

Dismissed and Opinion filed November 22, 2000.



In The

Fourteenth Court of Appeals

NO. 14-98-01247-CR

DANTIE TERREL WILLIAMS, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the 228th District Court
Harris County, Texas
Trial Court Cause No. 784,122**

OPINION

Pursuant to a plea bargain, Dantie Terrel Williams pleaded guilty to the offense of engaging in organized crime. The trial court assessed punishment at seven years' imprisonment, which did not exceed the recommendation of the State. In one point of error, Williams appeals the legal sufficiency of the evidence to support his conviction. However, we have no jurisdiction to hear his appeal and thus dismiss it.

Perfection of appeal in criminal cases is addressed in Rule 25.2 of the Texas Rules of Appellate Procedure. This rule provides:

But if the appeal is from a judgment rendered on the defendant's plea of guilty or nolo contendere under the Code of Criminal Procedure article 1.15, and the punishment assessed did not exceed the punishment recommended by the prosecutor and agreed to by the defendant, the notice [of appeal] must:

- (A) specify that the appeal is for a jurisdictional defect;
- (B) specify that the substance of the appeal was raised by written motion and ruled on before trial; or
- (C) state that the trial court granted permission to appeal.

TEX. R. APP. P. 25.2(b)(3). Williams filed a notice of appeal that does not comply with Rule 25.2(b)(3). Further, his appeal of the sufficiency of the evidence raises a non-jurisdictional defect. *See Lyons v. State*, 872 S.W.2d 732, 736 (Tex. Crim. App. 1994). Therefore, considering the sole point of error raised by appellant, we are without jurisdiction. *See Davis v. State*, 870 S.W.2d 43, 46-47 (Tex. Crim. App. 1994).

Accordingly, we dismiss Williams's appeal for want of jurisdiction.

/s/ Ross A. Sears
 Justice

Judgment rendered and Opinion filed November 22, 2000.

Panel consists of Justices Sears, Cannon, and Hutson-Dunn.*

Do Not Publish — TEX.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

*Senior Justices Ross A. Sears, Bill Cannon, and D. Camille Hutson-Dunn sitting by assignment.