



**In The  
Court of Appeals  
Seventh District of Texas at Amarillo**

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No. 07-17-00331-CR

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**BARRY DWAYNE MINNFEE, APPELLANT**

**V.**

**THE STATE OF TEXAS, APPELLEE**

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On Appeal from the 320<sup>th</sup> Judicial District  
Potter County, Texas  
Trial Court No. 49,678-D, Honorable Don R. Emerson, Presiding

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**September 29, 2017**

**MEMORANDUM OPINION**

**Before QUINN, C.J., and CAMPBELL and PARKER, JJ.**

Pending before the court is an appeal from a "notice to appear" filed by Barry Dwayne Minnfee, pro se. Questioning whether this court has jurisdiction over the appeal, it directed Minnfee to amend his notice of appeal to comport with the applicable rules of appellate procedure and illustrate why jurisdiction exists. He filed a handwritten and rather illegible response to the directive. The court reads the response as illustrating an intent to appeal a notice to appear issued in an immigration matter. Such is not a final, appealable order. Nor has Minnfee illustrated the presence of a final,

appealable order. Our jurisdiction being dependent upon the existence of such an order, *Palomo v. State*, 330 S.W.3d 920, 920-21 (Tex. App.—Amarillo 2010, no pet.), and there being none, the court concludes that it lacks jurisdiction over the appeal.

The appeal is dismissed for want of jurisdiction.

Per Curiam