

DENY; and Opinion Filed November 9, 2015.



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

No. 05-15-01340-CV

No. 05-15-01341-CV

No. 05-15-01342-CV

No. 05-15-01343-CV

No. 05-15-01344-CV

IN RE ELVIN OMAR VASQUEZ, Relator

**Original Proceeding from the 204th Judicial District Court
Dallas County, Texas**

Trial Court Cause No. F-1035051-Q, F-1035052-Q, F-1035053-Q, F-1035054-Q, F-1035055-Q

MEMORANDUM OPINION

**Before Justices Francis, Myers, and Schenck
Opinion by Justice Schenck**

Relator filed this petition for writ of mandamus requesting that the Court order the trial court to rule on his “Motion to Strike Void Court Orders and Supplemental Orders,” which he states he filed on June 27, 2015. Relator’s petition does not comply with the rules of appellate procedure. The petition is not accompanied by an appendix or record. *See* TEX. R. APP. P. 52.3(k)(1)(a) (appendix must contain certified or sworn copy of order complained of, or any other

document showing the matter complained of), 52.7(a) (relator must file with petition certified or sworn copy of every document material to relator’s claim for relief).¹

To establish a right to mandamus relief in a criminal case, the relator must show that the trial court violated a ministerial duty and there is no adequate remedy at law. *In re State ex rel. Weeks*, 391 S.W.3d 117, 122 (Tex. Crim. App. 2013) (orig. proceeding). We noted in our opinion denying relator’s most recent petition for writ of mandamus it is the responsibility of the parties to assemble the record in support of a petition for writ of mandamus. *See In re Vasquez*, No. 05-15-00592-CV, 2015 WL 2375504, at *1 (Tex. App.—Dallas May 18, 2015, orig. proceeding). Because relator has not provided a mandamus record, he has not shown he is entitled to relief.

We deny the petition.

/David J. Schenck/

DAVID J. SCHENCK
JUSTICE

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¹ Relator has included with his petition for writ of mandamus a letter addressed to Felicia Pitre, the Dallas County District Clerk, but filed in this court, requesting that she forward us certified copies of the “Motion to Strike Void Orders,” his letters requesting a ruling on the motion, a copy of the 2011 order of which he complains in the motion, a copy of the judgment, and a copy of the docket sheet, but relator has not filed any of the requested documents with this Court in support of his petition.