

Cause No. F49060 (SINGLE COUNT) TRN 9198073079 D001

THE STATE OF TEXAS § IN THE 18TH JUDICIAL
 v. § DISTRICT COURT OF
 DUSTIN DEWAYNE WEST, § JOHNSON COUNTY, TEXAS
 DEFENDANT

SID: TX

JUDGMENT OF CONVICTION BY JURY;
SENTENCE BY COURT TO Institutional Division, TDCJ

DATE OF JUDGMENT: September 10, 2015
JUDGE PRESIDING: JOHN E. NEILL
ATTORNEY FOR THE STATE: MARTIN STRAHAN, BRENT HUFFMAN
ATTORNEY FOR THE DEFENDANT: MICHAEL J. ROGERS,
 DAREN VAN SLYKE
OFFENSE: CAPITAL MURDER
STATUTE FOR OFFENSE: Section 19.03(a)(6), Penal Code
DEGREE OF OFFENSE: Capital Felony
APPLICABLE PUNISHMENT RANGE: LIFE WITHOUT PAROLE
DATE OF OFFENSE: August 12, 2013
CHARGING INSTRUMENT: Indictment
PLEA TO OFFENSE: Not Guilty
PLEA TO ENHANCEMENT Not Applicable
PARAGRAPH(S):
VERDICT FOR OFFENSE: Guilty
FINDING ON ENHANCEMENT: Not Applicable
AFFIRMATIVE FINDING ON Not Applicable
DEADLY WEAPON:
OTHER AFFIRMATIVE Not Applicable
SPECIAL FINDINGS:
DATE SENTENCE IMPOSED: September 10, 2015
PUNISHMENT AND PLACE OF LIFE WITHOUT PAROLE in the
CONFINEMENT: Institutional Division-TDCJ, and a \$.00 fine
TIME CREDITED TO SENTENCE: 24 DAYS CREDIT
COURT COSTS: \$301.00-SEE ATTACHED BILL OF COST
TOTAL AMOUNT OF RESTITUTION: \$.00
NAME AND ADDRESS FOR NOT APPLICABLE
RESTITUTION:

FILED
 A.M. 4:00 P.M.
 SEP 11 2015
 DAVID R. LLOYD
 DISTRICT CLERK, JOHNSON COUNTY, TEXAS
 BY WILLIAM M. [Signature] DEPUTY

The Sex Offender Registration Requirements under Chapter 62, CCP, do not apply to the Defendant. The age of the victim at the time of the offense was not applicable..

This sentence shall run concurrently unless otherwise specified.

On the date stated above, the above numbered and entitled cause was regularly reached and called for trial, and the State appeared by the attorney stated above, and the Defendant and the Defendant's attorney, as stated above, were also present. Thereupon both sides announced ready for trial, and the Defendant pleaded not guilty and a jury, to wit: KERRY POEHLEIN, and eleven others, 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 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, DUSTIN DEWAYNE WEST, guilty of the offense of Capital Murder, as alleged in the Indictment.

Thereupon, the Defendant having previously elected to have the punishment assessed by the Judge, pleaded to the enhancement paragraphs, if any, as stated above, and the Court heard evidence related to the question of punishment. Thereafter, the Court assessed punishment as stated above. A presentence investigation report was not required or done.

And thereupon the Court asked the Defendant whether the Defendant had anything to say why said sentence should not be pronounced upon said Defendant, and the Defendant answered nothing in bar thereof. Whereupon the Court proceeded to pronounce sentence upon said Defendant as stated above.

It is therefore ORDERED, ADJUDGED and DECREED by the Court that the defendant is guilty of the offense stated above, the punishment is fixed as stated above, and the State of Texas do have and recover of said defendant all court costs in this prosecution expended, for which execution will issue.

It is ORDERED by the Court that the Defendant be taken by the authorized agent of the State of Texas or by the Sheriff of this county and be safely conveyed and delivered to the Director, Institutional Division-TDCJ, there to be confined in the manner and for the period aforesaid, and the said defendant is hereby remanded to the custody of the Sheriff of this county until such time as the Sheriff can obey the directions of this sentence.

The defendant is given credit as stated above on this sentence for the time spent in county jail. The Defendant also is ordered to pay restitution to the person(s) named above in the amount specified above.

Furthermore, the following special findings or orders apply:

NCT APPLICABLE

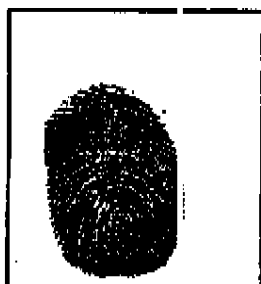
CAUSE NUMBER F49060

Approved as to form

[Handwritten Signature]
Assistant District Attorney

Signed on the 11th day of Sept, 2015

[Handwritten Signature]
Presiding Judge



Right Thumb print

[Handwritten Signature]
Defendant

B I L L O F C O S T S
D I S T R I C T C O U R T S
J O H N S O N C O U N T Y, T E X A S

CAUSE NO. F49060
 18TH DISTRICT COURT

WEST, DUSTIN DEWAYNE
 2573 CR 1123
 GODLEY, TX 75044

Electronic Filing Fee-Crm GC51.851d	5.00
Consolidated Court Costs	133.00
JURY SERVICE FUND (SB1704) 9/05	4.00
JUDICIAL SUPPORT FEE-CM (HB11)12/05	6.00
Criminal Clerk Fee	40.00
Courthouse Security Fund	5.00
Record Preservation Fund-Johnson Co	22.50
CRIM Record Mgt & Pres DC (SB526)	2.50
Criminal Copies	2.00
INDIGENT DEFENSE FEE HB 1267	2.00
DC TECHNOLOGY FEE CCP 102.0169	4.00
COUNTY WARRANT FEE	50.00
Time Payment Fee	25.00
TOTAL COST OF CAUSE	<u>301.00</u>
Paid By Deposit: Plaintiff	.00
Defendant	.00
TOTAL DEPOSITION COST	<u>.00</u>
Paid By: Plaintiff	.00
Defendant	.00
Amount due from Plaintiff/Defendant	<u>301.00</u>

THE STATE OF TEXAS)
 County of Johnson)

I, David Lloyd, District Clerk of the 18TH DISTRICT COURT in and for said County and State, hereby certify the foregoing to be a true and correct account of the costs in the within entitled and numbered cause to this date.

Witness my hand and seal of said court affixed at the office of the District Clerk of Cleburne this 10th day of September 2015.

BY Michelle M. [Signature] DISTRICT CLERK



DAVID LLOYD
 District Clerk
 204 S. Buffalo, Suite 206
 Cleburne, Texas 76033

COMMITMENT**STATE OF TEXAS
COUNTY OF JOHNSON****IN THE 18TH DISTRICT COURT
July TERM A.D. 2015****STATE OF TEXAS
VS.
DUSTIN DEWAYNE WEST****CAUSE NO. F49060**

To the Director of the Institutional Division of the Texas Department of Criminal Justice, Johnson County Law Enforcement Center, State Jail, or any other officer legally authorized to receive convicts, greetings:

Whereas, by the judgment of the Honorable 18TH DISTRICT COURT of Johnson County, Texas, in the above styled and numbered cause, made and entered on the 10th day of September, 2015. The above-named defendant was adjudged to be guilty of the offense of CAPITAL MURDER; a felony, on his plea of not guilty; whereas by proper sentence of said Court, dated September 10, 2015, the above-named defendant was sentenced to be confined and imprisoned in the Institutional Division, TDCJ for a term of LIFE WITHOUT PAROLE.

And it appearing to the Court that the defendant herein has been incarcerated in the County Jail in this cause without trial and prior to the passage of sentence herein upon him and that 24 days should be credited on this sentence. It is so ordered.

Wherefore, you are hereby commanded to take into your custody the above-named defendant and convey him to said Institutional Division, TDCJ and that you execute the sentence herein as required of you by law by confining the said defendant in the State Penitentiary for the term stated above, subject to the rules and regulations of the foregoing authorities.

Herein fail not, but duly execute this order.

DAVID R. LLOYD - District
18TH DISTRICT COURT
Johnson County, Texas



By Michelle Mast Deputy

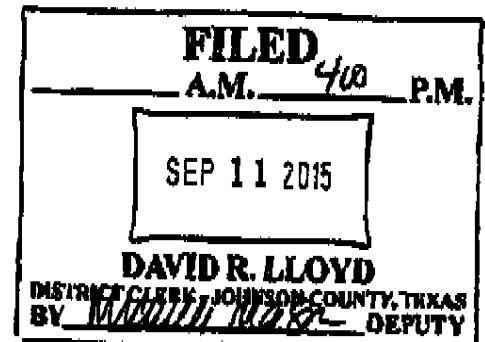
Cause No. F49060 (SINGLE COUNT) TRN 9198073079 D001

THE STATE OF TEXAS § IN THE 18TH JUDICIAL
 v. § DISTRICT COURT OF
 DUSTIN DEWAYNE WEST, § JOHNSON COUNTY, TEXAS
 DEFENDANT

SID: TX

JUDGMENT OF CONVICTION BY JURY;
SENTENCE BY COURT TO Institutional Division, TDCJ

DATE OF JUDGMENT: September 10, 2015
JUDGE PRESIDING: JOHN E. NEILL
ATTORNEY FOR THE STATE: MARTIN STRAHAN, BRENT HUFFMAN
ATTORNEY FOR THE DEFENDANT: MICHAEL J. ROGERS,
 DAREN VAN SLYKE
OFFENSE: CAPITAL MURDER
STATUTE FOR OFFENSE: Section 19.03(a)(9), Penal Code
DEGREE OF OFFENSE: Capital Felony
APPLICABLE PUNISHMENT RANGE: LIFE WITHOUT PAROLE
DATE OF OFFENSE: August 12, 2013
CHARGING INSTRUMENT: Indictment
PLEA TO OFFENSE: Not Guilty
PLEA TO ENHANCEMENT Not Applicable
PARAGRAPH(S):
VERDICT FOR OFFENSE: Guilty
FINDING ON ENHANCEMENT: Not Applicable
AFFIRMATIVE FINDING ON Not Applicable
DEADLY WEAPON:
OTHER AFFIRMATIVE Not Applicable
SPECIAL FINDINGS:
DATE SENTENCE IMPOSED: September 10, 2015
PUNISHMENT AND PLACE OF LIFE WITHOUT PAROLE in the
CONFINEMENT: Institutional Division-TDCJ, and a \$ 00 fine
TIME CREDITED TO SENTENCE: 24 DAYS CREDIT
COURT COSTS: \$301.00-SEE ATTACHED BILL OF COST
TOTAL AMOUNT OF RESTITUTION: \$.00
NAME AND ADDRESS FOR NOT APPLICABLE
RESTITUTION:



The Sex Offender Registration Requirements under Chapter 62, CCP, do not apply to the Defendant. The age of the victim at the time of the offense was not applicable..

This sentence shall run concurrently unless otherwise specified.

On the date stated above, the above numbered and entitled cause was regularly reached and called for trial, and the State appeared by the attorney stated above, and the Defendant and the Defendant's attorney, as stated above, were also present. Thereupon both sides announced ready for trial, and the Defendant pleaded not guilty and a jury, to wit: KERRY POEHLEIN, and eleven others, was duly selected, impaneled and sworn. Having heard the evidence

DS3: Judgment of Conviction by Court; Sentence By Court, Cause No. F49060

submitted and having been duly charged by the Court, the jury retired to consider their verdict. Afterward, 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, DUSTIN DEWAYNE WEST, guilty of the offense of Capital Murder, as alleged in the Indictment.

Thereupon, the Defendant having previously elected to have the punishment assessed by the Judge, pleaded to the enhancement paragraphs, if any, as stated above, and the Court heard evidence related to the question of punishment. Thereafter, the Court assessed punishment as stated above. A presentence investigation report was not required or done.

And thereupon the Court asked the Defendant whether the Defendant had anything to say why said sentence should not be pronounced upon said Defendant, and the Defendant answered nothing in bar thereof. Whereupon the Court proceeded to pronounce sentence upon said Defendant as stated above.

It is therefore ORDERED, ADJUDGED and DECREED by the Court that the defendant is guilty of the offense stated above, the punishment is fixed as stated above, and the State of Texas do have and recover of said defendant all court costs in this prosecution expended, for which execution will issue.

It is ORDERED by the Court that the Defendant be taken by the authorized agent of the State of Texas or by the Sheriff of this county and be safely conveyed and delivered to the Director, Institutional Division-TDCJ, there to be confined in the manner and for the period aforesaid, and the said defendant is hereby remanded to the custody of the Sheriff of this county until such time as the Sheriff can obey the directions of this sentence.

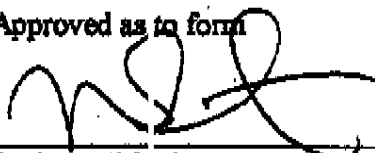
The defendant is given credit as stated above on this sentence for the time spent in county jail. The Defendant also is ordered to pay restitution to the person(s) named above in the amount specified above.

Furthermore, the following special findings or orders apply:

NOT APPLICABLE

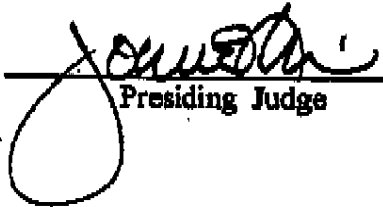
CAUSE NUMBER F490600

Approved as to form

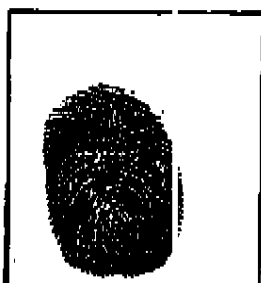


Assistant District Attorney

Signed on the: 11th day of Sept, 2015



Presiding Judge



Right Thumbprint



Defendant

B I L L O F C O S T S
D I S T R I C T C O U R T S
J O H N S O N C O U N T Y, T E X A S

CAUSE NO. F49060
 18TH DISTRICT COURT

WEST, DUSTIN DEWAYNE
 2573 CR 1123
 GODLEY, TX 76044

Electronic Filing Fee-Crm GCS1.851d	5.00
Consolidated Court Costs	133.00
JURY SERVICE FUND (SB1704) 9/05	4.00
JUDICIAL SUPPORT FEE-CM (HB11)12/05	6.00
Criminal Clerk Fee	40.00
Courthouse Security Fund	5.00
Record Preservation Fund-Johnson Co	22.50
CRIM Record Mgt & Pres DC (SB526)	2.50
Criminal Copies	2.00
INDIGENT DEFENSE FEE HB 1267	2.00
DC TECHNOLOGY FEE CCP 102.0169	4.00
COUNTY WARRANT FEE	50.00
Time Payment Fee	25.00
TOTAL COST OF CAUSE	301.00
Paid By Deposit: Plaintiff	.00
Defendant	.00
TOTAL DEPOSITION COST	.00
Paid By: Plaintiff	.00
Defendant	.00
Amount due from Plaintiff/Defendant	301.00

THE STATE OF TEXAS)
 County of Johnson)

I, David Lloyd, District Clerk of the 18TH DISTRICT COURT in and for said County and State, hereby certify the foregoing to be a true and correct account of the costs in the within entitled and numbered cause as of this date.

Witness my hand and seal of said court affixed at the office in the County of Cleburne this 10th day of September 2015.

BY *Michelle M...*



DAVID LLOYD
 District Clerk
 204 S. Buffalo, Suite 206
 Cleburne, Texas 76033