



IN THE COURT OF CRIMINAL APPEALS OF TEXAS

WR-63,905-13

Ex parte JEROME DUPREE DURHAM, Applicant

On Application for Writ of Habeas Corpus from
Navarro County

WOMACK, J., filed a concurring statement in which JOHNSON and ALCALA, JJ., joined.

I join the Court's order. I write only because of the recommendation of the judge of the convicting court that we grant relief, which I think deserves a response.

It is my understanding that our dismissal does not prevent (1) the convicting court's entering a judgment *nunc pro tunc* if there was a clerical error in the entry of the cumulation order or (2) the applicant's seeking relief through a writ of mandamus if there was an error in judicial reasoning and the merits of the issue are beyond dispute (see *Nevue v. Culver*, 105 S.W.3d 641, 642 (Tex. Cr. App. 2003)).

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Do not publish.