

NO. C-213-007907-0836979-A

JAN 30 2008

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TIME 3:53
IN THE 213th JUDICIAL DISTRICT DEPUTY

BARTON RAY GAINES

DISTRICT COURT OF

TARRANT COUNTY, TEXAS

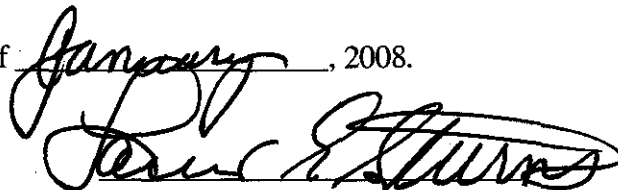
ORDER

The Court adopts the above State's Memorandum, Findings of Fact and Conclusions of Law as its own and recommends that the relief BARTON RAY GAINES ("Applicant") requests should be **DENIED**. The Court further orders and directs:

1. The Clerk of this Court to file these findings and transmit them along with the Writ Transcript to the Clerk of the Court of Criminal Appeals as required by law, as well as the complete appellate record from *Gaines v. State*, No. 02-02-00498-CR.

2. The Clerk of this Court to furnish a copy of the Court's findings to Applicant, Mr. Barton Ray Gaines, by and through his attorney of record, Mr. M. Michael Mowla, 1318 South Main Street, Suite 103B, Duncanville, Texas 75137 (or to Applicant's most recent address), and to the appellate section of the District Attorney's Office.

SIGNED AND ENTERED this 30th day of January, 2008.


JUDGE PRESIDING

Louis Sturns