

Court of Criminal Appeals
August 20, 2014

Shaw v. State

No. PD-249-14

This summary was written by Chase Goetz, Staff Member.

Per Curiam.

Joe Shaw was sentenced to life in prison after his murder conviction. Additionally, \$334 in court costs were also included in the judgment against him. On appeal, Shaw argued that the evidence did not support the imposition of the court costs. The Court of Appeals—relying on its own precedent—agreed and modified the court costs, resulting in the State filing a petition for discretionary review.

Issue: Did the Court of Appeals err in modifying the court costs assessed against Shaw?

The Court of Criminal Appeals recently provided a roadmap to guide courts resolving issues of court costs in *Johnson v. State*, 423 S.W.3d 385 (Tex. Crim. App. 2014). This decision had not yet been handed down when the Court of Appeals modified the court costs assessed against Shaw. As such, the State's petition for discretionary review was granted, and the case vacated and remanded.