

IN THE MUNICIPAL COURT OF APPEALS
OF THE CITY OF EL PASO, TEXAS

AUGUSTIN VEGA, Appellant

vs.

NO. 83-MCA-954

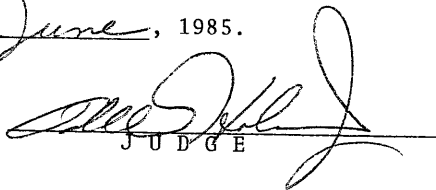
STATE OF TEXAS, Appellee

O P I N I O N

Appellant was convicted in Municipal Court for wilfully failing to obey a lawful order of a police officer.

This Court has recently held that a complaint which fails to allege a culpable mental state in such a case is fundamentally defective, and therefore reverses the judgment of the trial court, and orders the complaint to be dismissed. Ogle v. State, 83-MCA-921 (Mun.Ct.App. - 1985)

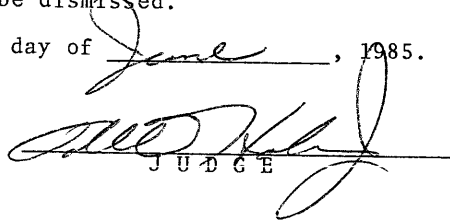
Signed this 19 day of June, 1985.


J U D G E

J U D G M E N T

This case came on to be heard, the same being considered, because it is the opinion of this Court that there was error in the Judgment, it is ORDERED, ADJUDGED and DECREED by the Court that the Judgment be in all things reversed and the complaint be dismissed.

Signed this 19 day of June, 1985.


J U D G E