

Cover letter

To: the clerk of the fifth court of appeals,

Dear, Ruben Morin

FILED IN
5th COURT OF APPEALS
DALLAS, TEXAS

7/18/2025 4:52:17 PM

Ruben Morin
Clerk

enclosed is a motion for reconsideration in cause number ~~05-25-00713-CR~~

Appeal in re of trial case number 380-83365-2018 in the 296th district court of Collin Texas named Alexis Lorene Landrum v. The state of Texas

The Appeal was dismissed for want of jurisdiction on 07/03/2025 and this motion for reconsideration is filed before the 15 day deadline.

If you have any questions feel free to contact me at the information below thank you have a wonderful evening.

Sincerely,

Alexis Lorene Landrum



7/18/2025

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**IN THE FIFTH COURT OF APPEALS DALLAS,
TEXAS**

CAUSE NO. ~~05-25-00713-CR~~

ALEXIS LORENE LANDRUM, Appellant

v.

THE STATE OF TEXAS, Appellee

**APPELLANT’S MOTION TO RECONSIDER DISMISSAL OF APPEAL TO
THE HONORABLE JUSTICES OF THE FIFTH COURT OF APPEALS,**

COMES NOW, Alexis Lorene Landrum, Appellant, pro se, in the above-styled and numbered cause, and files this Motion to Reconsider the Court’s Dismissal of Appeal, respectfully requesting that the Court vacate its July 3, 2025, order dismissing the appeal for want of jurisdiction and reinstate the appeal for review on the merits. In support thereof, Appellant shows the following:

I. Procedural Background

- A. On October 23, 2024, the 296th Judicial District Court, Collin County, Texas, in Cause No. 380-83365-2018, granted Appellant’s motion for early release from deferred adjudication, issuing a valid order releasing Appellant from all probation conditions and relieving her from a final conviction.
- B. On October 24, 2024, the trial court vacated this order without a hearing, notice to Appellant, or a stated legal basis, noting only in a docket entry, “judges signed order is vacated.”
- C. On November 21, 2024, the State filed a motion to adjudicate guilt (MTA) in Cause No. 380-83365-2018, alleging violations of probation conditions that Appellant reasonably believed had expired due to the October 23, 2024, order.

- D. On December 2, 2024, Appellant was arrested and detained for 67 days without bond in Collin County Detention Facility, directly resulting from the vacated order and MTA.
- E. On June 14, 2025, Appellant filed a notice of appeal challenging the trial court's vacatur and MTA proceedings. On July 3, 2025, this Court dismissed the appeal for lack of jurisdiction, stating the challenged orders were interlocutory and non-appealable.

II. Grounds for Reconsideration

- A. The Fifth Court of Appeals erred in dismissing the appeal for lack of jurisdiction. The trial court's October 24, 2024, vacatur of the early release order and the subsequent MTA proceedings affected Appellant's substantial rights and liberty, rendering them appealable under Texas law.
- B. The vacatur was executed without notice or a hearing, violating Appellant's due process rights under the 14th Amendment of the U.S. Constitution and Article 1, § 19 of the Texas Constitution. *See Morrissey v. Brewer*, 408 U.S. 471 (1972) (due process requires notice and opportunity to be heard in probation proceedings); *Ex parte McIntyre*, 502 S.W.3d 776 (Tex. Crim. App. 2016) (orders impacting liberty in probation cases are subject to appellate review).
- C. The vacatur directly led to Appellant's 67-day detention without bond, a clear deprivation of liberty. Texas courts have jurisdiction to review orders that result in such harm. *See* Tex. Gov't Code § 22.221; Tex. R. App. P. 25.2(a)(2). 9. The trial court's failure to provide a reasoned basis for vacating the order further undermines its validity, and the State's reliance on post-October 24, 2024, probation violations for the MTA is defective if the early release order was improperly vacated.
- D. Additionally, the trial court proceeded with the MTA hearing on June 23, 2025, after allowing Appellant's counsel to withdraw minutes before, denying Appellant's request for new counsel, in violation of Texas Code of Criminal Procedure Article 1.051(c). This constitutes ineffective assistance under *Strickland v. Washington*, 466 U.S. 668 (1984).
- E. On June 23, 2025, the State filed a motion to withdraw their motion to adjudicate guilt (MTA) in Cause No. 380-83365-2018 in the 296th Judicial District Court, which the judge accepted, signing an order dismissing the MTA. However, the judge verbally ordered continued probation, imposing

additional burdens and unlawful punishment on Appellant without a written order vacating the October 23, 2024, early release order or any written disposition continuing probation. This verbal order lacks legal effect, violates due process under Texas Code of Criminal Procedure Article 1.051 and the 14th Amendment, and improperly extends probation absent a documented basis, especially given the MTA's dismissal and the absence of a valid order reinstating probation conditions.

III. Relief requested

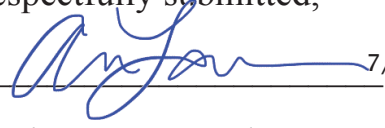
WHEREFORE, PREMISES CONSIDERED, Appellant respectfully requests that this Court:

1. Vacate its July 3, 2025, order dismissing the appeal for lack of jurisdiction;
2. Reinstate the appeal for review on the merits;
3. Grant a stay of the trial court's MTA proceedings pending resolution of this appeal; and
4. Grant such other and further relief as the Court deems just and proper.

IV. Certificate of Service

I, Alexis Lorene Landrum, certify that a true and correct copy of this motion was served on the Collin County District Attorney's Office via Texas E-File system on, 2025.

Respectfully submitted,

/s/  7/18/2025

Alexis Lorene Landrum

Pro Se Appellant

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July 18, 2025

Automated Certificate of eService

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Case Contacts

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