



**IN THE COURT OF CRIMINAL APPEALS
OF TEXAS**

NO. PD-0273-14

DAVID CARL SWINGLE, Appellant

v.

THE STATE OF TEXAS

**ON APPELLANT'S PETITION FOR DISCRETIONARY REVIEW
FROM THE FIFTH COURT OF APPEALS
ROCKWALL COUNTY**

PER CURIAM. KEASLER and HERVEY, JJ., dissent.

ORDER

The petition for discretionary review violates Rule of Appellate Procedure 9.4(i)(2)(D) because the petition exceeds the proper length.

The petition is struck. *See* Rule of Appellate Procedure 68.6.

The petitioner may redraw the petition. The redrawn petition and copies must be filed in the Court of Criminal Appeals within thirty days after the date of this order.

Filed: April 30, 2014

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