Order entered March 2, 2021

In The
Court of Appeals
Fifth District of Texas at Dallas

No. 05-21-00112-CR

THE STATE OF TEXAS, Appellant

V.

ADAM MATTHEW SMITH, Appellee

On Appeal from the 291st Judicial District Court
Dallas County, Texas
Trial Court Cause No. F20-37992-U

ORDER

The State of Texas has filed an interlocutory appeal from the trial court's February 10, 2021 order granting Adam Matthew Smith's motion to suppress. *See* TEX. CODE CRIM. PROC. ANN. art. 44.01(a)(5). In its notice of appeal, the State asks for a stay of the trial court's proceedings pending disposition of the appeal of the suppression order.

Article 44.01(e) provides that the State is entitled to a stay in the proceedings pending the appeal of the trial court's order granting a motion to

suppress. *See id*. art. 44.01(e). We **GRANT** the State's request and **ORDER** the proceedings stayed pending disposition of the appeal of the trial court's order granting Smith's motion to suppress.

On March 1, 2021, court reporter Sasha Brooks filed a corrected volume 4 of the reporter's record along with a corrected State's exhibit 2. In light of this, we **STRIKE** volume 4 and State's exhibit 2 of the February 26, 2021 reporter's record.

/s/ ERIN A. NOWELL
JUSTICE