

Court of Criminal Appeals Activity Detail: FY 2024

	<i>Pending: 9/1/2023*</i>	<i>Cases Added</i>	<i>Total on Docket</i>	<i>Dispositions</i>	<i>Pending: 8/31/2024</i>
Regular Appeals					
Direct Appeals: Death Penalty	13	2	15	4	11
DNA Appeal - Death Sentence	2	0	2	2	0
Other Appeals	1	4	5	4	1
Granted Petitions for Discretionary Review	55	50	105	47	54
Petitions for Discretionary Review (Includes Granted MRH & Reinstated)	101	854	955	707	185
Redrawn Petitions for Discretionary Review	0	8	8	8	0
Subtotal	172	918	1,090	772	251
Applications for Writ of Habeas Corpus					
11.071 Writs (death penalty) Received	11	16	27	16	11
Habeas Corpus & Extraordinary Matters (filed & set)	11	137	148	141	6
Habeas Corpus Received	219	2,126	2345	2,065	280
Supplemental 11.07 Writs (other than death penalty)	70	240	310	253	57
Supplemental 11.071 Writs (death penalty)	4	11	15	8	7
Subtotal	334	2,531	2,865	2,483	375
Original Proceedings**					
Capital (Mandamus & Prohibitions)	2	8	10	10	0
Original Writ of Habeas Corpus 11.071 Received	0	1	1	1	0
Supplemental Original Writ of Prohibition	0	1	1	1	0
Supplemental Received Writ of Mandamus	5	45	50	47	3
Writs of Certiorari	0	1	1	1	0
Writs of Habeas Corpus	6	58	64	60	4
Writs of Mandamus	31	323	354	310	44
Writs of Procedendo	0	2	2	2	0
Writs of Prohibition	1	8	9	9	0
Subtotal	45	447	492	441	51
Motions for Rehearing & Reconsideration					
Motions for Reconsideration (for original proceedings & 11.07 & 11.071 writs)	52	325	377	328	49
Motions for Stay of Execution (for 11.071 writs)	0	20	20	19	1
Rehearing on Direct Appeal	1	2	3	3	0

Rehearing on Granted Petitions for Discretionary Review	1	16	17	13	4
Rehearing on Habeas Corpus (filed & set)	1	8	9	8	1
Rehearing on Refused Petitions for Discretionary Review	1	25	26	26	0
Subtotal	56	396	452	397	55
Motions***	147	2,385	2532	2,371	161
Total	754	6,677	7,431	6,535	893

* Cases pending at the beginning of the fiscal year (September 1) may not equal cases pending at the end of the previous fiscal year (August 31) due to docket adjustments.

** Original proceedings are filed directly with the Court of Criminal Appeals.

*** Motions for extension of time and other motions.

MANNER OF DISPOSITION: Appeals & Original Proceedings, FY 2024

Direct Appeals:

Death Penalty

Affirmed	2
Affirmed Trial Court	1
Dismissed as moot	1
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TOTAL: Death Penalty	4

Death Penalty - DNA Appeal

Affirmed	1
Affirmed Trial Court	1
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TOTAL: Death Penalty - DNA Appeal	2

Other Appeals

Affirmed Trial Court	2
Dismissed	2
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TOTAL: Other Appeals	4

TOTAL: Direct Appeals 10

Petitions for Discretionary Review

Dismissed	2
Granted	47
Refused	700
Struck	10
Untimely	3
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TOTAL: Petitions for Discretionary Review	762

Granted Petitions for Discretionary Review

Affirmed and remanded to Trial Court	3
Affirmed COA & Remanded to the Trial Court	1
Affirmed court of appeals	5
Dismissed as improvidently granted	2
Dismissed with opinion	1

Remanded to court of appeals	1
Reversed & Dismissed	1
Reversed COA & Trial Court; Remanded to Trial Court	3
Reversed COA; Affirmed the Trial Court	4
Reversed court of appeals & remanded to court of appeals	7
Reversed court of appeals & remanded to trial court	3
Reversed court of appeals, acquittal ordered	3
Vacated COA; Remanded COA	15
TOTAL: Granted Petitions for Discretionary Review	49

Redrawn Petitions for Discretionary Review

Granted	1
Refused	7
TOTAL: Redrawn Petitions for Discretionary Review	8

Habeas Corpus & Extraordinary Matters (Filed & Set)

Habeas corpus relief denied	2
Habeas corpus relief granted	93
HC remanded TC - evidentiary hearing or affidavits	1
Mandamus relief conditionally granted	2
Mandamus relief granted	3
Out of Time Appeal Granted	24
Out Of Time PDR Granted	16
TOTAL: Habeas Corpus & Extraordinary Matters (Filed & Set)	141

Applications for Writ of Habeas Corpus Received

Abuse of writ order entered	25
Abuse of writ order previously entered	58
Denied with written order	5
Dismissed	94
Dismissed - Art. 11.07, Section 4	416
Dismissed - Art. 11.07, Tex.Gov. Code 501.0081	7
Dismissed - direct appeal pending, no action	65
File and set	122
Habeas corpus denied/dismissed with order	12

Habeas corpus dismissed - community supervision not revoked	16
Habeas corpus dismissed - juvenile matter	1
Habeas corpus dismissed - misdemeanor Offense	5
Habeas corpus dismissed - moot	22
Habeas corpus dismissed - sentence discharged	46
Habeas corpus dismissed - Ybarra	28
Habeas corpus dismissed for non-compliance	213
Habeas corpus dismissed with written order	7
Habeas corpus dismissed/Daniel	1
Habeas corpus relief denied without written order	451
HC denied w/o written order on trial court findings	500
HC relief denied with written order/opinion	13
HC remanded TC - evidentiary hearing or affidavits	211
TOTAL: Applications for Writ of Habeas Corpus Received	2318

11.071 Applications for Writ of Habeas Corpus

11.071 writ denied with written order	3
Denied/dismissed with order	3
Dismissed with written order	9
File and set	2
Granted	1
Habeas corpus relief denied	1
Remand tr ct w/order Art. 11.071, Sec. 6	5
TOTAL: 11.071 Applications for Writ of Habeas Corpus	24

Original Proceedings - Non-Capital

Abuse of writ order previously entered	1
Dismissed	1
File and set	1
Motion for leave to file denied without written order	338
Motion for leave to file dismissed - Padilla	39
Motion for leave to file held in abeyance with written order	50
TOTAL: Original Proceedings - Non-Capital	430

Original Proceedings - Capital

File and set	1
Motion for leave to file denied without written order	9
Motion for leave to file held in abeyance with written order	1
TOTAL: Original Proceedings - Capital	11
Motions for Reconsideration	
File and set	4
HC denied w/o written order on trial court findings	2
Motion for Leave to File Denied WITH Order	1
Motion for leave to file denied WITHOUT order	2
Motion for reconsideration - dismissed	113
Motion for reconsideration - dismissed with written order	3
Motion for reconsideration - habeas corpus relief denied with written order	1
Motion for reconsideration - remanded to trial court for evidentiary hearing/affidavits	4
Motion for reconsideration denied	170
Motion for reconsideration denied with written order	7
Motion for reconsideration granted	21
TOTAL: Motions for Reconsideration	328
Motions for Stay of Execution	
Denied	17
Granted	2
TOTAL: Motions for Stay of Execution	19

PENDING CASE STATUS: FY 2024

	9/1/2023				8/31/2024			
	<i>Not Set for Submission</i>	<i>Set for Submission</i>	<i>Submitted</i>	<i>Total Pending</i>	<i>Not Set for Submission</i>	<i>Set for Submission</i>	<i>Submitted</i>	<i>Total Pending</i>
Direct Appeal: Death Penalty	1	0	15	16	7	0	4	11
Direct Appeal: Death Penalty & Other	0	0	2	2	0	0	1	1
Granted Petitions for Discretionary Review	0	0	90	90	15	7	32	54
Habeas Corpus & Extraordinary Matters	0	0	29	29	1	0	5	6
TOTAL	1	0	136	137	23	7	42	72

MANNER OF DISPOSITION: Motions for Rehearing, FY 2024

	<i>With Written Opinion</i>			<i>Without Written Opinion</i>			Total
	<i>Granted</i>	<i>Denied</i>	<i>Dismissed</i>	<i>Granted</i>	<i>Denied</i>	<i>Dismissed</i>	
Rehearing on Direct Appeal	0	0	0	0	2	1	3
Rehearing on Granted Petitions for Discretionary Review	0	3	0	1	13	0	17
Rehearing on Habeas Corpus (filed & set)	0	0	0	0	8	0	8
Rehearing on Refused Petitions for Discretionary Review	0	0	0	0	26	0	26
Total	0	3	0	1	49	1	54

OPINION SUMMARY
Direct Appeals, Habeas, Petitions for Discretionary Review
FY 2024

<i>Judge</i>	<i>Signed Opinions on the Merits</i>	<i>PerCuriam</i>	<i>Concurring</i>	<i>Dissenting</i>	<i>Concurring / Dissenting</i>	TOTAL
Keller	10	15	7	19		51
Hervey	5	9				14
Richardson	5	21	5			31
Yeary	3	15	36	43	3	100
Newell	5	18	4	5	1	33
Keel	9	10	1	7		27
Walker	3	20		2		25
Slaughter	2	23	18	2		45
Mcclure	3	11				14
TOTAL	45	142	71	78	4	340

**PETITIONS FOR REVIEW FILED BY COURT OF APPEALS
FY 2024**

Court	Filed	Granted	Refused	Dismissed	Untimely	Struck	Other	Total Disposed	Percentage of Petitions Granted
1st - Houston	68	7	53	0	1	2	3	66	10.6%
2nd - Fort Worth	131	7	116	0	0	0	8	131	5.3%
3rd - Austin	79	0	29	2	0	2	1	34	0.0%
4th - San Antonio	72	6	44	0	0	3	2	55	10.9%
5th - Dallas	124	5	108	0	0	2	2	117	4.3%
6th - Texarkana	42	0	33	0	0	0	0	33	0.0%
7th - Amarillo	64	4	59	0	0	0	4	67	6.0%
8th - El Paso	30	1	26	0	0	0	3	30	3.3%
9th - Beaumont	27	1	27	0	1	0	1	30	3.3%
10th - Waco	26	2	22	0	0	0	0	24	8.3%
11th - Eastland	36	0	34	0	0	0	0	34	0.0%
12th - Tyler	44	2	44	0	0	0	1	47	4.3%
13th - Corpus Christi	64	8	55	0	1	0	1	65	12.3%
14th - Houston	69	4	57	0	0	1	0	62	6.5%
Total	876	47	707	2	3	10	26	795	5.9%

**GRANTED PETITIONS FOR REVIEW DISPOSED BY COURT OF APPEALS
FY 2024**

Opinion Issued	1st	2nd	3rd	4th	5th	6th	9th	10th	12th	13th	14th	Total
Affirmed and remanded to Trial Court								2			1	3
Affirmed COA	1					2		2				5
Affirmed COA & Remanded to the Trial Court		1										1
Dismissed as improvidently granted		1						1				2
Dismissed with opinion											1	1
Remanded to COA								1				1
Reversed & Dismissed	1											1
Reversed COA & Trial Court; Remanded to Trial Court	1									2		3
Reversed COA; Acquittal Ordered							3					3
Reversed COA; Affirmed the Trial Court			1		1	1					1	4
Reversed COA; Remanded COA	1			1	1		1	2			1	7
Reversed COA; Remanded Trial Court					1						2	3
Vacated COA; Remanded COA	3		3		3	2			1	2	1	15
Total	7	2	4	1	6	5	4	8	1	4	7	49

**PETITIONS FOR REVIEW FILED BY COUNTY
FY 2024**

County	Filed	Granted	Refused	Dismissed	Untimely	Struck	Other	Total Disposed
Anderson	5	0	4	0	0	0	0	4
Andrews	1	0	1	0	0	0	0	1
Angelina	8	0	7	0	0	0	1	8
Aransas	3	0	3	0	0	0	0	3
Austin	0	0	1	0	0	0	0	1
Bandera	5	0	3	0	0	0	1	4
Bastrop	2	0	1	0	0	1	0	2
Baylor	1	0	1	0	0	0	0	1
Bee	3	2	1	0	1	0	0	4
Bell	5	0	5	0	0	0	0	5
Bexar	35	4	29	0	0	0	1	34
Borden	1	0	1	0	0	0	0	1
Bowie	3	0	3	0	0	0	0	3
Brazoria	11	0	9	0	0	0	0	9
Brazos	5	4	4	0	0	0	0	8
Brown	3	0	4	0	0	0	0	4
Burleson	1	0	1	0	0	0	0	1
Burnet	5	0	3	2	0	0	0	5
Caldwell	2	0	1	0	0	0	0	1
Cameron	5	1	7	0	0	0	0	8
Camp	1	0	1	0	0	0	0	1
Chambers	1	0	0	0	0	0	0	0
Cherokee	1	0	1	0	0	0	0	1
Childress	1	0	1	0	0	0	0	1
Coleman	0	0	1	0	0	0	0	1
Collin	46	1	45	0	0	0	1	47
Colorado	2	0	2	0	0	0	0	2
Comal	10	0	8	0	0	1	0	9
Concho	1	0	1	0	0	0	0	1
Cooke	16	3	13	0	0	0	0	16
Coryell	3	0	4	0	0	0	0	4
Cottle	1	0	1	0	0	0	0	1
Crane	1	0	1	0	0	0	0	1
Culberson	2	0	1	0	0	0	1	2
Dallas	63	4	52	0	0	1	1	58
Dawson	1	0	1	0	0	0	0	1
De Witt	1	1	0	0	0	0	0	1

Deaf Smith	3	0	4	0	0	0	0	4
Delta	1	0	1	0	0	0	0	1
Denton	11	0	13	0	0	0	0	13
Donley	1	0	1	0	0	0	0	1
Duval	7	0	7	0	0	0	0	7
Eastland	2	0	2	0	0	0	0	2
Ector	9	0	10	0	0	0	0	10
El Paso	11	1	11	0	0	0	2	14
Ellis	5	0	5	0	0	0	0	5
Erath	3	0	1	0	0	0	0	1
Falls	6	0	4	0	0	0	0	4
Fannin	4	0	3	0	0	0	0	3
Fayette	2	0	1	0	0	0	0	1
Fort Bend	9	0	7	0	0	0	0	7
Freestone	1	0	1	0	0	0	0	1
Gaines	1	0	1	0	0	0	0	1
Galveston	3	0	5	0	0	0	0	5
Garza	2	0	1	0	0	0	1	2
Gillespie	1	0	1	0	0	0	0	1
Goliad	1	0	1	0	0	0	0	1
Gray	3	0	2	0	0	0	0	2
Grayson	2	0	2	0	0	0	0	2
Gregg	1	1	2	0	0	0	0	3
Grimes	1	0	0	0	0	0	0	0
Guadalupe	5	0	4	0	0	0	0	4
Hansford	1	0	1	0	0	0	0	1
Hardeman	1	0	1	0	0	0	0	1
Hardin	1	0	1	0	0	0	0	1
Harris	93	10	74	0	0	3	3	90
Harrison	1	0	1	0	0	0	0	1
Hays	7	0	6	0	0	0	1	7
Henderson	1	0	1	0	0	0	0	1
Hidalgo	8	0	7	0	0	0	1	8
Hill	3	0	2	0	1	0	0	3
Hockley	0	0	1	0	0	0	0	1
Hood	5	1	5	0	0	0	0	6
Hopkins	2	0	2	0	0	0	0	2
Houston	2	0	2	0	0	0	0	2
Howard	2	0	2	0	0	0	0	2
Hunt	3	0	3	0	0	0	0	3
Irion	1	0	1	0	0	0	1	2

Jackson	3	1	2	0	0	0	0	3
Jefferson	8	0	8	0	0	0	1	9
Johnson	3	0	3	0	0	0	0	3
Kaufman	3	0	3	0	0	1	0	4
Kendall	1	0	1	0	0	0	0	1
Kerr	10	0	7	0	0	3	0	10
Kinney	21	0	1	0	0	0	0	1
Kleberg	0	0	1	0	0	0	0	1
Lamar	2	0	2	0	0	0	0	2
Lamb	3	0	3	0	0	0	0	3
Lavaca	1	0	1	0	0	0	0	1
Leon	2	0	2	0	0	0	0	2
Liberty	2	0	3	0	0	0	0	3
Limestone	4	0	3	0	0	0	0	3
Live Oak	1	0	1	0	0	0	0	1
Lubbock	7	1	7	0	0	0	0	8
Marion	3	0	3	0	0	0	0	3
Matagorda	8	0	5	0	0	0	0	5
Maverick	3	1	2	0	0	0	0	3
McCulloch	2	0	0	0	0	0	0	0
McLennan	9	1	7	0	0	0	0	8
McMullen	1	1	0	0	0	0	0	1
Medina	0	1	0	0	0	0	0	1
Midland	6	0	5	0	0	0	0	5
Montgomery	14	0	14	0	0	0	0	14
Nacogdoches	1	0	1	0	0	0	0	1
Navarro	4	1	1	0	0	0	0	2
Nolan	5	0	4	0	0	0	0	4
Nueces	9	0	7	0	0	0	0	7
Orange	2	0	1	0	1	0	0	2
Parker	4	0	3	0	0	0	0	3
Polk	0	1	0	0	0	0	0	1
Potter	8	0	10	0	0	0	0	10
Rains	1	0	1	0	0	0	0	1
Randall	5	0	2	0	0	0	1	3
Reagan	1	0	1	0	0	0	0	1
Robertson	1	0	1	0	0	0	0	1
Rockwall	3	0	1	0	0	0	0	1
Rusk	0	0	1	0	0	0	0	1
San Patricio	2	0	2	0	0	0	0	2
Smith	26	1	27	0	0	0	0	28

Tarrant	103	4	94	0	0	0	8	106
Taylor	7	0	7	0	0	0	0	7
Titus	1	0	1	0	0	0	0	1
Tom Green	0	0	0	0	0	0	0	0
Travis	7	0	7	0	0	0	0	7
Tyler	1	0	1	0	0	0	0	1
Victoria	3	0	3	0	0	0	0	3
Walker	1	0	0	0	0	0	0	0
Waller	4	1	4	0	0	0	0	5
Webb	8	0	1	0	0	0	0	1
Wheeler	1	0	1	0	0	0	0	1
Wichita	7	0	5	0	0	0	1	6
Wilbarger	1	0	1	0	0	0	0	1
Williamson	46	0	4	0	0	0	0	4
Wilson	1	0	1	0	0	0	0	1
Wise	7	0	5	0	0	0	0	5
Young	1	0	2	0	0	0	0	2
Zapata	6	0	0	0	0	0	0	0
Zavala	1	0	1	0	0	0	0	1
Total	876	47	707	2	3	10	26	795

Habeas Corpus Filed by County from 9/1/2023 to 8/31/2024

<u>County</u>	<u>Criminal</u>	<u>Total</u>
	10	10
Anderson	15	15
Andrews	1	1
Angelina	10	10
Aransas	2	2
Armstrong	1	1
Atascosa	1	1
Bandera	1	1
Bastrop	6	6
Baylor	1	1
Bee	3	3
Bell	32	32
Bexar	115	115
Bosque	2	2
Bowie	48	48
Brazoria	23	23
Brazos	43	43
Brown	8	8
Burleson	3	3
Burnet	8	8
Calhoun	2	2
Cameron	16	16
Camp	1	1
Carson	2	2
Cass	4	4
Chambers	3	3
Cherokee	7	7
Childress	4	4
Clay	1	1
Collin	76	76
Colorado	2	2
Comal	22	22
Comanche	1	1
Cooke	3	3

Habeas Corpus Filed by County from 9/1/2023 to 8/31/2024

Coryell	5	5
Crane	1	1
Dallas	293	293
De Witt	2	2
Delta	6	6
Denton	25	25
Dimmit	1	1
Eastland	7	7
Ector	20	20
El Paso	45	45
Ellis	9	9
Erath	2	2
Falls	6	6
Fannin	11	11
Fayette	1	1
Fort Bend	22	22
Franklin	1	1
Freestone	4	4
Frio	1	1
Gaines	1	1
Galveston	44	44
Garza	3	3
Goliad	1	1
Gonzales	2	2
Gray	3	3
Grayson	19	19
Gregg	24	24
Grimes	1	1
Guadalupe	5	5
Hale	2	2
Hardin	5	5
Harris	395	395
Harrison	9	9
Haskell	1	1
Hays	9	9
Henderson	4	4

Habeas Corpus Filed by County from 9/1/2023 to 8/31/2024

Hidalgo	12	12
Hill	19	19
Hood	5	5
Hopkins	8	8
Houston	9	9
Howard	9	9
Hunt	12	12
Hutchinson	3	3
Jack	1	1
Jackson	3	3
Jasper	1	1
Jefferson	49	49
Jim Wells	1	1
Johnson	21	21
Jones	5	5
Karnes	1	1
Kaufman	7	7
Kendall	15	15
Kerr	5	5
Kinney	2	2
Kleberg	3	3
Lamar	18	18
Lamb	2	2
Lavaca	1	1
Leon	8	8
Liberty	5	5
Limestone	3	3
Lipscomb	1	1
Llano	2	2
Lubbock	30	30
Madison	3	3
Marion	6	6
Matagorda	7	7
McLennan	44	44
Medina	15	15
Menard	2	2

Habeas Corpus Filed by County from 9/1/2023 to 8/31/2024

Midland	37	37
Milam	1	1
Mitchell	8	8
Montague	2	2
Montgomery	48	48
Moore	1	1
Motley	1	1
Nacogdoches	9	9
Navarro	3	3
Newton	5	5
Nolan	1	1
Nueces	30	30
Orange	23	23
Palo Pinto	3	3
Panola	1	1
Parker	7	7
Polk	11	11
Potter	23	23
Presidio	3	3
Rains	2	2
Randall	15	15
Reagan	1	1
Red River	4	4
Reeves	1	1
Roberts	1	1
Robertson	3	3
Rockwall	6	6
Runnels	3	3
Rusk	1	1
San Augustine	1	1
San Jacinto	2	2
San Patricio	4	4
Scurry	3	3
Shelby	6	6
Smith	79	79
Somervell	1	1

Habeas Corpus Filed by County from 9/1/2023 to 8/31/2024

Starr	2	2
Sutton	2	2
Swisher	2	2
Tarrant	169	169
Taylor	20	20
Tom Green	5	5
Travis	75	75
Trinity	3	3
Upshur	9	9
Van Zandt	4	4
Victoria	4	4
Walker	9	9
Waller	5	5
Ward	2	2
Washington	4	4
Webb	8	8
Wharton	3	3
Wichita	16	16
Wilbarger	8	8
Willacy	2	2
Williamson	23	23
Wilson	6	6
Winkler	3	3
Wise	7	7
Wood	3	3
Young	6	6
Zapata	4	4
Total	2559	2559

Average time from filing to disposition for cases involving:

	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024
Capital punishment	616	646	698	656	468	790	590	545	467	803	593	807	628
Application for writ of habeas corpus	24	40	39	37	49	39	45	41	45	63	54	46	46
Application for writ of habeas corpus (filed & set)			8	24	32	48	78	30	21	26	27	58	29
Petition for discretionary review	60	65	73	61	82	70	75	60	52	68	60	45	50
Granted petition for discretionary review			198	250	310	310	319	336	313	300	370	439	504