

Abatement Order filed June 30, 2020



In The

Fourteenth Court of Appeals

NO. 14-20-00287-CR

KENNETH JOHNSON, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the Criminal District Court No. 2
Tarrant County, Texas
Trial Court Cause No. 1620739R**

ABATEMENT ORDER

The trial court appointed Jack V. Strickland to represent appellant on appeal. After the appointment, appellant retained **Bruce Anton** to represent him. On June 24, 2020, Anton filed a motion to substitute as counsel.

An appointed attorney shall represent the defendant until

. . . charges are dismissed, the defendant is acquitted, appeals are exhausted, or the attorney is permitted or ordered by the court to withdraw as counsel for the defendant after a finding of good cause is

entered on the record.

Tex. Code Crim. Proc. Ann. art. 26.04(j)(2).

Accordingly, we **ABATE** this appeal and order as follows:

1. The judge of the Criminal District Court No. 2 shall consider Anton's request to substitute and shall determine whether appellant wishes to be represented by Anton as retained counsel or whether appellant wishes and is entitled to appointed counsel.
2. The judge shall see that a record of any hearing is made, and shall order the trial clerk to forward a record of the hearing and a supplemental clerk's record containing any orders regarding Anton's request to substitute. The records shall be filed with this court by **July 30, 2020**.
3. We will hold Anton's motion to substitute pending receipt of the requested records.

The appeal is abated, treated as a closed case, and removed from this court's active docket. The appeal will be reinstated on this court's active docket after the requested records are filed in this court.

PER CURIAM

Panel consists of Justices Christopher, Jewell, and Hassan.