

COURT OF APPEALS FOR THE TWELFTH COURT OF APPEALS DISTRICT
OF TEXAS

German Valdez v. State

Valdez · No. 12-15-00260-CR · Decided December 28, 2015

SUMMARY

The Texas Twelfth Court of Appeals issued a mandate directing the 217th District Court of Angelina County to recognize and execute its order dismissing German Valdez's appeal. The dismissal followed the appellant's motion to dismiss the appeal.

CASE DETAILS

COURT	Court of Appeals for the Twelfth Court of Appeals District of Texas
WRITING FOR THE COURT	Per curiam
JURISDICTION	Texas
DECIDED	December 28, 2015
DOCKET	12-15-00260-CR
DISPOSITION	dismissed
PROCEDURAL POSTURE	Criminal appeal dismissed on the appellant's motion.
PRECEDENTIAL VALUE	Published status is indicated in the supplied metadata, but the supplied document is a per curiam mandate dismissing the appeal without a substantive opinion.
PARTIES	German Valdez v. The State of Texas

TOPICS

appellate procedure criminal procedure

PRACTICE AREAS

criminal law appellate procedure

QUESTIONS PRESENTED

- Whether the appellant's motion to dismiss the criminal appeal should be granted.

KEY QUOTATIONS

“THIS CAUSE came on to be heard on the motion of the Appellant to dismiss the appeal herein, and the same being considered, it is hereby ORDERED, ADJUDGED and DECREED by this Court that the motion to dismiss be granted and the appeal be dismissed, and that the decision be certified to the court below for observance.”

FACTUAL BACKGROUND

The supplied document concerns a criminal appeal by German Valdez from proceedings in the 217th District Court of Angelina County. The appellate record states that Valdez moved to dismiss his appeal.

PROCEDURAL HISTORY

German Valdez appealed from a judgment of the 217th District Court of Angelina County, Texas, in trial court cause number 2015-0168. On November 18, 2015, the Twelfth Court of Appeals granted Valdez's motion to dismiss the appeal and ordered that its decision be certified to the trial court. The mandate issued on December 28, 2015.

DISPOSITION

dismissed

REMAND INSTRUCTIONS

The appellate court ordered that its decision be certified to the court below for observance; no further substantive instructions were stated.

OPINION

German Valdez v. State

PER CURIAM.

THE STATE OF TEXAS

MANDATE

***** TO THE 217TH DISTRICT COURT OF ANGELINA COUNTY, GREETING: Before our Court of Appeals for the 12th Court of Appeals District of Texas, on the 18th day of November, 2015, the cause upon appeal to revise or reverse your judgment between GERMAN VALDEZ, Appellant NO. 12-15-00260-CR; Trial Court No. 2015-0168 By per curiam opinion. THE STATE OF TEXAS, Appellee was determined; and therein our said Court made its order in these words: “THIS CAUSE came on to be heard on the motion of the Appellant to dismiss the appeal herein, and the same being considered, it is hereby ORDERED, ADJUDGED and DECREED by this Court that the motion to dismiss be granted and the appeal be dismissed, and that the decision be certified to the court below for observance.” WHEREAS, WE COMMAND YOU to observe the order of our said Court of Appeals for the Twelfth Court of Appeals District of Texas in this behalf, and in all things have it duly recognized,

obeyed, and executed. WITNESS, THE HONORABLE JAMES T. WORTHEN, Chief Justice of our Court of Appeals for the Twelfth Court of Appeals District, with the Seal thereof affixed, at the City of Tyler, this the 28th day of December, 2015.

PAM ESTES, CLERK

By: _____ Chief Deputy Clerk