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:

Euell Henry Phillips for the charge (s) of:

CAUSE NO.	CHARGE	FINE	(COMMIT FEE)	TOTAL	BOND	COURT
2-24-0049	Evade Arr. Det w/ Veh. F3		+ $5.00	$	$25,000.00	DC
			+ $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 mentioned 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 writ make due return showing how you have executed the same. (*Required signature of Judge)

Witness my signature this 19 day of August, 2024.

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

Paid Fine of $_____, 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: _____ 20___. Released on Bond to:_____

Signature of Jailer/Deputy_____

*EPO ISSUED effective date beginning ____ day of _____, 20___. Ending ____day of _____, 20___. Judge_____

*BOND CONDITIONS issued. Judge_____

Booking Sheet

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

SO NUMBER	DATE BOOKED	CURRENT CLASS	PAGE
64257	08/18/2024	MINIMUM PRE-	1
CURRENT CELL	CUSTODY STATUS		OF
HOLDING	D. FELONS WHOSE PENALTY HAS BEEN REDUCED TO A MISDEMEANOR		1

IDENTIFICATION

NAME	PID	SID	JAIL ID / BOOKING NUMBER
PHILLIPS, EUELL HENRY	106164		2024-020108
ALIAS NAME(S)		FBI	

IMAGE



RACE	SEX	ETHNICITY	DATE OF BIRTH	AGE	DL / ID NO.
W	MAL	NON HISPANIC	07/31/1965	59	

HEIGHT	WEIGHT	HAIR	EYES	BUILD	COMPLEXION	SOCIAL SECURITY NO.
5 FT. 11	260	BRO	HAZ	LG	LIT	

SCARS, MARKS, TATTOOS, AMPUTATIONS

ADDRESS	PHONE	PLACE OF BIRTH
1428 FM 2031 MATAGORDA TX 77414		AUSTIN, TX UNITED STATES

EMER

EMERGENCY CONTACT NAME	EMERGENCY CONTACT ADDRESS & PHONE	PHONE NUMBER(S) CALLED AT BOOKING:
MELLISA, PHILLIPS	1428 FM 2031 MATAGORDA TX 77414	
RELATIONSHIP SISTER		

ADDITIONAL IMAGE



ARREST

ARRESTING AGENCY	ARRESTING OFFICER	ARREST DATE	ARREST TIME	ARREST LOCATION
MATAGORDA COUNTY SHERIFF'S OFFICE	2441, HOLLIDAY, CHRIS	08/18/2024	10:17 AM	CHINQUAPIN RD

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

PROPERTY

PROPERTY BOX	INITIAL DEPOSIT AMT.
153	CURRENT BALANCE

QTY	ITEM DESCRIPTION	LOCATION	BIN/BOX
1	PANTS / GRAY	Property	153
1	SHIRT / BLUE	Property	153
2	SHOES / GRAY	Property	153
1	NECKLACE / YELLOW METAL	Property	153

◄ END OF LIST ►

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

☒ Prisoner's Signature

DATE RECEIVED:

Vela, Adan

THUMB PRINT

CHARGES

HOLD REASON	WARRANT / REFERENCE NO.	OFFENSE	DEGREE	BONDING STATUS	BOND AMOUNT	BOND TYPE	FINE	DISP
Warrantless/On -View		EVADING ARREST DET W/VEH	Third Degree Felony	Not Set				

MAGISTRATE'S WARNING

(Art. 15.17)

Law Enforcement Agency MCSO Court DC
Date of Arrest 8 18 24 Time 1017A Matagorda County, Texas
Warrant # 24-0049
Place of Arrest Chinquapin Bail Set $ 25000 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 day of August 19, 2024 at 9 o'clock A .m., appeared Ewell Henry Phillips,
Defendant and I gave defendant the following warnings:
☒You are charged with the offense of Evading Arr. Det w/Veh. F3
☒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.
Ewell Phillips, Defendant ☐Defendant refused to sign
Date signed: August 19, 2024

☐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 OF BAIL** are required for release at this time.

☐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.**

Suzanne Sullivan
Magistrate Suzanne Sullivan

_____
Witness/Officer

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

EVADING ARREST OR DETENTION

(3rd Degree Felony)

State of Texas CAUSE # 2-24-0049

vs.

EUELL HENRY PHILLIPS JR

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS

BEFORE ME, the undersigned authority, on this day did personally appear complainant who being first duly sworn, charges and swears that he has good reason to believe and does believe

On August 18, 2024, at approximately 0951 hours, on CR 262 Chinquapin Road, I, Sergeant C. Holliday # 4830 located a ATV with subjects matching the description given from a victim of Criminal Trespass located at # 46 PR 671 Bay City, Matagorda County, Texas 77414. I activated my Matagorda County Sheriff's Office marked patrol units emergency equipment in an attempt to stop and detain the subjects for identification. At approximately 0952 hours, EUELL HENRY PHILLIPS JR evaded detention on an ATV from, I, Sergeant C. Holliday # 4830 on CR 262 Chinquapin Road, Bay City, Matagorda County, Texas 77414. Once the ATV stopped the operator was identified as EUELL HENRY PHILLIPS JR (D.O.B. 07/31/1965). EUELL HENRY PHILLIPS JR was placed into custody at approximately 1017 hours on 08/18/2024 for the charge of Evading Arrest or Detention.

And I charge that heretofore, and before the filing and making of this complaint. On or about the 18th day of August,2024. In the County of Matagorda, State of Texas, EUELL HENRY PHILLIPS JR, defendant, did then and there intentionally flee in a motor vehicle from Sergeant C. Holliday # 4830, a person the defendant knew was a peace officer who was attempting to lawfully detain the defendant.

AGAINST THE PEACE AND DIGNITY OF STATE

Sgt. C. Holliday #4830

Complainant

SWORN AND SUBSCRIBED BEFORE ME BY Sergeant C. Holliday # 4830 a credible person, this 18th day of August, A.D. 2024

Leona Whitman

NOTARY PUBLIC STATE OF TEXAS
LEONA WHITMAN
My Notary ID # 125445703
Expires October 16, 2025

Notary

I, Sullivan, Justice of the Peace, Pct. 2, Matagorda, County, Texas, having read the above affidavit find that there is sufficient probable cause for said offense.

ORDER REQUIRING CONDITIONS OF RELEASE ON BOND[1]

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

CAUSE NUMBER 2-24-0049

STATE OF TEXAS §
VS. Euell Henry Phillips §
§

IN THE JP. 2 **COURT**

OF MATAGORDA COUNTY, TEXAS

OFFENSE: Evading Arr. Det w/ Veh.

BAIL AMOUNT: $ 25,000.00

DEFENDANT DOB: 7/31/1965

SURETY / AGENT NAME: _____

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

DL/ID STATE/NUMBER: None

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:

X 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:_____
School:_____
Other location(s):_____
If the victim is related to you, you may have the following supervised visitation[7]:_____
_____

_____ 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**

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[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:_____
Place of Employment:_____
Place of Business:_____
School:_____
Day Care Facility:_____
Similar Child-Care Facility/School:_____

_____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:_____
Place of Employment:_____
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]

_____27. **NO CONTACT WITH VICTIM.** Avoid the victim of the offense, namely _____, 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]

EJ 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]

August 19, 2024
Date Signed

S. Sullivan
Judge Presiding S. Sullivan

[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.

_____ _____

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

TCIC Conditions of Bond Data Form

This form is to be completed by the issuing court and shared with a local law enforcement agency for entry.
This is a template. Agencies can utilize this template or create their own, ensuring required information is captured.

Court ORI: TX1610435	**Court Descriptor:** Justice of Peace, Pct. 2		
OCA:	**Choose One:** New Conditions of Bond Entry / Modify Existing Conditions of Bond Entry		
Issue Date: 8/19/24	**Date of Expiration:**	**Date Signed:** 8/19/24	**Date Rescinded:**

Complete all fields to ensure timely entry into TCIC. Missing information will delay this entry and will require the entering agency to contact the court to provide the necessary information.

Defendant Name: Ewell Henry

Sex: Male Female Unknown

Race: (circle one): Indian Asian Black White Unknown

Ethnicity: (circle one) Hispanic Non-Hispanic Unknown

Place of Birth:	Citizenship:	Date of Birth:	Height:	Weight:
Austin		7/31/1965	5 11	260

Skin Tone: (circle one):
Albino Black Dark Dk Brown Fair Light Lt Brown Medium Med Brown Olive Ruddy Sallow Yellow

Eye Color: (circle one):
Black Blue Brown Gray Green Hazel Maroon Pink Multi-Colored Unknown

Hair Color: (circle one)
Black Blonde Brown Gray Red White Sandy Bald Blue Green Orange Pink Purple Unknown

Scars, Marks and/or Tattoos: (please describe in detail)

AKAs:

Caution and Medical Conditions: (circle all that apply)

00 – Armed and Dangerous	05—Violent Tendencies	10—Martial Arts Expert	15—Explosive Expertise
40 -- Int'l Flight	20—Known to Abuse Drugs	25—Escape Risk	30—Sexually Violent Predator
50 -- Heart Condition	55—Alcoholic	60—Allergies	65—Epilepsy
70 -- Suicidal	80—Medication Required	85—Hemophiliac	90—Diabetic
01 -- Other			

Defendant Address: 1428 FM 2031

City:	County:	State:	Zip:
Matagorda	Matagorda	TX	77457

Bond Conditions: (circle all that apply)

01 Ignition Interlock Device
02 GPS Monitor
03 Alcohol Monitor
04 Curfew (See MIS)
05 Home Confinement
06 No Communication with Protected Person
07 Prohibited from Protected Person/ Child Residence, School, Employment, Business, Day-Care Facility (See MIS)
08 Supervised Access to Protected Person
09 No Family Violence or Assault
10 No Direct of Indirect Threatening or Harassment of Victim or Family or Pets
11 No Contact Except through Attorney or Court-Appointed Person
12 No Firearm Possession
13 Stay Away (See MIS)
14 Other (See MIS)

Bond Type: (circle one) C Cash Bond S Surety Bond P Property Bond

Bond Amount: 25000.00

Bond Condition Remarks: Offense: Evade Arr. Det w/Veh

Brady Record Indicator (BRD): N—Defendant is NOT disqualified Y—Defendant is disqualified U—Unknown

SVC:(circle one) served/not served/unknown

SVD:

Relationship to Protected Person: (Not the additional PPNS)

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Please include the following numeric identifiers, if available:

Driver License:	**DL State:**	**DL Expiration:**
Texas ID:	**Miscellaneous ID:**	**Social Security:**

TCIC Conditions of Bond Data Form– Page 2

Defendant Name:

Defendant Vehicle Data:

License Plate:	**LP State:**	**LP Year:**	**LP Type:**
Vehicle ID:	**Year:**	**Color:**	
Make:	**Model:**	**Style:**	

Protected Person Data, please copy as needed.

Protected Person Data

Protected Person Name:			**Sex:** Male Female
Race: (circle one): Indian Asian Black White Unknown			**Ethnicity: (circle one)** Hispanic Non-Hispanic Unknown
Date of Birth:		**Social Security:**	
Protected Person Address:			
City:	**County:**	**State:**	**Zip:**
Phone Number: (Optional)	**County Code:**		

Protected Person Employer Data

Protected Person Employer Name:	**Address:**	
City:	**State:**	**Zip:**
Protected Person Employer Name:	**Address:**	
City:	**State:**	**Zip:**
Phone Number: (Optional)		

Protected Person Child Care Data

Protected Person Child Care Name:	**Address:**	
City:	**State:**	**Zip:**
Protected Person Child Care Name:	**Address:**	
City:	**State:**	**Zip:**
Phone Number: (Optional)		

To be completed by Criminal Justice/Law Enforcement Official:

SID:	**FBI #:**	**FPC:**	**MNU:**

Revised 05/05/2022