

Dismissed and Opinion filed October 12, 2000.



In The

Fourteenth Court of Appeals

NO. 14-99-00814-CR

RONNIE LEE GREENROAD, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the 351st District Court
Harris County, Texas
Trial Court Cause No. 721,322**

OPINION

Appellant entered a plea of nolo contendere to the offense of promotion of prostitution pursuant to a plea agreement. The trial court accepted appellant's plea, found the evidence sufficient to substantiate guilt, but withheld a finding of guilt and placed appellant on community supervision for two years. Later, the State moved to adjudicate appellant's guilt to the offense. Appellant entered a plea of true to the State's motion. Thereafter, the trial court revoked appellant's community supervision, adjudicated appellant's guilt on the offense of promotion of prostitution, and assessed punishment at eight months confinement in the Harris County Jail. Appellant filed a motion for new trial,

in which he contended his plea of true was involuntary. After a hearing, the trial court denied the motion.

On appeal, appellant contends the trial court abused its discretion in denying his motion for new trial because his plea of true to the motion to adjudicate was involuntary. Appellant maintains he would not have entered a plea of true if his trial counsel had advised him that a conviction for promotion of prostitution would preclude him from working in a sexually oriented enterprise in the City of Houston. At the time he entered his plea, appellant was employed as a manager of a sexually oriented business.

By this point of error, appellant seeks review of the trial court's decision to adjudicate his guilt. *See Hargrave v. State*, 10 S.W.3d 355, 357 (Tex. App.—Houston [1st Dist.] 1999, pet. ref'd) (op. on reh'g). No appeal may be taken from the trial court's decision to proceed with an adjudication of guilt on a deferred adjudication. *See* TEX. CODE CRIM. PROC. ANN. art. 42.12, §5(b) (Vernon Supp. 2000); *Connolly v. State*, 983 S.W.2d 738, 741 (Tex. Crim. App. 1999); *Hargrave*, 10 S.W.2d at 357. Accordingly, we have no jurisdiction to consider the merits of appellant's appeal. *See Connolly*, 983 S.W.2d at 741. Without jurisdiction over an appeal, the only action this court can take is to dismiss the appeal. *See Slaton v. State*, 981 S.W.2d 208, 210 (Tex. Crim. App. 1998).

Therefore, we dismiss the appeal for want of jurisdiction.

PER CURIAM

Judgment rendered and Opinion filed October 12, 2000.

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

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