

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-10-00359-CV

IN RE RAYMOND HINKLE

Original Proceeding

MEMORANDUM OPINION

Raymond Hinkle seeks a writ of prohibition concerning criminal proceedings in the 351st District Court of Harris County, Texas. Hinkle has been indicted for violating the requirements of an order of commitment as a sexually violent predator. An appeal of the commitment order is pending in this Court in Appeal No. 09-09-00548-CV.

“The writ of prohibition may be used to prevent interference by a trial court with an appellate court in deciding a pending appeal or to prevent a trial court from entertaining suits which would relitigate controversies already settled by the appellate court.” *L.L.S. v. Wade*, 565 S.W.2d 251, 252 (Tex. Civ. App.--Dallas 1978, no writ). Hinkle has not shown that further proceedings in the 351st District Court of Harris

County, Texas, would preclude appellate review of the order of commitment. Accordingly, we deny the petition for writ of prohibition.

PETITION DENIED.

PER CURIAM

Opinion Delivered August 5, 2010

Before Gaultney, Kreger, and Horton, JJ.