



THE STATE OF TEXAS

v.

DEMONDDEPREE BLUNTSON

STATE ID NO.: TX05231126

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IN THE 49TH DISTRICT

COURT

WEBB COUNTY, TEXAS

**AMENDED
JUDGMENT OF CONVICTION BY JURY
CAPITAL MURDER**

CLERK OF DISTRICT COURT
WEBB COUNTY, TEXAS
MAY -9 AM 11:01

Judge Presiding: HON. JOSE A. LOPEZ

Date Judgment Entered: 5/5/2016

Attorney for State: ISIDRO ALANIZ, MARISELA
JACAMAN, PHILIP DEL RIO,
JULIA RUBIO, CRISTINA
ALVA

Attorney for Defendant: EUARDO PENA, OSCAR PENA,
SR. AND ELIZABETH
MARTINEZ

Offense for which Defendant Convicted:
CAPITAL MURDER F/1-COUNT I & II, AGGRAVATED ASSAULT AGAINST PUBLIC SERVANT
F/1-COUNTS III AND IV.

Charging Instrument:
INDICTMENT

Statute for Offense:
19.03(a)(8) AND 22.02

Date of Offense:
6/19/2012

Degree of Offense:
CAPITAL FELONY - Counts I & II
1ST DEGREE FELONY- Counts III & IV

Plea to Offense:
NOT GUILTY - All Counts

Verdict of Jury:
GUILTY - All Counts

Findings on Deadly Weapon:
YES, A FIREARM

PUNISHMENT VERDICT - COUNTS I & II
ISSUE NO. 1 - IS THERE APROBABILITY
THAT THE DEFENDANT, DEMON DEPREE
BLUNTSON, WOULD COMMIT CRIMINAL
ACTS OF CIOLENCE THAT WOULD
CONSTITUTE A CONTINUING THREAT TO
SOCIETY? WE, THE JURY, UNANIMOUSLY
FIND AND DETERMINE BEYOUND A
REASONABLE COUBT THAT THE ANSWER
TO ISSUE NO. 1 IS "YES".

ISSUE NO. 2 - TAKING INTO CONSIDERATION ALL THE EVIDENCE, INCLUDING THE CIRCUMSTANCES OF THE OFFENSES, DEMOND DEPREE BLUNTSON, IS THERE A SUFFICIENT MITIGATING CIRCUMSTANCE OR CIRCUMSTANCES TO WARRANT THAT SENTENCE OF LIFE IMPRISONMENT WITHOUT PAROLE RATHER THAN A DEATH SENTENCE BE IMPOSED?

ANSWER: WE, THE JURY, UNANIMOUSLY FIND AND DETERMINE THAT THE ANSWER TO ISSUE NO. 2 IS "NO"

**PUNISHMENT VERDICT - COUNTS III & IV
FIFTY (50) YEARS TO SERVE AND \$10K FINE ON EACH COUNT**

Plea to 1 st Enhancement Paragraph:	N/A	Plea to 2 nd Enhancement/Habitual Paragraph:	N/A
Findings on 1 st Enhancement Paragraph:	N/A	Findings on 2 nd Enhancement/Habitual Paragraph:	N/A

Punished Assessed by: **JURY** Date Sentence Imposed: **5/5/2016** Date Sentence to Commence: **5/5/2016**

Punishment and Place of Confinement: **DEATH - INSTITUTIONAL DIVISION, TDCJ -COUNT I AND II
50 YEARS-INSTITUTIONAL DIVISION, TDCJ- COUNT III AND IV**

THIS SENTENCE SHALL RUN CONCURRENTLY.

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

<u>Fine:</u> \$ 10,000.00	<u>Court Costs:</u> \$ 1,861.00	<u>Restitution:</u> \$ N/A	<u>Restitution Payable to:</u> <input type="checkbox"/> VICTIM (see below) <input type="checkbox"/> AGENCY/AGENT (see below)
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Attachment A, Order to Withdraw Funds, is incorporated into this judgment and made a part hereof.

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	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.

0 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 Webb 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 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 . 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 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.

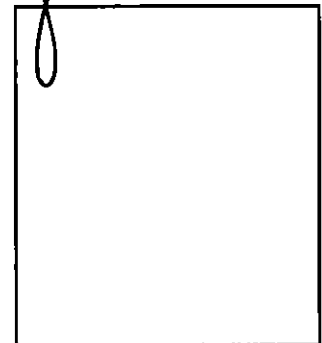
Furthermore, the following special findings or orders apply:

Signed and entered on MAY 9, 2016.

X
JOSE A. LOREZ
JUDGE PRESIDING

NOTICE OF APPEAL: **AUTOMATIC**

Clerk:



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