

NO. 506673

THE STATE OF TEXAS

VS

Shirley Annette Martin
Sutherland

§
§
§
§
§
§
§
§

IN THE 180th DISTRICT COURT

OF HARRIS COUNTY, TEXAS

TO THE DIRECTOR OF THE TEXAS DEPARTMENT OF CORRECTIONS - GREETING:

THE FOLLOWING FEES ARE ASSESSED AGAINST THE ABOVE NAMED DEFENDANT IN ACCORDANCE WITH SENATE BILL 127, ENACTED BY THE 67th LEGISLATURE, HOUSE BILL 451, ENACTED BY THE 65th LEGISLATURE, SENATE BILL 21 ENACTED BY THE 66th LEGISLATURE, ARTICLE 1897 VERNONS CIVIL STATUES AND SENATE BILL 138, 68th LEGISLATURE, HOUSE BILL 309 AND SENATE BILL 598 ENACTED BY THE 69th LEGISLATURE.

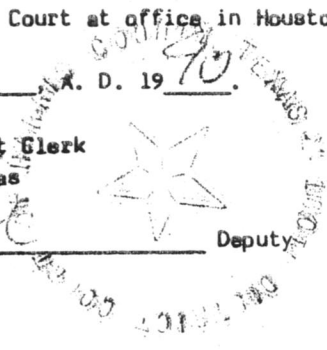
B I L L O F C O S T S

FINE.....	\$70,000 ⁰⁰
CRIMINAL JUSTICE PLANNING FUND	20.00
LAW ENFORCEMENT OFFICER STANDARDS AND EDUCATION FUND	1.00 ⁰⁰
CRIME VICTIMS COMPENSATION ACT.....	20.00
JUDICIAL AND COURT PERSONNEL TRAINING FUND.....	1.00
VIDEO FEE.....	
TOTAL	\$70,042 ⁰⁰

TO CERTIFY ALL OF WHICH, Witness my hand and the Seal of said Court at office in Houston, Texas, this the 16th day of March A. D. 1970.

RAY HARDY, District Clerk
Harris County, Texas

By _____ Deputy



State of Texas
vs.

180th Dist. Ct.
Harris Co., TX.

Shirley Sutherland
a/k/a Shirley Stolley

Out-of-Court Hours
TO THE HONORABLE Judge:

COMES NOW Ken Goode,
attorney of record in the
referenced cause, and shows
that the following out-of-court
work has been expended in the
defense of this case. It should
be noted that many more than
the hours listed were spent
in preparation of this case;
however, since the maximum
amount billable is 10 hours,
only such 10 hours will be
listed.

		<u>Hours</u>
4-21-89	scene visit - Cedarview/Skyview	1
6-6-89	conference Judy Fraizer	1 1/2
4-20-89	conference Ken Sutherland	3
4-1-89 4-16-89 4-18-89 4-20-89 5-7-89 5-22-89	conferences Shirley Sutherland	4 1/2
		<hr/> 10

VUIBU PU123

Respectfully submitted,
Ken Goode

Ken Goode
6420 Richmond #490
Houston, TX. 77057
(713) 266-0335

0814 3200
Attorney for Defendant

V0180 P0724

ATTORNEY FEES EXPENSE CLAIM - DISTRICT COURTS
 UNDER ARTICLE 26.05, CODE OF CRIMINAL PROCEDURE AS AMENDED

INSTRUCTIONS

- SHOW ONLY ONE DEFENDANT AND TYPE OF CASE PER CLAIM.
- BEFORE PAYMENT CAN BE AUTHORIZED, EACH ITEM MUST BE COMPLETED LEGIBLY IN INK.
- FOR INVESTIGATIONS, PAID BILLS MUST BE SUBMITTED BY THE ATTORNEY FOR EXPENSES CLAIMED.
- FORWARD COMPLETED CLAIM TO THE PRESIDING JUDGE FOR APPROVAL.

COURT NUMBER
180th

COURT APPEARANCE INFORMATION

DEFENDANT: **Shirley Sutherland aka Shirley Stokley**

CASE NUMBERS: **526673**

IN-COURT APPEARANCE	NUMBER OF COURT DAYS	RATE	HOURLY	MINIMUM	MAXIMUM	AMOUNT
IN COURT APPEARANCE	5	\$ 150	\$ 50	\$ 75	\$ 150	\$ 75
NON-TRIAL APPEARANCE				50	150	
NON-CAPITAL TRIALS				200	300	
<input type="checkbox"/> IF TRIAL LASTS FIVE OR MORE DAYS					2500	
CAPITAL TRIALS: <input type="checkbox"/> 1ST CHAIR				400	500	
<input type="checkbox"/> 2ND CHAIR				300	400	
OUT OF COURT						
OUT OF COURT HOURS (Documented)-Prior Court Approval	10	50	50		10 Hrs	50
EXPERT TESTIMONY (Documented)-Plus Expenses				275	800	
INVESTIGATION (Documented)					600	
APPEALS						
<input type="checkbox"/> NON-CAPITAL				500	1750	
<input type="checkbox"/> IF TRIAL LASTS MORE THAN FIVE DAYS					2500	
<input type="checkbox"/> CAPITAL			50		15000	
PETITION FOR DISCRETIONARY REVIEW <input type="checkbox"/> GRANTED					500	
<input type="checkbox"/> NOT GRANTED					200	
CHANGE OF VENUE (Above Plus Expenses)						
FULL-TIME APPOINTED COUNSEL (Except Conflicts)					3923.00/wk	
TOTAL	5					1250

RECORDERS MEMORANDUM:
 All the time in which this instrument was
 found to be: prepared for the best and prompt
 production of evidence of all liability, control or
 photo copy, discontinue paper etc. All lockouts
 and changes were present at the time
 the instrument was filed and recorded.

DATES IN COURT (Enter Type of Case followed by Dates, EXAMPLE: In Court Appearance - 9/12, 9/13, 9/14/86)

~~5-9-89; 7-11-89; 7-26-89; 8-15-89; 9-13-89~~

5-9-89; 7-11-89; 7-26-89; 8-15-89; 9-13-89

PERSONAL INFORMATION

SOCIAL SECURITY NUMBER: **393-72-6518** TELEPHONE NUMBER: **206-0335** BAR CARD NUMBER: **08143200**

BILLING ADDRESS (Number): **6420** (Street): **Richmond** (Suite): **490** (City): **Houston** (State): **TX** (Zip Code): **7703**

CERTIFICATION

I, **Ken Goode**, Attorney at Law, swear or affirm to the Court and to the County Auditor that they may rely upon the information contained above to make payment according to the fee schedule adopted by the Board of Judges pursuant to Article 26.05 Code of Criminal Procedure effective September 1, 1987. I further swear or affirm that I have not received nor will I receive any other money or anything else of value for representing the accused.

WORN TO AND SUBSCRIBED BEFORE ME ON THIS, THE **16** DAY OF **March** A.D., 19 **90**

Presiding Judge (Signature): **[Signature]** COURT NUMBER: **180**

Attorney at Law (Signature): **Ken Goode**

DISTRICT CLERK DEPUTY (SIGNATURE): **[Signature]**

COURT

2/20/90
2/25/90

CAUSE NUMBER 526673

THE STATE OF TEXAS

IN THE 180 DISTRICT COURT

VS.
Shirley Southerland

OF
HARRIS COUNTY, T E X A S

WRITTEN NOTICE OF APPEAL

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW THE DEFENDANT Shirley Southerland on this 19th day of March 19 90, and within thirty days of sentence having been pronounced in the above numbered and styled cause and, excepting to the ruling of the court, filed this written notice of appeal of said conviction to the Court of Appeals pursuant to Texas Rule of Appellate Procedure 40(b)(1).

WHEREFORE, premises considered, Defendant prays this written notice of appeal be entered of record this date.

THE DEFENDANT further requests that the Court set an appeal bond.

Shirley Southerland
Defendant Pro Se by Attorney

Attorney (Signature)

Attorney/Defendant, Pro Se (Print)

Address

City, State, Zip

Telephone Number

State Bar Number

On this 19th day of March 19 90, the appeal bond for the defendant is set at: \$ upond.

[Signature]

JUDGE PRESIDING

10/22 DISTRICT COURT OF
HARRIS COUNTY, T E X A S



RAY HARDY
DISTRICT CLERK
HOUSTON, TEXAS 77002

March 20, 1990

Honorable Patricia Lykos
Criminal District Court #180
Harris County Courthouse
Houston, Texas 77002

Re: Shirley Annette Stokley aka
Shirley Annette Martin
Cause No: 526673

Court: 180th

Dear Sir:

Please be advised that Notice of Appeal was filed on 03-19-90.
Sentence was imposed on 03-16-90. This cause has been
assigned to the 14th Court of Appeals in Harris County, Texas. Our
records further show that to be determined is listed
as attorney of record on appeal.

Sincerely,

Raymond Posado
Raymond Posado, Manager
Post Trial Systems *My*
Harris County, Texas

RP/cmz

cc: Mr. Calvin Hartman
Asst. District Attorney
Appellate Division
Harris County, Texas

cc: Official Court Reporter
*This is your notice to
inform any and all sub-
stitute reporters in this
cause.

cc: 14th Court of Appeals

Kathleen Powers

22/998 / MC

AP/CR-11 R10-09-86

(F)

2/01

BILL OF COSTS			
CLERK'S FEES			RECAPITULATION
Clerk's Fee.....	25 00		Fine..... 10000 00
SHERIFF'S FEES			Misc. Cost.....
Serving _____ Capias & Mileage.....			Trial Fee..... 5 00
Summoning _____ Witness and Mileage...			District Atty's Fees..... 15 00
Jury Fee.....			Clerk's Fees..... 25 00
Taking _____ Bonds			Sheriff's Fees.....
Commitment.....	2 00		Jury Fee
Release.....	2 00		Crim. Justice Planning Fund.... 20 00
Attachment			L.E.O.S.E.F..... 1 90
TOTAL.....			C.V.C.F..... 20 00
-TEXAS DEPARTMENT OF CORRECTIONS-----			Attorney Fees.....
TIME ASSESSED: <i>Life</i>			J.C.P.T.F..... 1 00
			Witnesses.....
CREDIT: Sentence to begin <u>331.89</u>		
Additional Credit <u>NA</u> Days		
			TOTAL 10042 50

, and the Court further found that a deadly weapon, to-wit, a firearm was used during the commission of this offense

Signed and entered this the 16th day of March, A. D. 1990 at 5:20pm

Notice of Appeal: MAR 19 1990

No appeal bond set

[Signature]
 PRESIDING JUDGE
 MAR 16 1990

DATE SIGNED

Judge 4.22 AND AS A CONDITION OF PAROLE THE COURT ORDERS THAT THE DEFENDANT MAKE RESTITUTION IN THE AMOUNT OF \$ 1250.00 FOR COURT APPOINTED ATTORNEY FEES.

On this the 17th day of April, A.D., 1991 a Mandate of Affirmance was received from the Fourteenth Court of Appeals.

On this the 19th day of April, A.D., 1991 alias capias on Mandate of Affirmance was issued to the Sheriff's Department.

On this the 24th day of April, A.D., 1991, alias capias was returned from the Sheriff's Dept. Sentence to begin 03-31-1989. CL

V0439 P0894 V0191 P0256

[Fingerprint]
A. J. [Signature]
 3-16-90

THE STATE OF TEXAS

NO. 052667301010

VS.

IN THE 180 DISTRICT COURT

SOUTHERLAND, SHIRLEY ANNETTE M

OF HARRIS COUNTY, T E X A S

CAUSE NUMBER	OFFENSE	YEARS TDC	DATE SENTENCED
052667301010	MURDER	<i>life</i>	03/16/90

TO THE SHERIFF OF HARRIS COUNTY - GREETINGS:

YOU WILL DELIVER TO THE DIRECTOR OF CORRECTIONS OF THE STATE OF TEXAS OR HIS AUTHORIZED AGENT, THE ABOVE NAMED PRISONER IN YOUR OFFICIAL CUSTODY, HAVING BEEN SENTENCED TO THE TEXAS DEPARTMENT OF CORRECTIONS AND ARE DIRECTED TO ATTACH TO THE COMMITMENT PAPERS A STATEMENT ASSESSING THE DEFENDANT'S CONDUCT WHILE IN JAIL.

BE DELIVERED FORTHWITH

AND THIS WILL BE YOUR AUTHORITY FOR SO DOING.

HEREIN FAIL NOT, BUT OF THIS WRIT THEN AND THERE MAKE DUE RETURN, SHOWING HOW YOU HAVE EXECUTED THE SAME. IF NOT EXECUTED WITHIN 90 DAYS FROM DATE HEREOF, YOU SHALL NOTIFY SAID COURT, IN WRITING, THE CAUSE OF FAILURE AND WHAT EFFORTS HAVE BEEN MADE TO EXECUTE SAME.

WITNESS MY SIGNATURE AND SEAL OF OFFICE,
ON THIS THE 19TH DAY OF MARCH A.D. 1990

RAY HARVEY
DISTRICT CLERK, HARRIS COUNTY, TEXAS

BY _____
DEPUTY

INITIATING DEPUTY:
LUCAS, LOWRETTA
SNU: 999

SHERIFF'S RETURN

RECEIVED THIS WRIT ON THE ____ DAY OF _____ A.D. 19__ AND I EXECUTED THE SAME ON THE ____ DAY OF _____ A.D. 19__ BY DELIVERING THE BODY OF THE WITHIN NAMED PERSON TO THE DIRECTOR OF THE TEXAS DEPARTMENT OF THE CORRECTIONS.

JOHNNY KLEVENHAGEN
SHERIFF OF HARRIS COUNTY, TEXAS

BY _____
DEPUTY

12-14-90
J
1440

APPEAL CARD

Court
18072

Cause No.
526673

The State of Texas

Shirley Annette Martin vs Southerland

Date Notice
of Appeal: MAR 14 1990

Presentation: Vol. 150 Pg. 211

Judgment: Vol. _____ Pg. _____

Judge Presiding Patricia R. Lydon

Court Reporter Kathleen Powers

Court Reporter _____

Court Reporter _____

Attorney
on Trial Ken Good

Attorney
on Appeal to be determined

Appointed X Hired _____

Offense Murder

Jury Trial: Yes X No _____

Punishment
Assessed life + 10,000 fine

Companion Cases
(If Known) NA -

Amount of
Appeal Bond none

Appellant
Confined: Yes X No _____

Date Submitted
to Appeal Section MAR 13 1990

Deputy Clerk [Signature]

CAUSE NO. 521667.3

THE STATE OF TEXAS

VS. Shirley Southland

J. J. R. ..., FAILED TO PROPERLY FILE MARK THE ATTACHED

notice of appeal AT THE TIME IT WAS RECEIVED FOR FOR THE

FOLLOWING REASON: clerk error.

THE DOCUMENT WOULD HAVE BEEN FILE MARKED ON 3-19-90 HAD IT BEEN FILE MARKED
TIMELY.

DATE: 5-14-90 BY: [Signature]

THE STATE OF TEXAS

NO. 052667301010

VS.

IN THE 180 DISTRICT COURT

SOUTHERLAND, SHIRLEY ANNETTE M

OF HARRIS COUNTY, T E X A S

CAUSE NUMBER	OFFENSE	YEARS TDC	DATE SENTENCED
052667301010	MURDER		03/16/90

TO THE SHERIFF OF HARRIS COUNTY - GREETINGS:

YOU WILL DELIVER TO THE DIRECTOR OF CORRECTIONS OF THE STATE OF TEXAS OR HIS AUTHORIZED AGENT, THE ABOVE NAMED PRISONER IN YOUR OFFICIAL CUSTODY, HAVING BEEN SENTENCED TO THE TEXAS DEPARTMENT OF CORRECTIONS AND ARE DIRECTED TO ATTACH TO THE COMMITMENT PAPERS A STATEMENT ASSESSING THE DEFENDANT'S CONDUCT WHILE IN JAIL.

NOTE: MANDATE AFFIRMANCE RECEIVED FROM 14TH COURT APPEALS 04/17/1991

AND THIS WILL BE YOUR AUTHORITY FOR SO DOING.

HEREIN FAIL NOT, BUT OF THIS WRIT THEN AND THERE MAKE DUE RETURN, SHOWING HOW YOU HAVE EXECUTED THE SAME, IF NOT EXECUTED WITHIN 90 DAYS FROM DATE HEREOF, YOU SHALL NOTIFY SAID COURT, IN WRITING, THE CAUSE OF FAILURE AND WHAT EFFORTS HAVE BEEN MADE TO EXECUTE SAME.

WITNESS MY SIGNATURE AND SEAL OF OFFICE,
ON THIS THE 10TH DAY OF MAY A.D. 1991

KATHERINE TYR
DISTRICT CLERK, HARRIS COUNTY, TEXAS

BY [Signature] DEPUTY

INITIATING DEPUTY:
STILES, CONNIE
SNU: 998

SHERIFF'S RETURN

RECEIVED THIS WRIT ON THE ____ DAY OF _____ A.D. 19__ AND I EXECUTED THE SAME ON THE ____ DAY OF _____ A.D. 19__ BY DELIVERING THE BODY OF THE WITHIN NAMED PERSON TO THE DIRECTOR OF THE TEXAS DEPARTMENT OF THE CORRECTIONS.

JOHNNY KLEVENHAGEN
SHERIFF OF HARRIS COUNTY, TEXAS

BY _____
DEPUTY

CAUSE NO: 526673

OFFENSE: Murder

THE STATE OF TEXAS

180 DISTRICT COURT

VS. Shirley Southerland

OF HARRIS COUNTY, TEXAS

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES Shirley Southerland, Defendant in the above styled and numbered cause, and respectfully petitions the Court to appoint counsel to represent him in said felony cause and would show to the Court that he is too poor to employ counsel, on appeal.

Defendant further states under oath that defendant is without funds, property or income; that because of his poverty he is unable to pay for a transcript of the evidence which is necessary to be filed with the Court of Criminal Appeals of the State of Texas;

WHEREFORE, he prays that the Court appoint counsel to represent him on appeal and that the Court direct the Court Reporter to prepare a statement of facts, as provided by law, in question and answer form, for use on appeal.

FILED
RAY HARDY
District Clerk

Shirley Southerland
DEFENDANT

SUBSCRIBED AND SWORN to before me, this 16th day of March,
MAR 16 1990

A.D., 1990.

Time: 5:55 PM
Harris County, Texas
By [Signature]
Deputy

[Signature]
DEPUTY DISTRICT CLERK
180th DISTRICT COURT
HARRIS COUNTY, TEXAS

ORDER APPOINTING COUNSEL ON APPEAL

On this the 16th day of March, A.D., 1990 it appearing to the Court that the above named defendant has executed an affidavit stating that he is without counsel and is too poor to employ counsel, it is ordered that the attorney listed below is appointed to represent the above named defendant in said cause, on appeal.

Sandra L. Smith
ATTORNEY

3730 Kirby Ste 920
ADDRESS

Hou TX 77098
CITY STATE ZIP

529-8825
PHONE

18682610
Bar Number

RECORDER'S MEMORANDUM:
At the time of recordation, this instrument was found to be inadequate for the best photographic reproduction because of illegibility, carbon or photo copy, discolored paper, etc. All blockouts, additions and changes were present at the time the instrument was filed and recorded.

ORDER TO PREPARE STATEMENT OF FACTS ON APPEAL

This the 16th day of March, A.D., 1990, after hearing testimony on the above affidavit and it appearing that the defendant is entitled to the relief prayed for, it is ORDERED that the Court Reporter of this Court prepare a statement of facts in question and answer form of the testimony in said cause. It is further ORDERED that the clerk of this Court mail a copy of this Order to the Court Reporter: Kathleen [Signature]

[Signature]
JUDGE PRESIDING
180th DISTRICT COURT
HARRIS COUNTY, TEXAS

[Signature]
DISTRICT CLERK

801859810A

CAUSE NO. 5216673

THE STATE OF TEXAS

VS. Shirley Southland

J. A. Ruffin, FAILED TO PROPERLY FILE MARK THE ATTACHED

notice of appeal AT THE TIME IT WAS RECEIVED FOR FOR THE

FOLLOWING REASON: Clerical error.

THE DOCUMENT WOULD HAVE BEEN FILE MARKED ON 3-19-90 HAD IT BEEN FILE MARKED TIMELY.

DATE: 5-14-90 BY: Al

J. CURTISS BROWN
CHIEF JUSTICE

PAUL PRESSLER
WILLIAM E. JUNELL
PAUL C. MURPHY
SAM ROBERTSON
ROSS A. SEARS
BILL CANNON
JOE L. DRAUGHN
GEORGE T. ELLIS

JUSTICES

Fourteenth Court of Appeals

1307 San Jacinto, 11th Floor
Houston, Texas 77002

MARY JANE SMART
CLERK

HELEN A. CASSIDY
CHIEF STAFF ATTORNEY

PHONE
713-655-2800

May 16, 1990

Hon. Sandra L. Smith
3730 Kirby
Suite 920
Houston, TX 77098


Hon. Calvin Hartmann
District Attorneys Office
Appellate Division
201 Fannin
Houston, TX 77002

RE: No. 14-90-00246-CR. *Shirley Annette Martin Southerland aka Shirley Annette Stokley v. The State of Texas* (180th District Court of Harris County, Cause No. 526,673).

Counsel:

According to records on file in this court, the last day for filing the statement of facts was **May 15, 1990**. TEX. R. APP. P. 54(b). Any motion to extend time to file the statement of facts must be filed by **May 30, 1990**. TEX. R. APP. P. 54(c). If no timely motion is filed, the appeal may be submitted upon the transcript alone. A hearing may be ordered in the trial court to determine whether the appellant has been deprived of a statement of facts because of ineffective counsel or for any other reason. TEX. R. APP. P. 53(m).

Respectfully,



MARY JANE SMART, CLERK

MJS:rlm

cc: Hon. Ray Hardy
District Clerk, Harris County
Attention: Criminal Division
P. O. Box 4651
Houston, TX 77210

Judge, 180th District Court
301 San Jacinto, 3rd Floor
Houston, TX 77002

Court Reporter of the
180th District Court
301 San Jacinto, 3rd Floor
Houston, TX 77002

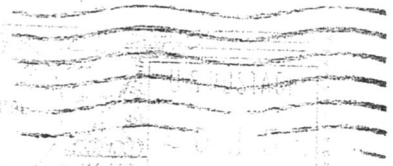
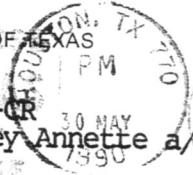
FILED
BY DIST. CLERK
HARRIS COUNTY, TEXAS

1990 MAY 23 AM 10:05

BY Chloe Teel
DEPUTY



OFFICIAL NOTICE
COURT OF APPEALS
FOURTEENTH DISTRICT OF TEXAS



RE: CASE NO. 14-90-00246-CR
STYLE: Southerland, Shirley Annette a/k/a
V: The State of Texas

May 29, 1990

Appellant's motion to extend time to file statement
of facts has been received and filed on this date.

TRIAL COURT CASE NO. 526,673

180

MARY JANE SMART, Clerk

COURT OF APPEALS
FOURTEENTH DISTRICT OF TEXAS
1307 SAN JACINTO, 11TH FLOOR
HOUSTON, TX 77002

MAIL TO:

Hon. Ray Hardy
District Clerk, Harris County
Attention: Criminal Division
P. O. Box 4651
Houston, TX 77210