



THE STATE OF TEXAS

v.

ERIC LYLE WILLIAMS

STATE ID NO.: TX 08840896

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IN THE 422ND DISTRICT

COURT

KAUFMAN COUNTY, TEXAS

JUDGMENT OF CONVICTION BY JURY

Judge Presiding:	HON. Michael Snipes	Date Judgment Entered:	17 December 2014
Attorney for State:	Bill Wirsky Toby Shook	Attorney for Defendant:	Matthew Seymour John Wright Doug Parks
<u>Offense for which Defendant Convicted:</u> Capital Murder			
<u>Charging Instrument:</u> Indictment		<u>Statute for Offense:</u> 19.03	
<u>Date of Offense:</u> 03/30/2013			
<u>Degree of Offense:</u> Capital Felony		<u>Plea to Offense:</u> Not Guilty	
<u>Verdict of Jury:</u> Guilty		<u>Findings on Deadly Weapon:</u> Yes, a Firearm	
<u>Plea to 1st Enhancement Paragraph:</u>		<u>Plea to 2nd Enhancement/Habitual Paragraph:</u>	
<u>Findings on 1st Enhancement Paragraph:</u>		<u>Findings on 2nd Enhancement/Habitual Paragraph:</u>	
<u>Punished Assessed by:</u> Jury	<u>Date Sentence Imposed:</u> 17 December 2014	<u>Date Sentence to Commence:</u> 17 December 2014	
<u>Punishment and Place of Confinement:</u> Death – Institutional Division, TDCJ			

THIS SENTENCE SHALL RUN CONCURRENTLY.

<u>Fine:</u> \$ n/a	<u>Court Costs:</u> \$ 0.00	<u>Restitution:</u> \$ n/a	<u>Restitution Payable to:</u> <input type="checkbox"/> VICTIM (see below) <input type="checkbox"/> AGENCY/AGENT (see below)
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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 04/13/13 to 12/17/14

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 Rockwall County, Texas, the Court having ordered a change of venue. 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.
It appeared to the Court that Defendant was mentally competent and had pleaded as shown above to the charging instrument. Both parties announced ready for trial. A jury was selected, impaneled, and sworn. The Indictment was read to the jury, and Defendant entered a plea to the charged offense. The Court received the plea and entered it of record.
The jury heard the evidence submitted and argument of counsel. The Court charged the jury as to its duty to determine the guilt or innocence of Defendant, and the jury retired to consider the evidence. Upon returning to open court, the jury delivered its verdict in the presence of Defendant and defense counsel.

The Court received the verdict and ORDERED it entered upon the minutes of the Court.

Punishment Assessed by Jury / Court / No election (select one)

Jury. Defendant entered a plea and filed a written election to have the jury assess punishment. The jury heard evidence relative to the question of punishment. The Court charged the jury and it retired to consider the question of punishment. After due deliberation, the jury was brought into Court, and, in open court, it returned its verdict as indicated above.

Court. Defendant elected to have the Court assess punishment. After hearing evidence relative to the question of punishment, the Court assessed Defendant's punishment as indicated above.

No Election. Defendant did not file a written election as to whether the judge or jury should assess punishment. After hearing evidence relative to the question of punishment, the Court assessed Defendant's punishment as indicated above.

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.

And on the 17th day of December, 2014 this cause being again called, the State appeared by her Criminal District Attorney Pro Tem in Rockwall County, Texas and the defendant, **ERIC LYLE WILLIAMS**, appeared in person, his counsel also being present, and the same jury being called to assess the punishment, evidence was presented to the same jury in the matter of assessing punishment. The same jury after hearing all the evidence presented by the State and the defendant for purpose of assessing punishment, and having heard argument of counsel, again retired in charge of the proper officer to consider their verdict, and afterward were again brought into court by the proper officer, the defendant and his counsel being present, and in due form of law returned into open court the following verdict, which was received by the Court and is herenow entered upon the minutes of court, to-wit:

SPECIAL ISSUE NO. 1

Do you find from the evidence beyond a reasonable doubt that there is a probability that the defendant, **ERIC LYLE WILLIAMS**, would commit criminal acts of violence that would constitute a continuing threat to society?

ANSWER: YES

SPECIAL ISSUE NO. 2

Do you find from the evidence, taking into consideration all the evidence, including the circumstances of the offense, the defendant's character and background, and the personal moral culpability of the defendant, **ERIC LYLE WILLIAMS**, that there is a sufficient mitigating circumstance or circumstances to warrant a sentence of life imprisonment rather than a death sentence be imposed?

ANSWER: NO

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.

County Jail—Confinement / Confinement in Lieu of Payment. The Court **ORDERS** Defendant immediately committed to the custody of the Sheriff of Kaufman County, Texas on the date the sentence is to commence. Defendant shall be confined in the Kaufman County Jail for the period indicated 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 Kaufman County. 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.

IT IS THEREORE, CONSIDERED, ORDERED, ADJUDGED, AND DECREED that the said Defendant, **ERIC LYLE WILLIAMS**, is guilty of the offense of **CAPITAL MURDER** and that the Defendant committed the said offense on the 30th day of March, 2013 and that the punishment of the said Defendant is fixed, as set by law, at **DEATH** and that the State of Texas do have and recover of and from the said Defendant all costs in this proceeding incurred for which let execution issue.

And the Defendant being asked by the Court if sufficient reason existed why the sentence of this Court should not be pronounced, failed to give such reason; whereupon the Court proceeded, in the presence of the said Defendant and his attorney to pronounce sentence as follows:

WHEREAS, the Defendant, **ERIC LYLE WILLIAMS**, has been adjudged guilty of the offense of **CAPITAL MURDER** by the jury and the jury having further answered that there is a probability that the defendant, **ERIC LYLE WILLIAMS**, would commit criminal acts of violence that would constitute a continuing threat to society, and the jury having further answered after taking into consideration all of the evidence, including the circumstances of the offense, the defendant's character and background, and the personal moral culpability of the

defendant), that there is **NO** sufficient mitigating circumstance or circumstances to warrant a sentence of life imprisonment rather than a death sentence be imposed,

IT IS THE ORDER AND SENTENCE OF THIS COURT that you, **ERIC LYLE WILLIAMS**, having been adjudged to be guilty of capital murder and whose punishment has been assessed by the verdict of the jury and the judgment of this Court at Death, shall be remanded to the custody of the Sheriff of Kaufman County and transported to and kept in the custody of the Director of the Institutional Division of the Texas Department of Criminal Justice, until some future date to be determined later, upon which day, at some hour after 6:00 p.m., in a room arranged for the purpose of execution, the said Director, acting by and through the executioner designated by said Director as provided by law, **IS HEREBY COMMANDED, ORDERED AND DIRECTED** to carry out this sentence of death by intravenous injection of a substance or substances in a lethal quantity sufficient to cause your death and until you are dead, such procedure to be determined and supervised by the said Director of the Institutional Division of the Texas Department of Criminal Justice.

The Clerk of this Court shall issue this Order of Execution and Death Warrant and deliver the same to the Sheriff of Kaufman County, Texas, who is hereby **ORDERED**, upon receipt, to deliver the same to the Director of the Institutional Division of the Texas Department of Criminal Justice and make due return thereof showing that this Order of Execution and Death Warrant has been served and delivered as directed.

IT IS FINALLY ORDERED that the Director of the Institutional Division of the Texas Department of Criminal Justice shall endorse the Sheriff's return showing receipt of this Order of Execution and Death Warrant.

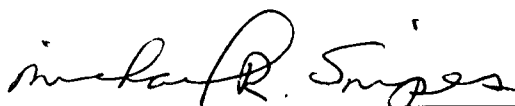
The Court **Orders** that the Defendant is given credit noted above on this sentence for the time spent incarcerated.

It is further **ORDERED** that the costs to Kaufman County for the payment of this defendant's court-appointed attorney, if any, is taxed against this defendant as court costs. The District Clerk is granted leave to amend the court costs to reflect this amount without the necessity of a further order.

Following the disposition of this cause, the defendant's fingerprints were, in open court, placed upon a Judgment Certificate of Defendant's Prints. Said Certificate is attached hereto and is incorporated by reference as part of this Judgment.

Furthermore, the following special findings or orders apply:

Signed this 17th day of December, 2014.



Michael Snipes
JUDGE PRESIDING



THE STATE OF TEXAS

v.

ERIC LYLE WILLIAMS

STATE ID No.: TX 08840896

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IN THE 422ND JUDICIAL

DISTRICT COURT

KAUFMAN COUNTY, TEXAS

JUDGMENT CERTIFICATE OF DEFENDANT'S PRINTS



Defendant's Right Thumb

Defendant's Hand

THIS IS TO CERTIFY THAT THE FINGERPRINTS ABOVE ARE THE ABOVE NAMED DEFENDANT'S FINGERPRINTS TAKEN AT THE TIME OF DISPOSITION OF THE ABOVE STYLED AND NUMBERED CAUSE.

DONE IN OPEN COURT ON THIS THE 17TH DAY OF DECEMBER, 2014.

[Signature] 554

District Clerk or Deputy

Indicate here if print other than the defendant's right thumb is placed in box:

- Left Thumbprint
- Left/Right Intex Finger
- Other: _____

FILED 12-17-14
RHONDA HUGHEY, DISTRICT CLERK
KAUFMAN COUNTY, TX
by *[Signature]* Deputy

THE STATE OF TEXAS

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IN THE 422nd JUDICIAL

V.

DISTRICT COURT OF

ERIC LYLE WILLIAMS

KAUFMAN COUNTY, TEXAS

CHARGE OF THE COURT

MEMBERS OF THE JURY:

By the verdict returned in this case you have found the defendant, Eric Lyle Williams, guilty of the offense of capital murder as charged in the indictment. It is now your duty to determine, from all the evidence in this case, the answers to certain questions called "Special Issues" in this charge. The Court instructs you in answering these "Special Issues" as follows:

1.

The mandatory punishment for the offense of capital murder of which you have found the defendant guilty is either death or confinement in the Institutional Division of the Texas Department of Criminal Justice for life without parole.

2.

You are instructed that in answering Special Issue No. 1, you shall answer "Yes" or "No".

The State has the burden of proving beyond a reasonable doubt that Special Issue

FILED 12-15-14
RHONDA HUGHEY, DISTRICT CLERK
KAUFMAN COUNTY, TX
By: Rhonda Hughey Deputy

No. 1 should be answered "Yes," and the burden of proof on this issue never shifts to the defendant.

In deliberating on Special Issue No. 1 you shall consider all the evidence admitted at the guilt or innocence stage and the punishment stage, including evidence of the defendant's background or character or the circumstances of the offense that militates for or mitigates against the imposition of the death penalty.

You may not answer Special Issue No. 1 "Yes" unless you agree unanimously.

You may not answer Special Issue No. 1 "No" unless ten (10) or more jurors agree. Members of the jury need not agree on what particular evidence supports a negative answer to Special Issue No. 1.

You are further instructed that you are not to be swayed by mere conjecture, passion, prejudice, public opinion, or public feeling in considering all of the evidence before you and in answering Special Issue No. 1.

It is not required that the State prove Special Issue No. 1 beyond all possible doubt; it is only required that the State's proof excludes all "reasonable doubt" concerning the defendant.

You are instructed that if you return an affirmative finding, that is a "Yes" answer, to Special Issue No. 1, then and only then, are you to answer Special Issue No. 2.

3.

You are instructed that in answering Special Issue No. 2, you shall answer "Yes" or "No".

You may not answer Special Issue No. 2 "No" unless you agree unanimously.

You may not answer Special Issue No. 2 "Yes" unless ten (10) or more jurors agree. Members of the jury need not agree on what particular evidence supports an affirmative answer to Special Issue No. 2.

In answering Special Issue No. 2 you shall consider mitigating evidence to be evidence that a juror might regard as reducing the defendant's moral blameworthiness.

You are again instructed that you are not to be swayed by mere conjecture, passion, prejudice, public opinion or public feeling in considering all of the evidence before you in answering Special Issue No. 2.

4.

You are instructed that if the jury returns an affirmative answer to Special Issue No. 1 and a negative answer to Special Issue No. 2, the Court will sentence the defendant to death. Should you return a negative answer to Special Issue No. 1 or an affirmative answer to Special Issue No. 2, the Court will sentence the defendant to confinement in the Institutional Division of the Texas Department of Criminal Justice for life without parole.

You are instructed that a defendant sentenced to confinement for life without parole is ineligible for release from the Texas Department of Criminal Justice on parole.

5.

You are instructed that if there is any testimony before you in this case regarding the defendant's having committed offenses other than the offense alleged against him in

the indictment in this case, you cannot consider said testimony for any purpose unless you find and believe beyond a reasonable doubt that the defendant committed such other offenses, if any were committed, and even then you may only consider the same in determining the answers to the Special Issues.

6.

Our law provides that a defendant may testify in his own behalf if he elects to do so. This, however, is a right afforded to a defendant, and in the event he elects not to testify, that fact cannot be taken as a circumstance against him. In the punishment phase of the trial, the defendant has elected not to testify, and you are instructed that you cannot and must not refer or allude to that fact throughout your deliberations or take it into consideration for any purpose whatsoever as a circumstance against the defendant.

7.

At times throughout the trial the Court has been called upon to pass on the question of whether or not certain offered evidence might properly be admitted. You are not to be concerned with the reasons for such rulings and are not to draw any inferences from them.

8.

You are instructed that any statements of counsel made during the course of the trial or during argument not supported by the evidence, or statements of law made by counsel not in harmony with the law as stated to you by the Court in these instructions, are to be wholly disregarded.

9.

You are charged that it is only from the witness stand that the jury is permitted to receive evidence regarding the case, and no juror is permitted to communicate to any other juror anything he might have heard regarding the case from any source other than the witness stand.

10.

After argument of Counsel, you will retire to begin your deliberations. It is the duty of your presiding juror to preside at your deliberations and to vote with you in arriving at a verdict.

In deliberating on this case you are not to refer to any matter or issue not in evidence before you, nor talk about this case to anyone not of your jury.

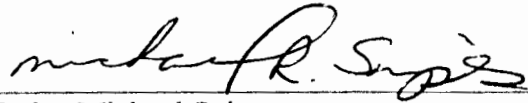
After you have retired to consider your verdict, no one has any authority to communicate with you except the officer who has you in charge. You may communicate with the Court in writing, signed by your presiding juror, through the officer who has you in charge. Do not attempt to talk with the officer, the attorneys, or the Court concerning any questions you may have.

If you as jurors disagree as to the testimony of any witnesses, you may, upon applying to the Court through your presiding juror, request to have read the Court Reporter's notes on that portion of the witness's testimony in dispute. If you desire to hear any portion of the testimony of any witness, you must certify through your presiding juror that you are in disagreement as to the testimony of the witness, and you should

request that part of the testimony on the point in dispute, and only that point which is in dispute.

You are the exclusive judges of the facts proved, of the credibility of the witnesses and of the weight to be given to the testimony, but you are bound to receive the law from the Court, which is herein given you, and be governed thereby.

You are instructed that your answers to the Special Issues shall be arrived at by due deliberation and not by drawing lots or by any other method of chance.

A handwritten signature in cursive script, appearing to read "Michael R. Snipes", written over a horizontal line.

Judge Michael Snipes
Criminal District Court No. 7
Dallas County, Texas
Sitting by Assignment

SPECIAL ISSUE NO. 1

Do you find from the evidence beyond a reasonable doubt that that there is a probability that the defendant, Eric Lyle Williams, would commit criminal acts of violence that would constitute a continuing threat to society?

ANSWER: yes

Anthony Rice
Presiding Juror

If your answer to this Special Issue is "No", and is not unanimous, then the 10 or more jurors who agree should sign individually below.

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

IF YOUR ANSWER TO SPECIAL ISSUE NO. 1 IS "YES", YOU SHALL PROCEED TO SPECIAL ISSUE NO. 2. IF YOUR ANSWER TO SPECIAL ISSUE NO. 1 IS "NO"; YOU SHALL CEASE YOUR DELIBERATIONS.

SPECIAL ISSUE NO. 2

Do you find from the evidence, taking into consideration all of the evidence, including the circumstances of the offense, the defendant's character and background, and the personal moral culpability of the defendant, Eric Lyle Williams, there is a sufficient mitigating circumstance or circumstances to warrant that a sentence of life imprisonment without parole rather than a death sentence be imposed?

ANSWER: NO

Anthony Rice
Presiding Juror

If your answer to this Special Issue is "Yes", and is not unanimous, then the 10 or more jurors who agree should sign individually below.

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

12-17-14
RONDA HUGHEY, DISTRICT CLERK
TARRANT COUNTY, TX
Ronda Hughey Deputy