

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-23-00139-CR

DOUGLAS EUGENE MILES, Appellant

V.

THE STATE OF TEXAS, Appellee

On Appeal from the 252nd District Court
Jefferson County, Texas
Trial Cause No. F20-33734

MEMORANDUM OPINION

On April 25, 2023, the trial court sentenced Douglas Eugene Miles on an indictment for driving while intoxicated. The trial court signed a certification that this is a plea-bargain case, and the defendant has no right of appeal, and that the defendant has waived the right of appeal. *See* Tex. R. App. P. 25.2(a)(2). On May 8, 2023, Miles filed a notice of appeal *pro se*. The trial court appointed counsel to represent Miles on appeal. The District Clerk provided the certification to the Court of Appeals.

On May 11, 2023, we notified the parties that we would dismiss the appeal unless the appellant established the certification was incorrect. We granted an extension of time to file a response, but the appellant did not file a written response on or before the due date of June 9, 2023. Since the record lacks a certification saying that Miles has the right of appeal, we dismiss the appeal. *See* Tex. R. App. P. 25.2(d).

APPEAL DISMISSED.

PER CURIAM

Submitted on June 27, 2023
Opinion Delivered June 28, 2023
Do Not Publish

Before Golemon, C.J., Johnson and Wright, JJ.