The State of Texas
V
Brandon Clay

Cause No. 99-13-B
Mandamus 83,872

IN The District Court
25th JUDICIAL District
GONZALES COUNTY, TEXAS

Comes now Brandon Clay the defendant Pro Se and humbly moves the court to issue a writ of mandamus and all other writs necessary to enforce the law and principles as to the process of writs and law. Gov. Code section 22.221(b). The 25th District court, Gonzales County Texas. Has failed to process and/or respond to defendants Nunc Pro Tunc where he asserts his credit for time served has been applied inaccurately, and he requests the correct it. See Ex Parte Ybarra 149 S.W.3d 147 (Tex. Crim. App. 2004). Which sets forth the remedy.

Defendant utilizes the remedy of last resort when there is no other remedy left to his disposal, when the court has not responded, or to appeal an order of Nunc Pro Tunc set forth by this court in Ex Parte Florence 319 S.W.3d 695 (Tex. Crim. App. 2010).

Defendant requests the court take notice of adjudicated facts. On record are his time served, and credit granted by the district court (already adjudicated). Also take notice of defendants indigency on record, and his right to be heard in person if necessary pursuant to these issues of notice. Tex Rule of Evidence 201(e), (d), and (b).

Prayer

Wherefore Premises considerd defendant humbly prays the Court grant his writ of mandamus, and all relief in ordering the lower court to answer his Nunc Pro Tunc, and correct his credit for jail time served by 75 days

RECEIVED IN
COURT OF CRIMINAL APPEALS
DEC 15 2015
Abel Acosta, Clerk

This document contains some pages that are of poor quality at the time of imaging.

Respectfully submitted

Sign: Brandon Clay
print: Brandon Clay
TDCJ#: 1954282
Address: 200 Lee Morrison Lane
Bryan, Tx 77807

Order

On the _____ day of _____ 20___. came to be heard defendant's Writ of Mandamus and upon consideration of the same it is so ordered Granted / Denied.

Judge presiding

CAUSE NO. 99-13-B

THE STATE OF TEXAS

VS.

Brandon Clay

CHARGE: Theft

IN THE DISTRICT COURT

25TH JUDICIAL DISTRICT

GONZALES COUNTY, TEXAS

TO THE SHERIFF OF GONZALES COUNTY, TEXAS: GREETINGS:

BY ORDER OF THE COURT, ON THE 8th DAY OF April, 2014, THE FOLLOWING ACTION IS DIRECTED IN THE ABOVE STYLED AND NUMBERED CAUSE:

X DEFENDANT SENTENCED TO SERVE 5 YEARS IN THE TEXAS DEPARTMENT OF CORRECTIONS. DEFENDANT REMANDED TO THE SHERIFF. with credit 315 days

_____ DEFENDANT SENTENCED TO SERVE _____ IN THE TEXAS STATE JAIL. DEFENDANT REMANDED TO THE SHERIFF.

_____ DEFENDANT SENTENCED TO SERVE _____ YEARS PROBATION AND _____ FINE. DEFENDANT REMANDED TO THE SHERIFF FOR SAFPF.

_____ ~~DEFENDANT SENTENCED TO SERVE _____ YEARS PROBATION AND _____~~ FINE. THIS IS YOUR AUTHORITY TO RELEASE DEFENDANT ON ABOVE CAUSE NUMBER.

_____ DEFENDANT SENTENCED TO SERVE _____ DAYS/YEARS IN THE COUNTY JAIL AND _____ FINE. DEFENDANT REMANDED TO THE SHERIFF.

_____ BOND SET/RAISED/REDUCED. DEFENDANT REQUIRED TO MAKE A BOND IN THE AMOUNT OF _____ IN THE ABOVE CAUSE. DEFENDANT REMANDED TO THE SHERIFF.

_____ P.R. BOND WITH CONDITIONS BY PROBATION OFFICE IN THE AMOUNT OF _____.

_____ UPON HEARING, WRIT OF HABEAS CORPUS IN CAUSE NUMBER _____ BAIL WAS SET IN THE AMOUNT OF _____ IN CAUSE NUMBER _____. ~~DEFENDANT REMANDED TO THE SHERIFF.~~

_____ REDUCED TO A MISDEMEANOR. TO SERVE _____ YEARS PROBATION AND _____ FINE. THIS IS YOUR AUTHORITY TO RELEASE DEFENDANT ON ABOVE CAUSE NUMBER.

WITNESS MY HAND AND SEAL OF OFFICE AT GONZALES, TEXAS, THIS THE 8th DAY OF April, 2014.

Sandra Baker

SANDRA BAKER, DISTRICT CLERK
GONZALES COUNTY, TEXAS

I locked up for 505 days stayed out 44 days an been locked up now today April 13 0 days total together 825 days how ~~much~~ many days got left on my sentence as today April 13, 2014 1,505 total 5yr 1,825 - 320 = 1,505 an counting

120 Aug 3 or
30 some days
21 July 139 days
or 31 July 30 some days