

THE STATE OF TEXAS | IN THE DISTRICT COURT
VS | 28TH JUDICIAL DISTRICT
CARLOS DE LUNA | NUECES COUNTY, TEXAS

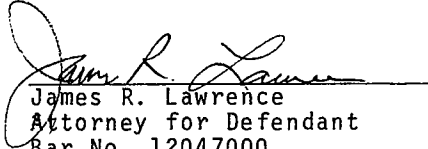
DEFENDANT'S REQUEST THAT STATE ELECT

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW the Defendant in the above entitled and numbered cause by and through his attorney of record, James R. Lawrence, and respectfully requests that the State be required to elect and inform this Defendant, prior to trial, what charge in the indictment the State intends to prosecute this Defendant.

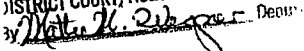
In support of this Motion the Defendant would show the Court that the State's Attorney has had ample time to familiarize himself with this cause and that it would be no undue burden upon the State's Attorney to require an election at this time, and such election is necessary so that this Defendant can properly prepare his case to meet the proof of the State and avoid surprise.

Respectfully submitted,


James R. Lawrence
Attorney for Defendant
Bar No. 12047000
P.O. Box 8365
Corpus Christi, Tx 78412
(512) 884-5549

FILED


JUN -1 1983

JOSCAR SOLIZ, CLERK
DISTRICT COURT, NUECES COUNTY, TEXAS
by  Deputy

M I C R O F I L M E D

CERTIFICATE OF SERVICE

I hereby certify that on this the 1st day of June, 1983, a true and correct copy of the above and foregoing Motion was personally served on the Assistant District Attorney of Nueces County, Texas.


James R. Lawrence
Attorney for Defendant

ORDER

On this day came on to be heard the foregoing Motion and the Motion is in all things (~~granted~~) (DENIED to which action of the Court the Defendant excepts).


JUDGE PRESIDING

M I C R O F I L M E D