

FIRST COURT OF APPEALS OF TEXAS

Nelson Okwolisa Ilodigwe v. State of Texas

Ilodigwe v. State · No. 01-14-00231-CR · Decided September 28, 2015

SUMMARY

This document is an appellant's motion in the First Court of Appeals of Texas seeking a thirty-day extension of time to file a motion for rehearing en banc. The motion states that the underlying criminal appeal was affirmed and that counsel's absence from the country and subsequent inability to confer with the incarcerated appellant caused the delay.

CASE DETAILS

COURT	First Court of Appeals of Texas
JURISDICTION	Texas
DECIDED	September 28, 2015
DOCKET	01-14-00231-CR
DISPOSITION	other
PROCEDURAL POSTURE	Appellant filed a motion for extension of time to file a motion for rehearing and en banc reconsideration of the appellate court's prior judgment affirming the district court's judgment and jury verdict.
PRECEDENTIAL VALUE	No precedential value determined; the document is a motion filing rather than a substantive court opinion.
PARTIES	Nelson Okwolisa Ilodigwe v. The State of Texas

TOPICS

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PRACTICE AREAS

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QUESTIONS PRESENTED

1. Whether appellant should receive a thirty-day extension of time to file a motion for rehearing and en banc reconsideration under the Texas Rules of Appellate Procedure.

FACTUAL BACKGROUND

The First Court of Appeals had previously affirmed the district court's judgment and jury verdict. Appellant's counsel stated that he had been out of the country when the appellate judgment was rendered and could not confer with appellant, who was incarcerated in Huntsville, Texas, until shortly before the filing deadline. Appellant requested a thirty-day extension to file a motion for rehearing en banc and represented that it was his first extension request.

PROCEDURAL HISTORY

The 248th Judicial District Court of Harris County entered the judgment challenged on appeal in trial court cause number 1361714. The First Court of Appeals issued an opinion on August 27, 2015, affirming the district court's judgment. Appellant then sought a thirty-day extension to file a motion for rehearing en banc.

DISPOSITION

other