

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



In The

Fourteenth Court of Appeals

NO. 14-10-00498-CR

IN RE CHRISTOPHER W. HARRISON, Relator

**ORIGINAL PROCEEDING
WRIT OF MANDAMUS**

MEMORANDUM OPINION

Relator, Christopher W. Harrison, an inmate in the Texas Department of Criminal Justice who is proceeding *pro se*, 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. In his petition, Harrison complains that respondent, the Honorable Denise Collins, has not ruled on his post-conviction writ of habeas corpus filed in the 208th District Court of Harris County in trial court cause number 678421. *See* Tex. Code Crim. Proc. Ann. arts. 11.07, 11.59 (Vernon 2005 & Supp. 2009).

While the courts of appeals have mandamus jurisdiction in criminal matters, only the Texas Court of Criminal Appeals has jurisdiction over matters related to final post-conviction felony proceedings. *Board of Pardons & Paroles ex rel. Keene v. Court of Appeals for Eighth Dist.*, 910 S.W.2d 481, 483 (Tex. Crim. App. 1995). This court has no authority to issue a writ of mandamus to compel a district court judge to rule on matters

seeking post-conviction relief in felony convictions in which the judgment is final. *See In re McAfee*, 53 S.W.3d 715, 718 (Tex. App.—Houston [1st Dist.] 2001, orig. proceeding). Should it be necessary to complain about an action or inaction of the convicting court, the applicant may seek mandamus relief from the Court of Criminal Appeals. *Id.* at 718.

Accordingly, we dismiss Harrison’s petition for lack of jurisdiction.

PER CURIAM

Consists of Justices Brown, Sullivan, and Christopher.

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