

Opinion issued September 22, 2011.



In The
Court of Appeals
For The
First District of Texas

NOS. 01-10-00720-CR & 01-10-00721-CR

ERNEST OSIL SAMUEL, Appellant

V.

STATE OF TEXAS, Appellee

Original Proceeding on Petitions for Writ of Mandamus

MEMORANDUM OPINION

Relator, Ernest Osil Samuel, has filed a petition for writ of mandamus, asking this Court to direct respondent¹ to hold a hearing to make appropriate findings concerning whether relator's appointed counsel, Ellis McCullough, should

¹ Respondent is The Honorable Herb Ritchie of the 337th District Court, Harris County, Texas.

be permitted to withdraw from representing him in his two direct criminal appeals and whether Samuel may proceed pro se.² We deny the petitions for writ of mandamus.

Relator's petition does not meet the requirements of the Texas Rules of Appellate Procedure. *See* TEX. R. APP. P. 9.5 (requiring that certified copy be served on respondent); TEX. R. APP. P. 52.3(k) (requiring certified or sworn copy of any order complained of or any other document showing matter complained of).

Accordingly, we deny the petitions for writ of mandamus. All pending motions are denied as moot.

PER CURIAM

Panel consists of Justices Jennings, Bland, and Massengale.

Do not publish. TEX. R. APP. P. 47.2(b).

² Relator has two criminal appeals before this court: (1) *Ernest Osil Samuel v. State*, No. 01-09-00434-CR; and (2) *Ernest Osil Samuel v. State*, No. 01-09-00435-CR.