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NO. 387158

THE STATE OF TEXAS

vs.

RAYMOND DELEON MARTINEZ  
DEFENDANT

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IN THE DISTRICT COURT OF  
HARRIS COUNTY, TEXAS  
184th JUDICIAL DISTRICT

RECEIVED  
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COURT ADMINISTRATION

JUDGMENT – PUNISHMENT ONLY

PROCEDURAL HISTORY

On October 12, 1989, a jury found Defendant, Raymond DeLeon Martinez, guilty of the offense of Capital Murder. At that time, the Court FOUND Defendant guilty of the charged offense and **ORDERED, ADJUDGED AND DECREED** that Defendant was **GUILTY** of the offense of **CAPITAL MURDER**. Defendant was sentenced to death. (Refer to attached 1989 judgment, which is incorporated by reference.)

On June 16, 1993, the Court of Criminal Appeals affirmed the 1989 judgment and sentence in the above case. On September 12, 2007, however, the Court of Criminal Appeals granted Defendant's petition for writ of habeas corpus, set aside his death sentence, and remanded the case to the trial court for another punishment hearing.

JUDGMENT – PUNISHMENT

Judge Presiding: Hon. Jan Krocker	Date punishment judgment entered: March 19, 2009
Attorneys for State: Catherine Evans and Hans Nielsen	Attorneys for Defendant: Diana Olvera and Jerome Godnich, Jr.
Charging Instrument: Indictment	Statute for Offense: TEX. PENAL CODE §19.03(a)(2)
Offense for which Defendant Convicted: Capital Murder	Plea to Offense: Not Guilty
Date of Offense: 07/13/1983	Interpreter: Maria Dopico
Punishment Assessed by: Jury	Court Reporter: Cynthia Lee

IMAGED

On March 19, 2009, Defendant appeared with counsel, Diana Olvera and Jerome Godnich.

It appeared to the Court that Defendant was mentally competent and both parties announced ready for trial. A jury of twelve individuals was selected, impaneled, and sworn.

The jury heard evidence relative to the question of punishment. The Court then charged the jury and it retired to consider the special issues set out in the jury charge. After due

deliberations, the jury was returned to the courtroom and, in open court, it announced its answers to the special issues as indicated below.

SPECIAL ISSUES

- 1) The jury unanimously found BEYOND A REASONABLE DOUBT that the conduct of the Defendant that caused the death of the complainant was committed deliberately and with the reasonable expectation that the death of the complainant or another individual would result.
- 2) The jury unanimously found BEYOND A REASONABLE DOUBT that there is a probability that Defendant would commit criminal acts of violence that would constitute a continuing threat to society.
- 3) The jury unanimously found ~~BEYOND A REASONABLE DOUBT~~ that considering all the evidence, including the circumstances of the offense, the Defendant's character and background, and the personal moral culpability of the Defendant, that there is NO sufficient mitigating circumstance or circumstances to warrant that a sentence of life imprisonment ~~with a parole~~ rather than a death sentence be imposed.

The Court **ORDERS** Defendant punished as indicated below. The Court **FURTHER ORDERS** that the State of Texas shall recover all costs of prosecution from the Defendant and that execution will issue.

PUNISHMENT OPTIONS

**DEATH**

The Court **ORDERS** the authorized agent of the State of Texas or the Sheriff of Harris County to take, safely convey, and deliver Defendant to the **Director, Institutional Division, Texas Department of Criminal Justice (TDCJ-ID)**. Defendant shall be confined in said Institutional Division in accordance with the provision of the law governing TDCJ-ID until this Court: 1) receives a mandate of affirmance from the Court of Criminal Appeals of the State of Texas; and 2) sets a date of execution of the said Defendant. The Court **ORDERS** Defendant remanded to the custody of the Sheriff of Harris County until the Sheriff can obey the directions of this sentence.

Signed and entered on:

2-22-10

*Jan K. Crocker*  
\_\_\_\_\_  
Presiding Judge

Entered \_\_\_\_\_  
Verified: \_\_\_\_\_

