

CAUSE NO. 01-17-00218-CR

LISANDRO BELTRAN DE LA TORRE	§	IN THE COURT OF APPEALS
	§	FILED
V.	§	COURT OF CRIMINAL APPEALS
	§	IN HOUSTON, TEXAS
	§	DEANA WILLIAMSON, CLERK
THE STATE OF TEXAS	§	1ST JUDICIAL DISTRICT

MOTION FOR EXTENSION OF TIME TO FILE
APPELLANT'S PETITION FOR DISCRETIONARY REVIEW

TO THE HONORABLE JUDGES OF SAID COURT:

COMES NOW, LISANDRO BELTRAN DE LA TORRE, Appellant, and files this Motion for Extension of Time to File Appellant's Petition For Discretionary Review, pursuant to Rules 10.5(b) and 68.2(c), Texas Rules of Appellate Procedure. In support of this Motion, Appellant would show the following:

I.

The First Court of Appeals issued its Opinion in this case on March 15, 2018. Appellant's timely filed Motion for Rehearing was denied on May 8, 2018. Appellant's Petition for Discretionary Review is due to be filed by June 7, 2018. This is Appellant's first request for an extension of time. Appellant requests an extension of thirty (30) days to file the petition.

II.

In the past thirty (30) days, counsel was engaged in the following matters, which preclude completion of Appellant's Petition for Discretionary Review:

- A. On May 9, 2018, Counsel for Petitioner prepared and filed proposed findings of fact and conclusions of law in in the case styled *Ex Raymond Martin*; No. 1042764-A, pending in the 177th District Court of Harris County, Texas.
- B. On May 9, 2018, Counsel for Petitioner appeared for pre-trial conference in the case styled *State of Texas v. Payton Schneider*; Cause No. 2150872, pending in County Criminal Court at Law No. 6 of Harris County, Texas.
- C. On May 15, 2018, Counsel for Petitioner appeared for docket call in the case styled *State of Texas v. Patrick Okelley*; Cause No. 2183815, pending in the County Criminal Court at Law No. 9 of Harris County, Texas
- D. On May 21, 2018, Counsel for Petitioner appeared for a status conference in the case styled *Ex Parte Rogelio Delacerda*; No. 1229727-B pending in the 174th District Court of Harris County, Texas.
- E. On May 22, 2018, Counsel for Petitioner appeared for a motion hearing in the case styled *State of Texas v. Juvenal Rodriguez-Verduzco*; No. 1423665, pending in the 338th District Court of Harris County, Texas.
- F. On May 29, 2018, Counsel for Petitioner filed a Petition for a Writ of Habeas Corpus (28 U.S.C. §2254) in the case styled *Bruce Wayne Harp v. Lorie Davis*, No.1:18-cv-00261 pending in the United States District Court for the Eastern District of Texas.
- G. On June 4, 2018, counsel for Appellant appeared for a motions hearing in the case styled *State of Texas v. Mayra Beltran*, Cause No. 2182647, pending in the County Criminal Court at Law No. 10 of Harris County, Texas.

III.

This request is not made for the purpose of delay, but rather this request is made to allow counsel adequate time to prepare Appellant's Petition for Discretionary Review. Appellant moves this Court for an order granting an extension of thirty (30) days, or until July 9, 2018, for Appellant to submit the Petition for Discretionary Review in this case.

WHEREFORE, PREMISES CONSIDERED, Appellant moves this Court for an order granting an extension of thirty (30) days, for Appellant to submit the Petition for Discretionary Review in this case.

Respectfully submitted,

/s/ Steven J. Lieberman

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COUNSEL FOR APPELLANT,

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing Motion for Extension of Time to File Motion for Extension of Time to File Appellant’s Petition for Discretionary Review was served via e-mail delivery through eFile.TXCourts.gov to Jay E. Johannes, Colorado County Attorney, and Stacey Soule, State Prosecuting Attorney, on this the 4th day of June, 2018.

/s/ Steven J. Lieberman

STEVEN J. LIEBERMAN

CERTIFICATE OF COMPLIANCE

The word count of the countable portions of this computer-generated document specified by Rule of Appellate Procedure 9.4(i), as shown by the representation provided by the word-processing program that was used to create the document, is 714 words. This document complies with the typeface requirements of rule 9.4(e), as it is printed in a conventional 14-point typeface with footnotes in 12-point typeface.

/s/ Steven J. Lieberman

STEVEN J. LIEBERMAN