

Opinion issued January 12, 2012.



In The  
**Court of Appeals**  
For The  
**First District of Texas**

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NO. 01-11-00928-CR

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**IN RE ELMER ROBINSON, Relator**

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**Original Proceeding on Petition for Writ of Mandamus**

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**MEMORANDUM OPINION**

Relator, Elmer Robinson, has filed a pro se petition for writ of mandamus, complaining that the trial court has not timely acted on his post-conviction request for appointment of counsel to pursue forensic DNA testing.<sup>1</sup> We deny the petition for writ of mandamus.

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<sup>1</sup> Relator was convicted of aggravated assault with a deadly weapon in the underlying case of *State v. Robinson*, No. 969,154, in the 248th District Court of Harris County, Texas. This Court affirmed relator's conviction. *See Robinson v.*

**PER CURIAM**

Panel consists of Chief Justice Radack and Justices Higley and Brown.

Do not publish.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

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*State*, No. 01-04-00717-CR, 2008 WL 2340384, at \*7 (Tex. App.—Houston [1st Dist.] June 5, 2008, no pet.) (mem. op., not designated for publication).