IN THE MUNICIPAL COURT OF APPEALS
OF THE CITY OF EL PASO, TEXAS

FERNANDO R. PARRA	§	
	§	
Appellant,	§	**No. 09-MCA-3359**
v.	§	**Ticket #: 18091842.1**
	§	
STATE OF TEXAS	§	
Appellee.		

OPINION

Appellant appeals his conviction in Municipal Court for speeding offense. A fine of $100.00 was assessed. But Appellant's sentence was suspended and he was placed on deferred disposition under Art. 45.051, Tex. Code of Crim. Pro.

The conditions imposed on Appellant during the term of his deferred disposition was that he would not receive any moving violations during 180 days from the date of his conviction. The Court's Order further required Appellant to return on August 26, 2009, at 3:15 p.m. to present satisfactory evidence of compliance with the requirements imposed by the Court's Order.

Appellant complains in his brief that the Court failed to comply with Section (c-1) of Art. 45.051 which provides:

> If the defendant fails to present within the deferral period satisfactory evidence of compliance with the requirements imposed by the judge under this article, the court shall:
>
> (1) notify the defendant in writing, mailed to the address on file with the court or appearing on the notice to appear, of that failure; and
>
> (2) require the defendant to appear at the time and place stated in the notice to show cause why the order of deferral should not be revoked.

Although no separate notice of show cause was mailed to the Appellant, as indicated above, the Court's Order required Appellant to return on August 26, 2009, at 3:15 p.m., and that Order also notified Appellant that should he fail to present satisfactory evidence that the requirements imposed have been complied with at the conclusion of the deferral period, which was August 26, 2009, the fine assessed would be imposed, entered on the docket, and such fine would constitute a final conviction.

This Court finds that the Trial Judge provided sufficient notice to comply with the requirements of the law and no error is shown.

Therefore, the judgment of the Trial Court is affirmed.

Signed this 8th day of October 2009

JUDGE

JUDGMENT

This case came on to be heard on the Transcript of the Record of the Court below, the same being considered, it is ORDERED, ADJUDGED and DECREED by the Court that the case be affirmed.

SIGNED this 8th day of October, 2009.

JUDGE