



## IN THE COURT OF CRIMINAL APPEALS OF TEXAS

NOS. WR-67,880-03 & WR-67,880-04

**EX PARTE LUCKY JOHN LUNA, Applicant**

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**ON STATE'S MOTION FOR REHEARING ON  
APPLICATIONS FOR A WRIT OF HABEAS CORPUS  
CAUSE NOS. W02-3177-Q(B) & W05-00345-Q(B)  
IN THE 204TH DISTRICT COURT FROM DALLAS COUNTY**

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*Per curiam.*

### ORDER

On January 15, 2014, we granted Applicant's request for relief pursuant to his application for writ of habeas corpus alleging that he received ineffective assistance of counsel during his sentencing hearing on the offenses of aggravated sexual assault and sexual assault. *Ex parte Luna*, Nos. WR-67,880-03 & WR-67,880-04, slip op. at 1-2 (Tex. Crim. App. Jan 15, 2014) (not designated for publication). We set aside Applicant's previous sentences of fifteen and ten years' imprisonment imposed for the respective offenses and granted new sentencing proceedings. *Id.*

On January 23, 2014, the State filed a motion for rehearing alleging, among other things, that