

TEXAS COURT OF CRIMINAL APPEALS

Ex parte Trinidad Rossenbert Oporta

Oporta · No. Nos. D-1DC-11-206666-A, D-1DC-12-300191, D-1DC-13-300925-A · Decided September 30, 2015

SUMMARY

This document is a defendant-appellant's motion to extend the time to file a motion for rehearing in a Texas criminal proceeding. Trinidad Rossenbert Oporta requests an additional 30 days under Texas Rule of Appellate Procedure 49.8, citing the attorney's workload and scheduling conflicts.

CASE DETAILS

COURT	Texas Court of Criminal Appeals
JURISDICTION	Texas
DECIDED	September 30, 2015
DOCKET	Nos. D-1DC-11-206666-A, D-1DC-12-300191, D-1DC-13-300925-A
DISPOSITION	other
PROCEDURAL POSTURE	Appellant sought an extension of time under Texas Rule of Appellate Procedure 49.8 to file a motion for rehearing.
PRECEDENTIAL VALUE	nonprecedential procedural order
PARTIES	Trinidad Rossenbert Oporta v. State of Texas

TOPICS

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PRACTICE AREAS

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QUESTIONS PRESENTED

1. Whether the court should grant Oporta's motion under Texas Rule of Appellate Procedure 49.8 to extend the deadline for filing a motion for rehearing until October 24, 2015.

HOLDINGS

1. The court denied Oporta's motion to extend the time for filing his motion for rehearing.

FACTUAL BACKGROUND

Oporta's motion for rehearing was due on September 24, 2015. His attorney requested a thirty-day extension, citing the need to obtain additional case information and numerous conflicting hearings, cases, immigration matters, briefing deadlines, and a professional seminar. The motion was filed within the fifteen-day period for requesting an extension under Texas Rule of Appellate Procedure 49.8.

PROCEDURAL HISTORY

The matter arose from proceedings in the 299th Judicial District Court of Travis County, Texas. Oporta's motion for rehearing was due September 24, 2015, and he requested an additional thirty days, through October 24, 2015. The Texas Court of Criminal Appeals denied the motion to extend time.

DISPOSITION

other