

NO. 103984-CR

THE STATE OF TEXAS	§	IN THE 461st DISTRICT COURT
VS.	§	OF
BRADLEY ALLEN JONES	§	BRAZORIA COUNTY, TEXAS

CHARGE OF THE COURT

MEMBERS OF THE JURY:

The defendant, BRADLEY ALLEN JONES, stands charged by indictment with the offense of Capital Murder, alleged to have been committed on or about the 12th day of February, 2024, in Brazoria County, Texas. To this charge the defendant has pleaded not guilty.

SPECIFIC INSTRUCTIONS

Our law provides that a person commits the offense of Capital Murder if he commits the offense of murder as defined herein and he murders more than one person during the same criminal transaction.

A person commits Murder if he intentionally or knowingly causes the death of another person.

“Person” means an individual. “Individual” means a human being who is alive.

“Act” means a bodily movement, whether voluntary or involuntary.

“Conduct” means an act and its accompanying mental state.

“Deadly Weapon” means a firearm.

A person acts intentionally, or with intent, with respect to a result of his conduct when it is his conscious objective or desire to cause the result.

A person acts knowingly, or with knowledge, with respect to a result of his conduct when he is aware that his conduct is reasonably certain to cause the result.

A person is criminally responsible for causing a result if the only difference between what actually occurred and what he desired or contemplated or risked is that a different person was injured, harmed, or otherwise affected.

Now bearing in mind the foregoing instructions, if you believe from the evidence beyond a reasonable doubt, that the defendant, BRADLEY ALLEN JONES, on or about the 12th day of February, 2024, in the County of Brazoria, State of Texas, as alleged in the indictment, did then and there intentionally or knowingly cause the death of an individual namely Devin Chase Murrell by shooting the said Devin Chase Murrell with a firearm and intentionally or knowingly cause the death of another individual namely Darla Murrell by shooting the said Darla Murrell with a firearm and both murders were committed during the same criminal transaction, then you will find the defendant "Guilty" of Capital Murder, as charged in the indictment;

But unless you do so believe from the evidence beyond a reasonable doubt, or if you have a reasonable doubt thereof, you will acquit the defendant of the offense of Capital Murder as alleged in the indictment and say by your verdict "Not Guilty" and next consider whether or not the defendant is guilty of the lesser included offense of Murder in regards to Devin Chase Murrell.

Now bearing in mind the foregoing instructions, if you believe from the evidence beyond a reasonable doubt, that the defendant, BRADLEY ALLEN JONES, on or about the 12th day of February, 2024, in the County of Brazoria, State of Texas, as alleged in the indictment, did then and there intentionally or knowingly cause the death of another individual, namely, Devin Chase Murrell by shooting the said Devin Chase Murrell with a firearm, but unless you do so believe from the evidence beyond a reasonable doubt, or if you have a reasonable doubt thereof, you will acquit the defendant of the lesser included

offense of Murder and say by your verdict "Not Guilty" and next consider whether or not the defendant is guilty of the lesser included offense of Murder in regards to Darla Murrell.

Now bearing in mind the foregoing instructions, if you believe from the evidence beyond a reasonable doubt, that the defendant, BRADLEY ALLEN JONES, on or about the 12th day of February, 2024, in the County of Brazoria, State of Texas, as alleged in the indictment, did then and there intentionally or knowingly cause the death of another individual, namely, Darla Murrell by shooting the said Darla Murrell with a firearm, but unless you do so believe from the evidence beyond a reasonable doubt, or if you have a reasonable doubt thereof, you will acquit the defendant of the lesser included offense of Murder and say by your verdict "Not Guilty."

GENERAL PRINCIPLES

Presumption of Innocence

All persons are presumed to be innocent and no person may be convicted unless each element of an offense is proved beyond a reasonable doubt. The fact that a defendant has been arrested, confined, or indicted for, or otherwise charged with an offense gives rise to no inference of guilt at his trial. The law does not require a defendant to prove his innocence or produce any evidence at all. The presumption of innocence alone is sufficient to acquit the defendant, unless the jurors are satisfied beyond a reasonable doubt of the defendant's guilt after careful and impartial consideration of all the evidence in the case.

Burden of Proof

The prosecution has the burden of proving the defendant guilty and it must do so by proving each and every element of the offense charged beyond a reasonable doubt and if it

fails to do so, you must acquit the defendant.

It is not required that the prosecution prove guilt beyond all possible doubt; it is required that the prosecution's proof excludes all "reasonable doubt" concerning the defendant's guilt.

In the event you have a reasonable doubt as to the defendant's guilt after considering all the evidence before you, and these instructions, you will acquit him and say by your verdict "Not Guilty."

Defendant's Right to Remain Silent

In a criminal case the law permits a defendant to testify in his own behalf but he is not compelled to do so, and the same law provides that the fact that a defendant does not testify shall not be considered as a circumstance against him. You will, therefore, not consider the fact that the defendant did not testify as a circumstance against him; and you will not in your retirement to consider your verdict allude to, comment on, or in any manner refer to the fact that the defendant has not testified.

Evidence

You are limited in your deliberations upon a verdict to the consideration and discussion of such facts and circumstances only as were admitted in evidence, or as are reasonably deducible from the evidence, and no juror is permitted to communicate to any other juror anything she or he may have heard regarding the case, or any witness therein, from any source other than the witness stand. In deliberating on the cause you are not to refer to or discuss any matter or issue not in evidence before you; nor talk about this case to anyone not of your jury.

Your deliberations at this time are solely limited to the guilt or innocence of the defendant. You are not authorized to pass upon the punishment, if any, to be imposed.

You are further instructed that you must not mention nor consider any personal knowledge or information you may have about any fact or person connected with this case which is not shown by the evidence.

During your deliberations you are instructed that you should not consider the remarks, rulings or actions of the judge presiding during this trial as any indication of the Court's opinion as to the existence or nonexistence of any fact or as an indication of the Court's opinion as to the guilt or innocence of the defendant.

You are the exclusive judges of the facts proved, of the credibility of the witnesses, and of the weight to be given to the testimony, but you are bound to receive the law from the Court which is herein given you and be governed thereby.

You are instructed that there is testimony before you in this case regarding that the defendant committed alleged criminal acts, other than the offense alleged against him in the indictment in this case. These are called extraneous offenses.

You cannot consider testimony of extraneous offenses for any purposes unless you find and believe beyond a reasonable doubt that the defendant committed any such extraneous offense. Even then you may only consider the same as it relates to the motive of the defendant or the opportunity of the defendant or preparation of the defendant or the plan of the defendant or knowledge of the defendant or the identity of the defendant or absence of mistake by the defendant or lack of accident by the defendant or the rebuttal of a defensive theory or same-transaction contextual evidence or facts and circumstances surrounding the killing and the previous relationship existing between the accused and the deceased or facts and circumstances going to show the condition of the mind of the accused at the time of the offense, if any, in connection with the offense alleged against the defendant in the indictment in this case and for no other purpose.

Juror Notes

You have been permitted to take notes during the testimony in this case. In the event any of you took notes, you may rely on your notes during your deliberations. However, you may not share your notes with the other jurors and you should not permit the other jurors to share their notes with you. You may not use your notes as authority to persuade your fellow jurors. In your deliberations, give no more and no less weight to the views of a fellow juror just because that juror did or did not take notes. Your notes are not official transcripts. They are personal memory aids, just like the notes of the judge and the notes of the lawyers. Notes are valuable as a stimulant to your memory. On the other hand, you might make an error in observing or you might make a mistake in recording what you have seen or heard. Therefore, you are not to use your notes as authority to persuade fellow jurors of what the evidence was during the trial.

Occasionally, during jury deliberations, a dispute arises as to the testimony presented. If this should occur in this case, you shall inform the Court and request that the Court read the portion of disputed testimony to you from the official transcript. You shall not rely on your notes to resolve the dispute because those notes, if any, are not official transcripts. The dispute must be settled by the official transcript, for it is the official transcript, rather than any juror's notes, upon which you must base your determination of the facts and, ultimately, your verdict in the case.

RULES THAT CONTROL DELIBERATIONS

After argument of counsel, you will retire and select one of your members as your presiding juror. It is her or his duty to preside at your deliberations and to vote with you in arriving at a verdict. Your verdict must be unanimous, and after you have arrived at your

verdict, you may use the forms attached hereto by having your presiding juror sign her or his name. Your presiding juror will sign one form only.

After you have retired to consider your verdict, no one has the authority to communicate with you except the officer, bailiff of the Court, who has you in charge.

In the event you desire to communicate with the Court on any matter in connection with your deliberations, your presiding juror will notify the bailiff, who will inform the Court thereof. After you have retired, any communications to the Court must be in writing. If you have any questions or requests, you should reduce them to writing on a full and complete sheet of paper, noting the date and time, have the presiding juror sign them, and present them to the bailiff.

After you have reached a verdict, or if you desire to communicate with the Court at any time, please knock on the door and the bailiff will respond.

FILED
At 10:09 o'clock A M.
JUL 15 2025
Carmona Segura
Clerk of District Court Brazoria Co., Texas
BY _____ DEPUTY



JUDGE PRESIDING

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VERDICT

We, the jury, find the defendant, BRADLEY ALLEN JONES, not guilty of the offense of Capital Murder as charged in the indictment, but guilty of the lesser included offense of Murder in regard to Darla Murrell, and not guilty of the lesser included offense of Murder in regard to Devin Chase Murrell.

PRESIDING JUROR

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We, the jury, find the defendant, BRADLEY ALLEN JONES, not guilty of the offense of Capital Murder as charged in the indictment but guilty of the lesser included offense of Murder in regard to Devin Chase Murrell, and not guilty of the lesser included offense of Murder in regard to Darla Murrell.

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VERDICT

We, the jury, find the defendant, BRADLEY ALLEN JONES, not guilty of the offense of Capital Murder as charged in the indictment and not guilty of the lesser included offense of Murder.

PRESIDING JUROR