

TEXAS COURT OF CRIMINAL APPEALS

Ex parte Roberson, Brandon

Ex parte Roberson · No. WR-82,638-01 · Decided January 26, 2015

SUMMARY

This document is a pro se advisory filed in the Texas Court of Criminal Appeals by Brandon Roberson in connection with an Article 11.07 application for a writ of habeas corpus. It alleges that the district court failed to provide findings of fact and conclusions of law, ignored related motions, and violated due process, and it requests an order remanding the matter for further proceedings.

CASE DETAILS

COURT	Texas Court of Criminal Appeals
JURISDICTION	Texas
DECIDED	January 26, 2015
DOCKET	WR-82,638-01
DISPOSITION	other
PROCEDURAL POSTURE	A pro se prisoner submitted an advisory requesting that the Texas Court of Criminal Appeals remand his Article 11.07 habeas proceeding to the district court for findings of fact and conclusions of law.
PRECEDENTIAL VALUE	nonprecedential
PARTIES	Brandon Andre Roberson

TOPICS

[habeas corpus](#) [post-conviction relief](#) [due process](#) [right to counsel](#) [appellate procedure](#)

PRACTICE AREAS

[criminal procedure](#) [post-conviction relief](#) [constitutional law](#) [civil rights](#)

QUESTIONS PRESENTED

- Whether the Article 11.07 habeas proceeding should be remanded to the Burleson County district court for findings of fact and conclusions of law.
- Whether the district court's alleged failure to address Roberson's motions and provide notice implicated due process.

FACTUAL BACKGROUND

Roberson, a Texas inmate proceeding pro se, claimed that his attorney failed to file a notice of appeal and thereby deprived him of federally protected rights. He also claimed that the Burleson County district court failed to address or provide notice concerning his motions and had not furnished findings of fact or conclusions of law in connection with his Article 11.07 habeas application.

PROCEDURAL HISTORY

Roberson asserted that he filed an application for a writ of habeas corpus under Texas Code of Criminal Procedure article 11.07, alleging that counsel abandoned his direct appeal by failing to file a notice of appeal. He claimed that the Burleson County district court had not provided findings of fact, conclusions of law, or notice concerning several motions, and requested an order of remand with instructions.

DISPOSITION

other

REMAND INSTRUCTIONS

The document requests remand with instructions for the district court to make findings of fact and conclusions of law and consider Roberson's previously submitted motions, but it does not state that the court entered such an order.