



NO. 15-DCR-68813

THE STATE OF TEXAS                    §    IN THE DISTRICT COURT OF  
 VS.    §    FORT BEND COUNTY, TEXAS  
 JEFFREY RAY FILLA                    §    400TH JUDICIAL DISTRICT

JUDGMENT

(Plea of Guilty and Waiver of Jury Trial)  
 (Deferred Adjudication)

Judge Presiding: <b>MAGGIE PEREZ-JARAMILLO</b>	Date of Judgment: <b>JULY 6, 2017</b>
Attorney for State: <b>ABDUL FARUKHI</b>	Attorney for Defendant: <b>LEE COX</b>
Offense for which Deferred Adjudication was granted: <b>MISAPPLICATION FIDUCIARY/FINANCIAL PROPERTY &gt;=\$200K</b>	Date Offense Committed: <b>OCTOBER 6, 2008 – APRIL 1, 2014</b>
DEGREE: <b>F1</b>	Findings on use of Deadly Weapon: <b>N/A</b>
Charging Instrument: <b>INDICTMENT</b>	Plea: <b>GUILTY</b>
Period of Probation: <b>10 YEARS</b>	Court Costs: <b>\$333.00</b>

Recitation of Judgment

In the 8<sup>th</sup> day of July, 2016, the above entitled and numbered cause was regularly reached and called for trial. The State appeared by her District Attorney, named above, and the defendant, named above, appeared in person, with defendant's counsel, named above, also being present.

Thereupon, the District Attorney and the defendant announced "ready" for trial, and represented to the Court that the defendant, defendant's counsel, and the State's attorney have agreed in writing in open court to waive a jury in the trial of this cause and to submit this cause to the Court.

The Court having consented to the waiver of the jury herein, the defendant waived the reading of the indictment, stating he understood the charges against him, and the defendant being, asked by the Court as to how the defendant pleaded, the defendant entered a plea as indicated above to the allegations relied on by the State. And the Court, having admonished the defendant as required by law, and the defendant, having received and understood the Court's written admonishments, and it appearing, to the Court that the said defendant is mentally competent to stand trial, that the plea is freely and voluntarily made, and that the defendant is aware of the consequences of his plea, the said plea is received by the Court and is here now entered of the record in the minutes of the Court as the plea herein of the said defendant.


The Court finds that the offense to which the defendant has plead was committed on the above indicated date. The Court further finds that there was no "plea-bargaining agreement between the State and the defendant and that the punishment assessed does not exceed the range of punishment required by law.

The Court recessed for the preparation of a pre-sentence investigation report. On the 6<sup>th</sup> day of July, 2017, this court received the pre-sentence investigation and other evidence during the punishment hearing resulting from the defendant's plea of guilty. After hearing the evidence and finding that it substantiates the defendant's guilt, is of the opinion, and so finds that the said defendant has never been convicted of a felony in this or any other state, and is otherwise eligible for probation under the provision of article 42.12 of the Texas Code of Criminal Procedure, and is further of the opinion, and so finds, that the ends of justice and the best interests of both the public and the defendant will be served by deferring further proceedings without entering an adjudication of guilt pursuant to Article 42.12 of the Texas Code of Criminal Procedure.

It is therefore **ORDERED, ADJUDGED and DECREED** that further proceedings in this cause shall be and are hereby deferred and the defendant is hereby placed on probation for the above indicated period from this date, under the supervision of this Court and the Adult Community Supervision and Corrections Office of Fort Bend County, Texas, subject to the conditions of probation set out in Exhibit A attached hereto and incorporated herein for all purposes, the same as if fully-at-length verbatim herein.

All Findings, Orders, and notations set out in the foregoing Standardized Commencement are adopted in this Recitation of Judgment and are to be given full force and effect as if set out fully, and the entire document is to be considered the Courts Judgment.

SIGNED this the 06 day of July, 2017.

  
The Honorable Maggie Perez-Jaramillo  
400<sup>th</sup> Judicial District Court  
Fort Bend County, Texas

**FILED**

JUL 06 2017

AT 11:14 A.M.  
Christina Rios  
Clerk District Court, Fort Bend Co., TX

Official

THE STATE OF TEXAS

§ IN THE DISTRICT COURT OF

VS.

§ FORT BEND COUNTY, TEXAS

JEFFREY RAY FILLA

§ 400TH JUDICIAL DISTRICT COURT

CONDITIONS OF PROBATION

EXHIBIT "A"

- A. Commit no offense against the laws of this state or of any other state of the United States;
- B. Avoid any use of dangerous drugs, controlled substances, marijuana and alcoholic beverages;
- C. Avoid persons or places of disreputable or harmful character (including frequenting or going about places where intoxicating beverages are sold);
- D. Report, in person, to the Fort Bend County Community Supervision and Corrections Department during the normal working hours of said department, and on today's date and on the same date of each month thereafter unless a different date, within one calendar month is agreed to by yourself and your Community Corrections officer; and obey all the rules and regulations of the Fort Bend County Community Supervision and Corrections Department. Refrain from disorderly conduct, abusive language or disturbing the peace while present at any Fort Bend County Community Supervision and Corrections Department or facility.
- E. Permit the Community Corrections officer to visit you at your home or elsewhere;
- F. Work faithfully at a suitable employment as far as possible, and provide verification at each office visit; *Defendant is not allowed to handle the finances or terms of current or intended business or 2nd job.*
- G. Remain within the limits of the State of Texas unless you have received prior written permission from the Court through your Community Corrections officer to leave the State. You are not permitted to change your place of residence unless you receive prior permission from the Court through your Community Corrections officer;
- H. Pay to the Fort Bend County Community Supervision and Corrections Department a fee of ~~\$60.00~~ *to per document with cause no. 15DCR-68813* during the normal working hours of the Fort Bend County Community Supervision and Corrections Department on today's date and on the same date of each month thereafter during your term of probation;

- I. Support your dependents, if any (this includes the payment of all court ordered child support);
- J. Notify your Community Corrections officer within 24 hours of any change of employment;
- K. Submit an accurately completed and signed Probationer's Monthly Report to your Community Corrections officer;
- L. You are to submit to random test for alcohol and/or drugs by the Fort Bend County Community Supervision and Corrections Department. Provide proof of any medication legally prescribed to you prior to submitting a specimen. The fee for said test shall be paid by you to the Fort Bend County Community Supervision and Corrections Department within ten (10) days of the giving of a specimen;
- M. Pay your court costs in the amount of \$ 333<sup>00</sup>, on or before the 6<sup>th</sup> day of Feb, 2018; Said payments will be made through the Fort Bend County Community Supervision and Corrections Department;
- N. Pay your fine in the amount of \$ \_\_\_\_\_, in equal monthly installments of \$ \_\_\_\_\_ with the first installment due on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, and a like installment due on the same day of each month thereafter until paid in full; Said payments will be made through the Fort Bend County Community Supervision and Corrections Department;
- O. Pay restitution in the amount of \$ 807<sup>00</sup> in equal installments of \$ 675<sup>00</sup> with the first payment due on the 6<sup>th</sup> day of August, 2017 and a like installment due on the same day of each month thereafter until paid in full. Said payments will be made through the Fort Bend County Community Supervision and Corrections Department; Defendant is required to pay \$750 per month until defendant obtain 2nd employment and monthly amount to be evaluated to Jones's 7-6-17 to be paid \$10,000 to be paid to Run CCIS-DC 068816
- P. Reimburse Fort Bend County for your court-appointed attorney's fees in the amount of \$ \_\_\_\_\_, payable as follows: In equal installments of \$ \_\_\_\_\_ with the first payment due on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, and a like installment due on the same day of each month thereafter until paid in full; Said payments will be made through the Fort Bend County Community Supervision and Corrections Department;
- Q. The defendant is to serve 30 days in the Fort Bend County jail, to be served as follows:  
 Beginning instanter/on the 6 day of July, 2017, or To Run CC07 15-DCR  
 WEEKENDS beginning at \_\_\_\_\_ am/pm on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, through \_\_\_\_\_ am/pm on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, and 068816 on each succeeding weekend thereafter until said days in jail are fully served;

R. The defendant is to complete 100 hours of Community Service Restitution for Fort Bend County as assigned by the Community Service Restitution Coordinator at a rate of not less than four hours per week starting by, but not later than, 30 days from the date of this order. The hours are to be completed by the 6 day of 2019; To Run CC 07 15-DCR-048816 February

S. The defendant is to complete within 30 days of this order, a drug/alcohol evaluation through an agency which offers such services and which is approved by the Fort Bend County Community Supervision and Corrections Department. If the treatment is necessary, the defendant shall abide by any and all treatment directives, comply with the rules and regulations of the approved agency and pay all costs incurred for such services. The defendant shall continue in said treatment until successfully completed as stated, in writing, by the defendant's counselor and Community Corrections Officer;

T. Complete within 30 days from the date of this order, an evaluation through the Fort Bend County Community Supervision and Corrections Department's Literacy Lab. If the average skill level required under Article 42.12, section 11(c) is not met, the defendant is to participate in a literacy program until meeting the required skill level and at the direction of the Fort Bend Community Supervision and Corrections Department as approved by the Judge of this Court;

U. The defendant is to make a one-time payment of \$100.00 to the local Crime Stoppers. Said payment is due within 90 days of the date of this order;

V. The defendant is to make a \$100.00 payment to the "crime victims" program, as defined by Article 56.01 of the Texas Code of Criminal Procedure. Said payment is due within 30 days of the date of this order. Further, if the victim of this offense is paid any monies pursuant to the "crime victims" program, the defendant is hereby ordered to reimburse the general fund for any amount paid from that fund for any amount paid from that fund to the victim;

W. The defendant will submit a blood sample or other specimen to the Texas Department of Public Safety, under Subchapter G, Chapter 411 of the Texas Government Code, for the purpose of creating a DNA record of the defendant within 90 days of the date of this order;

X. The defendant is to make a payment of \$25.00 if the defendant seeks to pay the fine, court costs, or restitution over a period of time rather than immediately. Said payment is due within 30 days of the date of this judgment; Said payments will be made through the Fort Bend County Community Supervision and Corrections Department;

Y. Do not possess, ship, transport, or receive any firearms or ammunition.

Z. The defendant is to complete within 30 days of this order, a risk assessment by the Community Supervision and Corrections Department or an agency approved by the judge

department, and if deemed necessary, participate in the Fort Bend County Sanction's Court, successfully complete required treatment programs and to follow all rules and regulations of said court;

AA. The defendant shall not use any device or substance to adulterate a drug test. A urine sample which has a specific gravity of less than 1.003, less than 20 mg/dl of creatine, a pH of less than 3 or which contains pyridine, chromium, glutaraldehyde, squalene or potassium nitrate is prima facie evidence of adulteration;

*BB. Defendant is required to obtain outside (2nd) employment while on probation. Defendant is not allowed to work handling finances or books.*

Official

**SPECIAL AMENDMENT TO TERMS OF COMMUNITY SUPERVISION  
CAUSE # 15-DCR-068813 JEFFREY RAY FILLA**

**CONDITION SA1**

The defendant shall obtain, install and maintain, at his own expense, an **ignition interlock device** equipped with camera within 30 days of this order in each and every vehicle operated by the defendant, and shall pay all fees and costs for said alcohol interlock device for the period of supervision. Further, the defendant shall comply with all rules and regulations as it concerns the obtaining, installation, maintenance and usage of said alcohol interlock device. The defendant agrees to display said interlock device to the Community Supervision Department upon their request. In the event of no valid Driver's License or access to vehicles, the In-Hom requirement to be activated.

**CONDITION SA2**

Defendant will install and obtain the **In-Home Interlock / Deep Lung** mechanism, equipped with camera, installed within 30 days of this order. Defendant is to pay the expense of the device and have this device as long as he does not have a restricted Texas Driver's License and Ignition Interlock device installed and for the period of supervision. Further, the defendant shall comply with the rules and regulations as it concerns obtaining, installation, maintenance and usage of said alcohol device. The defendant agrees to display said device to the Community Supervision Department upon their request.

**CONDITION SA3**

Within sixty (60) days of the date of this order, the defendant is to provide proof of a **restricted driver license** issued by the Texas Department of Public Safety, which allows the defendant to operate a motor vehicle, equipped with a deep-lung breath analysis mechanism. If the defendant fails to do so by said date, the defendant is to immediately surrender his/her current driver license to the assigned community supervision officer and driving privileges will be suspended until such time that a restricted driver license has been secured.

**CONDITION SA4**

The defendant shall submit to **SCRAM** (Secure Continuous Remote Alcohol Monitor) monitoring by the Fort Bend County Community Supervision and Corrections Department beginning on \_\_\_\_\_ for minimum of (90) days and shall continue on the monitor until released by the Community Supervision and Corrections Department. The defendant agrees to be financially responsible for the SCRAM device and pay the daily monitoring costs for the period he is under monitor supervision. The defendant shall pay a deposit of \$500 no later than \_\_\_\_\_.



**CONDITION SA5**

The defendant shall participate in the Fort Bend County Community Supervision and Corrections Department's **following Electronic Monitoring Program** as noted below:

- Home Confinement/Radio Frequency Monitoring
- Passive Satellite Monitoring
- Active Satellite Monitoring

The defendant shall begin said monitoring on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, and shall continue in said program until \_\_\_\_\_. The defendant shall abide by all rules and regulations of the Fort Bend County Community Supervision and Corrections Department's Electronic Monitoring program, with the following noted exceptions:

- Home curfew to begin \_\_\_\_\_ PM until \_\_\_\_\_ AM.
- Other scheduled modifications/allowances to include: \_\_\_\_\_

The defendant shall pay all the required monitoring costs and equipment/security deposit to the Fort Bend County Community Supervision and Corrections Department.

**CONDITON SA6**

The defendant is to attend a **Victim Impact Panel** at the direction of the Fort Bend County Community Supervision and Corrections Department no later than the 90 days of the date of this order. The defendant will be responsible for any costs of the program and provide your officer with satisfactory written verification of attendance.

**CONDITION SA7**

The defendant will attend and successfully complete a **Texas DWI Repeat Offenders Program** at the direction of the Fort Bend County Community Supervision and Corrections Department within 180 days of the date of this order. The defendant will be responsible for any costs of the program and provide your officer with satisfactory written verification of attendance.

**CONDITION SA8**

The defendant will attend and successfully complete a **Texas Drug Offenders Program** at the direction of the Fort Bend County Community Supervision and Corrections Department within 180 days of the date of this order. The defendant will be responsible for any costs of the program and provide your officer with satisfactory written verification of attendance.

**CONDITION SA9**

The defendant is to attend, participate and successfully complete the "**Prison Deterrence Education**" program within the next 180 days as directed by the Fort Bend County Community Supervision and Corrections Department.

**CONDITION SA10**

The defendant will attend and successfully complete a ~~Parenting Class Program~~ at the direction of the Fort Bend County Community Supervision and Corrections Department within 180 days of the date of this order. The defendant will be responsible for any costs of the program and provide your officer with satisfactory written verification of attendance.

**CONDITION SA11**

The defendant is to attend and successfully complete an ~~Anti-Theft Program~~ within 180 days of the date of this order. The defendant will be responsible for any costs of the program and provide your officer with satisfactory written verification of attendance.

**CONDITON SA12**

The defendant will enroll and successfully complete a ~~Domestic Violence Program~~ at the direction of the Fort Bend County Community Supervision and Corrections Department within 190 days of the date of this order. The defendant will be responsible for any costs of the program and provide your officer with satisfactory written verification of attendance.

**CONDITION SA13**

The defendant will enroll and successfully complete an ~~Anger Management Program~~ at the direction of the Fort Bend County Community Supervision and Corrections Department within 180 days of the date of this order. The defendant will be responsible for any costs of the program and provide your officer with satisfactory written verification of attendance.

**CONDITION SA14**

Defendant is to attend # ~~AA/NA meetings per week~~ and to provide written verification of said attendance to his Community Corrections Officer at each office visit until \_\_\_ day of \_\_\_ 2016.

**CONDITION SA15**

The defendant is to participate in the Fort Bend County Community Supervision and Corrections, **Specialized Caseload**, until successfully discharged from the said program.

- Mental Impairment Caseload
- Substance Abuse Caseload
- Substance Abuse Aftercare Caseload

**CONDITION SA16**

The defendant is to make a one-time payment of \$100.00 to the ~~Fort Bend County Women's Center~~. Said payment is due on the \_\_\_ day of \_\_\_, 20\_\_\_;

**CONDITION SA17**

The defendant is to write an ~~Apology Letter~~ with the approval of the Fort Bend County Community Supervision and Corrections Department no later than the 60 days of the date of this order.

**CONDITION SA18**

The defendant is to complete within 30 days of this order, a ~~psychological evaluation~~ through an agency which offers such services and which is approved by the Fort Bend County Community Supervision and Corrections Department. If the ~~treatment is deemed necessary, the defendant shall abide by any and all treatment directives, comply with the rules and regulations of the approved agency and pay all costs incurred for such services. The defendant shall continue in said treatment until successfully completed as stated, in writing, by the defendant's~~ counselor and Community Corrections Officer;

**CONDITION**

IT IS SO ORDERED. SIGNED on this the 6th day of July, 2017

*Maggie S. Pruitt*  
Judge Presiding

**FILED**

JUL 06 2017

AT 11:14A M  
*Cheri Renee Stone*  
Clerk District Court, Fort Bend Co., TX

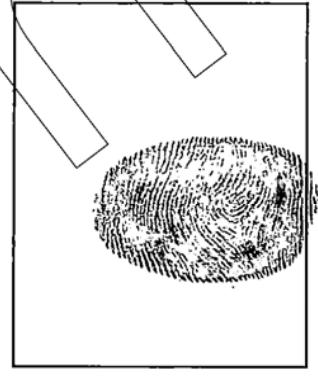
Official

ACKNOWLEDGMENT

I, the defendant, hereby acknowledge that I have received a copy of the terms and conditions of probation set forth in "EXHIBIT A".

  
\_\_\_\_\_  
Defendant

Signed on this the 6th day of July, 2017



Defendant's Right thumb-print, taken by:

  
\_\_\_\_\_  
Name/Title

Signed on this the 6th day of July, 2017

Your probation officer is Anthony Mayshud