IN THE COURT OF CRIMINAL APPEALS
OF TEXAS

NOS. WR-80,939-01, WR-80,939-02 AND WR-80,939-03

EX PARTE ERIC REED MARASCIO, Applicant

ON APPLICATIONS FOR WRITS OF HABEAS CORPUS
CAUSE NOS. W380-80601-09-HC, W380-80602-09-HC AND W380-80603-09-HC
IN THE 380TH DISTRICT COURT
FROM COLLIN COUNTY

Per curiam.

O R D E R

Pursuant to the provisions of Article 11.07 of the Texas Code of Criminal Procedure, the clerk of the trial court transmitted to this Court these applications for writs of habeas corpus. *Ex parte Young*, 418 S.W.2d 824, 826 (Tex. Crim. App. 1967). Applicant was convicted of three charges of bail jumping or failure to appear and sentenced to eight years' imprisonment for each charge, to run concurrently.

Applicant contends, among other things,[1] that his convictions in these three charges violate the constitutional prohibition on double jeopardy. We order that this application be filed and set for

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[1]This Court has reviewed Applicant's other claims and finds them to be without merit.

submission to determine whether 1) the double jeopardy issue was preserved by trial counsel's plea

of prior jeopardy; 2) whether double jeopardy is available as a free-standing claim on post-conviction

habeas review where the issue was preserved at trial but not raised on direct appeal; and 3) whether

convictions for multiple charges of failure to appear arising from a single failure to appear constitute

double jeopardy. The parties shall brief these issues.

The trial court shall determine whether Applicant is indigent. If Applicant is indigent and

desires to be represented by counsel, the trial court shall appoint an attorney to represent Applicant.

TEX. CODE CRIM. PROC. art 26.04. The trial court shall send to this Court, within 60 days of the date

of this order, a supplemental transcript containing either the order appointing counsel or a statement

that Applicant is not indigent. All briefs shall be filed with this Court on or before August 5, 2014.

Filed: May 14, 2014
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