

State of Texas

vs.

Marvin Louis Guy

In District

27th Judicial Ct

Bell County, Tx

Cause No. 74711

#2 Re-indictment

MOTION

#1 Cause No. 72927

Come now Marvin Louis Guy - Motion to Quash re-indictment under 12.05(d) the re-indictment is in violation of the "tolling" rule. The Tx Court of Criminal Appeal states a statute of limitations under article 12.05(d). Both indictments contain the same act(s) same transaction. Harold Lynn Bruce appellant vs. State of Texas appelle No 14-13-00935. Hernandez vs. State 127 S.W 3d 768-774 (Tex. Crim. App. 2004) See Ek-parte Smith, 178 S.W 3d 797, 802 (Tx. crim. app. 2005)