

NO. CCCR-04-02666-42667

STATE OF TEXAS

VS

MICHAEL SCOTT TOWNSEND

IN THE DISTRICT COURT OF  
COMANCHE COUNTY, TEXAS  
220<sup>th</sup> JUDICIAL DISTRICT

**ORDER TO EXAMINE THE DEFENDANT  
REGARDING INSANITY DEFENSE**

Came on to be considered the defendant's notice of intention to raise the insanity defense in the above styled and numbered cause. On its own motion, the Court hereby appoints Dr. Frank A. Pugliese, Ph.D. of Temple, Texas as a disinterested expert, experienced and qualified in mental health or retardation, to examine the defendant with regard to his sanity at the time of the offense alleged against him in the event, and only in the event, that after examining the Defendant pursuant to a separate order entered this date, the examiner determines Defendant is competent to proceed to trial. The Defendant shall submit to such examination at the office of Dr. Pugliese at the time scheduled.

It has been alleged that the defendant, Michael Scott Townsend, committed the act of Attempted Capital Murder, on the 30<sup>th</sup> day of September, 2004. Section 8.01 of the Texas Penal Code provides that a person is insane if: at the time of the conduct charged, the actor, as a result of severe mental disease or defect, did not know that his conduct was wrong; but, the term "mental disease or defect" does not include an abnormality manifested only by repeated criminal or otherwise antisocial conduct.

A written report of the examination shall be submitted to the court within 30 days of this order. The report shall include a description of the procedures used in the examination and the examiner's observations and findings pertaining to the defendant's sanity at the time of the offense.

At \_\_\_\_\_ O'clock

MAY

TX  
BRI Deputy  
District