

Affirmed and Opinion filed October 7, 1999.



In The

Fourteenth Court of Appeals

NO. 14-99-00058-CR

ARNOLD OTTO FRENCH, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the County Court at Law
Waller County, Texas
Trial Court Cause No. CC98-378**

OPINION

After a jury trial, appellant was convicted of the offense of filing a false report, and sentenced to eighteen days in the Waller County Jail on October 27, 1998.

On May 27, 1999, this court ordered a hearing to determine why appellant had not filed the reporter's record or a brief in this appeal. On June 11, 1999, the trial court conducted the hearing. The record of the hearing was filed in this court on August 23, 1999.

Although notified of the hearing, appellant did not appear. The trial court found appellant never claimed indigence on appeal nor asked the trial court to appoint an attorney for

purposes of appeal. The court further found appellant never made any arrangements for preparation of a reporter's record. Accordingly, the trial court found that appellant no longer desires to prosecute his appeal.

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

Accordingly, the judgment of the trial court is affirmed.

PER CURIAM

Judgment rendered and Opinion filed October 7, 1999.

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

Do not publish - TEX.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