

Dismissed and Opinion filed December 20, 2001.



In The
Fourteenth Court of Appeals

**NOS. 14-01-00156-CR
14-01-00157-CR
14-01-00158-CR**

BEN J. VILLAR, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the 240th District Court
Fort Bend County, Texas
Trial Court Cause Nos. 31,949B;31,951;31,953**

OPINION

Appellant pleaded nolo contendere to charges of felony forgery on January 23, 2001. In accordance with the terms of a plea bargain agreement with the State, the trial court sentenced appellant to five years' deferred adjudication. Because we have no jurisdiction over this appeal, we dismiss.

Appellant filed a timely general notice of appeal 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*, 45 S.W.2d 77, 83 (Tex. Crim. App. 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.

/s/ Leslie Brock Yates
Justice

Judgment rendered and Opinion filed December 20, 2001.

Panel consists of Justices Yates, Edelman, and Draughn¹.

Do Not Publish — TEX.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

¹ Senior Justice Draughn sitting by assignment.