



## IN THE COURT OF CRIMINAL APPEALS OF TEXAS

**NO. WR-87,097-01**

**EX PARTE KAMAURIS JOHNSON, Applicant**

**ON APPLICATION FOR A WRIT OF HABEAS CORPUS  
CAUSE NO. W11-72084-U(A) IN THE 291ST DISTRICT COURT  
FROM DALLAS COUNTY**

*Per curiam.*

### OPINION

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 this application for a writ of habeas corpus. *Ex parte Young*, 418 S.W.2d 824, 826 (Tex. Crim. App. 1967). Applicant was convicted of aggravated sexual assault of a child and sentenced to fifteen years' imprisonment. The Fifth Court of Appeals affirmed his conviction. *Johnson v. State*, No. 05-16-00307-CR (Tex. App.—Dallas Oct. 17, 2016).

Applicant contends, among other things, that he was denied his right to pursue a *pro se* petition for discretionary review through no fault of his own. Appellate counsel filed an affidavit with the trial court. Based on that affidavit, the trial court has entered findings of fact and

conclusions of law recommending that a late PDR be granted. The findings and recommendation are supported by the habeas record. *Ex parte Riley*, 193 S.W.3d 900 (Tex. Crim. App. 2006).

Applicant is entitled to the opportunity to file an out-of-time petition for discretionary review of the judgment of the Fifth Court of Appeals in Cause No. 05-16-00307-CR that affirmed his conviction in Cause No. F-11-72084-U from the 291st District Court of Dallas County. Applicant shall file his petition for discretionary review with this Court within 30 days of the date on which this Court's mandate issues. Applicant remaining claims are dismissed. *Ex parte Torres*, 943 S.W.2d 469 (Tex. Crim. App.1997).

Delivered: April 25, 2018  
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