



IN THE COURT OF CRIMINAL APPEALS OF TEXAS

NO. WR-79,900-01

EX PARTE LONNIE FREEMAN, Applicant

**ON APPLICATION FOR WRIT OF HABEAS CORPUS
CAUSE NUMBER 1347559-A
IN THE 351ST DISTRICT COURT OF HARRIS 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 writ of habeas corpus. *Ex parte Young*, 418 S.W.2d 824, 826 (Tex. Crim. App. 1967). Applicant was convicted of felon in possession of a weapon and sentenced to three years' imprisonment.

Applicant alleges that because the indictment and judgment list his offense date incorrectly,

he is being denied his proper pre-sentence jail time credits¹. The State and trial court both agree that Applicant is entitled to relief. However, Applicant's claim is not properly raised on habeas. He does not challenge his conviction, only his pre-sentence jail time credit which is not properly raised on habeas. This application is therefore dismissed. *Ex parte Florence*, 319 S.W.3d 695 (Tex. Crim. App. 2010); *Ex Parte Ybarra*, 149 S.W.3d 147 (Tex. Crim. App. 2004).

DELIVERED: August 21, 2013
DO NOT PUBLISH

¹ Although Applicant does not properly show that he presented this claim to the time dispute resolution section of the Texas Department of Criminal Justice (TDCJ) as required by Gov't Code §501.0081(b)-(c), the TDCJ's website shows that Applicant is within 180 days of a presumptive release date, which is an exception to the requirement.