

*Court Of Appeals*  
*Fourth Court of Appeals District of Texas*  
*San Antonio*



**MEMORANDUM OPINION**

No. 04-08-00589-CR

**IN RE Jorge I. QUIROZ**

Original Mandamus Proceeding<sup>1</sup>

PER CURIAM

Sitting: Alma L. López, Chief Justice  
Santee Bryan Marion, Justice  
Steven C. Hilbig, Justice

Delivered and Filed: August 27, 2008

PETITION FOR WRIT OF MANDAMUS DISMISSED FOR LACK OF JURISDICTION

Jorge I. Quiroz filed a petition for writ of mandamus seeking to compel the District Clerk of Bexar County to provide him with a copy of the records from his criminal conviction for use in pursuing post-conviction remedies. This court has no mandamus jurisdiction over district clerks unless the issuance of the writ is necessary to enforce our jurisdiction. *In re O'Brian*, No. 04-04-00453-CV, 2004 WL 1562148, at \*1 (Tex. App.—San Antonio July 14, 2004, orig. proceeding) (mem. op.); *In re Coronado*, 980 S.W.2d 691, 692 (Tex. App.—San Antonio 1998, orig. proceeding). Because we have no jurisdiction over post-conviction writs of habeas corpus in felony cases, the district clerk's alleged refusal to provide Quiroz with a copy of his records does not affect our jurisdiction. *In re O'Brian*, 2004 WL 1562148, at \*1; *In re Coronado*, 980 S.W.2d at 692; TEX.

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<sup>1</sup>Relator seeks a writ of mandamus to compel Margaret Montemayor, District Clerk of Bexar County, to provide him with a copy of his records in cause No. 94-CR-5424.

CODE CRIM. PROC. art. 11.07. Accordingly, Quiroz's petition for writ of mandamus is dismissed for lack of jurisdiction.

PER CURIAM

DO NOT PUBLISH