



CASE NO. 366-81797-2012

COUNT Single

INCIDENT NO./TRN: 9140399729 TRS: A001

THE STATE OF TEXAS

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IN THE 366TH JUDICIAL

V.

DISTRICT COURT

JACKY SCOTT GARRETT

COLLIN COUNTY, TEXAS

STATE ID NO.: TX08971233

JUDGMENT OF CONVICTION BY JURY

Judge Presiding: **HON. JOHN R. ROACH, JR.**Date Judgment Entered: **7/10/2014**Attorney for State: **CRYSTAL LEVONIUS/
DANIEL LEWIS**Attorney for Defendant: **DAVID K. HAYNES/
WILLIAM L. SCHULTZ**Offense for which Defendant Convicted:**CAPITAL MURDER**Charging Instrument:
INDICTMENT (AMENDED)Statute for Offense:
19.03(a)(8) Penal CodeDate of Offense:
10/11/2011Degree of Offense:
1ST DEGREE FELONYPlea to Offense:
NOT GUILTYVerdict of Jury:
GUILTYFindings on Deadly Weapon:
N/APlea to 1st Enhancement Paragraph: **N/A**Plea to 2nd Enhancement/Habitual Paragraph: **N/A**Findings on 1st Enhancement Paragraph: **N/A**Findings on 2nd Enhancement/Habitual Paragraph: **N/A**Punished Assessed by:
COURTDate Sentence Imposed:
7/10/2014Date Sentence to Commence:
7/10/2014Punishment and Place of Confinement:**LIFE CONFINEMENT, INSTITUTIONAL DIVISION, TDCJ,
WITHOUT PAROLE**Fine:**\$ N/A**Court Costs:**\$ 645.78**Restitution:**\$ N/A**Restitution Payable to: VICTIM (see below) AGENCY/AGENT (see below)**THE CONFINEMENT ORDERED SHALL RUN CONCURRENTLY.****THE FINE ORDERED SHALL RUN CONCURRENTLY.** SENTENCE OF CONFINEMENT SUSPENDED, DEFENDANT PLACED ON COMMUNITY SUPERVISION FOR N/A YEARS.**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 22 MONTHS.

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

From ____ to ____ From ____ to ____ From ____ to ____

Time Credited:

From ____ to ____ From ____ to ____ From ____ to ____

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



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 Collin 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 Amended 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 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. The Court ORDERS that upon release from confinement, Defendant proceed immediately to the Collin 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.
- County Jail—Confinement / Confinement in Lieu of Payment.** The Court ORDERS Defendant immediately committed to the custody of the Sheriff of Collin County, Texas on the date the sentence is to commence. Defendant shall be confined in the Collin County Jail for the period indicated above. The Court ORDERS that upon release from confinement, Defendant shall proceed immediately to the Collin 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 Collin 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.

It is further ORDERED that the cost to Collin County for the payment of this defendant's court-appointed attorney, if any, is taxed against this defendant as court cost. The District Clerk is granted leave to amend the court cost to reflect this amount without the necessity of a further order.

Following the disposition of this cause, the defendant's fingerprints were, in open court, placed upon a Judgment Certificate of Defendant's Prints. Said Certificate is attached hereto and is incorporated by reference as a part of this Judgment.

Furthermore, the following special findings or orders apply:

N/A

Signed on the 25 day of July, 2014

[Signature]
Judge Presiding



PRINTED NAME
If sitting for Presiding Judge

Clerk: