



**IN THE COURT OF CRIMINAL APPEALS  
OF TEXAS**

---

---

**NO. WR-78,458-01**

---

---

**JOSE ROMERO, Relator**

**v.**

**HON. JUANITA A. VASQUEZ-GARDNER, JUDGE OF THE 399th DISTRICT COURT,  
Respondent**

---

---

**ON APPLICATION FOR A WRIT OF MANDAMUS  
CAUSE NO. 2007-CR-9123B  
FROM BEXAR COUNTY**

---

---

*Per curiam.*

**ORDER**

Relator has filed a motion for leave to file an application for 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 399th District Court of Bexar County, that more than 35 days have elapsed, and that the application has not yet been forwarded to this Court. This Court's records reflect that the district court entered an order designating issues on June 6, 2011.

Respondent, the Judge of the 399th District Court of Bexar County, shall file a response with

this Court by having the District Clerk submit the record on such habeas corpus application. In the alternative, Respondent may resolve the issues set out in the order designating issues and then have the District Clerk submit the record on such application. In either case, Respondent's answer shall be submitted within 30 days of the date of this order. This application for leave to file a writ of mandamus will be held in abeyance until Respondent has submitted his response.

Filed: October 24, 2012  
Do not publish