

# Download Leon Sanders V. State Texas

Sanders attempts to distinguish his argument from *Luquis v. State*, 72 S.W.3d 355 (Tex.Crim.App.2002), the presumably dispositive case on the matter. Sanders argues that he does not contend that the trial court should have changed the language of the 37.07 instruction, but instead the trial court should have “simply added language to ensure the overall effect of the instruction was not ...DOCKET NO. No. 08-89-00040-CR. JUDGES FULLER, Justice. ATTORNEY(S) Randy Schaffer, Schaffer, Lambright, Odom Sparks, Houston, Rod Ponton, El Paso, for appellant.Proloy K. Das, deputy assistant state's attorney, with whom, on the brief, were Mary M. Galvin, state's attorney, and John F. Kerwin III, assistant state's attorney, for the appellee (state). After a jury trial, the defendant, Leon Sanders, was convicted of two counts of assault in the first degree in violation of General Statutes § 53a-59(a)(1) and (5).Leon Sanders, a state prisoner in the custody of the El Paso County Sheriff, Leo Samaniego, appeals from the district court's denial of Sanders' pre-trial habeas corpus petition seeking to bar the State of Texas from retrying Sanders for murder. Finding no error, we affirm. 2 In particular, the district court held that Sanders was denied due process by the prosecutor's repeated admonishment to ..., Leon Sanders V. State Texas.

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