

**TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN**

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**NO. 03-08-00589-CR**

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**Garland Scroggins, Appellant**

**v.**

**The State of Texas, Appellee**

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**FROM THE DISTRICT COURT OF TRAVIS COUNTY, 331ST JUDICIAL DISTRICT  
NO. 3012305, HONORABLE BOB PERKINS, JUDGE PRESIDING**

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**MEMORANDUM OPINION**

This is an attempted appeal from the denial of appellant’s “Motion for Nunc Pro Tunc Order to Correct Invalid Affirmative Finding of a Deadly Weapon.” The denial of a motion for a nunc pro tunc judgment is not an appealable order. *Everett v. State*, 82 S.W.3d 735, 735 (Tex. App.—Waco 2002, pet. dismissed). Because this appeal does not fall within the exceptions to the general rule that appeal may be taken only from a final judgment of conviction, we have no jurisdiction. Accordingly, we dismiss the appeal.

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Diane M. Henson, Justice

Before Justices Patterson, Waldrop and Henson

Dismissed for Want of Jurisdiction

Filed: October 30, 2008

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