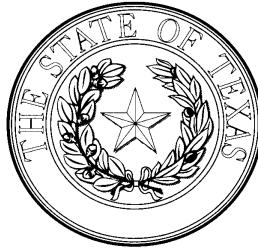


Opinion issued July 15, 2021



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

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NO. 01-21-00188-CR

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**IN RE JASON MICHAEL BADYRKA, Relator**

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

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**MEMORANDUM OPINION**

Relator, Jason Michael Badyrka, incarcerated and acting pro se but represented by counsel in the court below, has filed a petition for writ of mandamus, requesting that this Court order the trial court to “honor, respond, and show cause why the [relator] continues to be detained, in direct violation of the

United States Constitution.”<sup>1</sup> Relator asserts that he filed a “Motion for Writ of Habeas Corpus” in the trial court on February 24, 2021 pursuant to 28 U.S.C. § 2254, but that no ruling has been made.

We deny the petition for writ of mandamus.<sup>2</sup> All pending motions are dismissed as moot.

**PER CURIAM**

Panel consists of Chief Justice Radack and Justices Landau and Countiss.

Do not publish.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

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<sup>1</sup> The underlying case is *The State of Texas v. Jason Badyrka*, Cause No. 1129647, pending in the 182nd District Court of Harris County, Texas, the Honorable Danilo Lacayo presiding.

<sup>2</sup> See TEX. R. APP. P. 52.3, 52.7(a).