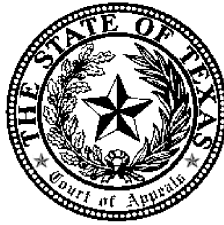


Dismissed and Opinion filed November 15, 2001.



In The
Fourteenth Court of Appeals

NO. 14-01-00899-CR

PAUL HARVEY, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the County Criminal Court at Law No. 3
Harris County, Texas
Trial Court Cause No. 1054594**

MEMORANDUM OPINION

After a guilty plea, appellant was convicted of the misdemeanor offense of assault and sentenced on April 18, 2001, to 20 days in the Harris County Jail. Appellant's notice of appeal was not filed until June 8, 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 November 15, 2001.

Panel consists of Justices Anderson, Hudson, and Frost.

Do Not Publish - TEX.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