Art. 11.07 Writs of Habeas Corpus and Other State Writs

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- Petitions for Discretionary Review
- Death Penalty Direct Appeals and Death Penalty Habeas
- Post-Conviction Writs (non-death penalty)

Filings – FY 2017

- 11.07 New Filings – 3,917
- 11.07 Disposed Filings – 3,941
- 11.07s Back from Remand - 425
- New Cert. Petitions – 4
- Original Habeas, New – 58
- Original Habeas, Back from Remand - 0
- Mandamus Actions, New – 436
- Mandamus, Back from Remand - 84
- Prohibition Actions, New – 7
- Procedendo Actions, New - 1

Habeas Corpus applications fall under Chapter 11 of the Texas Code of Criminal Procedure

Article 11.01 defines the writ as follows:

The writ of habeas corpus is the remedy to be used when any person is restrained in his liberty. It is an order issued by a court or judge of competent jurisdiction, directed to any one having a person in his custody, or under his restraint, commanding him to produce such person, at a time and place named in the writ, and show why he is held in custody or under restraint.

Chapter 11 provides for different kinds of writs

- Article 11.071
- Article 11.072
- Article 11.08
- Article 11.09
- Article 11.07

DON'T GET "TRAPPED"

Rule 73.1

– Applicant has exceeded the two pages allowed for each ground for relief and supporting facts.

– Applicant has filed a computer generated memorandum that exceeds the 15,000 word limit and the trial court has not granted leave to exceed the prescribed limit.

– Applicant has filed a non-computer generated memorandum that exceeds 50 pages in length and the trial court has not granted leave to exceed the prescribed limit.

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