

Supreme Court of the United States

No. 25-862

MICHAEL JEROME NEWBERRY,

Petitioner,

v.

TEXAS

ON PETITION FOR WRIT OF CERTIORARI to the Court of Criminal Appeals of Texas.

THIS CAUSE having been submitted on the petition for writ of certiorari and the response thereto.

ON CONSIDERATION WHEREOF, it is ordered and adjudged by this Court that the petition for writ of certiorari is granted. The judgment of the above court in this cause is vacated, and the case is remanded to the Court of Criminal Appeals of Texas for further consideration in light of the position asserted by Texas in its brief filed on April 15, 2026.

IT IS FURTHER ORDERED that the petitioner, Michael Jerome Newberry, recover from Texas, Three Hundred Dollars (\$300.00) for costs herein expended.

June 22, 2026

Clerk's costs: \$300.00



United States of America, ss:
THE PRESIDENT OF THE UNITED STATES OF AMERICA
No. 25-862

MICHAEL JEROME NEWBERRY,

Petitioner,

v.

TEXAS

To the Honorable, the Presiding Judge and the Judges of the Court of Criminal Appeals of
Texas.

GREETINGS:

Court of Criminal Appeals of Texas case, EX PARTE MICHAEL JEROME
NEWBERRY, Applicant, No. WR-62,159-03, was submitted to the **SUPREME COURT OF
THE UNITED STATES** on petition for writ of certiorari and the response thereto.

It is ordered and adjudged on June 22, 2026, by this Court that the petition
for writ of certiorari is granted. The judgment of the above court in this cause is vacated,
and the case is remanded to the Court of Criminal Appeals of Texas for further
consideration in light of the position asserted by Texas in its brief filed on April 15, 2026.

THIS CAUSE IS REMANDED to you in order that such proceedings may
be had in the said cause, in conformity with the judgment of this Court above stated, as
accord with right and justice, and the Constitution and Laws of the United States.

IT IS FURTHER ORDERED that the petitioner, Michael Jerome
Newberry, recover from Texas, Three Hundred Dollars (\$300.00) for costs herein expended.

Witness the Honorable **JOHN G. ROBERTS, JR.**, Chief Justice of the United States, the 22nd day of June, in the year Two Thousand and Twenty-Six.

Clerk's costs: **\$300.00**

