

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-19-00439-CR
NO. 09-19-00440-CR

TOMELL MARLEE THOMAS, Appellant

V.

THE STATE OF TEXAS, Appellee

On Appeal from the 435th District Court
Montgomery County, Texas
Trial Cause Nos. 18-10-13143-CR, 18-10-13144-CR

MEMORANDUM OPINION

In an open plea, appellant Tomell Marlee Thomas pleaded guilty to two charges of aggravated robbery and pleaded “not true” to the enhancement paragraph. A jury found Thomas guilty of aggravated robbery as charged in the indictment and also found the enhancement paragraph to be true. In each case, the jury assessed Thomas’s punishment at thirty years of confinement. The trial court ordered that the sentences would run concurrently.

Thomas's appellate counsel filed an *Anders* brief that presents counsel's profession evaluation of the records and concludes the appeals are frivolous. *See Anders v. California*, 386 U.S. 738 (1967); *High v. State*, 573 S.W.2d 807 (Tex. Crim. App. 1978). On June 26, 2020, we granted an extension of time for Thomas to file *pro se* briefs. We received no response from Thomas. We have reviewed the appellate records, and we agree with counsel's conclusion that no arguable issues support the appeals. Therefore, we find it unnecessary to order appointment of new counsel to re-brief the appeals. *Cf. Stafford v. State*, 813 S.W.2d 503, 511 (Tex. Crim. App. 1991). We affirm the trial court's judgments.¹

AFFIRMED.

STEVE McKEITHEN
Chief Justice

Submitted on October 15, 2020
Opinion Delivered November 12, 2020
Do Not Publish

Before McKeithen, C.J., Kreger and Horton, JJ.

¹Thomas may challenge our decision in these cases by filing a petition for discretionary review. *See Tex. R. App. P. 68.*