



THE COURT OF CRIMINAL APPEALS OF TEXAS

July 1, 2020

THE FOLLOWING ORDERS ARE ENTERED AND OPINIONS HANDED DOWN:

HABEAS CORPUS RELIEF GRANTED-OPINIONS BY THE COURT:

WR-43,115-05 YURTMAN, ERSAN BEXAR COUNTY
HC RELIEF GRANTED - PER CURIAM
JUDGE HERVEY DID NOT PARTICIPATE
JUDGE YEARY AND JUDGE SLAUGHTER DISSENTED
NON-PUBLISHED

WR-89,364-01 PORTER, NICHOLAS ROYAL WASHINGTON COUNTY
HC RELIEF GRANTED - PER CURIAM
PRESIDING JUDGE KELLER AND JUDGE SLAUGHTER DISSENTED
NON-PUBLISHED

WR-89,989-02 TREJO, FERNANDO LUBBOCK COUNTY
HC RELIEF GRANTED - PER CURIAM
JUDGE KEASLER DISSENTED
NON-PUBLISHED

DISSENTING OPINION JUDGE YEARY
(JUDGE SLAUGHTER JOINED)
PUBLISHED

WR-90,525-01 RIOS, JESSICA RENEA HARRIS COUNTY
HC RELIEF GRANTED - PER CURIAM
NON-PUBLISHED

WR-90,980-01 MALLET, OTIS JR HARRIS COUNTY
HC RELIEF GRANTED - PER CURIAM

PRESIDING JUDGE KELLER AND JUDGE KEASLER CONCURRED
NON-PUBLISHED

HABEAS CORPUS RELIEF GRANTED-OPINIONS BY THE COURT:

CONCURRING OPINION JUDGE RICHARDSON
(JUDGE HERVEY JOINED)
(JUDGE NEWELL JOINED)
(JUDGE WALKER JOINED)
PUBLISHED

CONCURRING OPINION JUDGE YEARY
PUBLISHED

CONCURRING OPINION JUDGE NEWELL
(JUDGE HERVEY JOINED)
(JUDGE RICHARDSON JOINED)
(JUDGE WALKER JOINED)
PUBLISHED

WR-90,980-02 MALLET, OTIS JR HARRIS COUNTY
HC RELIEF GRANTED - PER CURIAM
PRESIDING JUDGE KELLER AND JUDGE KEASLER CONCURRED
NON-PUBLISHED

CONCURRING OPINION JUDGE RICHARDSON
(JUDGE HERVEY JOINED)
(JUDGE NEWELL JOINED)
(JUDGE WALKER JOINED)
PUBLISHED

CONCURRING OPINION JUDGE YEARY
PUBLISHED

CONCURRING OPINION JUDGE NEWELL
(JUDGE HERVEY JOINED)
(JUDGE RICHARDSON JOINED)
(JUDGE WALKER JOINED)
PUBLISHED

WR-91,233-01 GUTIERREZ, ROGELIO BEXAR COUNTY
HC RELIEF GRANTED - PER CURIAM

JUDGE YEARY AND JUDGE SLAUGHTER DISSENTED
JUDGE HERVEY DID NOT PARTICIPATE
NON-PUBLISHED

BRIEFS ORDERED ON FILE AND SET WRITS:

WR-90,325-01 IN RE HONORABLE VELIA J. MEZA, JUDGE, 226TH JUDICIAL DISTRICT COURT,
BEXAR COUNTY, TEXAS BEXAR COUNTY
BRIEFS DUE ON FILE AND SET WRIT - PER CURIAM
NON-PUBLISHED

APPELLANT'S PETITION FOR DISCRETIONARY REVIEW GRANTED:

PD-0108-20 SHUMWAY, BRADLEY JACOBS FROM MONTGOMERY COUNTY - 09-18-00218-CR
ORAL ARGUMENT WILL BE PERMITTED

PD-0109-20 SHUMWAY, BRADLEY JACOBS FROM MONTGOMERY COUNTY - 09-18-00219-CR
ORAL ARGUMENT WILL BE PERMITTED

PD-0234-20 RUBIO, CHRISTOPHER MICHAEL FROM DALLAS COUNTY - 05-18-00861-CR
ORAL ARGUMENT WILL BE PERMITTED

STATE'S PETITION FOR DISCRETIONARY REVIEW REFUSED:

PD-0235-20 MCCLAIN, DADRIAN MONTREZ FROM HUNT COUNTY - 05-19-00146-CR

PD-0303-20 WRIGHT, QUINCY MUHAMMED FROM JACKSON COUNTY - 13-19-00238-CR

APPLICATIONS FOR WRIT OF HABEAS CORPUS DENIED WITHOUT WRITTEN ORDER:

WR-27,322-12 MCLEAN, BRENT ALAN COLLIN COUNTY

WR-42,438-02 KENNEDY, THOMAS JEFFERY VAN ZANDT COUNTY

WR-47,675-02 KARABA, TERRANCE ANDREW BELL COUNTY

WR-47,675-03 KARABA, TERRANCE ANDREW BELL COUNTY

WR-50,751-06 MORRIS, TERRY LEE TARRANT COUNTY

WR-52,513-03 CANTWELL, LEE HARLON CALDWELL COUNTY

WR-73,197-02 CORTEZ, ALEJANDRO JR. LUBBOCK COUNTY

APPLICATIONS FOR WRIT OF HABEAS CORPUS DENIED WITHOUT WRITTEN ORDER:

WR-74,190-05 DENBY, DONIS LEMOND JONES COUNTY

WR-76,925-07 HAYES, MARCEY LEVERT DALLAS COUNTY

WR-76,925-08 HAYES, MARCEY LEVERT DALLAS COUNTY

WR-84,221-11 SCOTT, KEVIN EARL TAYLOR COUNTY

WR-88,221-01 DUNNINGTON, CLARENCE DANIEL COLLIN COUNTY

WR-88,698-03 MOORE, TERRANCE TREVON HARRIS COUNTY

WR-89,157-02 TREVINO, TIMOTHY MICHAEL BEXAR COUNTY

WR-90,966-01 ANDERSON, AVEAON ROSHUN MCLENNAN COUNTY

WR-90,979-01 GONZALEZ, VENTURA JOHNSON COUNTY

WR-91,003-01 BARRIGHER, GEORGE H. JR POTTER COUNTY

WR-91,003-02 BARRIGHER, GEORGE H. JR POTTER COUNTY

WR-91,017-01 GARCIA, JUAN LUBBOCK COUNTY

WR-91,054-01 SILVERBURG, JOHNTA COLLIN COUNTY

WR-91,111-01 CLARK, TYLER JOSEPH ARANSAS COUNTY

WR-91,118-01 BOWMAN, ROBERT JAY MONTAGUE COUNTY

WR-91,120-01 SIERRA, HUGO ALEJANDRO TARRANT COUNTY

WR-91,134-01 DOUGLAS, JOHN DONLEY BURNET COUNTY

APPLICATIONS FOR WRIT OF HABEAS CORPUS DENIED WITHOUT WRITTEN ORDER:

WR-91,144-01 THAMES, DAVID S. AKA THOMAS, DAVID DENTON COUNTY

WR-91,180-01 RAMIREZ, JOSE MARTINEZ CAMERON COUNTY

WR-91,195-01 TAYLOR, MICHAEL ULYSSES SMITH COUNTY

WR-91,213-01 CARPENTER, DARRY LYNN GREGG COUNTY

WR-91,223-01 HANDSAKER, KEVIN CHRISTOPHER BRAZORIA COUNTY

WR-91,226-01 MONTGOMERY, GERALD TARRANT COUNTY

WR-91,239-01 SMITH, DERRICK LAMONT JR. BELL COUNTY

WR-91,275-01 WELCH, WILLARD BERNARD GALVESTON COUNTY

APPLICATIONS FOR WRIT OF HABEAS CORPUS DISMISSED WITHOUT WRITTEN ORDER:

WR-20,449-07 LEE, MARK EDWARD AKA LEE, JEROME HAROLD AKA WOODS, RODNEY LEE
BELL COUNTY

WR-68,134-02 PRUDE, MELVIN CHARLES MONTGOMERY COUNTY

WR-71,537-02 RUIZ, JUAN CASAS COLLIN COUNTY

WR-73,407-06 CLARK, WILLIAM JAY GRAYSON COUNTY

WR-73,550-07 REECE, BOBBY JOE TARRANT COUNTY

WR-73,550-08 REECE, BOBBY JOE TARRANT COUNTY

WR-73,550-09 REECE, BOBBY JOE TARRANT COUNTY

WR-73,550-10 REECE, BOBBY JOE TARRANT COUNTY

APPLICATIONS FOR WRIT OF HABEAS CORPUS DISMISSED WITHOUT WRITTEN ORDER:

WR-73,550-11 REECE, BOBBY JOE TARRANT COUNTY

WR-73,550-12 REECE, BOBBY JOE TARRANT COUNTY

WR-74,540-02 BAILEY, JOHNNY JR. KERR COUNTY

WR-74,540-03 BAILEY, JOHNNY JR. KERR COUNTY

WR-75,506-05 DAVIS, LEE VAUGHN BELL COUNTY

WR-78,589-03 MASON, ALBERT RAY HARRIS COUNTY

WR-82,877-07 MORENO, PATRICK DELACRUZ PECOS COUNTY

WR-84,235-02 INMAN, GUY ANDREW JR. COLLIN COUNTY

WR-84,297-02 DUPUY, CHRISTOPHER GALVESTON COUNTY
JUDGE SLAUGHTER DID NOT PARTICIPATE

WR-84,297-03 DUPUY, CHRISTOPHER GALVESTON COUNTY
JUDGE SLAUGHTER DID NOT PARTICIPATE

WR-84,711-02 ASKEW, ALLEN THOMAS EL PASO COUNTY

WR-91,189-01 NANCE, DEANDREA LYNETTE MCLENNAN COUNTY

WR-91,329-01 HAYWOOD, KENNETH TRAVIS COUNTY

APPLICATIONS FOR WRIT OF HABEAS CORPUS REMANDED TO TRIAL COURT:

WR-67,335-03 GARRIOTT, PASCAL DEWAYNE CHAMBERS COUNTY
HC REMANDED TC - EVIDENTIARY HEARING OR AFFIDAVITS - PER CURIAM
NON-PUBLISHED

WR-84,001-03 SALE, SPENCER ASHBY DALLAS COUNTY
HC REMANDED TC - EVIDENTIARY HEARING OR AFFIDAVITS - PER CURIAM
NON-PUBLISHED

APPLICATIONS FOR WRIT OF HABEAS CORPUS REMANDED TO TRIAL COURT:

WR-84,021-04 GRANT, LYDELL HARRIS COUNTY
HC REMANDED TC - EVIDENTIARY HEARING OR AFFIDAVITS - PER CURIAM
JUDGE NEWELL DID NOT PARTICIPATE
NON-PUBLISHED

WR-90,590-03 FLETCHER, SAM AUTRY HARRIS COUNTY
HC REMANDED TC - EVIDENTIARY HEARING OR AFFIDAVITS - PER CURIAM
NON-PUBLISHED

WR-91,030-01 ZALOBNY, MICHAEL JOHN BURLESON COUNTY
HC REMANDED TC - EVIDENTIARY HEARING OR AFFIDAVITS - PER CURIAM
NON-PUBLISHED

WR-91,030-02 ZALOBNY, MICHAEL JOHN BURLESON COUNTY
HC REMANDED TC - EVIDENTIARY HEARING OR AFFIDAVITS - PER CURIAM
NON-PUBLISHED

WR-91,266-01 FAULKNER, ROBERT LEE IV ANGELINA COUNTY
HC REMANDED TC - EVIDENTIARY HEARING OR AFFIDAVITS - PER CURIAM
JUDGE YEARY AND JUDGE SLAUGHTER CONCURRED
NON-PUBLISHED

ARTICLE 11.071 APPLICATION FOR WRIT OF HABEAS CORPUS DENIED/DISMISSED WITH WRITTEN ORDER:

WR-79,322-02 MILAM, BLAINE KEITH RUSK COUNTY
DENIED/DISMISSED WITH ORDER - PER CURIAM
NON-PUBLISHED

ARTICLE 11.071 APPLICATION FOR WRIT OF HABEAS CORPUS REMANDED TO TRIAL COURT WITH WRITTEN ORDER:

WR-30,077-01 ROBERTSON, MARK ALLEN DALLAS COUNTY
REMANDED TO THE TRIAL COURT - PER CURIAM

CONCURRING OPINION JUDGE NEWELL

DISSENTING OPINION PRESIDING JUDGE KELLER
(JUDGE KEEL JOINED)
JUDGE YEARY AND JUDGE SLAUGHTER DISSENTED
PUBLISHED

ARTICLE 11.071 APPLICATION FOR WRIT OF HABEAS CORPUS REMANDED TO TRIAL COURT WITH WRITTEN ORDER:

WR-53,499-02 ESTRADA, LARRY EDGAR HARRIS COUNTY
REMAND TR CT W/ORDER ART. 11.071, SEC. 6 - PER CURIAM
NON-PUBLISHED

MOTION FOR STAY OF EXECUTION DENIED:

WR-58,548-02 WARDLOW, BILLY JOE TITUS COUNTY
JUDGE NEWELL AND JUDGE WALKER DISSENTED

MOTION FOR LEAVE TO FILE ORIGINAL WRIT OF PROHIBITION HELD IN ABEYANCE AND RESPONDENT IS ORDERED TO FILE ANSWER:

WR-89,923-02 IN RE STATE OF TEXAS EX REL. JOHN H. BEST TOM GREEN COUNTY
MOTION FOR LEAVE TO FILE HELD IN ABEYANCE W/ORDER - PER CURIAM
NON-PUBLISHED

MOTION FOR RECONSIDERATION OF APPLICATION OF WRIT OF HABEAS CORPUS DENIED WITHOUT WRITTEN ORDER:

WR-89,339-01 BRYAN, JOE D COMANCHE COUNTY
JUDGE HERVEY, JUDGE RICHARDSON, JUDGE NEWELL, AND JUDGE WALKER
WOULD GRANT AND FILE AND SET

MOTION FOR LEAVE TO FILE ORIGINAL APPLICATION FOR WRIT OF MANDAMUS DENIED WITHOUT WRITTEN ORDER:

WR-39,356-08 WEAVER, CALVIN EDWARD HARRIS COUNTY

WR-50,176-05 HAMILTON, ANTWON BERNARD COLLIN COUNTY

WR-73,407-05 CLARK, WILLIAM JAY GRAYSON COUNTY

WR-77,903-03 DAVIS, THOMAS HUNTER BOWIE COUNTY

WR-91,137-01 GARCIA, DANIEL RIVERA JOHNSON COUNTY

WR-91,237-01 GILBERT, RAYMOND DOYLE JR. HENDERSON COUNTY

MOTION FOR LEAVE TO FILE ORIGINAL APPLICATION FOR WRIT OF HABEAS CORPUS DENIED WITHOUT WRITTEN ORDER:

WR-65,590-30 CALTON, ALLEN FITZGERALD TARRANT COUNTY

MOTION FOR LEAVE TO FILE ORIGINAL APPLICATION FOR WRIT OF HABEAS CORPUS DENIED WITHOUT WRITTEN ORDER:

WR-86,587-03 JONES, CASEY DON JONES COUNTY

WR-91,034-01 JOHNSON, EDWARD EARL TRAVIS COUNTY

MOTION FOR LEAVE TO FILE ORIGINAL APPLICATION FOR WRIT OF HABEAS CORPUS DENIED WITH WRITTEN ORDER:

WR-88,635-02 EX PARTE DAVID CHRISTOPHER HESSE POTTER COUNTY
MOTION FOR LEAVE TO FILE DENIED WITH ORDER - PER CURIAM
NON-PUBLISHED

APPLICATIONS FOR WRIT OF HABEAS CORPUS DENIED WITH WRITTEN ORDER:

WR-27,079-02 STRICKLAND, KENNETH RAY GALVESTON COUNTY
HC RELIEF DENIED WITH WRITTEN ORDER/OPINION - PER CURIAM
NON-PUBLISHED

MOTION FOR LEAVE TO FILE APPLICATION FOR WRIT OF MANDAMUS HELD IN ABEYANCE AND RESPONDENT IS ORDERED TO FILE ANSWER:

WR-35,597-11 HODGE, ERIC DEWAYNE SMITH COUNTY
MOTION FOR LEAVE TO FILE HELD IN ABEYANCE W/ORDER - PER CURIAM
NON-PUBLISHED

WR-73,780-05 ROBINSON, BARETTA HARRIS COUNTY
MOTION FOR LEAVE TO FILE HELD IN ABEYANCE W/ORDER - PER CURIAM
NON-PUBLISHED

WR-76,336-03 MENDOZA, JOSE CONCEPCION HARRIS COUNTY
MOTION FOR LEAVE TO FILE HELD IN ABEYANCE W/ORDER - PER CURIAM
NON-PUBLISHED

WR-89,923-01 IN RE STATE OF TEXAS EX REL. JOHN H. BEST TOM GREEN COUNTY
MOTION FOR LEAVE TO FILE HELD IN ABEYANCE W/ORDER - PER CURIAM
NON-PUBLISHED

WR-91,116-01 DIXON, GALVIN HARRIS COUNTY
MOTION FOR LEAVE TO FILE HELD IN ABEYANCE W/ORDER - PER CURIAM
NON-PUBLISHED

WR-91,138-01 SALINAS, ERNESTO HARRIS COUNTY
MOTION FOR LEAVE TO FILE HELD IN ABEYANCE W/ORDER - PER CURIAM
NON-PUBLISHED

**MOTION FOR LEAVE TO FILE APPLICATION FOR WRIT OF MANDAMUS HELD IN ABEYANCE
AND RESPONDENT IS ORDERED TO FILE ANSWER:**

WR-91,210-01 MATHISON, CHRISTOPHER MONTGOMERY COUNTY
MOTION FOR LEAVE TO FILE HELD IN ABEYANCE W/ORDER - PER CURIAM
NON-PUBLISHED