



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

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No. 07-21-00312-CR

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**BILLY WILSON, APPELLANT**

**V.**

**THE STATE OF TEXAS, APPELLEE**

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On Appeal from the 140th District Court  
Lubbock County, Texas  
Trial Court No. 2018-451,802, Honorable Douglas H. Freitag, Presiding

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January 21, 2022

**MEMORANDUM OPINION**

Before **PIRTLE** and **PARKER** and **DOSS, JJ.**

Appellant, Billy Wilson, attempts to appeal the trial court's pretrial *Judgment on Competency*. Appellant was indicted for robbery. On December 7, 2021, a jury found Appellant competent to stand trial. The trial court entered a judgment on the jury's verdict and this appeal followed. We now dismiss the appeal for want of jurisdiction.

We have jurisdiction to consider an appeal by a criminal defendant only from a judgment of conviction or where appellate jurisdiction has been expressly granted by law.

See *Abbott v. State*, 271 S.W.3d 694, 696-97 (Tex. Crim. App. 2008). A pretrial judgment of competency to stand trial is neither a judgment of conviction nor an order made immediately appealable by statute. See TEX. CODE. CRIM. PROC. ANN. § 46B.011 (providing that neither the State nor a criminal defendant may make an interlocutory appeal relating to a determination or ruling on the issue of a defendant's competency to stand trial); *but cf.* TEX. HEALTH & SAFETY CODE ANN. § 574.070 (permitting appeals from certain commitment proceedings after a finding of incompetency).

By letter of December 28, 2021, we directed Appellant's counsel to show how we have jurisdiction over the appeal by January 7, 2022. Appellant has not filed a response or had any further communication with this Court to date.

Because Appellant has not presented this Court with a judgment of conviction or an appealable order, we dismiss the appeal for want of jurisdiction.

Per Curiam

Do not publish.