

THE STATE OF TEXAS
VS.IN THE COUNTY CRIMINAL COURT AP2
DALLAS COUNTY, TEXAS**BARRIENTES, MARK ANTHONY**

SID #:07098113

TRN#:9176613747

TRS#:A001

JUDGEMENT ON NEGOTIATED PLEA OF GUILTY OR NOLO CONTENDERE
BEFORE: ☒ PRESIDING JUDGE / ☐ MAGISTRATE
COMMUNITY SUPERVISION GRANTED

DATE OF JUDGEMENT: 11/10/16

TERM October, 2016

JUDGE PRESIDING / MAGISTRATE: **JEFFERY ROSENFELD**ATTORNEY FOR STATE
MARY YEAGLEYATTORNEY FOR DEFENDANT:
SALLY GOODMANOFFENSE CONVICTED OF: **DWI 1ST .15**
CLASS A MISDEMEANORDATE OFFENSE COMMITTED: **05/04/14**

CHARGING INSTRUMENT: INFORMATION

PLEA: **GUILTY / NOLO CONTENDERE**

FINDING OF COURT: GUILTY

TERMS OF NEGOTIATED PLEA BARGAIN
(IN DETAIL) **150 DAYS / FINE ~~1000.00~~ / 18 MONTHS PROBATION**PLEA BARGAIN AGREEMENT FOLLOWED: **YES (NO)**DATE SENTENCE IMPOSED **11/10/16**COST: **YES**

PUNISHMENT AND PLACE OF CONFINEMENT:

150 DAYS CONFINEMENT IN THE DALLAS COUNTY JAIL AND A FINE OF **\$ ~~1000.00~~**DATE TO COMMENCE: **11/10/16**FINE PROBATED: **NO**

CREDIT FOR TIME SERVED:

TX.C.C.P. COUNSELING FEE, IF APPLICABLE: \$

NOT TO EXCEED \$500.00

TERMS OF COMMUNITY SUPERVISION: **18 MONTHS PROBATION**RESTITUTION / REPARATION: **NO** IF YES, NAME OF VICTIM:

ADDRESS OF VICTIM OR AGENCY TO COLLECT PAYMENTS:

AFFIRMATIVE FINDING OF FAMILY VIOLENCE, IF APPLICABLE: **NO**CASE TO RUN : **CONCURRENT WITH ALL OTHER CASES**

On this day, set forth above, the above styled and numbered cause was called for trial. The State of Texas and Defendant appeared by and through the above named attorneys and announced ready for trial. Defendant appeared in person in open court. Where Defendant was not represented by counsel, Defendant knowingly, intelligently, and voluntarily waived the right to representation by counsel.

Having been admonished of the right to a jury trial, the Defendant waived the right to a jury trial in writing and in open court with the consent and approval of the Judge or Magistrate, the Defendant's attorney, if any, and the prosecuting attorney named above. The consent and approval of the waiver of jury trial was entered of record in the minutes of the court before the Defendant entered this plea.

The Defendant entered the above plea to the charge contained in the information/indictment. If it is shown above that there was a plea bargain agreement, the Defendant was informed as to whether or not the Judge or Magistrate would follow or reject such agreement. It plainly appears to the Judge / Magistrate that Defendant is mentally competent and said plea free and voluntary, the said plea is accepted by the Judge / Magistrate and is now entered of record as the plea of the Defendant. After hearing evidence offered, the Judge / Magistrate finds the Defendant guilty of the offense as shown above and that the offense was committed by said Defendant on the date set forth above.

In the event that a pre-sentence investigation was required by statute, said pre-sentence investigation was done according to the applicable statute. If a pre-sentence report was made, the Defendant authorized, in writing, the Judge / Magistrate to inspect the report. Where the Defendant requested that a pre-sentence investigation not be made the Judge / Magistrate agreed to that request.

If this is a conviction for a DWI committed within five years of the commission of a prior DWI, defendant must install and maintain a motor vehicle interlock device on each vehicle owned or operated by defendant for one year from the date the defendant's latest license suspension under T.C.521.344 is lifted (P.C. 49.09 (h)).

☒ It is, therefore, ordered and decreed by the Judge or ☐ considered and recommended by the Magistrate that said Defendant by adjudged guilty of the offense as shown above on the date as shown above, and that said defendant is sentenced to a term of imprisonment or fine or both, as set out above, and shall be confined for the above named term in accordance with the provision by the court appointed attorney or public defender in this cause, if any, and restitution or reparation, if any, as set forth above. The Judge / Magistrate finds that the Defendant has the financial resources to enable the Defendant to offset said costs in the amount ordered.

☒ It is further ordered, adjudged and decreed by the judge or ☐ considered and recommended by the Magistrate that the imposition of sentence be suspended for a period of time as shown above. The Defendant is hereby placed on community supervision for a period of time as shown above and subject to the terms and conditions of community supervision imposed this day by law and by the Judge / Magistrate and served upon the Defendant.

If the Magistrate has heard this plea, the Judge has reviewed the findings, actions, and recommendations of the Magistrate in this cause, finds that the terms of the negotiated plea agreement in this cause have been followed and hereby adopts all findings, actions and recommendations of the Magistrate in this cause. The Defendant is hereby adjudged guilty of the offense as set out above and ordered punished in accordance with the recommendations of the Magistrate. The judgment as shown above is hereby in all things approved and confirmed, and is hereby ordered into affect. The Court approved the finding of the Magistrate that the Defendant has the financial resources to enable the Defendant to offset any fines, court costs, expenses of legal services and restitution or in the amount ordered.

Conditions of community supervision attached hereto are incorporated for all purposes as a part of the Judgment. Said conditions of community supervision include the terms of any fee payment pursuant to the Texas Code of Criminal Procedure, if applicable. Following the disposition of this cause, the Defendant's fingerprint was placed upon a Certificate of Fingerprint. Said certificate is attached hereto and is incorporated by reference as a part of this Judgment.

COMMUNITY SUPERVISION EXPIRES ON THE **10** DAY OF **November**, 2017
SIGNED AND ENTERED THIS **10** DAY OF **November**, 2016JUDGE COUNTY CRIMINAL COURT AP2
DALLAS COUNTY, TEXAS