

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

FRANCISCO MAREZ

Appellant,

v.

STATE OF TEXAS

Appellee.

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**No. 15-MCA-3834
Ticket No. 44013121**

OPINION

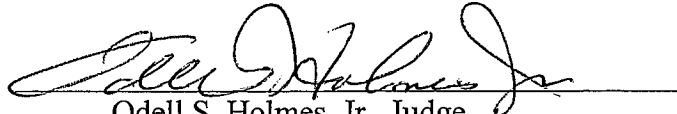
Appellant appeals his conviction in Municipal Court for his dog being loose contrary to Section 7.08.030 of the El Paso Municipal Code. A fine of \$100.00 was assessed.

Appellant contends that he did not see his dog loose, but found a note from Animal Control requesting that he contact them. He complains that there was a delay from the incident until he was cited, and questions whether there was sufficient evidence to prove beyond a reasonable doubt that his dog was not legally confined.

Appellant also states in his brief that he did not request a Reporter's Record, nor was he aware that he needed to, to preserve any error that the Trial Judge made, particularly as it relates to the sufficiency of the evidence. Unfortunately, most people do not know about their obligation to request a Reporter's Record, but assume that risk when they represent themselves without the assistance of an attorney. The law basically says that someone representing themselves is held to the same standard that would be applicable to an attorney. That is not to say that, had a Reporter's Record been requested, and Appellant had that record transcribed at his own expense and presented to this Court, that the result of this case would be any different.

This Court is not legally able to second-guess the fact-findings made by the Trial Court and therefore, the judgment of the Trial Court is affirmed.

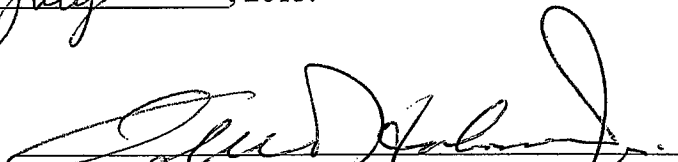
SIGNED this 1st day of July, 2015.


Odell S. Holmes, Jr., Judge
El Paso Municipal Court of Appeals

JUDGEMENT

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 is affirmed.

SIGNED this 1st day of July, 2015.


Odell S. Holmes, Jr., Judge
El Paso Municipal Court of Appeals