

CAUSE NO. CR31771

Original Arrest Date: 09-03-2014 Original TRN: 9230551194001

THE STATE OF TEXAS

§

IN THE 75TH JUDICIAL

V.

§

DISTRICT COURT OF

DONNA MARIE BISHOP
SID#TX-03648028

§

LIBERTY COUNTY, TEXAS

STATE'S MOTION TO REVOKE UNADJUDICATED COMMUNITY SUPERVISION

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW the State of Texas by and through her Assistant District Attorney in and for the 75TH Judicial District, and would show the Court that heretofore, to-wit: on this the 5th day of October, 2015, A.D., the said **DONNA MARIE BISHOP**, hereinafter called "Defendant", in the above styled and numbered cause, was tried in the 75TH Judicial District Court of Liberty County, Texas, in the above styled and numbered cause, for the offense of POSS CS PG 1 >= 1G < 4G, a 3rd Degree Felony, and that on such date the judge of said Court found that the evidence was sufficient beyond a reasonable doubt to support a finding of guilt for the above stated offense but deferred adjudication of guilt in accordance with the provisions of Article 42A of the Code of Criminal Procedure of the State of Texas, and the judge of said Court placed the Defendant on community supervision for a period of 6 years in accordance with the Adult Community Supervision and Parole Law of the State of Texas, conditioned, among other things, that said Defendant shall:

- ☒ (a) Commit no offense against the laws of this state or any other state of the United States, or any municipality of the State of Texas, or any governmental entity;
- ☒ (b) Avoid injurious habits. Abstain from the use or possession of narcotics, controlled substances, marihuana, alcoholic beverages, and/or any substances capable of or calculated to cause intoxication and never become intoxicated;
- ☒ (f) Report in person to the supervision officer of the 253rd and/or 75th District Court of Liberty County, Texas, today and each month thereafter on the **FIRST MONDAY** of each month or any day given to you by the Court or your probation officer;

The State would further show that after receiving said unadjudicated community supervision and during said community supervision period the Defendant has violated the terms and conditions of said community supervision in that, to-wit:

- (1) The Defendant, Donna Marie Bishop, committed the offense of Driving while License Invalid with Previous Conviction on or about the 24th day of May, 2017, in Liberty County, Texas. Said offense occurred during the Defendant's period of community supervision;
- (2) The Defendant, Donna Marie Bishop, committed the offense of Possession of Controlled Substance Penalty Group 1 >= 4G < 200G on or about the 13th day of August, 2021, in Liberty County, Texas. Said offense occurred during the Defendant's period of community supervision;
- (3) The Defendant, Donna Marie Bishop, committed the offense of Possession of Controlled Substance Penalty Group 3 < 28G on or about the 13th day of August, 2021, in Liberty County, Texas. Said offense occurred during the Defendant's period of community supervision;

- (4) The Defendant, Donna Marie Bishop, failed to abstain from the use or possession of narcotics, controlled substance, marihuana, alcoholic beverages, and/or any substance capable of or calculated to cause intoxication and never become intoxicated, to-wit: on or about the 13th day of August, 2021, the Defendant used or possessed methamphetamines. Said failure to abstain from the use or possession of methamphetamines occurred during the Defendant's period of community supervision;
- (5) The Defendant, Donna Marie Bishop, failed to abstain from the use or possession of narcotics, controlled substance, marihuana, alcoholic beverages, and/or any substance capable of or calculated to cause intoxication and never become intoxicated, to-wit: on or about the 13th day of August, 2021, the Defendant used or possessed diazepam. Said failure to abstain from the use or possession of diazepam occurred during the Defendant's period of community supervision;
- (6) The Defendant, Donna Marie Bishop, failed to report to his/her supervision officer the following months of his/her community supervision: April 2016, February 2019, November 2019, August 2020, March 2021;

WHEREFORE, the State prays that this Honorable Court order the Clerk of this Court to issue a capias for the arrest of the Defendant to have him/her brought before said Court forthwith, then and there to answer the State of Texas upon its Motion to Revoke Unadjudicated Community Supervision; that the Court conduct a hearing so that the Court may hear evidence and determine whether or not this community supervision should be revoked.


ASSISTANT DISTRICT ATTORNEY
75TH JUDICIAL DISTRICT
LIBERTY COUNTY, TEXAS

DH

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Associated Case Party: The State of Texas

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