



**COURT OF APPEALS FOR THE  
FIRST DISTRICT OF TEXAS AT HOUSTON**

ORDER

Appellate case name: Juan Contreras v. The State of Texas

Appellate case number: 01-19-00283-CR

Trial court case number: 1625893

Trial court: 228th District Court of Harris County

Appellant Juan Contrera’s court-appointed counsel filed a brief concluding that the above-referenced appeal is frivolous. *See Anders v. California*, 386 U.S. 738, 744, 87 S. Ct. 1396, 1400 (1967). Counsel filed a letter in accordance with *Kelly v. State*, 436 S.W.3d 313 (Tex. Crim. App. 2014), “to notify his client that, should he wish to exercise his right to review the appellate record in preparing to file a response to the *Anders* brief, he should immediately file a motion for *pro se* access to the appellate record with the applicable court of appeals,” but counsel failed to state that he forwarded to his client “a form motion . . . , lacking only the appellant’s signature and the date, . . . inform[ing] the appellant that, in order to effectuate his right to review the appellate record *pro se*, should he choose to invoke it, he must sign and date the motion and send it on to the court of appeals within ten days of the date of the letter from appellate counsel.” 436 S.W.3d at 319–20.

Accordingly, we order appellant’s appointed counsel, David Lawrence Garza, to send a letter and a form motion, such as the motion attached to this order, to the appellant in accordance with *Kelly. Id.* We further order appellant’s appointed counsel to notify us, in writing, that he has supplied Contreras with a form motion for *pro se* access to the appellate record. *See id.* at 320. Counsel shall send the required letter to his client and shall file the required notice with the Clerk of this Court within 14 days of the date of this order.

It is so ORDERED.

Judge’s signature:           /s/ Richard Hightower          

Acting individually     Acting for the Court

Date:       July 7, 2020