

*Court Of Appeals
Fourth Court of Appeals District of Texas
San Antonio*



MEMORANDUM OPINION

No. 04-10-00691-CR

IN RE Jason MIEARS

Original Mandamus Proceeding¹

PER CURIAM

Sitting: Karen Angelini, Justice
Santee Bryan Marion, Justice
Phylis J. Speedlin, Justice

Delivered and Filed: October 6, 2010

PETITION FOR WRIT OF MANDAMUS DENIED

On September 23, 2010, relator Jason Miears filed a petition for writ of mandamus, complaining of the trial court's failure to grant him a continuance with regard to the hearing on relator's *pro se* motion to recuse Judge Ron Rangel. The court has considered relator's petition and is of the opinion that relator is not entitled to the relief sought. Accordingly, the petition for writ of mandamus is DENIED. *See* TEX. R. APP. P. 52.8(a).

PER CURIAM

DO NOT PUBLISH

¹ This proceeding arises out of Cause No. 2009-CR-6566, styled *State of Texas v. Jason Miears*, pending in the 379th Judicial District Court, Bexar County, Texas, the Honorable Ron Rangel presiding. However, the ruling relator complains of was made by Judge Dick Alcalá, who was assigned to hear relator's *pro se* motion to recuse Judge Rangel.