

THE STATE OF TEXAS § IN THE 332ND JUDICIAL
vs. JAIME ARTURO § DISTRICT COURT OF
VILLARREAL, § HIDALGO COUNTY, TEXAS
DEFENDANT
SID: TX 06825987

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

DATE OF JUDGMENT: October 13, 2011
JUDGE PRESIDING: MARIO E. RAMIREZ, JR.
ATTORNEY FOR THE STATE: MONICA B. AUGER & CHRISTOPHER
CAVAZOS
ATTORNEY FOR THE DEFENDANT: OSCAR RENE FLORES & JUAN
TIJERINA
OFFENSE CODE: 09990022A
OFFENSE: ATTEMPTED CAPITAL MURDER, AS
CHARGED IN THE INDICTMENT
DATE OF OFFENSE: JUNE 10, 2010
DEGREE OF OFFENSE: FIRST DEGREE FELONY
STATUTE FOR OFFENSE: 19.03 (a)(2) PENAL CODE
APPLICABLE PUNISHMENT RANGE: LIFE OR 5-99 YEARS IN PRISON/MAX
(Including enhancements if any): \$10,000 FINE
CHARGING INSTRUMENT: INDICTMENT or INFORMATION
PLEA TO OFFENSE: NOT GUILTY
JURY VERDICT FOR OFFENSE: GUILTY
PUNISHMENT IMPOSED BY COURT: LIFE IN THE INSTITUTIONAL
PLACE OF IMPRISONMENT DIVISION OF THE TEXAS
DEPARTMENT OF CRIMINAL JUSTICE
FINE: NONE
RESTITUTION: NONE
CREDIT FOR TIME SPENT IN JAIL: 484 DAYS
DISMISS: NONE
CONSIDER: NONE
CONCURRENT WITH: CR-2629-10-F (COUNT ONE)
PLEA TO ENHANCEMENT NONE
PARAGRAPH(S):
FINDING TO ENHANCEMENT: NONE
FINDING ON DEADLY WEAPON: AFFIRMATIVE
COURT COSTS: NONE
DATE SENTENCE IMPOSED: OCTOBER 7, 2011

On **OCTOBER 3, 2011**, the above numbered and entitled cause was regularly reached and called for trial, and the State appeared by **MONICA B. AUGER &** Judgment of Conviction by Court & Sentence, Case No. CR-2629-10-F (COUNT TWO)

CHRISTOPHER CAVAZOS, and the Defendant and the Defendant's attorney, **OSCAR RENE FLORES & JUAN TIJERINA**, 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 **OCTOBER 7, 2011**, 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, JAIME ARTURO VILLARREAL, guilty of the offense of Attempted Capital Murder as charged in the indictment.

Thereupon, the Defendant having previously elected to have the punishment assessed by the Jury withdrew that election and subsequently elected to have the punishment assessed by the Court. Thereafter, the Court made a finding of **NONE** on the enhancement paragraph(s), if any, and assessed punishment at **LIFE** 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 **OCTOBER 7, 2011**, 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 **ATTEMPTED CAPITAL MURDER, AS CHARGED IN THE INDICTMENT, FIRST DEGREE FELONY**, committed on **JUNE 10, 2010**; that the punishment is fixed at **LIFE** 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 finds, by the Jury's verdict, that the Defendant used or exhibited a deadly weapon, namely, **a firearm**, during the commission of a felony offense or during immediate flight there from, or was a party to the offense and knew that a deadly weapon would be used or exhibited.

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 this sentence shall run concurrent with: **CR-2629-10-F (COUNT ONE), STATE OF TEXAS VS. JAIME ARTURO VILLARREAL, 332ND DISTRICT COURT, HIDALGO COUNTY, TEXAS.**

The Court finds that the Defendant shall be credited with **484 DAYS** on his sentence for time spent in jail in this cause.

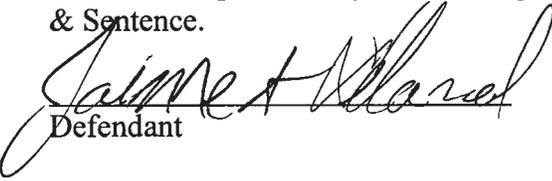
The Court finds the Defendant owes **NONE** for the Fine, **NONE** in restitution, **NONE** in court costs. The Defendant shall make restitution, if any, within five (5) years after the end of the term of imprisonment imposed.

Signed on the 13th day of October, 2011.

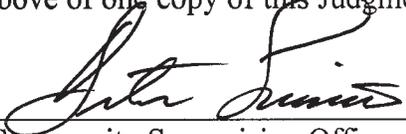


Judge Presiding

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



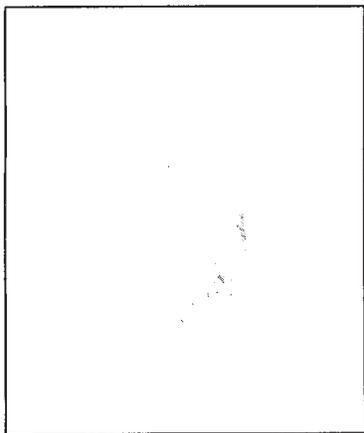
Defendant



Community Supervision Officer

LC

Defendant's right thumbprint



DATE 10-13-11
A. J. Villarreal
District Clerk, Hidalgo County, Texas
By  Deputy