

TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN

**NO. 03-18-00681-CR
NO. 03-18-00682-CR**

Charles Wayne Bryant, Appellant

v.

The State of Texas, Appellee

**FROM THE DISTRICT COURT OF BELL COUNTY, 27TH JUDICIAL DISTRICT
NOS. 43068, 43112, HONORABLE JACK W. PRESCOTT, JUDGE PRESIDING**

MEMORANDUM OPINION

Appellant Charles Wayne Bryant, appearing pro se, seeks to appeal from the trial court’s denial of his motion for judgment nunc pro tunc. “The standard for determining jurisdiction is . . . whether the appeal is authorized by law.” *Abbott v. State*, 271 S.W.3d 694, 696-97 (Tex. Crim. App. 2008). In criminal cases, an appeal is authorized only when a trial court “enters a judgment of guilt or other appealable order.” Tex. R. App. P. 25.2(a)(2); see Tex. Code Crim. Proc. art. 44.02 (“A defendant in any criminal action has the right of appeal under the rules hereinafter prescribed . . .”). A post-judgment order denying a motion for judgment nunc pro tunc is not an appealable order. See *Abbott*, 271 S.W.3d at 697 (holding that no rule or statutory or constitutional provision authorizes appeal of post-judgment order denying time-credit); *Mayzone v. State*, No. 13-17-00300-CR, 2017 Tex. App. LEXIS 10468, at *1(Tex. App.—Austin Nov. 9, 2017, no pet.) (mem. op., not designated for publication) (holding that there is no appellate jurisdiction over denial

of motion for judgment nunc pro tunc); *Castor v. State*, 205 S.W.3d 666, 667 (Tex. App.—Waco 2006, no pet.) (same). Accordingly, we dismiss these appeals for want of jurisdiction. *See* Tex. R. App. P. 43.2(f).

Chari L. Kelly, Justice

Before Chief Justice Rose, Justices Triana and Kelly

Dismissed for Want of Jurisdiction

Filed: January 16, 2019

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