

TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN

Donald Lee Mitchell v. The State of Texas

Nos. 03-16-00283-CR and 03-16-00284-CR · No. Nos. 03-16-00283-CR and 03-16-00284-CR · Decided May 13, 2016

SUMMARY

The Texas Court of Appeals, Third District, dismissed two appeals by Donald Lee Mitchell for want of jurisdiction. The appeals arose from judgments of conviction in the 264th District Court of Bell County, and no adjudication of costs was made because Mitchell was indigent.

CASE DETAILS

COURT	Texas Court of Appeals, Third District, at Austin
WRITING FOR THE COURT	Justice Field; Justice Puryear; Justice Goodwin
JURISDICTION	Texas
DECIDED	May 13, 2016
DOCKET	Nos. 03-16-00283-CR and 03-16-00284-CR
DISPOSITION	dismissed
PROCEDURAL POSTURE	Appeal from a judgment of conviction in the 264th District Court of Bell County; the court of appeals dismissed the appeal for want of jurisdiction.
PRECEDENTIAL VALUE	published
PARTIES	Donald Lee Mitchell v. The State of Texas

TOPICS

[appellate jurisdiction](#) [appellate procedure](#) [criminal procedure](#)

PRACTICE AREAS

[criminal procedure](#) [appellate procedure](#)

QUESTIONS PRESENTED

1. Whether the court of appeals had jurisdiction over the appeals from the judgments of conviction.

HOLDINGS

1. Because the court of appeals lacked jurisdiction over the appeals, the appeals had to be dismissed for want of jurisdiction.

KEY QUOTATIONS

“Having reviewed the record, it appears that the Court lacks jurisdiction over this appeal. Therefore, the Court dismisses the appeal for want of jurisdiction.”

FACTUAL BACKGROUND

The appeals arose from judgments of conviction rendered by the trial court. The appellate court reviewed the record and determined that it lacked jurisdiction over the appeals. No further substantive facts were addressed.

PROCEDURAL HISTORY

Mitchell appealed a judgment of conviction rendered by the 264th District Court of Bell County. After reviewing the record, the Texas Court of Appeals, Third District, concluded that it lacked jurisdiction and dismissed both appeals for want of jurisdiction. Because Mitchell was indigent and unable to pay costs, the court made no adjudication of costs.

DISPOSITION

dismissed

OPINION

PER CURIAM.

TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN JUDGMENT RENDERED MAY 13, 2016 NO. 03-16-00283-CR Donald Lee Mitchell, Appellant v. The State of Texas, Appellee APPEAL FROM 264TH DISTRICT COURT OF BELL COUNTY BEFORE JUSTICES PURYEAR, GOODWIN, AND FIELD DISMISSED FOR WANT OF JURISDICTION-- OPINION BY JUSTICE FIELD This is an appeal from the judgment of conviction rendered by the trial court.

Having reviewed the record, it appears that the Court lacks jurisdiction over this appeal. Therefore, the Court dismisses the appeal for want of jurisdiction. Because appellant is indigent and unable to pay costs, no adjudication of costs is made. TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN JUDGMENT RENDERED MAY 13, 2016 NO. 03-16-00284-CR Donald Lee Mitchell, Appellant v. The State of Texas, Appellee APPEAL FROM 264TH DISTRICT COURT OF BELL COUNTY BEFORE JUSTICES PURYEAR, GOODWIN, AND FIELD DISMISSED FOR WANT OF JURISDICTION-- OPINION BY JUSTICE FIELD This is an appeal from the judgment of conviction rendered by the trial court.

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