

Cause No. ~~3173~~  
~~3216~~  
3216

The State of Texas	§	In The 154 <sup>th</sup> District
vs.	§	Court of
Tracy Eugene Frazier	§	Lamb County, Texas

**Judgment of Conviction: Sentence Suspended: Placement on Community Supervision**

Judge Presiding:	Felix Klein	Date of Judgment:	September 15, 1998
State's Attorney:	Mark Yarbrough	Defendant's Attorney:	Chris Prentice
Offense Convicted of:	Endangering a Child	Date of Conviction:	September 15, 1998
Degree of Offense:	State Jail	Date Offense Committed:	February 1, 1998
Charging Instrument:	Information		
Plea to Court:	Guilty	Verdict of Court:	Guilty
Term of Plea Agreement: In exchange for a plea of guilty to each of the allegations contained in the information filed in this case and the evidence introduced herein the State would recommend that the Court take into consideration the 12.45 adjudication of Cause # 9933 of Bailey County, Texas and further find the defendant guilty of the above stated offense and assess the defendant to confinement in the Texas Department of Criminal Justice - State Jail Division for the period of time herein stated, but suspend imposition of sentence for the period of time hereafter stated under the normal terms and conditions of community supervision normally imposed in this judicial district for the period of time herein indicated, provided the defendant agrees to abide by the terms and conditions of community supervision imposed.			
Plea to Enhancement:	N/A	Findings on Enhancement:	N/A
Finding on Special Issue:	None		
Date Sentence Suspended:	September 15, 1998	Costs:	\$211.25
Sentence of Confinement or Imprisonment:	2 years - State Jail	Fine:	\$-0-
Period of Supervision:	5 years	Date to Commence:	September 15, 1998
Payment of Restitution/Court Cost/Fine:	\$20.00/Month	Payment of Community Supervision Fee:	\$25.00/Month

**THIS SENTENCE IS TO BE SERVED CONCURRENT WITH ANY OTHER SENTENCE UNLESS OTHERWISE SPECIFIED**

On the date stated above, the above numbered and entitled cause was reached and called for trial, and the State appeared by the attorney stated above, and the Defendant and the Defendant's attorney were also present. Thereupon, both sides announced ready for trial, and the Defendant, Defendant's attorney, and the State's attorney agreed in open court and in writing to waive a jury in the trial of this cause and to submit it to the Court. The Court consented to the waiver of a jury herein. The Defendant further waived the reading of the indictment and, upon being asked by the Court as to how the Defendant pleaded, entered a plea of guilty to Endangering a Child. Thereupon, the Defendant was admonished by the Court of the consequences of said plea, and it appearing to the Court that the

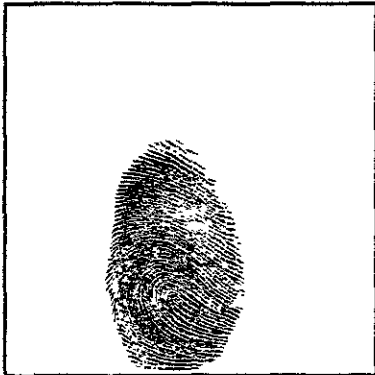
Defendant was competent to stand trial and that the Defendant was not influenced in making said plea by any consideration of fear or by any persuasion prompting a confession of guilt, the free and voluntary plea of guilty was received by the Court and is now entered of record in the minutes of the Court as the plea of the Defendant. The Court, having heard all evidence from the State and the Defendant, and having heard argument of counsel for both parties, found that there was sufficient evidence to support the Defendant's plea and found the Defendant guilty of the offense stated above.

The Defendant entered a plea of guilty in Cause #9933 in Bailey County, Texas pursuant to Section 12.45 of the Texas Penal Code and the Court has taken into consideration that plea in assessing punishment.

It is therefore ORDERED, ADJUDGED AND DECREED by the Court that the Defendant is guilty of the offense stated above, and, the Court having reviewed the presentence investigation report, the punishment is fixed as determined by the Court, and the State of Texas do have and recover of said Defendant all court costs in this prosecution expended for which execution will issue.

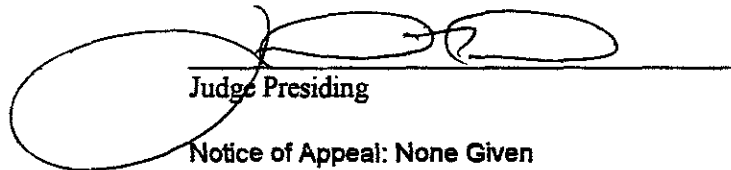
However, the Court, after due consideration, is of the opinion and so finds that the ends of justice and the best interests of the public and the Defendant will be subserved if the imposition of the sentence in this cause be suspended and the Defendant is placed on community supervision under the direction of this Court.

It is therefore ORDERED by the Court that the imposition of the sentence of 2 years in this cause is hereby suspended, and the Defendant is placed on community supervision for 5 years, subject to the conditions of supervision imposed by the Court and served on the Defendant.



Defendant's Right Thumbprint

Signed: September 17, 1998.

  
Judge Presiding  
Notice of Appeal: None Given

FILED  
IN THE OFFICE  
OF THE DISTRICT CLERK

SEP 29 1998

AT 3:00 P.M. O'CLOCK  
TERESA McGAA  
LAMB COUNTY DISTRICT CLERK