



NUMBERS 13-19-00542-CR & 13-19-00543-CR

COURT OF APPEALS

THIRTEENTH DISTRICT OF TEXAS

CORPUS CHRISTI – EDINBURG

STEPHEN DALE HOMMEL,

Appellant,

v.

THE STATE OF TEXAS,

Appellee.

**On appeal from the 197th District Court
of Willacy County, Texas.**

MEMORANDUM OPINION

**Before Chief Justice Contreras and Justices Benavides and Longoria
Memorandum Opinion Per Curiam**

Appellant Stephen Dale Hommel perfected his appeal from his convictions for two counts of first- degree aggravated assault and two counts of attempted murder in cause number 2018-CR-62-A in the 197th District Court of Willacy County, Texas.¹ See Tex. Penal Code Ann. §§ 19.03(a)(7), 22.02(a)(2). Hommel also perfected his appeal from his

¹ These convictions were appealed under cause number 13-19-00542-CR.

convictions for two counts of burglary of a habitation with the intent to commit assault in 2018-CR-63-A in the 197th District Court of Willacy County.² See *id.* § 30.02(d).

During the pendency of this appeal, the State filed its “First Amended Motion to Abate due to the Death of the Appellant” in both appellate cause numbers and notified the Court that Hommel died on May 23, 2020. “If the appellant in a criminal case dies after an appeal is perfected but before the appellate court issues the mandate, the appeal will be permanently abated.” TEX. R. APP. P. 7.1(a)(2); see also *Barrera v. State*, No. 13-03-00707-CR, 2010 WL 880626, at *1 (Tex. App.—Corpus Christi—Edinburg Mar. 11, 2010, no pet.) (mem. op., not designated for publication). Accordingly, we hereby order this appeal permanently ABATED.

PER CURIAM

Do not publish.
TEX. R. APP. P. 47.2 (b).

Delivered and filed the
30th day of July, 2020.

² These convictions were appealed under cause number 13-19-00543-CR.