

**COURT OF APPEALS FOR THE SEVENTH DISTRICT OF TEXAS AT
AMARILLO**

Victor Rajjaunh Harvey v. the State of Texas

Harvey · No. 07-25-00394-CR · Decided May 20, 2026

SUMMARY

The Seventh Court of Appeals of Texas abates Victor Rajjaunh Harvey's appeal from the revocation of his community supervision and remands the matter to the trial court. The trial court is directed to determine whether Harvey wishes to continue the appeal, his indigency and representation status, the reasons for the missing brief, and related counsel issues, and to file a supplemental record by June 22, 2026.

OPINION

PER CURIAM.

In The Court of Appeals Seventh District of Texas at Amarillo No. 07-25-00394-CR VICTOR RAJJAUNH HARVEY, APPELLANT V. THE STATE OF TEXAS, APPELLEE On Appeal from the 154th District Court Lamb County, Texas Trial Court No. DCR-6186-21, Honorable Scott A. Say, Presiding May 20, 2026 ORDER OF ABATEMENT AND REMAND Before PARKER, C.J., and DOSS and YARBROUGH, JJ. Appellant, Victor Rajjaunh Harvey, appeals from the trial court's judgment revoking his community supervision for the offense of assault of a family or household member¹ and sentencing him to nine years and nine months of confinement.

Appellant's brief was due April 13, 2026, but was not filed. By letter of April 21, 2026, we admonished Appellant's appointed counsel that failure to file a brief by May 1, 2026, would result in 1 See TEX. PENAL CODE § 22.01(b)(2)(A). the appeal being abated and the cause remanded to the trial court for further proceedings without further notice.

To date, Appellant's counsel has neither filed a brief nor had any further communication with this Court. Accordingly, we abate the appeal and remand the cause to the trial court for further proceedings. See TEX. R. APP. P. 38.8(b)(2), (3). Upon remand, the trial court shall determine the following: 1. whether Appellant still desires to prosecute the appeal; 2. whether Appellant is indigent; 3. if Appellant is not indigent, whether Appellant has made the necessary arrangements for filing a brief; 4. why a timely appellate brief has not been filed on behalf of Appellant; 5. whether Appellant's counsel has abandoned the appeal; 6. whether Appellant has been denied the effective assistance of counsel; 7. whether new counsel should be appointed; and 8. if Appellant desires to continue the appeal, the date the Court may expect Appellant's brief to be filed.

The trial court is also directed to enter such orders necessary to address the aforementioned questions. So too shall it include its findings on those matters in a supplemental record and cause that record to be filed with this Court by June 22, 2026. If it is determined that Appellant desires to proceed with the appeal, is indigent, and has been denied the effective assistance of counsel, the trial court may appoint new counsel; the name, address, email address, phone number, and state bar number of any newly appointed counsel shall be included in the aforementioned findings.

2 Should Appellant's counsel file a brief on or before the date the trial court acts per our directive, he shall immediately notify the trial court of the filing, in writing, whereupon the trial court shall not be required to take any further action. It is so ordered. Per Curiam Do not publish. 3