

TEXAS COURT OF CRIMINAL APPEALS

Leggett, Jeffrey Leo

No. Writ No. 24,009, Texas Court of Criminal Appeals (August 11, 2015)

SUMMARY

This document is a November 2, 1993 letter from the Texas Court of Criminal Appeals concerning two applications for writs of habeas corpus filed under Texas Code of Criminal Procedure article 11.07. The letter asks the district court clerk to investigate the status of the writs and either advise the Court or forward the required documentation.

CASE DETAILS

COURT	Texas Court of Criminal Appeals
JURISDICTION	Texas
DECIDED	August 11, 2015
DOCKET	Writ No. 24,009
DISPOSITION	other
PROCEDURAL POSTURE	Administrative correspondence concerning the status and filing of two applications for post-conviction writs under Texas Code of Criminal Procedure article 11.07.
PRECEDENTIAL VALUE	The document is administrative correspondence and does not announce a substantive holding.

TOPICS

post-conviction relief habeas corpus criminal procedure appellate procedure

PRACTICE AREAS

criminal procedure post-conviction relief appellate procedure

QUESTIONS PRESENTED

- Whether the district clerk should investigate and report the status of Leggett's article 11.07 writ applications or forward the required writ materials to the Texas Court of Criminal Appeals.

KEY QUOTATIONS

"After you have had an opportunity to check into this matter, please advise this Court of the status of the application or forward a transcript containing the documents described in 11.07, §§ 2(c) or 2(d)."

FACTUAL BACKGROUND

Leggett stated that he had filed two writ applications under article 11.07 of the Texas Code of Criminal Procedure. He represented that the writs challenged matters other than his convictions and that the district clerk had taken no action for 35 days. The Texas Court of Criminal Appeals checked its records and found that the writs were not then pending before it.

PROCEDURAL HISTORY

Jeff Leggett advised the Texas Court of Criminal Appeals that he had filed two article 11.07 writs with the 119th District Court and that 35 days had elapsed without action. The Court's staff attorney informed the district court clerk that the Court's records did not show the writs as pending and requested that the clerk investigate and report the status or forward the required transcript materials.

DISPOSITION

other

REMAND INSTRUCTIONS

The district clerk was asked to check the status of the writ applications and advise the Texas Court of Criminal Appeals or forward a transcript containing the documents described in article 11.07, sections 2(c) or 2(d).

OPINION

PER CURIAM.

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These are two different writs not attacking his convictions but should be filed as 11.07 writs. He states that 35 days have elapsed, and no action has been taken. We have checked our records and at this time do not show these writs as pending in this Court. After you have had an opportunity to check into this matter, please advise this Court of the status of the application or forward a transcript containing the documents described in 11.07, §§ 2(c) or 2(d).