THE STATE OF TEXAS

VS.

GEORGE PERRY FLOYD

3515 NALLE HOUSTON, TX 3 8-17-06

SPN: 01610509

DOB: **BM 10/14/74**

DATE PREPARED: 2/20/2006

D.A. LOG NUMBER:1116667

CJIS TRACKING NO.:9036608813-A001

BY: NAW DA NO: 001759361

AGENCY:HPD

O/R NO: **188538705C** ARREST DATE: **12/15/05**

NCIC CODE: 5599 48

RELATED CASES:

FELONY CHARGE: POSSESSION WITH INTENT TO DELIVER A CONTROLLED SUBSTANCE

CAUSE NO: 1050473

HARRIS COUNTY DISTRICT COURT NO: 179

FIRST SETTING DATE:

BAIL: \$10000

PRIOR CAUSE NO:

WAIVER OF CONSTITUTIONAL RIGHTS, AGREEMENT TO STIPULATE, AND JUDICIAL CONFESSION

In open court and prior to entering my plea, I waive the right of trial by jury. I also waive the appearance, confrontation, and cross-examination of witnesses, and my right against self-incrimination. The charges against me allege that in Harris County, Texas, **GEORGE PERRY FLOYD**, hereafter styled the Defendant, on or about **DECEMBER 15**, 2005, did then and there unlawfully, knowingly possess with intent to deliver a controlled substance, namely, COCAINE, weighing more than 4 grams and less than 200 grams by aggregate weight, including any adulterants and dilutants.

AGAINST THE PEACE AND DIGNITY OF THE STATE.

	12/15/06
	ence in this case and to the introduction of affidavits, written statements, of attorney representing me today in court has properly represented me and I
I intend to enter a plea of guilty and the prosecutor will recommend the	nat my punishment should be set at
	W.O.A.R.
and I agree to that recommendation. I waive any further time to prepright of appeal which I may have should the court accept the foregoin	pare for trial to which I or my attorney may be entitled. Further, I waive any g plea bargain agreement between myself and the prosecutor. April April
Sworn to and Subscribed before me on 8/17/06	
	HARRIS COUNTY DEPUTY DISTRICT CLERK
	t was executed by him knowingly and voluntarily and after I fully discussed stand trial. I agree to the prosecutors recommendation as to punishment. I may be entitled.
Ja C	JL C J.
DEFENDANT'S ATTORNEY (PRINT)	SIGNATURE OF DEFENDANT'S ATTORNEY
I consent to and approve the above waiver of trial by jury and stipul	lation of evidence
AUG 17 2006 County. Texas Deputy	
By Deputy	ASSISTANT DISTRICT ATTORNEY OF HARRIS COUNTY, TEXAS
This document was executed by the defendant, his attorney, and the	attorney representing the State, and then filed with the papers of the case. e defendant entered a plea of guilty. After I admonished the defendant of the

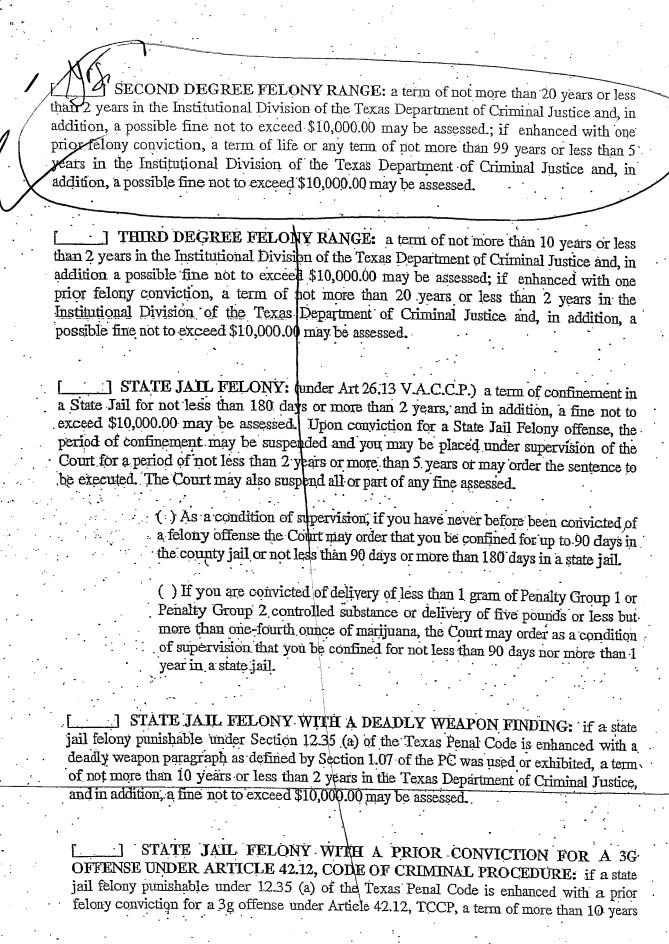
This document was executed by the defendant, his attorney, and the attorney representing the State, and then filed with the papers of the case. The defendant then came before me and I approved the above and the defendant entered a plea of guilty. After I admonished the defendant of the consequences of his plea, I ascertained that he entered it knowingly and voluntarily after discussing the case with his attorney. It appears that the defendant is mentally competent and the plea is free and voluntary. I find that the defendant's attorney is competent and has effectively represented the defendant in this case. I informed the defendant that I would not exceed the agreed recommendation as to punishment.

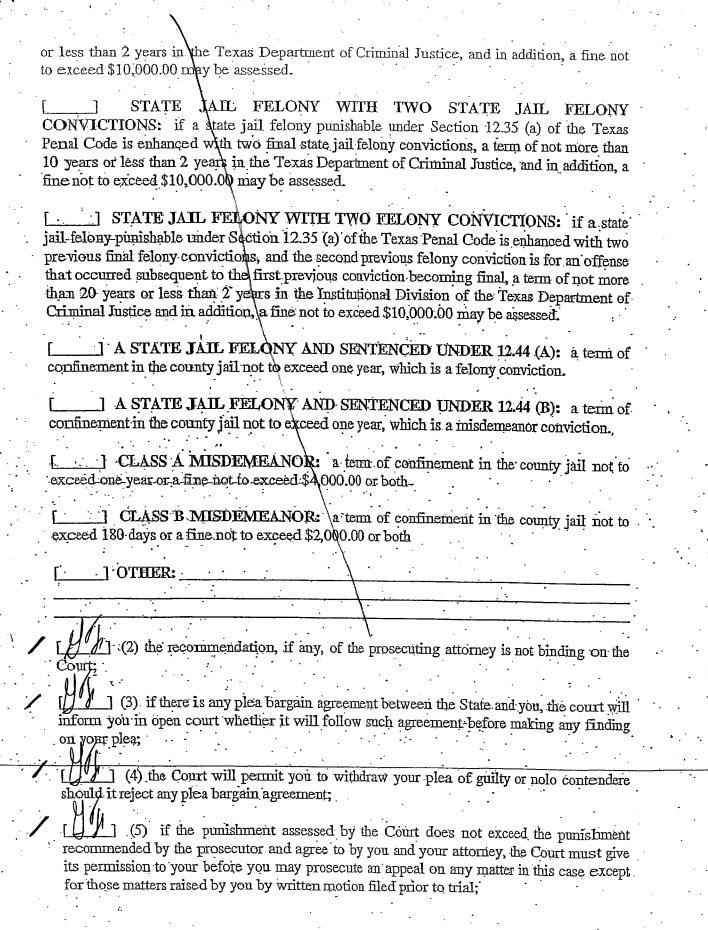
JUDGE PRESIDING

PLEA OF GUILTY

CAUSE NO. 105 0473

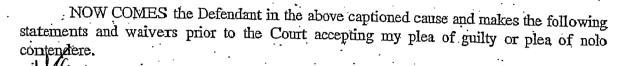
STATE OF TEXAS § IN 179 TH CRIMINAL
VS. \$ DISTRICT COURT OF
DEFENDANT S HARRIS COUNTY, TEXAS
ADMONISHMENTS
Pursuant to Article 26.13(D), of the Code of Criminal Procedure, the Court admonishes you, the Defendant, as follows and instructs you to place your initials by each item if you fully understand it: [[]] [] [] [] [] [] [] [] []
The State moves to reduce such charge to:
The State moves to reduce such charge to.
If convicted, you face the following range of punishment: [] HABITUAL SEX OFFENDER: a term of not less than life in the Institutional Division of the Texas Department of Criminal Justice for defendant convicted of aggravated sexual assault, aggravated kidnapping with the intent to violate or abuse the victim sexually, burglary with the intent to commit a sex offense, or indecency with a child, if enhanced with a prior felony conviction for aggravated sexual assault, sexual assault, aggravated kidnapping with the intent to violate or abuse the victim sexually, burglary with the intent to commit a sex offense, indecency with a child, sexual performance by a child, promotion or possession of child pornography, or prohibited sexual conduct.
HABITUAL OFFENDER: if it is shown on the trial of a felony offense that the defendant has previously been finally convicted of two felony offenses, and the second previous felony conviction is for an offense that occurred subsequent to the first previous conviction having become final, on conviction he shall be punishable by imprisonment in the Institutional Division of the Texas Department of Criminal Justice for life, or for any term of not more than 99 years or less than 25 years.
[] FIRST DEGREE FELONY: a term of life or any term of not more than 99 years or less than 5 years in the Institutional Division of the Texas Department of Criminal Justice and, in addition, a fine not to exceed \$10,000.00 may be assessed; if enhanced with one prior felony conviction, a term of life or any term of not more than 99 years or less than 15 years in the Institutional Division of the Texas Department of Criminal Justice and, in addition, a possible fine not to exceed \$10,000.00 may be assessed.





[10] (6) if you are not a citizen of the United States of America, a plea of guilty or nolo contendere for the offense with which you are charged in this case may result in your deportation, or your exclusion from admission to this country, or your denial of naturalization under federal law.

STATEMENTS AND WAIVERS OF DEFENDANT



- (1) I am mentally competent and I understand the nature of the charge against me'
-] (2) I understand the admonishments of the trial court set out herein;
- (3) I hereby WAIVE the right to have the trial court orally admonish me;
 - _] (4) I WAIVE the right to have the court reporter record my plea;
- [M31] (5) I represent to the trial court that the State will make the plea bargain agreement or recommendation, if any, set forth in the Waiver of Constitutional Rights, Agreement to Stipulate, and Judicial Confession herein and I understand the consequences, as set out above, should the trial court accept or refuse to accept the plea bargain or plea without an agreed recommendation;
- preparation of a Presentence Investigation Report by the probation officer pursuant to Article 42.12, Sec. 9, V.A.C.C.P. I have thoroughly discussed this matter with my attorney and believe that for the Court to compel me to participate in the preparation of such a report would abridge the protection provided me by the Constitution of the United States and the Constitution and laws of the State of Texas and could result in further prejudice to me. Therefore, I hereby in writing respectfully decline to participate in the preparation of a Presentence Investigation Report and request that said report not be made prior to the imposition of sentence herein. I further knowingly, voluntarily, and intelligently waive any right which I may have to the preparation of said report either under Article 42.12, Sec. 9, V.A.C.C.P. or under Article 42.09, Sec. 8.
 - Article 42.12, Sec 3d(a) V.A.C.C.P on violation of any condition I may be arrested and detained as provided by law. I further understand that I am then entitled to a hearing limited to a determination by the Court of whether t proceed with adjudication of guilt on the original charge. If the Court determines that I violated a condition of probation, no appeal may be taken from the Court's determination and the Court may assess my punishment within the full range of punishment for this offense. After adjudication of guilt, all proceedings including the assessment of punishment and my right to appeal continue as if adjudication of guilt had not been deferred;

1 (8) I further understand that if I was under 21 years of age at the time I committed the offense of driving while intoxicated, or an offense involving the manufacture, possession, transportation or use of an alcoholic beverage, or the manufacture, delivery, possession, transportation or use of a controlled substance, dangerous drug, or simulated controlled substance that my Texas driver's license or my privilege to obtain a Texas driver's license and a driver's license in many other states will be automatically suspended for one (1) year from the date sentence is imposed or suspended in open court and that my driver's license suspension shall remain in effect until I attend and successfully complete an alcohol education program in this state. And, if I am over 21 years of age and I receive a final conviction or suspended sentence for driving while intoxicated, or for violating the Controlled Substances Act, or a drug offense, my Texas driver's license will be suspended, and will remain suspended until I successfully attend and complete a drug or alcohol education program as prescribed by law, report the successful completion to the Court in which I was convicted, and the Texas Department of Public Safety receives notice of the completion. I also understand that I may be eligible to receive a restricted license from the court during this period of suspension.

(9) I fully understand the consequences of my plea herein, and after having fully consulted with my attorney, request that the trial court accept said plea;

(10) I have freely, knowingly, and voluntarily executed this statement in open court with the consent of and approval of my attorney.

[11] I read and write/understand the language; the foregoing Admonishments, Statements, and Waivers as well as the attached written Waiver of Constitutional Rights, Agreement to Stipulate, and Judicial Confession, were read by me or were read to me and explained to me in that language by my attorney and/or an interpreter, namely work of the plant of the

My attorney has explained to me my right to be prosecuted by a grand jury indictment, which I hereby waive, and consent to the filing of the above felony information.

_] (13)a I have not been previously convicted of a felony offense

1 (13)b I have been convicted of a felony offense.

Joined by my counsel, I state that I understand the foregoing admonishments and I am aware of the consequences of my plea. I am mentally competent to stand trial and my plea is freely and voluntarily made. If my counsel was appointed, I waive and give up any time provided to me by law to prepare for trial. I am totally satisfied with the representation provided by my counsel and I received effective and competent representation. Under Art. 1.14 V.A.C.C.P., I give up all rights given to me by law, whether of form, substance or procedure. Joined by my counsel, I waive and give up my right to a jury in this case and my right to require the appearance, confrontation and cross-examination of the witnesses. I consent to oral and written stipulations of evidence in this case. I have read the indictment and I committed each and every element alleged. I waive and give up my right of confidentiality to the pre-sentence report filed in the case and agree that the report may be publicly filed. Under oath I swear that the foregoing and all the testimony I give in this case

SWORN AND SUBSCRIBED BEFORE ME THIS THE

HARRIS COUNTY DEPUTY DISTRICT CLERK

APPROVED:

ATTORNEY FOR THE STATE

ATTORNEY FOR THE DEFENDANT





Cause No. <u>(050473</u>

THE STATE OF TEXAS

V. Ceorge Floyd, A/K/A/ 179 District Court / County Grindhal Court at Law No. Harris County, Texas	
I, Judge of the trial court, certify this criminal case:	
is not a plea-bargain case, and the defendant has t	he right of appeal. [or]
	written motion filed and ruled on before trial, and not
is a plea-bargain case, but the trial court has given appeal. [or]	permission to appeal, and the defendant has the right of
is a plea-bargain case, and the defendant has NO	right of appeal. [or]
the defendant has waived the right of appeal.	
☐ This certification is made subsequent to a revo	ocation of probation or adjudication of guilt.
Signed $F-17-06$	
I have received a copy of this certification:	Jan Onding
Defendant (if not represented by counsel)	Defendant's Counsel 0801+700
Mailing Address T L E D	Bar Card No. 929 Peupon strzos
Telephone (Voice) AUG 1 7 2006	Mailing Address Howard TX 17002
By By	City State
Telephone (Fax) Deputy	Telephone (Voice)

"A defendant in a criminal case has the right of appeal under these rules. In a plea bargain case-that is, a case in which a defendant's plea was guilty or nolo contendere and the punishment did not exceed the punishment recommended by the prosecutor and agreed to by the defendant- a defendant may appeal only: (A) those matters that were raised by a written motion filed and ruled on before trial, or (B) after getting the trial court's permission to appeal. "Texas Rules of Appellate Procedure 25.2(a)(2). The Court shall complete this form whenever it 1) sentences the defendant; 2) places the defendant on probation or deferred adjudication, or sentences the defendant after revoking probation or proceeding to adjudication.

Telephone (Fax)