



CASE NO. 08 CR 2907 A  
TRN: 908957168X

THE STATE OF TEXAS

V.

STEPHEN BAYLISS JONES

STATE ID No.: TX08241196

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§  
§  
§  
§  
§  
§

IN THE 28TH DISTRICT

COURT

NUECES COUNTY, TEXAS

**JUDGMENT OF CONVICTION BY COURT—WAIVER OF JURY TRIAL**

Judge Presiding:	HON. NANETTE HASETTE	Date Judgment Entered:	7/12/2010
Attorney for State:	ANGELA COLE NANCY ELMILADY	Attorney for Defendant:	DAVID STITH

Offense for which Defendant Convicted:  
**THEFT**

Charging Instrument:	Statute for Offense:
INDICTMENT	31.08 Penal Code

Date of Offense:	10/28/2003 THRU 2/5/2008
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Degree of Offense:	Plea to Offense:	Findings on Deadly Weapon:
1ST DEGREE FELONY	GUILTY	N/A

Terms of Plea Bargain:  
**SEE ATTACHED COPY OF PLEA AGREEMENT**

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

Date Sentence Imposed:	7/12/2010	Date Sentence to Commence:	7/12/2010
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Punishment and Place of Confinement: **TWELVE 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:
\$ _____	\$ <u>435.00</u>	\$ 290,675.00	<input checked="" type="checkbox"/> VICTIMS (see below) <input type="checkbox"/> AGENCY/AGENT (see below) Mary Sarner, Jorge & Margaret Villarreal, Carmen Armijo, Angela Villarreal, Ted & Rachel Gonzalez, Richard Ocanas, John Hubbard, Willam & Flo East, Larry & Kimberly Lardin, John & Judy Lardin, Roland & Debra Robles

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

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

Time Credited:	From _____ to _____	From _____ to _____	From _____ to _____
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If Defendant is to serve sentence in county jail or is given credit toward fine and costs, enter days credited below.  
       DAYS      NOTES:

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 Nueces 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 Parole Division, TDCJ. 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 \_\_\_\_\_ County, Texas on the date the sentence is to commence. Defendant shall be confined in the County Jail for the period indicated above. The Court ORDERS that upon release from confinement, Defendant shall proceed immediately to the \_\_\_\_\_ 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.

**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 \_\_\_\_\_ County District Clerk. 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.

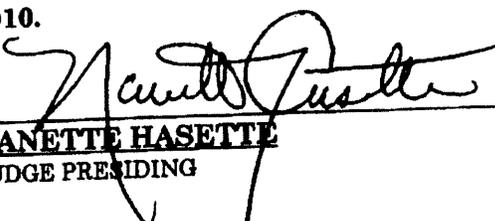
**Execution / Suspension of Sentence (select one)**

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.

Signed and entered on July 28, 2010.

X   
**NANETTE HASETTE**  
 JUDGE PRESIDING

THE STATE OF TEXAS VS. Stephen B. Jones

IN THE 28<sup>th</sup> DISTRICT COURT, NUECES COUNTY, TEXAS

**PLEA AGREEMENT**

The defendant, Stephen B. Jones, who is charged by information /

indictment in this case with the offense of Theft agrees:

to plead guilty nolo contendere to the offense of theft.

to waive all pretrial motions on file.

to waive his/her right against self incrimination and make a written/oral judicial confession under oath.

to be punished as recommended by the State.

to make restitution to the victim, \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.

In consideration of the defendant's plea of guilty/nolo contendere, the State agrees:

to recommend to the Court that punishment be assessed at confinement in the Institutional Division of the Texas Department of Criminal Justice for a term of \_\_\_\_\_ years.

to recommend to the Court that punishment be assessed at confinement in the Nueces County Jail for a term of \_\_\_\_\_ months/days.

to recommend to the Court that punishment be assessed at confinement in a State Jail Facility for a term of \_\_\_\_\_ days/months/years.

to recommend to the Court that the Defendant be ordered to pay restitution to the Texas Department of Public Safety for the cost of drug analysis in the amount of \$140.00

to recommend to the Court that the Defendant be punished by a fine of \$ \_\_\_\_\_.

to recommend to the Court that the fine of \$ \_\_\_\_\_ be suspended.

to recommend to the Court that the confinement be suspended and that the term of community supervision be for a period of \_\_\_\_\_ months/years.

to recommend that the Court defer adjudication of guilt and place the Defendant on community supervision for \_\_\_\_\_ months/years.

to recommend to the Court that as a condition of community supervision, that Defendant be ordered to:

\_\_\_\_\_  
\_\_\_\_\_

to recommend that the sentence in this case run concurrent/consecutive with the sentence(s) imposed in:

\_\_\_\_\_

to make no recommendation as to whether this sentence should run concurrent/consecutive with any other sentence.

to prosecute on the lesser-included offense of: \_\_\_\_\_

State's Exhibit #1

[ ] to dismiss the portion of the enhancement paragraph in the indictment alleging the following conditions:

[x] to dismiss the following unadjudicated charges pending against the defendant: CR-08-2903 <sup>(Securities Fraud)</sup> ; CR-08-2906 <sup>(Betting on registered securities)</sup> ; CR-08-2908 <sup>(SEDD)</sup>

[ ] to recommend to the Court that defendant be punished under Penal Code Section 12.44.

[ ] to consent to the Court's consideration of the following unadjudicated offenses in determining punishment as permitted under Penal Code Section 12.45: \_\_\_\_\_

[ ] to make no recommendation on punishment.

[x] Other agreements: That the defendant make an open plea to the Court; and that the sentence be capped at 12 years confinement in TDC;  
Attorney for the defendant approves the agreements made by the State and the Defendant.

The defendant understands the following: (1) that should the Court reject this agreement, he shall be permitted to withdraw his plea of guilty or nolo contendere, and neither the fact that he had entered the plea nor any statements made by him at the hearing on the plea may be used against the defendant on the issue of guilty or punishment in any future criminal proceeding; (2) that if the punishment assessed does not exceed the punishment recommended by the prosecutor and agreed to by the defendant and his attorney, he cannot appeal his conviction without permission of the Court for nonjurisdictional defects or errors that occurred before entry of the plea; (3) and that he may appeal his conviction only on matters raised by written motion and ruled on before trial.

[Signature]  
DEFENDANT

[Signature]  
DEFENSE ATTORNEY

Angela Cole  
PROSECUTOR

IN THE DISTRICT COURT OF NUECES  
COUNTY, TEXAS THE 28<sup>TH</sup> JUDICIAL  
DISTRICT COURT

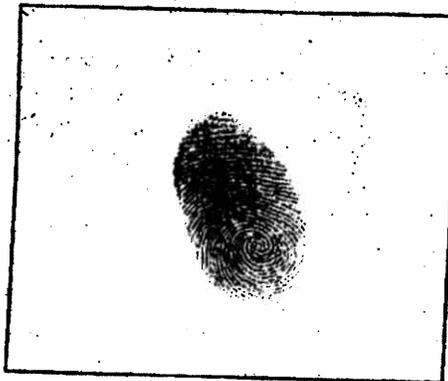
THE STATE OF TEXAS

VS

CAUSE NO. CR-08-2907-A

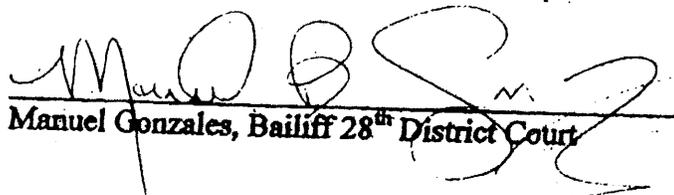
Stephen Jones

SUPPLEMENT TO JUDGEMENT OR ORDER



I, Manuel Gonzales, Bailiff of the 28<sup>th</sup> Judicial District Court, am qualified to take fingerprints. I hereby certify that on this day, I took the above print of the right thumb of the defendant at the time of disposition of this cause (other than a finding of not guilty).

Done and signed in court on 10<sup>th</sup> of July 2010

  
Manuel Gonzales, Bailiff 28<sup>th</sup> District Court

\*\*If defendant has no right thumb, then the print was taken from the following finger:  
\_\_\_\_\_

**REINDICTMENT**

**08 CR 2907 A**

TRN:

FBI NO.

DPS NO.

D.O.B. 05/22/1946

DATE OF ARREST:

ARRESTING AGENCY:

BOND:

By:

NO. 08-CR-2907-A(S1)

THE STATE OF TEXAS VS. **STEPHEN BAYLISS JONES**

CHARGE: FELONY THEFT

STATUTE: TEXAS PENAL CODE SECTION 31.09

DEGREE: FIRST

COURT: \_\_\_\_\_

\*\*\*\*\*

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

The duly organized Grand Jury of Nueces County, Texas, presents in the District Court of Nueces County, Texas, that

**STEPHEN BAYLISS JONES**, defendant,

in Nueces County, Texas, did then and there unlawfully appropriate, to wit: acquire and exercise control over property, other than real property, to wit: current money of the United States of America, from the following owners, and in the following amounts:

<u>Owner</u>	<u>Date of Appropriation</u>	<u>Amount of Appropriation</u>
Mary Garner	October 28, 2003	\$ 12,000.00
Jorge & Margaret Villarreal	December 31, 2006	\$ 1,000.00

2	Jorge & Margaret Villarreal	January 11, 2007	\$ 50.00
4	Jorge & Margaret Villarreal	January 11, 2007	\$ 50.00
5	Jorge & Margaret Villarreal	February 12, 2007	\$ 3,800.00
6	Carmen Schoggins	December 31, 2006	\$ 3,700.00
7	Angela Balarin	January 16, 2007	\$ 1,800.00
8	Ted Gonzalez	January 17, 2007	\$ 1,000.00
9	Ted Gonzalez	January 17, 2007	\$ 850.00
10	Richard Ocanas	January 22, 2007	\$ 1,850.00
11	John Hubbard	April 4, 2007	\$185,000.00
12	William East	July 17, 2007	\$ 1,000.00
13	William East	August 7, 2007	\$ 8,000.00
14	William East	August 8, 2007	\$ 11,500.00
15	Kimberly Lardin	July 13, 2007	\$ 18,500.00
16	John Lardin	July 19, 2007	\$ 18,500.00
17	Roland Robles	September 14, 2007	\$ 9,250.00
18	Debra Robles	November 20, 2007	\$ 3,700.00
19	Kimberly Lardin	February 5, 2008	\$ 4,625.00

And said appropriations were without the effective consent of said owners in that consent was induced by deception, to wit: said Defendant created and confirmed by words and conduct false impressions of fact that were likely to affect the judgment of said owners in the transactions and that the Defendant did not believe to be true; and said Defendant failed to correct false impressions of fact that were likely to affect the judgment of said owners in the transactions, that said Defendant previously

created and confirmed by words and conduct, and that said Defendant did not at the time believe to be true; and said Defendant promised performance that was likely to affect the judgment of said owners in the transactions that the Defendant did not intend to perform and knew would not be performed; and said Defendant acted with the intent to deprive said owners of said property by withholding said property permanently and for so extended a period of time that a major portion of the value and enjoyment of said property was lost to said owners, and by disposing of said property in a manner that made recovery of said property by said owners unlikely; and all of said amounts were obtained, as alleged, as part of one scheme and continuing course of conduct, and the aggregate value of the property so appropriated was \$200,00.00 or more;

against the peace and dignity of the State.

*Paul Shealle*  
FOREMAN OF THE GRAND JURY

*Quinn*  
*Sturges*  
2008 Nov 13 14:11:56

TRN:  
FBI NO.  
DPS NO.  
D.O.B. 05/22/1946  
DATE OF ARREST:  
ARRESTING AGENCY:  
BOND: \$ 50,000.<sup>00</sup> By:

NO. 08-CR-2907-A

THE STATE OF TEXAS VS. STEPHEN BAYLISS JONES

CHARGE: FELONY THEFT  
STATUTE: TEXAS PENAL CODE SECTION 31.09  
DEGREE: FIRST

COURT: \_\_\_\_\_

\* \* \* \* \*

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

The duly organized Grand Jury of Nueces County, Texas, presents in the District Court of Nueces County, Texas, that

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<u>Owner</u>	<u>Date of Appropriation</u>	<u>Amount of Appropriation</u>
1 John Hubbard	April 4, 2007	\$185,000.00
2 William East	July 17, 2007	\$ 1,000.00
3 William East	August 7, 2007	\$ 6,000.00

4	William East	August 8, 2007	\$ 11,500.00
5	Kimberly Lardin	July 13, 2007	\$ 18,500.00
6	John Lardin	July 19, 2007	\$ 18,500.00
7	Roland Robles	September 14, 2007	\$ 9,250.00
8	Debra Robles	November 20, 2007	\$ 3,700.00
9	Kimberly Lardin	February 5, 2008	\$ 4,625.00

And said appropriations were without the effective consent of said owners in that consent was induced by deception, to wit: said Defendant created and confirmed by words and conduct false impressions of fact that were likely to affect the judgment of said owners in the transactions and that the Defendant did not believe to be true; and said Defendant failed to correct false impressions of fact that were likely to affect the judgment of said owners in the transactions, that said Defendant previously created and confirmed by words and conduct, and that said Defendant did not at the time believe to be true; and said Defendant promised performance that was likely to affect the judgment of said owners in the transactions that the Defendant did not intend to perform and knew would not be performed; and said Defendant acted with the intent to deprive said owners of said property by withholding said property permanently and for so extended a period of time that a major portion of the value and enjoyment of said property was lost to said owners, and by disposing of said property in a manner that made recovery of said

property by said owners unlikely; and all of said amounts were obtained as part of one scheme and continuing course of conduct, and the aggregate value of the property so appropriated was \$200,00.00 or more;

against the peace and dignity of the State.

Colin P. Maddox  
FOREMAN OF THE GRAND JURY

INC 0809031447 SID 77505  
JONES, STEPHEN B.  
DOB 05/22/1946  
THEFT >=\$200K F1

CLERK OF DISTRICT COURT  
NEEDS SOCIETY, INC.  
2008 SEP -4 PM 5:00  
FILED PAIS, TERRELL  
*[Signature]*