

CAUSE NO. F40150

THE STATE OF TEXAS § IN THE 249TH DISTRICT COURT
VS. § OF
DAVID MICHAEL GIDDENS § JOHNSON COUNTY, TEXAS

CHARGE OF THE COURT

Ladies and Gentlemen of the Jury:

The Defendant DAVID MICHAEL GIDDENS stands charged by Indictment in Count One with the felony offense of Capital Murder, alleged to have been committed in Johnson County, Texas on or about February 8, 2006. The Defendant stands charged in Count Two with the felony offense of Injury to a Child by Omission, alleged to have been committed in Johnson County, Texas on or about February 8, 2006.

To these charges the Defendant has plead not guilty. You are instructed that the law applicable to this case is as follows:

I.

Our law provides that a person commits the offense of murder if he knowingly causes the death of an individual or intends to cause serious bodily injury and commits an act clearly dangerous to human life that causes the death of an individual.

A person commits the offense of capital murder when such person knowingly causes the death of an individual under six years of age.

An "individual" means a human being who has been born and is alive.

FILED		
10:29	A.M.	P.M.
FEB 20 2007		
DAVID R. LLOYD		
District Clerk, Johnson County, Texas		
BY	LYNETTE EVANS	DEPUTY