

Dismissed and Opinion Filed September 11, 2017



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

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No. 05-17-01055-CV

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IN RE WILLIAM SEDRIC AUTREY, Relator

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Original Proceeding from the 296th Judicial District Court  
Collin County, Texas  
Trial Court Cause No. 429-81194-10

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MEMORANDUM OPINION

Before Justices Francis, Brown, and Whitehill  
Opinion by Justice Whitehill

In this original proceeding, relator asks this Court to set aside his 2014 conviction and rule on pre-trial motions purportedly filed and not ruled upon before his 2014 trial. This proceeding is a collateral attack on a final conviction and, therefore, falls within the scope of a post-conviction writ of habeas corpus under article 11.07 of the Texas Code of Criminal Procedure. See TEX. CODE CRIM. PROC. ANN. art. 11.07 (West 2015). Only the Texas Court of Criminal Appeals has jurisdiction in final, post-conviction felony proceedings. *Id*; *Ater v. Eighth Court of Appeals*, 802 S.W.2d 241, 243 (Tex. Crim. App. 1991) (orig. proceeding); *In re McAfee*, 53 S.W.3d 715, 717 (Tex. App.—Houston [1st Dist.] 2001, orig. proceeding). Accordingly, we dismiss this proceeding for want of jurisdiction.

/Bill Whitehill/  
BILL WHITEHILL  
JUSTICE

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