

WILLIAMSON COUNTY, TEXAS

CASE SUMMARY

CASE NO. 13-06716-3

The State of Texas vs. Jack Walton Lumus

§
§
§
§

Location: **County Court at Law #3**
Judicial Officer: **Arnold, Doug**
Filed on: **09/05/2013**

CASE INFORMATION

| | | | | |
|---------------------------|---|-------------|---------------------|----------------------------|
| Offense | Deg | Date | Case Type: | Misdemeanor |
| 1. HARASSMENT | MB | 07/29/2012 | Case Status: | 11/12/2013 Disposed |
| TRN: 9203564519 TRS: A001 | | | | |
| Arrest: 08/21/2013 | WCSSO - Williamson County Sheriff's Office | | | |

Statistical Closures

11/12/2013 **Guilty Plea or Nolo Contendere - No Jury**

Bonds

Personal Misd Bond Fee Collected #PRM2013-01706 \$2,000.00
11/13/2013 A Disposed Bond
8/21/2013 Bond Document Posted
Counts: 1

DATE CASE ASSIGNMENT

Current Case Assignment

| | |
|------------------|------------------------|
| Case Number | 13-06716-3 |
| Court | County Court at Law #3 |
| Date Assigned | 09/05/2013 |
| Judicial Officer | Arnold, Doug |

PARTY INFORMATION

State of Texas The State of Texas

Lead Attorneys

Defendant  Lumus, Jack Walton

Jahangiri, Lesli
Retained
512-551-4151(W)

DATE EVENTS & ORDERS OF THE COURT INDEX

| | | |
|------------|---|--|
| 08/21/2013 |  Probable Cause Affidavit | |
| 09/05/2013 |  Information (OCA) | |
| 09/05/2013 |  Criminal Case Complaint | |
| 09/05/2013 |  Letter Of Representation | |
| 10/01/2013 | CANCELED First Appearance Docket | |
| 11/12/2013 | Trial Court's Certification Regarding Defendant's Right | |
| 11/12/2013 | Plea (Judicial Officer: Arnold, Doug) 1. HARASSMENT Guilty | |
| 11/12/2013 | Disposition (Judicial Officer: Arnold, Doug) 1. HARASSMENT Final Conviction - Formal Probation | |

WILLIAMSON COUNTY, TEXAS

CASE SUMMARY

CASE NO. 13-06716-3

11/12/2013

Sentence (Judicial Officer: Arnold, Doug)

1. HARASSMENT

Sentenced - Probation/Community Supervision

Fees - Adult: (Grand Total: \$607.00)

Due 12/15/2013

Fine: \$300.00

Fees: (Fees Total: \$307.00)

Additional Court Costs: \$307.00

CSCD 12 Months with Community Service of 48 Hours

11/12/2013

Announcement Docket (Judicial Officer: Arnold, Doug)

| DATE | FINANCIAL INFORMATION |
|------------------------------|-----------------------|
| Defendant Lumus, Jack Walton | |
| Total Charges | 0.00 |
| Total Payments and Credits | 0.00 |
| Balance Due as of 11/13/2013 | 0.00 |

CAUSE NO. 13-06716-3

THE STATE OF TEXAS
VS.
JACK WALTON LUMUS

§ COUNTY COURT AT LAW #3
§ OF
§ WILLIAMSON COUNTY, TEXAS

JUDGMENT AND SENTENCE—FORMAL PROBATION

On this day this cause was called for trial. The State appeared by and through Williamson County Attorney Dee Hobbs, and
 the above-named Defendant having voluntarily waived his/her right to counsel appeared in person.
 the above-named Defendant appeared in person with his/her attorney, Lesli Jahangiri

Both parties announced "ready" for trial. Defendant was arraigned and/or waived arraignment and entered a plea of
 GUILTY **NO CONTEST** to the offense of **HARASSMENT**, a **Misdemeanor B**, committed on or about **July 29, 2012** as charged by the Information herein, and waived trial by jury.

The Court admonished Defendant of the consequences of the plea and finds Defendant mentally competent to stand trial, and further finds Defendant's plea was made freely and voluntarily. The Court, having heard any admitted evidence and considered Defendant's waivers and judicial confession, accepts Defendant's plea and finds Defendant guilty as charged.

Defendant is ORDERED to serve 180 days in the Williamson County Jail and to pay a fine of \$2000.00. All costs of court incurred herein are hereby taxed to Defendant.

However, the Court finds that the ends of justice and the best interests of society and of Defendant will be served by suspending the imposition of this sentence and placing Defendant on Community Supervision. It is therefore ORDERED that Defendant's confinement is probated for 12 months beginning on today's date, that Defendant shall pay \$300.00 of the fine imposed with the remainder probated for the same period of time. Defendant shall follow the terms and conditions of Community Supervision attached to this Judgment.

SPECIAL FINDINGS AND ISSUES

- The Court **AFFIRMATIVELY FINDS** Defendant committed family violence in the course of committing the offense charged.
- Defendant is **ORDERED** to pay restitution of **\$0.00** to through the Williamson County Community Supervision and Corrections Department or the County Attorney's Office.
- Defendant's driver's license is **SUSPENDED** for days, beginning **November 12, 2013**
- If eligible, Defendant is to receive credit on this license suspension for any prior administrative license revocation.
- A Victim Impact Statement was returned to the prosecuting attorney and provided to the Court for consideration in sentencing.

ORDER OF COMMITMENT AS A CONDITION OF PROBATION

The Honorable Sheriff of Williamson County is **ORDERED** to take Defendant into custody and keep him/her in the County Jail until expiration of the following sentence: Defendant has been **SENTENCED** to a term of DAYS in jail as a condition of probation. This sentence is to be served:

- on **CONSECUTIVE DAYS**
- on **CONSECUTIVE DAYS** in the Williamson County Work Release Program
- on **CONSECUTIVE WEEKENDS**
- through the Williamson County Community Service Restitution Program (Road and Bridge) in lieu of incarceration. The Defendant is **ORDERED** to report to the program coordinator at 7:45 AM on the date the sentence is ordered to begin.

Said sentence shall begin

If Defendant fails to appear for weekend jail, work release, or Road and Bridge, in accordance with this Order, this sentence is hereby commuted to CONSECUTIVE DAYS in jail upon Defendant's arrest until it is satisfied.

This sentence shall run **CONCURRENT** with the following causes:

SIGNED **November 12, 2013**



Defendant's right thumbprint

[Signature]
JUDGE PRESIDING

FILED
at 3:07 o'clock P M

NOV 12 2013

Nancy E. Roster
County Clerk, Williamson Co., TX

CAUSE NO. 13-06716-3

THE STATE OF TEXAS

VS.

JACK WALTON LUMUS

§ COUNTY COURT AT LAW #3
 § OF
 § WILLIAMSON COUNTY, TEXAS

ORDER IMPOSING CONDITIONS OF COMMUNITY SUPERVISION

Pursuant to Article 42.12 of the Texas Code of Criminal Procedure, the Judge may impose any reasonable condition of Community Supervision that is designed to restore the community, protect or restore the victim, or punish, rehabilitate, or reform the Defendant. The Judge may alter or modify the conditions of Community Supervision at any time during the period of Community Supervision.

The Court hereby ORDERS Defendant to comply with the following conditions of Community Supervision in which Defendant SHALL:

1. Commit no offense against the laws of this state or any state or the United States or any other country. Defendant shall notify the Community Supervision Officer ("the Officer") in charge of the case within 48 hours of being arrested or charged with a criminal offense.
2. Avoid injurious or vicious habits; abstain from the use of alcoholic beverages; abstain from the use of narcotic or habit-forming drugs without a doctor's prescription.
3. **Avoid persons or places of disreputable or harmful character**; avoid places where narcotic or habit-forming drugs are illegally possessed, sold, or used; and avoid places where alcoholic beverages are being possessed, sold, or used.
4. Report to the Officer **immediately after court on the date of sentencing** and thereafter on a monthly basis or as directed by the Officer in charge of the case.
5. Permit the Officer to visit at Defendant's home or elsewhere.
6. Work faithfully at suitable employment as far as possible subject to the approval of the Court or the Officer in charge of the case.
7. Not change employment or place of residence without the permission of the Officer.
8. Remain within the State of Texas, unless given permission to depart the State by the Officer in charge of the case. Any absence of five days or more from Defendant's current residence must be approved in advance by the Officer.
9. Support Defendant's dependants.
10. Pay all fines, court costs, fees, and restitution as ordered by the Court, to wit:

| | | |
|----|--------|--------------------------------|
| \$ | 300.00 | Fine |
| \$ | 307.00 | Court Costs |
| \$ | 50.00 | Crimestoppers |
| \$ | 0.00 | Restitution |
| \$ | 0.00 | Court-appointed attorney's fee |
| \$ | 657.00 | TOTAL |

FILED
 3:07 o'clock P M
 NOV 12 2013
 GS

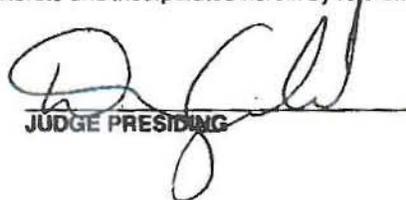
Nancy E. Ruten

County Clerk, Williamson Co., TX

The above unpaid amount is to be paid in 9 monthly payments of \$73.00 to the Williamson County Community Supervision and Corrections Department. The first payment is due on the 30th day of the month following this Order. Subsequent payments are due on the 30th day of each month thereafter until fully paid as long as Defendant remains on Community Supervision.

11. Pay a **\$60.00** supervision fee per month to the Williamson County Community Supervision and Corrections Department beginning on the 30th day of the month after sentencing and continuing to be paid on the 30th day of each month thereafter as long as Defendant remains on Community Supervision.
12. **Submit urine, blood, breath, or saliva samples to the Officer in charge of the case at anytime requested**, to be used for the detection of alcohol or drug use. Defendant shall pay a fee of **\$5.00** per month to the Williamson County Community Supervision and Corrections Department to cover the costs of urinalysis testing, beginning on the 30th day of the month after sentencing and continuing to be paid on the 30th day of each month thereafter as long as Defendant remains on Community Supervision.
13. Provide verification of achieving an educational level equal to or greater than the sixth grade; work towards attaining a high school diploma or GED if recommended by the Officer in charge of the case.
14. **Obtain a Texas driver's license or identification card within 60 days of this Order.** Defendant shall not operate a motor vehicle without a valid Texas driver's license. Defendant shall maintain auto liability insurance as required by law and provide proof of such coverage to the Officer in charge of the case.
15. Carry Defendant's Williamson County Adult Probation Identification Card on Defendant's person at all times. If a law enforcement officer requests proof of identification, Defendant must show the officer this probation ID card along with a driver's license or Texas ID card. If the card is lost, Defendant shall pay \$5.00 for a replacement card.
16. Defendant shall submit to a search of his/her person, property, place of residence, vehicle, and personal effects by any probation officer or law enforcement officer at any time, with or without a warrant and with reasonable suspicion or probable cause.
17. Submit a copy of Defendant's fingerprints to the Williamson County Sheriff's Office.
18. Pay all Court-ordered monies in full and complete all programs, courses, community service restitution, and additional conditions of supervision 90 days prior to the termination of Defendant's Community Supervision.
19. Follow all terms and conditions contained in Exhibit "A" and/or Exhibit "B," attached hereto and incorporated herein by reference.

SIGNED November 12, 2013


 JUDGE PRESIDING

Harassment

Name: Jack Walton Lumus

Cause # 13-06716-3

EXHIBIT "A"

The defendant in the above-entitled cause, must comply with the conditions of community supervision marked with an "X":

1. Defendant shall perform 48 hours of Community Service Restitution at a governmental, charitable, or non-profit organization as assigned by the Community Supervision Officer in charge of the case, at the rate of no less than 8 hours per month, beginning within thirty (30) days of today's date, and be responsible for any costs of supervision. At the discretion of the CSCD Director, the defendant may participate in an annual food drive and donate \$40.00 worth of food to a specified local non-profit food bank in lieu of performing 8 hours of Community Service Restitution.
2. Defendant shall attend and successfully complete a cognitive based education program (level based on assessment)/misdemeanor offender program/life skills program or other similar type program as directed by the supervising officer and be responsible for any costs of the program.
3. If recommended by the Community Supervision Officer in charge of the case, the defendant shall undergo an evaluation for the determination of any substance abuse and/or mental health treatment or counseling needs, be responsible for all costs, and comply with all recommendations of said evaluation including support group attendance.
4. Defendant shall attend and successfully complete the Anger Management/Assault Prevention Program as directed by the Supervision Officer in charge of the case and be responsible for all costs of said course.
5. Defendant shall have no contact, including but not limited to verbal, physical or written contact, with the victim in this case. *accept for child care visitations and any child related issues.*
6. Defendant shall abide by any active Protective Order in which the defendant is named.
7. Defendant shall attend and successfully complete a Defensive Driving Program as directed by the Community Supervision Officer in charge of the case and be responsible for all costs of said course.
8. Defendant shall serve their jail time as a condition of community supervision as reflected in the Judgment and Sentencing Order.
9. Defendant shall _____

CAUSE NO. 13-06716-3

THE STATE OF TEXAS

VS.

JACK WALTON LUMUS

§ COUNTY COURT AT LAW #3

§ OF

§ WILLIAMSON COUNTY, TEXAS

TRIAL COURT'S CERTIFICATION OF DEFENDANT'S RIGHT OF APPEAL

I, judge of the trial court, certify this criminal case:

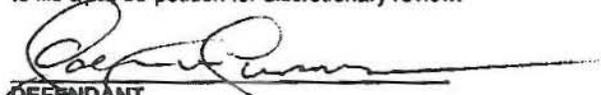
- is not a plea-bargain case, and the Defendant has the right of appeal; or
- is a plea-bargain case, but matters were raised by written motion filed and ruled on before trial and not withdrawn or waived, and the Defendant has the right of appeal; or
- is a plea-bargain case, but the trial court has given permission to appeal, and the Defendant has the right of appeal; or
- is a plea-bargain case, and the Defendant has NO right of appeal; or
- the Defendant has waived the right of appeal.

SIGNED November 12, 2013



JUDGE PRESIDING

I have received a copy of this certification. I have also been informed of my rights concerning any appeal of this criminal case, including any right to file a *pro se* petition for discretionary review pursuant to Rule 68 of the Texas Rules of Appellate Procedure. I have been admonished that my attorney must mail a copy of the court of appeals judgment and opinion to my last known address and that I have only 30 days in which to file a *pro se* petition for discretionary review in the Court of Criminal Appeals. Tex. R. App. P. 68.2 I acknowledge that, if I wish to appeal this case and if I am entitled to do so, it is my duty to inform my appellate attorney, by written communication, of any change in the address at which I am currently living or any change in my current prison unit. I understand that, because of appellate deadlines, if I fail to timely inform my appellate attorney of any change in my address, I may lose the opportunity to file a *pro se* petition for discretionary review.


 DEFENDANT
 10113 Little Creek Cir
 Mailing address
 713-542-7404
 Telephone number

 Fax number, if any


 DEFENDANT'S ATTORNEY
 24060011
 State Bar Number
 (512) 551-4151
 Telephone number
 888-840-7031
 Fax number, if any

2:07 FILED P M
 o'clock GS

NOV 12 2013

Nancy E. Rosta
 County Clerk, Williamson Co., TX

CAUSE NO. 13-06716-3

THE STATE OF TEXAS

VS.

JACK WALTON LUMUS

§ COUNTY COURT AT LAW #3

§

§ OF

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§ WILLIAMSON COUNTY, TEXAS

ADMONITIONS TO DEFENDANT

- 1. The applicable range of punishment for the offense to which you, the Defendant, are pleading is:
 - Driving While Intoxicated—1st Offense: 72 hours to 180 days confinement in jail and a fine not to exceed \$2000.00.
 - Driving While Intoxicated—2nd Offense: 30 to 365 days confinement in jail and a fine not to exceed \$4000.00.
 - Class "A" Misdemeanor: Confinement in jail for a term not to exceed 365 days and/or a fine not to exceed \$4000.00.
 - Class "B" Misdemeanor: Confinement in jail for a term not to exceed 180 days and/or a fine not to exceed \$2000.00.
 - Other:
- 2. The Court is not bound by any plea agreement between you and the State. If the Court assesses a punishment different from that recommended by the State or Defendant, you may not have a right to withdraw the plea after sentencing.
- 3. If the punishment assessed does not exceed the punishment recommended by the State and agreed to by you, you must obtain the Court's permission to appeal any matter, except matters raised by written motions filed and ruled upon before trial.
- 4. If you are not a United States citizen, a plea of "GUILTY" or "NO CONTEST" to the offense charged may result in deportation, exclusion from admission to this country, or the denial of naturalization under federal law.
- 5. If you are convicted of a misdemeanor offense involving violence where you are or were a spouse, intimate partner, parent, or guardian of the victim or are or were involved in another, similar relationship with the victim, it may be unlawful for you to possess or purchase a firearm, including a handgun or long gun, or ammunition, pursuant to federal law under 18 U.S.C. § 922(g)(9) or § 46.04, Texas Penal Code.

SELF-REPRESENTATION

I understand I have a right to be represented by an attorney in this case and I have a right to a court-appointed attorney if I am indigent. I understand the disadvantages of self-representation. However, I wish to waive my right to counsel and represent myself in this case.

DEFENDANT

WAIVERS, CONSENT, JUDICIAL CONFESSION, AND PLEA AGREEMENT

I, Defendant, understand the admonitions from the Court, and I am aware of the consequences of my plea of "GUILTY" or "NO CONTEST." I waive my right to a jury trial. I waive my right to cross-examine witnesses against me. I waive my right to remain silent. I waive the reading of the Information in my case. I waive time for sentencing and a pre-sentence investigation report after entry of my plea. I consent to an oral stipulation of the evidence and the admission of any documentary evidence in my case. I waive my right to file a motion for new trial or appeal my case to a court of appeals. If this case has been reduced from a higher offense, or changed to a different offense as part of the plea agreement, I agree not to seek expunction of the underlying offense.

I judicially confess to committing the offense of HARASSMENT as charged within the Information. I agree to plead GUILTY NO CONTEST to said offense. I also plead TRUE to any enhancement and special issue allegations. In exchange, the State agrees to recommend the following punishment: 180 days in jail probated for 12 months and a fine of \$2000.00, with Defendant paying \$300.00 of said fine and the remainder probated for the same period of time, and all conditions of probation imposed by the Court.

I have read and accept the admonishments, waivers, and plea agreement above and I am aware of the consequences of my plea.

DEFENDANT

I believe Defendant to be mentally competent, and Defendant understands the consequences of his/her plea.

DEFENDANT'S ATTORNEY

The State consents to and approves of the foregoing matters.

ASSISTANT COUNTY ATTORNEY

The Court finds that Defendant is aware of the consequences of the plea. The Court approves Defendant's waivers and finds Defendant's plea was made voluntarily, knowingly, and intelligently.

SIGNED November 12, 2013

FILED at 3:02 o'clock P M NOV 12 2013 JUDGE PRESIDING

Nancy E. Reiter County Clerk, Williamson Co., TX

1073-149784

No. PR 13 012651

Fee: 60.00
Cause No.: 3FSW130315

THE STATE OF TEXAS
COUNTY OF WILLIAMSON

PERSONAL BOND
KNOWN ALL MEN BY THESE PRESENTS

THAT I, Jack Sumus charged with the offense of a misdemeanor, to wit,

Reassessment
am held and firmly bound unto the State of Texas in the penal sum stated below for the payment of which sum well and truly to be made, and in addition all necessary and reasonable fees and expenses that may be incurred by peace officers in rearresting me in the event the conditions of this bond are violated, and I do bind myself, my heirs, executors and administrators, jointly and severally by these presents.

THE CONDITION OF THE ABOVE OBLIGATION IS THAT I swear that I will appear before the County Court at Law # 3 Court of Williamson County, Texas at the Courthouse Annex, 405 Martin Luther King Street, in the City of Georgetown, Texas, on the 1 day of October 2013, at the hour of 9 AM or upon notice by the Court or pay to the court the principal sum of \$ 2,000.00 plus all necessary and reasonable expense incurred in any arrest for failure to appear.

I further swear that I will appear before any court or magistrate before whom this cause may hereinafter be pending at any time and place as may be required.

Now if I shall well and truly make said appearance before said Court, and there remain from day to day and term to term of said Court, until discharged by due course of law, then and there to answer said accusation against me, and further shall well and truly make my personal appearance in any and all subsequent proceedings that may be had relative to said charge in the course of the criminal action based on said charge, this obligation shall become void: otherwise to remain in full force and effect.

RECEIVED

SIGNATURE OF DEFENDANT

SWORN TO AND SUBSCRIBED BEFORE ME, This 21 day of August, 2013

Nancy E. Ruter
County Clerk, Williamson Co., TX

MAGISTRATE/NOTARY

THIS PERSONAL BOND IS APPROVED, effective only after arresting agency has completed its booking process, and the defendant at such time is ordered released on the conditions of this bond.

Bond ID# PRM 2013-01706

MAGISTRATE

Defendant's Address: 10113 Littlecreek Cir Phone: () 713-542-7404
 City: DAPPING SPRINGS TX Zip: 78620
 Nearest Relative: DON LUMUS FATHER
 Race: W Sex: M F HI: 5 Wt: 7 Hair: Brown Eyes: AZL
 DOB: 8/30/79 Age: 39 Birthplace: HARRIS CO. FILED TX
 D.L.A.D.: 09491966 State: TX at 1:33 o'clock P M
 Employer: UN EMPLOYED Phone: ()
 Address: City: SEP 05 2013
 Attorney: Phone: ()
 Receipt No.: 14-747591863 Receipt Amount: 60 Ruter
 Officer Name: Hermander Lopez Employee No.: 10302 Clerk, Williamson Co., TX

13-06714-3

Cause Number unfiled CCL3

State of Texas

Vs.

JACK W. LUMUS
DOB 8-30-73

Bail Conditions

The Defendant has been arrested for the following reasons: HARASSMENT

The Victim is identified as: CHRISTA LUMUS

Bail is set in the amount of 2,000.00. Bail in this amount is sufficient provided that the Defendant meet the following bail conditions.

1. Defendant is prohibited from going WITHIN 200 YARDS OF the Victim's place of residence.
2. Defendant is prohibited from having contact with the victim, except in the presence of attorneys representing the state or in connection with court proceedings or in connection with child visitation exchanges.
3. Defendant is prohibited from communicating directly or indirectly, either electronically, in person or through a third party, in a threatening or harassing manner, with the Victim.
4. Defendant is prohibited from going within 200 yards of any school attended by any Victim OR within 200 yards of any place of employment of Victim.
5. Defendant shall commit no offense against the laws of this state or any state or the United States or any other country.
6. Defendant shall not possess any firearms while case is pending.
7. Defendant to comply with any other bail conditions deemed appropriate by the trial court judge.

A violation of a bond condition will be good and sufficient cause to revoke bond, order the arrest of the defendant and to require another bond in such amount as is deemed proper.

SIGNED this the 21 day of August, 2013.

Magistrate

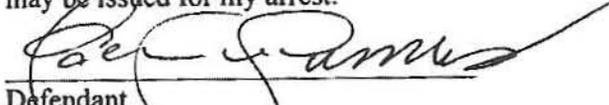


FILED
at 1:33 o'clock PM
SEP 05 2013
Nancy E. Kater
County Clerk, Williamson Co., TX

13-00716-3

Cause Number unfiled CCL3

I have received a copy of the foregoing "bail conditions" and agree to comply with each condition. I understand that if I fail to comply with any of these conditions a warrant may be issued for my arrest.



Defendant

____ Original, District Clerk
____ Copy, Victim

_____ Copy, District Attorney

FILED
at 1:33 o'clock PM

SEP 05 2013



County Clerk, Williamson Co., TX



THE STATE OF TEXAS
WILLIAMSON COUNTY

| NOTIFY | FAMILY VIOLENCE OFFENSE | DISPOSITION |
|--|--|--|
| <input type="checkbox"/> JP - 1 <input type="checkbox"/> JP - 3 <input type="checkbox"/> JP - 2 <input type="checkbox"/> JP - 4 <input type="checkbox"/> Municipal Ct. | <input type="checkbox"/> Further Detention _____ hours <input type="checkbox"/> EPO Issued _____ days | <input type="checkbox"/> Commitment <input type="checkbox"/> Released without Bail, Class C Misd. <input checked="" type="checkbox"/> Personal Bond Approved |
| | | <input checked="" type="checkbox"/> Bond Conditions <input checked="" type="checkbox"/> Other <u>\$60</u> |

CHG. Harassment ARREST W/O WARRANT/AFFIDAVIT FILED
 WARRANT # FSW130315 COURT County 3 BAIL \$ 2,000.00
 ARREST W/O WARRANT/AFFIDAVIT FILED

CHG. _____ WARRANT # _____ COURT _____ BAIL \$ _____
 ARREST W/O WARRANT/AFFIDAVIT FILED

CHG. _____ WARRANT # _____ COURT _____ BAIL \$ _____
 ARREST W/O WARRANT/AFFIDAVIT FILED

CHG. _____ WARRANT # _____ COURT _____ BAIL \$ _____
 ARREST W/O WARRANT/AFFIDAVIT FILED

8/21/2013 at 2:53 A.M./P.M. Jack W Lumus DOB 8/30/73

Defendant, appeared before me. I informed the said Defendant in clear language of the accusation(s) against the Defendant and of any affidavit filed therewith, and I further informed the Defendant as follows as required by Article 15.17. Code of Criminal Procedure:

1. You have the right to retain counsel;
2. You have the right to remain silent;
3. You have the right to have an attorney present during any interview with peace officers or attorneys representing the state;
4. You have the right to terminate the interview at any time;
5. You have the right to request the appointment of counsel if you are indigent and cannot afford counsel;
6. If you are charged with a felony offense, you have the right to have an examining trial;
7. You are not required to make a statement and any statement made by you may be used against you;

ATTORNEY INFORMATION: On the above stated date, Defendant was asked by the Magistrate whether he / she was going to retain an attorney at his / her own expense or whether Defendant would need an attorney appointed to represent him / her in respect to the charges pending against him / her. Defendant advised the Magistrate that he / she:

- (WILL HIRE AN ATTORNEY OR PROVIDE HIS / HER OWN REPRESENTATION)
 - (REQUESTED THE APPOINTMENT OF COUNSEL)
- in respect to these charges. WJL initials
- Out of County Charges
 - Class C offenses only
 - (Other) _____

The Defendant advised the Magistrate that he / she is:
 a citizen of the United States of America Refused to state citizenship

_____ a citizen of _____, a (mandatory) (discretionary) notification country.
 You are entitled to have consular officials from your country contacted regarding your arrest. Your consulate may be able to help you obtain legal counsel, contact your family and visit you in detention. If you want us to notify your consulate officials, you can request this notification now or at any time in the future.

Do you want us to notify your country's consular officials: Yes No

_____ Requires Mandatory Notification

County Clerk, Williamson Co., TX
 E. R. Rife
 SEP 05 2013
 FILED
 o'clock PM

IN WITNESS WHEREOF, I have subscribed my name on the date indicated above:

[Signature]

MAGISTRATE

I hereby acknowledge that the foregoing warnings were administered to me in clear language and I fully understand the meaning of each. I understand that if I change my mind regarding my ability to hire an attorney, I can request that an attorney be appointed subsequent to this date. The Magistrate explained to me the local procedures for requesting an appointed attorney.

[Signature]
 DEFENDANT

INTERPRETER, IF USED

WITNESS

WHITE - COURT YELLOW - COMMITMENT PINK - JAIL BLUE - DEFENDANT

13-007110-3

Scanned BY 10 2013

13-06716-3
JP

WARRANT OF ARREST

IN JUSTICE COURT
PRECINCT No. 3
of Williamson County

Cause #: 3FSW-13-0815

Recommended Bond \$: 2,000.00
Fine & Cost Amount \$: _____
Warrant Fee \$: _____
Total \$: _____

GPD CASE#
2012-211-005

THE STATE OF TEXAS

vs.

Jack W. Lumus

Address: 3910 Canterbury City: Baytown State: Texas Zip: 77521
D.O.B.: 08/30/1973 D.L. State: Texas D.L. #: 09791966

D.L. Expires: 08/30/2015 SS #: 635-033-745 Other LD. Info: FBI#711592FB4/DPS#045506972
Race: White Sex: Male Height: 507 Weight: 190 Hair: Brown Eyes: Brown

THE STATE OF TEXAS

To any PEACE OFFICER of The State of Texas Greeting:

YOU ARE HEREBY COMMANDED to arrest Jack W. Lumus

if to be found in the State of Texas, and bring him/her before me, a Justice of the Peace in and for Precinct No. _____
Williamson County, Texas, at my office in Georgetown, in said County immediately, to answer to the STATE
OF TEXAS for an offense against the laws of said State to-wit:

Harassment PC 42.07 M/B offense occurred on or about 07/29/2012

of which offense he/she is accused by the written complaint, under oath of Det. Chris Brown filed before me.

Herein Fail Not, but of this writ make due return, showing how you have executed the same.

Witness my official signature this 10th day of May, 20 13
Bill [Signature] Justice of the Peace
Precinct No. 3 Williamson County, Texas.

2013 AUG 27 AM 9:41
WILLIAMSON COUNTY
JUSTICE OF PEACE #3



PEACE OFFICER RETURN

Came to my hand the _____ day of _____, A.D., 20 _____ o'clock _____ M., and
executed on the 21 day of Aug., A.D., 20 13 o'clock PM by arresting the
said Defendant at WCSO in Williamson County, Texas, and *taking _____ bond, which is
herewith returned* placing him/her in the County jail of Williamson County, Texas.

I actually and necessarily traveled _____ miles in the service of this Writ, in addition to any other mileage I may
have traveled in the service of other process in this cause during the same trip.

| | | |
|---|----|--------------|
| FEES- Executing/Processing Arrest Fee.... | \$ | <u>50.00</u> |
| Mileage _____ miles..... | \$ | _____ |
| Making Bond..... | \$ | _____ |
| Commitment..... | \$ | _____ |
| Release..... | \$ | _____ |
| Total..... | \$ | _____ |

[Signature] Sheriff
[Signature] Peace Officer
Williamson
(Law Enforcement Agency/Department)

*Erase according to the facts.

Cause Number

3 PSW-13-0315

THE STATE OF TEXAS
COUNTY OF WILLIAMSON

X
X
X

IN THE JUSTICE COURT- PCT
ATLAW #3.
WILLIAMSON COUNTY, TEXAS

Misdemeanor Affidavit and Complaint

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

The undersigned Affiant, who after being duly sworn by me, on oath, makes the following statement:

My belief of the foregoing statement is based upon:

- Personal Knowledge
- Information provided to me by _____, a credible person who personally observed or gathered such information.

I have good reason to believe, and do believe, that **Jack W. Lumus**, on or about the **29th** day of **July, 2012**, and before the making and filing of this complaint, in Georgetown, Williamson County, Texas, did there and then knowingly or intentionally commit the offense of **Harassment PC 42.07 M/B**.

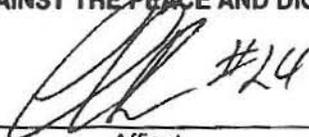
I, **Det. Chris Brown**, being duly sworn, do state upon my oath that I have good reason to believe, I do believe, and I charge heretofore, that before the filing of this complaint, **Jack W. Lumus**, on or about the **29th** day of **July, 2012**, in Georgetown, Williamson County, Texas, did then and there with intent to harass, annoy, alarm, abuse, torment, or embarrass Christa Lumus, send repeated electronic communications to Christa Lumus in a manner reasonably likely to harass, annoy, alarm, abuse, torment, embarrass, or offend another, to-wit: Text messages.

Through the course of an investigation, the Affiant has learned the following facts:

On 07/29/2012 Georgetown Police Officer Justin Robbins took a call of Harassment that occurred at 200 River Oaks CV #1510 Georgetown, Williamson County, Texas. Officer Robbins made contact with Christa Lumus who stated that her ex-husband Jack Lumus has been harassing her with repeated text messages and phone calls. Affiant was able to get copies of the text messages for July 28th and July 29th 2012. The total number of text messages from Jack Lumus to Christa Lumus on July 28, 2012 was 48. The total number of texts for July 29th 2012 was 82. Christa Lumus sent text messages to Jack Lumus telling him to stop texting and calling her. The content of the majority of the text messages from Jack Lumus to Christa Lumus were about Christa Lumus' new boyfriend. Christa Lumus stated to Affiant that the text messages she received from Jack Lumus harassed and annoyed her.

The Affiant is a Commissioned Peace Officer for the Georgetown Police Department, Georgetown, Williamson County, Texas and believes that the above described events occurred in Georgetown, Williamson County, Texas. The Affiant also believes, based on the above stated facts, that the defendant has committed the offense of **Harassment PC 42.07 M/B**.

AGAINST THE PEACE AND DIGNITY OF THE STATE OF TEXAS.

 #24

Affiant

Sworn and subscribed before me by **Det. Chris Brown**, a credible person, on this **10th** day of **May, 2013**.

 #33

Judge / Justice Clerk / Notary / Peace Officer

3FSW-13-0315

On this the 10th day of May, 2013, I hereby acknowledge I have examined the foregoing affidavit and have determined that probable cause does exist for the issuance of an arrest warrant for the individual accused therein.

Bill J. J. J.
Magistrate - Williamson County, Texas



GPD Case #: 2012-211-005

FILED

at 12:26 o'clock PM

DEC 02 2013

Nancy E. Kester

County Clerk, Williamson Co. TX

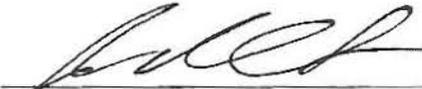
13-06714-3

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

I, the undersigned ASSISTANT COUNTY ATTORNEY of WILLIAMSON COUNTY, in said State, on the written affidavit of W. BLAKE PLUECKHAHN, a competent and credible person herewith filed in the County Court at Law No. 3, in the County of Williamson and the State of Texas do present unto said court that on or about offense date **07/29/2012**, and before the making and filing of this information in the County of Williamson and the State of Texas, **JACK WALTON LUMUS**, Defendant, did then and there

with intent to harass, annoy, alarm, abuse, torment or embarrass Christa Lumus, cause the telephone of Christa Lumus to ring repeatedly,

AGAINST THE PEACE AND DIGNITY OF THE STATE.



Assistant County Attorney
Williamson County, Texas.

FILED
at 1:33 o'clock PM
SEP 05 2013

County Clerk, Williamson Co., TX

13ae7110-3

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

I, **W. BLAKE PLUECKHAHN**, being duly sworn, do state upon my oath that I have good reason to believe and do believe, based upon the facts stated in the Probable Cause Affidavit and/or written offense report and investigation of **C. BROWN**, whom I know to be a Peace Officer of the State of Texas who is a reliable observer and investigator, and I charge that heretofore, and before the filing of this complaint that on or about offense date 07/29/2012, in the County of Williamson and the State of Texas, **JACK WALTON LUMUS**, Defendant, did then and there

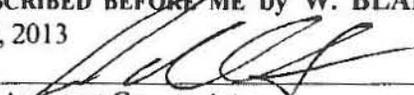
with intent to harass, annoy, alarm, abuse, torment or embarrass Christa Lumus, cause the telephone of Christa Lumus to ring repeatedly,

AGAINST THE PEACE AND DIGNITY OF THE STATE.



W. BLAKE PLUECKHAHN, COMPLAINANT

SWORN TO AND SUBSCRIBED BEFORE ME by **W. BLAKE PLUECKHAHN**, a credible person, on August 30, 2013



Assistant County Attorney
Williamson County, Texas.

FILED
at 1:33 o'clock pm

SEP 05 2013



County Clerk, Williamson Co., TX