



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

NO. PD-0941-13

LARAY MALONE JR., Appellant

v.

THE STATE OF TEXAS

**ON APPELLANT'S PETITION FOR DISCRETIONARY REVIEW
FROM THE NINTH COURT OF APPEALS
MONTGOMERY COUNTY**

PER CURIAM. KEASLER and HERVEY, JJ., dissent.

ORDER

The petition for discretionary review violates Rule of Appellate Procedure 68.4(i), and 9.4(i)(2)(D), because it does not contain a copy of the opinion of the court of appeals, and the petition exceeds the proper page limits.

The petition is struck. See Rule of Appellate Procedure 68.6.

The petitioner may redraw the petition. The redrawn petition and copies must be filed in the Court of Criminal Appeals within thirty days after the date of this order.

Filed: September 25, 2013

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