

2018-CR-0000

STATE OF TEXAS) IN THE DISTRICT COURT
VS.) 399TH JUDICIAL DISTRICT
JOE SMITH) BEXAR COUNTY, TEXAS

MOTION TO SEVER COUNTS

TO THE HONORABLE JUDGE OF SAID COURT:

Mr. Smith moves to sever Counts I and II of the indictment from each other pursuant to § 3.04(a) of the Texas Penal Code and requests that the State of Texas give notice at least 30 days prior to commencement of jury selection which Count it will proceed on first..

Respectfully submitted:

/s/
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Attorney for Defendant

CERTIFICATE OF SERVICE

I certify that a copy of defendant's Motion To Sever Counts has been delivered to the District Attorney's Office, 101 W. Nueva St., San Antonio, Texas 78205 on November 19, 2018.

/s/ _____
MARK STEVENS

ORDER

On this the _____ day of _____, 2018, came on to be
considered Defendant's Motion to Sever Counts, and said Motion is hereby
(GRANTED) (DENIED).

JUDGE PRESIDING