

HEARING  
ALL  
NOT

TEXAS STATE BOARD OF PARDONS AND PAROLES  
RIGHTS OF THE RELEASEE IN THE REVOCATION PROCESS

TO: CARLOS HERNANDEZ TDC # 227443, Administrative Releasee. It is alleged that you have violated one or more of the rules of your release, as set out in attached Form FS-48. This is to inform you of your rights in this process, which are as follows:

1. You have the right to be represented by an attorney at your Administrative Release Revocation Hearing, if you desire. If you can not afford to hire the attorney of your choice, one will be provided you upon your signing a pauper's affidavit and a request for appointment of counsel.
2. You have the right to be informed of the rule or rules which you are accused of violating and of how you are alleged to have violated them: those violations are as shown on attached Form FS-48.
3. You have the right to an Administrative Release Revocation Hearing as scheduled on Form FS-48 (unless you receive a new conviction for a felony committed during your Administrative Release for which you are sentenced to serve time in the penitentiary, in such event your release will be REVOKED WITHOUT A HEARING). You may waive the right to such hearing if you admit one or more of the rule violations alleged against you. IF YOU ELECT TO WAIVE YOUR HEARING, YOUR RELEASE WILL BE REVOKED.
4. If you choose to have a Revocation Hearing you are entitled to have a bifurcated hearing. That is, evidence will first be considered as to whether or not you have violated any rules of release and only in the event that a violation has occurred will evidence of your adjustment during your release period be heard.
5. You have the right to request a Pre-Hearing conference to take place prior to your scheduled Revocation Hearing.
6. You have the right to be heard on each alleged violation. You may have witnesses appear in your behalf, and you may present letters, affidavits and statements supporting your claims or defenses. You may examine and confront persons giving adverse information unless the Hearing Officer finds good cause for not allowing such to occur. You may request subpoenas be issued to insure attendance of any adverse witnesses. Subpoenas for favorable witnesses will be issued in accordance with Rule 145.47(5).
7. The Board will review the written findings of fact, conclusions of law and recommendations of the Hearing Officer. A final order containing all the above and the decision to withdraw the warrant and continue your release under the same or modified conditions, or to recommend Revocation of your release to the Governor will be furnished you within a reasonable time after the hearing.
8. You have the right to petition the Board to re-open your hearing within ten (10) days of the receipt of the final determination of the Board, in accordance with the conditions set out in Rule 145.51.

I AFFIRM THAT THE ABOVE LISTED RIGHTS HAVE BEEN EXPLAINED TO ME AND I HAVE BEEN GIVEN THE OPPORTUNITY TO ASK ANY QUESTIONS THAT I HAVE CONCERNING THOSE RIGHTS. I AFFIRM THAT I UNDERSTAND MY RIGHTS IN THE REVOCATION PROCESS.

Releasee Carlos Hernandez Date 12-6-83  
DPO/PCWHI Mary Farned Date 12.6.83  
DIST: Releasee Hearing Officer Attorney DPO/PCW  
Region Supv. LaRowe M. Warner/Corpus  
Brooks/Region III Central Christi

WAIVER

I WISH TO WAIVE MY RIGHTS TO AN ADMINISTRATIVE RELEASE REVOCATION HEARING  
In signing this waiver I fully understand that the Board may, and in all  
probability will make a final determination to recommend to the Governor  
that my release be REVOKED, without further notice to me or opportunity  
for me to be heard.

RELEASEE \_\_\_\_\_ DATE \_\_\_\_\_  
WITNESS \_\_\_\_\_ Position \_\_\_\_\_ Date \_\_\_\_\_  
WITNESS \_\_\_\_\_ Position \_\_\_\_\_ Date \_\_\_\_\_

\*\*\*\*\*

HEARING INFORMATION

I HAVE RECEIVED A COPY OF THIS NOTICE OF ALLEGED VIOLATIONS OF RELEASE  
AND I UNDERSTAND THAT AN ADMINISTRATIVE RELEASE REVOCATION HEARING HAS  
BEEN SCHEDULED AS INDICATED BELOW ON THOSE ALLEGATIONS:

Nueces County Jail  
LOCATION

1.4.84  
DATE

9:00 am  
TIME

I HEREBY REQUEST THAT THE ABOVE MENTIONED ADMINISTRATIVE RELEASE  
REVOCATION HEARING BE CONDUCTED AS SCHEDULED.

RELEASEE: Carlos Hernandez DATE 12-6-83  
DPO/PCW-II Mary Turner DATE: 12.6.83

These proceedings are conducted under the authority of Articles 42.11 and  
42.12 (S1, 12, 14A(e), 21 and 22), Texas Code of Criminal Procedure.

Inquiries concerning any matters covered by this and the attached form  
(FS-49) should be addressed to: TEXAS BOARD OF PARDONS AND PAROLES,  
BOX 13401, AUSTIN, TEXAS 78711.

RELEASED Golda Harmon Golda Harmon  
 WITNESS Ed Williams  
 WITNESS Henry Warner  
 DIST: Releasee Central Hearing Officer  
 Attorney LaRowe DPO/PPM Warner/Corpus Christi  
 Reg. Supv. Brooks/ Region II

DATE 12-6-83  
 DATE 12-6-83  
 DATE 12-6-83

I ADMIT THAT I HAVE VIOLATED THE FOLLOWING RULES OF MY RELEASE:

*of down Rule #7*

ADMISSION(S)

TO: Carlos Hernandez TDC 227443, a releasee. It is alleged that you have violated one or more of the Terms and Conditions of your release as set out in the Certificate of Release and the Rules of the Board, to wit:

Rule # 7: Violation of State Law - Assault (Class A Misdemeanor) by allegedly using an axe handle to apply force against the chest of Rosenda Anzaldua, Parolee's Wife. This occurred on or about 11-6-83 at approximately 10:00 p.m.

TEXAS STATE BOARD OF PARDONS AND PAROLES  
 NOTICE OF ALLEGED VIOLATIONS OF RELEASE