

THE STATE OF TEXAS § IN THE 297TH
 §
VS § DISTRICT COURT
 §
CHRISTOPHER CHUBASCO WILKINS § TARRANT COUNTY, TEXAS

CAPITAL JUDGMENT

On February 27, 2008 this cause was called for trial and the State by her Criminal District Attorney, Assistants KEVIN ROUSSEAU, TIFFANY BURKS, and the attorneys for the Defendant, CHRISTOPHER CHUBASCO WILKINS, Honorable WES BALL and J. WARREN ST. JOHN, announced ready for trial; and the State having made known that it would seek the Death Penalty in this cause and the Defendant having been heretofore arraigned; and, it appearing to the Court that the Defendant was mentally competent and the Defendant having been charged in the indictment with Capital Murder; thereupon, a Jury of good and lawful men and women, to-wit: JAN MICHAEL ROONEY, Foreman, and eleven others, was duly selected, impaneled and sworn as the law directs, and the said Criminal District Attorney read to the Jury, COUNT ONE of the indictment herein, and the Defendant entered his plea of Not Guilty to COUNT ONE, of the indictment, hereto; and the Jury, after hearing the evidence, and being duly charged by the Court, retired to consider its verdict, and after deliberation, returned into open Court on the 4th day of March, 2008, the following verdict, to-wit:

VERDICT FORM

We the Jury, find the Defendant, CHRISTOPHER CHUBASCO WILKINS, guilty of the offense of Capital Murder, as charged in the indictment.

Signed: *Jan Michael Rooney*
Foreman of the Jury

The parties announced ready for the second phase of the trial, and the Jury, having heard all the evidence, and being duly charged by the Court, retired to consider its verdict, and after due deliberation, returned into open court, on the 11th day of March, 2008, their answers to the following Special Issues, and their verdict:

SPECIAL ISSUE NO. 1

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

In your verdict you will answer "Yes" or "No"

Answer: We, the Jury, unanimously find from the evidence beyond a reasonable doubt that the answer to Special Issue Number 1 is "Yes"

SPECIAL ISSUE NO. 2

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, do you find that there is a sufficient mitigating circumstance or circumstances to warrant that a sentence of life imprisonment without parole rather than a death sentence be imposed?

In your verdict you will answer "Yes" or "No"

Answer: We, the Jury, unanimously find that the answer to Special Issue Number 2 is "No"

VERDICT FORM

We, the Jury, return in open Court the above answers to the Special Issues submitted to us and the same is our verdict in this case.

Signed: Jan Michael Rooney
Foreman of the Jury

After an individual poll of the Jurors, the Court duly accepted the verdicts and ORDERED the same to be filed.

The Jury having answered Special Issue One "YES" and Special Issue Two, "NO", it being mandatory that the punishment be death, the Court assessed the punishment at Death.

The Defendant, CHRISTOPHER CHUBASCO WILKINS, was asked by the Court, whether he had anything to say why sentence should not be pronounced against him, and the Defendant answered nothing in bar thereof;

The Court proceeded, in the presence of the said Defendant CHRISTOPHER CHUBASCO WILKINS, and his counsel of record, to pronounce sentence against him as follows:

It being mandatory that your punishment be death, it is the sentence of this Court that your punishment shall be death and that after the hour of 6:00pm on a date to be determined by this Court upon a mandate of affirmance issued by the Texas Court of Criminal Appeals, at the State Penitentiary at Huntsville, Texas, that you be caused to die by intravenous injection of a substance or substances in a lethal quantity sufficient to cause your death, and until you the said, CHRISTOPHER CHUBASCO WILKINS are dead, said execution procedures to be determined and supervised by the Director of the Institutional Division of the Texas Department of Criminal Justice. And it's the further order of this Court that the Clerk of this Court issue a death warrant in accordance with the sentence directed to the Director of the Institutional Division of the Texas Department of Criminal Justice, and it is so ordered.



HON. EVERETT YOUNG
PRESIDING JUDGE
297TH DISTRICT COURT
TARRANT COUNTY, TEXAS

March 12, 2008
Date Signed