

NO. 07-12-0238-CR  
IN THE COURT OF APPEALS  
FOR THE SEVENTH DISTRICT OF TEXAS  
AT AMARILLO  
PANEL C  
NOVEMBER 30, 2012

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JASMINE N. FRANCIS, APPELLANT

v.

THE STATE OF TEXAS, APPELLEE

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FROM THE 137<sup>TH</sup> DISTRICT COURT OF LUBBOCK COUNTY;  
NO. 2012-434,263; HONORABLE JOHN J. "TREY" McCLENDON, JUDGE

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Before QUINN, C.J., and HANCOCK and PIRTLE, JJ.

**CONCURRING OPINION**

I agree with the Court's decision to remand this cause for further proceedings consistent with the order on abatement and remand; however, I write separately to express my opinion that requiring the filing of a reporter's record unnecessarily takes the reporter away from other official duties, adds to the cost of the proceeding, and potentially delays ultimate resolution of this matter. If the proceedings should become

relevant, the official court reporter can subsequently be directed to prepare, certify, and file in this Court a supplemental record. Tex. R. App. P. 34.6(d).

Patrick A. Pirtle  
Justice

Do not publish.