



CASE NO. B-18-0389-CR Count No. 1
 INCIDENT NO./TRN: 9256182092

THE STATE OF TEXAS § **IN THE 161ST DISTRICT COURT**
 §
 V. §
 §
KEVIN LEE ROBERTS § **ECTOR COUNTY, TEXAS**
 §
 STATE ID No.:TX TX-08165352 §

JUDGMENT OF CONVICTION BY JURY

Judge Presiding:	John W Smith	Date Sentence Imposed:	10/11/2019
Attorney for State:	BOBBY BLAND and SCOTT TURNER	Attorney for Defendant:	LEACH, JASON
<u>Offense for which Defendant Convicted:</u>			
CAPITAL MURDER			
<u>Charging Instrument:</u>		<u>Statute for Offense:</u>	
INDICTMENT		19.03 Penal Code	
<u>Date of Offense:</u>		<u>Plea to Offense:</u>	
12/13/2017		NOT GUILTY	
<u>Degree of Offense:</u>			
CAPITAL FELONY			
<u>Verdict of Jury:</u>		<u>Findings on Deadly Weapon:</u>	
GUILTY		YES, NOT A FIREARM	
1 st Enhancement Paragraph:	N/A	Finding on 1 st Enhancement Paragraph:	N/A
2 nd Enhancement Paragraph:	N/A	Finding on 2 nd Enhancement Paragraph:	N/A
<u>Punishment Assessed by:</u>	<u>Date Sentence Commences:</u> (Date does not apply to confinement served as a condition of community supervision.)		
JURY	10/11/2019		
<u>Punishment and Place of Confinement:</u>	LIFE WITHOUT PAROLE INSTITUTIONAL DIVISION, TDCJ		

THIS SENTENCE SHALL RUN: N/A.

SENTENCE OF CONFINEMENT SUSPENDED, DEFENDANT PLACED ON COMMUNITY SUPERVISION FOR
(The document setting forth the conditions of community supervision is incorporated herein by this reference.)

Defendant is required to register as sex offender in accordance with Chapter 62, CCP.

(For sex offender registration purposes only) The age of the victim at the time of the offense was N/A

<u>Fine:</u>	<u>Court Costs:</u>	<u>Restitution:</u>	<u>Restitution Payable to:</u>
\$ 0	\$ SEE ATTACHED	\$ 0	(See special finding or order of restitution which is incorporated herein by this reference.)

Was the victim impact statement returned to the attorney representing the State? **YES**

(FOR STATE JAIL FELONY OFFENSES ONLY) Is Defendant presumptively entitled to diligent participation credit in accordance with Article 42A.559, Tex. Code Crim. Proc.? **N/A**

Total Jail Time Credit: If Defendant is to serve sentence in county jail or is given credit toward fine and costs, enter days credited below.
668 DAYS N/A DAYS NOTES: N/A

This cause was called for trial by jury and the parties appeared. The State appeared by her District Attorney as named above.

Counsel / Waiver of Counsel (select one)

Defendant appeared with counsel.

Defendant appeared without counsel and knowingly, intelligently, and voluntarily waived the right to representation by counsel in writing in open court.

Defendant was tried in absentia.

Both parties announced ready for trial. It appeared to the Court that Defendant was mentally competent to stand trial. A jury was selected, impaneled, and sworn, and Defendant entered a plea to the charged offense. The Court received the plea and entered it of record.

The jury heard the evidence submitted and argument of counsel. The Court charged the jury as to its duty to determine the guilt or innocence of Defendant, and the jury retired to consider the evidence. Upon returning to open court, the jury delivered its verdict in the presence of Defendant and defense counsel, if any.

The Court received the verdict and ORDERED it entered upon the minutes of the Court.

Punishment Assessed by Jury / Court / No election (select one)

Jury. Defendant entered a plea and filed a written election to have the jury assess punishment. The jury heard evidence relative to the question of punishment. The Court charged the jury and it retired to consider the question of punishment. After due deliberation, the jury was brought into Court, and, in open court, it returned its verdict as indicated above.

Court. Defendant elected to have the Court assess punishment. After hearing evidence relative to the question of punishment, the Court assessed Defendant's punishment as indicated above.

No Election. Defendant did not file a written election as to whether the judge or jury should assess punishment. After hearing evidence relative to the question of punishment, the Court assessed Defendant's punishment as indicated above.

In accordance with the jury's verdict, the Court ADJUDGES Defendant GUILTY of the above offense. The Court FINDS that the Presentence Investigation, if so ordered, was done according to the applicable provisions of Subchapter F, Chapter 42A, Tex. Code Crim. Proc.

The Court ORDERS Defendant punished in accordance with the jury's verdict or Court's findings as to the proper punishment as indicated above. After having conducted an inquiry into Defendant's ability to pay, the Court ORDERS Defendant to pay the fine, court costs, and restitution, if any, as indicated above.

Punishment Options (select one)

Confinement in State Jail or Institutional Division. The Court ORDERS the authorized agent of the State of Texas or the County Sheriff to take and deliver Defendant to the Director of the Correctional Institutions Division, TDCJ, for placement in confinement in accordance with this judgment. The Court ORDERS Defendant remanded to the custody of the County Sheriff until the Sheriff can obey the directions of this paragraph. Upon release from confinement, the Court ORDERS Defendant to proceed without unnecessary delay to the District Clerk's office, or any other office designated by the Court or the Court's designee, to pay or to make arrangements to pay any fine, court costs, and restitution due.

County Jail—Confinement / Confinement in Lieu of Payment. The Court ORDERS Defendant committed to the custody of the County Sheriff immediately or on the date the sentence commences. Defendant shall be confined in the county jail for the period indicated above. Upon release from confinement, the Court ORDERS Defendant to proceed without unnecessary delay to the District Clerk's office, or any other office designated by the Court or the Court's designee, to pay or to make arrangements to pay any fine, court costs, and restitution due.

Fine Only Payment. The punishment assessed against Defendant is for a FINE ONLY. The Court ORDERS Defendant to proceed immediately to the District Clerk's office, or any other office designated by the Court or the Court's designee, to pay or to make arrangements to pay the fine, court costs, and restitution ordered by the Court in this cause.

Confinement as a Condition of Community Supervision. The Court ORDERS Defendant confined _____ days in _____ as a condition of community supervision. The period of confinement as a condition of community supervision starts when Defendant arrives at the designated facility, absent a special order to the contrary.

Execution / Suspension of Sentence

The Court ORDERS Defendant's sentence EXECUTED. The Court FINDS that Defendant is entitled to the jail time credit indicated above. The attorney for the state, attorney for the defendant, the County Sheriff, and any other person having or who had custody of Defendant shall assist the clerk, or person responsible for completing this judgment, in calculating Defendant's credit for time served. All supporting documentation, if any, concerning Defendant's credit for time served is incorporated herein by this reference.

Furthermore, the following special findings or orders apply:

Attorney's fees: \$12,045.00

Date Judgment Entered:


JUDGE PRESIDING

NO. B-18-0389-CR

THE STATE OF TEXAS

IN THE 161ST DISTRICT COURT

VS

OF

KEVIN LEE ROBERTS

ECTOR COUNTY, TEXAS

JUDGMENT FINGERPRINT

In open Court and simultaneously with the conviction of the Defendant in the above styled and numbered cause, the Court now ORDERS the thumbprint of the Defendant herein to be placed in the space provided below, in accordance with Article 38.33 of the Texas Code of Criminal Procedure, and incorporated herein as a part of the Judgment in this cause for all purposes.

Taken by:

Angela Abalos

Title:

Const Officer

John W Smith

JUDGE PRESIDING

Dated:



RIGHT THUMB PRINT

BILL OF COSTS

District Courts
Ector County, Texas

October 21, 2019

CAUSE NO. B-18-0389-CR

THE STATE OF TEXAS

vs.

KEVIN LEE ROBERTS

IN THE 161ST DISTRICT COURT

ECTOR COUNTY, TEXAS

The following fine and costs are taxed against the defendant in the above entitled and numbered cause, to-wit:

FEE CODE	FEE DESCRIPTION	CHARGES	BALANCE
DC-AW	Arrest without Warrant or Issue Notice to Appear	\$5.00	\$5.00
DC-CLERK	Clerk's Fee	\$40.00	\$40.00
DC-CTJ	Commitment to Jail	\$5.00	\$5.00
DC-CCC	Consolidated Court Cost	\$133.00	\$133.00
DC-ING	Court Appointed Attorney Fee	\$12,045.00	\$12,045.00
DC-SEC	Court Security Fund	\$5.00	\$5.00
DC-CTFDC	Criminal Court Technology Fee	\$4.00	\$4.00
DC-DNA2	DNA Testing 2	\$50.00	\$50.00
DC-EFF.CR	Electronic Filing Fee	\$5.00	\$5.00
DC-IDF	Indigent Defense Fee	\$2.00	\$2.00
DC-JSF	Jury Service Fee	\$4.00	\$4.00
DC-MLE	Meals/Lodging Expense for Costs	\$0.00	\$0.00
DC-MILE	Mileage Fees for Costs	\$0.00	\$0.00
DC-OTC	Overtime Costs for Testifying at Trial	\$0.00	\$0.00
DC-RM	Records Management	\$22.50	\$22.50
DC-RMP	Records Management & Preservation	\$2.50	\$2.50
DC-RFJ	Release from Jail	\$0.00	\$0.00
DC-RIF	Restitution Installment Fee	\$0.00	\$0.00
DC-SW	Serve Writs	\$0.00	\$0.00
DC-SUMMJ	Summon Jury	\$5.00	\$5.00
DC-SUMMW	Summon Witness	\$220.00	\$220.00
DC-SJFC	Support Of Jud Fund-County	\$0.60	\$0.60
DC-SJFS	Support Of Jud Fund-State	\$5.40	\$5.40
DC-WAR	Warrant Fee	\$50.00	\$50.00
TOTALS:	Attorney Fees	\$12,045.00	\$12,045.00
	Court Costs	\$559.00	\$559.00
GRAND TOTAL:**		\$12,604.00	\$12,604.00
	Submit payment to: Ector County District Clerk		

****If total court costs are not paid within 30 days of the Judgment, an additional Time Payment Fee will be assessed pursuant to the applicable Statutes and related case law. (LGC, § 133.103)**

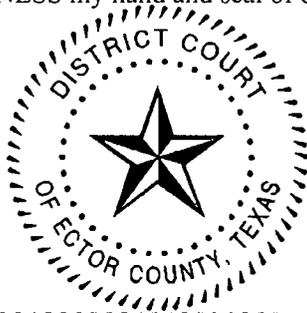
NOTE: AN ADDITIONAL \$2.00 TRANSACTION FEE WILL BE ASSESSED ON EACH PAYMENT MADE. (CCP, Art. 102.072)

BILL OF COSTS

District Courts
Ector County, Texas

I, Clarissa Webster, Clerk of the District Courts in and for said County and State, do hereby certify the above and foregoing to be a true and correct account of the fine and costs due in the above entitled and numbered cause as of this date.

WITNESS my hand and seal of office, at Odessa, Texas, on this the 21st day of October, 2019.



CLARISSA WEBSTER

District Clerk of Ector County, Texas
300 North Grant Avenue, Room 301
Odessa, Texas 79761
(432) 498-4290

Signed: 10/21/2019 11:56:30 AM

By: _____

Lisa Torrez
Lisa Torrez, Deputy Clerk