

COURT OF APPEALS FOR THE NINTH DISTRICT OF TEXAS AT BEAUMONT

Matthew Wade Grogan v. the State of Texas

Grogan · No. 09-25-00344-CR · Decided May 27, 2026

SUMMARY

The Ninth District Court of Appeals of Texas affirmed the trial court’s judgment revoking Matthew Wade Grogan’s deferred adjudication community supervision, adjudicating him guilty of indecency with a child, and sentencing him to seven years of confinement. The court conducted an Anders review and concluded that the appeal presented no arguable grounds for reversal.

CASE DETAILS

COURT	Court of Appeals for the Ninth District of Texas at Beaumont
WRITING FOR THE COURT	Leanne Johnson; Wright; Chambers
JURISDICTION	Court of Appeals for the Ninth District of Texas at Beaumont
DECIDED	May 27, 2026
DOCKET	09-25-00344-CR
DISPOSITION	affirmed
PROCEDURAL POSTURE	Anders appeal from the revocation of deferred-adjudication community supervision, adjudication of guilt for indecency with a child, and imposition of a seven-year sentence.
STANDARD OF REVIEW	Upon receipt of an Anders brief, the appellate court must conduct a full examination of the record to determine whether the appeal is wholly frivolous.
PRECEDENTIAL VALUE	Nonprecedential; the opinion states Do Not Publish.
PARTIES	Matthew Wade Grogan v. The State of Texas

TOPICS

- appellate procedure
- criminal procedure
- standard of review
- plea bargaining
- sentencing

PRACTICE AREAS

- criminal appellate practice
- criminal procedure
- Anders appeals

QUESTIONS PRESENTED

1. Whether the Anders appeal presented any arguable grounds for reversal after independent review of the record and appointed counsel's brief.
2. Whether the court of appeals was required to appoint new counsel to rebrief the appeal.

HOLDINGS

1. After conducting a full examination of the record and reviewing appointed counsel's Anders brief, the court found no arguable grounds for reversal and concluded that the appeal was wholly frivolous.
2. The court was not required to appoint new counsel to rebrief the appeal because its full review of the record disclosed no arguable grounds for reversal.

KEY QUOTATIONS

“Upon receiving an Anders brief, this Court must conduct a full examination of the record to determine whether the appeal is wholly frivolous.” (at 2)

“We have reviewed the entire record and counsel’s brief, and we have found nothing that would arguably support an appeal.” (at 2)

FACTUAL BACKGROUND

A grand jury indicted Grogan for indecency with a child, a second-degree felony. He pleaded guilty under a plea bargain, received deferred adjudication, and was placed on ten years of community supervision. The State later alleged six violations, to which Grogan pleaded true. After reviewing an updated presentence investigation report, the trial court revoked supervision, adjudicated Grogan guilty, and sentenced him to seven years of confinement.

PROCEDURAL HISTORY

Grogan pleaded guilty pursuant to a plea bargain, and the trial court deferred adjudication and placed him on ten years of community supervision. After the State alleged six violations, Grogan pleaded true, and the trial court revoked community supervision, adjudicated him guilty, and sentenced him to seven years of confinement. Appointed appellate counsel filed an Anders brief asserting that no arguable grounds for reversal existed; Grogan did not file a pro se brief. The court of appeals independently reviewed the record and affirmed.

DISPOSITION

affirmed

CASES CITED

- Anders v. California, 386 U.S. 738 (1967)
- High v. State, 573 S.W.2d 807 (Tex. Crim. App. 1978)
- Penson v. Ohio, 488 U.S. 75, 80 (1988)
- Bledsoe v. State, 178 S.W.3d 824, 827-28 (Tex. Crim. App. 2005)

- *Stafford v. State*, 813 S.W.2d 503, 511 (Tex. Crim. App. 1991)

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