

MAY 29 2012

TIME _____
BY AW DEPUTY

CAUSE NO. 1233936R

THE STATE OF TEXAS § IN THE DISTRICT COURT

VS. § TARRANT COUNTY, TEXAS

SAMSON LOYNACHAN § 213th JUDICIAL DISTRICT

COURT'S CHARGE

MEMBERS OF THE JURY:

You have found the Defendant, Samson Loynachan, guilty of the offense of murder. The punishment authorized for this offense is imprisonment in the Institutional Division of the Texas Department of Criminal Justice for life, or for any term not more than 99 years or less than 5 years.

In addition, a fine not to exceed \$10,000 may be imposed.

It now becomes your duty to set the punishment which will be assessed against this defendant.

You are instructed that in deliberating on the punishment to be assessed, you may take into consideration all the evidence admitted before you in the full trial of this case and the law submitted to you by the Court.

The State has introduced evidence of extraneous crimes or bad acts other than the one charged in the indictment in this case. Said evidence was admitted only for the purpose of assisting you, if it does, in determining the proper punishment for the offense for which you have found the defendant guilty. You cannot consider said testimony for any purpose unless you find and believe beyond a reasonable doubt that the defendant committed such other acts, if any were committed.

Under the law applicable in this case, the defendant, if sentenced to a term of imprisonment, may earn time off the period of incarceration imposed through the award of good conduct time. Prison authorities may award good conduct time to a prisoner

who exhibits good behavior, diligence in carrying out prison work assignments, and attempts at rehabilitation. If a prisoner engages in misconduct, prison authorities may also take away all or part of any good conduct time earned by the prisoner.

It is also possible that the length of time for which the defendant will be imprisoned might be reduced by the award of parole.

Under the law applicable in this case, if the defendant is sentenced to a term of imprisonment, he will not become eligible for parole until the actual time served equals one-half of the sentence imposed or 30 years, whichever is less, without consideration of any good conduct time he may earn.

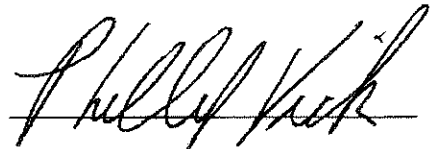
It cannot accurately be predicted how the parole law and good conduct time might be applied to this defendant if he is sentenced to a term of imprisonment, because the application of these laws will depend on decisions made by prison and parole authorities.

You may consider the existence of the parole law and good conduct time. However, you are not to consider the extent to which good conduct time may be awarded to or forfeited by this particular defendant. You are not to consider the manner in which the parole law may be applied to this particular defendant.

It will not be proper for you in determining the penalty to be assessed, to fix the same by lot, chance, or any other method than by a full, fair and free exercise of the opinion of the individual jurors under the evidence admitted before you.

You are charged that it is only from the witness stand that the jury is permitted to receive evidence regarding the case, or any witness therein, and no juror is permitted to communicate to any other juror anything he may have heard regarding the case or any witness therein, from any other source than the witness stand.

Your verdict must be by a unanimous vote of all members of the jury. In deliberating on the case you are not to refer to or discuss any matter or issue not in evidence before you.

A handwritten signature in black ink, appearing to read "Phillip Koch", written over a horizontal line.

Judge Presiding

213th Judicial District Court

FILED
THOMAS A WILDER, DIST. CLERK
TARRANT COUNTY TEXAS

MAY 29 2012

TIME 3:15
BY [Signature] DEPUTY

VERDICT FORM

We, the Jury, having found the defendant guilty of the offense of murder, assess the punishment of the defendant at confinement in the Institutional Division of the Texas Department of Criminal Justice for life years ("life" or any term of years not less than 5 or more than 99).

And we further assess a fine of \$ ~~5~~ none ("none"; or an amount not to exceed \$10,000).

[Signature]

Foreperson