

TEXAS COURT OF APPEALS, FOURTH DISTRICT, SAN ANTONIO

Bryan Keith Gutierrez v. The State of Texas

No. 04-26-00160-CR (Tex. App.—San Antonio Apr. 8, 2026) (mem.) · No. No. 04-26-00160-CR · Decided

April 8, 2026

SUMMARY

The Fourth Court of Appeals of Texas dismissed Bryan Keith Gutierrez's appeal for want of jurisdiction. The court construed his motion for bond relief as a notice of appeal and held that it lacked jurisdiction over interlocutory challenges to bail and the denial of a motion to quash an indictment; Gutierrez did not respond to the court's show-cause order.

OPINION

PER CURIAM.

Fourth Court of Appeals San Antonio, Texas MEMORANDUM OPINION No. 04-26-00160-CR Bryan Keith GUTIERREZ, Appellant v. The STATE of Texas, Appellee From the 81st Judicial District Court, Karnes County, Texas Trial Court No. 25-09-00102-CRK Honorable Jennifer Dillingham, Judge Presiding PER CURIAM Sitting: Rebeca C. Martinez, Chief Justice Irene Rios, Justice Velia J. Meza, Justice Delivered and Filed: April 8, 2026 DISMISSED FOR WANT OF JURISDICTION The clerk's record reflects that on March 2, 2026, appellant filed a "Motion for Bond Relief" in this court, appearing to challenge the amount set as bail and requesting that several indictments against him be quashed.

The record does not reflect a judgment of conviction. We liberally construe appellant's motion as a notice of appeal. See TEX. R. APP. P. 25.2. "Jurisdiction must be expressly given to the courts of appeals in a statute." *Ragston v. State*, 424 S.W.3d 49, 52 (Tex. Crim. App. 2014). "There is no constitutional or statutory authority 04-26-00160-CR granting the courts of appeals jurisdiction to hear interlocutory appeals regarding excessive bail or the denial of bail." *Id.* And we have no jurisdiction to review an interlocutory order denying a motion to quash an indictment.

Ex parte Alvear, 524 S.W.3d 261, 263 (Tex. App.—Waco 2016, no pet.). We accordingly ordered appellant to show cause why this appeal should not be dismissed for lack of jurisdiction. Appellant did not respond. We dismiss this appeal for lack of jurisdiction. PER CURIAM DO NOT PUBLISH -2-