



CASE NO 152587501010  
INCIDENT No /TRN 9172227192A001

THE STATE OF TEXAS

§  
§  
§  
§  
§  
§  
§

IN THE 228TH DISTRICT

v.

COURT

ALBERT, TONY

HARRIS COUNTY, TEXAS

STATE ID No TX08395409

**ORDER OF DEFERRED ADJUDICATION**

Judge Presiding **HON. MARC CARTER** Date Order Entered **07/05/2017**

Attorney for State **LAUREN BYRNE** Attorney for Defendant **MUHAMMAD, ATHILL A.**

Offense  
**DISARMING POLICE OFFICER**

Charging Instrument **INDICTMENT** Statute for Offense **N/A**

Date of Offense  
**10/03/2016**

Degree of Offense **STATE JAIL FELONY** Plea to Offense **GUILTY** Findings on Deadly Weapon **N/A**

Terms of Plea Bargain  
**2 YEARS DADJ**

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**

**ADJUDICATION OF GUILT DEFERRED;  
DEFENDANT PLACED ON COMMUNITY SUPERVISION.**

**PERIOD OF COMMUNITY SUPERVISION: 2 YEARS**

Fine **N/A** Court Costs **As Assessed** Restitution **\$ N/A** Restitution Payable to  VICTIM (see below)  AGENCY/AGENT (see below)

Sex Offender Registration Requirements do not apply to the Defendant. TEX CODI CRIM PROC chapter 62

The age of the victim at the time of the offense was **N/A**.

Time Credited **105 DAYS NOTES TOWARD FINE AND COSTS**

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 Harris County, Texas The State appeared by her District Attorney as named above

**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 a plea as indicated above The Court admonished the 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

**RECORDER'S MEMORANDUM**  
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at the time of imaging.

submitted. the Court FINDS such evidence substantiates Defendant's guilt. The Court FINDS that, in this cause, it is in the best interest of society and Defendant to defer proceedings without entering an adjudication of guilt and to place Defendant on community supervision.

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 that Defendant is given credit noted above for the time spent incarcerated. The Court ORDERS Defendant to pay all fines, court costs, and restitution as indicated above.

The Court ORDERS that no judgment shall be entered at this time. The Court further ORDERS that Defendant be placed on community supervision for the adjudged period so long as Defendant abides by and does not violate the terms and conditions of community supervision. See TEX CODE CRIM PROC art 42.12 § 5(a).

The Court ORDERS that Defendant is given credit noted above on this sentence for the time spent incarcerated. The Court further ORDERS that if the defendant is convicted of two or more offenses in a single criminal action, that each cost or fee amount must be assessed using the highest category of offense. Tex Code Crim P art 102.073.

**Furthermore, the following special findings or orders apply:**

**APPEAL WAIVED. NO PERMISSION TO APPEAL GRANTED**

**RELEASE Defendant TO DDRP PROGRAM**

Signed and entered on 07/05/2017

LCB/12/1 994

*[Handwritten Signature]*  
MARC CARTER  
JUDGE PRESIDING

Notice Appeal Filed

Mandate Received

Def Received on at  AM  PM

By, Deputy Sheriff of Harris County

Clerk L GARZA  
Case 152587501010  
Name ALBERT, TONY

FIN (CAS 2010)

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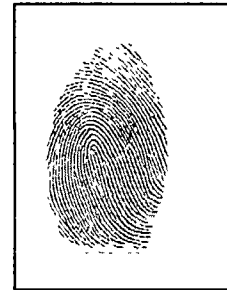
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LCBT

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## CONDITIONS OF COMMUNITY SUPERVISION

THE STATE OF TEXAS  
VS.  
TONY ALBERT

IN THE Veterans COURT/228th DISTRICT  
COURT OF  
HARRIS COUNTY, TEXAS  
CAUSE NUMBER 152587501010

On this the 5th day of July, 2017, you are granted 2 Years community supervision for the **State Jail** felony offense of DISARMING POLICE OFFICER in accordance with section 5 of Article 42.12, Texas Code of Criminal Procedure, in the Veterans COURT/228th District Court of Harris County, Texas, by the Honorable MARC CARTER Judge Presiding. It is the order of this Court that you abide by the following Conditions of Community Supervision:

- (1) Commit no offense against the laws of this or any other State or of the United States. You are to report any arrests within 24 hours.
- (2) Not use, possess, or consume any illegal drug or prescription drug not currently prescribed to you by a medical professional. You shall bring all current prescription bottles to your Community Supervision Officer. If new medication is prescribed, you must bring the new prescription bottle by your next scheduled report date.
- (3) Report to the Community Supervision Officer as directed for the remainder of the supervision term unless so ordered differently by the Court.
- (4) Permit a Community Supervision Officer to visit you at your home, place of employment or elsewhere.
- (5) Work at suitable employment and/or attend school full-time. Present either verification of employment or provide a log of all attempts to secure employment to your Community Supervision Officer as directed. You must notify HCCSCD of any change in your employment status by your next scheduled reporting date.
- (6) Abide by the rules and regulations of the Harris County Community Supervision and Corrections Department (hereinafter referred to as HCCSCD).
- (7) Remain within Harris County, Texas or any counties directly touching Harris County, Texas. You may not travel outside these locations unless you receive prior written permission from the Court through your Community Supervision Officer.
- (8) Notify HCCSCD by your next report date of any change in residence.
- (9) Submit a non-diluted, valid, unaltered sample for the purpose of alcohol/drug monitoring at the request of the HCCSCD.
- (10) Participate in the HCCSCD Community Service Restitution Program (CSRP). You shall perform 0 hours as directed by HCCSCD CSRP policy. Hours must be completed 60 days prior to termination.
- (11) Submit to a screening and/or assessment through HCCSCD Assessment Unit by 07/05/2017.
- (12) Submit to an evaluation of your educational skill level by 08/05/2018. If it is determined that you have not attained the average skill of students who have completed the sixth grade in public schools in this State, you shall participate in a program that teaches functionally illiterate persons to read. If you are non-English speaking, you will participate in English as a Second Language (ESL) program, if it is determined there is a need in order for you to meet the state mandate beginning upon referral until successfully discharged or released by further order of the Court.
- (13) Support your dependents as required by law. Provide your Community Supervision Officer with a certified copy of all court orders requiring payment of child support.
- (14) Not ship, transport, possess, receive, or purchase a firearm, altered firearm, or ammunition, or attempt to ship, transport, possess, receive, or purchase a firearm, altered firearm, or ammunition.
- (15) Pay the following fees through HCCSCD. All payments MUST be in the form of a Money Order, Cashier's Check or credit card. Credit card can be used to submit online payments at <http://www.go2gov.net/go/hccscd>. A \$ 2.00 transaction fee will be charged by HCCSCD to process each payment.

## CONDITIONS OF COMMUNITY SUPERVISION

For: TONY ALBERT

Cause: 152587501010

- 15.1 Pay a Supervision Fee at the rate of \$ 60.00 per month for the duration of your community supervision beginning 08/05/2018 to HCCSCD.
  - 15.2 Pay a \$ 12.50 fee for an Offender Identification Card by 08/05/2018 to HCCSCD.
  - 15.3 Pay a one- time fee of \$ 100.00 to HCCSCD for the purpose of screening and assessment.
  - 15.4 Pay a Fine of \$ 0.00 and Court Costs at the rate of \$ 50.00 per month beginning 08/05/2018 to Harris County through HCCSCD. Court grants credit for 105 days served. .
  - 15.5 Pay Donation of \$ 50.00 to HOUSTON FOOD BANK by 08/05/2018 through HCCSCD.
  - 15.6 Pay \$ 10.00 per month to cover expenses of drug testing.
- (16) Not use, consume, or possess alcoholic beverages.
- (17) Attend residential treatment at **Dual Diagnosis Residential Program (DDRP)**, as assessed, beginning 07/05/2017. Remain in this facility under custodial supervision until discharged from the program. Upon discharge, you will comply with your discharge plan until successfully discharged or released by further order of the Court.

Unofficial Copy Office of Chris Daniel District Clerk


**CONDITIONS OF COMMUNITY SUPERVISION**

For: TONY ALBERT

Cause: 152587501010

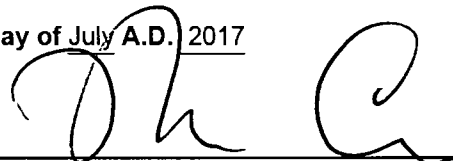
I understand that under the laws of this State, the Court shall determine the terms and conditions of Community Supervision, and may alter or modify said conditions during the period of Community Supervision. I further understand that failure to abide by these Conditions of Community Supervision may result in the revocation of Community Supervision or an adjudication of guilt.

Community Supervision expires the 4th day of July A.D. 2019

  
\_\_\_\_\_  
TONY ALBERT, DEFENDANT

July 5, 2017  
DATE

Signed this 5th day of July A.D. 2017

  
\_\_\_\_\_  
MARC CARTER, PRESIDING JUDGE

  
\_\_\_\_\_  
DENNIS DAVIS, CLO/CSO OFFICER

July 5, 2017  
DATE

SPN: 02433015

PLEA: GUILTY



Defendant's Right Thumbprint

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