

COURT OF CRIMINAL APPEALS ACTIVITY: FY 2015

	Pending 9/1/2014 ¹	Cases Added	Total on Docket	Dispositions	Pending 8/31/2015
Regular Appeals					
Direct Appeals: Death Penalty	20	7	27	5	22
DNA Appeal-Death Sentence	3	2	5	2	3
Other Appeals	1	7	8	6	2
Granted Petitions for Discretionary Review	73	100	173	99	74
Petitions for Discretionary Review (includes Granted MRH & Reinstated)	275	1,312	1,587	1,274	313
Redrawn Petitions for Discretionary Review	4	32	36	29	7
SUBTOTAL	376	1,460	1,836	1,415	421
Applications for Writ of Habeas Corpus					
11.071 Writs (death penalty) Received	24	50	74	50	24
Habeas Corpus & Extraordinary Matters (filed & set)	20	212	232	207	25
Habeas Corpus Received	442	4,094	4,536	4,103	433
Supplemental 11.071 Writs (death penalty)	16	2	18	11	7
Supplemental 11.07 Writs (other than death penalty)	66	340	405	336	69
SUBTOTAL	568	4,698	5,265	4,707	558
Original Proceedings²					
Writs of Certiorari	2	6	8	8	0
Writs of Habeas Corpus	6	42	48	41	7
Supplemental Received Writ of Habeas Corpus	0	1	1	1	0
Writs of Mandamus	40	534	574	533	41
Supplemental Received Writ of Mandamus	21	141	163	145	18
Original & Supplemental 11.071 Matters	2	9	11	11	0
Writs of Prohibition	1	17	18	15	3
Supplemental Received Writ of Prohibition	0	0	0	0	0
SUBTOTAL	72	750	823	754	69
Motions for Rehearing & Reconsideration					
Motions for Reconsideration (for original proceedings & 11.07 & 11.071 writs)	6	211	217	208	9
Rehearing on Direct Appeal	0	1	1	1	0
Rehearing on Granted Petitions for Discretionary Review	2	16	18	13	5
Rehearing on Habeas Corpus (filed & set)	0	18	18	16	2
Rehearing on Refused Petitions for Discretionary Review	3	70	73	71	2
Other Motions for Rehearing	0	0	0	0	0
Motions for Stay of Execution (for 11.071 writs)	0	22	22	21	1
SUBTOTAL	11	338	349	330	19
Motions³	0	2,617	2,617	2,617	0
TOTAL	1,027	9,863	10,890	9,823	1,067

PENDING CASE STATUS: FY 2015

	9/1/2014			Total Pending	8/31/2015			Total Pending
	Not Set for Submission	Set for Submission	Submitted		Not Set for Submission	Set for Submission	Submitted	
Direct Appeal: Death Penalty	15	1	4	20	9	1	12	22
Direct Appeal: DNA Appeal	1	0	2	3	0	0	3	3
Direct Appeal: Habeas Corpus & Extraordinary Matters	6	3	11	20	1	3	21	25
Granted Petitions for Discretionary Review	20	14	41	75	11	6	57	74
TOTAL	42	18	58	118	21	10	93	124

¹ Cases pending at the beginning of the fiscal year (September 1) may not equal cases pending at the end of the previous fiscal year (August 31) due to docket adjustments.

² Original proceedings are filed directly with the Court of Criminal Appeals.

³ Motions for extensions of time and other motions.

MANNER OF DISPOSITION: Appeals & Original Proceedings, FY 2015

Direct Appeals:		Habeas Corpus & Extraordinary Matters (filed & set)	
<i>Death Penalty</i>		Dismissed	1
Affirmed	5	Habeas corpus relief denied	12
TOTAL: Death Penalty	5	Habeas corpus relief granted	184
		Mandamus relief conditionally granted	8
<i>Death Penalty – DNA Appeal</i>		Remanded to trial court	1
Affirmed trial court	2	Reversed and remanded to trial court	1
TOTAL: Death Penalty – DNA Appeal	2	TOTAL: Habeas Corpus & Extraordinary Matters (Filed & Set)	207
		Applications for Writ of Habeas Corpus Received	
<i>Other Appeals</i>		Abuse of writ order entered	16
Affirmed trial court	1	Abuse of writ order previously entered	49
Dismissed	5	Dismissed - direct appeal pending, no action	93
TOTAL: Other Appeals	6	Dismissed - Art. 11.07, Section 4	678
		Dismissed - Art. 11.07, Tex.Gov. Code §501.0081	36
TOTAL: Direct Appeals	13	Dismissed	108
		Filed & set	188
Petitions for Discretionary Review		Habeas corpus remanded for evidentiary hearing/affidavits with order	388
Dismissed	2	Habeas corpus remanded application prematurely forwarded	6
Granted	97	Habeas corpus returned to district clerk	2
Refused	1,104	Habeas corpus dismissed/Daniel	7
Struck	35	Habeas corpus relief denied without written order	856
Untimely	36	Habeas corpus relief denied with written order	23
TOTAL: Petitions for Discretionary Review	1,274	Habeas corpus relief denied on findings of trial court with hearing	60
		Habeas corpus relief denied on findings of trial court without hearing	1,208
Granted Petitions for Discretionary Review		Habeas corpus denied/dismissed with order	27
Affirmed court of appeals	30	Habeas corpus dismissed – juvenile matter	4
Affirmed in part & reversed in part court of appeals	2	Habeas corpus dismissed – misdemeanor offense	4
Court of appeals, as modified, affirmed	1	Habeas corpus dismissed – moot	31
Dismissed as improvidently granted	8	Habeas corpus dismissed – sentence discharged	184
Dismissed as moot	1	Habeas corpus dismissed – community supervision not revoked	18
Reversed court of appeals & affirmed trial court	5	Habeas corpus dismissed with written order	7
Reversed court of appeals & remanded court of appeals	19	Habeas corpus dismissed for non compliance	389
Reversed court of appeals & remanded to trial court	4	Habeas corpus dismissed – Ybarra	57
Reversed court of appeals & trial court, remanded to court of appeals	1	TOTAL: Applications For Writ Of Habeas Corpus	4,439
Reversed court of appeals & vacated trial court	1	11.071 Applications for Writ of Habeas Corpus	
Reversed court of appeals, acquittal ordered	1	11.071 writ denied with written order	26
Reversed court of appeals, trial court reinstated	4	11.071 writ denied and dismissed with written order	1
Vacated court of appeals & remanded court of appeals	22	11.071 writ denied without written order	1
TOTAL: Granted Petitions for Discretionary Review	99	11.071 writ dismissed as moot with written order	1
		11.071 writ dismissed with order	21
Redrawn Petitions for Discretionary Review		11.071 writ filed & set	6
Refused	29	Remanded to trial court with order	5
TOTAL: Redrawn Petitions for Discretionary Review	29	TOTAL: 11.071 Applications for Writ of Habeas Corpus	61
		Original Proceedings – Non Capital	
		Motion for leave to file denied without written order	522
		Motion for leave to file held in abeyance with written order	146
		Motion for leave to file dismissed – Padilla	59
		Motion for leave to file denied with written order	3
		Dismissed	2
		Filed & set	11
		TOTAL: Original Proceedings – Non Capital	743
		Original Proceedings – Capital	
		Motion for leave to file denied with written order	1
		Motion for leave to file denied without written order	5
		Motion for leave to file held in abeyance with order	1
		Motion for leave to file dismissed – Padilla	1
		Filed & set	3
		TOTAL: Original Proceedings – Capital	11

Motions for Reconsideration and Stay of Execution	
Motion for reconsideration denied	100
Motion for reconsideration denied with written order	4
Motion for reconsideration filed & set	1
Motion for reconsideration granted ⁴	12
Motion for reconsideration—dismissed	87
Motion for reconsideration—dismissed with written order	2
Motion for reconsideration—remanded to trial court for evidentiary hearing/affidavits	2
Motion for stay of execution granted	8
Motion for stay of execution denied with order	9
Motion for stay of execution denied without order	4
TOTAL: Motions for Reconsideration and Stay of Execution	229

⁴ Applications for Writ of Habeas Corpus disposed.

MANNER OF DISPOSITION: Motions for Rehearing, FY 2015

	<i>With Written Opinion</i>			<i>Without Written Opinion</i>			<i>Total</i>
	<i>Granted</i>	<i>Denied</i>	<i>Dismissed</i>	<i>Granted</i>	<i>Denied</i>	<i>Dismissed</i>	
Rehearing on direct appeal	0	0	0	0	1	0	1
Rehearing on DNA appeal	0	0	0	0	0	0	0
Rehearing on granted petitions for discretionary review*	1	0	0	2	10	0	13
Rehearing on habeas corpus and extraordinary matters	1	2	0	1	14	0	18
Rehearing on refused petitions for discretionary review	0	0	0	6	65	0	71
Other motions for rehearing	0	0	0	0	0	0	0
TOTAL	2	2	0	9	90	0	103

*Includes granted motions for rehearing.

OPINION SUMMARY: Direct Appeals, Habeas & Petitions for Discretionary Review: FY 2015

<i>Judge</i>	<i>Signed Opinions on the Merits</i>	<i>Per Curiam</i>	<i>Concurring</i>	<i>Dissenting</i>	<i>Concurring/Dissenting</i>	<i>TOTAL</i>
Keller	12	25	10	14	8	69
Meyers	14	27	2	19	0	62
Price	6	7	1	2	1	17
Womack	4	5	0	0	0	9
Johnson	18	22	7	5	0	52
Keasler	12	31	1	2	0	46
Hervey	11	24	1	0	0	36
Cochran	7	11	6	1	0	25
Alcala	11	14	6	6	0	37
Richardson	5	11	3	0	1	20
Yeary	4	14	4	2	8	32
Newell	2	12	4	2	0	20
TOTAL	106	203	45	53	18	425

PETITIONS FOR REVIEW FILED BY COUNTY: FY 2015

County	Filed	Granted	Refused	Dismissed	Untimely	Struck	Other	Total Disposed
Anderson	7	1	5	0	0	0	1	7
Angelina	2	0	5	0	0	0	0	5
Atascosa	1	0	1	0	0	0	0	1
Austin	2	0	2	0	0	0	0	2
Bailey	2	1	1	0	0	0	0	2
Bandera	1	0	0	0	0	0	0	0
Bastrop	3	0	3	0	0	0	0	3
Bee	0	2	0	0	0	0	0	2
Bell	11	0	7	0	1	0	2	10
Bexar	44	4	32	0	1	1	0	38
Blanco	3	0	3	0	0	0	0	3
Bosque	1	0	1	0	0	0	0	1
Bowie	3	0	3	0	0	0	0	3
Brazoria	15	1	14	0	0	1	0	16
Brazos	15	1	15	0	0	0	1	17
Brooks	0	0	1	0	0	0	0	1
Brown	8	0	6	0	0	0	0	6
Burleson	1	0	1	0	0	0	0	1
Burnet	2	0	1	0	0	0	0	1
Caldwell	1	0	1	0	0	0	0	1
Cameron	8	1	5	0	0	0	1	7
Carson	1	0	0	0	0	0	0	0
Cass	2	0	2	0	0	0	0	2
Castro	2	0	2	0	0	0	0	2
Chambers	2	1	1	0	0	0	0	2
Cherokee	2	0	2	0	0	0	0	2
Childress	1	0	0	0	0	0	0	0
Collin	60	5	37	0	3	5	4	54
Collingsworth	2	0	2	0	0	0	0	2
Comal	8	0	8	0	0	0	0	8
Comanche	2	0	4	0	0	0	0	4
Concho	1	0	0	0	0	0	0	0
Cooke	1	0	1	0	0	0	0	1
Coryell	3	0	2	0	0	0	1	3
Dallas	140	8	119	0	1	2	1	131
Dawson	2	0	2	0	0	0	0	2
De Witt	5	0	4	0	0	0	0	4
Deaf Smith	1	0	1	0	0	0	0	1
Denton	38	3	27	0	4	0	3	37
Duval	2	0	1	0	0	0	1	2
Eastland	1	0	1	0	0	0	0	1
Ector	11	1	4	0	0	0	0	5
El Paso	17	4	11	0	0	0	0	15
Ellis	19	0	17	0	2	0	0	19
Erath	1	0	0	0	0	0	0	0
Falls	3	0	3	0	0	0	0	3
Fannin	3	0	3	0	0	0	0	3
Fisher	1	0	0	0	0	0	0	0
Fort Bend	27	1	23	0	0	0	0	24
Franklin	2	0	2	0	0	1	0	3
Freestone	0	0	3	0	0	0	0	3
Galveston	26	2	20	0	0	1	4	27
Gillespie	1	0	0	0	0	0	0	0
Glasscock	1	0	1	0	0	0	0	1
Goliad	1	0	1	0	0	0	0	1
Gonzales	1	0	2	0	0	0	0	2
Gray	0	0	1	0	0	0	0	1
Grayson	6	0	4	0	0	0	0	4
Gregg	15	2	12	0	0	0	0	14
Grimes	2	0	2	0	0	0	0	2
Guadalupe	3	0	3	0	0	0	0	3
Hale	3	0	2	0	0	0	0	2
Hall	3	0	3	0	0	0	0	3
Hardeman	1	0	1	0	0	0	0	1
Hardin	1	0	1	0	0	0	0	1
Harris	268	17	198	2	8	14	9	248
Harrison	0	1	0	0	0	0	0	1
Haskell	1	0	1	0	0	0	0	1
Hays	13	4	13	0	0	0	0	17
Henderson	1	0	0	0	0	0	0	0

Hidalgo	13	1	7	0	1	0	1	10
Hill	3	1	1	0	0	0	1	3
Hood	16	1	12	0	0	0	0	13
Hopkins	4	0	3	0	0	0	0	3
Houston	9	1	4	0	2	1	0	8
Howard	1	0	1	0	0	0	0	1
Hunt	18	1	15	0	1	1	0	18
Hutchinson	2	0	2	0	0	0	0	2
Jack	1	0	0	0	1	0	0	1
Jackson	3	0	2	0	0	0	1	3
Jasper	1	0	1	0	0	0	0	1
Jefferson	16	1	13	0	1	1	4	20
Johnson	11	0	9	0	0	1	0	10
Jones	2	0	1	0	0	0	0	1
Karnes	1	1	0	0	0	0	0	1
Kaufman	2	0	2	0	0	0	0	2
Kendall	3	0	1	0	0	0	0	1
Kerr	4	0	4	0	0	0	0	4
Kleberg	1	0	1	0	0	0	0	1
Knox	1	0	0	0	0	0	0	0
Lamar	2	0	1	0	0	0	0	1
Lampasas	1	0	1	0	0	0	0	1
Lee	1	0	1	0	0	0	0	1
Liberty	6	0	5	0	0	0	0	5
Live Oak	1	0	0	0	0	0	0	0
Llano	1	0	1	0	0	0	1	2
Lubbock	22	2	19	0	0	1	0	22
Madison	4	0	4	0	0	1	0	5
Marion	1	0	1	0	0	0	0	1
Matagorda	7	0	5	0	0	0	5	10
McLennan	26	3	33	0	0	0	1	37
Medina	1	1	1	0	0	0	0	2
Midland	16	1	18	0	0	0	0	19
Mitchell	0	1	0	0	0	0	0	1
Montague	1	0	0	0	0	0	0	0
Montgomery	25	2	20	0	1	1	2	26
Moore	1	0	0	0	0	0	0	0
Morris	1	0	2	0	0	0	0	2
Nacogdoches	2	0	2	0	0	0	0	2
Navarro	6	2	5	0	1	0	0	8
Nolan	3	1	1	0	1	0	0	3
Nueces	20	2	14	0	0	1	1	18
Orange	4	0	4	0	0	0	0	4
Palo Pinto	4	0	4	0	0	0	0	4
Panola	1	0	1	0	0	0	0	1
Parker	7	0	5	0	0	0	2	7
Pecos	2	0	0	0	1	0	0	1
Polk	6	0	6	0	0	0	1	7
Potter	7	1	11	0	0	0	0	12
Rains	0	0	1	0	0	0	0	1
Randall	7	0	9	0	0	0	0	9
Real	2	0	2	0	0	0	1	3
Red River	4	0	9	0	0	0	0	9
Refugio	0	0	1	0	0	0	0	1
Rockwall	8	1	4	0	0	0	2	7
Rusk	6	1	4	0	1	1	0	7
San Augustine	2	0	4	0	0	0	0	4
San Patricio	1	0	0	0	0	0	0	0
Smith	33	0	22	0	0	0	4	26
Starr	2	0	2	0	0	0	0	2
Stephens	1	0	1	0	0	0	0	1
Stonewall	1	0	1	0	0	0	0	1
Swisher	2	1	1	0	0	0	0	2
Tarrant	126	9	109	0	3	0	6	127
Taylor	9	0	8	0	0	1	0	9
Tom Green	6	0	2	0	1	0	1	4
Travis	24	0	21	0	0	0	1	22
Trinity	3	0	3	0	0	0	0	3
Upshur	2	0	2	0	0	0	0	2
Val Verde	1	1	0	0	0	0	0	1
Victoria	7	2	2	0	1	0	1	6
Walker	3	0	2	0	0	0	1	3
Waller	1	0	1	0	0	0	0	1
Webb	2	0	2	0	0	0	0	2

Wharton	3	0	3	0	0	0	0	3
Wichita	14	3	10	0	0	0	0	13
Williamson	6	2	4	0	0	0	0	6
Wise	6	0	3	0	0	0	0	3
Wood	2	0	0	0	0	0	0	0
Young	2	0	2	0	0	0	0	2
Total	1,414	103	1,133	2	36	35	65	1,374

PETITIONS FOR REVIEW FILED BY COURT OF APPEALS: FY 2015

Court	Filed	Granted	Refused	Dismissed	Untimely	Struck	Other	Total Disposed	Percentage of Petitions Granted
1st - Houston	199	13	151	1	5	15	11	196	6.6%
2nd - Fort Worth	154	13	115	0	7	0	7	142	9.2%
3rd - Austin	76	6	62	0	2	0	5	75	8.0%
4th - San Antonio	72	7	58	0	2	0	2	69	10.1%
5th - Dallas	197	13	157	0	4	7	6	187	7.0%
6th - Texarkana	73	6	65	0	3	4	0	78	7.7%
7th - Amarillo	82	10	77	0	1	1	0	89	11.2%
8th - El Paso	58	4	41	0	1	1	4	51	7.8%
9th - Beaumont	44	3	40	0	2	1	5	51	5.9%
10th - Waco	78	6	81	0	3	1	5	96	6.3%
11th - Eastland	76	4	64	0	1	2	0	71	5.6%
12th - Tyler	58	1	46	0	0	0	5	52	1.9%
13th - Corpus Christi	88	8	56	0	2	1	11	78	10.3%
14th - Houston	159	9	120	1	3	2	4	139	6.5%
Total	1,414	103	1,133	2	36	35	65	1,374	7.5%