



CASE NO. 14-CR-1302-F COUNT 1-2
INCIDENT NO./TRN: 9193200773

THE STATE OF TEXAS

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IN THE 214TH DISTRICT

V.

COURT

DANIEL GARCIA

NUECES COUNTY, TEXAS

STATE ID No.: TX06849172

JUDGMENT OF CONVICTION BY JURY

Judge Presiding:	HON. JOSE LONGORIA	Date Judgment Entered:	6/18/2015
Attorney for State:	MARK SKURKA FLINT SCHNEIDER	Attorney for Defendant:	HECTOR RENE GONZALEZ ERIC PERKINS

Offense for which Defendant Convicted:
COUNT 1: CAPITAL MURDER
COUNT 2: AGGRAVATED ASSAULT

Charging Instrument:
INDICTMENT

Statute for Offense:
COUNT 1: TEXAS PENAL CODE SECTION 19.03
COUNT 2: TEXAS PENAL CODE SECTION 22.02

Date of Offense:
COUNTS 1 & 2: 4/14/2014

Degree of Offense:
COUNT 1: CAPITAL FELONY
COUNT 2: 2ND DEGREE FELONY

Plea to Offense:
NOT GUILTY

Verdict of Jury:
GUILTY

Findings on Deadly Weapon:
YES, A FIREARM

<u>Plea to 1st Enhancement Paragraph:</u>	TRUE	<u>Plea to 2nd Enhancement/Habitual Paragraph:</u>	N/A
<u>Findings on 1st Enhancement Paragraph:</u>	TRUE	<u>Findings on 2nd Enhancement/Habitual Paragraph:</u>	N/A

<u>Punished Assessed by:</u>	JURY	<u>Date Sentence Imposed:</u>	6/18/2015	<u>Date Sentence to Commence:</u>	6/18/2015
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Punishment and Place of Confinement:
COUNT 1: LIFE WITHOUT PAROLE
COUNT 2: SEVENTY-FIVE (75) YEARS INSTITUTIONAL DIVISION, TDCJ

THIS SENTENCE SHALL RUN CONCURRENTLY.

SENTENCE OF CONFINEMENT SUSPENDED, DEFENDANT PLACED ON COMMUNITY SUPERVISION FOR N/A .

<u>Fine:</u>	<u>Court Costs:</u>	<u>Restitution:</u>	<u>Restitution Payable to:</u>
\$ 5000.00	\$ 864.00	\$ -0 -	<input type="checkbox"/> VICTIM (see below) <input type="checkbox"/> AGENCY/AGENT (see below)

Sex Offender Registration Requirements do not apply to the Defendant. TEX. CODE CRIM. PROC. chapter 62.

The age of the victim at the time of the offense was **N/A** .

If Defendant is to serve sentence in TDCJ, enter incarceration periods in chronological order.

From	to	From	to	From	to
From	to	From	to	From	to

If Defendant is to serve sentence in county jail or is given credit toward fine and costs, enter days credited below.

43 Days -0- DAYS NOTES:

All pertinent information, names and assessments indicated above are incorporated into the language of the judgment below by reference.

This cause was called for trial in Nueces County, Texas. The State appeared by her District Attorney.

Counsel / Waiver of Counsel (select one)

- Defendant appeared in person with Counsel.
- Defendant knowingly, intelligently, and voluntarily waived the right to representation by counsel in writing in open court.



It appeared to the Court that Defendant was mentally competent and had pleaded as shown above to the charging instrument. Both parties announced ready for trial. A jury was selected, impaneled, and sworn. The INDICTMENT was read to the jury, and Defendant entered a plea to the charged offense. The Court received the plea and entered it of record.

The jury heard the evidence submitted and argument of counsel. The Court charged the jury as to its duty to determine the guilt or innocence of Defendant, and the jury retired to consider the evidence. Upon returning to open court, the jury delivered its verdict in the presence of Defendant and defense counsel, if any.

The Court received the verdict and ORDERED it entered upon the minutes of the Court.

Punishment Assessed by Jury / Court / No election (select one)

Jury. Defendant entered a plea and filed a written election to have the jury assess punishment. The jury heard evidence relative to the question of punishment. The Court charged the jury and it retired to consider the question of punishment. After due deliberation, the jury was brought into Court, and, in open court, it returned its verdict as indicated above.

Court. Defendant elected to have the Court assess punishment. After hearing evidence relative to the question of punishment, the Court assessed Defendant's punishment as indicated above.

No Election. Defendant did not file a written election as to whether the judge or jury should assess punishment. After hearing evidence relative to the question of punishment, the Court assessed Defendant's punishment as indicated above.

The Court FINDS Defendant committed the above offense and ORDERS, ADJUDGES AND DECREES that Defendant is GUILTY of the above offense. The Court FINDS the Presentence Investigation, if so ordered, was done according to the applicable provisions of TEX. CODE CRIM. PROC. art. 42.12 § 9.

The Court ORDERS Defendant punished as indicated above. The Court ORDERS Defendant to pay all fines, court costs, and restitution as indicated above.

Punishment Options (select one)

Confinement in Institutional Division. The Court ORDERS the authorized agent of the State of Texas or the Sheriff of this County to take, safely convey, and deliver Defendant to the Director, Institutional Division, TDCJ. The Court ORDERS Defendant to be confined for the period and in the manner indicated above. The Court ORDERS Defendant remanded to the custody of the Sheriff of this county until the Sheriff can obey the directions of this sentence.

County Jail—Confinement / Confinement in Lieu of Payment. The Court ORDERS Defendant immediately committed to the custody of the Sheriff of _____ County, Texas on the date the sentence is to commence. Defendant shall be confined in the County Jail for the period indicated above. The Court ORDERS that upon release from confinement, Defendant shall proceed immediately to the _____. Once there, the Court ORDERS Defendant to pay, or make arrangements to pay, any remaining unpaid fines, court costs, and restitution as ordered by the Court above.

Fine Only Payment. The punishment assessed against Defendant is for a FINE ONLY. The Court ORDERS Defendant to proceed immediately to the Office of the _____ County. Once there, the Court ORDERS Defendant to pay or make arrangements to pay all fines and court costs as ordered by the Court in this cause.

Execution / Suspension of Sentence (select one)

The Court ORDERS Defendant's sentence EXECUTED.

The Court ORDERS Defendant's sentence of confinement SUSPENDED. The Court ORDERS Defendant placed on community supervision for the adjudged period (above) so long as Defendant abides by and does not violate the terms and conditions of community supervision. The order setting forth the terms and conditions of community supervision is incorporated into this judgment by reference.

The Court ORDERS that Defendant is given credit noted above on this sentence for the time spent incarcerated.

Furthermore, the following special findings or orders apply:

Deadly Weapon: Pursuant to article 42.12, Section 3g, Code of Criminal Procedure & HB156 (77R) the court affirmatively finds that the Defendant used or exhibited a deadly weapon, namely, a firearm, during the commission of a felony offense or during immediate flight therefrom or was a party to the offense and knew that a deadly weapon would be used or exhibited.

Signed and entered on _____

July 7, 2015

 JUDGE PRESIDING

IN THE DISTRICT COURT
OF NUECES COUNTY, TEXAS
THE 214TH JUDICIAL DISTRICT COURT

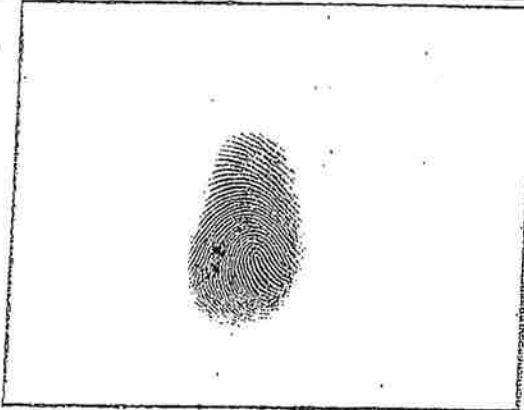
THE STATE OF TEXAS

VS.

CAUSE NO. CR-14001302-F

DANIEL GARCIA

SUPPLEMENT TO JUDGEMENT OR ORDER



I, AUSTIN W. MC GEE Bailiff of the 214th Judicial District, am qualified to take fingerprints. I hereby certify that on this day I took the above print of the right thumb* of the Defendant at the time of the disposition of this cause (other than on a finding of not guilty):

Done and Signed in Court on

6/18/15

[Signature]

Bailiff

*If Defendant has no right thumb, then the print was taken from the following finger _____

ANNE LORENTZEN

DISTRICT CLERK



DISTRICT COURTS / COUNTY COURTS AT LAW
901 LEOPARD STREET, ROOM 313
CORPUS CHRISTI, TEXAS 78401
361 888-0450 Fax 888-0571

CAUSE NO: 14-CR-1302-F

STATE OF TEXAS
VS.
Daniel Garcia

IN THE DISTRICT COURT
214th JUDICIAL DISTRICT
NUECES COUNTY, TEXAS

JAIL TIME CREDIT

I, Melissa F. McCollam, Court Clerk of the District Courts hereby certify that the above mentioned defendant in the above mentioned cause has been given 431 days Jail Time Credit.

Signed on 8th day of July, 2015.

A handwritten signature in cursive script, appearing to read "Melissa F. McCollam", written over a horizontal line.

Melissa F. McCollam, Court Clerk
Nueces County District Clerk

