

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-17-00292-CR

IN RE ANTHONY LEON SUMMERS

Original Proceeding
260th District Court of Orange County, Texas
Trial Cause No. D170078-R

MEMORANDUM OPINION

Anthony Leon Summers filed a *pro se* 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. Summers complains that the trial court has not addressed *pro se* motions filed in a criminal case in which Summers is represented by counsel. “[A] trial court is free to disregard any *pro se* motions presented by a defendant who is represented by counsel.” *Robinson v. State*, 240 S.W.3d 919, 922 (Tex. Crim. App. 2007). A trial court does not abuse its discretion by failing to rule on *pro se* motions in a criminal proceeding in which the defendant is represented by counsel. *In re Kellum*, 307

S.W.3d 336, 336 (Tex. App.—San Antonio 2009, orig. proceeding). Accordingly,
the petition for writ of mandamus is denied.

PETITION DENIED.

PER CURIAM

Submitted on August 29, 2017
Opinion Delivered August 30, 2017
Do Not Publish

Before McKeithen, C.J., Horton and Johnson, JJ.