

## CAUSE NO. 5216

THE STATE OF TEXAS                   §     IN THE 31<sup>ST</sup> DISTRICT COURT  
VS.                                       §     OF  
HENRY WATKINS SKINNER           §     GRAY COUNTY, TEXAS

ORDER

On this the 16th day of February, 2010 the Court considered the Defendant's Motion to Vacate Order Setting Execution Date and Recall Void Death Warrant. The Defendant has moved the Court to vacate its Order of October 20, 2009 setting the Defendant's execution and to void the death warrant issued by the District Clerk on November 13, 2009.

The Court FINDS that the Gray County District Clerk issued the original death warrant on November 2, 2009, and reissued the warrant on November 13, 2009 in order to correct a clerical error. Because there is a question of whether the November 13, 2009 death warrant was timely issued, the Court hereby VACATES its Order of October 20, 2009 setting the Defendant's execution and WITHDRAWS and VOIDS the November 13, 2009 death warrant.

Because further habeas proceedings are unnecessary, the Court hereby pronounces sentence against the Defendant HENRY WATKINS SKINNER, as follows:

It is the Order of the Court that the Defendant, HENRY WATKINS SKINNER, who has been adjudged to be guilty of capital murder, and whose punishment has been assessed at death, at any time after the hour of 6:00 p.m. on the 24<sup>th</sup> day of March, 2010, shall be executed by intravenous injection of a substance or substances in a lethal quantity sufficient to cause death and until the said HENRY WATKINS SKINNER is dead, with such execution procedure to be determined and supervised by the Director of the Correctional Institutions Division of the Texas Department of Criminal Justice.

The clerk of this court shall issue a death warrant in accordance with this sentence directed to the warden of the Correctional Institutions Division of the Texas Department of

Criminal Justice at Huntsville and deliver such warrant to the Sheriff of Gray County to be delivered to said warden.

SIGNED AND ENTERED this the 16th day of February, 2010.

A handwritten signature in black ink, appearing to read 'Steven Emmert', written over a horizontal line.

Honorable Steven Emmert  
Judge Presiding