



IN THE _____TH JUDICIAL DISTRICT COURT
NUECES COUNTY, TEXAS

THE STATE OF TEXAS
Vs.

No. _____

TRIAL COURT’S CERTIFICATION OF DEFENDANT’S RIGHT OF APPEAL*

I, the Judge of the trial Court, certify that this criminal case:

- is not a plea bargain case (or is a Revocation Proceeding where the Court IS revoking probation), and Defendant has the right of appeal; [or]
- is a plea bargain case, but matters were raised by written motion filed and ruled on before trial and not withdrawn or waived, and Defendant has the right of appeal; [or]
- is a plea bargain case, but the Court has given permission to appeal, and Defendant has the right of appeal; [or]
- is a plea bargain case (or is a Revocation Proceeding where the Court IS NOT revoking probation), and Defendant has NO right of appeal; [or]
- Defendant has waived the right of appeal.

JUDGE PRESIDING

Date signed

I have received a copy of this certification. I have also been informed of my rights concerning any appeal of this criminal case, including any right to file a *pro se* petition for discretionary review pursuant to Rule 68 of the Texas Rules of Appellate Procedure. I have been admonished that my attorney must mail a copy of the court of appeals’ judgment and opinion to my last known address and that I have only 30 days in which to file a *pro se* petition for discretionary review in the Court of Criminal Appeals. Tex. R. App. P. 68.2. I acknowledge that, if I wish to appeal this case and if I am entitled to do so, it is my duty to inform my appellate attorney, by written communication, of any change in the address at which I am currently living or any change in my current prison, state jail or county jail unit. I understand that, because of appellate deadlines, if I fail to timely inform my appellate attorney of any change in my address, I may lose the opportunity to file a *pro se* petition for discretionary review.

Defendant
Mailing address: _____
Physical Address: _____
Telephone: _____
Email address: _____

Defendant’s Counsel SBN: _____
Mailing address: _____
Physical Address: _____
Telephone: _____
Fax number: _____
Email address: _____

* “A defendant in a criminal case has the right of appeal under these rules. The trial court shall enter a certification of Defendant’s right to appeal in every case in which it enters a judgment of guilt or other appealable order. In a plea bargain case – that is, a case in which a defendant’s plea was guilty or nolo contendere and the punishment did not exceed the punishment recommended by the prosecutor and agreed to by Defendant – a defendant may appeal only: (A) those matters that were raised by written motion filed and ruled on before trial, or (B) after getting the trial court’s permission to appeal.” Texas Rule of Appellate Procedure 25.2(a)(2).