

Dismissed and Opinion filed June 14, 2001.



In The

Fourteenth Court of Appeals

**NOS. 14-00-01427-CR;
14-00-01428-CR**

RASSAY LEE BAILEY, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the 184th District Court
Harris County, Texas
Trial Court Cause Nos. 819,258 & 818,182**

OPINION

Appellant pled guilty to the offense of aggravated robbery in both cause numbers 819,258 and 818,182 on September 27, 2000. In accordance with the terms of a plea bargain agreement with the State, the trial court sentenced appellant on September 27, 2000, to 8 years confinement in each cause, with the sentences to run concurrently. Because we have no jurisdiction over this appeal, we dismiss.¹

¹ Appellant's appointed counsel filed a brief in which he concludes that the appeal is wholly frivolous and without merit because this court has no jurisdiction. The brief meets the requirements of *Anders v. California*, 386 U.S. 738, 87 S.Ct. 1396, 18 L.Ed.2d 493 (1967), by presenting a professional evaluation of

Appellant filed a timely pro se general notice of appeal² that did not comply with the requirements of Rule 25.2(b)(3) of the Texas Rules of Appellate Procedure. *See* TEX. R. APP. P. 25.2(b)(3). Rule 25.2(b)(3) provides that when an appeal is from a judgment rendered on a defendant's plea of guilty or nolo contendere and the punishment assessed does not exceed the punishment recommended by the State and agreed to by the defendant, the notice of appeal must: (1) specify that the appeal is for a jurisdictional defect; (2) specify that the substance of the appeal was raised by written motion and ruled on before trial; or (3) state that the trial court granted permission to appeal. *Id.* Because the time for filing a proper notice of appeal has expired, appellant may not file an amended notice of appeal to correct jurisdictional defects. *State v. Riewe*, 13 S.W.3d 408, 413-14 (Tex. Crim. App. 2000). Because appellant's notice of appeal did not comply with the requirements of Rule 25.2(b)(3), we are without jurisdiction to consider any of appellant's issues, including the voluntariness of the plea. *See Cooper v. State*, No. 1100-99, slip. op. at 8, 2001 WL 321579 at *1 (Tex. Crim. App. April 4, 2001) (holding that appellant who files general notice of appeal may not appeal voluntariness of negotiated plea).

Accordingly, we dismiss the appeal for want of jurisdiction.

PER CURIAM

Judgment rendered and Opinion filed June 14, 2001.

Panel consists of Justices Yates, Fowler, and Wittig.

Do Not Publish — TEX. R. APP. P. 47.3(b).

the record demonstrating why there are no arguable grounds to be advanced. *See High v. State*, 573 S.W.2d 807 (Tex. Crim. App. 1978).

² Appointed counsel filed notices of appeal complying with Rule 25.2(b)(3) after he was appointed by the trial court, but these notices of appeal were not timely filed.