



Fourth Court of Appeals
San Antonio, Texas

MEMORANDUM OPINION

No. 04-16-00185-CR

EX PARTE Anthony SMITH

Original Mandamus Proceeding¹

PER CURIAM

Sitting: Marialyn Barnard, Justice
Rebeca C. Martinez, Justice
Jason Pulliam, Justice

Delivered and Filed: August 31, 2016

PETITION FOR WRIT OF HABEAS CORPUS DISMISSED FOR LACK OF JURISDICTION

On April 1, 2016, Relator filed two pro se petitions for writ of habeas corpus seeking orders releasing him from confinement. We consider both petitions as one proceeding. Relator is currently incarcerated in the Bexar County Adult Detention Center following his conviction for murder with a judgment date of March 14, 2016.

This court has no original habeas corpus jurisdiction in criminal matters. *Dodson v. State*, 988 S.W.2d 833, 835 (Tex. App.—San Antonio 1999, no pet.). In criminal matters, the courts authorized to issue writs of habeas corpus are the Texas Court of Criminal Appeals, district courts, and county courts. TEX. CODE CRIM. PROC. ANN. art. 11.05 (West 2015).

¹ This proceeding arises out of Cause No. 2013CR10000, styled *State of Texas v. Anthony Lee Smith*, in the 186th Judicial District Court, Bexar County, Texas, the Honorable Jefferson Moore presiding.

We further note that Relator has been appointed counsel to represent him on appeal. Any original proceeding on Relator's behalf should be presented by Relator's appointed counsel. Relator is not entitled to hybrid representation. *Patrick v. State*, 906 S.W.2d 481, 498 (Tex. Crim. App. 1995). The absence of a right to hybrid representation means relator's pro se petition presents nothing for this court's review. *Id.*

Accordingly, we must dismiss this petition for want of jurisdiction.

PER CURIAM

DO NOT PUBLISH