

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

ROSA SERRANO

Appellant,

vs.

STATE OF TEXAS,

Appellee.

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No. 04-MCA-2943

OPINION

Appellant appeals her conviction in Municipal Court for a speeding offense. A fine of \$100.00 was assessed.

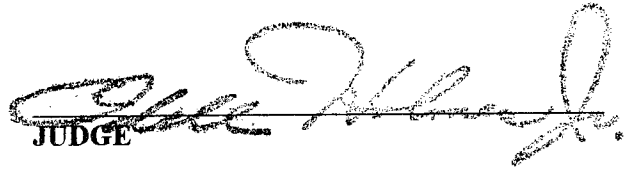
Appellant contends that she requested and was granted the right to take a driving safety course in lieu of prosecution, but for reasons that are not particularly clear in her Brief, she contends that the trial court did not accept her proof of completion of that course in order to get the citation dismissed.

Then on June 7, 2004, Appellant appeared with her attorney at a show cause hearing, and failed to provide proof to the court that she had completed the driving safety course. She now provides this court with a certificate of completion and shows that the course was completed on July 25, 2004, after her conviction and the court's finding at the show cause hearing and at that point in time she had not completed the driving safety course.

Appellant failed to avail herself of the opportunity to take the driving safety course in lieu of prosecution, and to complete such course in a timely manner. Her failure to complete the course in a timely manner waives any rights she has to complain on appeal of the court not accepting her late completion of the driving safety course.

Therefore, the judgment of the trial court is affirmed.

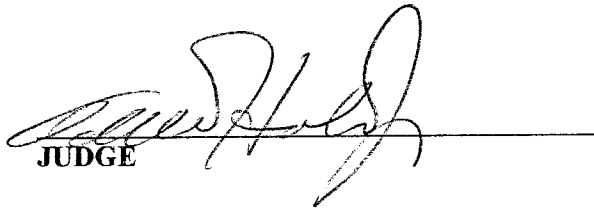
SIGNED this 27 day of Dec, 2004.


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 Judgment be in all things affirmed, and that the Appellant pay all costs in this behalf expended, and that this decision be certified below for observance.

SIGNED this 27 day of Dec, 2004.


JUDGE