



**In The  
Court of Appeals  
Sixth Appellate District of Texas at Texarkana**

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No. 06-11-00146-CR

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VIRGLE WAYNE GRANBERRY, Appellant

V.

THE STATE OF TEXAS, Appellee

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On Appeal from the Sixth Judicial District Court  
Lamar County, Texas  
Trial Court No. 23820

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Before Morriss, C.J., Carter and Moseley, JJ.  
Memorandum Opinion by Chief Justice Morriss

## MEMORANDUM OPINION

Virgle Wayne Granberry has filed a pro se notice of appeal from his conviction for aggravated sexual assault of a disabled person. On our review of the clerk's record, we noted that the trial court's certification of right of appeal stated that this was a plea agreement case and that Granberry has no right of appeal.

Unless a certification, showing that a defendant has the right of appeal, is in the record, we must dismiss the appeal. *See* TEX. R. APP. P. 25.2(d).

Because the trial court's certification affirmatively shows Granberry has no right of appeal, and because the record before us does not reflect that the certification is incorrect, *see Dears v. State*, 154 S.W.3d 610, 615 (Tex. Crim. App. 2005), we must dismiss the appeal.

We dismiss the appeal for want of jurisdiction.

Josh R. Morriss, III  
Chief Justice

Date Submitted: August 2, 2011

Date Decided: August 3, 2011

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