

THE STATE OF TEXAS	§	IN THE CRIMINAL
	§	
VS	§	DISTRICT COURT ONE OF
	§	
ERICK DANIEL DAVILA	§	TARRANT COUNTY, TEXAS

**CAPITAL JUDGMENT**

On January 15, 2009 the above referenced cause was called for trial and the State by her Assistant Criminal District Attorneys, ROBERT K. GILL and TIFFANY BURKS, and the attorneys for the Defendant, ROBERT FORD and JOETTA KEENE, announced ready for trial; and the State having made known that it would seek the Death Penalty in this cause and the Defendant having been heretofore arraigned; and it appearing to the Court that the Defendant was mentally competent and the Defendant having been charged in the indictment with Capital Murder; thereupon, a Jury of good and lawful men and women, to-wit: the Foreman and eleven others, was duly selected, impaneled and sworn as the law directs, and the said Criminal District Attorney read to the Jury, Count One of the indictment herein, and the Defendant entered his plea of Not Guilty to Count One, of the indictment, hereto; and the Jury, after hearing the evidence, and being duly charged by the Court, retired to consider its verdict, and after deliberation, returned into open Court on the 19th day of FEBRUARY, 2009, the following verdict, to-wit:

**VERDICT FORM**

We the Jury, find the Defendant, ERICK DANIEL DAVILA, guilty of the offense of capital murder, as charged in the indictment.

Signed: Foreman Of The Jury

The parties announced ready for the sentencing phase of the trial, and the Jury, having heard all the evidence, and being duly charged by the Court, retired to consider its verdict, and after due deliberation, returned into open court, on the 27th day of FEBRUARY, 2009, their answers to the following Special Issues as their verdict:

**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?

In your verdict you will answer "Yes" or "No"

Answer: YES

SPECIAL ISSUE NO. 2

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, do you find that there is a sufficient mitigating circumstance or circumstances to warrant that a sentence of life imprisonment rather than a death sentence be imposed?

In your verdict you will answer "Yes" or "No"

Answer: NO

**VERDICT FORM**

We, the Jury, having agreed upon the answers to the foregoing issues, return the same into court as our verdict.

Signed: Foreman Of The Jury

After an individual poll of the Jurors, the Court duly accepted the verdicts and ORDERED the same to be filed.

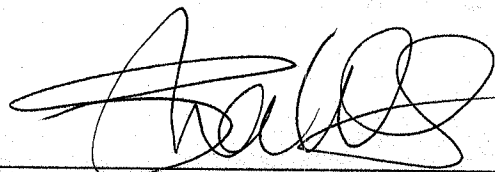
The Jury having answered Special Issue One "YES" and Special Issue Two, "NO", it being mandatory that the punishment be death, the Court assessed the punishment at Death.

The Defendant, ERICK DANIEL DAVILA, was asked by the Court, whether he had anything to say why sentence should not be pronounced against him, and the Defendant answered nothing in bar thereof.

The Court proceeded, in the presence of the said Defendant ERICK DANIEL DAVILA, and his counsel of record, to pronounce sentence against him as follows:

Mr. Davila. You are Erick Daniel Davila. The jury having found you guilty of the capital murder of Queshawn Stevenson and of Annette Stevenson, and having returned unanimous verdicts to issues numbers one and two the Court sentences you to death by lethal injection. It is therefore the ORDER, JUDGMENT and DECREE of this court that you be remanded to the custody of the sheriff of this county to be delivered to the institutional division of the Texas Department of Criminal Justice where you will be continuously confined until 6:00 p.m. on a date to be determined when the proper authorities shall administer lethal injections to you sufficient to cause your death. Do you understand the sentence and judgment of this court?

THE DEFENDANT: Yes, ma'am.



HON. SHAREN WILSON  
PRESIDING JUDGE  
CRIMINAL DISTRICT COURT ONE  
TARRANT COUNTY, TEXAS

February 27, 2009  
Date Signed

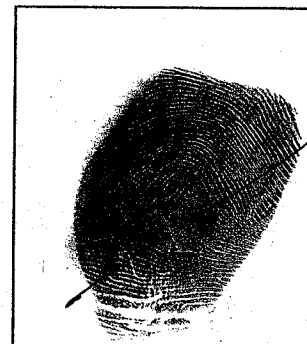
THE STATE OF TEXAS

v.  
*ERICK DANIEL DAVILA*  
**ERICK D DAVILA**  
STATE ID No.: TX07396550

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IN THE CRIMINAL DISTRICT COURT  
NUMBER ONE

TARRANT COUNTY, TEXAS  
Date: *2-27-09*



*(Signature)*

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PERSON TAKING PRINT

JUDGMENT AND SENTENCE  
FINGERPRINT PAGE

Clerk

<i>(Signature)</i>	
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