

FILED

AT 10:00 O'CLOCK A M

APR 29 2022

Case No. CR-1762-18-B (COUNT FIVE)
TRN 9220590476 D006

THE STATE OF TEXAS
v. **RAUL LOPEZ**,
DEFENDANT
SID: **TX-16576455**

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IN THE **93RD JUDICIAL**
DISTRICT COURT OF
HIDALGO COUNTY, TEXAS

LAURA HINOJOSA, CLERK
District Courts, Hidalgo County
By [Signature] Deputy#26

**JUDGMENT OF CONVICTION BY JURY
& SENTENCE TO THE INSTITUTIONAL DIVISION OF
THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE**

DATE OF JUDGMENT: **APRIL 26, 2022**
JUDGE PRESIDING: **FERNANDO MANCIAS**
ATTORNEY FOR THE STATE: **MAGDALENA G. HINOJOSA AND
J. ENEREO BAZAN**
ATTORNEY FOR THE DEFENDANT: **OSCAR RENE FLORES AND
MAURICIO MARTINEZ**
OFFENSE CODE: **13150005**
OFFENSE: **AGGRAVATED ASSAULT**
DATE OF OFFENSE: **NOVEMBER 28, 2016**
DEGREE OF OFFENSE: **SECOND DEGREE FELONY**
STATUTE FOR OFFENSE: **22.02 (A)(2)**
APPLICABLE PUNISHMENT RANGE: **2-20 YEARS IN PRISON / MAX \$10,000**
(Including enhancements if any): **FINE**
CHARGING INSTRUMENT: **INDICTMENT or INFORMATION**
PLEA TO OFFENSE: **NOT GUILTY**
JURY VERDICT FOR OFFENSE: **GUILTY**
PUNISHMENT IMPOSED BY COURT: **FIFTEEN (15) YEARS IMPRISONMENT**
PLACE OF IMPRISONMENT **INSTITUTIONAL DIVISION OF THE
TEXAS DEPARTMENT OF CRIMINAL
JUSTICE**
FINE: **NONE**
RESTITUTION: **NONE**
CREDIT FOR TIME SPENT IN JAIL: **1975 DAYS**
DISMISS: **NONE**
CONSIDER: **NONE**
PLEA TO ENHANCEMENT **NONE**
PARAGRAPH(S):
FINDING TO ENHANCEMENT: **NONE**
FINDING ON DEADLY WEAPON: **NONE**
COURT COSTS: **NONE**
DATE SENTENCE IMPOSED: **APRIL 26, 2022**

On **MARCH 10, 2022**, the above numbered and entitled cause was regularly reached and called for trial, and the State appeared by **MAGDALENA G. HINOJOSA AND J. ENEREO BAZAN**, and the Defendant and the Defendant's attorney, **OSCAR RENE FLORES AND MAURICIO MARTINEZ**, were also present. Thereupon both sides announced ready for trial, and the Defendant pleaded **NOT GUILTY** to the offense charged in the indictment or information. A Jury was duly selected, impaneled and sworn. Having heard the evidence submitted and having been duly charged by the Court, the Jury retired to consider their verdict. Afterward, on **MARCH 29, 2022**, being brought into open court by the proper officer, the Defendant, the Defendant's Attorney and the State's Attorney being present, and being asked if the Jury had agreed upon a verdict, the Jury answered it had and returned to the Court a verdict, which was read aloud, received by the Court, and is now entered upon the minutes of the Court as follows:

We, the Jury, find the Defendant, **RAUL LOPEZ**, **GUILTY** of the offense of **AGGRAVATED ASSAULT** as charged in the indictment.

Thereupon, the Defendant having previously elected to have the punishment assessed by the Judge, the Court heard evidence related to the question of punishment. Thereafter, the Court made a finding of **NONE** on the enhancement paragraph(s), if any, and assessed punishment at **FIFTEEN (15) YEARS** in the **INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE** and a Fine of **NONE**.

A pre-sentence investigation report **WAS NOT DONE** according to Article 42.12, Sec. 9, CCP.

And thereupon on **APRIL 26, 2022**, the Court then asked the Defendant whether the Defendant had anything to say why the sentence should not be pronounced upon Defendant, and the Defendant having answered nothing in bar thereof, the Court proceeded to pronounce sentence upon Defendant.

It is therefore **ORDERED, ADJUDGED and DECREED** by the Court that the Defendant is guilty of the offense of **AGGRAVATED ASSAULT, SECOND DEGREE FELONY**, committed on **NOVEMBER 28, 2016**; that the punishment is fixed at **FIFTEEN (15) YEARS** in the **INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE** and a Fine of **NONE**; and that the State of Texas do have and recover of the Defendant all court costs in this prosecution expended, for which execution will issue.

It is further **ORDERED** by the Court that the Defendant be taken by the authorized agent of the State of Texas or by the Sheriff of Hidalgo County, Texas, and be safely conveyed and delivered to the Director of the Institutional Division of the Texas Department of Criminal Justice, there to be confined in the manner and for the period aforesaid, and the Defendant is hereby remanded to the custody of the Sheriff of Hidalgo County, Texas, until such time as the Sheriff can obey the directions of this sentence.

Furthermore, the following special findings or orders apply:

The Court, upon the State's motion, **DISMISSED** the following count, case or complaint: **NONE**.

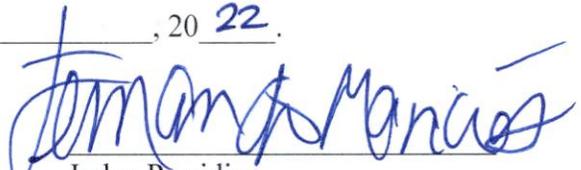
The Court, upon the Defendant's request and the State's consent, **CONSIDERED** as an admitted unadjudicated offense the following count, case or complaint: **NONE**.

The Court finds that the sentence imposed or suspended shall run concurrent unless otherwise specified.

The Court finds that the Defendant shall be credited with **1975 DAYS** on his sentence for time spent in jail in this cause.

The Court finds the Defendant owes **NONE** for the Fine, **NONE** in restitution, **NONE** in court costs. The Defendant shall make restitution, if any, within five (5) years after the end of the term of imprisonment imposed.

Signed on the 28 day of April, 2022.


Judge Presiding

Receipt is hereby acknowledged on the date shown above of one copy of this Judgment & Sentence.

Paul Lopez Saenz
Defendant


Community Supervision Officer

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Defendant's right thumbprint

