

**Petition for Writ of Mandamus Dismissed and Memorandum Opinion filed
June 1, 2017.**



In The

Fourteenth Court of Appeals

NO. 14-17-00395-CR

IN RE JOVANY PAREDES, Relator

**ORIGINAL PROCEEDING
WRIT OF MANDAMUS
337th District Court
Harris County, Texas
Trial Court Cause No. 1241896**

MEMORANDUM OPINION

On May 19, 2017, relator Jovany Paredes filed a petition for writ of mandamus in this court. *See* Tex. Gov't Code Ann. § 22.221 (West 2004); *see also* Tex. R. App. P. 52. In addition, relator filed a motion for leave to file petition for writ of mandamus in which relator asks this court "to grant Leave of Court to File Writ of Mandamus," though relator identifies no reason leave of court would be

required to initiate this original proceeding in the court of appeals. Leave is not required.

In the petition for writ of mandamus, relator asks this court to compel the “Director of the Texas DNA Mixture Review Project” to forward to relator “any and all documents, and results from DNA testing.”

Section 22.221 of the Texas Government Code expressly limits the mandamus jurisdiction of the courts of appeals to (1) writs against a “judge of a district or county court in the court of appeals district” and (2) all writs necessary to enforce the court of appeals’ jurisdiction. Tex. Gov’t Code Ann. § 22.221. The Director is not a district court or county court judge in this court’s district, and relator has not shown that the issuance of a writ against the Director is necessary to enforce this court’s appellate jurisdiction. Therefore, we lack jurisdiction to issue a writ of mandamus against the Director. Accordingly, we dismiss relator’s petition for writ of mandamus for lack of jurisdiction.

The dismissal of relator’s petition for writ of mandamus renders moot relator’s motion to proceed in forma pauperis.

PER CURIAM

Panel consists of Chief Justice Frost and Justices Jamison and Busby.
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