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CASE No. 24-CR-3204

COUNT

FILED

INCIDENT No./TRN: 9252366105 A001

THE STATE OF TEXAS

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IN THE 10TH DISTRICT COURT

2026 MAY 21 AM 9:40

v.

OF

HARRY GERARD PHILLIPS

GALVESTON COUNTY, TEXAS

GALVESTON COUNTY, TEXAS

STATE ID NO.: TX-21207805

ORDER OF DEFERRED ADJUDICATION

Judge Presiding:	HON. Rebecca Millo	Date Sentence Imposed:	May 21, 2026
Attorney for State:	Erika Mercado - 24123974	Attorney for Defendant:	Jonathan A. Zendeh Del - 24075331

Offense for which Defendant Convicted:**ONLINE SOLICIT OF A MINOR SEXUAL CONDUCT**Charging Instrument:**INDICTMENT**Statute for Offense:**33.021(c) Penal Code**Date of Offense:**August 20, 2024**Defendant waived the right to trial by jury and entered the plea below:**GUILTY**Degree of Offense:**Second Degree Felony**Findings on Deadly Weapon:**N/A**1st Enhancement Paragraph:**N/A**Finding on 1st Enhancement Paragraph:**N/A**2nd Enhancement Paragraph:**N/A**Findings on 2nd Enhancement Paragraph:**N/A**Terms of Plea Bargain (if any): ☒ Terms of Plea Bargain are attached and incorporated herein by this reference.**FIVE (5) YEARS DEFERRED COMMUNITY SUPERVISION****ADJUDICATION OF GUILT DEFERRED;****DEFENDANT PLACED ON DEFERRED ADJUDICATION COMMUNITY SUPERVISION.****PERIOD OF DEFERRED ADJUDICATION COMMUNITY SUPERVISION: FIVE (5) YEARS.****CONFINEMENT AS A CONDITION OF DEFERRED ADJUDICATION COMMUNITY SUPERVISION:**

☐ The Court **ORDERS** Defendant confined _____ DAYS in ☐ THE COUNTY JAIL ☐ A STATE JAIL FACILITY as a condition of deferred adjudication community supervision. The period of confinement as a condition of community supervision starts when Defendant arrives at the designated facility, absent a special order to the contrary.

Fines:

\$ 290.00 \$ 22.00

Court Costs: Reimbursement Fees:Restitution:Restitution Payable to:

(See special finding or order of restitution which is incorporated herein by this reference.)

☒ Defendant is required to register as sex offender in accordance with Chapter 62, Tex. Code Crim. Proc.(For sex offender registration purposes only) The age of the victim at the time of the offense was **N/A YEARS**.Was the victim impact statement returned to the attorney representing the State? **N/A**

This cause was called and the parties appeared. The State appeared by her District Attorney as named above.

Counsel / Waiver of Counsel (select one)☒ Defendant appeared with Counsel.☐ Defendant appeared without counsel and knowingly, intelligently, and voluntarily waived the right to representation by counsel in writing in open court.24 - CR - 3204
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Both parties announced ready for trial. Defendant waived the right of trial by jury and entered the plea indicated above. The Court admonished Defendant. It appeared to the Court that Defendant was mentally competent to stand trial, made the plea freely and voluntarily, and was aware of the consequences of the plea. The Court received the plea and entered it of record. Having heard the evidence submitted, the Court FINDS that such evidence substantiates Defendant's guilt. However, the Court FINDS that it is in the best interest of society and Defendant to defer proceedings without entering an adjudication of guilt and to place Defendant on deferred adjudication community supervision.

Therefore, the Court ORDERS no judgment entered at this time. The Court further ORDERS Defendant placed on deferred adjudication community supervision for the period of time indicated above as long as Defendant abides by the conditions of the deferred adjudication community supervision.

The Court FINDS that the Presentence Investigation, if so ordered, was done according to the applicable provisions of Subchapter F, Chapter 42A, Tex. Code Crim. Proc.

The Court Orders Defendant to pay the fines, court costs, reimbursement fees, and restitution as indicated above and further detailed below.

The document setting forth the conditions of deferred adjudication community supervision is attached and incorporated herein by this reference.

H.P. (Defendant to initial) The Court FINDS that Defendant was admonished and acknowledged that, pursuant to Article 42A.301 of the Texas Code of Criminal Procedure, a risk and needs assessment will be conducted with respect to Defendant for purposes of determining the conditions of community supervision. The Court FINDS that Defendant agrees to the following standard conditions of community supervision which are hereby imposed prior to the risk and needs assessment being conducted. Additionally, The Court FINDS that Defendant agrees that based upon the results of the risk and needs assessment, the Court may order additional conditions of community supervision.

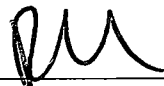
Fines Imposed Include (check each fine and enter each amount as pronounced by the court):

- ☐ General Fine (§12.32, 12.33, 12.34, or 12.35, Penal Code, Transp. Code, or other Code) \$ _____ (not to exceed \$10,000)
- ☐ Child Abuse Prevention Fine (Art. 102.0186, Code Crim. Proc.) \$ _____
- ☐ EMS, Trauma Fine (Art. 102.0185, Code Crim. Proc.) \$ _____ (\$100)
- ☐ Family Violence Fine (Art. 42A.504 (b), Code Crim. Proc.) \$ _____ (\$100)
- ☐ Juvenile Delinquency Prevention Fine (Art. 102.0171(a), Code Crim. Proc.) \$ _____ (\$50)
- ☐ State Traffic Fine (§ 542.4031, Transp. Code) \$ _____ (\$50)
- ☐ Children's Advocacy Center Fine - as Cond of CS (Art. 42A.455, Code Crim. Proc.) \$ _____
- ☐ Repayment of Reward Fine (Art. 37.073/42.152, Code Crim. Proc.) \$ _____ (To Be Determined by the Court)
- ☒ Payment of Fine to Crime Stoppers Organization - as Cond of CS (Art. 42A.104 (b) (20), Code Crim. Proc.) \$ **25.00** (not to exceed \$50)

Furthermore, the following special findings or orders apply:

- ☐ APPEAL WAIVED. NO PERMISSION TO APPEAL GRANTED.
- ☐ The Court FINDS that Defendant was prosecuted for an offense under Title 5 of the Penal Code that involved family violence. *TEX. CODE CRIM. PROC. art. 42.013.*
- ☐ The Court enters an affirmative finding that Defendant willfully failed to appear _____ time(s) after release from custody for this offense. (*TEX. CODE CRIM. PROC. art. 42.0195*)

Signed and Entered on this the 21st day of May, 2026.



JUDGE PRESIDING
10TH DISTRICT COURT
GALVESTON COUNTY, TEXAS



A copy furnished to the above named Defendant and noted in the Docket on this the 21st day of May, 2026.

JOHN D. KINARD, DISTRICT CLERK,
GALVESTON COUNTY, TEXAS

BY:  DEPUTY
CLERK 10TH DISTRICT COURT
GALVESTON COUNTY, TEXAS



DEFENDANT'S RIGHT THUMBPRINT

- CASE No. 24-CR-3204**



- 17A. ☒ Pay to the Department of Court Services \$ 25.00 as a Crime Stoppers Program payment. Such payment shall be paid within sixty (60) days from the date of this judgment;
- 17B. ☐ Pay to Department of Court Services \$ _____ as repayment of a _____ Crime Stoppers Program award that was distributed in this case. Such payment shall be paid (by _____) (in installments of \$ _____ per month paid each month). Payment should be forwarded to the above program at: _____;
- 18A. ☒ Pay to the G.C.C.S.C.D \$ 5.00 per month as a fee to the Sexual Assault Program Fund pursuant to Article 42A.653 C.C.P., Section 19 (e) of the Texas Code of Criminal Procedure;
- 18B. ☒ Pay to the G.C.C.S.C.D \$ 50.00 as a payment to the Advocacy Center for children of Galveston County, Texas, pursuant to *Art. 42.12, § 11 (g)-C.C.P.* Such payment shall be paid in full within sixty (60) days from the date of this judgment;
19. ☐ Pay 100% of the reasonable and necessary costs incurred by _____ for psychological counseling made necessary by the offense for a period not to exceed one year. The Court finds the Defendant is financially able to make said payments;
20. ☒ Pay to the G.C.C.S.C.D \$25.00 as a Crime Victim's Compensation Fund reimbursement payment. Such payment shall be paid within sixty (60) days from the date of this judgment;
21. ☐ Pay to the Department of Court Services \$ _____ to reimburse the Crime Victim's Compensation Fund or to reimburse the general revenue fund for any amounts paid from that fund to the victim(s) of the Defendant's offense. Such payment shall be paid (by _____) (in installments of \$ _____ per month paid each month);
22. ☒ Pay to the Department of Court Services \$ 22.⁰⁰ to reimburse the cost for providing notice for publication as required by *Article 62.03 (e) C.C.P.* Such payment shall be paid within sixty (60) days of the date of the judgment;
23. ☐ Pay Abused Children's Counseling account fee of \$ _____ at \$ _____ per month until paid in full;
24. ☐ Pay to the Department of Court Services \$ 100.00 as a payment to the **Resource & Crisis Center of Galveston County, Inc.** of Galveston County, Texas, pursuant to *Article 42.12, Sec. 11 (h) C.C.P.* Such payment shall be paid in full within sixty (60) days from the date of this judgment;
25. ☐ Participate in a drug screening program designed to detect controlled substances as directed by the G.C.C.S.C.D., Defendant agrees to refrain from breaking any Texas drug law and realizes that failure to get a clean report from such drug screening may alone be sufficient to revoke his community supervision. **Pay to G.C.C.S.C.D. the sum of \$ 10.00 per substance abuse test to reimburse for the cost of drug/alcohol screening. Payment will be assessed at the time of each test;**
- 26A. ☐ Participate in the Intensive Supervision Program administered through the G.C.C.S.C.D. and report to the Supervision Officer at least once per week or as directed by his Adult Supervision Officer, for a period of one year;
- 26B. ☐ Participate in the Specialized Substance Abuse Supervision Program administered through the G.C.C.S.C.D. and report to the Supervision Officer at least once a week or as directed by the Supervision Officer for a period of one year;

The Defendant shall participate in a substance abuse evaluation and furnish proof to the Supervision Officer of such appointment and a written report with the findings and recommended treatment shall be furnished to the



Supervision Officer. The Defendant will maintain the outpatient treatment suggested until finally released by the treatment agency or Court and proof of release furnished to the Supervision Officer in writing;

27. ☐ Not operate a motor vehicle unless the vehicle is equipped with a devise that uses a deep lung breath analysis mechanism to make impractical the operation of the motor vehicle if ethyl alcohol is detected in the breath of the operator;

28. ☐ Observe a curfew and be home each night before _____ **a.m.**, unless a later time is approved in advance by the Community Supervision Office and the Court;

29. ☐ Not operate a motor vehicle on a public road;

30A. ☐ Serve _____ () day(s) in the **Galveston County Jail**; credit allowed for _____ () day(s) served;

30B. ☐ Serve _____ () days on consecutive weekends in the Galveston County Jail, beginning Friday _____; Report before 7:00 p.m.; Release at 12:01 a.m. each following Monday; credit allowed for _____ () days served;

30C. ☐ Serve _____ () **consecutive** days in the Galveston County **Jail**; Credit allowed for _____ () days served;

30D. ☐ Serve _____ () days in the Galveston County **Jail**. Jail time shall be served on **weekends commencing** at _____ p.m., **Friday**, _____. Defendant shall not be released from weekend service until 5:00 p.m. on the Sunday of each weekend served;

30E. ☐ Serve _____ () days in the Galveston County **Jail**. Jail time shall be served on **weekends commencing** at 8:00 a.m. on **Saturday**, _____. Defendant shall be released from weekend service at 5:00 p.m. on each Saturday and Sunday of service;

30F. ☐ Serve a term of confinement in a **State Jail Felony Facility** for a period of _____; said term to begin on _____/begin upon admission of the Defendant into the facility and obey all rules and regulations, **and participate in the rehabilitative programs** of said facility until discharged from the facility;

31. ☒ Perform 240 (2nd Deg) **hour(s)** of Community Service work as approved by the Court. Said hours shall be completed at a rate of no less than sixteen (16) hours per month until completed;

32A. ☒ Demonstrate to the G.C.C.S.C.D. that Defendant has attained an education skill level that is equal to or greater that the average skill level of students who have completed the sixth grade in public schools in this State;

32B. ☒ Attain the educational skill level set forth in 32A above;

33. ☐ Attend and successfully complete a program designed to educate persons on the dangers of drug abuse pursuant to *Article 6687b, Section 24B* of the Revised Civil Statues;

34. ☐ Attend counseling sessions for substance abusers; participate in substance abuse treatment services in a program or facility approved or licensed by the Texas Commission on Alcohol and Drug Abuse. The Defendant shall remain in therapy until released by the substance abuse treatment program and proof of release shall be furnished to his Supervision Officer in writing;



35. ☐ Attend weekly meetings of Alcoholics Anonymous and furnish proof of attendance to the Supervision Officer. The Defendant shall attend A.A. meetings until released by the Supervision Officer;
36. ☒ Attend sex offender treatment beginning immediately upon referral with a licensed Sex Offender Treatment provider as approved by the G.C.C.S.C.D. Comply with all programs rules, regulations, and guidelines until successfully discharged or released by further order of the Court;
37. ☐ Within thirty (30) days from today's date the Defendant is ordered to enroll in **Battering Intervention and Prevention Program (BIPP)** for family and/or domestic violence. The Defendant must attend and successfully complete said **Battering Intervention and Prevention Program (BIPP)**. Upon completion of this Program, the Defendant must provide written documentation of completion to the Community Supervision Officer. The Defendant will be financially responsible for these services;
38. ☐ Within thirty (30) days from today's date the Defendant is ordered to enroll in a **Domestic Violence and/or Anger Control Program**. The Defendant shall attend and successfully complete said Program. Upon completion of this Program, the Defendant must provide written documentation of completion to the Community Supervision Officer. The Defendant will be financially responsible for these services;
39. ☒ Defendant is ordered to report to the Dickinson, Tx Police Department/law enforcement agency and complete all paperwork for sex offender registration within seven (7) days of the date of this judgment and register pursuant to *Article 62.02 C.C.P.*, the Sex Offender Registration Program. The Defendant shall, not later than the seventh (7th) day before an intended change of address, report in person to the local law enforcement agency with whom the Defendant last registered and the Community Supervision Officer, and provide the authority and the Officer with the Defendant's anticipated move date and new address;
40. ☒ Defendant is not to participate in employment or volunteer work that requires supervising, taking care of, or teaching children;
41. ☒ Defendant is not to supervise or participate in any program that includes as participants or recipients persons who are 17 years of age or younger and that regularly provides athletic, civic, or cultural activities;
42. ☒ The Defendant shall not go in, on or within 1,000 feet of a premises where children commonly gather, including a school, day-care facility, playground, public or private youth center, public swimming pool, or video arcade facility, without written permission from the community supervision officer;
43. ☐ The Defendant is ordered to schedule with his Community Supervision Officer a date within thirty (30) days of this Judgment, to give a blood sample to be forwarded to the Texas Department of Public Safety in accordance with *Subchapter G, Chapter 411, Gov't. Code*, for the purpose of creating a DNA record of the Defendant. **The Defendant shall pay \$ 20.00 at the time the sample is taken;**
44. ☒ The Defendant shall not view or possess any material defined as obscene by the Texas Penal Code or patronize sexually oriented businesses;
45. ☐ The Defendant is ordered not to directly communicate with _____ or go near a residence, school or other location, to-wit: _____ where the victim(s) can be expected to be present;
46. ☐ The Defendant may have supervised access to _____ as follows, to-wit: _____;
47. ☐ The Defendant shall not have any contact with the victim(s) _____ either in person, in writing, by phone or through third parties. The Court may grant a written exception by amendment upon receipt of written



recommendation from one of the Department's approved sex offender therapist and the community supervision officer;

48. ☐ The Defendant shall not have any contact with the victim(s) _____ without another adult present who has been designated as a chaperon by one of the Department's approved sex offender therapist and the community supervision officer;

49. ☐ The Defendant shall not stay overnight in the same household or building as the victim(s) _____;

50. ☒ Do not reside in a household or attempt to reside in a household where minor children live without permission from one of the Department's approved sex offender therapist and the community supervision officer; *with the exception of biological children.*

51. ☒ Do not accept any employment that will bring you into direct contact with minor children without permission from one of the Department's approved sex offender therapist and the community supervision officer;

52. ☒ Have no contact with minor children without another adult present who has been designated as a chaperon by one of the Department's approved sex offender therapist and the community supervision officer; *with the exception of biological children.*

53. ☐ Have no contact with your biological/step daughter(s)/ son(s) _____ unless such contact is supervised by an adult who has been designated as a chaperon by one of the department's approved sex offender therapist and the community supervision officer;

54. ☒ Submit at your own expense to a clinical polygraph with a court approved polygrapher at least once each year or as directed by a Sex Offender Treatment Provider to assist in treatment and to monitor whether or not you are in compliance with the conditions of your community supervision;

55. ☒ Defendant shall not possess any electronic device capable of internet access, including but not limited to computers, cellular telephone, or handheld devices with access to any "on-line computer service" at any location (including employment) without the prior written approval of your Community Supervision Officer. This includes any Internet service provider, bulletin board system, or any other public or private computer network. Any approval by your Community Supervision Officer shall be subject to any conditions set by the G.C.C.S.C.D.;

56. ☒ Defendant shall not possess or use any data encryption technique or program;

57. ☒ Defendant shall (1) Permit a Community Supervision Officer to search your residence, any vehicle to which you have access, and any of your possession for sexually explicit materials or items or firearms prohibited by these conditions of probation. If the officer finds such materials, you will permit the officer to seize these materials. Seized materials shall be considered property of the Court and the Community Supervision Officer shall safely keep these materials until the Court requests them, (2) consent at the direction of your Community Supervision Officer to have installed on your computer(s), at your expense, any hardware or software systems to monitor your computer, phone, or other electronic device's use; (3) bring any computer or digital storage device you own or possess including, but not limited to, hard drives, CDs, DVDs, floppy disks, flash drives, or other portable electronic devices to the G.C.C.S.C.D. office or any facility authorized for inspection at the request of your Community Supervision Officer and/or the Court;

58. ☒ Defendant shall not view, receive, download, transmit or possess pornographic, sexually oriented material, or nude images on any computer. You are not to possess pornographic software images or material on any hard drive, floppy disk, disk, diskette, compact disks or magnetic tape;



59. ☒ Defendant shall provide upon request a computer generated list of the internet/Worldwide Web sites you visited in the past month and provide a list of any current or future online identifiers such as email addresses or social networking account names. Notify your Community Supervision Officer immediately of any new email or social networking accounts and permit your Community Supervision Officer to view the contents of any of your social networking accounts and seize materials from such accounts.;
60. ☒ Defendant shall **not** engage in any sort of communication including in person, through another person, telephone, letters, e-mail, Internet, "Chat Room" or faxes with any persons under the age of eighteen (18);
61. ☒ Defendant will identify all computer equipment which you own, possess, or have access to including computers, cameras, camcorders, and cellular phones to your Community Supervision Officer within **sixty** (60) days from the date of this judgment. You may not purchase any computer equipment unless approved by the Court;
62. ☒ Defendant is ordered as a condition of community supervision, to provide a DNA sample under Subchapter G, Chapter 411, Government Code, for the purpose of creating a DNA record of the defendant, unless the defendant has already submitted the required sample under other state law; and
63. ☒ Participate in the Galveston County Community Supervision and Corrections Department Sex Offender caseload beginning upon availability and faithfully follow all program policies and guidelines until successfully discharged or by order of the Court.

MENTAL HEALTH CASELOAD PROBATION CONDITIONS

64. ☐ Participate in the Galveston County Community Supervision and Corrections Department Mental Health Specialized Caseload beginning upon availability or _____ and faithfully follow all program policies and guidelines until successfully discharged or until further order of the Court.;
65. ☐ Defendant shall not purchase, obtain, or have in his/her possession a rifle, shotgun, handgun or any weapon deemed illegal, unlawful or prohibited by law, or any item that looks like ore resembles a firearm, either at home, in a motor vehicle or on his/her person;

Furthermore, the following special findings or orders apply:

Age-Based Sex Offense.

- ☐ Continuous Sexual Abuse of Young Child or Children. TEX. PENAL CODE § 21.02
- ☐ Indecency with a Child. TEX. PENAL CODE § 21.11
- ☐ Sexual Assault. TEX. PENAL CODE § 22.011
- ☐ Aggravated Sexual Assault. TEX. PENAL CODE § 22.021
- ☐ Sexual Performance by a Child. TEX. PENAL CODE § 43.25.

The Court **Finds** that at the time of the offense, Defendant was younger than nineteen (19) years of age and the victim was at least thirteen (13) years of age. The Court **Further Finds** that the conviction is based solely on the ages of Defendant and the victim or intended victim at the time of the offense. TEX. CODE CRIM. PROC., art. 42.017.



☒ **Special Drivers License for Sex Offender:**

The Court **ORDERS** Defendant to apply for an original or renewed Texas Driver's License or personal identification certificate not later than 30 days after release from confinement or upon receipt of written notice from the Texas Department of Public Safety (DPS). The Court further **ORDERS** Defendant to annually renew the license or certificate. The DPS shall place an indication on the Defendant's driver's license or personal identification certificate that the Defendant is subject to the sex offender registration requirements. The Court **ORDERS** the Clerk of the Court to send a copy of this order to the DPS and to Defendant. *TEX. CODE CRIM. PROC. art. 42.016.*

Signed and Entered on this the 21st day of May, 2026.

A handwritten signature in black ink, consisting of stylized, overlapping loops and curves, positioned above a horizontal line.

JUDGE PRESIDING
10TH DISTRICT COURT
GALVESTON COUNTY, TEXAS