

Dismissed and Opinion filed January 31, 2002.



In The  
**Fourteenth Court of Appeals**

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**NO. 14-02-00042-CR**

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**MORILUN ZOLBROD, Appellant**

**V.**

**THE STATE OF TEXAS, Appellee**

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**On Appeal from the 337th District Court  
Harris County, Texas  
Trial Court Cause No. 869,903**

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**MEMORANDUM OPINION**

After a guilty plea, appellant was convicted of the offense of aggravated sexual assault of a child and sentenced to five years confinement in the Texas Department of Criminal Justice--Institutional Division on August 22, 2001. No motion for new trial was filed. Appellant's notice of appeal was not filed until December 6, 2002.

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 January 31, 2002.

Panel consists of Justices Yates, Edelman, and Guzman.

Do Not Publish - TEX.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