

TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN

NO. 03-06-00493-CR

Melvin Park, Appellant

v.

The State of Texas, Appellee

**FROM THE DISTRICT COURT OF HAYS COUNTY, 22ND JUDICIAL DISTRICT
NO. CR-05-238, HONORABLE CHARLES R. RAMSAY, JUDGE PRESIDING**

ORDER

PER CURIAM

In November 2006, the district court determined that appellant Melvin Park is not indigent and denied his request for a free record and appointed counsel. On January 12, 2007, this Court received a “motion to abandon case” signed by Park’s attorney. If this was intended as a motion to withdraw the notice of appeal, it did not comply with the appellate rules because it was not signed by Park. *See* Tex. R. App. P. 42.2.

Park’s counsel, David K. Sergi, is ordered to tender a brief on Park’s behalf for filing in this cause no later than April 6, 2007. This order will be withdrawn if a proper motion to withdraw notice of appeal is filed before that date.

It is ordered March 9, 2007.

Before Justices Patterson, Pemberton and Waldrop

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