

TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN

NO. 03-17-00060-CR

David Ponder, Appellant

v.

State of Texas, Appellee

**FROM THE COUNTY COURT AT LAW NO. 4 OF TRAVIS COUNTY
NO. C-1-CR-15-100004, HONORABLE MIKE DENTON, JUDGE PRESIDING**

ORDER AND MEMORANDUM OPINION

PER CURIAM

David Ponder seeks to appeal his judgment of conviction. *See* Tex. Code Crim. Proc. art. 4.03. However, the clerk's record does not contain the necessary trial court certification of Ponder's right of appeal. *See* Tex. R. App. P. 25.2(a)(2) (requiring trial court to enter certification of defendant's right of appeal "each time it enters a judgment of guilt or other appealable order"), (d) (requiring record to include trial court's certification).

Accordingly, we abate this appeal and remand the cause to the trial court for entry of a certification of Ponder's right of appeal. *See* Tex. R. App. P. 25.2(a)(2), 44.4. A supplemental clerk's record containing the trial court's certification shall be filed with this Court no later than March 16, 2017. *See* Tex. R. App. P. 34.5(c)(2).

It is ordered on February 14, 2017.

Before Chief Justice Rose, Justices Field and Bourland

Abated and Remanded

Filed: February 14, 2017

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