

COURT OF APPEALS FOR THE SEVENTH DISTRICT OF TEXAS AT
AMARILLO

Matthew Janssen v. the State of Texas

No. 07-25-00336-CR · No. No. 07-25-00336-CR · Decided February 6, 2026

SUMMARY

The Seventh Court of Appeals of Texas dismissed Matthew Janssen’s pro se appeal from the denial of his application for writ of habeas corpus and motion for reasonable bail. The court suspended the signature requirement for a dismissal motion under Texas Rule of Appellate Procedure 2 because Janssen no longer wished to pursue the appeal.

CASE DETAILS

COURT	Court of Appeals for the Seventh District of Texas at Amarillo
WRITING FOR THE COURT	Per Curiam; Parker, C.J.; Doss, J.; Yarbrough, J.
JURISDICTION	Court of Appeals for the Seventh District of Texas at Amarillo
DECIDED	February 6, 2026
DOCKET	No. 07-25-00336-CR
DISPOSITION	dismissed
PROCEDURAL POSTURE	Appellant appealed the denial of his application for writ of habeas corpus and motion for reasonable bail, then informed the trial court during a remand hearing that he no longer wished to pursue the appeal.
PRECEDENTIAL VALUE	nonprecedential
PARTIES	Matthew Janssen v. The State of Texas

TOPICS

- appellate procedure
- habeas corpus
- bail
- post-conviction relief

PRACTICE AREAS

- criminal procedure
- appellate procedure
- habeas corpus
- bail

QUESTIONS PRESENTED

- Whether the appeal should be dismissed after the appellant informed the court that he no longer wished to prosecute it.

2. Whether the court could suspend the signature requirement for a motion to dismiss under Texas Rule of Appellate Procedure 42.2(a) pursuant to Rule 2.

HOLDINGS

1. An appeal may be dismissed when the appellant informs the court that he no longer desires to prosecute it.
2. The court may invoke Texas Rule of Appellate Procedure 2 to suspend Rule 42.2(a)'s requirement that an appellant sign a motion to dismiss when the appellant has otherwise clearly expressed the desire to abandon the appeal.

FACTUAL BACKGROUND

Janssen sought habeas corpus relief and reasonable bail in the trial court. While the appeal was pending, he was released from jail on bond and told the trial court that he no longer desired to prosecute the appeal.

PROCEDURAL HISTORY

The 364th District Court of Lubbock County denied Janssen's application for writ of habeas corpus and motion for reasonable bail. The court of appeals previously remanded the case to determine, among other matters, whether Janssen still desired to prosecute the appeal. After Janssen stated that he no longer wished to proceed because he had been released on bond, the appellate court reinstated the appeal and dismissed it.

DISPOSITION

dismissed

CASES CITED

- *Wade v. State*, Nos. 07-20-00030-CR, 07-20-00032-CR, 2020 Tex. App. LEXIS 7619, at *2 (Tex. App.—Amarillo Sept. 18, 2020, no pet.) (per curiam) (mem. op., not designated for publication)