

Dismissed and Opinion filed August 31, 2000.



In The

Fourteenth Court of Appeals

NO. 14-00-00988-CR

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ANTHONY ACEVEDO, Appellant

V.

THE STATE OF TEXAS, Appellee

On Appeal from the 176th District Court
Harris County, Texas
Trial Court Cause Nos. 837,767 & 743,299

OPINION

After a guilty plea, appellant was convicted of the offense of aggravated assault, and after a plea of true, his guilt was adjudicated on the offense of possession of cocaine, and appellant was sentenced to eight years in prison on June 20, 2000. No motion for new trial was filed. Appellant's pro se notice of appeal was not filed until August 4, 2000.

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 appeals are ordered dismissed.

PER CURIAM

Judgment rendered and Opinion filed August 31, 2000.

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

Do Not Publish - TEX.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