

CAUSE NO. CR \_\_\_\_\_

INCIDENT NO./TRN: \_\_\_\_\_

THE STATE OF TEXAS

V.

§  
§  
§  
§  
§  
§

IN THE

COUNTY COURT AT LAW NO. 2

OF HUNT COUNTY, TEXAS

STATE ID No.: \_\_\_\_\_

**JUDGMENT REVOKING COMMUNITY SUPERVISION**

Judge Presiding: **HON. JOEL D. LITTLEFIELD** Date Sentence Imposed:

Attorney for State: **G. CALVIN GROGAN, V** Attorney for Defendant:

Date of Original Community Supervision Order: Statute for Offense:

Offense for which Defendant Convicted:

Date of Offense: Degree of Offense:

Plea to Motion to Revoke:

Original Punishment Assessed:

**DAYS HUNT COUNTY JAIL – PROBATED FOR MONTHS FINE: \$**

**Date Sentence Commences:**

Punishment and Place of Confinement: **DAYS HUNT COUNTY JAIL**

**THIS SENTENCE SHALL RUN CONCURRENTLY.**

Fines: Court Costs: Reimbursement Fees:

\$ \$ \$

Restitution: Restitution Payable to:  
\$ (See special finding or order of restitution which is incorporated herein by this reference.)

**IS ORIGINAL JUDGMENT / SENTENCE REFORMED? YES**

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.  
**DAYS NOTES:**

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

The Court previously suspended confinement in this cause and placed Defendant on community supervision. Subsequently, the State filed a motion to revoke Defendant’s community supervision. The State appeared by her County Attorney as named above.

**A. Counsel / Waiver of Counsel (select one)**

- Defendant appeared in person with Counsel.
- Defendant knowingly, intelligently, and voluntarily waived the right to representation by counsel in writing in open court.

**B. General Announcements / Findings / Orders**

After hearing the State's motion, Defendant's plea, the evidence submitted, and reviewing the record, the Court **GRANTS** the State's motion and **FINDS** Defendant violated the following conditions of community supervision:

Accordingly, the Court's previous Order suspending imposition of the sentence of confinement and placing Defendant on community supervision is **REVOKED**. Having been convicted of the offense designated above, the Court **ORDERS** Defendant punished as indicated above.

**C. Defendant's Ability to Pay Monetary Obligations (select as appropriate)**

After having conducted an inquiry into Defendant's ability to pay, as directed by Articles 26.05 and 42.15 Code of Crim Pro., the Court **FINDS**:

- Defendant has financial resources that enable Defendant to offset in part or in whole the cost of the legal services provided to Defendant. Therefore, the Court **ORDERS** Defendant to pay  all costs, or  the partial amount of \$ \_\_\_\_\_ as a reimbursement fee to the County for legal services provided.
- Defendant does not have sufficient resources or income to immediately pay all or part of the fine, court costs, and reimbursement fees. Therefore, the Court **ORDERS** Defendant shall pay the fine, court costs, and reimbursement as indicated above in \_\_\_\_\_ equal payments before the 15<sup>th</sup> day of each month hereafter to the Hunt County Community Supervision Office until paid in full. The Court **ORDERS** the Hunt County Community Supervision Office to calculate the monthly payments. Payments shall be made: (a) in person to the Hunt County Community Supervision Office by cash, cashier's check, or money order only (no personal checks), or (b) by mail to the Hunt County Community Supervision Office, P.O. Box 977, Greenville, Texas 75404-0977, by cashier's check or money order only (no personal checks).
- Defendant is indigent or does not have sufficient resources to pay and each alternative method of discharging the fine, court costs, and reimbursement fees would impose an undue hardship and therefore hereby **Orders** the waiver of the payment of the fine, court costs, and reimbursement fees.

**D. Punishment Options (select one)**

- County Jail — Confinement / Confinement in Lieu of Payment** - The Court **ORDERS** Defendant committed to the custody of the Hunt 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 Hunt County 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 fines, court costs, reimbursement fees, 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 Hunt County 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.

**E. Fines Imposed Include** (check each fine and enter each amount as pronounced by the Court)

- |     |                                     |   |            |
|-----|-------------------------------------|---|------------|
| 1.  | <input checked="" type="checkbox"/> | <b>General Fine</b> (§12.21 and 12.22 Penal Code, or any other Code) (not to exceed \$4,000)                              | \$         |
| 2.  | <input type="checkbox"/>            | <b>Additional Monthly Fine for Certain Sex Offenders</b> (CCP, art. 42A.653)<br>\$5.00 per month of community supervision | \$         |
| 3.  | <input type="checkbox"/>            | <b>EMS, Trauma Fine</b> (For Intoxication Convictions) (CCP, Art. 102.0185)   | \$100.00   |
| 4.  | <input type="checkbox"/>            | <b>Family Violence Fine to Women in Need</b> (CCP, art. 42A.504(b))   | \$100.00   |
| 5.  | <input type="checkbox"/>            | <b>Juvenile Delinquency Prevention Fine</b> (CCP, Art. 102.0171(a))   | \$50.00    |
| 6.  | <input type="checkbox"/>            | <b>Local Traffic Fine</b> (Transportation Code § 542.403) (All offenses listed in TC §541 thru 600)                       | \$3.00     |
| 7.  | <input type="checkbox"/>            | <b>State Traffic Fine</b> (Transportation Code § 542.4031) (All offenses listed in TC §541 thru 600)                      | \$50.00    |
| 8.  | <input type="checkbox"/>            | <b>Repayment of Reward Fine to Hunt County Crime Stoppers</b> (CCP, art. 42A.301(b)(20)) (Not to exceed \$50.00)          | \$25.00    |
| 9.  | <input type="checkbox"/>            | <b>DWI 1<sup>st</sup></b> (Transportation Code § 709.001)   | \$3,000.00 |
| 10. | <input type="checkbox"/>            | <b>DWI 2<sup>nd</sup></b> (Transportation Code § 709.001)   | \$4,500.00 |
| 11. | <input type="checkbox"/>            | <b>DWI with BAC &gt;.15</b> (Transportation Code § 709.001)   | \$6,000.00 |
| 12. | <input type="checkbox"/>            | <b>Judge finds Defendant indigent and waives all fines and costs imposed under Transp. Code § 709.001.</b>                |            |

**F. Furthermore, the following marked special findings or orders apply.**

1.  **Family Violence:** The Court enters an affirmative finding that Defendant's offense involved family violence, as defined by Section 71.004, Family Code.
2.  **Driver's License Suspension:** The Court **ORDERS** Defendant's driver's license suspended for a period of \_\_\_\_\_ days. Said Suspension shall begin thirty (30) days from Judgment.
3.  **Drug-Free Zones:** The Court **FINDS** that the offense occurred in a drug free zone, to wit: \_\_\_\_\_.
4.  **Unadjudicated Offenses:** (Tex. Penal Code §12.45) The Court **FINDS** that, with the consent of the State's attorney, Defendant admitted guilt as to the following unadjudicated offense(s) \_\_\_\_\_, and the Court agreed to take the unadjudicated offense(s) into account in determining the sentence for the offense of which Defendant was adjudged guilty. Accordingly, the Court **FINDS** prosecution is barred for the unadjudicated offense(s) listed herein.
5.  **Restitution:** The Court **FINDS** that Restitution shall be paid to the Community Supervision Office on behalf of \_\_\_\_\_ at a rate of \$ \_\_\_\_\_ on or before the 15<sup>th</sup> day of each month hereafter until paid in full. Payments may be made by cash, cashier's check, or money order (no personal checks).
6.  **Temporary Suspension of Payment:** The Court **ORDERS** all court-ordered payments, if any, suspended while Defendant is in custodial supervision, and such payments shall be reinstated thirty days after the date of Defendant's discharge from custodial supervision.
7.  **Discharge of Fines, Costs & Reimbursement Fees:** The Court **ORDERS** that for each day's confinement served, the Defendant shall receive credit toward payment of the fine and credit toward payment of costs adjudged against the Defendant in this case. Additionally, the Court **ORDERS** that the Defendant receive credit for each day's confinement served by the Defendant as punishment for this offense.
8.  **Subsequent DWI – Interlock:** (Tex. Penal Code §49.09(h)) The Court **FINDS** that Defendant is a person convicted of a second or subsequent offense relating to the operation of a motor vehicle while intoxicated within five years of the date on which the most recent proceeding was committed. The Court **ORDERS** that Defendant have installed (at his/her own cost) on each motor vehicle owned or operated by Defendant, a device that uses a deep-lung breath analysis mechanism (with camera feature) to make impractical the operation of a motor vehicle if ethyl alcohol is detected in the breath of the operator, and Defendant may not, before the first anniversary of the ending date of the period of license suspension under Section 521.344 of the Transportation Code, operate any motor vehicle not equipped with that device. Defendant shall provide evidence to the Court of the installation.
9.  **Other:**

**G. Execution 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.

**Judgment entered on the following date:** \_\_\_\_\_.

\_\_\_\_\_  
**JUDGE PRESIDING**

Receipt is hereby acknowledged on the date shown above of one copy of the above order.

**XX** \_\_\_\_\_  
**DEFENDANT**

\_\_\_\_\_  
**DEFENDANT'S ATTORNEY**

**CERTIFICATE OF THUMBPRINT**

This is to certify that the fingerprints attached to this Judgement are the above-named Defendant's fingerprints taken at the time of disposition of the above styled and numbered cause on \_\_\_\_\_.

\*Indicate here if print other than Defendants right thumbprint is placed in box:

\_\_\_\_\_  
**BAILIFF/DEPUTY SHERIFF/NOTARY PUBLIC**

Defendant's Right Thumbprint\*

- left thumbprint
- left/right index finger
- other \_\_\_\_\_