



**In The  
Court of Appeals  
Seventh District of Texas at Amarillo**

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No. 07-23-00138-CR

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**KATELIN DELGADO-HERNANDEZ, APPELLANT**

**V.**

**THE STATE OF TEXAS, APPELLEE**

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On Appeal from the 222nd District Court  
Deaf Smith County, Texas  
Trial Court No. CR-2021D-060, Honorable Roland D. Saul, Presiding

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August 28, 2023

**MEMORANDUM OPINION**

Before **QUINN, C.J.**, and **DOSS** and **YARBROUGH, JJ.**

Katelin Hernandez appeals from her conviction for possessing a controlled substance with intent to deliver. Her sole issue involves the \$180 of restitution ordered within the trial court's judgment. Allegedly, that was impermissible because the trial court failed to impose the obligation in open court while sentencing her. See *Sauceda v. State*, 309 S.W.3d 767, 769 (Tex. App.—Amarillo 2010, pet. ref'd) (stating that restitution is an aspect of punishment, the assessment of which must be announced in open court when the defendant is sentenced). The State concedes the error. Error being conceded, we

therefore modify the judgment and remove from it the obligation to pay \$180 in restitution.

As modified, the judgment is affirmed.

Brian Quinn  
Chief Justice

Do not publish.