



IN THE COURT OF CRIMINAL APPEALS OF TEXAS

NO. WR-70,593-01

EX PARTE DEMETRIUS DEWAYNE SMITH

ON APPLICATION FOR POST-CONVICTION WRIT OF HABEAS CORPUS
FILED IN CAUSE NO. 1021168 IN THE 183rd DISTRICT COURT
HARRIS COUNTY

Per Curiam.

ORDER

In June 2006, a jury found applicant guilty of the offense of capital murder. The jury answered the statutory punishment questions in such a way that the trial court set applicant's punishment at death. This Court affirmed applicant's conviction and sentence on direct appeal. *Smith v. State*, No. AP-75,479 (Tex.Crim.App. May 6, 2009). On October 1, 2008, this Court remanded applicant's case to the trial court and ordered the case returned to this Court on or before May 5, 2009. It has been more than two years since the application was remanded. Accordingly, we order the trial court to resolve any remaining issues within 90 days from the date of this order. The clerk shall then transmit

the complete writ record to this Court within 120 days from the date of this order. Any extensions of time shall be obtained from this Court.

IT IS SO ORDERED THIS THE 1ST DAY OF AUGUST, 2012

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