

**Affirmed and Opinion filed August 24, 2000.**



**In The**

**Fourteenth Court of Appeals**

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**NO. 14-00-00301-CR**

**NO. 14-00-00302-CR**  
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**MARIO JOSE MORALES, Appellant**

**V.**

**THE STATE OF TEXAS, Appellee**

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**On Appeal from the 177th District Court  
Harris County, Texas  
Trial Court Cause Nos. 822,009 & 797,004**

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**OPINION**

After a guilty plea and a plea of true to the State's motion to adjudicate, respectively, appellant was convicted of the offenses of aggravated assault, and sentenced to ten years in prison on January 20, 2000. The clerk's record was filed on March 21, 2000. No reporter's record and no briefs have been filed.

On July 6, 2000, this court ordered a hearing to determine why appellant's counsel had not filed a brief in these appeals. On July 28, 2000, the trial court conducted the hearing. The record of the hearing was filed in this court on August 7, 2000.

Appellant and his retained counsel were present at the hearing. Both testified that appellant wished to withdraw his appeal. The trial court found appellant is not indigent and appellant no longer desires to prosecute his appeals. Although appellant's counsel stated he would file a motion to withdraw the notices of appeal, no motion has been filed.

On the basis of the trial court's findings, this court has considered the appeals without briefs. *See* TEX. R. APP. P. 38.8(b). We find no fundamental error.

Accordingly, the judgments of the trial court are affirmed.

PER CURIAM

Judgment rendered and Opinion filed August 24, 2000.

Panel consists of Chief Justice Murphy, Justices Hudson and Wittig.

Do not publish - TEX.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