

Petition for Writ of Mandamus Dismissed and Memorandum Opinion filed July 26, 2011.



In The

Fourteenth Court of Appeals

NO. 14-11-00614-CR

IN RE RONALD A. NOEL, Relator

**ORIGINAL PROCEEDING
WRIT OF MANDAMUS
263rd District Court
Harris County, Texas
Trial Court No. 1302670**

MEMORANDUM OPINION

On July 18, 2011, relator, Ronald A. Neal, filed a petition for writ of mandamus in this court. *See* Tex. Gov't Code §22.221; *see also* Tex. R. App. P. 52.1. In his petition, relator asks that we direct the Harris County District Clerk to file his petition for writ of habeas corpus.

This court's mandamus jurisdiction is governed by section 22.221 of the Texas Government Code. Section 22.221 expressly limits the mandamus jurisdiction of the courts of appeals to: (1) writs against a district court judge or county court judge in the

court of appeals' district, and (2) all writs necessary to enforce the court of appeals' jurisdiction. Tex. Gov't Code § 22.221.

This court does not have mandamus jurisdiction over a district clerk unless such is necessary to enforce the court's jurisdiction. *See In re Washington*, 7 S.W.3d 181, 182 (Tex. App.—Houston [1st Dist.] 1999, orig. proceeding) (mem. op.). Because the petition for writ of mandamus is directed toward the Harris County District Clerk and is not necessary to enforce this court's jurisdiction, we lack jurisdiction to grant the requested relief. *See* Tex. Gov't Code § 22.221(b)(1).

Accordingly, the petition for writ of mandamus is ordered dismissed.

PER CURIAM

Panel consists of Chief Justice Hedges and Justices Seymore and Boyce.

Do Not Publish – Tex. R. App. P. 47.2(b).