

**INDICTMENT**

**THE STATE OF TEXAS vs. CYNTHIA KAY GONZALEZ**

**OFFENSES**

COUNT I: A                    Carrier Envelope Action: Person Other Than Voter, State Jail Felony  
STATUTE:                    Election Code § 86.0051(b)(d) with a § 64.036(a)(3) conviction

COUNT I: B                    Carrier Envelope Action: Person Other Than Voter, State Jail Felony  
STATUTE:                    Election Code § 86.0051(b)(d) with a § 64.036(a)(2) conviction

COUNT I: C                    Carrier Envelope Action: Person Other Than Voter, State Jail Felony  
STATUTE:                    Election Code § 86.0051(a)(d) with a § 64.036(a)(3) conviction

COUNT I: D                    Carrier Envelope Action: Person Other Than Voter, State Jail Felony  
STATUTE:                    Election Code § 86.0051(a)(d) with a § 64.036(a)(2) conviction

COUNT II:                    Method of Returning Marked Ballot, State Jail Felony  
STATUTE:                    Election Code § 86.006(f); (g)(1)

COUNT III: A                    Assisting Voter Violation, State Jail Felony  
STATUTE:                    Election Code § 86.010(e); (f); (g) with a § 64.036(a)(3) conviction

COUNT III: B                    Assisting Voter Violation, State Jail Felony  
STATUTE:                    Election Code § 86.010(e); (f); (g) with a § 64.036(a)(2) conviction

COUNT IV:                    Illegal Voting, 2<sup>nd</sup> Degree Felony  
STATUTE:                    Election Code § 64.012(a)(4)

WITNESS Bonne Gudwell

CAUSE # S - '18 - 3064 CR FILED ON FEB 27 2018 BAIL \$                     

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**IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS**

COMES NOW THE GRAND JURORS for the County of San Patricio, State aforesaid, duly selected, organized, impaneled and sworn as such at the January Term, A.D. 2018, of the 36<sup>th</sup> Judicial District Court, in and for said County, a quorum thereof being present, upon their oaths present in and to said Court that:

## **COUNT I**

### **Paragraph A**

CYNTHIA KAY GONZALEZ, hereinafter referred to as Defendant, on or about May 18, 2016, and before the presentment of this indictment, did then and there, in Nueces County, Texas, a county adjoining San Patricio County, Texas, while assisting Juan De La Cruz Castellanos, the voter, in the May 2016 Nueces County Democratic Primary Runoff Election, suggest to Juan De La Cruz Castellanos by word, sign, or gesture how the voter should vote and deposit the carrier envelope of Juan De La Cruz Castellanos in the mail or with a common or contract carrier and knowingly failed to provide Defendant's signature, printed name, and residence address on the reverse side of the envelope;

### **Paragraph B**

CYNTHIA KAY GONZALEZ, hereinafter referred to as Defendant, on or about May 18, 2016, and before the presentment of this indictment, did then and there, in Nueces County, Texas, a county adjoining San Patricio County, Texas, while assisting Juan De La Cruz Castellanos, the voter, in the May 2016 Nueces County Democratic Primary Runoff Election, prepare Juan De La Cruz Castellanos' ballot in a way other than the way the voter directs or without direction from Juan De La Cruz Castellanos' and deposit the carrier envelope of Juan De La Cruz Castellanos in the mail or with a common or contract carrier and knowingly failed to provide Defendant's signature, printed name, and residence address on the reverse side of the envelope;

### **Paragraph C**

CYNTHIA KAY GONZALEZ, hereinafter referred to as Defendant, on or about May 18, 2016, and before the presentment of this indictment, did then and there, in Nueces County, Texas, a county adjoining San Patricio County, Texas, while assisting Juan De La Cruz Castellanos, the voter, in the May 2016 Nueces County Democratic Primary Runoff Election, suggest to Juan De La Cruz Castellanos by word, sign, or gesture how the voter should vote and while acting as a

witness for voter Juan De La Cruz Castellanos in signing the certificate on the carrier envelope did knowingly fail to comply with Section 1.011 of the Election Code by not affixing the signature of the Defendant to the document or paper, to-wit: the carrier envelope and failing to state the witness' own name, in printed form, near the signature and failing to state the witness' residence address.

**Paragraph D**

CYNTHIA KAY GONZALEZ, hereinafter referred to as Defendant, on or about May 18, 2016, and before the presentment of this indictment, did then and there, in Nueces County, Texas, a county adjoining San Patricio County, Texas, while assisting Juan De La Cruz Castellanos, the voter, in the May 2016 Nueces County Democratic Primary Runoff Election. prepare Juan De La Cruz Castellanos' ballot in a way other than the way the voter directs or without direction from Juan De La Cruz Castellanos and while acting as a witness for voter Juan De La Cruz Castellanos in signing the certificate on the carrier envelope did knowingly fail to comply with Section 1.011 of the Election Code by not affixing the signature of the Defendant to the document or paper, to-wit: the carrier envelope and failing to state the witness' own name, in printed form, near the signature and failing to state the witness' residence address.

**COUNT II**

And it is further presented to the San Patricio County, Texas, Grand Jury that CYNTHIA KAY GONZALEZ, hereinafter referred to as Defendant, on or about May 18, 2016, did then and there, in Nueces County, Texas, a county adjoining San Patricio County, Texas, knowingly possess an official ballot or official carrier envelope for the May 2016 Nueces County Democratic Primary Runoff Election. provided under the Texas Election Code to Juan De La Cruz Castellanos, the voter, without Juan De La Cruz Castellanos's consent;

### **COUNT III**

#### **Paragraph A**

And it is further presented to the San Patricio County, Texas, Grand Jury that CYNTHIA KAY GONZALEZ, hereinafter referred to as Defendant, on or about May 18, 2016, while assisting Juan De La Cruz Castellanos, the voter, in the May 2016 Nueces County Democratic Primary Runoff Election, did then and there, in Nueces County, Texas, a county adjoining San Patricio County, Texas, suggest to Juan De La Cruz Castellanos by word, sign, or gesture how the voter should vote and knowingly fail to provide Defendant's signature, printed name, and residence address on the voter's official carrier envelope;


#### **Paragraph B**


And it is further presented to the San Patricio County, Texas, Grand Jury that CYNTHIA KAY GONZALEZ, hereinafter referred to as Defendant, on or about May 18, 2016, while assisting Juan De La Cruz Castellanos, the voter, in the May 2016 Nueces County Democratic Primary Runoff Election, prepare Juan De La Cruz' ballot in a way other than the way the voter directs or without direction from Juan De La Cruz and knowingly fail to provide Defendant's signature, printed name, and residence address on the voter's official carrier envelope;

**COUNT IV**

And it is further presented to the San Patricio County, Texas, Grand Jury that CYNTHIA KAY GONZALEZ, hereinafter referred to as Defendant, on or about May 18, 2016, did knowingly mark or attempt to mark the ballot of Juan De La Cruz Castellanos without the consent of Juan De La Cruz Castellanos

AGAINST THE PEACE AND DIGNITY OF THE STATE.

  
\_\_\_\_\_  
FOREPERSON OF THE GRAND JURY

  
\_\_\_\_\_  
DATE

**FILED**  
AT 4:30P M O'CLOCK  
**FEB 27 2018**  
LAURA MILLER, CLERK DISTRICT COURT  
SAN PATRICK COUNTY TEXAS  
BY L. Miller DEPUTY