



No. 2010CR4475B COUNT I

INCIDENT NO./TRN: 9104119940

THE STATE OF TEXAS

IN THE 437TH DISTRICT

VS.

COURT

ALAN KEITH NELSEN

BEJAR COUNTY, TEXAS

STATE ID NO.: TX8006690

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JUDGMENT OF CONVICTION BY COURT—WAIVER OF JURY TRIAL

Judge Presiding: HON. LORI I. VALENZUELA Date Judgment Entered: 04-02-2012

Appearances: Attorney for State: JAMES H ISHIMOTO Attorney for Defendant: A L HERNDEN

Offense for which Defendant Convicted: THEFT OVER \$200,000

Charging Instrument: COUNT I OF THE INDICTMENT Statute for Offense: 31.03 PC

Date of Offense: 07-30-2009

Degree of Offense: 1ST Plea to Offense: NOLO CONTENDERE Findings on Deadly Weapon:

Terms of Plea Bargain: CAP OF EIGHTEEN (18) YEARS TDCJ-ID: \$1,500.00 FINE.

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

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

Date Sentence Imposed: 04-02-2012 Date Sentence to Commence: 04-02-2012

Punishment and Place of Confinement: 7 YRS TDCJ-ID AND A FINE OF \$ 1,500.00 IMPRISONMENT (INSTITUTIONAL DIVISION):

THIS SENTENCE SHALL RUN CONCURRENT WITH MONEY AND TIME.

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

Fine: \$ 1,500.00 Court Costs: \$ 310.00 Restitution: \$ TO BE SET Restitution Payable to: [X] VICTIM (see below) [] AGENCY/AGENT (see below)

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

If Defendant is to serve sentence in TDCJ, enter incarceration periods in chronological order.

From: 04/28/2010 To: 04/28/2010 From: 10/19/2010 To: 10/20/2010 From: 04/02/2012 To: 04/02/2012

Time From: To: From: To: From: To:

Credited: From: To: From: To: From: To:

If Defendant is to serve sentence in county jail or is given credit toward fine and costs, enter days credited below.

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 Bexar 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, Institutional 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 **Bexar County District Clerk.** 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 Bexar County, Texas on the date the sentence is to commence. Defendant shall be confined in the Bexar County Jail for the period indicated above. The Court **ORDERS** that upon release from confinement, Defendant shall proceed immediately to the **Bexar County District Clerk.** 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.

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:

N/A

Signed and entered on this APR 3 2012 day of 20

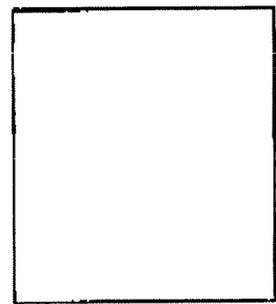
Notice of Appeal: ADVISED

Jose Valenzuela

 JUDGE PRESIDING
 LOPE I. VALENZUELA
 437TH DISTRICT COURT
 BEXAR COUNTY, TEXAS

Clerk: 30283

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