

Dismissed and Opinion filed March 15, 2001.

In The
Fourteenth Court of Appeals

**NOS. 14-01-00224-CR;
14-01-00225-CR;
14-01-00226-CR**

JAMES GUZMAN, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the 182nd District Court
Harris County, Texas
Trial Court Cause Nos. 849,859; 849,860; 854,506**

MEMORANDUM OPINION

After a guilty plea, appellant was convicted of three separate offenses: (1) the offense of assault on a public servant and sentenced on December 1, 2000, to 20 years in the Institutional Division of the Texas Department of Criminal Justice (TDCJ-ID); (2) the offense of possession of marihuana and sentenced on December 1, 2000, to 10 years in TDCJ-ID; and (3) the offense of possession with intent to deliver cocaine and sentenced on December 1, 2000, to 25 years in TDCJ-ID. No motions for new trial were filed. Appellant's consolidated notice of appeal was not filed until February 5, 2001.

A defendant's notice of appeal must be filed within thirty days after sentence is imposed when the defendant has not filed a motion for new trial. *See* TEX. R. APP. P. 26.2(a)(1). A notice of appeal which complies with the requirements of Rule 26 is essential to vest the court of appeals with jurisdiction. *See Slaton v. State*, 981 S.W.2d 208, 210 (Tex. Crim. App. 1998). If an appeal is not timely perfected, a court of appeals does not obtain jurisdiction to address the merits of the appeal. Under those circumstances it can take no action other than to dismiss the appeal. *See id.*

Accordingly, the appeal is ordered dismissed.

PER CURIAM

Judgment rendered and Opinion filed March 15, 2001.

Panel consists of Justices Fowler, Yates, and Wittig.

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