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August 16, 2011

To: Office of Court Administration
 Attention: Judicial Information
 P O Box 12086
 Austin, Texas 78711-2086

**Jury Charges and Sentences in Capital Cases Pursuant to: Texas Government Code
 Section 72.087 (c) (Session Laws Ch. 390, 80th Legislature):**

Defendant: Albert James Turner has been convicted for the offense of CAPITAL MURDER

Cause Number:	10-DCR-054233
District Court:	268th Judicial District Court
County:	Fort Bend
Charge of the Court (Guilt or Innocence):	May 31, 2011
Date of Verdict (Guilt or Innocence):	May 31, 2011
Charge of the Court (Punishment):	June 7, 2011
Judgment on Jury Verdict of Guilty:	June 7, 2011

CERTIFIED under my hand and seal of office on this the 16th day of August, 2011.

DISTRICT CLERK ANNIE REBECCA ELLIOTT
 Fort Bend County, Texas

By:

Michelle Jochen
 Deputy District Clerk Michelle Jochen
 Telephone: (281) 341-4510

CAUSE NO. 10-DCR-054233

STATE OF TEXAS

§

IN THE DISTRICT COURT OF

VS.

§

FORT BEND COUNTY, TEXAS

ALBERT JAMES TURNER

§

268TH JUDICIAL DISTRICT COURT

On the 18th day of April 2011, this cause was called for trial, and the State appeared by her District Attorney, and the Defendant, **ALBERT JAMES TURNER**, appeared in person in open court, his attorneys, Pat McCann and Tyrone Moncrief also being present, and the said Defendant having been duly arraigned, entered a plea of NOT GUILTY to the charge contained in the indictment herein, both parties announced ready for trial, and thereupon a jury was selected and seated consisting of Traci Munsey and eleven others, who were duly sworn. Thereupon the indictment was read and the Defendant entered his plea of NOT GUILTY to the following charge contained in the indictment and read to the jury by the State: Capital Murder.

All of the evidence was presented by both the State and the Defendant and the charge was read to the jury by the Court and thereupon the jury heard the arguments of both sides and retired in charge of the proper officer to consider of their verdict and afterward were brought into open court by the proper officer, the Defendant and his attorney being present, and returned the following verdict which was received by the Court and is here now entered upon the minutes of the Court, to-wit:

"We, the jury, find the Defendant, **ALBERT JAMES TURNER**, guilty of the offense of Capital Murder."

Signed _____ /s/

Traci Munsey
Presiding Juror

And on this the 31st day of May 2011, this cause being again called, the State appeared by her District Attorney and the Defendant, **ALBERT JAMES TURNER**, appeared in person, his attorney 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 the purpose of assessing punishment, and after having heard argument of counsel, again retired in charge of the proper officer to consider of the verdict, and afterward were again brought into court by the proper officer, the Defendant and his attorney being present, and on June 7, 2011 the jury returned into open court the following verdict, which was received by the Court and is here now entered upon the minutes of the Court, to-wit:

10-DCR-054233
COWLEY
Conviction - Not Guilty Plea Jury Verdict
117288



Special Issue No. 1

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

Answer: "Yes."

_____/s/
Traci Munsey
Presiding Juror

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, that there is a sufficient mitigating circumstance or circumstances to warrant that a sentence of life imprisonment rather than a Death sentence be imposed.

Answer: "No."

_____/s/
Traci Munsey
Presiding Juror

"We, the Jury, having answered the foregoing issues, return the same into court as our verdict.

Signed: _____/s/
Traci Munsey
Presiding Juror

It is therefore CONSIDERED and ADJUDGED by the Court that the Defendant, ALBERT JAMES TURNER, is guilty of the offense of Capital Murder as found by the jury, and the jury having further answered Special Issue No. One "Yes" and answered Special Issue No. Two "No", and the law providing that on such a jury finding the Court shall assess the Death penalty to the Defendant.

It is, therefore, the Order of the Court, that the Defendant, be punished by having the Death penalty assessed against him.

Thereupon the Defendant, ALBERT JAMES TURNER, was asked by the Court whether he/she had anything to say why said sentence should not be pronounced against him and he answered nothing in bar thereof, whereupon the Court proceeded, in the presence of said Defendant, ALBERT JAMES TURNER, to pronounce sentence against him as follows:

Whereas, the Defendant has been adjudged to be guilty of capital murder by the jury and the jury having further answered Special Issue No. One "Yes" and answered Special Issue No. Two "No"; and the law providing that on such jury finding the Court shall sentence the Defendant to Death.

It is, therefore, the ORDER of the Court that the Defendant is sentenced to Death; But, the law further providing for an automatic appeal to the Court of Criminal Appeals, of the State of Texas, the sentence is suspended until the decision of the Court of Criminal Appeals has been received by this Court.

The Defendant is now remanded to the custody of the sheriff of Fort Bend County, Texas, to be transported to the Institutional Division of the Texas Department of Criminal Justice at Huntsville, Texas, there to await the action of the Court of Criminal Appeals and the further orders of this Court.

Entered this the 7th day of June A.D., 2011.

[Handwritten Signature]
Judge Presiding

INMATE TURNER
REFUSED TO
SIGN:
[Signature]
06-09-11
1233 Hours

FILED
2011 JUN -7 PM 4:30
[Signature]
CLERK DISTRICT COURT
FORT BEND COUNTY, TX

ok pd
6/13/11

