THE STATE OF TEXAS COUNTY OF MATAGORDA

ORDER OF COMMITMENT

TO THE SHERIFF OF MATAGORDA COUNTY, GREETINGS:

You are hereby commanded to commit to the jail of Matagorda County, Texas, the body of:

William Keathley for the charge (s) of :

CAUSE NO.	CHARGE	FINE		COMMITMENT FEE	TOTAL	BOND	COURT
23-0069-Z	Ass. FV. Mem/House Mem/Imp. Breath Circ F3	$	+	$ 5.00	$	$10,000.00	DC
		$	+	$ 5.00	$	$	
		$	+	$ 5.00	$	$	
		$	+	$ 5.00	$	$	
		$	+	$ 5.00	$	$	
		$	+	$ 5.00	$	$	

GRAND TOTAL $_____

I, the above mentioned defendant do hereby enter a plea of: _____ Nolo Contendre
_____ Guilty
_____ Not Guilty

On the above mention class C misdemeanor charge (s), I waive my right to a trial by jury and accept the above mentioned fines and costs for said offense.

X _____, **Defendant**

The said defendant may be released upon the payment and/or credit of fines and costs as ordered above and/or the posting of said bond (s). Herein fail not, but this make due return showing how you have executed the same. (**Required Signature of judge**)

Witness my signature this the 30 day of December, 2023

S Sullivan S Sullivan, **Justice of the Peace, Matagorda County, Texas**

Paid Fine $ _____, Made Payment On Fine of $ _____,or Served _____ Days In Jail At $ _____ per day. Total Credit $ _____

Released to pay by authority of: _____ Served fine and Released on: _____ Released on Bond to: _____

Signature of Jailer/Deputy: _____

***EPO ISSUED** effective date beginning _____ day of _____, 20__. Ending _____ day of _____, 20__. Judge _____

***BONDING CONDITIONS** issued by Judge _____

Revised 4/12/2021

MAGISTRATE'S WARNING
(Art. 15.17)

Law Enforcement Agency MCSO Court DC
Date of Arrest 12.28.23 Time 11:20p Matagorda County, Texas
Warrant # 23-0069-2
Place of Arrest 2026 CR 317 Palacios Bail Set $ 10,000.00
Has a probable cause affidavit been filed? ☒ YES ☐ NO ☐ NOT APPLICABLE

THE STATE OF TEXAS
COUNTY OF MATAGORDA

Before me, the undersigned, a magistrate of Matagorda County, Texas, on the 30 day of December, 2023 at 930 A.m. appeared William Keathley
Defendant and I gave defendant the following warnings:

☒. You are charged with the offense of Asg. FV: Firm/House Mem./Impede Breath/Cir. F3
☐ a felony ☐ a misdemeanor.
☐. You have the right to hire an attorney to represent you.
☐. You have the right to have an attorney present prior to and during any interview and questioning by peace officers or attorneys representing the State.
☐. You have the right to remain silent.
☐. You are not required to make a statement, and any statement you make may be used against you in court.
☐. You have the right to stop any interview or questioning at any time.
☐. You have the right to have an examining trial if you have been charged with a felony.
☐. You have the right to request the appointment of counsel if you cannot afford counsel.

The magistrate SHALL ensure that the person is informed of the following procedures:

☐. A financial affidavit must be signed;
☐. An affidavit is a written or printed declaration or statement of facts made voluntarily and confirmed by oath before a person having authority to administer such oath;
☐. If defendant meets indigence standards, defendant will qualify for a court-appointed attorney;
☐. An application for a court-appointed attorney must be completed to determine if defendant qualifies for a court-appointed attorney;
☐. That reasonable assistance will be provided to defendant when filling out the application for a court-appointed attorney, if needed;
☐. That an attorney should attempt to contact defendant by the end of the first working day after appointed and to interview defendant as soon as practicable after the appointment. If the appointment is made when defendant is before the Court, defendant will be given the attorney's name, address, and phone number.
☐. If you (the defendant) are not a United States citizen and you have been arrested or detained, you may be entitled to have us notify your country's consular representative here in the United States.
Do you want us to notify your country's consular officials? ☐ NO ☐ YES IF YES, WHAT COUNTRY?

If you are a citizen of a country that requires us to notify your country's consular representative, we shall notify them as soon as possible.

NOTICE: 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 USC Section 922(g)(9) or Section 46.04(b), Texas Penal Code. If you have any questions whether these laws make it illegal for you to possess or purchase a firearm, you should consult an attorney. (*Ref: Art. 27.14*)

ARE YOU REQUESTING AN ATTORNEY AT THIS TIME? ☐ NO ☐ YES
I acknowledge that I was given the above warnings and I also acknowledge that this is not an admission of guilt.

William Keathley Defendant. ☐ Defendant refused to sign

Date signed: December 30, 2023

☐. Having found that conditions are NOT reasonably necessary to secure the defendant's attendance at trial NOR are related to the safety of a victim of the alleged Offense and to the safety of the community, **NO CONDITIONS** Are required for release at this time.

S Sullivan S Sullivan
Magistrate

☐ Having found that conditions are reasonably necessary to secure the defendant's attendance at trial and are related to the safety of a victim of the alleged offense and to the safety of the community, the **ATTACHED CONDITIONS OF BAIL** Are required for release. **Said conditions are ORDERED to be Attached to any bail bond executed in this case.**

Witness/Officer

Place of warning: Matagorda County Sheriff's Office, Bay City, Matagorda County, Texas
This hearing was interpreted (if necessary) by

Booking Sheet

Matagorda County Sheriff's Office
2308 Avenue F./ Bay City, Texas
(979)245-5526

SO NUMBER	DATE BOOKED	CURRENT CLASS	PAGE
64006	12/29/2023	MED. ASLT/ESC	1
CURRENT CELL: PADDED 2	CUSTODY STATUS: F. PRETRIAL FELONS (DO NOT INCLUDE PAROLE VIOLATORS, ETC.)		OF 2

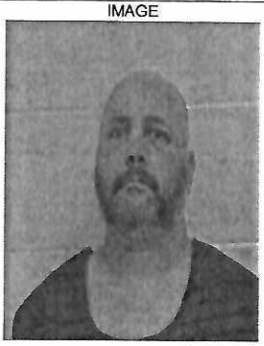
IDENTIFICATION

NAME	PID	SID	JAIL ID / BOOKING NUMBER
KEATHLEY, WILLIAM	100718		2023-019261

ALIAS NAME(S):

FBI:

IMAGE



RACE	SEX	ETHNICITY	DATE OF BIRTH	AGE	DL / ID NO.
W	MAL	NON HISPANIC	06/17/1973	50	TX-10750483

HEIGHT	WEIGHT	HAIR	EYES	BUILD	COMPLEXION	SOCIAL SECURITY NO.
5 FT. 8	190	BRO	GRN	MED	MED	492-74-1412

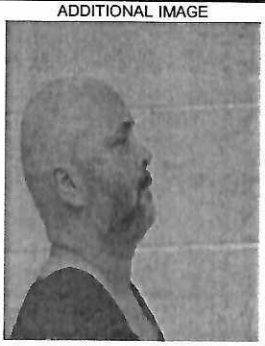
SCARS, MARKS, TATTOOS, AMPUTATIONS:

ADDRESS	PHONE	PLACE OF BIRTH
2926 COUNTY ROAD 317 PALACIOS TX 77465	CELL: 817-219-6090	MIDLAND, TX UNITED STATES

EMER

EMERGENCY CONTACT NAME	EMERGENCY CONTACT ADDRESS & PHONE	PHONE NUMBER(S) CALLED AT BOOKING:
MARTIN KEATHLEY RELATIONSHIP: FATHER	501 BOCA BAY CT GRANDBURY TX 76048 575-302-6840	

ADDITIONAL IMAGE



ARREST

ARRESTING AGENCY	ARRESTING OFFICER	ARREST DATE	ARREST TIME	ARREST LOCATION
MATAGORDA COUNTY SHERIFF'S OFFICE	2775, NASH, JEREMY	12/28/2023	11:20 PM	2926 CR 317 PALACIOS TX 77465

VEHICLE MAKE	MODEL	LICENSE NO.	STATE	VEHICLE TOWED BY	VEHICLE STORED AT

PROPERTY

PROPERTY BOX	INITIAL DEPOSIT AMT.
002	CURRENT BALANCE

I certify that this is a correct list of items removed from my possession at the time I was placed in jail.

☒ William Keathley
Prisoner's Signature

DATE RECEIVED: 12 29 23

Hidalgo, Ida

QTY	ITEM DESCRIPTION	LOCATION	BIN/BOX
1	PANTS GREY	Property	002
2	SHOES HOUSE SHOES	Property	002
1	JACKET BLACK	Property	002
1	UNDERWEAR GREY	Property	002
1	CAP GREY	Property	002
1	BILLFOLD BROWN	Property	002
1	TXDL 10750483	Property	002
1	WATCH GREY/BROWN	Property	002

◄ END OF LIST ►

979-645-2303
Barbara Mondalvo
1736-Call Made

THUMB PRINT

CHARGES

HOLD REASON	WARRANT / REFERENCE NO.	OFFENSE	DEGREE	BONDING STATUS	BOND AMOUNT	BOND TYPE	FINE	DISP

Booking Sheet

Matagorda County Sheriff's Office
2308 Avenue F./ Bay City, Texas
(979)245-5526

SO NUMBER	DATE BOOKED	CURRENT CLASS	PAGE
64006	12/29/2023	MED. ASLT/ESC	**2**
CURRENT CELL	CUSTODY STATUS		OF
PADDED 2	F. PRETRIAL FELONS (DO NOT INCLUDE PAROLE VIOLATORS, ETC.)		**2**

Warrantless/On -View		ASSAULT FAM/HOUSE MEM IMPEDE BREATH/CIRCULAT	Third Degree Felony	Not Set				

MAGISTRATE'S EMERGENCY PROTECTIVE ORDER

TEX. CODE CRIM. PROC. ANN. art. 17.292

No. 23.0069.Z

IN THE MATTER OF William Keathley	§ §	IN THE JUSTICE COURT PCT. 2 PLACE 1
	§	MATAGORDA COUNTY, TEXAS SITTING AS MAGISTRATE

MAGISTRATE'S EMERGENCY PROTECTIVE ORDER

On the 30 day of December 20 23, MCSO Deputy. Applicant appeared, who is:

- ☐ the victim;
- ☐ the victim's guardian;
- ☒ a peace officer; or
- ☐ the State's attorney, in the above styled case.

Applicant is seeking a Magistrate's Emergency Protective Order against William Keathley, Defendant, based on the findings set forth below, for the protection of:

Name Barbara Montalvo Relationship to Defendant ex-girlfriend/Roommate

Name _____ Relationship to Defendant _____

Name _____ Relationship to Defendant _____

The court finds that, on 30, December 20 23 William Keathley, Defendant was arrested by MCSO Deputy, a duly-authorized MCSO Agency for the offense of:

- ☒ *family violence*, as defined in § 71.004, Texas Family Code; involving:
  - ☒ serious bodily injury; AND/OR
  - ☐ use or exhibition of a deadly weapon during commission of an assault; AND/OR
- ☒ an act in furtherance of *stalking*, an offense under § 42.072, Texas Penal Code, against the victim(s) named above.
- ☐ The court further finds that Defendant is licensed by the State of Texas to carry a concealed handgun; and
- ☐ The court finds that Applicant has requested confidentiality of addresses for the protection of the victim(s) named herein, and that there is good cause to keep the addresses confidential.

The court further finds that application was properly made and

- ☒ there is good cause to issue a Magistrate's Emergency Protective Order; or
- ☐ it is mandatory for the court to issue a Magistrate's Emergency Protective Order.
- ☐ Of the court's own motion a Magistrate's Emergency Protective Order shall issue.

THEREFORE, it is the JUDGMENT of this court that MCSO Deputy. Applicant, shall have judgment against William Keathley, Defendant, according to the terms of the court's Order set out below.

(continued)

ORDER OF THE COURT

WARNING

"A VIOLATION OF THIS ORDER BY COMMISSION OF AN ACT PROHIBITED BY THE ORDER MAY BE PUNISHABLE BY A FINE OF AS MUCH AS $4000.00 OR BY CONFINEMENT IN JAIL FOR AS LONG AS ONE YEAR OR BY BOTH. AN ACT THAT RESULTS IN FAMILY VIOLENCE OR A STALKING OFFENSE MAY BE PROSECUTED AS A SEPARATE MISDEMEANOR OR FELONY OFFENSE. IF THE ACT IS PROSECUTED AS A SEPARATE FELONY OFFENSE, IT IS PUNISHABLE BY CONFINEMENT IN PRISON FOR AT LEAST TWO YEARS.

THE POSSESSION OF A FIREARM BY A PERSON, OTHER THAN A PEACE OFFICER, AS DEFINED BY SECTION 1.07 PENAL CODE, ACTIVELY ENGAGED IN EMPLOYMENT AS A SWORN, FULL-TIME PAID EMPLOYEE OF A STATE AGENCY OR POLITICAL SUBDIVISION, WHO IS SUBJECT TO THIS ORDER MAY BE PROSECUTED AS A SEPARATE OFFENSE PUNISHABLE BY CONFINEMENT OR IMPRISONMENT.

"NO PERSON, INCLUDING THE PERSON WHO IS PROTECTED BY THIS ORDER, MAY GIVE PERMISSION TO ANYONE TO IGNORE OR VIOLATE ANY PROVISION OF THIS ORDER. DURING THE TIME IN WHICH THIS ORDER IS VALID, EVERY PROVISION OF THIS ORDER IS IN FULL FORCE AND EFFECT UNLESS A COURT CHANGES THIS ORDER."

It is the ORDER of this court, pursuant to article 17.292, Texas Code of Criminal Procedure, that William Keathley, Defendant, shall be prohibited from (check all that applies):

1. ☒ committing *family violence,* as defined in § 71.004, Texas Family Code, against persons listed above or an assault on the person seeking protection; AND/OR

2. ☒ committing an act in furtherance of *stalking*, an offense under § 42.072, Texas Penal Code, against those persons named above; AND/OR

3. ☒ communicating

☒ directly with a member of the family or household or with the person seeking protection in Barbara Montalvo a threatening or harassing manner; AND/OR

☒ a threat through any person to a member of the family or household or to the person Barbara Montalvo seeking protection; AND/OR

4. ☒ going to or within 200 Yard ~~feet~~ of Barbara Montalvo

(For the next two items, give specific addresses in the spaces provided unless confidentiality of addresses is ordered. See box below for confidential addresses.)

☒ the residence, place of employment, or business of a member of the family or household or of the person seeking protection, at 2926 CR 317 Palacios Tx; or

☒ the residence, child care facility, or school where a child protected under the order resides or attends at Central Elem. School 1001 5th Palacios Tx.

IF CONFIDENTIALITY OF ADDRESSES IS ORDERED, USE THE FOLLOWING:

☐ **"Any residence** of _____(name/s of victim/s) in _____ County, Texas"; AND OR

☐ **"Any place of employment/business** of _____ (name/s of victim/s) in _____County, Texas"; AND/OR

☐ **"Any Child care facility/school** of _____ (name/s of child/children) in _____ County, Texas"; AND/OR

5. ☐ IT IS FUTHER ORDERED that Defendant's concealed handgun license is hereby SUSPENDED and, upon demand by the Texas Department of Public Safety, Defendant shall surrender the license to the Department; and the suspension shall be effective for the duration of this Order.

IT IS FURTHER ORDERED that, the Defendant be served a copy of this Order in open court at the conclusion of this hearing; and that said Order SHALL BE IN FULL FORCE AND TAKE EFFECT when served upon Defendant for a period of 61 days; and

IT IS FURTHER ORDERED that copies of this Order shall be sent immediately to the following persons or organizations (check all that apply):

☒ Chief of Police Palacios PD (city)

☒ Sheriff of Matagorda (county)

☒ Constable of Pct 3 Alvarez (county)

☒ Victim Barbara Montalvo

☒ School Central Elem. School

☐ Day Care Facility _____

☐ Concealed Handgun Licensing Section, Texas Department of Public Safety, P.O. Box 4143, Austin, TX 78765-4143.

A copy of this Order was given to Defendant on this date as set forth in Defendant's Acknowledgement attached hereto.

This MAGISTRATE'S EMERGENCY PROTECTIVE ORDER is SIGNED AND ENTERED on 30 Dec, 20 23, in the above-named and numbered cause.

Expiration of Order February 29, 2024

S Sullivan

S Sullivan

JUSTICE OF THE PEACE,
PCT. 2, PL. 1,
MATAGORDA COUNTY, TEXAS

POSSESSING A FIREARM

IT IS FURTHER ORDERED THAT DEFENDANT SHALL NOT HAVE IN HIS POSSESSION AT ANY TIME DURING THE DURATION OF THIS COURT ORDER A FIREARM OF ANY KIND.

DEFENDA'NT'S ACKNOWLEDGEMENT OF SERVICE OF EPO

I, _____, Defendant, hereby acknowledge I received a copy of the Magistrate's Emergency Protective Order issued in the above styled and numbered cause which was read to me in op en court at the time I appeared for a Magistrate's hearing. I further understand this order is in effect for _____ days. (Minimum of 31 days for all offenses; use or exhibition of deadly weapon shall be 91 days but not less than 61 days).
Expiration of EPO _____

_____ Defendant

This EPO is signed and entered and takes effect on _____, 20_____.

_____
JUDGE, PCT. _____, Matagorda County, Texas

MODIFICATION

No modification shall be made to this protective order without notice to each affected party of a hearing to modify. After notice to each affected party, the ISSUING COURT may modify all or part of an order issued under this article if the court finds that:

a) The order as originally issued is unworkable
b) The modifcation will not place the victim of the offense at a greater risk than did the original order; and
c) The modification will not in any way endanger a person protected under the order.

PROTECTION ORDER CONDITIONS (CIRCLE ALL THAT APPLY)

01-Respondent is restrained from assaulting, threatening, abusing, hararssing, following, interfereing with or stalking the protected person and/or child of the protected person.
02-Respondent may not threaten a member of the protected person's family/household.
03-The protected person is granted exclusive possession of the residence/household.
04-Respondent is required to stay away from the residence, property, school or place of employment of the protected person or other family member or householdmember.
05-Respondent is restrained from making any communication with the protected person including, but not limited to, personal, written, or phone contact, or their employers, employees or fellow workers, or other whom the communication would likely to cause annoyance or alarm.
06-Respondent is awarded temporary custody of the child(ren) named.
07-Respondent is prohibited from possessing and/or purchasing a firearm or other weapon.
08-See miscellaneous field for comments regarding the terms and conditions of the protection order.
09-The protected person is awarded temporary exclusive custody of the child(ren) named.

ORDER REQUIRING CONDITIONS OF RELEASE ON BOND[1]

[TO BE PHYSICALLY ATTACHED TO ANY BAIL BOND ISSUED IN THIS CASE]

CAUSE NUMBER 23-0069-Z

STATE OF TEXAS §
VS. William Keathley §
§

IN THE DC / JP2 COURT
OF MATAGORDA COUNTY, TEXAS

OFFENSE: Ass. FV Fam/Mem/House Impede Breath / Cir.

BAIL AMOUNT: $ 10,000.00

DEFENDANT DOB: 6/17/73

SURETY / AGENT NAME: _____

LEVEL OF OFFENSE (CIRCLE ONE)
CAP F1 F2 (F3) SJ MA MB

DL/ID STATE/NUMBER: TX 10750483

DL/ID STATE/NUMBER: _____

As a condition of release on bond, the defendant is ORDERED to comply with the following conditions of release:

1. **INITIAL REPORTING.** Submit and report to pretrial supervision under the direction of Pretrial Services (PTS) of the Community Supervision and Corrections Department (CSCD) of Matagorda County at least once per week beginning on the first Friday after release on bond and continuing on every Friday thereafter and submit an accurately completed and signed Community Supervision report to the PTS officer;

2. **PROVIDE INFORMATION.** Provide PTS with your current address, phone number, place of employment, and name, address, and phone number of a local contact. If you change address, cell or residence phone number or place of employment, you must notify PTS within 24 hours of any such change;

3. **POSSESS ORDER.** Possess on your person at all times a copy of this Order containing the conditions of release on bond;

4. **COMMIT NO OFFENSE** against the laws of this State, any other State, the United States, or any governmental entity; if arrested, report the arrest within 24 hours to the PTS officer;

5. **SUPERVISION FEE.** Pay a bond supervision fee to PTS of $60 each month beginning on the first Friday after release on bond and continuing each month thereafter;

6. **AVOID INJURIOUS OR VICIOUS CONDUCT AND TOTALLY ABSTAIN** from the use or consumption of alcoholic beverages of any kind or any substance capable of or calculated to cause intoxication or the illegal use of any controlled substance;

7. **AVOID PERSONS OF DISREPUTABLE OR HARMFUL CHARACTER,** including but not limited to persons on community supervision or parole or who have been previously convicted of a crime or who have a history or

[1]Texas Code of Criminal Procedure Art. 17.40(a). [To secure a defendant's attendance at trial, a magistrate **may impose any reasonable condition of bond related to the safety of a victim of the alleged offense or to the safety of the community**.]

reputation for violating the laws of this State or of any other State of the United States and specifically avoid contact or association of any type with known felons.

8. **AVOID PLACES OF DISREPUTABLE OR HARMFUL CHARACTER,** including but not limited to any place where unlawful activities are being conducted or any place where alcoholic beverages are sold, served or delivered for on premises consumption except bona fide eating establishments, where you will remain only for such length of time as is reasonably necessary for the consumption of food ordered by or served to you;

9. **OBEY ALL RULES, REGULATIONS AND POLICIES of the CSCD.** These rules additionally require that, upon reporting to the CSCD, the defendant adhere to the dress policies applicable in the 130th Judicial District Courtroom to include 1) no shorts; 2) no tank tops or halter tops; 3) no mesh/net/see-through shirts or blouses; 4) no shirts or clothing with racial, sexual, ethnic, profane, or offensive language; 5) no bare feet or thong-type sandals; 6) no hats or caps; 7) no sunglasses; 8) no short skirts or bare midriffs; and 9) shirt/blouses shall be tucked into the tops of pants or skirts.

10. **RESIDE WITHIN MATAGORDA COUNTY** and do not change your place of residence without first notifying your PTS officer and obtaining written permission. In the event you are permitted to leave Matagorda County, you must do the following:

    A. Surrender passport;
    B. Provide PTS officer with your current cell phone number and report to PTS officer weekly by telephone and respond immediately to any telephone calls from PTS officer;
    C. Other:_____

11. **HOME VISITS.** Permit the PTS officer to visit you at your home or elsewhere;

12. **WORK FAITHFULLY AT SUITABLE EMPLOYMENT.** Do not change employment without notifying PTS officer and, if terminated, notify the PTS officer by the next business day thereafter and secure employment within 30 days thereafter. If unable to secure employment within 30 days, complete the Job Readiness Training Program. Any employment shall be subject to advance approval of the PTS officer;

13. **ABIDE BY TERMS OF PRIOR ORDERS.** If a prior Order in a Suit Affecting Parent-Child Relationship (SAPCR) and/or Magistrate's Emergency Protective Order (EPO) have been entered by any Court, the defendant is hereby ORDERED to abide by the terms of said Order, including, but not limited to payment of Court-Ordered child support payments and contact limitations. Violation of the terms of said SAPCR Order or EPO may subject defendant to contempt proceedings in the appropriate court of continuing jurisdiction in addition to subjecting defendant to a finding that he/she has violated the terms & conditions of this Order;

14. **DRUG TESTING.** Freely cooperate and voluntarily submit to drug testing by submitting a sample of breath, blood, urine, and/or saliva as requested by the PTS officer immediately upon arrest for any offense, or when requested by the PTS officer, such request not to exceed once a week, to determine whether or not you are using or are under the influence of alcohol or any controlled substance[2] (NOTE: DRUG USAGE MAY RESULT IN THE COURT ASSESSING ADDITIONAL JAIL TIME AS A CONDITION OF RELEASE ON Bond). You are required to pay a $15.00 fee for the administration of each test.[3]

15. **UNDERGO SASSI** (Substance Abuse Subtle Screening Inventory) Evaluation as given by the PTS Officer. Pay a fee of $20 to CSCD for cost of SASSI. If evaluation results indicate a need for further counseling, attend as directed by PTS officer and be responsible for payment for the services;

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[2]**Permitted** by Texas Code of Criminal Procedure Art. 17.44(a)(1).
[3]**Permitted** by Texas Code of Criminal Procedure Art. 17.44(e).

16. **ATTEND COUNSELING** as deemed appropriate by PTS officer and pay any and all fees incurred in obtaining and participating in said counseling;

17. **DNA RECORD.** Provide the PTS officer a specimen for the purpose of creating a DNA record;[4]

18. **REMAIN AT YOUR RESIDENCE** between the hours of 10:00 p.m. and 6:00 a.m. unless otherwise approved in writing by the PTS officer;[5]

19. **REPORT IN PERSON to the CSCD** upon request by the PTS officer. You shall report within one (1) hour of the request;

20. **APPEAR IN COURT** as Ordered or as notified by the Clerk of any Court with Jurisdiction over this case;

You are further ORDERED to comply with the following marked conditions of release:

WRK 21. **CELL PHONE REQUIREMENT.** Maintain an operable cellular telephone at which the PTS may contact you. Failure to answer or immediately respond to calls from PTS officer shall be a violation of these conditions;

22. **CHILD VICTIM SAFETY DISTANCING.** Not directly communicate with the alleged child victim of the offense or go within 200 yards of the child's residence, school or specified location(s) **(REQUIRED BY ART. 17.41(B) FOR AN OFFENSE UNDER PENAL CODE CHAPTER 20A (TRAFFICKING OF PERSONS), CHAPTER 21 (SEXUAL OFFENSES), CHAPTER 22 (ASSAULTIVE OFFENSES), CHAPTER 43 (PUBLIC INDECENCY), OR SECTION 25.02 (PROHIBITED SEXUAL CONDUCT), COMMITTED AGAINST A CHILD YOUNGER THAN 18 YEARS OF AGE.)**[6] The locations are described specifically (name and physical address) as:
Residence: 29023
School: _____
Other location(s): _____
If the victim is related to you, you may have the following supervised visitation[7]: _____
_____

WRK 23. **ADULT VICTIM AND VICTIM DEPENDENT CHILDREN SAFETY DISTANCING.** Not communicate directly or indirectly with the victim, or go within 200 yards of the residence, place of employment or business of the victim or near a school, day-care facility or similar facility where a dependent child of the victim is in attendance. **(REQUIRED BY TEXAS CODE OF CRIMINAL PROCEDURE ART. 17.465(B) FOR AN OFFENSE UNDER PENAL SECTION 20A.02 (TRAFFICKING OF PERSONS), SECTION 20A.03 (CONTINUOUS TRAFFICKING OF PERSONS), SECTION 43.03 (PROMOTION OF PROSTITUTION), SECTION 43.031 (ONLINE PROMOTION OF PROSTITUTION), SECTION 43.04 (AGGRAVATED PROMOTION OF PROSTITUTION), SECTION 43.041 (AGGRAVATED ONLINE PROMOTION OF PROSTITUTION), OR**

---

[4] **Permitted** for all defendants released on bail or bond (Texas Code of Criminal Procedure Art. 17.47(a) as well as Art. 17.40 and required for all defendants released on bail or bond for offenses described in Texas Government Code Section 411.1471(a) upon indictment or waiver of indictment or arrested after having been previously convicted or placed on deferred adjudication for offenses described in that same section.

[5] **Permitted** by Texas Code of Criminal Procedure Art. 17.43 and Art. 17.40.

[6] **Required** by Art. 17.41(b) for an offense under Penal Code Chapter 20A (Trafficking of Persons), Chapter 21 (Sexual Offenses), Chapter 22 (Assaultive Offenses), Chapter 43 (Public Indecency), or Section 25.02 (Prohibited Sexual Conduct), committed against a child younger than 18 years of age. **Permitted** by Texas Code of Criminal Procedure Art. 17.40 for other offenses.

[7] **Permitted** by Texas Code of Criminal Procedure Art. 17.41(c) and Art. 17.40.

SECTION 43.05 (COMPELLING PROSTITUTION) COMMITTED AGAINST A VICTIM 18 YEAS OF AGE OR OLDER.)[8] The locations are described specifically (name and physical address) as:
Residence: 2926 CR317 Palacios TX
Place of Employment: STP 12090 FM 521
Place of Business:
School: Central Elem. School 1001 5th St, Palacios
Day Care Facility:
Similar Child-Care Facility/School:

WRK 24. **FAMILY VIOLENCE VICTIM SAFETY DISTANCING.** Refrain from going within 200 yards of a residence, school, place of employment or other location frequented by the victim.[9] The locations are described specifically (name and physical address) as:
Residence: 2926 CR317 Palacios TX
Place of Employment: STP 12090 FM521
School:
Other Location(s):

_____25. **GPS REQUIREMENT.** Carry upon your person or wear at all times a global positioning monitoring system (GPS) device and pay the costs associated with operating that system;[10]

_____26. **VICTIM GPS PROTECTION.** Pay the costs associated with providing the victim of the offense with an electronic receptor device that is capable of receiving the GPS information from the device carried or worn by defendant and which receptor is capable of notifying the victim if the defendant is at or near a location that the defendant is refrained from going;[11]

WRK 27. **NO CONTACT WITH VICTIM.** Avoid the victim of the offense, namely Barbara Montalvo including the victim's family;

_____28. **AIDS / HIV COUNSELING.** Submit to AIDS and HIV counseling or education; **(FOR AN OFFENSE UNDER TEXAS PENAL CODE SECTION 43.02 (PROSTITUTION).)**[12]

_____29. **IGNITION INTERLOCK DEVICE (IID) / ALCOHOL MONITORING.** Operate only vehicles installed with a TXDPS-approved IID (with camera). This device shall be installed at your expense. (If you do not operate a motor vehicle due to loss of driver's license or other matters, you shall submit to monitoring through use of a CSCD-approved in-home or portable alcohol monitoring device to be obtained at your expense). Said device is ORDERED to be installed on the appropriate vehicle, at your expense, before the 30th day after the date of your release on bond. You are further ORDERED to submit said vehicle to the PTS officer of the CSCD to verify the installation of the device within 7 days after the installation of said device. If you do not operate a motor vehicle due to loss of driver's license or other matters, you shall

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[8] **Required** by Texas Code of Criminal Procedure Art. 17.465(b) for an offense under Penal Section 20A.02 (Trafficking of Persons), Section 20A.03 (Continuous Trafficking of Persons), Section 43.03 (Promotion of Prostitution), Section 43.031 (Online Promotion of Prostitution), Section 43.04 (Aggravated Promotion of Prostitution), Section 43.041 (Aggravated Online Promotion of Prostitution), or Section 43.05 (Compelling Prostitution) committed against a victim 18 years of age or older. **Permitted** by Texas Code of Criminal Procedure Art. 17.46(a) (Penal Section 42.072 - Stalking) and Art. 17.40 for other offenses.

[9] **Permitted** by Texas Code of Criminal Procedure Art. 17.49(b) for offenses involving family violence. And permitted by Texas Code of Criminal Procedure Art. 17.40.

[10] **Permitted** by Texas Code of Criminal Procedure Art. 17.49(b) for offenses involving family violence. And permitted by Texas Code of Criminal Procedure Art. 17.40.

[11] **Permitted** by Texas Code of Criminal Procedure Art. 17.49(b) for offenses involving family violence. And permitted by Texas Code of Criminal Procedure Art. 17.40.

[12] **Permitted** by Texas Code of Criminal Procedure Art. 17.45 and Art. 17.40.

submit to monitoring through use of a CSCD-approved in-home or portable alcohol monitoring device to be obtained at your expense; **(USE OF MOTOR VEHICLE IGNITION INTERLOCK IS REQUIRED FOR ALL SUBSEQUENT OFFENSES UNDER TEXAS PENAL CODE SECTIONS 49.04-49.06 OR ANY OFFENSE UNDER 49.045, 49.07 OR 49.08 OF THAT CODE.[13] USE OF PORTABLE ALCOHOL MONITORING DEVICE IS PERMISSIBLE.[14]);**

_____30. **IID NOT REQUIRED.** Although otherwise required by Texas Code of Criminal Procedure Art. 17.441(a), the Court finds that the installation of a deep-lung breath analysis mechanism (described above) is not in the best interest of justice;[15]

WRK 31. **NO FIREARMS.** Not possess or have access to any firearm as the term "firearm" is defined by State or federal law;[16]

_____32. **OTHER (SPECIFY):** _____

_____;

IF YOU ARE ON PROBATION, YOU ARE FURTHER ORDERED TO COMPLY WITH EXISTING CONDITIONS OF YOUR PROBATION AND ANY ADDITIONAL CONDITIONS OF RELEASE ON BOND DENOTED ABOVE. THESE ORDERS ARE ENTERED TO SECURE YOUR ATTENDANCE AT TRIAL AND ARE RELATED TO THE SAFETY OF A VICTIM OF THE ALLEGED OFFENSE AND TO THE SAFETY OF THE COMMUNITY. AT A HEARING LIMITED TO DETERMINING WHETHER YOU HAVE VIOLATED A CONDITION OF BOND IMPOSED HEREIN, THE COURT MAY REVOKE YOUR BOND UPON A FINDING BY A PREPONDERANCE OF THE EVIDENCE THAT THE VIOLATION OCCURRED.[17]

NOTICE TO DEFENDANT OF PENALTIES FOR VIOLATING CONDITIONS OF RELEASE ON BOND

This is to notify you that though you have been released from custody on bail, the magistrate has ordered that you follow certain conditions or requirements in order to be released. A magistrate may impose any reasonable condition of bond related to the safety of a victim of the alleged offense or to the safety of the community. Please review the attached order for the specific conditions ordered in your case. You must follow these conditions/requirements and appear at all scheduled court appearances until your case is fully resolved.

If you do not follow these conditions/requirements you may face significant consequences:

- A warrant may be issued for you to be re-arrested and brought before the magistrate or court for a hearing.
- You may be ordered to post additional bail or follow additional conditions, or your bail may be revoked, meaning you will be detained in jail until your trial, which could take several months.

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[13] **Required** by Texas Code of Criminal Procedure Art. 17.441.

[14] **Permitted** by Texas Code of Criminal Procedure Art. 17.40.

[15] Texas Code of Criminal Procedure Art. 17.441(b).

[16] **Permitted** by Texas Code of Criminal Procedure Art. 17.40.

[17] Texas Code of Criminal Procedure Art. 17.40(b) and Art. 17.44(c). [At a hearing limited to determining whether the defendant violated a condition of bond imposed under Subsection (a), the magistrate may revoke the defendant's bond only if the magistrate finds by a preponderance of the evidence that the violation occurred. If the magistrate finds that the violation occurred, the magistrate shall revoke the defendant's bond and order that the defendant be immediately returned to custody. Once the defendant is placed in custody, the revocation of the defendant's bond discharges the sureties on the bond, if any, from any future liability on the bond. A discharge under this subsection from any future liability on the bond does not discharge any surety from liability for previous forfeitures on the bond.]

- Your bail may be forfeited, meaning you will have to pay the full amount of your bail as a penalty for not following the conditions of your release. If you have a bail bond company, they may sue you to recover this amount, and your assets could be seized and sold to satisfy that debt.

THE SHERIFF OF MATAGORDA COUNTY IS ORDERED TO ATTACH A COPY OF THIS ORDER TO ANY BAIL BOND WHICH IS ISSUED IN THIS CASE. THE SHERIFF OF MATAGORDA COUNTY IS FURTHER ORDERED TO PROVIDE A COPY OF THE BAIL BOND AND A COPY OF THIS ORDER TO THE FOLLOWING:

1) **DEFENDANT/PRINCIPAL;**
2) **SURETY;**
3) **PRETRIAL SERVICES (PTS) OF THE COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT (CSCD) OF MATAGORDA COUNTY; AND**
4) **MATAGORDA COUNTY DISTRICT ATTORNEY'S OFFICE.**

IF THIS ORDER IS ENTERED SUBSEQUENT TO FORMAL CHARGES BEING FILED IN A COURT OF COMPETENT JURISDICTION, THE CLERK OF THE COURT IS ORDERED TO FILE THIS ORDER AMONG THE PAPERS IN THE CASE.

IF, AT A HEARING LIMITED TO DETERMINING WHETHER THE DEFENDANT VIOLATED A CONDITION OF BOND IMPOSED UNDER TEXAS CODE OF CRIMINAL PROCEDURE ART. 17.40(A), THE MAGISTRATE FINDS BY A PREPONDERANCE OF THE EVIDENCE THAT THE VIOLATION OCCURRED, THE MAGISTRATE SHALL REVOKE THE DEFENDANT'S BOND AND ORDER THAT THE DEFENDANT BE IMMEDIATELY RETURNED TO CUSTODY. ONCE THE DEFENDANT IS PLACED IN CUSTODY, THE REVOCATION OF THE DEFENDANT'S BOND DISCHARGES THE SURETIES ON THE BOND, IF ANY, FROM ANY FUTURE LIABILITY ON THE BOND. A DISCHARGE UNDER THIS SUBSECTION FROM ANY FUTURE LIABILITY ON THE BOND DOES NOT DISCHARGE ANY SURETY FROM LIABILITY FOR PREVIOUS FORFEITURES ON THE BOND.[18]

December 30, 2023
Date Signed

S Sullivan S Sullivan
Judge Presiding

[18] *See* Texas Code of Criminal Procedure Art. 17.40(b).

ACKNOWLEDGMENT BY DEFENDANT/PRINCIPAL

I, the defendant named herein, swear that I will appear before the appropriate Court at 1700 7th Street, Bay City, Texas on the date and at the time stated below or upon notice by the Court, or pay to the Court the principal sum indicated above plus all necessary and reasonable expenses incurred in any arrest for failure to appear.

I understand the conditions of release on bond as stated above and agree to obey all conditions of release on bond. I further understand that if I violate any condition of release on bond, my bond may be revoked, I will be rearrested, and I may be kept in jail until my case is reached for trial.

I am fully aware that I must appear, and do promise to appear, in Court on dates and times as directed by the applicable court.

I acknowledge that I have received a copy of these Conditions of Release on Bond and having understood them, will comply herewith.

Willie a Kelley
_____
Signature of Defendant

_____
Witness (Peace Officer, State of Texas)

Defendant's Street Address: _____

_____

_____

Defendant's Phone Number: _____

ACKNOWLEDGMENT BY SURETY

I am the surety in this case and having agreed to act as Surety for the defendant (Principal) named above, I further understand that I am financially bound and obligated to the Court in the event the defendant (Principal) does not comply with these conditions of release on bond. I hereby acknowledge that I have read, understood, and received a copy of these Conditions and further agree to be financially bound and obligated to the Court for the faithful compliance of these Conditions by the defendant (Principal) as well as the defendant's appearance in Court as required.

_____
Signature of Surety