



CASE No. 73250 COUNT SINGLE  
INCIDENT NO./TRN: 918373113X

COPY

THE STATE OF TEXAS

v.

DAVID GENE RISNER

STATE ID No.: TX08299274

§ IN THE 27<sup>TH</sup> DISTRICT  
§ COURT  
§ BELL COUNTY, TEXAS  
§  
§  
§

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**JUDGMENT OF CONVICTION BY JURY**

Judge Presiding:	HON. JOHN GAUNTT	Date Judgment Entered:	6/15/2016
Attorney for State:	WILLIAM NELSON BARNES AND SHELLY STRIMPLE	Attorney for Defendant:	RUSSELL D. HUNT, JR. AND JEFF PARKER

Offense for which Defendant Convicted:  
**CAPITAL MURDER OF A PEACE OFFICER**

<u>Charging Instrument:</u> <b>INDICTMENT</b>	<u>Statute for Offense:</u> <b>19.03(a)(1) Penal Code</b>
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Date of Offense:  
**6/19/2014**

<u>Degree of Offense:</u> <b>CAPITAL FELONY</b>	<u>Plea to Offense:</u> <b>NOT GUILTY</b>
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<u>Verdict of Jury:</u> <del>GUILTY</del> <span style="border: 1px solid red; padding: 2px;">Jury</span>	<u>Findings on Deadly Weapon:</u> <b>YES, A FIREARM</b>
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<u>Plea to 1<sup>st</sup> Enhancement Paragraph:</u> <b>N/A</b>	<u>Plea to 2<sup>nd</sup> Enhancement/Habitual Paragraph:</u> <b>N/A</b>
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<u>Findings on 1<sup>st</sup> Enhancement Paragraph:</u> <b>N/A</b>	<u>Findings on 2<sup>nd</sup> Enhancement/Habitual Paragraph:</u> <b>N/A</b>
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<u>Punished Assessed by:</u> <b>COURT</b>	<u>Date Sentence Imposed:</u> <b>6/15/2016</b>	<u>Date Sentence to Commence:</u> <b>6/15/2016</b>
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Punishment and Place of Confinement: **LIFE, NOT ELIGIBLE FOR PAROLE - INSTITUTIONAL DIVISION, TDCJ**

<u>Fine:</u> <b>\$ N/A</b>	<u>Court Costs:</u> <b>\$ N/A</b>	<u>Restitution:</u> <b>\$ N/A</b>	<u>Restitution Payable to:</u> <input type="checkbox"/> VICTIM (see below) <input type="checkbox"/> AGENCY/AGENT (see below)
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**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.  
Time Credited: From 6/19/2014 to 6/15/2016  
If Defendant is to serve sentence in county jail or is given credit toward fine and costs, enter days credited below.  
**N/A DAYS NOTES: N/A**

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 Bell 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.



SCAN  
7-20-16

**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.** 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 State Jail or 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 Bell County, Texas on the date the sentence is to commence. Defendant shall be confined in the Bell County Jail for the period indicated above. The Court **ORDERS** that upon release from confinement, Defendant shall proceed immediately to the Office of the Bell County District Clerk. 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 Bell County District Clerk. 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:**

**DEFENDANT IS NOT ELIGIBLE FOR PAROLE.**

Signed and entered on July 20<sup>TH</sup>, 2016

*[Signature]*  
**JOHN GAUNTT**  
JUDGE PRESIDING

Clerk: JAB

2016 JUL 20 P 3:11

**FILED**

JOANNA STATION  
DISTRICT CLERK  
BELL COUNTY, TX  
DEPUTY

FR73250 DAVID GENE RISNER

Right Thumbprint

COPY

CERTIFICATE OF THUMBPRINT

CAUSE #73250

THE STATE OF TEXAS

IN THE DISTRICT COURT # 27

VS.

OF BELL COUNTY, TEXAS

David Gene Risner



RIGHT THUMB\*

*Signature of Sgt. S. Tennison*

2016 JUL 21 AM 9:33

FILED

Defendant's right Hand.

THIS IS TO CERTIFY THAT THE FINGERPRINTS ABOVE ARE THE ABOVE NAMED DEFENDANT'S FINGERPRINTS TAKEN AT THE TIME OF DISPOSITION OF THE ABOVE STYLED AND NUMBERED CAUSE.

DONE THIS THE 21 DAY OF July 2014

Sgt. S. Tennison  
Official Taking Print

\*Indicate here if print other than defendant's right thumbprint is placed in box.

Left Thumbprint

Left/Right Index Finger

Other \_\_\_\_\_