



**In the
Court of Appeals
Second Appellate District of Texas
at Fort Worth**

No. 02-19-00059-CR

JACK LAMAR TAYLOR, Appellant

v.

THE STATE OF TEXAS

On Appeal from the 372nd District Court
Tarrant County, Texas
Trial Court No. 0908137D

Before Pittman, Birdwell, and Bassel, JJ.
Per Curiam Memorandum Opinion

MEMORANDUM OPINION

Appellant Jack Lamar Taylor, also known as Michael Taylor, attempts to appeal his May 2004 burglary conviction and sentence. Because we have no jurisdiction, we dismiss this appeal.

A repeat offender, Appellant pled guilty to burglary of a habitation in exchange for an eight-year sentence. *See* Tex. Penal Code Ann. §§ 12.42(b), 30.02(a)(1), (c)(2). The trial court convicted and sentenced Appellant on May 5, 2004, and he did not file a motion for new trial. Accordingly, Appellant's notice of appeal was due by June 4, 2004, but he did not file it until February 7, 2019. *See* Tex. R. App. P. 26.2(a) (providing that a notice of appeal must be filed within thirty days of sentencing absent a timely motion for new trial). Appellant's notice of appeal was therefore filed more than fourteen years too late. *See id.*

We informed Appellant by letter of our concern that we lack jurisdiction over this appeal because his notice of appeal was untimely filed. *See* Tex. R. App. P. 26.2(a). We stated that the appeal would be subject to dismissal absent a response showing grounds for continuing it. We have not received a response.

A notice of appeal that complies with the requirements of rule 26 is essential to vest this court with jurisdiction over an appeal. *See* Tex. R. App. P. 26.2. The Texas Court of Criminal Appeals has expressly held that without a timely filed notice of appeal, we cannot exercise jurisdiction over an appeal. *Olivo v. State*, 918 S.W.2d 519, 522 (Tex. Crim. App. 1996).

Because Appellant filed his pro se notice of appeal too late, we dismiss this appeal for want of jurisdiction. *See* Tex. R. App. P. 43.2(f).

Per Curiam

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Tex. R. App. P. 47.2(b)

Delivered: April 11, 2019