



IN THE COURT OF CRIMINAL APPEALS OF TEXAS

NO. WR-77,297-01

EX PARTE MARLON DONNELL MONROE, Applicant

**ON APPLICATION FOR A WRIT OF HABEAS CORPUS
CAUSE NO. F-9972639-JP IN THE 203RD DISTRICT COURT
FROM DALLAS COUNTY**

Per curiam.

ORDER

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 capital murder and sentenced to imprisonment for life. The Fifth Court of Appeals affirmed his conviction. *Monroe v. State*, No. 05-01-00150-CR (Tex. App.–Dallas Dec. 6, 2001, no pet.).

On December 1, 2010, the trial court signed an order designating issues. The habeas record has been forwarded to this Court prematurely. We remand this application to Dallas County to allow the trial judge to complete an evidentiary investigation and enter findings of fact and conclusions of law.

This application will be held in abeyance until the trial court has resolved the fact issues. The issues shall be resolved within 30 days of the date of this order. A supplemental transcript containing all affidavits and interrogatories or the transcription of the court reporter's notes from any hearing or deposition, along with the trial court's supplemental findings of fact and conclusions of law, shall be returned to this Court within 60 days of the date of this order. No extensions shall be granted.

Filed: March 28, 2012
Do not publish