



CASE NO. **CR-10-1063** COUNTY
 INCIDENT NO./TRN: 912338137X

TRUE AND
 CORRECT COPY

THE STATE OF TEXAS

v.

WILLIE ROY JENKINS

STATE ID NO.: TX02344454

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IN THE 274TH DISTRICT **FILED**

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HAYS COUNTY, TEXAS *Beverly Crumley*

DISTRICT CLERK
 HAYS COUNTY, TEXAS

JUDGMENT OF CONVICTION BY JURY

Judge Presiding:	HON. GARY STEEL	Date Judgment Entered:	June 13, 2013
Attorney for State:	SHERRI TIBBE & LISA TANNER	Attorney for Defendant:	NORMAN LANFORD & JOHN DUER
<u>Offense for which Defendant Convicted:</u>			
CAPITAL MURDER			
<u>Charging Instrument:</u>		<u>Statute for Offense:</u>	
INDICTMENT		19.03 PENAL CODE	
<u>Date of Offense:</u>			
November 24, 1975			
<u>Degree of Offense:</u>		<u>Plea to Offense:</u>	
CAPITAL FELONY		NOT GUILTY	
<u>Verdict of Jury:</u>		<u>Findings on Deadly Weapon:</u>	
GUILTY		N/A	
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
<u>Punished Assessed by:</u>	<u>Date Sentence Imposed:</u>	<u>Date Sentence to Commence:</u>	
JURY	June 13, 2013	June 13, 2013	
Punishment and Place of Confinement:	DEATH INSTITUTIONAL DIVISION, TDCJ		

THIS SENTENCE SHALL RUN .

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

Fine: \$ N/A Court Costs: **\$ See bill of costs** Restitution: \$ N/A Restitution Payable to: VICTIM (see below) AGENCY/AGENT (see below)

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 12/4/2010 to Present 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.

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 Hays 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 defendant entered a plea to the charged offense. The Court received the plea and entered it of record.

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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 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 _____ 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 June 13, 2013

X 
The Hon. **GARY STEEL**
JUDGE PRESIDING

Clerk:

I, BEVERLY CRUMLEY, District Clerk of Hays County, Texas, hereby certify that the foregoing consisting of 2 pages, is a true, correct and full copy of the instrument herewith set out as it appears of record in the District Clerk's Office of Hays County, Texas this 14 day of June, 2013.
Beverly Crumley, District Clerk



Right Thumbprint

By: Debbie Nash
Deputy

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No. CR-10-1063
TRN # 912338137X A001
SID #02347757

2013 JUN 14 PM 1:00

STATE OF TEXAS

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IN THE 274TH DISTRICT

V.

COURT

WILLIE ROY JENKINS

HAYS COUNTY, TEXAS

Beverly Cransby
DISTRICT CLERK
HAYS COUNTY, TEXAS

NUNC PRO TUNC
Judgment & Sentence

Judge Presiding: Gary Steel

Date of Judgment: June 13, 2013

Attorney for State: Sherri K. Tibbe & Lisa Tanner

Attorney Defendant: Norman Lanford & John Duer

Offense Convicted of: Capital murder

Degree: Capital felony death penalty accessed

Date Offense Committed: November 24, 1975

Charging Instrument: Indictment

Plea: Not Guilty

Terms of Plea Bargain: No plea bargain, defendant pleaded "not guilty" was tried and convicted by Jury; Jury returned death penalty; Mandatory Appeal to Court of Criminal Appeals

Plea to Enhancement Paragraph(s): NA

Findings on Enhancement Paragraph(s): NA

Findings on Use of Deadly Weapon:

Costs: SEE BILL OF COST

Punishment and Place of Confinement: death sentence-Defendant ordered held at TDCJ-ID until executed pursuant to law and judgment and sentence on this court

Date Death Penalty to be imposed: to be set after mandatory appeals as provided by statute

Total Amount of Restitution/Reparation:

Restitution Paid to:

Concurrent Unless Otherwise Noted:

Time Credited:



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Gary Steel
The Hon. Gary Steel, Presiding Judge

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Judgment

This day this cause was called for trial and the state appeared in person through her Criminal District Attorney, Sherri K. Tibbe and Assistant Attorney General, Lisa Tanner and the defendant Willie Roy Jenkins appeared in person, his counsel, Norman Lanford and John Duer, also being present, and both parties announced ready for trial, and the defendant Willie Roy Jenkins in open court pleaded not guilty to the charge of capital murder contained in the indictment herein; THEREUPON a jury, to wit, Steve Helms Jr. and eleven others, plus two alternate jurors, was duly selected, impaneled, and sworn, who, having heard the indictment read, and the defendant's pleas of not guilty thereto, and having heard the evidence submitted, and having been duly charged by the court, retired in charge of proper officer to consider of their verdict, and afterward were brought into open court by the proper officer, the defendant and his counsel being present, and in due form of law returned into open court the following verdict, which was received by the court, and is here now entered upon the minutes of the court, to wit:

"We, the jury, find the Defendant, Willie Roy Jenkins, "Guilty" of the offense of Capital Murder, as charged in the indictment.

STEVE HELMS JR.
Foreman of the Jury

Thereupon the defendant, Willie Roy Jenkins, being convicted of capital murder by the verdict of the Jury and thereupon further evidence being heard by the jury on the special issues pertaining to punishment, the Court again charged the jury as provided by the law on the following special issue:

SPECIAL ISSUE NUMBER ONE

Do you find from the evidence beyond a reasonable doubt that the conduct of the Defendant, Willie Roy Jenkins, that caused the death of the deceased was committed deliberately and with the reasonable expectation that the death of the deceased, Sheryl Ann Norris, would result?

SPECIAL ISSUE NUMBER TWO

Do you find from the evidence beyond a reasonable doubt that there is a probability that the Defendant, Willie Roy Jenkins, would commit criminal acts of violence that would constitute a continuing threat to society?

SPECIAL ISSUE NUMBER THREE

Do you find from the evidence, taking into consideration all of the evidence, including the circumstances of the offense, the Defendant's character and background, and the personal moral culpability of the defendant, Willie Roy Jenkins, that there is a sufficient mitigating circumstance or circumstances to warrant a sentence of life imprisonment rather than a death sentence be imposed?

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County, Texas to be delivered to the Institutional Division of the Texas Department of Criminal Justice or other person legally authorized to receive said defendant to be held until a date to be determined and ordered by this Court should the appeal in this case be affirmed and Mandate of same is returned to the Clerk of this Court, whereupon a death warrant with date of execution shall be ordered as provided by the law, and thereafter the Defendant transported to the appropriate authority for execution as provided by law.

Signed this the 14th day of June, 2013.



The Hon. Gary Steel, Judge Presiding
274th District Court of Hays County, Texas

Notice of Appeal: mandated by Texas Law from date of judgment.

I, BEVERLY CRUMLEY, District Clerk of Hays County, Texas, hereby certify that the foregoing consisting of 4 pages, is a true, correct and full copy of the instrument herewith set out as it appears of record in the District Clerk's Office of Hays County, Texas this 14 day of June, 2013.
Beverly Crumley, District Clerk

By: Debbie Nash
Deputy

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