



**In The  
Court of Appeals  
Sixth Appellate District of Texas at Texarkana**

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No. 06-19-00243-CR

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KIVEAN D. COFFEY, Appellant

V.

THE STATE OF TEXAS, Appellee

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On Appeal from the 276th District Court  
Morris County, Texas  
Trial Court No. 10,751CR

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Before Morriss, C.J., Burgess and Stevens, JJ.  
Memorandum Opinion by Justice Burgess

## MEMORANDUM OPINION

In 2013, Kivean D. Coffey was convicted by a jury of aggravated sexual assault and sentenced to seventy-five years' imprisonment. Coffey appeals from the trial court's order denying his motion for post-conviction DNA testing. Coffey's challenge to the trial court's ruling was raised in a single brief filed in this cause and in companion cause number 06-19-00242-CR.

We addressed Coffey's complaints in detail in our opinion in cause number 06-19-00242-CR. For the reasons stated therein, we likewise conclude that Coffey failed to meet the threshold requirements of Chapter 64 of the Texas Code of Criminal Procedure for obtaining the requested DNA testing. As a result, we affirm the trial court's decision.

Ralph K. Burgess  
Justice

Date Submitted: May 26, 2020  
Date Decided: June 19, 2020

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