

## **Texas Election Code, Title 6. Conduct of Elections**

*State v. Rosa Ortega*, Disposition date: 02/09/17

- Charge: Illegal Voting.
- State offered 2 years' probation (2/2) for plea.
- Ortega rejected plea offer.
- Ortega chose trial by jury.
- Jury found Ortega guilty.
- CDA office made no sentencing recommendation beyond what the jury thought was appropriate. Jury was told that Ortega was eligible for probation and the range of punishment for that offense (2-20 years in prison, up to \$10,000 fine).
- Jury decided sentence of 8 years in penitentiary.

*State v. Janice Acevedo*, Disposition date, 10/20/2017

- Charge: Illegal Voting, committed while on probation for Felony DWI.
  - Facts: Defendant was given written notice by Elections Administration that her felony status made her ineligible to vote. She responded to say she was not a felon, which was false. She then voted after receiving the notice.
- State offered 2 years penitentiary for Felony DWI probation revocation and Illegal Voting, to run concurrently.
- Acevedo rejected plea offer.
- Judge set hearing on Revocation of Probation in felony DWI Probation case.
- Judge revoked Felony DWI probation.
- Judge decided sentence of 4 years in penitentiary.
  - Then Acevedo pled guilty to Illegal Voting charge, 4 year sentence, to be served concurrently with DWI sentence.

*State v. Crystal Mason*, Disposition date, 03/28/2018

- Charge: Illegal Voting, committed while on probation for a federal felony
- State offered probation – Mason's attorney responded that Mason would not accept plea offer due to federal probation.
- Mason chose trial by judge.
- Judge found Mason guilty.
- CDA office made no sentencing recommendation beyond what the judge thought was appropriate. Range of punishment for Illegal Voting is 2-20 years in prison, up to \$10,000 fine.
- Judge decided sentence of 5 years in penitentiary.

## **Texas Penal Code, Title 8. Offenses Against Public Administration**

*State v. Arnold Holmes* (Chief Deputy Constable), Disposition date: 03/13/2018

- Charge: Abuse of Official Capacity, \$2500 - \$30,000 (*Texas Penal Code §39.02*).
- State offered 5 years' probation (2/5) for plea.
  - Included immediately resigning position and peace officer license.
- Holmes accepted and pled guilty.
- Multiple probation conditions were set.
  - Ordered to pay \$6,660 in restitution.
  - Other standard terms.
- If revoked, Holmes faces 2 years in state jail.

*State v. Russell Casey* (Justice of the Peace), Disposition date: 04/23/2018

- Charge: Tampering with a Government Record (*Texas Penal Code §37.10*).
- State offered 5 years' probation (2/5) for plea.
  - Included immediately resigning from office.

- Casey accepted and pled guilty.
- Multiple probation conditions were set, including
  - Immediate resignation from office (prior to plea being accepted)
  - Defendant will stay away from Southlake Government Complex and Tarrant County Northeast Sub-Courthouse or be arrested and charged with Criminal Trespass.
  - \$1,000 fine.
  - Other standard terms.
- If revoked, Casey faces 2 years in state jail.