

**Petition for Writ of Mandamus Dismissed as Moot and Memorandum Opinion filed  
June 17, 2010.**



**In The**

**Fourteenth Court of Appeals**

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**NO. 14-10-00358-CR**

**NO. 14-10-00367-CR**

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**IN RE DANIEL RODRIGUEZ, Relator**

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**ORIGINAL PROCEEDING  
WRIT OF MANDAMUS**

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**MEMORANDUM OPINION**

On April 21, 2010, Relator, Daniel Rodriguez, filed a petition for writ of mandamus in this court. *See* Tex. Gov't Code Ann §22.221 (Vernon 2004); *see also* Tex. R. App. P. 52.1. The petitioner asks this court to order the respondents, the Honorable Larry Standley, presiding judge of County Criminal Court at Law No. 6, Harris County, Texas, and Loren Jackson, District Clerk of Harris County, to "issue a writ of mandamus ordering the application for a writ of habeas corpus filed or in the alternative ordering that the appeal be reinstated and record sent to this court."

Relator filed an application for writ of habeas corpus in the trial court seeking release from a 1996 misdemeanor conviction for driving while intoxicated. The trial court

denied relator's application, and relator attempted to appeal the denial. The trial court, however, denied appellant's notice of appeal.

On June 1, 2010, the trial court withdrew its previous order denying relator's right to appeal. The court further ordered the Harris County District Clerk to immediately assemble and transmit the clerk's record to this court.

Accordingly, the petition for writ of mandamus is ordered dismissed as moot.

PER CURIAM

Do Not Publish — TEX. R. APP. P. 47.2(b).

Panel consists of Justices Anderson, Frost, and Seymore.