

Dismissed for Want of Jurisdiction and Opinion filed May 3, 2001.



In The

Fourteenth Court of Appeals

NO. 14-00-01418-CR

JASON FROLICH, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the 182nd District Court
Harris County, Texas
Trial Court Cause No. 849,192**

MEMORANDUM OPINION

Appellant entered a plea of guilty to the felony offense of burglary of a habitation enhanced with a previous felony conviction. The court sentenced appellant pursuant to a plea bargain agreement at confinement for seven years in the Texas Department of Criminal Justice.

Appellant's appointed counsel filed a motion to withdraw from representation of appellant along with a supporting brief in which he concludes that the appeal is wholly frivolous and without merit. The brief meets the requirements of *Anders v. California*, 386 U.S. 738, 87 S.Ct. 1396, 18 L.Ed.2d 493 (1967), by presenting a professional evaluation of the record

demonstrating why there are no arguable grounds to be advanced. *See High v. State*, 573 S.W.2d 807 (Tex. Crim. App. 1978). A copy of counsel's brief was delivered to appellant. Appellant was advised of the right to examine the appellate record and to file a *pro se* response. As of this date, *nopro se* response has been filed. We have reviewed the record and counsel's brief and dismiss the appeal for want of jurisdiction.

Rule 25.2(b)(3) of the Texas Rules of Appellate Procedure requires a defendant in an appeal from a plea bargained conviction to obtain the trial court's permission to appeal any matter in the case except for jurisdictional issues and those matters raised by written motion and ruled on before trial. *See* TEX. R. APP. P. 25.2(b)(3) (Vernon Supp. 2000). Appellant filed a general notice of appeal. The notice does not indicate that appellant obtained the trial court's permission to appeal, nor does it show the appeal is from a matter raised by written motion and ruled on before trial. Therefore, this court may consider only jurisdictional issues. *See Scott v. State*, 995 S.W.2d 325, 326 (Tex. App.—Houston [1st Dist.] 1999, no pet.); *Shelby v. State*, 887 S.W.2d 77, 78 (Tex. App.—Dallas 1994, no pet.). After a careful review of the record, we find no such issues.

We grant counsel's motion to withdraw and dismiss this appeal for want of jurisdiction.

PER CURIAM

Judgment rendered and Opinion filed May 3, 2001
Panel consists of Justices Fowler, Yates and Wittig.
Do Not Publish — TEX. R. APP. P. 47.3(b).