

IN THE COURT OF CRIMINAL APPEALS OF TEXAS

NO. WR-77,035-01

CEDRICK JEROME STANTON, Relator

v.

DALLAS COUNTY DISTRICT CLERK, Respondent

ON APPLICATION FOR A WRIT OF MANDAMUS CAUSE NO. F-0747749-R IN THE 265TH JUDICIAL DISTRICT COURT FROM DALLAS COUNTY

Per curiam.

<u>O R D E R</u>

Relator has filed a motion for leave to file a writ of mandamus pursuant to the original jurisdiction of this Court. In it, he contends that he filed an application for a writ of habeas corpus in the 265th Judicial District Court of Dallas County and that after the trial court ordered issues to be designated, his application was not answered or forwarded to this Court.

In these circumstances, additional facts are needed. Respondent, the District Clerk of Dallas

County, is ordered to file a response, which may be made by: submitting the record on such habeas corpus application; submitting a copy of a timely filed order that designates issues to be investigated, *see McCree v. Hampton*, 824 S.W.2d 578 (Tex. Crim. App. 1992); or stating that Relator has not filed an application for a writ of habeas corpus in Dallas County. Should the response include an order designating issues, proof of the date the district attorney's office was served with the habeas application shall also be submitted with the response. This application for leave to file a writ of mandamus shall be held in abeyance until Respondent has submitted the appropriate response. Such response shall be submitted within 30 days of the date of this order.

Filed: February 8, 2012 Do not publish