NO. 07-10-00438-CR

IN THE COURT OF APPEALS

FOR THE SEVENTH DISTRICT OF TEXAS

AT AMARILLO

PANEL B

FEBRUARY 22, 2011

LUIS ANGEL OLVERA, APPELLANT

v.

THE STATE OF TEXAS, APPELLEE

FROM THE 222ND DISTRICT COURT OF DEAF SMITH COUNTY;

NO. CR-10D-041; HONORABLE ROLAND D. SAUL, JUDGE

Before QUINN, C.J., and CAMPBELL and HANCOCK, JJ.

MEMORANDUM OPINION

Appellant Luis Angel Olvera appeals his conviction for felony driving while intoxicated. The certification of right to appeal executed by the trial court states that this "is a plea bargain case and the defendant has NO right of appeal and the defendant has waived the right of appeal." This fact was brought to the attention of appellant by letter and he was granted an opportunity to obtain an amended certification entitling him to appeal. No such certification was received within the time we allotted. Having received no amended certification, we dismiss the appeal. Tex. R. App. P. 25.2(d); *see Chavez*

v. State, 183 S.W.3d 675, 680 (Tex.Crim.App. 2006) (appellate court must dismiss prohibited appeal without further action).

James T. Campbell
Justice

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