

Writ of Mandamus Denied; Opinion issued April 19, 2013



**In The
Court of Appeals
Fifth District of Texas at Dallas**

No. 05-13-00441-CV

IN RE DANIEL LEE KNOD, Relator

**On Appeal from the 194th Judicial District Court
Dallas County, Texas
Trial Court Cause No. F-1235548**

MEMORANDUM OPINION

Before Justices FitzGerald, Lang, and Myers
Opinion by Justice FitzGerald

Relator contends the trial court violated a ministerial duty by not ruling on his pretrial motions and petition for writ of habeas corpus. The facts and issues are well known to the parties, so we need not recount them herein. Based on the record before us, we conclude relator has not shown he is entitled to the relief requested. See TEX. R. APP. P. 52.8(a); *Simon v. Levario*, 306 S.W.3d 318, 320-21 (Tex. Crim. App. 2009) (orig. proceeding); *In re Coston*, 07-03-0366-CV, 2003 WL 21939465 at *1 (Tex. App.–Amarillo Aug. 13, 2003, orig. proceeding). Accordingly, we **DENY** relator's petition for writ of mandamus.

/Kerry P. FitzGerald/
KERRY P. FITZGERALD
JUSTICE