

TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN

NO. 03-20-00171-CR

Ex parte Steven Robles

**FROM THE 27TH DISTRICT COURT OF BELL COUNTY
NO. 58,195-B, THE HONORABLE MARTHA J. TRUDO, JUDGE PRESIDING**

MEMORANDUM OPINION

Appellant Steven Robles has filed a notice of appeal from the trial court's recommendation that the Texas Court of Criminal Appeals dismiss Robles's subsequent application for writ of habeas corpus.¹ We do not have jurisdiction over this appeal. Only the Texas Court of Criminal Appeals has jurisdiction in final post-conviction felony proceedings, and we have no authority to review the trial court's recommendation that a petitioner's post-conviction application for writ of habeas corpus be dismissed. *See* Tex. Code Crim. Proc. art. 11.07; *see also Ex parte Lauderdale*, No. 04-17-00063-CV, 2017 WL 1161171, at *1 (Tex. App.—San Antonio Mar. 29, 2017, no pet.) (per curiam) (mem. op., not designated for publication); *Bynum v. State*, No. 12-03-00395-CR, 2003 WL 22972014, at *1 (Tex. App.—Tyler Dec. 17, 2003, no pet.) (mem. op., not designated for publication). Accordingly, we dismiss the appeal for want of jurisdiction.

¹ We note that after this appeal was filed, the Texas Court of Criminal Appeals dismissed Robles's application for writ of habeas corpus without written order, noting that the sentence has been discharged and citing *Ex parte Harrington*, 310 S.W.3d 452 (Tex. Crim. App. 2010). *See Ex parte Robles*, WR-89,179-06 (Tex. Crim. App. Apr. 29, 2020).

Chari L. Kelly, Justice

Before Justices Goodwin, Kelly, and Smith

Dismissed for Want of Jurisdiction

Filed: May 28, 2020

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