



IN THE COURT OF CRIMINAL APPEALS OF TEXAS

NO. PD-249-14

JOE AMOS SHAW, Appellant

v.

THE STATE OF TEXAS

ON STATE'S PETITION FOR DISCRETIONARY REVIEW
FROM THE FOURTEENTH COURT OF APPEALS
HARRIS COUNTY

Per curiam.

OPINION

Appellant was convicted of murder and sentenced to life in prison. On appeal, he argued that the evidence was insufficient to support the \$334 in court costs assessed against him in the judgment. The Court of Appeals agreed, relying on its opinion in *Johnson v. State*, 389 S.W.3d 513 (Tex. App. – Houston [14th Dist.] 2012). *Shaw v. State*, 420 S.W.3d

857 (Tex. App. – Houston [14th Dist.] 2014).

The State has filed a petition for discretionary review of this decision. We recently handed down our opinion in *Johnson v. State*, 423 S.W.3d 385 (Tex. Crim. App. 2014), in which we set forth a roadmap for resolving questions regarding court costs. *See also Cardenas v. State*, 423 S.W.3d 396 (Tex. Crim. App. 2014).

The Court of Appeals in the instant case did not have the benefit of our opinion in *Johnson*. Accordingly, we grant the State’s petition for discretionary review, vacate the judgment of the Court of Appeals, and remand this case to the Court of Appeals in light of our opinion in *Johnson*. No motion for rehearing will be entertained.

DATE DELIVERED: August 20, 2014

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