

COURT OF APPEALS FOR THE SIXTH APPELLATE DISTRICT OF TEXAS

Montana Lee Schneider v. the State of Texas

No. 06-25-00029-CR, Court of Appeals for the Sixth Appellate District of Texas (December 17, 2025)

SUMMARY

The Texas Sixth Court of Appeals partially modified the trial court’s judgment in Montana Lee Schneider’s criminal case. The court deleted \$290.00 in court costs from count one, corrected the listed offense statute to section 43.26(d)(1) of the Texas Penal Code, affirmed the judgment as modified, and waived appellate costs based on the appellant’s inability to pay.

CASE DETAILS

COURT	Court of Appeals for the Sixth Appellate District of Texas
WRITING FOR THE COURT	Justice van Cleef; Chief Justice Scott E. Stevens; Justice Rambin
JURISDICTION	Court of Appeals for the Sixth Appellate District of Texas
DECIDED	December 17, 2025
DOCKET	06-25-00029-CR
DISPOSITION	affirmed
PROCEDURAL POSTURE	Criminal appeal from a judgment of the Sixth District Court of Lamar County, Texas.
PRECEDENTIAL VALUE	Published
PARTIES	Montana Lee Schneider v. The State of Texas

TOPICS

- appellate procedure
- criminal procedure

PRACTICE AREAS

- criminal law
- appellate procedure

QUESTIONS PRESENTED

- Whether the trial court's judgment should be corrected to remove the \$290.00 assessment of court costs from count one.
- Whether the trial court's judgment should be corrected to identify the offense statute as section 43.26(d)(1) of the Penal Code.

3. Whether Schneider should be required to pay the costs of appeal.

FACTUAL BACKGROUND

The appeal concerned a criminal judgment containing an assessment of \$290.00 in court costs on count one and an incorrect or incomplete statutory designation for the offense. The court of appeals also noted Schneider's inability to pay appellate costs.

PROCEDURAL HISTORY

Schneider appealed the trial court's criminal judgment in trial court cause number 31156. The court of appeals found partial error, modified the judgment to delete \$290.00 in court costs from count one and to identify the offense statute as section 43.26(d)(1) of the Penal Code, and affirmed the judgment as modified.

DISPOSITION

affirmed

OPINION

Montana Lee Schneider v. the State of Texas

PER CURIAM.

Court of Appeals Sixth Appellate District of Texas

JUDGMENT

Montana Lee Schneider, Appellant Appeal from the 6th District Court of Lamar County, Texas (Tr. Ct. No. 31156). No. 06-25-00029-CR v. Panel consists of Chief Justice Stevens and Justices van Cleef and Rambin. The State of Texas, Appellee Memorandum Opinion delivered by Justice van Cleef. As stated in the Court's opinion of this date, we find there was partial error in the judgment of the court below. Therefore, we modify the trial court's judgment in count one to delete the assessment of \$290.00 court costs and to list the statute for the offense as "43.26(d)(1) Penal Code." As modified, we affirm the judgment of the trial court. We note that the appellant, Montana Lee Schneider, has adequately indicated his inability to pay costs of appeal. Therefore, we waive payment of costs.

RENDERED DECEMBER 17, 2025

BY ORDER OF THE COURT

SCOTT E. STEVENS

CHIEF JUSTICE

ATTEST: Debra K. Autrey, Clerk