



## IN THE COURT OF CRIMINAL APPEALS OF TEXAS

**NO. WR-75,814-02**

**EX PARTE ALVIN CHARLES WOODS, Applicant**

**ON APPLICATION FOR A WRIT OF HABEAS CORPUS  
CAUSE NO. 1433006-A IN THE 228TH DISTRICT COURT  
FROM HARRIS COUNTY**

*Per curiam.*

### OPINION

Pursuant to the provisions of Article 11.07 of the Texas Code of Criminal Procedure, the clerk of the trial court transmitted to this Court this application for a writ of habeas corpus. *Ex parte Young*, 418 S.W.2d 824, 826 (Tex. Crim. App. 1967). Applicant was convicted of theft and was sentenced to two years' imprisonment. He did not appeal his conviction.

Applicant contends, among other things, that the trial court did not have jurisdiction to withdraw the dismissal and that any actions or proceedings after the time of the dismissal were void. The trial court finds that Applicant is entitled to relief. *Ex parte Smith*, 690 S.W.2d 601, 602 (Tex. Crim. App. 1985).

Relief is granted. The judgment in Cause No. 143300601010 in the 228th District Court of Harris County is set aside and Applicant is remanded to the custody of the Sheriff of Harris County to answer the charges against him. The trial court shall issue any necessary bench warrant within 10 days after the mandate of this Court issues.

Copies of this opinion shall be sent to the Texas Department of Criminal Justice—Correctional Institutions Division and Pardons and Paroles Division.

Applicant's claim requesting pre-sentence jail time credit is dismissed as moot.

Delivered: July 27, 2016  
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