



CASE NO. D-1-DC-15-900153 COUNT 2
INCIDENT NO./TRN: 9237083394

Filed In The District Court
of Travis County, Texas
on 5-12-17
at 3:30 P.M.
Velva L. Price, District Clerk

THE STATE OF TEXAS

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IN THE 299TH DISTRICT

v.

COURT

DAVE ROSEN

TRAVIS COUNTY, TEXAS

STATE ID No.: TX08645928

JUDGMENT OF CONVICTION BY COURT—WAIVER OF JURY TRIAL

Judge Presiding:	HON. KAREN SAGE	Date Judgment Entered:	05/04/2017
Attorney for State:	ROB DRUMMOND	Attorney for Defendant:	MIUNT RUSSELL DAVID

Offense for which Defendant Convicted:
FRAUD SELL SECURITIES >=\$100K COUNT II

Charging Instrument:	Statute for Offense:
INDICTMENT	VCS 581-27(C)(1)(c)

Date of Offense:
9/3/2009

Degree of Offense:	Plea to Offense:	Findings on Deadly Weapon:
1ST DEGREE FELONY	GUILTY	N/A

Terms of Plea Bargain:
TEN (10) YEARS TEXAS DEPARTMENT OF CRIMINAL JUSTICE

Plea to 1 st Enhancement Paragraph:	N/A	Plea to 2 nd Enhancement/Habitual Paragraph:	N/A
Findings on 1 st Enhancement Paragraph:	N/A	Findings on 2 nd Enhancement/Habitual Paragraph:	N/A

Date Sentence Imposed:	05/04/2017	Date Sentence to Commence:	05/04/2017
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Punishment and Place of Confinement: **TEN (10) YEARS INSTITUTIONAL DIVISION, TDCJ**

THIS SENTENCE SHALL RUN CONCURRENTLY.

SENTENCE OF CONFINEMENT SUSPENDED, DEFENDANT PLACED ON COMMUNITY SUPERVISION FOR N/A.

Fine:	Court Costs:	Restitution:	Restitution Payable to:
\$ N/A	\$ 284.00	\$ 1,805,605	<input type="checkbox"/> VICTIM (see below) <input type="checkbox"/> AGENCY/AGENT (see below)

Attachment A, Order to Withdraw Funds, is incorporated into this judgment and made a part hereof.

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

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

If Defendant is to serve sentence in TDCJ, enter incarceration periods in chronological order.
From 02/12/2016 to 05/04/2017 (PER JUDGE) From to From to
Time Credited:
If Defendant is to serve sentence in county jail or is given credit toward fine and costs, enter days credited below.
N/A DAYS NOTES: 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 Travis County, Texas. The State appeared by her District Attorney.

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 the plea indicated above. The Court then admonished 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 found Defendant guilty of the offense indicated above. In the presence of Defendant, the Court pronounced sentence against Defendant.

The Court FINDS Defendant committed the above offense and ORDERS, ADJUDGES AND DECREES that Defendant is GUILTY of the above offense. 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 Defendant punished as indicated above. The Court ORDERS Defendant to pay all fines, court costs, and restitution 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 Sheriff of this County to take, safely convey, and deliver Defendant to the Director, Institution Division, TDCJ. The Court ORDERS Defendant to be confined for the period and in the manner indicated above. The Court ORDERS Defendant remanded to the custody of the Sheriff of this county until the Sheriff can obey the directions of this sentence. The Court ORDERS that upon release from confinement, Defendant proceed immediately to the Travis County District Clerk's Office, 509 West 11th St, Suite 1.400. Once there, the Court ORDERS Defendant to pay, or make arrangements to pay, any remaining unpaid fines, court costs, and restitution as ordered by the Court above.

County Jail—Confinement / Confinement in Lieu of Payment. The Court ORDERS Defendant immediately committed to the custody of the Sheriff of Travis County, Texas on the date the sentence is to commence. Defendant shall be confined in the Travis County Jail for the period indicated above. The Court ORDERS that upon release from confinement, Defendant shall proceed immediately to the Travis County Sheriff's Bonding Office, 509 West 11th St, Suite 1.60J. Once there, the Court ORDERS Defendant to pay, or make arrangements to pay, any remaining unpaid fines, court costs, and restitution as ordered by the Court above.

Fine Only Payment. The punishment assessed against Defendant is for a FINE ONLY. The Court ORDERS Defendant to proceed immediately to the Office of the Travis County Sheriff. Once there, the Court ORDERS Defendant to pay or make arrangements to pay all fines and court costs as ordered by the Court in this cause.

Execution / Suspension of Sentence (select one)

The Court ORDERS Defendant's sentence EXECUTED.

The Court ORDERS Defendant's sentence of confinement SUSPENDED. The Court ORDERS Defendant placed on community supervision for the adjudged period (above) so long as Defendant abides by and does not violate the terms and conditions of community supervision. The order setting forth the terms and conditions of community supervision is incorporated into this judgment by reference.

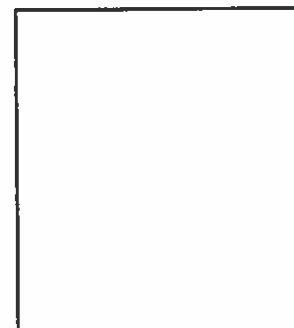
The Court ORDERS that Defendant is given credit noted above on this sentence for the time spent incarcerated.

Furthermore, the following special findings or orders apply:

Signed and entered on 05/10/2017

X 
299TH DISTRICT COURT
JUDGE PRESIDING

Clerk: JR



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STATE OF TEXAS
V.

DAVE ELLIOT ROSEN

§ IN THE 299TH JUDICIAL DISTRICT COURT
§
§ TRAVIS COUNTY, TEXAS
§
§

ATTACHMENT A – CONSOLIDATED ORDER TO WITHDRAW FUNDS

TO: INMATE TRUST ACCOUNT, TEXAS DEPARTMENT OF CRIMINAL JUSTICE
COPY TO: DAVE ELLIOT ROSEN SID #: TX08645928 TDCJ #:

GREETINGS:

THE ABOVE named Texas Department of Criminal Justice offender has of this date been assessed court costs, fees and/or fines in cause numbers (D-1-DC-15-900153; D-1-DC-16-700009 and D-1-DC-17-900071) in accordance with the sentences imposed. The Court finds that the offender was unable to pay the costs, fees and/or fines and/or restitution on the date sentenced and that funds should be withdrawn from the offender's Inmate Account. For purposes of judicial economy the Court is consolidating the prior orders entered in the causes listed above into a single Order to withdraw the unpaid court costs, fees and/or fines and/or restitution totaling the sum of \$792.00.

THE COURT ORDERS that payment be made out of the offender's Inmate Account as follows:

Pay an initial amount equal to the lesser of:

- (1) 15% of the account balance up to and including \$100, plus 25% of any portion of the account balance that is between \$100.01 and \$500 inclusive, plus 50% of any portion of the account balance that is more than \$500; or
- (2) The total amount of court costs, fees and/or fines and/or restitution that remains unpaid.

After the payment of the initial amount, the offender shall pay an amount equal to the lesser of:

- (1) 10% of each deposit in the offender's Inmate Account; or
- (2) The total amount of court costs, fees and/or fines and/or restitution that remains unpaid.

Payments are to continue until the total amount of the court costs, fees and/or fines and/or restitution are paid, or the offender is released from confinement.

On receipt of a copy of this Judgment, the department (Inmate Trust Account) shall withdraw money from Offender's Inmate Account, hold same in a separate account, and shall forward said money to the TRAVIS County District Clerk, ATTN: Criminal Accounting Division, CJC 509 West 11th Street, Suite 1.400, Austin, TX 78701, monthly.

THE COURT ENTERS THIS ORDER pursuant to Government Code, Section 501.014, on this May 04, 2017.



JUDGE PRESIDING