

IN THE 252ND DISTRICT COURT  
OF JEFFERSON COUNTY, TEXAS

EX PARTE

WILLIAM CURTIS JONES

WRIT NO. 15-23712-B

***T.R.A.P. 73.1 VIOLATION – DISMISSAL RECOMMENDATION;  
WITH TRANSMITTAL ORDER***

**FINDINGS OF FACT AND CONCLUSIONS OF LAW**

1. On July 1, 6, & 20, 2021, the district clerk e-filed the instant B-writ application, and accompanying pleadings, for post-conviction habeas corpus relief and forwarded same to this Court pursuant to Texas Rule of Appellate Procedure ["T.R.A.P."] 73.4(a), and Texas Code of Criminal Procedure Article 11.07, §3(b).
2. Due to the copious number of pages - - approximately 2,245 pages according to applicant's cover letter e-filed by the district clerk on July 6, 2021 - - the State did not receive its copy of said B-writ application until July 20, 2021.
3. In thirty-two grounds for relief, identical to those presented in his A-writ application which was dismissed by the OCA for non-compliance on May 5, 2021, Case No. WR-90,605-22, releasee-applicant, William Curtis Jones, challenges the lawfulness of his underlying conviction for Misapplication of Fiduciary Property, and resulting sentence of ten years in the Texas Department of Criminal Justice, Correctional Institutions Division [TDCJ].

4. Applicant is presently released to parole/mandatory supervision and currently resides in Austin, Texas.

5. This Court's file reflects that on February 12, 2018, applicant was convicted by a jury of Misapplication of Fiduciary Property and assessed a sentence of ten years' in the TDCJ, in Trial Cause 15-23712; and, that applicant's conviction was affirmed by the Ninth Court of Appeals on direct appeal. *See Jones v. State*, NO. 09-18-00071-CR, 2019 WL 3308958 (Tex. App. - Beaumont July 24, 2019, pet. ref'd) (mem. op., not designated for publication).

6. Notwithstanding applicant's various claims, upon examining the instant B-writ application, this Court finds it to be non-compliant with Texas Rules of Appellate Procedure ["T.R.A.P."] 73.1(a).

7. Specifically, the instant B-writ application, all 88 pages, has been improperly modified by applicant in that applicant has filed a computer-generated form that does not match the prescribed Article 11.07 Writ Application Form; does not include the 19 pages of the prescribed form; and, the instant B-writ application's computer generated formatting does not match the prescribed Article 11.07 Writ Application Form.

8. Additionally, this Court finds that applicant's improper modification of the prescribed Article 11.07 application allows applicant to present his claims as one extended and confusing "stream of consciousness," rather than as a "brief

summary of the facts" as the prescribed application form mandates. [See Instruction 18 on p. 5 of prescribed form].

9. The instant B-writ application's non-compliance with T.R.A.P. 73.1(a) denies this Court, and the Court of Criminal Appeals, the ability "to efficiently and fully address the applicant's claims." *Ex parte Blacklock*, 191 S.W.3d 718, 719 (Tex. Crim. App. 2006).

10. Because the instant B-writ application is non-compliant with T.R.A.P. 73.1(a), this Court concludes it should be dismissed pursuant to T.R.A.P. 73.2. *Ex parte Walton*, 422 S.W.3d 720, 721 (Tex. Crim. App. 2014).

#### **RECOMMENDATION**

The instant habeas application, No. 15-23712-B, has been submitted in violation of T.R.A.P. 73.1. Therefore, this Court respectfully recommends said application be **DISMISSED**.

#### ***TRANSMITTAL ORDER: WRIT NO. 15-23712-B***

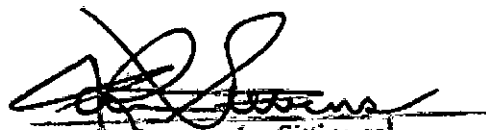
THE CLERK OF THIS COURT IS HEREBY ORDERED to immediately forward the following items to Texas Court of Criminal Appeals, pursuant to Texas Rule of Appellate Procedure 73.4(b)(2), and Texas Code of Criminal Procedure Article 11.07, § 3(d):

1. the B-writ application for writ of habeas corpus filed in this habeas proceeding;

2. this Court's findings, conclusions, recommendation, and accompanying Order in this habeas proceeding;
3. any answers, responses, affidavits, exhibits, attachments, or other papers received by this Court from either the applicant or the State in this habeas proceeding;
4. the clerk's record in this habeas proceeding; and
5. any records, documents, or other matters used by the Court in preparation of its findings, conclusions, and recommendation in the instant habeas proceeding.

THE CLERK OF THIS COURT IS FURTHER ORDERED to transmit a copy of this Order, including the Court's findings, conclusions, and recommendation, to the appellate division of the Jefferson County District Attorney's Office, and to forward same by certified mail, return-receipt requested, to *pro se* applicant, William Curtis Jones, TDCJ Inmate No. 02184098, who lists his current address as: 3616 Far West Blvd., No. 117-441, Austin, TX 78731.

Entered this day, the 9<sup>th</sup> of AUGUST, 2021.

  
John B. Stevens, Jr., Sitting as  
252nd District Court  
Jefferson County, Texas

<sup>1</sup> See Texas Government Code § 24.003(a), (b)(3).

OFFICIAL NOTICE FROM COURT OF CRIMINAL APPEALS OF TEXAS      **FILE COPY**  
P.O. BOX 12308, CAPITOL STATION, AUSTIN, TEXAS 78711

**1/26/2022**

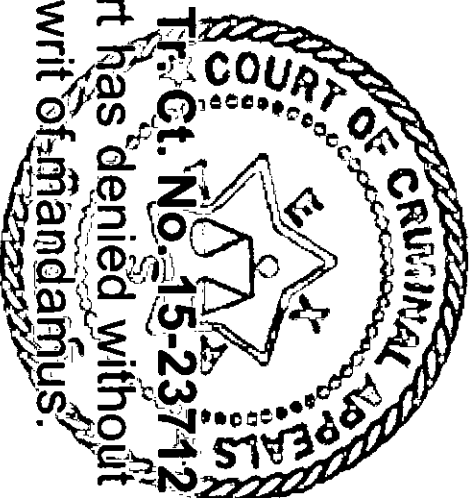
**JONES, WILLIAM CURTIS**

**Tr.Ct. No. 15-23742**

**WR-90,605-25**

This is to advise that the Court has denied without written order motion for leave to file the original application for writ of mandamus.

Deana Williamson, Clerk



**WILLIAM CURTIS JONES**

**3616 FAR WEST BLVD NO. 117-441**

**AUSTIN, TX 78731**

**\* DELIVERED VIA E-MAIL & POSTAL \***

**Additional material  
from this filing is  
available in the  
Clerk's Office.**