
YEAR 2005 CASE SUMMARIES

By
The Honorable Pat Garza

Associate Judge
386th District Court
San Antonio, Texas

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An adjudication for the offense of Retaliation requires evidence that the actor was retaliating against a witness to the crime alleged in the petition. [In the Matter of K.H.](05-3-27B)

On June 6, 2005, the Texarkana Court held that, in a prosecution for Retaliation, if there is no evidence of the crime alleged in the petition, there cannot be a retaliation against a witness to that crime.

05-3-27B. In the Matter of K.H., UNPUBLISHED, No. 06-04-00103-CV, 2005 Tex.App.Lexis 5773 (Tex.App.— Texarkana, 7/26/05).

Facts & Opinion: see ¶ 05-3-06B

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