



IN THE COURT OF CRIMINAL APPEALS OF TEXAS

NOS. WR-91,857-01 & WR-91,857-02

EX PARTE EVERETT CRAIG WILLIAMS, Applicant

ON APPLICATIONS FOR WRITS OF HABEAS CORPUS
CAUSE NOS. 16FC1670-C(1) & 17FC1694C(1)
IN THE 94TH DISTRICT COURT FROM NUECES COUNTY

Per curiam.

OPINION

Applicant was convicted of fraud and sentenced to twenty years' imprisonment, and theft and sentenced to fifteen years' imprisonment. The Thirteenth Court of Appeals affirmed his convictions. *Williams v. State*, Nos. 13-18-00456 & 13-18-00454-CR (Tex. App.—Corpus Christi-Edinburg April 29, 2020)(not designated for publication). Applicant filed these applications for writs of habeas corpus in the county of conviction, and the district clerk forwarded them to this Court. *See* TEX. CODE CRIM. PROC. art. 11.07.

Applicant contends that appellate counsel failed to timely inform Applicant that his convictions had been affirmed and advise him of his right to file *pro se* petitions for discretionary review. Based on the record, the trial court has determined that appellate counsel's performance was

deficient and that Applicant would have timely filed petitions for discretionary review but for counsel's deficient performance.

Relief is granted. *Ex parte Wilson*, 956 S.W.2d 25 (Tex. Crim. App. 1997); *Ex parte Crow*, 180 S.W.3d 135 (Tex. Crim. App. 2005). Applicant may file out-of-time petitions for discretionary review of the judgments of the Thirteenth Court of Appeals in cause numbers 13-18-00456-CR & 13-18-00454-CR. Should Applicant decide to file a petition for discretionary review, he must file it with this Court within thirty days from the date of this Court's mandate.

Copies of this opinion shall be sent to the Texas Department of Criminal Justice—Correctional Institutions Division and the Board of Pardons and Paroles.

Delivered: October 28, 2020
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