

Affirmed and Opinion filed January 4, 2001.



In The

Fourteenth Court of Appeals

NO. 14-00-01024-CR

NO. 14-00-01025-CR

JOHN HENRY ALIX, III, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the 232nd District Court
Harris County, Texas
Trial Court Cause Nos. 838,702 & 838,703**

O P I N I O N

After a plea of nolo contendere, appellant was convicted of the offenses of possession of less than one gram of phencyclidine, and possession of delivery of less than one gram of cocaine, and sentenced to 180 days in a state jail facility on June 29, 2000. Appellant filed pro se notices of appeal.

On November 16, 2000, this court ordered a hearing to determine why appellant had not filed a brief in these appeals and to determine whether appellant was entitled to appointed counsel on appeal. On December 11, 2000, the trial court conducted the hearing. The record of the hearing was filed in this court on December 18, 2000.

Appellant did not appear at the hearing. At the hearing, the trial court determined that appellant had served his sentence. Notice of the hearing was sent to appellant's last known address by certified mail, return receipt requested, but appellant did not sign as receiving the notice. The trial court noted that it had no other means to contact appellant. Accordingly, it appears from this record that appellant has abandoned his appeals without making arrangements to file a brief.

On the basis of those findings, this court has considered the appeals without briefs. *See* TEX. R. APP. P. 38.8(b). We find no fundamental error.

Accordingly, the judgments of the trial court are affirmed.

PER CURIAM

Judgment rendered and Opinion filed January 4, 2001.

Panel consists of Chief Justice Murphy, Justices Amidei and Hudson.¹

Do not publish - TEX. R. APP. P. 47.3(b).

¹ Former Justice Maurice Amidei sitting by assignment.