

COURT OF APPEALS OF TEXAS, FIFTH DISTRICT AT DALLAS

Mickey Odell Gerald II v. State

Nos. 05-14-00596-CR, 05-14-00597-CR · No. Nos. 05-14-00596-CR, 05-14-00597-CR · Decided January 9, 2015

SUMMARY

The Texas Court of Appeals for the Fifth District reinstated two criminal appeals and adopted the trial court's findings concerning the delayed reporter's record. The court granted the court reporter an extension and ordered the complete reporter's record, including admitted exhibits, to be filed by February 9, 2015.

OPINION

PER CURIAM.

Order entered January 9, 2015 In The Court of Appeals Fifth District of Texas at Dallas No. 05-14-00596-CR No. 05-14-00597-CR MICKEY ODELL GERALD II, Appellant V. THE STATE OF TEXAS, Appellee On Appeal from the 292nd Judicial District Court Dallas County, Texas Trial Court Cause Nos. F07-72503-V, F07-72502-V ORDER The Court REINSTATES the appeals.

On October 28, 2014, we ordered the trial court to make findings regarding why the reporter's record has not been filed. We ADOPT the findings that: (1) appellant desires to pursue the appeals; (2) appellant is indigent and represented by court-appointed counsel; (3) counsel timely requested the reporter's record; (4) Debi Harris, court reporter for Auxiliary Court No. 8, is the court reporter who recorded the proceedings; (5) Ms. Harris's explanation for the delay in filing the record is due to a family death and other issues, she overlooked the record; and (6) Ms. Harris requested thirty days from the January 6, 2015 findings to file the record.

We GRANT Ms. Harris's January 2, 2015 request for an extension of time to file the reporter's record. We ORDER Ms. Harris to file the complete reporter's record, including all exhibits admitted into evidence, by FEBRUARY 9, 2015.

We DIRECT the Clerk to send copies of this order, by electronic transmission, to Debi Harris, court reporter, Auxiliary Court No. 8, and to counsel for all parties. /s/ LANA MYERS JUSTICE