

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-23-00290-CR

RAYMOND REGINALD PEOPLES, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the Criminal District Court
Jefferson County, Texas
Trial Cause No. F19-33629**

MEMORANDUM OPINION

Raymond Reginald Peoples filed a pro se notice of appeal that indicated he seeks to appeal an interlocutory order. On September 25, 2023, we notified the parties that it appears the order being appealed is neither a final judgment nor an appealable order. We asked the parties to file written responses identifying the particular statute or rule authorizing an appeal at this time, and we warned the parties that we would dismiss the appeal unless we received a response that showed that we

have jurisdiction over an appeal of this case at this time. Neither of the parties filed a response.

Generally, an appeal may be taken by a defendant in a criminal case only after a final conviction. *See* Tex. R. App. P. 26.2(a) (establishing time for appeal by a defendant after a sentence is imposed in open court or the trial court signs an appealable order). In criminal cases, the courts of appeals have jurisdiction only of those appeals authorized by a statute. *See* Tex. Code Crim. Proc. Ann. art. 44.02; *Abbott v. State*, 271 S.W.3d 694, 697 n.8 (Tex. Crim. App. 2008) (A defendant's general right to appeal under Article 44.02 has always been limited to appeal from a final judgment.). A court of appeals lacks appellate jurisdiction to review an order before final judgment unless an interlocutory appeal is expressly provided by statute. *See Ragston v. State*, 424 S.W.3d 49, 52 (Tex. Crim. App. 2014). Neither of the parties have shown that the trial court has imposed sentence in open court or signed an order that may be appealed at this time. *See* Tex. R. App. P. 26.2(a). Accordingly, we dismiss the appeal for lack of jurisdiction. *See id.* 43.2(f).

APPEAL DISMISSED.

PER CURIAM

Submitted on October 31, 2023
Opinion Delivered November 1, 2023
Do Not Publish

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