

Affirmed and Opinion filed March 2, 2000.



In The

Fourteenth Court of Appeals

**NOS. 14-99-00888-CR
14-99-00889-CR**

RUSSELL KEITH ENSLEY, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the 232nd District Court
Harris County, Texas
Trial Court Cause Nos. 727,346 & 727,511**

OPINION

After a jury trial, appellant was convicted of the offenses of possession of a controlled substance and possession of a controlled substance with intent to deliver, and sentenced to two years and fifteen years, respectively, in the Texas Department of Criminal Justice--Institutional Division on June 16, 1999.

On February 3, 2000, this court ordered a hearing to determine why appellant had not made arrangements to pay for the reporter's record or if he had abandoned his appeals. On

February 10, 2000, the trial court conducted the hearing. The trial court's findings were filed in a supplemental clerk's record in this court on February 22, 2000.

Appellant failed to appear at the hearing. Accordingly, the trial court found appellant no longer desires to prosecute his appeals.

On the basis of that finding, this court has considered the appeal without briefs. *See* TEX. R. APP. P. 38.8(b). Moreover, the case is before us without a reporter's record. We find no fundamental error.

Accordingly, the judgment of the trial court is affirmed.

PER CURIAM

Judgment rendered and Opinion filed March 2, 2000.

Panel consists of Justices Amidei, Anderson, and Frost.

Do not publish - TEX.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