

TEXAS COURT OF APPEALS, FOURTH DISTRICT, SAN ANTONIO

Endee Raejean Stell v. The State of Texas

No. 04-25-00673-CR (Tex. App.—San Antonio Dec. 23, 2025) · No. 04-25-00673-CR · Decided December 23, 2025

SUMMARY

The Fourth Court of Appeals of San Antonio dismissed Endee Raejean Stell’s appeal from a plea-bargained criminal conviction. The court held that the trial court’s certification accurately stated that Stell had no right to appeal because the sentence did not exceed the agreed recommendation, and no amended certification granting a right to appeal was filed.

CASE DETAILS

COURT	Texas Court of Appeals, Fourth District, San Antonio
WRITING FOR THE COURT	Per Curiam; Rebeca C. Martinez, Chief Justice; Irene Rios, Justice; Velia J. Meza, Justice
JURISDICTION	Texas Court of Appeals, Fourth Court of Appeals, San Antonio
DECIDED	December 23, 2025
DOCKET	04-25-00673-CR
DISPOSITION	dismissed
PROCEDURAL POSTURE	Stell appealed his conviction and sentence following a guilty plea and plea agreement. The court reviewed the appellate record and the trial court's certification of the right to appeal.
PRECEDENTIAL VALUE	published
PARTIES	Endee Raejean Stell v. The State of Texas

TOPICS

- appellate procedure
- plea bargaining
- criminal procedure
- appellate jurisdiction

PRACTICE AREAS

- criminal appellate procedure
- criminal procedure

QUESTIONS PRESENTED

1. Whether the court of appeals had jurisdiction to consider an appeal from a plea-bargain case when the trial court certified that the defendant had no right to appeal and had waived that right.
2. Whether the appeal should be dismissed when the record contained no amended certification establishing a right to appeal or any trial-court permission to appeal.

HOLDINGS

1. Because the written plea agreement established that the punishment assessed did not exceed the punishment recommended by the prosecutor and agreed to by Stell, the trial court's certification accurately identified the case as a plea-bargain case in which Stell had no right to appeal and had waived that right.
2. The appeal was dismissed because no amended trial-court certification showing Stell had a right to appeal was filed after notice and the record did not contain permission to appeal.

FACTUAL BACKGROUND

Stell entered a plea agreement and pleaded guilty to theft of property valued at less than \$2,500 with two or more previous convictions, a state jail felony. He also pleaded true to the State's enhancement paragraphs, and the trial court assessed punishment within the range elevated to a third-degree felony: four years' confinement, probated for four years, and a \$1,500 fine. The written plea agreement showed that the punishment did not exceed the punishment recommended by the prosecutor and agreed to by Stell.

PROCEDURAL HISTORY

Stell pleaded guilty to theft of property valued at less than \$2,500 with two or more prior convictions and pleaded true to enhancement paragraphs. The trial court sentenced him to four years' confinement, probated for four years, and a \$1,500 fine. The trial court certified that the case was a plea-bargain case in which Stell had no right to appeal and had waived that right. Although Stell filed a notice of appeal asserting that the trial court had granted permission to appeal, the clerk's record contained no such permission. After the appellate court gave notice that the appeal would be dismissed absent an amended certification establishing a right to appeal, no amended certification was filed.

DISPOSITION

dismissed

OPINION

PER CURIAM.

Fourth Court of Appeals San Antonio, Texas MEMORANDUM OPINION No. 04-25-00673-CR
Endee Raejean STELL, Appellant v. The STATE of Texas, Appellee From the 379th Judicial
District Court, Bexar County, Texas Trial Court No. 2024-CR-4630 Honorable Ron Rangel, Judge
Presiding PER CURIAM Sitting: Rebeca C. Martinez, Chief Justice Irene Rios, Justice Velia J.
Meza, Justice Delivered and Filed: December 23, 2025 DISMISSED Appellant, Endee Raejean

Stell, entered into a plea agreement whereby he pled guilty to the charged offense of theft of property with a value of less than \$2,500 with two or more previous convictions, a state jail felony.

Additionally, Stell pled true to the State's enhancement paragraphs, elevating the range of his punishment to that of a third-degree felony. And on February 25, 2025, Stell was sentenced to four years confinement in the Texas Department of Criminal Justice Correctional Institutions Division probated for four years, with a fine of \$1,500.00. 04-25-00673-CR The trial court signed a certificate of defendant's right of appeal stating that this "is a plea- bargain case, and the defendant has NO right to appeal; the defendant has waived the right of appeal." On October 7, 2025, Stell filed a notice of appeal based on the trial court granting permission to appeal.

However, the clerk's record does not contain any such grant of permission. Furthermore, the clerk's record in this case, which contains the written plea agreement, establishes that the punishment assessed by the trial court did not exceed the punishment recommended by the prosecutor and agreed to by Stell; therefore, the trial court's certification accurately reflects that the underlying case is a plea-bargain case.

See TEX. R. APP. P. 25.2. On October 30, 2025, we gave Stell notice that this appeal would be dismissed unless an amended trial court certification showing the right to appeal was made part of the appellate record by December 1, 2025. See TEX. R. APP. P. 25.2(d), 37.1. No such amended certification showing Stell has the right to appeal has been filed.

We therefore dismiss this appeal. TEX. R. APP. P. 25.2(d). PER CURIAM -2-