

CAUSE NUMBER: CR31771

THE STATE OF TEXAS	§	IN THE 75TH JUDICIAL
V.	§	DISTRICT COURT OF
DONNA MARIE BISHOP	§	LIBERTY COUNTY, TEXAS

**MOTION FOR CORRECTED JUDGMENT**

Now comes the State in the above entitled and numbered cause and represents to the Court that during the July Term, 2015, of this Court, on the 5th day of October, 2015, a judgment was rendered and entered upon the minutes of this Court. Said judgment, a copy of which is attached hereto, marked "Exhibit A" and incorporated by reference for all purposes herein, is incorrect in that it reads "Date Order Entered: 30-02-2015, and Signed and entered on this 2nd day of , 2015." and said judgment should read "Date Order Entered: 10-05-2015, and Signed and entered on this 5th day of October, 2015."

WHEREFORE PREMISES CONSIDERED the State prays that after due notice and hearing the corrected judgment, attached to the order, hereto be entered upon the minutes of this Court.

Respectfully Submitted,

 10/6/15

LOGAN PICKETT  
District Attorney  
Liberty County, Texas  
1923 Sam Houston, Room 112  
Liberty, Texas 77575  
936.336.4610  
936.336.4644 Fax  
TBN 24056140

FILED  
at 2:30 o'clock P. M.

OCT 07 2015


DONNA G. BROWN  
Clerk, District Court, Liberty, TX  
BY: 

Exhibit A



CAUSE NO. CR31771 COUNT (Single Count)  
TRN: 9230551619 A001

THE STATE OF TEXAS

IN THE 75TH JUDICIAL

V.

DISTRICT COURT OF

DONNA MARIE BISHOP

LIBERTY COUNTY, TEXAS

STATE ID No.: TX 03648028

ORDER OF DEFERRED ADJUDICATION

Judge Presiding: HON. MARK MOREFIELD Date Order Entered: 30-02-2015

Attorney for State: LOGAN PICKETT Attorney for Defendant: SCOTT PAWGAN

Offense:

POSS CS PG 1 >=1G<4G

Charging Instrument:

Indictment

Statute for Offense:

Article or Section 481.115(c), Health Safety Code

Date of Offense:

09-03-2014

Degree of Offense:

3RD Degree Felony

Plea to Offense:

Guilty

Findings on Deadly

Weapon:

N/A

Terms of Plea Bargain:

☒ 6 Year(s) Deferred Adjudication Community Supervision,

☐ Substance Abuse Felony Treatment Facility (S.A.F.P.F.)

Court Costs (As Assessed By The District Clerk's Office)

\$1500.00 Fine, \$180.00 Restitution, \$250.00 Attorney Fees, 150 Community Service Hours

Plea to Enhancement Paragraph(s): N/A Plea to Habitual Paragraph(s): N/A

Findings on Enhancement Paragraph(s): N/A Findings on Habitual Paragraph(s): N/A

ADJUDICATION OF GUILT DEFERRED; DEFENDANT PLACED ON COMMUNITY SUPERVISION.

PERIOD OF COMMUNITY SUPERVISION: 6 Year(s)

<b>Fine:</b>	<b>Attorney Fees:</b>	<b>Court Costs:</b>	<b>Restitution:</b>
\$1500.00	\$250.00	As Assessed By The District Clerk's Office	\$180.00
			<b>Payable to:</b>
			Texas Department of Public Safety
			Restitution Accounting
			P.O. Box 4087
			Austin, TX 78773-0130
			HOU-1409-09091

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Sex Offender Registration Requirements do not apply. TEX. CODE CRIM. PROC. chapter 62

The age of the victim at the time of the offense was ☒ N/A

VICTIM IMPACT STATEMENT AVAILABLE: NO

Time  
Credited: N/A

All pertinent information, names and assessments indicated above are incorporated into the language of the judgment below by reference.

This cause was called for trial in Liberty County, Texas. The State appeared by her District Attorney as named above.

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.

Both parties announced ready for trial. Defendant waived the right of trial by jury and entered a plea as indicated above. The Court admonished the Defendant as required by law. It appeared to the Court that Defendant was mentally competent to stand trial, made the plea freely and voluntarily, and was aware of the consequences of this plea. The Court received the plea and entered it of record. Having heard the evidence submitted, the Court FINDS such evidence substantiates Defendant's guilt. The Court FINDS that, in this cause, it is in the best interest of society and Defendant to defer proceedings without entering an adjudication of guilt and to place Defendant on community supervision.

The Court FINDS the Presentence Investigation, if so ordered, was done according to the applicable provisions of TEX. CODE CRIM. PROC. art. 42.12 § 9.

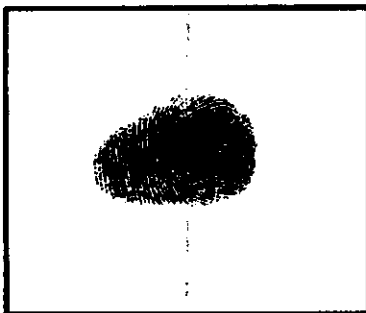
The Court ORDERS that Defendant is given credit noted above for the time spent incarcerated. The Court ORDERS Defendant to pay all fines, court costs, and restitution as indicated above.

The Court ORDERS that no judgment shall be entered at this time. The Court further ORDERS that Defendant be placed on community supervision for the adjudged period so long as Defendant abides by and does not violate the terms and conditions of community supervision. See TEX. CODE CRIM. PROC. art. 42.12 § 5(a).

Furthermore, the following special findings or orders apply: ☒ N/A

☐

Signed and entered on the 2nd day of, 2015.




Right Thumbprint

  
JUDGE PRESIDING

FILED  
at 2:51 o'clock P M

OCT 05 2015

DONNA G. BROWN  
Clerk, District Court, Liberty, TX  
BY 

STATE OF TEXAS  
COUNTY OF LIBERTY

I, Donna G. Brown, District Clerk of Liberty County, Texas, do hereby certify that the foregoing is a true and correct copy of the original record; now in my lawful custody and possession, filed on 10-5-15 as appears of record in my office.

Witness my official hand and seal of office, this

DONNA G. BROWN DISTRICT CLERK  
Liberty County, Texas

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CAUSE NUMBER: CR31771 (Single Count) TRN: 9230551619 A001

THE STATE OF TEXAS

§

IN THE 75TH JUDICIAL

v.

§

DISTRICT COURT OF

DONNA MARIE BISHOP, DEFENDANT

§

LIBERTY COUNTY, TEXAS

SID: TX 03648028

**ORDER IMPOSING CONDITIONS OF COMMUNITY SUPERVISION**

In accordance with the authority conferred by article 42.12 of the Code of Criminal Procedure, the Court has placed the Defendant on community supervision in the above styled and numbered cause for the offense of POSS CS PG 1 >=1G<4G for a period of six (6) Year(s). The Court hereby **ORDERS** the Defendant to comply with the following conditions of community supervision:

- ☒ (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;
- ☒ (c) Participate and enroll in any and all programs deemed relevant, necessary and/or beneficial to the probationer as so ordered by the Supervision & Corrections officer;
- ☒ (d) Submit yourself to monthly and/or random urine specimen analysis by authorized personnel of the Liberty County Community Supervision & Corrections Department. A urine Specimen analysis positive for any controlled substance, marihuana, or alcohol may result in adjudication of guilty or revocation of probation. The Defendant shall be responsible for payment of any and all costs of analysis;
- ☒ (e) Avoid persons or places of disreputable or harmful character;
- ☒ (f) Report in person to the supervision officer of the 253<sup>rd</sup> 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;
- ☒ (g) Permit the supervision officer to visit you at your home or elsewhere;
- ☒ (h) Work faithfully at suitable employment and notify the probation officer prior to changing employment; present written verification of employment on each report to the probation officer;
- ☒ (i) Remain within Liberty County, Texas and do not move residence out of said county without prior approval of the supervision officer and the Court;
- ☒ (j) Support your dependents;
- ☒ (k) Submit to chemical abuse evaluation immediately upon entry into the Adult Probation Program. Said evaluation will be conducted by personnel of the Liberty/Chambers County Supervision and Corrections Department. Submit to any and all treatment directed by the Supervision and Corrections Department as a result of said evaluation. The Defendant shall be responsible for payment of any and all costs of said evaluation;
- ☒ (l) In accordance with Article 42.12, Section 11 (j) of the Texas Code of Criminal Procedure, the Defendant shall provide a DNA sample under Subchapter G, Chapter 411, Government Code for the purpose of creating a DNA record of the defendant;
- ☒ (m) Pay a fine of **\$1500.00** and court costs of (As Assessed By The District Clerk's Office) and attorney fees of **\$250.00** to the Liberty County District Clerk, Liberty County, Texas, at the rate of **\$75.00** on the **FIRST MONDAY** of each month beginning on **November 2, 2015**, and continuing until paid in full;
- ☒ (n) Pay **\$180.00** restitution to: **Texas Department of Public Safety: Restitution Accounting, HOU-1409-09091, P.O. Box 4087, Austin, TX 78773-0130**; at the rate of **\$75.00** per month beginning after the court costs and fine have been paid in

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full and thereafter on the FIRST MONDAY of each month until paid in full. To be paid through the registry of the Liberty/Chambers County Community Supervision & Corrections Department;

- ☒ (o) Defendant shall pay a \$60.00 per month community supervision fee to the Liberty/Chambers County Community Supervision and Corrections Department, beginning on November 2, 2015. Each monthly payment shall be made on the FIRST MONDAY of each month thereafter;
- ☒ (p) Probationer shall work faithfully 150 hours in a COMMUNITY-BASED PROGRAM [Pursuant to C.C.P. 42.12, Sec.6(j)] under the supervision of the Supervision and Corrections Department of the 75th and 253rd Judicial Districts for Liberty County, Texas and perform community work, such as, but not limited to removing debris on the public roads and school grounds in Liberty County, and custodial services in the Liberty County Courthouse and annexes. Such work shall be performed between the hours of 8:00 o'clock a.m. and 5:00 o'clock p.m., except for the noon hour, on weekends, if the weather, in the judgment of the Chief Supervision and Corrections Officer, permits. Said probationer is to report to the Liberty County Community Supervision and Corrections Department at 418 Main Street, Liberty, Texas for such service on or before 8:00 o'clock a.m. on a date to be provided by the Liberty County Supervision and Corrections Department, and thereafter at said time and place on alternate weekends until said probationer has completed said 150 hours of public service work;
- ☒ (q) The Defendant shall submit his or her person, place of residence, and vehicle to search and seizure at any time with or without a search warrant, whenever requested to do so by any law enforcement officer or Liberty/Chambers County Supervision and Corrections Department, for the purpose of monitoring whether the defendant is complying with the terms and conditions of community supervision;
- ☐ (r) The probationer shall have no direct or indirect contact with the victim, \_\_\_\_\_, and shall stay at least 1000 yards away from the victim, \_\_\_\_\_, and/or his/her residence, school and/or work place;
- ☐ (s) Said Defendant shall be confined in the Liberty County Jail/CEC for a period of \_\_\_\_\_ days beginning on \_\_\_\_\_. ☐ Defendant shall be given credit for \_\_\_\_\_ served;
- ☐ (t) The Defendant shall submit to polygraph evaluations every \_\_\_\_\_ as instructed by the Community Supervision Officer, who shall designate the polygraph examiner to be utilized. The Defendant shall pay for any and all costs of the polygraph evaluations. ☐ The polygraph evaluations shall be administered for the purpose of determining whether the defendant has committed any new law and probation violations since the inception of the community supervision;
- ☐ (u) The probationer shall attend and successfully complete GED classes within \_\_\_\_\_ from placement on Community Service as directed by the Supervision and Corrections Department;
- ☐ (v) The Defendant shall attend and successfully complete anger management counseling and/or classes as directed by the Supervision and Corrections Department;
- ☐ (w) The probationer shall attend and successfully complete parenting classes as directed by the Supervision and Corrections Department;
- ☐ (x) Said Defendant is to report to the Liberty County Jail/CEC at 6:00 p.m., on the \_\_\_\_\_ day of \_\_\_\_\_, and remain incarcerated until 6:00 p.m., on the \_\_\_\_\_ day of \_\_\_\_\_. Thereafter the Defendant shall report on alternate Fridays at 6:00 p.m. to the Liberty County Jail/CEC and remain incarcerated until 6:00 p.m. the following Sunday. The Defendant shall continue to report to the Liberty County Jail/CEC on alternate weekends until said Defendant has served \_\_\_\_\_ in said Liberty County Jail/CEC. ☐ Defendant shall be given credit for \_\_\_\_\_ served;
- ☐ (y) The Defendant shall remain inside his/her residence from 9:00 p.m. until 6:00 a.m. each and every day for \_\_\_\_\_ of the community supervision;
- ☐ (z) The Defendant shall undergo a complete psychological/psychiatric evaluation at the directions of the Liberty County Community Supervision and Corrections Department within \_\_\_\_\_ of the Defendant being placed on community supervision. The Defendant shall attend any counseling/treatment deemed necessary by the Liberty County Community Supervision and Corrections Department after the Defendant's evaluation;
- ☒ (aa) The Defendant shall not use, carry, or possess a firearm. The Defendant shall not sell, deliver or transfer a firearm;
- ☐ (bb) As an alternative to the Texas Department of Criminal Justice, the said Defendant, shall be placed on Intensive Supervision with the Liberty County Community Supervision and Corrections Department effective immediately under the supervision of the Supervision and Corrections Department of the 75<sup>th</sup> and 253<sup>rd</sup> Judicial Districts. This period of Intensive Supervision shall not exceed \_\_\_\_\_ unless further ordered by the Court. As a condition of Intensive

Supervision the probationer shall report on the first and third Tuesdays of each and every month so long as he remains on Intensive Supervision;

- ☐ (cc) The Defendant shall serve a term of confinement and treatment in a State of Texas Contracted Intermediate Sanction Facility for a period of not less than 45 days or more than 120 days and the Defendant shall cooperate with and complete all intermediate sanction facility program requirements and abide with all rules and regulations of said facility. It is the Court's Order that said Defendant may be released in manner and on a date determined jointly by the intermediate sanction facility director and the Director of the Community Supervision and Corrections Department or their designees.  
☐ It is further ordered that the Defendant remain incarcerated in the Liberty County Jail/CEC until a space becomes available in the CCF/ISF;

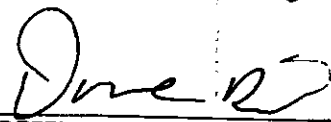
- ☐ (dd) The Defendant shall be placed on the Supervision and Corrections Department's Substance Abuse Caseload for the \_\_\_\_\_ of community supervision;

The Defendant is hereby advised that, under the laws of the State of Texas, the Court shall determine the conditions of community supervision and may, at any time during the period of supervision, alter or modify the conditions of supervision. The Court also may extend the period of supervision and has the authority to revoke the community supervision at any time during the period of supervision for any violation of the conditions.

Signed on the 2nd day of, 2015.

  
JUDGE PRESIDING

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

  
DEFENDANT

COMMUNITY SUPERVISION OFFICER

Defendant's right thumbprint



AU

FILED  
at 2:51 o'clock P M

OCT 05 2015

DONNA G. BROWN  
Clerk District Court, Liberty TX  
BY 

STATE OF TEXAS  
COUNTY OF LIBERTY

I, Donna G. Brown, District Clerk of Liberty County, Texas, do hereby certify that the foregoing is a true and correct copy of the original record, now in my lawful custody and possession, filed on 10-5-15 as appears of record in my office.

Witness my official hand and seal of office, this 10-5-15

DONNA G. BROWN DISTRICT CLERK

Liberty County, Texas

By 

CERTIFIED

COPY

CAUSE NO. CR3771 STATE OF TEXAS VS. Donna Marie Bishop  
IN THE 75<sup>th</sup> JUDICIAL DISTRICT COURT OF LIBERTY COUNTY, TEXAS

Basic Court Cost (Felony) .....	\$229.00
Peace Officers Fees: .....	

[illegible]

I, Donna G. Brown, District Clerk, certify that the above cost are an accurate assessment of fees pursuant to the laws of the State of Texas, in the above styled and numbered cause in the District Court of Liberty County, Texas.

**DONNA G. BROWN, District Clerk**  
**Liberty County, Texas**

By: Danielle Dack, Deputy

A true copy I hereby certify  
Donna G. Brown, District Clerk  
Liberty County, Texas

By [Signature] Deputy

**CERTIFIED**

**COPY**