



**IN THE COURT OF CRIMINAL APPEALS  
OF TEXAS**

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**NO. PD-0394-20**

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**GABRIEL MENDOZA, Appellant**

**v.**

**THE STATE OF TEXAS**

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**ON STATE'S PETITION FOR DISCRETIONARY REVIEW  
FROM THE ELEVENTH COURT OF APPEALS  
ECTOR COUNTY**

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**YEARY, J., filed a dissenting opinion in which SLAUGHTER, J., joined.**

**DISSENTING OPINION**

For the reasons set out in my dissenting opinion in *Dulin v. State*, \_\_\_ S.W.3d \_\_\_, Nos. PD-0856-19 & PD-1857-19, 2021 WL 1202400 (Tex. Crim. App. Mar. 31, 2021), I respectfully dissent to the Court's disposition of the State's petition for discretionary review.

FILED:  
DO NOT PUBLISH

May 12, 2021