



Article 11.07: What Works, What Doesn't

Judge Ana Martinez
179th District Court, Harris County

Judge Mary Lou Keel
Court of Criminal Appeals

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Tex. Code Crim.
P. art. 11.07



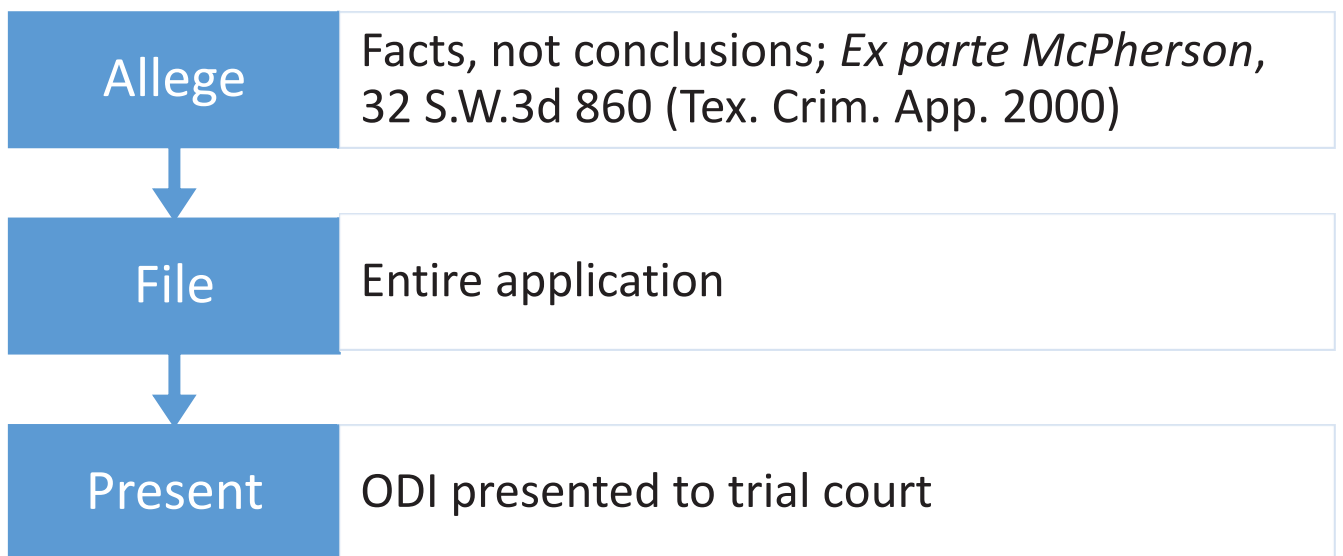
2

Pleadings

- Form; one for each cause number
- TRAP 73.1
- Cognizable claim
- Confinement: *Ex parte Harrington*, 310 S.W.3d 453 (Tex. Crim. App. 2010)

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Pleadings (cont'd)



4

Exhaustion



Exhaust
your claims

Leave no
legal theory
behind

Initial writ—
one bite

Subsequent
writ—same

5

Evidence

- Burden of proof on applicant; *Ex parte Williams*, 65 S.W.3d 656 (Tex. Crim. App. 2001)
- Affidavits, records, depositions, interrogatories, live testimony



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