



## IN THE COURT OF CRIMINAL APPEALS OF TEXAS

NO. WR-76,526-02

**EX PARTE CARL ANTHONY WEBB, Applicant**

**ON APPLICATION FOR A WRIT OF HABEAS CORPUS  
CAUSE NO. CR20308 IN THE 35TH DISTRICT COURT  
FROM BROWN COUNTY**

*Per curiam.*

### ORDER

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 the offense of driving while intoxicated - 3<sup>rd</sup> or more habitual and sentenced to imprisonment for 99 years. The Eleventh Court of Appeals affirmed his conviction. *Webb v. State*, No. 11-10-00155-CR (Tex. App—Eastland May 10, 2012).

On October 16, 2013, a timely order designating issues was signed by the trial court. The habeas record has been forwarded to this Court prematurely. We remand this application to the 35th District Court of Brown County to allow the trial judge to complete an evidentiary investigation,

obtain the ordered affidavits, and enter findings of fact and conclusions of law.

This application will be held in abeyance until the trial court has resolved the fact issues. The issues shall be resolved within 90 days of this order. A supplemental transcript containing all affidavits and interrogatories or the transcription of the court reporter's notes from any hearing or deposition, along with the trial court's supplemental findings of fact and conclusions of law, shall be forwarded to this Court within 120 days of the date of this order. Any extensions of time shall be obtained from this Court.

Filed: November 20, 2013

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