



COUNTY of GALVESTON
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FOR IMMEDIATE RELEASE

**JURY SENTENCES MAN TO 60 YEARS FOR
FELONY POSSESSION WITH INTENT TO DELIVER A CONTROLLED SUBSTANCE**

June 12, 2015

GALVESTON – Today a jury sentenced Tyler Allen Proctor to 60 years in the Institutional Division of the Texas Department of Criminal Justice for the felony offense of Possession with Intent to Deliver a Controlled Substance, more than or equal to 4 grams and less than 200 grams. The jury found Proctor guilty of the offense on Wednesday, June 10. Proctor was prosecuted by Assistant District Attorneys Virginia Frank and Matthew Shawhan in the 405th District Court, with Judge Michelle Slaughter presiding. T. J. Leonard represented the defendant.

Texas City Police Department Officers Terrell Rhone, Ernest Robles, and Richard Valdivia, testified that on June 10, 2014 the Crime Suppression Unit executed a narcotics search warrant at a residence in Texas City. Officer Rhone testified that he observed co-defendant Frederick Deshawn Dixon exit the residence and leave, driving a vehicle, just prior to the execution of the search warrant. A traffic stop was conducted due to Dixon not having a valid driver's license resulting in Dixon's arrest for the traffic violation. Corporal Robles testified that individuals inside the residence were identified as Tyler Allen Proctor, William Bernard Gilmer, Jr., and Donna Michelle Alvarado. Officer Valdivia testified that during the search of the residence, officers located, in several locations in the kitchen and living room areas, 10.75 grams of cocaine, which was confirmed by the Texas Department of Public Safety Crime Lab. Officer Rhone also testified that at the conclusion of the search, Proctor, Gilmer, and Alvarado were arrested for Possession with Intent to Deliver a Controlled Substance, more than or equal to 4 grams and less than 200 grams. A warrant was issued for Dixon for the same offense.

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Co-Defendant Donna Michelle Alvarado testified for the State. Alvarado testified that Proctor delivered drugs to her and others at least 20 times. Alvarado also testified that Proctor regularly sold drugs from the residence. Alvarado explained how Proctor was being paid to be her caretaker so the two could get a paycheck and split the money between them.

The jury deliberated for almost two hours before returning a verdict of guilty. The Defendant faced a sentencing range of 15 to 99 years or Life in the Institutional Division of the Texas Department of Criminal Justice because of a prior felony conviction. During the punishment stage, the State presented evidence that Proctor had multiple prior Juvenile adjudications, misdemeanor convictions, and a prior felony conviction for Tampering with Evidence, for which Proctor is currently on parole for. Deputy John Fernandez, a gang specialist, testified that Proctor was a member of the Piru Bloods gang. Deputy Fernandez explained that his opinion of Proctor's gang involvement was based on various photos of Proctor's numerous tattoos and the colors and gang signs Proctor displayed in photographs. The State submitted a photograph of Proctor and fellow gang member holding AK47 firearms with a young child between them, pointing a firearm at the camera. Following jury deliberations, the jury sentenced Tyler Allen Proctor to 60 years in the Institutional Division of the Texas Department of Criminal Justice and assessed a fine of \$10,000.

Proctor's co-defendants all previously pled guilty to reduced charges. William Bernard, Jr. pled guilty in March to Possession of a Controlled Substance, less than 1 gram, and was sentenced to one year in a State Jail Facility. Bernard has one prior felony conviction for possession of a controlled substance. Donna Michelle Alvarado pled guilty to Possession of a Controlled Substance, more than or equal to 4 grams and less than 200 grams, in May and received two years in the Institutional Division of the Texas Department of Criminal Justice. Alvarado had no prior felony convictions. The third co-defendant, Frederick Deshawn Dixon, also pled guilty to Possession of a Controlled Substance, more than or equal to 4 grams and less than 200 grams, in May and was sentenced to seven years community supervision. Dixon did not have any prior felony convictions.

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