

TEXAS COURT OF CRIMINAL APPEALS

Ex parte Lowell Quincy Green a/k/a Lowell Dequincy Green

Ex parte Green · Decided March 26, 2015

SUMMARY

This appears to be a per curiam decision or order of the Texas Court of Criminal Appeals concerning an application for post-conviction relief filed by Lowell Quincy Green, also identified as Lowell Dequincy Green. The OCR text includes arguments regarding court-appointed counsel and attached criminal-process documents, including a warrant and an indictment that appear to concern other individuals.

CASE DETAILS

COURT	Texas Court of Criminal Appeals
JURISDICTION	Texas
DECIDED	March 26, 2015
DISPOSITION	writ_denied
PROCEDURAL POSTURE	Applicant sought post-conviction habeas relief in the Texas Court of Criminal Appeals.
PRECEDENTIAL VALUE	unpublished
PARTIES	Lowell Quincy Green a/k/a Lowell Dequincy Green v. The State of Texas

TOPICS

post-conviction relief

state post-conviction relief

criminal procedure

PRACTICE AREAS

criminal procedure

post-conviction relief

QUESTIONS PRESENTED

1. Whether the applicant was entitled to post-conviction habeas relief based on the claims presented in his application.

HOLDINGS

1. The application for writ of habeas corpus was denied.

FACTUAL BACKGROUND

The OCR record indicates that Green filed an application for post-conviction habeas relief and raised allegations concerning counsel and documents associated with his case. The record also contains apparently unrelated warrant and indictment materials concerning other individuals, making the material factual basis of Green's application unclear.

PROCEDURAL HISTORY

The document is a per curiam disposition of an application for writ of habeas corpus. The application was denied, although the OCR text does not clearly identify the underlying conviction, trial court ruling, or precise grounds for relief.

DISPOSITION

writ_denied

OPINION

PER CURIAM.

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AppUc_a/t) QclCnoMJlosW. 4o -tKt5 Court, that V>c^ \Coo\aj5 n<ufl-ik <Aoiwr^HQotl, Qn«i thot -Vh<aJb<L_ QQCjurr^ft-ntb *Jc6 -ior-vJcu^L-4d v Applicant On tO^-ZDI^ ku QUarrxLi^ Zja\^<LnO~E- JoVinbbn, oAA/^baA QnA 1«»*A \c\ \>U ^o«l UnVt <Ylcal fDOnn On -4W-" Jbm^S * AWra-A Unit, applicant Wmo^ Unit; oV a£6ianm<Lrfc. LoJeiA fo^J 57 8Cp ^2. Warrant Warrant No: A S?, 5Sg Waco PD Case No: 12-5102 The State of Texas Vs. Rozell Lanaier Harbert o Race: Black Sex: Male DOB: 01/26/1973 Charge: Failure to Comply w/ Registration Requirements by Registered Sexual Offender i rd CCP Article 62.102 - - 3™ Degree Felony r

^offo \~6- Issued on the day of (A&£4*~ C By: Judge Q^A/V\ Waco Municipal Court, McLennan County, TX Bond: To be set at Arraignment by Magistrate The State of Texas To any Sheriff or any other Peace Officer of Texas greeting: Whereas, complaint in writing has been filed before the undersigned Judge of the Waco Municipal Court, McLennan County, on the oath of Detective Michael R. Alston that Rozell Lanaier Harbert in said County and State, on or about the 26th day of February, 2012, did then and there unlawfully commit the offense of: Failure to Comply w/ Registration Requirements by Registered Sexual Offender CCP Article62.02 - - 3rd Degree Felony You are hereby commanded to take the body of said Rozell Lanaier Harbert forthwith, bringing him before said Judge of the Municipal Court in Waco, McLennan County, then and there to answer the aforesaid complaint and to be further dealt with according to law.

Herein fail not, but have you then and there this Warrant with your endorsement thereon, showing how you have executed the same. Given under my official hand, this day of \>' t^1^- / OMto, c Judge, Waco Municipal Court, McLennan County, Texas Came to hand on the2^ day of /W'''^, U* 7 and executed on the 23 day of /fr/r*^*-, Z*>n. by Y ~Ur arresting the within named defendant and incarcerating him at fif? c- by: /^k^T Z*7~A>VI~<r Usf*?

Sheriff, McLennan County, TX Fees: Arrest: Bond: Release: Mileage: Commitment: Total: AGGRAVATED ASSAULT - CO I(F2); TERRY MONTREAL GETTER TERRORISTIC THREAT - COUNT II (F3) Code: 22.02, Texas Penal Code - Count I; D.O.B.: 12/17/1975 22.07, Texas Penal Code - Count II Booking#: 852167 (on both counts) C1D#: 149328 Bond Amount: SID#: 5849808 Cause No. 2012- 1410 -CI TRUE BILL OF INDICTMENT IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS: The Grand Jurors of McLennan County, State of Texas, duly organized at the July Term, A.D., 2012, of the 19th Judicial District Court of said county, upon their oaths do present that TERRY MONTREAL GETTER, hereinafter called Defendant, on or about the 21st day of June, A.D.

2012 in said county and state did then and there intentionally or knowingly threaten DESHAUN CARTER with imminent bodily injury by speaking aggressively, and did then and there use or exhibit a deadly weapon, to-wit: a knife during the commission of said assault, COUNT II And it is further presented in and to said Court that the said TERRY MONTREAL GETTER in the County of McLennan and State aforesaid on or about the 21st day of June, A.D.

2012, did then and there threaten to commit an offense, involving violence to a person, namely, Aggravated Assault or Murder, with intent to place the public or a substantial group of the public in fear of serious bodily injury,... llllipiilllllll III! w¥mm AGAINST THE PEACE AND DIGNITY OF THE STATE Foreman of the Atfelino Reyna Criminal District Attorn^ McLennan County, Texas

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