# IN THE COURT OF CRIMINAL APPEALS OF TEXAS

**NO. WR-89,871-01**

**EX PARTE ERIC EUGENE GOOSBY, Applicant**

**ON APPLICATION FOR A WRIT OF HABEAS CORPUS
CAUSE NO. 1352083-A IN THE 183RD DISTRICT COURT
FROM HARRIS COUNTY**

***Per curiam*.**

**O R D E R**

Pursuant to the provisions of Article 11.07 of the Texas Code of Criminal Procedure, the clerk of the trial court transmitted to this Court this application for a writ of habeas corpus. *Ex parte Young*, 418 S.W.2d 824, 826 (Tex. Crim. App. 1967). Applicant was convicted of being in possession of a firearm as a habitual felon and sentenced to 25 years' imprisonment.

Applicant filed this habeas application in the trial court on May 11, 2015, arguing ineffective assistance of counsel and due process. The trial court entered an order designating issues on June 1, 2015. The district clerk forwarded the habeas application to this Court, and it was received here on May 8, 2019, but there are no findings from the trial court resolving the disputed factual issues. The application is remanded to the trial court to allow the trial judge to complete an evidentiary

investigation and enter findings of fact and conclusions of law resolving the disputed factual issues.

This application will be held in abeyance until the trial court has resolved the fact issues. The issues shall be resolved within 90 days of this order. A supplemental transcript containing all affidavits and interrogatories or the transcription of the court reporter's notes from any hearing or deposition, along with the trial court's supplemental findings of fact and conclusions of law, shall be forwarded to this Court within 120 days of the date of this order. Any extensions of time must be requested by the trial court and shall be obtained from this Court.

Filed: June 5, 2019
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