

Nos. _____

IN THE
213th JUDICIAL DISTRICT COURT
Tarrant County, Texas

BARTON R. GAINES,
Applicant,
v.
SHAREN WILSON
(Tarrant Co. Dist. Atty.),

APPENDIX 6

BARTON R. GAINES
244 SIESTA COURT
GRANBURY, TEXAS 76048
Email: bartongaines@gmail.com
TEL: 682-500-2753

PRO SE ATTORNEY FOR APPLICANT
BARTON R. GAINES

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Logged in as Sharisse Burton (Legal)

Offense Detail

Service Number	79193344
Event Start	06/18/1979 12:20:00
Offense	
Penal Code	
Premis	0: UNKNOWN
Report Status	Pending/Open

Radio Call Detail:

No Associated Radio Call records found

Associated Locations:

ID	Address	Apt	City, State	Phone	Role	Links
No Associated Location records found						

Associated Persons:

ID	Name	DOB	Age	RES	Role	Links
11183787	GAINES, JUDY EATON	8/11/1946	74	W/N/F	Complainant 1	Events Objects Features

Associated Officers:

Name	Emp ID	Type	Years On Job	Department
No Associated Employee records found				

Associated Objects:

ID	Role	Desc	Links
No Associated Object records found			

Narrative 6/18/1979

AT 1249 HRS THIS DATE OFFICER RECEIVED A CALL TO 9800 WEATHERFORD HWY IN REFERENCE AN OVERDOSE SITUATION. UPON ARRIVAL AT 1257 HRS THIS OFFICER OBSERVED THE COMP IN THE BACK OF THE RAY CROWDER AMBULANCE BEING ADMINISTERED TO BY THE AMBULANCE PERSONNEL. THIS OFFICER SPOKE WITH THE MANAGER OF THE MOTEL WHO STATED THAT AT APPROX 0230 HRS THIS DATE THE COMP WAS BROUGHT TO THE MOTEL BY A W/M IN A PICKUP BEARING LICENSE NUMBER BT7072 WHEREUPON THE COMP REGISTERED HERSELF IN UNDER AN FALSE NAME. AT APPROX 1200 HRS THIS DATE WHICH IS CHECKOUT TIME THE

<https://pdportal.fortworthtexas.gov/Sherlock/offensedetail.asp?id=79193344>

12/29/2020

FEMALE COMP HAD NOT CHECKED OUT. THE MANAGER WENT TO THE ROOM AND AFTER FAILING TO AROUSE THE COMP FORCED THE DOOR AND FOUND THE COMP IN AN UNCONCIOUS STATED ON THE BED. THE MANAGER FOUND SEVERAL SUICIDE TYPE NOTES ON THE MIRROR AND DRESSER STATING THOUGHTS AND OTHER OCCURRANCES. THE MANAGER THEN NOTIFIED RAY CROWDER AND POLICE. ALSO FOUND IN THE ROOM WERE THREE PIECES OF PAPER BEARING THREE DIFFERENT STORIES WRITTEN EVIDENTLY BY THE COMP, ONE TO HER CHILDREN STATING THAT SHE HATED HER HUSBAND FOR SOMETHING HE DID TO A MAN NAMED BART. ANOTHER NOTE TO HER MOTHER STATING THAT SHE OWED MONEY TO SEVERAL PEOPLE AND DIRECTING HER MOTHER HOW TO PAY THESE BILLS. AT APPROX 1305 HRS THE COMP WAS TRANSPORTED FROM THE MOTEL BY RAY CROWDER AMBULANCE. FOLLOWING TREATMENT IN THE ER SHE WAS ADMITTED TO THE MEDICAL INTENSIVE CARE UNIT. THE CONDITION OF THE COMP AT THIS TIME IS BELEIVED TO BE OF A SERIOUS NATURE.
TAKEN BY: G719/JANIE LEM
SUPERVISOR: RA ANDREWS

Supplement 1 (6/ 28/ 1979):

THE COMPLAINANT IN THIS OFFENSE IS JUDY EATON GAINES.ON 061979 THE COMP'S PARENTS CAME TO THE HOMICIDE OFFICE AND SPOKE W/DET MILLER REGARDING THIS INCIDENT.DET MILLER PROVIDED THE PARENTS A COPY OF THE TWO NOTES THAT THEIR DAUGHTER HAD LEFT AT THE MOTEL ROOM. ON 062079 AT 1715 HRS THE COMP EXPIRED AT JPS HOSPITAL.THE COMP WAS PRONOUNCED DEAD BY DR CURTIS CURTRELL.DR FELIX GWOZDZ HAS RULED THIS DEATH A SUICIDE.FOR FURTHER DETAILS REFER TO MEDICAL EXAMINERS REPORT # ME-1462-79.NO FURTHER POLICE ACTION REQUIRED IN THIS INCIDENT RECOMMEND IT BE SUSPENDED.
REC STATUS SUSPENDED
SUPV C L MARTIN

Event Start	06/18/1979 12:20:00
Event End	06/18/1979 12:20:00
Resp. Div	HOMI
Report Status	Pending/Open
File Date	06/28/1979 08:57:00
Rpt Status	P
Beat	C015
PRA	B087
Code Date	06/28/1979 12:33:00
Premis	0: UNKNOWN
Gang_Designated	N

« BACK | MAIN MENU | LOG OUT

DOC 2- TRUST FUND- Disbursement therefrom

WHEN IMPRESSED WITH THE SEAL OF THE CITY OF FORT WORTH;
THIS IS CERTIFIED TO BE A TRUE COPY OF THE PERMANENT
RECORD AS FILED IN THE BUREAU OF VITAL STATISTICS.

ISSUED: **NOV 28 1984** *Geraldine R. Harris*
LOCAL REGISTRAR

STATE OF TEXAS				CERTIFICATE OF BIRTH				BIRTH NO.	
1. NAME (Type or print)		(a) First	(b) Middle	(c) Last	2. DATE OF BIRTH				
BARTON		RAY	GAINES, JR.		10/25/82				
CHILD	3. SEX	4a. PLACE OF BIRTH - COUNTY		4b. CITY OR TOWN (If outside city limits, give precinct no.)					
	MALE	TARRANT		FORT WORTH					
4c. NAME OF HOSPITAL (If not in hospital, give street address)				4d. INSIDE CITY LIMITS?	5a. THIS BIRTH-SINGLE, TWIN, TRIPLET, ETC. (Specify)	5b. IF TWIN OR TRIPLET, WAS CHILD BORN 1st, 2nd, 3rd (Specify)			
JOHN PETER SMITH HOSPITAL				YES	SINGLE				
FATHER	5. NAME		(a) First	(b) Middle	(c) Last				
	BARTON		RAY	GAINES, SR.					
MOTHER	7. RACE	8a. IS FATHER OF SPANISH ORIGIN?		8b. IF YES, SPECIFY MEXICAN, CUBAN, PUERTO RICAN, ETC.					
	WHITE	NO							
MOTHER	9. AGE (At time of this birth)	10. BIRTHPLACE (State or foreign country)	11a. USUAL OCCUPATION		11b. KIND OF BUSINESS OR INDUSTRY				
	19	TEXAS	LABORER		COMMON				
MOTHER	12. MAIDEN NAME		(a) First	(b) Middle	(c) Last				
	MELLISA		GAIL	MEADOR					
MOTHER	13. RACE	14a. IS MOTHER OF SPANISH ORIGIN?		14b. IF YES, SPECIFY MEXICAN, CUBAN, PUERTO RICAN, ETC.					
	WHITE	NO							
MOTHER	15. AGE (At time of this birth)	16. BIRTHPLACE (State or foreign country)	17a. USUAL OCCUPATION		17b. KIND OF BUSINESS OR INDUSTRY				
	16	TEXAS	HOUSEWIFE		HOME				
MOTHER	18a. RESIDENCE - STATE	18b. COUNTY	18c. CITY OR TOWN (If outside city limits, show rural)		ZIP CODE	18d. STREET ADDRESS (If rural, give location)		18e. INSIDE CITY LIMITS?	
	TEXAS	TARRANT	FORT WORTH		76106	5144 CANTRELL		YES	
19. Children previously born to this mother (Do not include this birth)									
a. How many still living? 0 b. How many other children were born alive but are now dead? 0 c. How many children were born dead after 20 weeks pregnancy? 0									
20. INFORMANT <i>Vincenta Gaines</i>									
21. I hereby certify that this child was born alive on the date stated above									
22a. ATTENDANT'S SIGNATURE		22b. ATTENDANT AT BIRTH (M.D., D.O., C.N.M., MIDWIFE, OTHER (Specify))		22c. DATE SIGNED					
<i>Eddie H. McCord, M.D.</i>		M.D.		10-25-82					
22c. ATTENDANT'S ADDRESS		23c. SIGNATURE OF LOCAL REGISTRAR							
EDDIE H. McCORD, M.D. FORT WORTH		<i>Geraldine R. Harris</i>							
23a. REGISTRAR'S FILE NO.		23b. DATE REC'D BY LOCAL REGISTRAR							
11117		NOV 4 1982							

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CONFIDENTIAL

Description

Witness - Jim Calaway
(Notes regarding witnesses' testimony)

Witness - Jim Calaway
(Transcription of statement)

Diagram regarding Jim Calaway's testimony

Witness - Officer R. L. Maynard
(Notes regarding witnesses' testimony)

Witness - Sandy Lee Mead
(Notes regarding witnesses' testimony)

Witness - Sandy Lee Mead
(Transcription of statement)

Diagram regarding Sandy Lee Mead's testimony

Witness - Officer L. A. Montoya
(Notes regarding witnesses' testimony)

Witness - Dan Moseley
(Notes regarding witnesses' testimony)

Witness - Dan Moseley
(Transcription of statement)

Witness - Albert Phillips, Fred Morris Wrecker Service
(Notes regarding witnesses' testimony)

Witness - Paul Shea
(Notes regarding witnesses' testimony)

Witness - Paul Shea
(Transcription of statement)

Diagram regarding Paul Shea's testimony

Investigation Report

Accident Report

Offense/Incident Report

Autopsy from Medical Examiner

Traffic history of Gaines & Skillern

Pictures of Scene

Jim Calaway
5809 Melstone Drive, Arlington, Texas
457-0979 Business phone: 731-4511

Can testify to the following facts:

1. He was in route to work 11-6-85 7:45 a.m. Northbound on Hulen Street.
2. Man on motorcycle passed him, estimated speed 45-50 mph.
3. The man was wearing helmet.
4. He saw Suburban come from median at very slow speed.
5. Saw motorcycle suburban right front.
6. Man on motor went over hood of Suburban, landing in shrub against house Northeast corner.
7. Did not see or talk to man.
8. Did not talk to woman driving Suburban.
9. Saw Suburban on left side of street Arbor Lawn.
10. Motor after hit Suburban skidded across street.

STATEMENT OF JIM CALAWAY

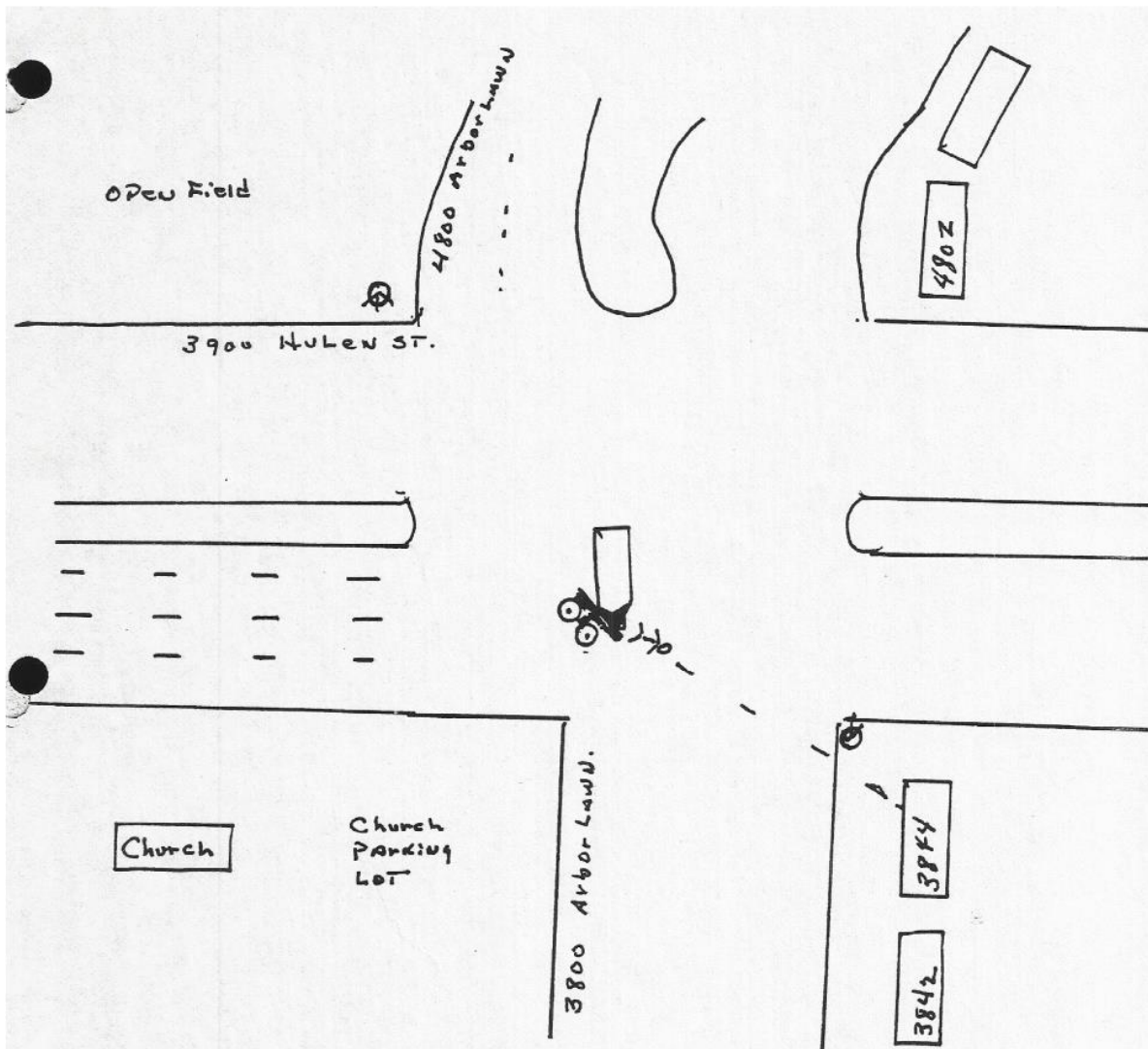
Jim Calaway
5809 Melston Drive, Arlington, Texas
457-0979 business phone: 731-4511

I work at Hulen and Bellaire. I was going Northbound on Hulen Street. I was in the middle lane. There was three vehicle stopped at the red signal. I got out in front of the other two vehicles. The man on the motorcycle came around me on the left. He then moved back to center lane.

When I saw the Suburban it was at the median moving real slow eastbound on Arbor Lawn across Hulen Street. The motorcycle hit the right front of the suburban. The man flew over the hood of the Suburban, landing in the shrub near the house on the Northeast corner. The motorcycle the last I saw of it was in the street. I did not see it hit the post.

I was in the center lane and could not stop. I drove on and turned around went back to the accident. I went to two houses on the Northwest corner of Arbor Lawn. I could not get anyone to come to the door. The police arrived I gave them my name and address. There was several people working with the man so I did not go up to him.

The man when he pass me was wearing a helmet, travel approximately 45 to 50 mph. I did not hear a horn before the accident.



Jim Calaway STATED MAN ON MOTORCYCLE WENT OVER THE HOOD OF SUBURBAN INTO SHRUB BY HOUSE. THE MOTORCYCLE WENT NEAR CURB IN STREET. FIRST SAW SUBURBAN AT MEDIAN

Officer R. L. Maynard ID 1017
Traffic Division
Fort Worth Police Department

Can testify to the following facts:

1. To making Police Offense Report #84445645.
2. To filing Criminal Negligent Homicide on Linda Skillern.
3. To interviewing witnesses, taking statement from them.
4. To taking case before Grand Jury.
5. To going back to scene observing unobstructed view from Arbor Lawn Southwest corner to over 200 yard North from Arbor Lawn to Hulen.
6. That Linda Skillern violated the right of way of Mr. Gaines.

Sandy Lee Mead
908 Willow Circle South, Burleson, Texas
295-4430 Bus. Phone: 335-2655

Can testify to the following facts:

1. She was on her way to pick up co worker 11-6-84.
2. She was Northbound on Hulen Street.
3. Man on motorcycle passed her. Estimated speed of motor 40 mph.
4. She saw man in shrub.
5. Heard man moaning like he was in pain, saw blood.
6. Talk to Mrs. Skillern, who said "I didn't see him!" "Where did he come from?"
7. Did not see two vehicles collide.
8. Heard no sound of horn.

STATEMENT OF SANDY LEE MEAD

Sandy Lee Mead
908 Willow Circle South
Burleson, Texas 76028

295-4430 335-2655

Business: 201 Main Street, Suite 2300, Peat, Marwick & Mitchell

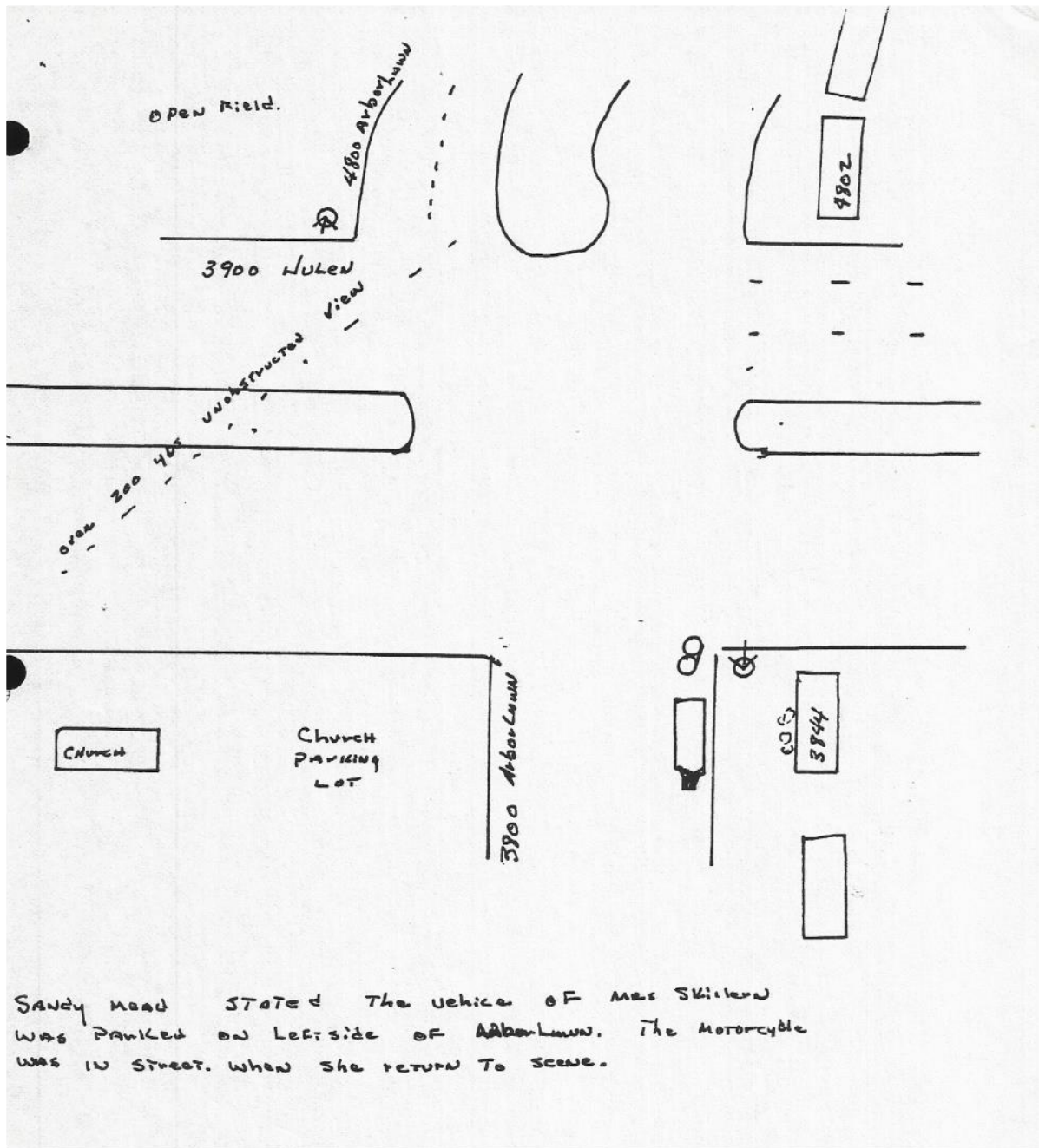
I came off 820 turn North onto Hulen. I was in route to pick up co-worker on Western Street. I was in the middle lane of traffic. The motorcycle was on my right. He passed me at the signal light just before Arbor Lawn. He pulled in front of me and I had to apply my brakes.

When he was in the middle lane of traffic the last time I saw him. I did not see the accident. I drove on by and turned around came back to accident.

When I returned the man was in the bushes in front of the house on Northeast corner. I heard the man moaning and saw the blood. I went into the house to call my co-worker to tell her I would be late. This was when I met the lady Mrs. Skillern. She stated "I did not see him!" "Where did he come from?" She called her husband.

The lady was parked on left side of street on Arbor Lawn. The motorcycle was laying in street.

STATEMENT OF SANDY LEE MEAD
Page Solo.



Officer L. A. Montoya I.D. 1663
Radio Patrol Division
Fort Worth Police Dept. Phone 877-8017

Can testify to the following facts:

1. To receiving call to Hulen & Arbor Lawn 11-6-84.
2. To making accident report.
3. To interviewing witnesses.
4. To viewing injured man at scene.
5. To interviewing Mrs. Linda Skillern.

Dan Moseley
2104 JaCock Lane

Can testify to the following facts:

1. He was on his way to work, riding with Paul Shea.
2. He was reading paper.
3. Saw man on motorcycle pass the estimated speed 50-55 mph.
4. Did not see collision.
5. Paul Shea said, they are going to hit.
6. He and Paul Shea were first to man on motorcycle that was in shrub near house.
7. The man ask them to remove his helmet.
8. The man was in great pain, moaning.
9. Heard woman tell officer she did not see him.

STATEMENT OF DAN MOSELEY

Re: Barton Ray Gaines case

Date: July 26, 1985

BC: Bill Cole, Investigator

DM: Dan Moseley, Witness

BC This interview is being conducted at the home of Mr. Dan Moseley at 2104 Jacot Lane on 7-26-85.

Mr. Moseley, if you will, tell me in your own words what occurred the morning of November 6, 1984 at approximately 7:45 as you recall it.

DM Well the best I can recall, my friend and I were on our way to work -

BC Who is your friend?

DM Uh, Mr. Paul Shay. And Mr. Shay was driving a pick-up truck. We were coming down Interstate 20, turned off, going North on Hulen and as we were proceeding, uh, up Hulen, I believe it was after oh, maybe a - a block or two, when I passed by a man on a motorcycle, uh, who was going uh, somewhat faster than the surrounding traffic. We noticed that he was going between our truck and uh, another vehicle just opposite us in the next lane. And uh, we remarked at the time that uh, it seemed that he was in quite a bit a hurry. And uh, he disappeared on over the rise, as we continued to go North. Uh, after that I resumed my reading in a magazine that I had with me at the time. And uh, the next thing I realize Mr. Shay remarked that uh, he had been hit. Uh, the man on the motorcycle, hit. And uh, I was kinda disoriented when he said that and looked around to know what was going on, uh, but as it had turned out, the collision had already occurred. And uh, the victim had already been thrown clear of his motorcycle and was lying under some Pitinea bushes, uh, in the front yard of a man's home on the corner of Hulen and uh, I can't recall the name of the street, the intersection. At which point we pull our truck over beside the road and uh, just past the scene a few feet, and uh, got out to see if there was anything that we could do to render any assistance. Uh, when I first noticed the man he was lying still underneath the bushes, motionless. But as we began to approach him he began to thrash around, uh, from side to side. And uh, as we got closer we heard him moaning and talking. And I knealt down to the bush and uh, noticed that his right

STATEMENT OF DAN MOSELEY

arm was bent at a very odd angle. Uh, no I'm sorry, it was his left arm. And uh, I suddenly realized that uh, he had been - he received uh, some very severe injuries from having a collision with a vehicle. And also that his left leg was immobile. I also noticed that there was blood flecked on his face and he was doing quite a bit of gurgling. So evidently he had some broken ribs and a punctured lung. So at that point I did not try to move him or touch him in any way, uh, for fear that we might further complicate his injuries. And uh, instead we roused the owner of the house and told him to call the police and get an ambulance. Uh, it wasn't more than about a minute or so after that I went back to the man, and uh, he seemed to be choking and asked me to remove his helmet for him. So we unsnapped his helmet while supporting his head and uh, encouraged him not to move around any further, for fear that he might further puncture his lungs or in some other way cause his injuries to become worse. He began to breathe a little more freely at that time and became a little more lucid and understood the situation and lay still. He quit - uh, he quit trying to fight the pain evidently that was overpowering him. And we kept assuring him that help was going to be coming on the way. So he uh, began to talk to us, uh, he didn't relay any information that was very meaningful, just that he was in a lot of pain, and wanted to know what was wrong with his arm, uh, why he couldn't raise his leg, he - he was conscious of his injuries. Uh, at that point I notice that there was a lady standing behind us, uh, South of us, parked across the street, who was uh, driving a Suburban, uh, Van. And the Suburban, as I recall, was silver and blue. Uh, maybe there was some white mixed into it, but she seemed to be very agitated and I uh, she did not approach the man, but offered, or inquired if there was anything at all that she could do. Uh, at that point the police arrived and uh, he asked if - he told us that the paramedics were on their way. About that time a fire truck came up and they began to take over, uh, doing everything they could to assist the man. At that point we uh, were told that there wasn't anything further that we could do, and so we got back into our pickup truck and resumed our way back to work.

BC This time that you were at the scene, did you hear the lady say anything to the police or anyone else?

DM Uh, no sir, I wasn't standing close enough to overhear any conversation between her and the police or anyone.

BC O.K., and the victim, was as you said, in pain? Was there any outcry from him?

DM Uh, yes sir.

STATEMENT OF DAN MOSELEY

BC And what was that, do you recall?

DM Uh, he was just crying out about uh, his injuries, and uh, wanting to know what happened to him. Uh, evidently, when the collision occurred, it happened so quickly that he didn't - he didn't see uh, the vehicle uh, approaching him when the collision occurred.

BC This is just a summation on your part, is that correct?

DM Yes sir, just summation.

BC O.K. Did - you did not see the collision?

DM No sir.

BC Did the man at any time ask you, you know, about any of his injuries, or was he, was his outcry loud or soft or how do you describe that?

DM Uh, he seemed to have quite a bit of strength uh, he wasn't weak. Uh, so he wasn't screaming by any means. He uh, evidently, uh, well I shouldn't use that word, uh, he may have been experiencing some shock, I don't know, but he did realize that his arm was - he was unable to use his left arm. It was hurting quite a bit. He talked about it more than any of his other injuries.

BC O.K. And he was in quite a bit of pain at this time?

DM Yes.

BC Is there anything else that you can recall in the incident, that anyone might have said at the scene that comes to mind?

DM Uh, none of the parties involved, uh, there were other motorists who stopped later and wanted to know if they could offer assistance, but -

BC Anyone that might have seen the accident -

DM No.

BC - that you -

DM No sir. As far as I know Mr. Shay and I and uh, the lady in the Suburban uh, were the only ones who stopped, and the surrounding traffic uh, just after the collision.

STATEMENT OF DAN MOSELEY

BC O.K. This has been recorded with the permission of Mr. Moseley and interviewed by Bill Cole. Thank you very much.

Additional questions in the interview with Mr. Moseley, Mr. Moseley, let me ask you at approximately what speed were you and Mr. Shay traveling at the time?

DM I believe we were moving at about 40 miles an hour.

BC Alright, and estimated speed of the motorcycle, of the person on the motorcycle?

DM When he passed us, I would estimate he was going about 55 miles an hour.

BC He was going that -

DM Yes sir, that rapidly.

BC - that rapidly. O.K. Would you describe his travel North bound also?

DM Yes.

BC O.K.

DM He passed us on the left side. I believe we were in the right hand most lane uh, the outside lane going North.

BC Alright. Thank you very much.

BC/ggs
(Transcribed 7-29-85)

STATEMENT OF DAN MOSELEY
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Albert Phillips
Fred Morris Wrecker Service

Can testify to following facts

1. He is employed as wrecker driver for Fred Morris Wrecker Service.
2. He was called to the scene Hulen and Arbor Lawn 11-6-84.
3. He pulled motorcycle from scene to Fort Worth Police Pound on Northside Drive.
4. He did not see injured man when he arrived.

Paul Shea
2042 JaCock Lane
924-8599

Can testify to the following facts:

1. He was on his way to work on morning 11-6-85 745 hrs.
2. He was with Dan Moseley co worker.
3. The man on motorcycle passed him, estimated speed 45 mph.
4. Saw the suburban enter intersection, continue across Hulen without stopping.
5. Saw vehicles collide.
6. Saw man thrown into shrub beside house.
7. Saw motorcycle hit post.
8. He and Dan Moseley were first one to man.
9. Man asked them to remove his helmet.
10. Man was in pain. Complain arm & leg hurting.
11. Did not hear any horn.
12. Did not hear brakes.

STATEMENT OF PAUL SHEA

Re: Barton Ray Gaines case

Date: July 26, 1985

BC: Bill Cole, Investigator

PS: Paul Shea, Witness

BC This interview is being conducted by Bill Cole with Mr. Shea. Mr. Shea, if you will, give me your full name, and your address, phone number, and then if you will sir, just give me your version of what occurred on November 6, 1984, at Hulen Street and Arbor Lawn where an accident occurred between a motorcycle and another vehicle.

PS My name is Paul Shea. I live at 2042 Jacocks Lane. Uh, that morning, I was headed to work North on Hulen Street, I was coming off of 820 and as I entered Hulen Street I noticed behind me a motorcycle, it was a couple of vehicles behind. He pulled out into one of the left hand lanes to pass the cars behind me and I could see him, and he - he just came out of the left lane and as I saw him coming I thought I wish he hadn't done that. Anyway, he came on around the other vehicles and came on passed me, uh, I was going approximately 40 miles an hour at the time, and uh, went on up ahead of me, passed me and passed a few other vehicles and pulled back in the right hand lane. Uh, again, maybe as many as two or three times he went into the left lane, went up, and went back into the right hand lane, passing vehicles. Uh, as we approached Arbor Lawn, we uh, I happened to notice a vehicle, uh, stop at a stop sign in the far left hand side of Arbor Lawn, and uh, the vehicle, the motorcycle at that time uh, was quite a distance up ahead of me but I don't remember seeing any vehicles between us. And I could see out of my left corner of my eye the truck coming across uh, all six lanes of traffic, and I could see the motorcycle at the same time and I said oh no, she's gonna hit him. And at that time my uh, partner in the truck he was looking at a newspaper, he looked - well he looked up afterward but about the time when I said that, sure enough uh, the lady, uh, came across all six lanes of traffic and hit the young man on the motorcycle and he went flying up into the yard and at that time we pulled over to the side of the road and uh, rendered what aid that we could at that time until the emergency vehicle got there.

BC Alright sir did you - when the motorcycle passed you, did you estimate approximately what speed he was driving, or riding the motor?

PS I was going probably between 35 and 40 as I was moving on to Hulen there, and uh, I would say he was going between 40 and 50. Uh, probably 45 or 50 because he was going faster than I was. So I'd say between 45 and 50 - I don't - I couldn't say he was going faster than that, but he was going faster than 40.

BC Alright. When you saw the lady coming across Hulen Street, did she stop at the median, or did she continue across all the lanes without stopping?

PS No, she did not stop in the middle, she was trying, it looked like to me, to come all the way across at the time.

BC Alright. After you saw the collision, did you stop and go to the young man on the motorcycle?

PS Um hum. The lady had already stopped over there on Arbor Lawn. She had gone into the uh, house to call the ambulance. And as soon as we got there we just uh, we were, I don't know, uh, a hundred yards or so behind, as it happened, and then we just pulled over to the side of the road and just went right up to him. And uh, I don't - there were some joggers around there or who they - there were several other people at that time, but I don't remember exactly who they were.

BC When you were tending to the young man did he say anything to you?

PS Uh, he was moaning you know and groaning because of you know the accident and everything and uh, he asked us to take his helmet off. Uh, if he was hot, or if you know, his neck was hurting or what, but uh, I remember him saying that. Maybe possibly his leg was hurting too or something like that or his arm, I can't remember for sure about that.

BC Was his - moaning - was it loud like he was hurting -

PS Yea like he was really hurting, he said "Ooooh", you know. He was - he was in pain.

BC O.K. Did you hear the lady - or see her there at the scene?

PS Uh, the lady who was driving the vehicle - the truck - there was another lady with her - she was standing out

there and uh, the lady who actually was driving had gone into the house and came out when the officer finally got there a few minutes later, uh, I heard her speaking to the officer saying "I just didn't see him officer, I just didn't see him."

BC Alright. How long was it before the ambulance attendants arrived? Do you recall?

PS I'd say it was probably between 10 and 15 minutes approximately. We were there probably 10 minutes anyway, just trying to calm the young man down and just, you know, praying for him, that type thing. And uh, they got there pretty well, it was a fire engine.

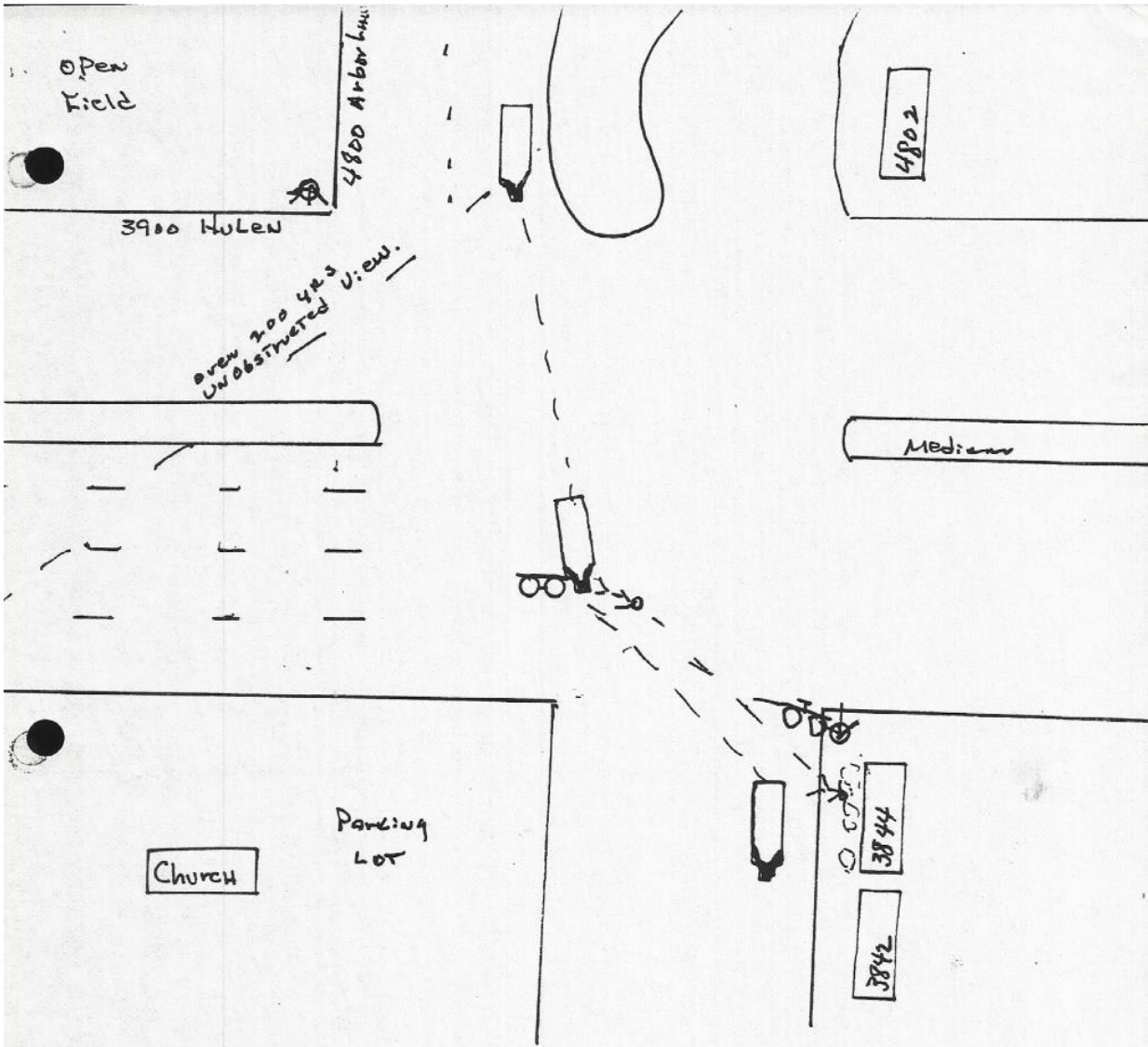
BC O.K. Alright is there anything else you can recall about this incident?

PS No not at this time. That's - it just all happened real quick.

BC Alright sir. I'd like to show that this interview has been conducted at the home of Mr. Shay, and it's being recorded with his permission. This interview has been completed. Mr. Shay, thank you.

PS Your welcome.

BC/ggs
(Transcribed 7-30-85)



MR. PAUL SHEA STATED THE LADY CAME FROM 4800 ARBORLAWN ACROSS HULEN WITHOUT STOPPING. THE MOTORCYCLE HIT POST. THE MAN ON MOTORCYCLE WENT INTO SHUB AT 3844 ARBORLAWN.

7-23-85
1:00 p.m.

Met with attorneys at Continental Plaza - went over case.

7-23-85
3:00 p.m.

Met with officer Maynard at Traffic Division on Nashville Street. He stated he took case to Grand Jury. That it was his finding the lady driving the Suburban vehicle was at fault, because Mr. Gaines had the right of way. He would not release any of his investigative file.

7-24-85
10:30 a.m.

To Tarrant County Medical Examiner Office where I obtained copy of Autopsy. Charge \$10.00

7-24-85
11:45

To Fort Worth Police Department where I obtained copy of offense report. No charge.

7-24-85
12:15 p.m.

Received driving record of Linda Townsend Skillern and Barton Ray Gaines.

7-26-85
0800

Called Sandy Mead at her home. We set time to meet at
One Tandy Center 7-29-85 0800.

7-26-85
0830

Call the home of Dan Moseley. Talk to his wife. She
said she would have him call me.

7-26-85

Went to the intersection of Hulen Street and Arbor
Lawn. Took pictures of scene. Walked out neighborhood trying to
locate other witnesses.

7-26-85
2 p.m.

Talk with Dan Moseley set time to meet at his home 2104
JaCocks Ln. 6 p.m. this date.

Received call from Sandy Mead. She called saying she
would have to reset appointment. Could not reach her by phone.
This call came into office while I was out.

7-26-85
3:55 p.m.

Contacted Clarence Cornish Wrecker Service, 2527
Riverside Drive, 531-0151 or 535-6565.

I talked with Mr. Cornish who stated the driver of
wrecker was Danny Planton. That Danny Planton is no longer
employed by him. No address could be obtained on Mr. Planton.

7-26-85
4:35 p.m.

Contacted Fred Morris Wrecker Service. 2700 Belknap.
335-9903.

They stated they would research their files. I could
come back Monday, 7-29-85.

7-26-85
5 p.m.

Albert Phillips wrecker driver with Fred Morris Wrecker
Service called. He stated he picked the motorcycle up but the
ambulance had gone from scene with the owner of the motorcycle.

7-26-85
5:50 p.m.

Met with Mr. Dan Moseley at 2104 JaCock Lane. He gave statement to what he recalled the morning of November 6, 1984 7:45 a.m. After statement we went to the home of Paul Shea.

7-26-85
6:20 p.m.

Met with Mr. Paul Shea 2042 JaCock Lane. He gave statement to what he recalled the morning of November 6, 1984 at 7:45 a.m.

7-26-85

I drove back to Hulen & Arbor Lawn attempting to locate other witnesses.

7-28-85
8:30 p.m.

Contacted Jim Calaway 5809 Melstone Drive, Arlington, Texas. He gave statement to what he recalled on morning of November 6, 1984, 7:45 a.m. This witness had received letter from your law firm.

7-29-85
10 a.m.

Met with Sandy Mead 908 Willow Circle South, Burleson, Texas. She gave statement to what she recalled on the morning of November 6, 1984 7:45 a.m.

FATALITY

TEXAS PEACE OFFICER'S ACCIDENT REPORT 82) MAIL TO: Texas Department of Public Safety, Box 17508-773

PLACE WHERE ACCIDENT OCCURRED County TARRANT City or town Fort Worth

accident was outside city limits ☐ miles ☐ North ☐ South ☐ East ☐ West of City or town

WHICH ACCIDENT OCCURRED 3850 J. Hulen St. Under ☐ Yes Speed Limit 40
3800 Arborlawn Under ☐ Yes Speed Limit 30

☐ INTERSECTING STREET Arborlawn Street or Road Name Arborlawn Street Number or Street Code 3800
☐ NOT AT INTERSECTION Arborlawn Street or Road Name Arborlawn Street Number or Street Code 3800

DATE OF ACCIDENT November 6 19 84 Day of TUESDAY Hour 0745 A.M. ☐ P.M.

UNIT NO. 1 - MOTOR VEHICLE VEN. IDENT. NUMBER 1G5EC1B65DEF54909
YEAR 83 COLOR Blue MAKE GMC MODEL Sierra Classic BODY Suburban LICENSE 85 TEXAS P14-230
OPERATOR'S NAME SKILLERY, LINDA TOWNSEND ADDRESS 3728 ARROYO RD FW TX RES. PHONE 926-5117
OPERATOR'S LICENSE TEXAS #06287828 EXPIRATION DATE 09-23-48 SEX F RACE W OCCUPATION Housewife
OWNER'S NAME Same as above ADDRESS 3728 ARROYO RD FW TX CITY Fort Worth STATE TX ZIP 76107
LIABILITY INSURANCE ☒ YES ☐ NO AETNA Casualty Surety POLICY NUMBER 5X00012868317 PCA

UNIT NO. 2 - MOTOR VEHICLE, TRAIN, PEDALCYCLIST, PEDESTRIAN, TOWED OR OTHER INDICATE WHICH motorcycle VEN. IDENT. NUMBER JVA4R4001BA010415
YEAR 81 COLOR Maroon MAKE Yamaha MODEL Special 400 BODY motorcycle LICENSE 85 TX 4XC-458
OPERATOR'S NAME GAINES, BARTON RAY ADDRESS 301 Overcrest Dr. FW TX RES. PHONE 249-2068
OPERATOR'S LICENSE TEXAS #09698356 EXPIRATION DATE 07-30-63 SEX M RACE W OCCUPATION MAINTENANCE
OWNER'S NAME Same as above ADDRESS 301 Overcrest Dr. FW TX CITY Fort Worth STATE TX ZIP 76107
LIABILITY INSURANCE ☒ YES ☐ NO Northern County Mutual POLICY NUMBER 007591301

DAMAGE TO PROPERTY OTHER THAN VEHICLES Light Standards City of Fort Worth Dent DOLLAR DAMAGE ESTIMATE NONE

IN YOUR OPINION, WAS DAMAGE TO ANY ONE PERSON'S PROPERTY \$250.00 OR MORE? ☒ YES ☐ NO

DESCRIBE WHAT HAPPENED Investigation Revealed: Unit # 2 was North-bound 3900 South Hulen St. in the Center Lane. Unit # 1 was Eastbound 3900 Arborlawn across 3850 S. Hulen St. Unit # 1 didn't see Unit # 2. Unit # 1 pulled out in

FACTORS CONTRIBUTING TO ACCIDENT (OFFICER'S OPINION)

1. <input type="checkbox"/> Speeding - over limit	10. <input type="checkbox"/> Wrong side-out passing	19. <input type="checkbox"/> Improper parking
2. <input type="checkbox"/> Speed - under limit - unsafe	11. <input type="checkbox"/> Wrong way 1 way road	20. <input type="checkbox"/> Under influence <input type="checkbox"/> alcohol <input type="checkbox"/> drugs
3. <input checked="" type="checkbox"/> Failed to Yield R/W to Vehicle	12. <input type="checkbox"/> Following too closely	21. <input type="checkbox"/> Defective brakes
4. <input type="checkbox"/> Obstructed Stop Sign or Light	13. <input type="checkbox"/> Overtake and pass - insufficient clear.	22. <input type="checkbox"/> Defective lights
5. <input type="checkbox"/> Obstructed Stop and Go Signal	14. <input type="checkbox"/> Pass in no Passing Zone	23. <input type="checkbox"/> Other Defective equipment
6. <input type="checkbox"/> Obstructed Flashing Yellow Signal	15. <input type="checkbox"/> All other improper passing	24. <input type="checkbox"/> Other factors (Specify)
7. <input type="checkbox"/> Improper two-way right	16. <input type="checkbox"/> No signal or wrong signal at intersection	
8. <input type="checkbox"/> Improper two-way center on left	17. <input type="checkbox"/> Improper start from parked position	
9. <input type="checkbox"/> Improper two-way lane	18. <input type="checkbox"/> Failed to yield R/W to pedestrian	

DIAGRAM SEE ATTACHED DIAGRAM

OFFICER'S ACTIVITY

Severed ARRESTS AND CHARGES

Name Police Dispatcher Charge Police Dispatcher Ticket Number 7-16-84 Type Alcohol Test None

Name Police Dispatcher Charge Police Dispatcher Ticket Number 7-16-84 Type Alcohol Test None

Time notified of accident November 6, 1984 Time arrived at scene of accident Nov-6-84

17508																																																																						
UNIT NO: 1	VEHICLE REMOVED TO <u>700 W. 7th St.</u> BY <u>Cornish Wrecker Service</u>																																																																					
DAMAGE RATING <u>RFD-3</u> <u>LEO-3</u> <u>FS-2</u>	CODE FOR INJURY SEVERITY (Use only the most serious one in each space for injury.) E - Killed A - Inoperating injury - Severe injury which prevents continuation of normal activities Includes broken or dislocated limbs, shattered eyes, crushed chest, etc. B - Minor operating injury - Slight injury such as bruising, abrasions, minor lacerations which do not incapacitate. C - Possible injury - Injury which is suspected, reported or indicated by witnesses but with visible wounds, broken limbs, momentary unconsciousness or complaint of pain. D - Uninjured																																																																					
POSITION Show Last Name First Driver, See Front	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="3">OCCUPANTS NAMES</th> <th colspan="3">ADDRESS</th> <th colspan="3">State Yes or No</th> <th rowspan="2">AGE</th> <th rowspan="2">SEX</th> <th rowspan="2">INJURY CODE</th> </tr> <tr> <th>HEAD REST</th> <th>STRAP USED</th> <th>BELT USED</th> <th></th> <th></th> <th></th> <th></th> <th></th> <th></th> </tr> </thead> <tbody> <tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr> <tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr> <tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr> <tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr> </tbody> </table>	OCCUPANTS NAMES			ADDRESS			State Yes or No			AGE	SEX	INJURY CODE	HEAD REST	STRAP USED	BELT USED																																																						
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HEAD REST	STRAP USED	BELT USED																																																																				
UNIT NO. 2 (Complete only if Unit No. 1 was a motor vehicle) DAMAGE RATING <u>RP-4</u>	VEHICLE REMOVED TO <u>1301 E. Northside Dr.</u> BY <u>Morris Wrecker Service</u>																																																																					
SEAT POSITION Show Last Name First Driver, See Front	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="3">OCCUPANTS NAMES</th> <th colspan="3">ADDRESS</th> <th colspan="3">State Yes or No</th> <th rowspan="2">AGE</th> <th rowspan="2">SEX</th> <th rowspan="2">INJURY CODE</th> </tr> <tr> <th>HEAD REST</th> <th>STRAP USED</th> <th>BELT USED</th> <th></th> <th></th> <th></th> <th></th> <th></th> <th></th> </tr> </thead> <tbody> <tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr> <tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr> <tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr> <tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr> </tbody> </table>	OCCUPANTS NAMES			ADDRESS			State Yes or No			AGE	SEX	INJURY CODE	HEAD REST	STRAP USED	BELT USED																																																						
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COMPLETE IF CASUALTIES NOT IN MOTOR VEHICLE																																																																						
PEDESTRIAN, FARMYCLIST, ETC.	Show Last Name First	CASUALTY NAME	CASUALTY ADDRESS	AGE	SEX	INJURY CODE																																																																
X		<u>BAINES, Barton</u>	<u>301 Overcrest Dr.</u>	<u>21</u>	<u>M</u>	<u>A</u>																																																																
POSITION OF KILLED AND INJURED																																																																						
KILLED NUMBERS	TAKEN TO	BY																																																																				
<u>9</u>	<u>John Peter Smith Hospital</u>	<u>Daniels Ambulance</u>																																																																				
IF AMBULANCE USED SHOW Time Ambulance Driver Notified <u>0748</u> M Time arrived at Scene <u>0756</u> M Number of Ambulance Attendants incl. Driver <u>3</u>																																																																						
Front of Unit #2. Unit #2 Swerved to miss Unit #1. Unit #1 & Unit #2 Collided																																																																						

ACCIDENT IDENTIFICATION (Copy information in this section exactly as shown on Basic Report)

City or Town TARRANT CITY OR TOWN Fort Worth

Address of which accident occurred 3850 S. Hulen St Date of Accident November 6 19 84 Hour 0745 ☒ AM ☐ PM

Unit No. 1 Operator SKILLERN, LINDA Townsend License P14-230 Plate P14-230

SECTION I - OCCUPANT DEATH (Driver or Passenger in Passenger or Truck Type Vehicle)

Name of Person Killed Last First Middle In Unit No.

Date of Death 19 Hour ☐ AM ☐ PM Ejected from vehicle

Describe injuries

Part of vehicle causing injury ☐ Yes ☐ No

Blood sample taken? ☐ Yes ☐ No Blood sample sent to

SECOND OCCUPANT DEATH (Driver or Passenger in Passenger or Truck Type Vehicle)

Name of Person Killed Last First Middle In Unit No.

Date of Death 19 Hour ☐ AM ☐ PM Ejected from vehicle

Describe injuries

Part of vehicle causing injury ☐ Yes ☐ No

Blood sample taken? ☐ Yes ☐ No Blood sample sent to

SECTION II - MOTORCYCLE, MOTORSCOOTER OR MOPED CASUALTIES (Deaths or injuries)

Name of Casualty Last First Middle ☒ Operator ☐ Passenger

If killed, date of death 11/6/84 Describe injuries FRACURED ARM, Broken Leg, Possible Internal Injury

Color shirt or coat Brown Color trousers or shirt Brown Was Helmet worn? ☒ Yes ☐ No Was Helmet damaged? ☐ Yes ☒ No

Type of eye protective device Prescription Glasses Color of lens or shield NONE Equipped with: ☒ Yes ☐ No Wind-shield? ☒ Yes ☐ No Footrest for this casualty? ☐ Yes ☒ No

Blood sample taken? ☐ Yes ☐ No Blood sample sent to

SECTION III - PEDESTRIAN CASUALTIES (Deaths or injuries)

Name of Casualty Last First Middle If killed, date of death

WHAT PEDESTRIAN WAS DOING

Pedestrian was going ☐ N ☐ S ☐ E ☐ W ☐ Along ☐ Across or into (Street name, highway No.) From (N.E. corner to S.E. corner, or west to east side, etc.) To If not in roadway explain

1. ☐ Crossing or entering at intersection or crosswalk 4. ☐ Walking in roadway with traffic 7. ☐ Pushing or working on vehicle 10. ☐ Other in roadway

2. ☐ Crossing or entering not at intersection or crosswalk 5. ☐ Walking in roadway against traffic 8. ☐ Other working in roadway 11. ☐ Not in roadway

3. ☐ Getting on or off vehicle 6. ☐ Standing in roadway (includes hitch hiking) 9. ☐ Playing in roadway

Describe injuries

Color shirt or coat Color trousers or shirt

Pedestrian condition Pedestrian drinking? ☐ Yes ☐ No

Blood sample taken? ☐ Yes ☐ No Blood sample sent to

SECTION IV - OTHER CATEGORY DEATH (Road machinery, pedalcyclist, standing on porch, go-cart, etc.)

Name of Person Killed Last First Middle Category Date of Death

ROAD ON WHICH ACCIDENT OCCURRED <u>3850 S. Stulen St.</u> <small>Block Number Street or Road Name Route No.</small>		DO NOT WRITE IN THIS 17508
Check and complete one - AT ITS INTERSECTION WITH <u>3800 Arborlawn Dr.</u> <small>Street or Road Name Route Number</small>		
IF NOT AT INTERSECTION _____ feet <input type="checkbox"/> North <input type="checkbox"/> S <input type="checkbox"/> E <input type="checkbox"/> W of _____ <small>Street or Road Name Route Number</small> If urban, show nearest intersection, street or reference point. Show milepost or nearest intersecting numbered highway.		
DATE OF ACCIDENT <u>Nov. 6</u> 19 <u>84</u> Day of Week <u>Tuesday</u> Hour <u>0745</u> <input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M.		

INDICATE ON THIS DIAGRAM WHAT HAPPENED

LEGEND

1" = 30'

⊙ = Stop Sign

ACCIDENT TYPE	WRECKER USED	SURFACE CONDITION	CAUSE CODE	FATALITY	PASS FATALITY	INS NOL	INS VIO	INS DWI	INS O
<input type="checkbox"/> 1 <input checked="" type="checkbox"/> 2 <input type="checkbox"/> 3	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<input checked="" type="checkbox"/> DRY <input type="checkbox"/> WET <input type="checkbox"/> ICE <input type="checkbox"/> SNOW <input type="checkbox"/> OTHER	#1 <u>41</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			#2	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			#3	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			#4	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			PED	<input type="checkbox"/>	<input type="checkbox"/>				

ACCIDENT STATISTICAL DATA
 Fill in squares with an X in the appropriate categories.
 "CAUSE CODE" is citation code number of the violation that caused the accident.
 A citation does not have to be issued for the code number entry.

WITNESSES

NAME <u>Jim Calaway</u>	ADDRESS <u>5809 Melstone Dr. Arlington</u>	PHONE <u>457-09</u>
NAME <u>Sandy Mead</u>	ADDRESS <u>908 Willow Cr. S. Burken</u>	PHONE <u>295-44</u>
NAME <u>Paul Shea</u>	ADDRESS <u>2042 JA Cocks Ln FW</u>	PHONE <u>924-85</u>
NAME _____	ADDRESS _____	PHONE _____

Where else was investigation made? None Were photographs taken? ☒ Yes ☐ No Is investigation complete? ☒ Yes ☐ No

11/6/84

TRY DATE 11/15/84
TRY TIME 1943

OFFENSE/INCIDENT REPORT
DEPARTMENTAL COPY

PAGE 1

OFFENSE/INCIDENT INFORMATION

AL NEGLIGENCE HOMICIDE PENAL CODE: 19.07 UCR CLASS: 01.182
STATUS: OPEN UCR DISPOSITION:
PORT DATE: 11/15/84

LOCATION/DATE/TIME/INFORMATION

ENSE LOCATION APT. PRA BUSINESS NAME CODE
3850 S HULEN ST PUBLIC STREET 1009
TES OF OCCURANCE TIME OF DAY DAY(S) OF OCCURANCE
/06/84 0745 TUE
ATHER CONDITIONS: CLEAR UNIT: J414

INVESTIGATIVE INFORMATION

PORTING OFFICER(S): MAYNARD, R L 1017 MONTGARY, L A 1663
VESTIGATIVE DIVISION NOTIFIED:
LLOW-UP ASSIGNED TO: TRAF INVESTIGATOR:

COMPLAINANT INFORMATION

ME R/S/A DOB
INES, BARTON PAY W M 21 07/30/63
ME ADDRESS
3301 OVERCREST DR
TX 76126 PHONE: 249-2068
SINESS ADDRESS OCCUPATION WORK HOURS
0000 0000

INJURED COMPLAINANT

RSUN TAKEN TO TAKEN BY CONDITION
SH DANIEL DECEASED
CEASED

GENERAL VEHICLE #001 INFORMATION

YR MAKE MODEL STYLE LICENSE NUMBER VIN VALUE
81 YAMA MC 85 TX 4XC458 JYA4R4001BAC1C415
COLOR 1: MAROON COLOR 2: COLOR 3:
DITIONAL DESCRIPTION
POUNDED AT 1301 E NS CR//HOLD FOR HIT AND RUN

SUSPECT VEHICLE #001 INFORMATION

YR MAKE MODEL STYLE LICENSE NUMBER VIN VALUE
83 GMC SUR 85 TX P14230 1G5EC1665D5514909
COLOR 1: BLUE COLOR 2: COLOR 3:
DITIONAL DESCRIPTION
OTHER DETAILS

SUSPECT #001 INFORMATION

ME R/S/A DOB HEIGHT WEIGHT ALIAS/NICKNAME
KILLER, LINDA T W F 35 09/23/48 5 01 108
DRESS: 083728 ARROYO RD
FW TX PHONE: 925-5117
E COLOR: BRN HAIR COLOR: BRN
I STYLE: UNK.
L HAIR: UNK.
ES: UNK.
CIAL ODDITIES: UNK.
ETH: UNK.
MPLEXION: UNK.
EACH: UNK.

TRY DATE 11/15/84
TRY TIME 1943

OFFENSE/INCIDENT REPORT
DEPARTMENTAL COPY

PAGE 2

GENERAL APPEARANCE: UNK.
SPECT WORE: UNK.
WOUNDED: UNKNOWN
DECEASED: UNK.

ADDITIONAL DESCRIPTION
INDIA TOWNSEND SKILLERN> TXDL 06287828

ORIGINAL NARRATIVE

CUR ENTRY BY: 505
CALLING OFFICER: MAYNARD, R L 1017
RECORDING BY: HJ42

ON 11-06-84 AT 0745 HRS THE COMP <GAINES> WAS OPERATING GEN VEH
(GEN VEH) NORTHBOUND IN THE <3850 BLK OF S HULEN ST> APPROACHING THE
INTERSECTION OF <3800 ARBORLAWN DR>.

THE S1 <SKILLERN> OPERATING THE BUS VEH WAS EASTBOUND ON
<ARBORLAWN> AND HAD CROSSED THE SOUTHBOUND TRAFFIC LANE OF THE
<S HULEN ST>. THE S1 <SKILLERN> THEN CONTINUED EASTBOUND TO CROSS
THE NORTHBOUND TRAFFIC LANE OF <S HULEN ST> AND IN DOING SO PULLED
OUT INTO THE PATH OF THE COMP CAUSING A VEHICLE COLLISION.

THAT THE ACTIONS OF THE S1 <SKILLERN> THEN AND THERE BY CRIMINAL
NEGLECT, TO WIT: FAILED TO YIELD RIGHT OF WAY CAUSING THE DEATH
OF AN INDIVIDUAL <BARTON RAY GAINES>, BY DRIVING HER MOTOR VEH INTO
<BARTON RAY GAINES> AND HIS MOTOR VEH.

Sgt E G PAULSON - ENTERED BY H027
+320 2030 - END OF REPORT

OFFICE OF CHIEF MEDICAL EXAMINER
TARRANT COUNTY, TEXAS
MEDICAL EXAMINER'S REPORT
OF INQUEST

ME-3149-84
Case No.

I hereby certify that on the 6th day of November, 1984,
Marc Krouse, M.D. Barton Ray Gaines
I, _____, made an inquest of the body of _____
TCME Morgue
now lying dead at _____

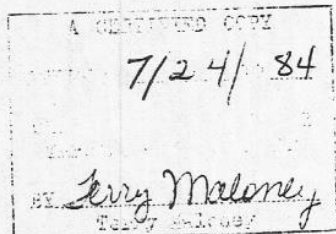
and upon investigation of the essential facts concerning the circumstances of the death and history of the case, I am of
the opinion that the cause of death was as follows:

FINAL PATHOLOGICAL DIAGNOSIS:

1. External evidence of blunt force injuries of head, chest and abdomen and upper and lower extremities, consistent with motorvehicle/motor cycle collision.
2. Evidence of surgical intervention (left thoracotomy and median sternotomy-laporatomy; evidence of chest tube insertions).
3. Laceration of aorta and spleen.
4. Residual bilateral hemothorax and hemoperitoneum.
5. Fractures of left radius and ulna and left femur.

CAUSE OF DEATH:

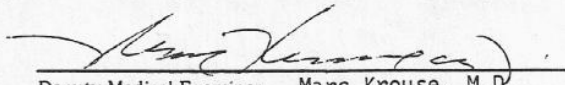
HEMORRHAGIC SHOCK WITH MULTIPLE INTERNAL VISCERAL
AND VASCULAR LACERATIONS DUE TO BLUNT FORCE
INJURY OF CHEST AND ABDOMEN SUSTAINED IN MOTORVEHICLE/
MOTORCYCLE COLLISION.



CASE RULED: Manner of Death

Natural Causes ☐ Accident ☒ Suicide ☐ Homicide ☐ No Case ☐ Undetermined ☐

MK:tg
11-9-84


Deputy Medical Examiner Marc Krouse, M.D.

ME-15

Body is viewed and case dictated 11-6-84 from 2:45 to 3:00 p.m. For biographical information regarding the deceased, please read the report of Mr. McMillan.

At the time of examination, the body is accompanied by cut-away articles of clothing including brown denim pants and white briefs.

EXTERNAL EXAMINATION :

The body is that of a normally developed apparently well nourished and well hydrated adult white male appearing near the given age of 20 years. The body length is 70 " and the estimated weight is 200 lbs. (91 kg.). Lividity is markedly reduced posterior non-fixed and purple and rigor is very slight in its development.

Oral endotracheal tube is in place at the time of examination and intavenous lines are in place in the right external jugular vein and volar right forearm. A foley catheter without attached bag is in place.

The calvarium is symmetric and intact to palpation and the scalp is intact and covered by short wavy dark brown hair. The external auditory canals are free of foreign material. The eyes are brown and are without arcus. The pupils are 7 mm. and equal and the conjunctivae are pale and minimally edematous. There are two small paired abrasions up to 1/4 x 1/16" of the right forehead and there is 1/4" diameter abrasion of the lower forehead with an adjacent 3/4 x 1/4" abrasion. There is a non-patterned abrasion of the upper lip. The nose exhibits distal septal fracture. The buccal mucosa and lips are pale and the oral cavity contains a small amount of blood stained mucoid debris. There is a sparse mustache and chin beard of only a few days duration present. There are multiple oral mucosal contusions and the buccal mucosa and lips are otherwise pale. The face, neck, larynx, and hyoid are symmetric and intact to palpation and the trachea and larynx are mid-line and mobile.

The anterior chest and abdomen are of unremarkable contour. There are palpable defects only underlying a sternotomy-laparotomy incision measuring 22" extending from the suprasternal notch to near the symphysis pubis and there is a metal sutured 18" left thoracotomy following 5th intercostal space. Sutured chest tube insertion sites are seen in the mid-axillary regions bilaterally over the 5th intercostal spaces. There is a contusion of the soft tissues of the right axillary. The abdomen exhibits a mottled contusion up to 4" in diameter in the left mid-abdomen. There are linear contusions measuring 1 x 1/4 to 3/8" along the lateral hip and these are located 1 1/2" center to center. The external genitalia are normal adult male with a circumcised penis and the testes are descended and without masses or atrophy. The pelvic girdle is intact to palpation. The perineum and anal orifice are unremarkable. The back is symmetric and intact to palpation.

The extremities are symmetric. There is a non-patterned 1 x 3/4" abrasion of the lateral upper left arm with an associated linear 3/4 x 1/8" abrasion on the anterior upper arm. There are small contusions of the lateral and anterior upper arm up to 1 1/2" in diameter. There are non-patterned abrasions over the dorsal forearm and hand and there is a superficial laceration overlying the 4th.

BARTON RAY GAINES
ME-3149-84
Page 3

metacarpal phalyngeal joint. There is irregular contusion of the forearm on both the dorsal and volar surfaces up to 4 x 7" and there is associated comminuted fracture of the radius and ulna. The right upper extremity is intact to palpation and exhibits an intravenous line on the dorsal surface of the hand and on the volar forearm. The nailbed of the hands are pale. The left lower extremity exhibits rectangular abrasions measuring up to 1 1/2 x 2" in maximal dimension located in the upper 3rd of the thigh. There is a massive hematoma of the thigh in association with a comminuted middle 3rd femoral fracture. Non-patterned abrasions are seen on the anterior knees bilaterally. There is evidence of prior amputation of the left great toe with a 3/1" scar. The nailbeds of the feet are pale.

30 ml. of blood, 5 ml. of vitreous humor are reserved for toxicology.

MK:tgm
11-9-84

Office of Chief Medical Examiner

Toxicology Laboratory Service
3440 Camp Bowie Boulevard
Fort Worth, Texas 76107

An Peerwani, M.D., DABFP

Chief Medical Examiner

Angela C. Springfield, Ph.D., DABFT

Chief Toxicologist

Office of Chief Medical Examiner

Tarrant County, Texas

Name: Barton Gaines 20 y/o WM

M.E. Case Number: 3149-84

Date of death/found: 11-6-84 Time: 1034

Date of Inquest: 11-6-84

Prosecutor: Marc Krouse, M.D.

Hospitalization: (x) Yes () No

Where: JPSH How Long: Approx 1 hr

Medications: () Yes () No (x) In Hospital () Unknown

General anesthetic, resus. meds

Test(s) Requested

- (x) ABN Drug Screen
() Cannabinoids/Cocaine/Opiates
() CO/HCN/PVC/Others
(x) Ethanol
() Heavy Metals
() Others

Specimen(s) Submitted

- (x) Blood 30 ml.
() Urine
(x) Vitreous Humor 5 ml.
() Stomach Contents
() Body Organs:

() Others:

Provisional C.O.D. MC-MV collision with chest/abdominal injuries

Provisional M.O.D. (A) H N S UK

Evidence Transmittal Date

Date: 11-8-84 Time: 1:00

Released By:

Signature of M.E. Representative

Received By:

Signature of Lab Representative

Laboratory Report:

Analyses Performed

Result(s)

Blood Ethanol
Vitreous EthanolNegative
0.01 g %

Blood ABN Screen

Lidocaine

Date Completed: 11-20-84

Toxicology Number: 653-84

AC Springfield

Angela C. Springfield, Ph.D., DABFT
Chief Toxicologist

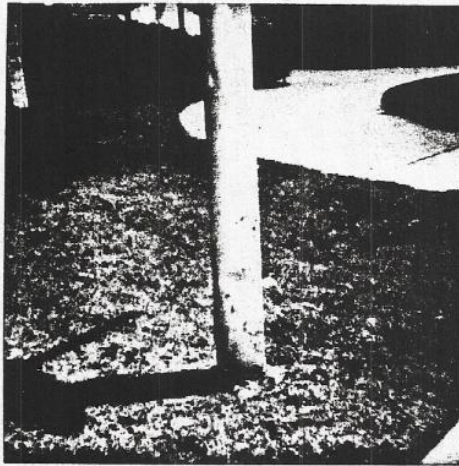
SEARCH ON 09698356
GAINES, BARTON RAY
WHITE M 073063 5-10 155 BROWN BROWN
301 OVERCREST DR FORT WORTH 76126
DL 09698356 REST CLASS CM EXP DATE 073085
CURRENT STATUS
120180 SPEEDING BENBROOK
060381 DROVE WITHOUT LIGHTS WHEN REQUIRED BENBROOK
111182 DRIVING SAFETY COURSE SEC. 143A (A)(2) FORT WORTH
012483 SPEEDING FORT WORTH
030383 SPEEDING BENBROOK
082983 SPEEDING FORT WORTH
110883 SPEEDING FORT WORTH
110883 FAILED TO YIELD RIGHT OF WAY FORT WORTH
030884 PETITION-HABITUAL VIOL
030884 PROBATION-HAB VIOL FORT WORTH EXP 090784
032884 DIC MICROFILM
042584 ED. PROG. REG. ART. 42.13 SEC. 6C TARRANT CO
052484 ED. PROG. COMP. ART. 42.13 SEC. 6C TARRANT CO
110684 ACC-MOTOR WITH MOTOR FORT WORTH
121784 CANCELLED - DECEASED
** NO WARRANT RECORD **

SEARCH ON 06287828
SKILLERN, LINDA TOWNSEND
WHITE F 092348 5-01 108 BROWN BROWN
3728 ARROYO RD FORT WORTH 76109
DL 06287828 REST OPERATOR EXP DATE 092385
CURRENT STATUS
CLEAR
110684 ACC-MOTOR WITH MOTOR FORT WORTH
*** NO WARRANT RECORD ***

89B



This depicts vehicle Eastbound on Amberhawn.



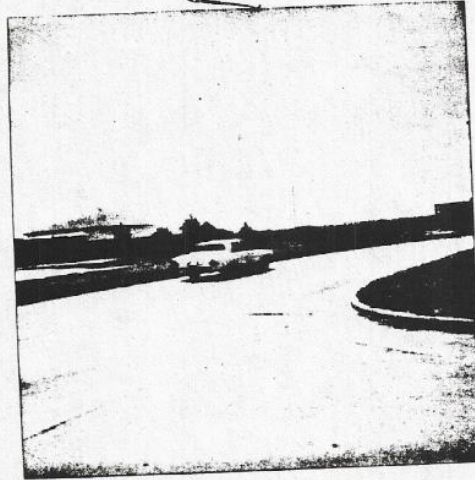
This depicts damage to signal post



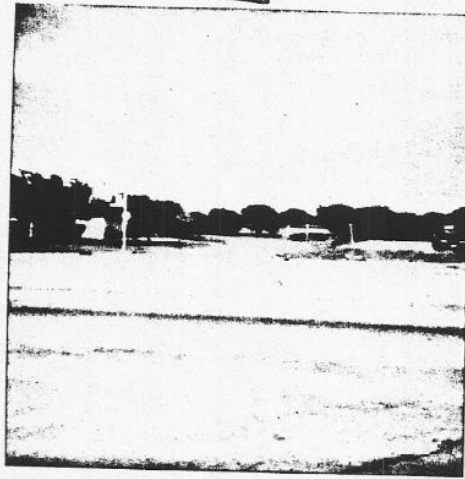
This depicts stop sign, and unobstructed view



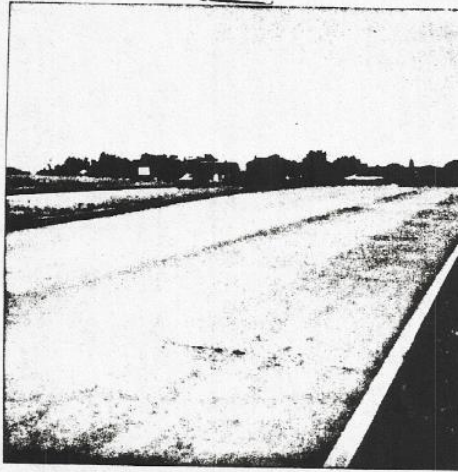
This depicts Home, Street where Mr. Gaines landed
After being hit.



This depicts UNOBSTRUCTED VIEW FROM VEHICLE
EASTBOUND ON ARBORHAWN. THE VIEW IS SOUTH FROM
THIS LOCATION.



This depicts Arborhamm East bound from Hoken Street.



This depicts vehicle crossing Hulen Street on
Arborhawn. This unobstructed view is approximately
200 feet north of intersection.

ZACHRY, KEARNEY, HILL, SHAW, BEATTY, & BUTCHER

ATTORNEYS AT LAW
ONE TANDY CENTER SUITE 606
FORT WORTH, TEXAS 76102

TOM L. ZACHRY
BOARD CERTIFIED - CRIMINAL & FAMILY LAW
TEXAS BOARD OF LEGAL SPECIALIZATION
JEFF KEARNEY
BOARD CERTIFIED - CRIMINAL LAW
TEXAS BOARD OF LEGAL SPECIALIZATION
TOM E. HILL
BOARD CERTIFIED - CRIMINAL & FAMILY LAW
TEXAS BOARD OF LEGAL SPECIALIZATION

(817) 336-3600

JIM SHAW
JOHN C. BEATTY
BOARD CERTIFIED - CRIMINAL LAW
TEXAS BOARD OF LEGAL SPECIALIZATION
ALLAN K. BUTCHER
BOARD CERTIFIED - CRIMINAL LAW
TEXAS BOARD OF LEGAL SPECIALIZATION
BYRON MATTHEWS
OF COUNSEL

Note the Jeff Kearney.
Small world.

Mr. Bill Kane
McDonald, Sanders
Attorneys at Law
1300 Continental Plaza
Fort Worth, Texas 76102

STATEMENT DATE: Aug. 20, 1985

S T A T E M E N T

FOR INVESTIGATIVE SERVICES RENDERED:

Re: Barton Ray Gaines
D/A: November 6, 1984

7/23/85-
7/29/85 Investigative services, total
 time expended (Bill Cole) 17.50 hours

17.50 HOURS AT \$60.00 PER HOUR \$1,050.00

TOTAL MILES (74 @ .20) \$ 14.80

OUT OF POCKET EXPENSES:

7/23/85	Parking	\$ 2.85
7/24/85	Autopsy Report	\$10.00
7/26/85	Film	\$ 8.50
	Supplies	\$ 4.00
8/1/85	Parking	\$ 1.80

TOTAL OUT OF POCKET EXPENSES \$ 27.15

BALANCE DUE AND OWING TO DATE \$1,091.95

Thank you.

WHEN IMPRESSED WITH THE SEAL OF THE CITY OF FORT WORTH,
THIS IS CERTIFIED TO BE A TRUE COPY OF THE PERMANENT
RECORD AS FILED IN THE BUREAU OF VITAL STATISTICS.

ISSUED **NOV 28 1984**

Geraldine L. Harris
LOCAL REGISTRAR

STATE OF TEXAS

CERTIFICATE OF DEATH

STATE FILE NO.

1. NAME OF DECEASED (Type or print) BARTON RAY GAINES			2. SEX Male	3. DATE OF DEATH November 6, 1984	
4. RACE Caucasian	5a. WAS THE DECEDENT OF SPANISH ORIGIN? NO	5b. IF YES, SPECIFY MEXICAN, CUBAN, PUERTO RICAN, ETC. XXX	6. DATE OF BIRTH 7-30-1963	7. AGE (in years last birthday) 21	IF UNDER 1 YEAR Months Days Hours Minutes
8a. PLACE OF DEATH - COUNTY Tarrant		8b. CITY OR TOWN (If outside city limits, give precinct no.) Fort Worth		8c. NAME OF (If not in hospital, give street address) HOSPITAL OR INSTITUTION John Petersmith Hospital	
9. MARRIED, NEVER MARRIED, WIDOWED, DIVORCED (Specify) Divorced		10. BIRTHPLACE (State or foreign country) Texas	11. CITIZEN OF WHAT COUNTRY? USA	12. WAS DECEDENT EVER IN U.S. ARMED FORCES? NO	
14. SOCIAL SECURITY NO. [REDACTED]		15a. USUAL OCCUPATION (Give kind of work done during most of working life, even if retired) Maintenance		15b. KIND OF BUSINESS OR INDUSTRY Texas Christian University	
16a. RESIDENCE - STATE Texas	16b. COUNTY Tarrant	16c. CITY OR TOWN (If outside city limits, show rural) Benbrook		16d. STREET ADDRESS (If rural, give location) 1133 Bryant	
17. FATHER'S NAME Jimmy G. Gaines		18. MOTHER'S MAIDEN NAME Judy M. Eaton		19. SIGNATURE OF INFORMANT <i>[Signature]</i>	
20. CAUSE OF DEATH PART I IMMEDIATE CAUSE (Enter only one cause per line for (a), (b), (c)) (a) HEMORRHAGIC SHOCK WITH MULTIPLE INTERNAL VISCERAL AND VASCULAR LACERATIONS, (b) BLUNT FORCE INJURY OF CHEST AND ABDOMEN, (c) SUSTAINED IN MOTORVEHICLE/MOTORCYCLE COLLISION. PART II OTHER SIGNIFICANT CONDITIONS - CONDITIONS CONTRIBUTING TO DEATH BUT NOT RELATED TO CAUSE GIVEN IN PART I (a) NO					
22a. ACC. SUICIDE, HOM., UNDET., OR PENDING INVEST. (Specify) ACCIDENTAL		22b. DATE OF INJURY (Mo., Day, Yr.) 11-6-84	22c. HOUR OF INJURY 7:45 a. m.	22d. DESCRIBE HOW INJURY OCCURRED deceased was struck by van while on motor-	
22e. INJURY AT WORK (Specify yes or no) no		22f. PLACE OF INJURY - At home, farm, street, factory, office building, etc. (Specify) public roadway		22g. LOCATION STREET OR R.F.D. NO. CITY OR TOWN STATE Arborlawn Dr. & Hulen Fort Worth, TX	
23a. To the best of my knowledge, death occurred at the time, date, and place and due to the cause(s) stated (Signature and Title) [Signature]		23b. DATE SIGNED (Mo., Day, Yr.) 11-9-84		23c. HOUR OF DEATH 10:34 a. m.	
23d. NAME OF ATTENDING PHYSICIAN (Type or print) [Signature]		23e. NAME OF CEMETERY OR CREMATORY Rough Creek		23f. SIGNATURE OF FUNERAL DIRECTOR OR PERSON ACTING AS SUCH Sims Buttram, #3566	
25a. BURIAL, CREMATION, REMOVAL (Specify) Removal		25b. DATE November 8, 1984		25c. SIGNATURE OF LOCAL REGISTRAR <i>Geraldine L. Harris</i>	
25d. LOCATION (City, town, or county) Granbury, Texas		25e. DATE REC'D BY LOCAL REGISTRAR NOV 13 1984		25f. SIGNATURE OF LOCAL REGISTRAR <i>Geraldine L. Harris</i>	
27a. REGISTRAR'S FILE NO. 4194		27b. SIGNATURE OF LOCAL REGISTRAR <i>Geraldine L. Harris</i>			

ASH

ROBERT N. VIRDEN

ATTORNEY AT LAW
A Professional Corporation

COPY

431 Meadows Building
5646 Milton Street, Dallas, Texas 75206-3932
Internet Rnvpc.com

Voice 214/373-7161
Fax 214/373-1969
E-mail Rnvpc@rnvpc.com

16 July 2002

Laurie Hunter Kendrick
The Blum Firm, P.C.
210 West Sixth Street, Suite 1300
Fort Worth, TX 76102

RE: Barton Ray Gaines, Jr. Management Trust

Dear Laurie:

Thank you for your telephone call today, in which you said:

- (1) That your firm did not handle Guardianships, Section 867 Trusts, and related matters.
- (2) That you had talked to a Trust Officer who had said that the Trust Officer's bank had terminated Section 867 Trusts when the Guardian requested that the Trustee distribute the Trust property to pay the Ward's attorney's fees.
- (3) That you would call the Trust Officer at Texas Bank to see if Texas Bank would consider Melissa Hampton Gaines's request (as Guardian of the Estate of Barton Ray Gaines, Jr., Incapacitated Person) that the Trustee terminate the Barton Ray Gaines, Jr. Management Trust because of the small size of the Trust and/or because of the Beneficiary's needing the Trust property to pay attorney's fees to defend the Beneficiary against a felony charge.

Sincerely,

Robert N. Virden

cc: Daniel L. Inman, Jr.
Route 2, Box 64
Graham, TX 76450

Toll-Free 888/607-0988 Pager 214/804-1980

/n/p/July 16, 2002 (3:52pm)

July 31, 2002

Robert N. Virden, P.C.
431 Meadows Building
5646 Milton Street
Dallas, TX 75206-3932

Daniel L. Inman, Jr.
Route 2, Box 64
Graham 1 76450

Living Trust

Professional Services			
Date	Description	Hours	Amount
7/2/2002	TIME NOT BILLED: Conference with Dan Inman re Barton Gaines Trust. (1:50 - 2:15. Total Time: 0.4 Hours.)	0.40	NO CHARGE
7/3/2002	Review file. Draft letter to Marvin Blum. (7:45 - 8:09. Total Time: 0.4 Hours.)	0.40	80.00
7/12/2002	Voice Mail message from Laurie Hunter Kendrick. Telephone call to her (returning her call; no answer). Telephone call to call to her (not in; left message). (2:32 - 2:35. Total Time: 0.1 Hours.)	0.10	20.00
7/16/2002	Telephone call from Laurie Kendrick about termination of Trust. Draft letter to Laurie Kendrick re conversation. (3:34 - 3:42; 3:46 - 3:59. Total Time: 0.3 Hours.)	0.30	60.00
7/17/2002	Voice Mail message from Gail Inman. Telephone call to Gail Inman (returning her call). (2:16 - 2:23. Total Time: 0.1 Hours.)	0.10	20.00
	Draft/send e-mail Laurie Kendrick asking name of attorney to handle termination of Trust. (2:26 - 2:31. Total Time: 0.1 Hours.)	0.10	20.00
7/18/2002	E-mail from Marvin Blum. Draft/send e-mail Marvin Blum. Draft letter to Gail Inman. (10:06 - 10:24. Total Time: 0.3 Hours.)	0.30	60.00
7/30/2002	Receive fax from Melissa Adams. Draft letter to Melissa Adams. (2:20 - 2:34. Total Time: 0.2 Hours.)	0.20	40.00
	For professional services rendered	1.90	\$300.00
	Additional Charges :		
Date	Description	Price	
7/3/2002	Postage: Letter to Marvin Blum, with copy to Dan Inman.	0.37	0.74
7/16/2002	Postage: Letter to Laurie Hunter Kendrick, with copy to Dan Inman.	0.37	0.74
7/18/2002	Postage: Letter to Gail Inman.	0.37	0.37

<u>Date</u>	<u>Description</u>	<u>Price</u>	<u>Amount</u>
7/30/2002	Postage: Letter to Melissa Adams, with copies to Gail Inman and Kelly McGehee.	0.37	1.11
	Total costs		\$2.96
	Total amount of this bill		\$302.96
	Balance due		\$302.96

PS-1 As stated in the Legal Services Agreement, I want you to pay the amount due only if you are satisfied with the legal services and you believe that the fee for those services is reasonable, taking into consideration the matter, the work performed, and the results that have been accomplished.

PS-2 I have not proofread this Statement. If you detect any errors, I would appreciate your informing me.

January 23, 2003

Goodman, Odom, Lacy, Floyd & Berry, L.L.P.
301 Commerce Street
Suite 3131
Fort Worth, TX 76102

Tax I.D. No. 75-2806774
Invoice submitted
to:

Melissa Adams
101 Edgewood Trail
Benbrook TX 76126

In Reference To: Barton Ray Gaines, Jr. Management Trust

Invoice No. 2442

For professional services rendered:

		<u>Hours</u>	<u>Amount</u>
10/28/2002 LO	Initial meeting with Ms. Adams regarding background.	0.30	52.50
11/04/2002 LO	Review file; Telephone conference with Texas Bank Trust Department regarding termination procedure; Prepare Application for Termination of Section 867 Trust; Brief research on same; Prepare correspondence to court and bank regarding service of Application.	2.50	437.50
NJ	Telephone conference with Court clerk regarding filing of Application and fees; Telephone conference with Bank officer regarding documents needed for termination; Telephone conference with client regarding authorization needed by Bank for release of documents.	0.40	26.00
11/05/2002 LO	Receipt and review of Amended Application for Section 867 Trust and Order Creating Trust from TexasBank.	0.60	105.00
11/27/2002 NJ	Telephone conference with court coordinator regarding possible response; Correspond with coordinator regarding same; Prepare letter to Texas Bank requesting waiver signature and requirements for hearing.	0.50	32.57
12/04/2002 NJ	Prepare draft of Waiver; Prepare transmittal letter to Bank and forward Waiver for review and signature; Telephone conference with TexasBank.	0.70	45.50
12/13/2002 NJ	Receipt of Waiver from TexasBank; Communicate with Coordinator of Probate Court No. 2; Forward Waiver to Court for filing.	0.40	26.00
01/22/2003 LO	Prepare order terminating trust; prepare for hearing.	0.80	140.00

Melissa Adams

Page 2

	<u>Hours</u>	<u>Amount</u>
01/23/2003 LO Attend hearing on termination of trust; Prepare correspondence to Bank regarding Order; Telephone conference with client regarding status.	1.40	245.00
For professional services rendered	7.60	\$1,110.07

Timekeeper Summary		<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Name				
John Nancy		2.00	65.00	\$130.07
Odom Lane		5.60	175.00	\$980.00

Additional Charges :

10/31/2002 Copying cost for October, 2002.	7.25
11/27/2002 Postage for November, 2002.	6.59
11/30/2002 Copying cost for November, 2002.	11.25
Fax for November, 2002.	8.50
12/31/2002 Copying cost for December, 2002.	5.00
Fax for December, 2002.	1.00
Postage for December, 2002.	0.97
01/23/2003 Copying cost for January, 2003.	3.00
Total costs	\$43.56
Total amount of this bill	\$1,153.63
Balance due	\$1,153.63

GOODMAN, ODOM, LACY, FLOYD & BERRY, L.L.P

301 COMMERCE STREET, SUITE 3131 • FORT WORTH, TX 76102 • 817-338-9400 • FAX 817-338-9494

January 23, 2003

STEPHEN S. GOODMAN IV

LANE ODOM

FREY A. LACY

JAMES N. I

STEVEN J. I

Lane Odom
817/333-6050
lodom@law-fw.com

Gail Inman
Route 2, Box 64
Graham, Texas 76450

Re: Barton Ray Gaines, Jr. Management Trust

Dear Gail:

I am enclosing our firm invoice no. 2442 in the amount of \$1,153.63. If you have any questions about this invoice, please give me a call. Otherwise, I would appreciate your putting same in line for payment.

Thank you for your attention in this regard.

Very truly yours,



Lane Odom

/nsj
Enclosure



Trust Department
2525 Ridgmar Blvd., Suite 100
Fort Worth, TX 76116

DATE

030700

ACCOUNT #/NAME:

Feb 07, 2003

2 00 1353 05 4 BARTON R GAINES TR

PAY

AMOUNT

Twenty seven thousand and 00/100

****\$27,000.00

THE MELISSA HAMPTON GAINES, GUARDIAN OF
ORDER THE ESTATE OF BARTON RAY GAINES, JR
OF

Mr. [Signature]
Thomas Long

030700 1111902000 029 513 9

SEE THE MARK WHEN CHECKING ENDORSEMENTS



Trust Department
2525 Ridgmar Blvd., Suite 100
Fort Worth, TX 76116

ACCOUNT #/NAME:

32 00 1353 05 4
BARTON R GAINES TR

DESCRIPTION:

PARTIAL DISTRIBUTION UPON TERMINATION
PER COURT ORDER DATED 01/23/03

CHECK #:

0030700

DATE:

Feb 07, 2003

AMOUNT:

\$27,000.00

PAYEE:

MELISSA HAMPTON GAINES, GUARDIAN OF



Tasha Tschoepe
Assistant Trust Officer
TexasBank
2525 Ridgmar Blvd.
Fort Worth, TX 76116
ph: (817) 735-0929
fax: (817) 735-0936

February 10, 2003

Melissa Adams
1001 Edgewood Trail
Benbrook, TX 76126-3803

Re: Barton R. Gaines, Jr. 867 Management Trust
Account No. 1353

Dear Melissa:

Enclosed is a trust department check in the amount of \$27,000.00 payable to you as Guardian of the Estate of Barton Ray Gaines, Jr. This check represents a partial distribution upon the termination of the Barton R. Gaines, Jr. 867 Management Trust, per Court order dated January 23, 2003.

We will send the remaining funds after we have filed the final accounting with the Court and after we have filed the final Form 1041 for the trust.

In the meantime, if you have any questions, please call me at the number above.

Sincerely,

Tasha Tschoepe

Enclosure

GAIL H. INMAN
R.R. 2, BOX 64 940-378-2271
GRAHAM, TX 76450

63-7253
253
23453141451
2-25-02
104

630687250562065 060 0890 0914 04 25
\$15000.00

Pay to the order of
Fifteen thousand & 00/100

ONE THOUSAND

ETRADE

MONEY
MARKET

1111 N. Highland Street, Arlington, VA 22201

Legal fees

Gail Inman

2560726911 200459141451 0104 000015000000



GAIL HUFF INMAN
RR 2 BOX 64
GRAHAM TX 76450

10/59

Date 4/5/02

88-501/1115
03

1539

Pay to the Order of GAIL WESTFALL

\$1118.00

One Thousand and one hundred Eighteen Dollars



First National Bank of Texas
BIRMINGHAM
801 W. Lakeside Road
Birmingham, Texas 76136
Ph. 817-329-6500

376.16.00000000

For Trust

Good claim in

1119050944 27.2215 611539 0000111800

0-24-10-10-10-10

QUANTITY 1118000000

1539

04/10/02

\$1118.00



GAIL HUFF INMAN
RR 2 BOX 64
GRAHAM TX 76450

10/99

Date 6-3-02

88-508/1113
02

1559

Pay to the Order of 2200 Westgate \$11,500.00

One thousand & five hundred dollars



First National Bank of Texas
BENBROOK
801 W. Market E. Add
Benbrook, Texas 76025
Ph. 817-343-6500

ST. LOUIS, MO 63102

For Brent Gaines Wrestling Gail Inman

⑆111905094⑆ 17 2215 6⑈ 1559 ⑈0000150000⑈

⑆0000150000⑈

1559 06/11/02 \$1500.00



GAIL HUFF INMAN

10/99

1561

RR 2 BOX 64
GRAHAM TX 76450

Date 6-25-02

88-509/1119
03

Pay to the
Order of

Mrs. Gail Westfall

\$ 1,568.00

one thousand five hundred eighty eight dollars

Security features
are included.
Details on back.



First National Bank of Texas
BENBROOK

851 Wimscoot Road
Benbrook, Texas 76126
Ph. 817-249-6500

The Monarch's End

For

Trust Acct - credit

Gail Inman

MP

⑆111905094⑆ 17 2215 6⑈ 1561

⑆0000156800⑆

GAIL H. INMAN
R.R. 2, BOX 64 940-378-2271
GRAHAM, TX 76450

63-17263 2553
200459141461
DATE 6-25-02

5169201
The order of Westfall \$ 10,000.00

Don T. Westfall
01/01/02 0980 04

EXTRA TRADE
MONEY MARKET

1111 N. Highland Street, Arlington, VA 22201

Westfall

Gail H. Inman

2560726911 200459141461 0105 000010000000

\$43,153.00

GAIL H. INMAN
R.R. 2, BOX 64 940-378-2271
GRAHAM, TX 76150

63-723
253
233453141451
10/16/02
106

\$2,000.00

Pay to the order of

Greg Westfall

Two

Thousand

00/100

0899 1193 04 25

MARKET

ETRADE

1111 N. Highland Street, Arlington, VA 22201

Barbara Weiner

Gail Inman

2550726911 200459141451 0106 0000200000

GAIL H. INMAN

R.R. 2, BOX 64 940-378-2271
GRAHAM, TX 76450

20362410348471 060 0690

63-7259
2551
20045911461

107

11-23-02
1012 04 21

\$ 15,000.00

The order of

Fry Woodall

MONEY
MARKET

15000.00

ETRADE

1111 N. Highland Street, Arlington, VA 22201

11/2/02

Paul Inman

2560726911 20045911461 0107 00001500000

(1) UCR CLASSIFICATION Homicide		BENBROOK POLICE DEPARTMENT			(4) NUMBER 97-06-613	
(2) ICR CODE 01313		OFFENSE REPORT			(5) REPORT DATE 06/23/97	
OFFENSE	(6) TYPE OF OFFENSE Homicide Investigation			(7) LOCATION OF OCCURRENCE 1080 Mercedes, Benbrook, Tx		
	(8) FIRM OR APT. NAME			(9) PREMISE pick up		
VICTIM / OWNER	(14) VICTIM'S NAME (Last, First, Middle or Firm if Robbery) Grines, Jimmy George			(10) DATES COMMITTED 06/22/97 to 06/22/97		(11) TIMES COMMITTED 11:15 a.m. TO 7:00 p.m.
	ADDRESS 1133 Bryant			(15) RACE W	(16) SEX M	(17) D.O.B. 08/01/43
	CITY Benbrook			STATE Tx		ZIP CODE 76126
	(20) BUSINESS/SCHOOL ADDRESS retired from F.W.F.O.			(21) BUS. PHONE ext		(22) WORK HRS.
	(25) PERSON IN CONTROL OF PROPERTY			(26) POSITION w Firm		(27) BUS. PHONE
INJURY	(30) REMOVED FROM:			(31) REMOVED TO:		REFUSED TREATMENT <input type="checkbox"/> TREATED & RELEASED <input type="checkbox"/>
	(34) ATTENDING PHYSICIAN gen & hot wound to chest - deceased			(35) TYPE/LOCATION OF INJURIES		(36) VICTIM PROPERTY REMOVED BY:
	(38) PERSON NOTIFIED (NAME)			(39) ADDRESS 1133 Bryant	(40) A. CODE & PHONE	(41) RELATIONSHIP
	(44) MI NOTIFIED			(45) NOTIFIED BY		ID#
	(46) DATE NOTIFIED			(47) TIME NOTIFIED		
PROPERTY SECTION	CODES: S = Stolen Property D = Damaged Property C = Confiscated Property R = Recovered Property F = Found Property L = Lost Property					
	(48) CODE SOC	(49) QTY	(50) BRAND NAME	(51) DESCRIPTION (Size, Color, Model, Style, Material, Condition, Age)	(52) PROP CODE	(53) SERIAL NO.
	(54) O.A.N.	(55) VALUE (\$)				
(56) PROPERTY STORAGE LOCATION						(57) TOTAL VALUE
VEHICLE/TRAILER	(58) LICENSE NO Tx 98		(59) LIC STATE		(60) YEAR EXPIRE	(61) VIN
	(64) YEAR 1999		(65) MAKE Chevrolet		(66) MODEL 1500	(67) STYLE pickup
	(68) COLOR white		(69) PERSONAL PROPERTY IN VEHICLE <input type="checkbox"/> YES <input type="checkbox"/> NO		(70) VALUE OF VEHICLE	
	(71) INSURANCE CO./AGENT (NAME)		(72) ADDRESS		CITY	STATE
	(74) LIEN HOLDER (NAME)		(75) ADDRESS		CITY	STATE
BOAT	(77) KEYS ACCOUNTED FOR <input type="checkbox"/> YES <input type="checkbox"/> NO		(78) RECOVERY REPORT ATTACHED <input type="checkbox"/> YES <input type="checkbox"/> NO		(79) DATE OF LAST PAYMENT	
	(80) REFER C.I.S. <input type="checkbox"/> YES <input type="checkbox"/> NO		(81) ENTER NCIC <input type="checkbox"/> YES <input type="checkbox"/> NO			
	(82) MAKE		(83) COLOR		(84) YEAR	(85) LENGTH
	(86) REG. NO.		(87) REG. STATE	(88) YR/EXPIRE		(89) HULL NO.
	(90) HULL MATERIAL (ML) Plastic (PL) Wood (WD) Other (OT)					
BIKE	(91) MOTOR MK.		(92) SERIAL NO.		(93) NO. CYLINDERS	(94) HORSE POWER
	(95) PROPULSION Inboard Manual (IM) Outboard (OB) Sail (SA) (CRU)		(96) BOAT TYPE Cruiser Houseboat (HSE) Runabout (RUN) Sailboat (SAL) Other (YYY)		(97) VALUE (\$)	
	(98) BRAND NAME		(99) COLOR		(100) FRAME NO.	(101) WHEEL SIZE
	(102) BRAKE TYPE HAND <input type="checkbox"/> FOOT <input type="checkbox"/> BOTH <input type="checkbox"/>		(103) # GEARS		(104) HEADLIGHT	(105) BASKET
	(106) RETURNED CORRECTION <input type="checkbox"/> YES <input type="checkbox"/> NO		(107) RETURNED FOLLOW-UP <input type="checkbox"/> YES <input type="checkbox"/> NO			
ADMIN.	(108) INVESTIGATING OFFICER J.A. Graham		(109) REPORT TIME 7:01 p.m.		(110) OTHER OFFICERS Sgt. Cooper	
	(111) CRIME SCENE NOTIFIED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		(112) EVIDENCE TRANSMITTAL <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		(113) DETECTIVE ASSIGNED Smith / F	
	(114) BROADCAST BY (NAME & ID)		(115) DATE & TIME		(116) SOLVABILITY	
MISC.	(118) <input type="checkbox"/> CBA <input type="checkbox"/> CBE <input type="checkbox"/> OPERATION ID		<input type="checkbox"/> UNF <input type="checkbox"/> INACTIVE		<input type="checkbox"/> CLR/ADMIN. <input type="checkbox"/> SURVEY	
	(119) REVIEWED BY SGT: Be		(120) REPORT REVIEW OFFICER: DATE/TIME		(121) NUMBER OF CONTINUATION SHEETS #	

RIVER OAKS PRINTING CO., INC.

REPORTER	NAME <u>Deane, Jackie</u>		ADDRESS _____		CITY _____	ST _____	RACE _____	SEX _____	D.O.B. _____	
	WITNESS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		RELATIONSHIP TO VICTIM _____		RES. PHONE _____	(128) BUSINESS ADDRESS _____	CITY _____	ST _____	BUS. PHONE _____	
PERSON(S) ARRESTED	NAME #1 _____		ADDRESS _____		CITY _____	ST _____	ARREST <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	RACE _____	SEX _____	
	HT. _____	WT. _____	(139) HAIR _____	EYES _____	CLOTHING DESC. _____		FACIAL HAIR _____		SCARS/MARKS/TATTOOS _____	
	OCCUPATION _____		WEAPON USED _____		(146) RELATIONSHIP TO VICTIM _____		RES. PHONE _____	BUS. PHONE _____		
	NAME #2 _____		ADDRESS _____		CITY _____	ST _____	ARREST <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	RACE _____	SEX _____	
BRIEF NARRATIVE	HT. _____		WT. _____		(158) HAIR _____		EYES _____		CLOTHING DESC. _____	
	OCCUPATION _____		WEAPON USED _____		RELATIONSHIP TO VICTIM _____		RES. PHONE _____	BUS. PHONE _____		
WEATHER _____										
<input type="checkbox"/> WILL PROSECUTE <input type="checkbox"/> WILL NOT PROSECUTE <input type="checkbox"/> INSURANCE ONLY										
NOTARY PUBLIC IN AND FOR TARRANT COUNTY, TEXAS										
M.O. INFORMATION	OFFENSE LOCATION		METHOD OF ENTRY		SUSPECT ACTIONS		SUSPECT FLEES			
	<input type="checkbox"/> 500 CORNER OF BLOCK		<input type="checkbox"/> 049 VICTIM OPENS DOOR		<input type="checkbox"/> 111 GUN/UNKNOWN TYPE		<input type="checkbox"/> 404 TAKES HOSTAGE			
	<input type="checkbox"/> 501 MID BLOCK		<input type="checkbox"/> 051 BREAKS GLASS		<input type="checkbox"/> 113 RIFLE		<input type="checkbox"/> 407 RANSACKS			
	<input type="checkbox"/> 502 SHOPPING CTR/MALL		<input type="checkbox"/> 052 CUTS/REMOVES GLASS		<input type="checkbox"/> 114 SHOTGUN		<input type="checkbox"/> 408 WROTE NOTE			
	POINT OF ENTRY		<input type="checkbox"/> 053 CHOPS/POUNDS/SAWS		<input type="checkbox"/> 115 PISTOL/UNK. TYPE		<input type="checkbox"/> 413 REMOVES FINGERPRINT			
	<input type="checkbox"/> 001 DOOR/FRONT		<input type="checkbox"/> 055 PRIED/JIMMIED/SIPS		<input type="checkbox"/> 116 PISTOL/BLUE STEEL		<input checked="" type="checkbox"/> 414 LOWERS BLIND/DRAPES			
	<input type="checkbox"/> 002 DOOR/REAR		<input type="checkbox"/> 057 CUTS SCREEN/PUNCHES		<input type="checkbox"/> 117 PISTOL/NICKEL PLATE		<input type="checkbox"/> 415 DEFECATES/URINATES			
	<input type="checkbox"/> 003 DOOR/SIDE		<input type="checkbox"/> 058 REMOVES GLASS		<input type="checkbox"/> 130 PISTOL/REVOLVER		<input type="checkbox"/> 416 DRANK/ATE			
	<input type="checkbox"/> 004 WINDOW/FRONT		<input type="checkbox"/> 058 REMOVES HINGES		<input type="checkbox"/> 131 PISTOL/AUTOMATIC		<input type="checkbox"/> 419 COVERS LICENSE PLATE			
	<input type="checkbox"/> 005 WINDOW/REAR		<input type="checkbox"/> 060 REMOVES LOCKS		<input type="checkbox"/> 122 UNK. WEAPON/TOOL		<input type="checkbox"/> 426 FORCES VICTIM TO FLOOR			
<input type="checkbox"/> 006 WINDOW/SIDE		<input type="checkbox"/> 065 LEFT UNLOCKED		<input type="checkbox"/> 126 EXPLOSIVE		<input type="checkbox"/> 430 APPROACH AT CLOSING				
<input type="checkbox"/> 009 ROOF/ATTIC/CEILING		<input type="checkbox"/> 067 KICK/BODILY FORCE		<input type="checkbox"/> 124 VISEGRIPS/PLIERS		<input type="checkbox"/> 431 WORE GLOVES				
<input type="checkbox"/> 011 WALL		<input type="checkbox"/> 073 CONCEALMENT		<input type="checkbox"/> 123 CREDIT CARD/SHIM		<input type="checkbox"/> 432 SUSPECT R/HANDED				
<input type="checkbox"/> 012 VENT/AIR CONDITIONER		<input type="checkbox"/> 074 TAPES/PUTTY GLASS		<input type="checkbox"/> 127 BOLT CUTTERS		<input type="checkbox"/> 433 SUSPECT L/HANDED				
<input type="checkbox"/> 015 UNKNOWN ENTRY		<input type="checkbox"/> 075 CUTS HASP/LOCK/CHAIN		<input type="checkbox"/> 128 HAMMER		<input type="checkbox"/> 434 DATED VICTIM				
<input type="checkbox"/> 016 WINDOW/VENT		<input type="checkbox"/> 080 CASUALLY ENTERS		<input type="checkbox"/> 121 OTHER _____		<input type="checkbox"/> 436 HAD LOOKOUT				
<input type="checkbox"/> 017 WINDSHIELD		<input type="checkbox"/> 090 OTHER _____		SUSPECT ACTIONS		SUSPECT FLEES				
<input type="checkbox"/> 018 BACK TAILGATE		TOOL OR WEAPON USED		<input type="checkbox"/> 151 STOCKING OVER HEAD		<input type="checkbox"/> 600 AUTOMOBILE/ALONE				
<input type="checkbox"/> 019 TRUNK/HOOD		<input type="checkbox"/> 103 ICE PICK		<input type="checkbox"/> 154 USES DISGUISE/MASK		<input type="checkbox"/> 601 AUTO/ACCOMPLICE				
<input type="checkbox"/> 025 GARAGE		<input type="checkbox"/> 104 KNIFE RAZOR		<input type="checkbox"/> 162 WEARS SKI MASK		<input type="checkbox"/> 602 ON FOOT				
<input type="checkbox"/> 026 GLASS PATIO DOOR		<input type="checkbox"/> 106 TIRE TOOL SCREWDRIVER		<input type="checkbox"/> 199 BINDS VICTIM		<input type="checkbox"/> 603 MOTORCYCLE				
<input type="checkbox"/> 014 OTHER _____		<input type="checkbox"/> 107 ROPE		<input type="checkbox"/> 215 DISABLES ALARM		<input type="checkbox"/> 604 BICYCLE				
		<input type="checkbox"/> 108 LADDER		<input type="checkbox"/> 216 DISABLES LIGHTS						
		<input type="checkbox"/> 109 WIRE CLOTHES HANGER		<input type="checkbox"/> 219 DISABLES CAMERA						
		<input type="checkbox"/> 110 ROCK BRICK		<input type="checkbox"/> 235 BLINDFOLDS VICTIM						
				<input type="checkbox"/> 238 KISSES VICTIM						
				<input type="checkbox"/> 243 TORTURES VICTIM						
				<input type="checkbox"/> 317 ORAL SEX SODOMY						
				<input type="checkbox"/> 402 POSES AS CUSTOMER						
						<input type="checkbox"/> 999 OTHER INFORMATION				

APPROVED BY: leeOFFENSE NR: 97-06-613
CALL SHEET NR: 6007
PATROL DISTRICT: 52

SUPPLEMENT REPORT

BENBROOK
POLICE DEPARTMENT

FOR SUMMARY, ADDED DETAILS AND SUPPLEMENTARY INFORMATION RELATING TO AN ARREST OR OFFENSE OR INCIDENT, WHEN NEEDED, TO COMPLETE A REPORT. UPON THE LEFT MARGIN, PRINT -- BOLDLY -- THE ENTRY-NUMBER OR PARAGRAPH-NUMBER CORRESPONDING TO THAT OF THE ORIGINAL REPORT FORM.

ARREST: () OFFENSE: Homicide Investigation ACCIDENT: () INCIDENT: () REPORT RELATING TO THE
CHARGE OF Homicide Investigation AGAINST Grines, Jimmy George
NAME OF VICTIM - FIRM - ARRESTEE OR COMPLAINANT

On Monday 06/23/97 shortly before 7:00 A.M. I heard Officer Deane radio for Sgt. Cooper to meet her in back of the police department A.S.A.P. I walked out the back door of the P.D. at approximately 7:00 A.M. and Sgt. Cooper asked me to work the offense of a deceased person found in a pickup parked behind the P.D.

Officer Deane told me the following information. Officer Deane came to work on 06/22/97 at approximately 10:45 P.M. parking in the fourth space from the East in the back parking lot. Officer Deane backed her vehicle into the space. Sgt. Simonds had backed his vehicle in the third space. Officer Deane noticed a white Chevrolet pickup backed into the second space. When Officer Deane was going off duty on 06/23/97 just before 7:00 A.M., she was putting some things in her husband's F.W.P.D. patrol car which was backed into the first space next to the white pickup. Officer Deane saw the body of a white male laying over in the seat of the white pickup parked in the second space. Officer Deane notified Sgt. Cooper.

Sgt. Cooper asked me to do the initial report and he called Detective Smith in to do the crime scene investigation. Benbrook paramedics, Captain Barnhart and Lieutenant McCarty verified that the man was deceased.

Officer Page and part-time Officer Allison recognized the deceased man as Jimmy Grines. Officer Allison who is also a F.W. firefighter believed that Mr. Grines who was also a F.W. fireman had recently suffered a stroke and he believed that Mr. Grines had been reassigned for health reasons. Lt. McCarty recalled making a medical emergency call where Mr. Grines had recently attempted an overdose.

The pickup is a white full size regular cab Chevrolet model 1500 Tx. L.P. It was backed into the second space from the East on the South side of the

THIS IS SUPPLEMENT REPORT PAGE NUMBER 1 OF 3 SHEETS.OFFICER'S SIGNATURE: J. D. [Signature]I.D. NO. 194Date 06/23/97

OFFENSE NR: 97-06-613
CALL SHEET NR: 6007
PATROL DISTRICT: 52

SUPPLEMENT REPORT

BENBROOK
POLICE DEPARTMENT

FOR SUMMARY, ADDED DETAILS AND SUPPLEMENTARY-INFORMATION RELATING TO AN ARREST OR OFFENSE OR INCIDENT, WHEN NEEDED, TO COMPLETE A REPORT. UPON THE LEFT MARGIN, PRINT --- **BOLDLY** --- THE ENTRY-NUMBER OR PARAGRAPH-NUMBER CORRESPONDING TO THAT OF THE ORIGINAL REPORT FORM.

ARREST: () OFFENSE: () ACCIDENT: () INCIDENT: () REPORT RELATING TO THE
CHARGE OF _____ AGAINST _____
NAME OF VICTIM - FIRM - ARRESTEE OR COMPLAINANT

Benbrook P.D.'s back parking lot. The driver's door window was open just a crack. The passenger door window was open approximately $\frac{3}{4}$ of an inch. I could see some water inside the cab. The driver's door was unlocked.

Inside the pickup cab was a white male identified as Jimmy George Guines DOB: 08/01/43. He was laying on his right side with his buttocks and legs in the driver's area. I could see blood on his right thigh, left arm, and right arm and hand. His left hand was on his right leg and a Smith & Wesson revolver was next to his left hand and right leg. His right hand was near his head.

He was wearing a green golf shirt, maroon shorts, tennis shoes, and eye glasses, which were still on his face. Blood was on the shirt and shorts and what appeared to be a bullet hole in the shirt just below the opening of the shirt. A maroon cap was on the seat beside his head and a billfold was partially under his head. On the hump in the floor board I could see a pair of shoes, a key, change, a bolt, and a golf glove. In the passenger floor board I could see a shag bag for golf balls and two golf clubs.

I later noticed a package of cigarettes under his side and ashes between his legs. When I had first seen Mr. Grimes blood had already settled down and the blood on his hands and arms appeared dried.

Mr. J. R. Helm with the Medical Examiners Office arrived and spoke with Detective Smith and Detective Mayhew. Mr. Helm went over the crime scene.

Mr. J.R. Helm and I went to 1202 Warden where Mr. Helm talked with Mr. Gaines' mother, Mrs Mary Gaines; his brother Mr. Jerry Gaines; and his sister, Mrs Linda McMahon. We were told the following information. Mr. Jimmy Gaines became a widower in 1979 after his wife killed herself. Mr. Gaines' son died approximately 10 years ago and his daughter died about 1 1/2 years ago. Mr. Gaines retired

THIS IS SUPPLEMENT REPORT PAGE NUMBER 2 OF 2 SHEETS
OFFICER'S SIGNATURE J. L. [Signature] ID No. 194 Date 06/25/77

APPROVED BY:

OFFENSE NR: 97-06-613
CALL SHEET NR: 6007
PATROL DISTRICT: 52

SUPPLEMENT REPORT
BENBROOK
POLICE DEPARTMENT

FOR SUMMARY, ADDED DETAILS AND SUPPLEMENTARY INFORMATION RELATING TO AN ARREST OR OFFENSE OR INCIDENT, WHEN NEEDED, TO COMPLETE A REPORT. UPON THE LEFT MARGIN, PRINT --- **BOLDLY** --- THE ENTRY-NUMBER OR PARAGRAPH-NUMBER CORRESPONDING TO THAT OF THE ORIGINAL REPORT FORM.

ARREST: () OFFENSE: () ACCIDENT: () INCIDENT: () REPORT RELATING TO THE
CHARGE OF _____ AGAINST _____
NAME OF VICTIM - FIRM - ARRESTEE OR COMPLAINANT

from the F.W.F.D. January 31, 1997. He had a stroke about three months ago and on May 23, 1997 he tried to overdose on medication. Mrs McMahon and Mrs Mary Graines said that Mr Jimmy Graines had "no will to live" and "nothing to live for". Mr. Jimmy Graines had told his mother that he couldn't get help but that he needed help. Mrs Mary Graines had hidden her sons guns but she showed him where they were hidden when he said he would never kill himself with a gun. Mr. Jimmy Graines was last seen by his mother on 06/22/97 at approximately 11:15 A.M.

THIS IS SUPPLEMENT REPORT PAGE NUMBER 13 OF 3 SHEETS
OFFICER'S SIGNATURE: J. R. Graham I.D. No. 194 Date 06/23/97

Carol K.G. Roland

BENBROOK — Carol Kathleen Gaines Roland, 30, a Brunswick employee, died Saturday at a Dallas hospital.

Funeral: 2 p.m. Tuesday at Laurel Land Chapel of Chimes in Fort Worth.

Burial: Laurel Land Memorial Park in Fort Worth.

Memorials: Bone Marrow Transplantation Program, Baylor University Medical Center.

Carol Kathleen Gaines Roland was born April 25, 1965, in Fort Worth.

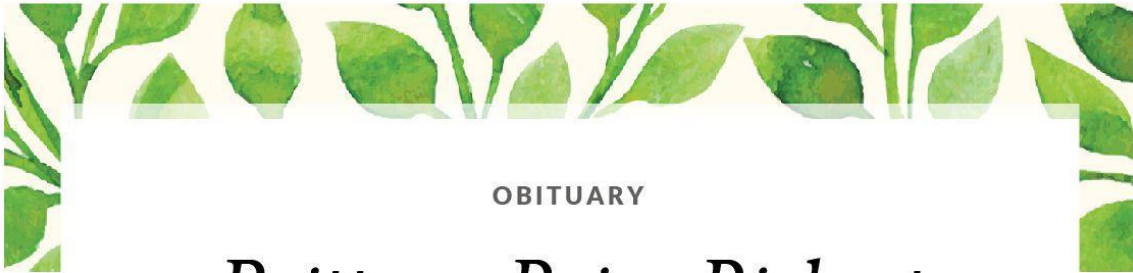
Survivors: Husband, Max Roland of Benbrook; sons, Gary Roland and Kyle Roland, both of Benbrook; daughters, Terran Roland and Brittany Roland, both of Benbrook; father, Jimmy Gaines of Benbrook; brother, Blake Gaines of Fort Worth; and grandmother, Mary Gaines of Benbrook.

Laurel Land Funeral Home of Fort Worth
7100 Crowley Road, 293-1350



IN THE CARE OF

Laurel Land Funeral Home & Memorial Park



OBITUARY

Brittany Paige Rickert

DECEMBER 18, 1989 - SEPTEMBER 29, 2017



*Brittany P. Roland Rickert, age 27, passed away
on Friday, Sept. 29th, 2017.*

Brittany was born Dec. 18th, 1989. She lived and grew up in Benbrook, TX. She was an amazing mother, wife, and friend. She was so full of life and had such a good heart.

Survived by her husband, Wesley Rickert; daughter, Bonnie Rickert; father, Max Roland; brothers and sister, Gary Roland, Kyle Roland, and Terran Roland. Nieces and nephews, Hope & Hannah Buchtan, Ty & Tanner Roland, Madison & Jaxxon Roland and many other loving relatives and great friends.



CEMETERY FLOWERS

ADD A
MEMORY

SHARE
OBITUARY

RECEIVE
NOTIFICATIONS

Services

Funeral Service

Saturday, October 7, 2017

RECEIVE
NOTIFICATIONS

SHARE
OBITUARY

SHOW YOUR
SUPPORT

Memories

Brittany Paige Rickert

ALL MEMORIES

FROM THE FAMILY

ADD A MEMORY

CEMETERY FLOWERS

October 10, 2017

I am sorry to hear about your loss. I was friends with Brittany's sister Terran. I can't imagine how I would feel about losing my sister. She is and always will be my best friend and i know that's how Terran and her sister is and always will be. My prayers are with her and her family. God bless that family. Reanita.

Colt

October 6, 2017

God bless all the family and friends that surround Brittany...she and I went to elementary all the way up to senior year in school as well as we were Co workers...she has a great family and the warmth you felt in her presence was incomparable to another. She puts a smile on my face thinking of her goofy ways. It's been non stop thoughts of her and her family all this wkend/wk. To know she is watching all of us from above she will always remain in ours hearts. I will keep the Roland's & Rickerts in prayer.

October 6, 2017

Brittany was such a sweet, fun loving little girl. I remember our late night runs to get THICK, THICK shakes in our pj's. Heaven got a very special angel way to early. Hugs and prayers, during this difficult time.
Stacy

Carla May

October 5, 2017

Max so sorry for the loss of your sweet daughter my condolences to you and her family. May she rest in peace.

Molly Murador-Cobb

October 5, 2017

I have been privileged to know Brittany and her brothers and spend some time watching them grow up. Brittany was a wonderful young lady. I know that she was loved and will be greatly missed by her friends and family. Many prayers for strength and comfort during this very tough time.

Diane Symons

October 4, 2017

I didn't know Brittany, however as a Benbrook resident I consider her a member of my family. My love thoughts and prayers are with all her loved ones especially her husband and daughter.

Tammy Ray

October 4, 2017

I was privileged to know such a sweet and beautiful girl taken way too soon. Heaven now has another special angel. Rest In Peace Brittany.

FROM THE FAMILY





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Crossing Over

*Oh, please don't feel guilty
it was just my time to go.*

*I see you are still feeling sad,
and the tears just seem to flow.*

*We all come to earth for our lifetime,
and for some it's not many years
I don't want you to keep crying
you are shedding so many tears*

*I haven't really left you
even though it may seem so.*

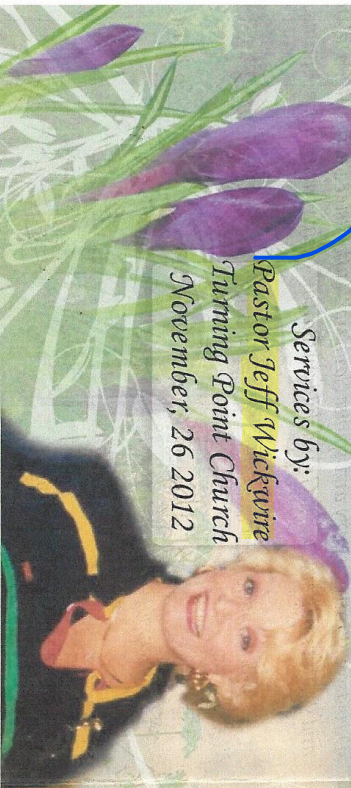
*I have just gone to my heavenly home,
and I'm closer to you than you know.*

*Just believe that when you say
my name, I'm standing next to you,
I know you long to see me,
but there's nothing I can do.*

*But I'll still send you messages
and hope you understand,
that when your time comes to
"cross over", I'll be there
to take your hand.*

-author unknown

*Services by:
Pastor Jeff Wickwire
Turning Point Church
November, 26 2012*



IN LOVING Memory

*Judy Gail Inman, 63, resident of Graham, Texas, passed away,
November 23, 2012 in the loving arms of her daughter and family after
losing her long battle with cancer.*

*She was born in, October 1, 1949, the Daughter of John David
Huff and Carolina Frances Byrne. Gail attended The Fort Worth School of
Business and received a diploma in 1976 in business management. Gail
was married to her best friend Daniel Inman on June 30, 2000.*

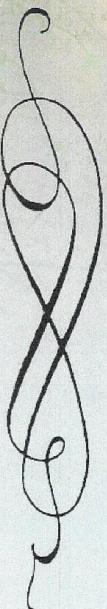
*Gail spent her career working in numerous areas of business
management in Fort Worth. The most memorable job was working for
Robintech owned by Brad Corbett as this was her first job after receiving
her diploma. She also worked as an administrative assistant to James
Leggett of Majestic Liquor for nine years and later returned to work with
Brad Corbett at Cyclone Fence as a credit manager. Gail had many
hobbies; her favorites included scrap-booking, traveling, working on the
ranch and gardening.*

*Gail was preceded in death by her father John David Huff and
siblings, Brother Sammy Huff and Sister Carol Robinson.*

*She was survived by her mother Carolina Byrne of Greenville, TX;
spouse Dan Inman of Graham, TX; her daughter Melissa Gail and spouse
Corey Adams of Granbury, TX; her siblings, Sister Sherry and spouse Tom
Davidson, Brother Larry and spouse Saundra Huff, Sister Sheila McMillen
and Brother Jeffery Huff, grandchildren Barton Gaines and Justin Adams.*

Burial will follow at Holly Hills Memorial Park in Granbury, TX

*The family wishes to express their sincere gratitude to all those who have
supported us during this time of loss - The Adams Family*



Judy Gail Inman

October 1, 1949 - November 23, 2012

Four Candles for You

The first candle represents our grief.

The pain of losing you is intense.

It reminds us of the depth of our love for you.

The second candle represents our courage.

To confront our sorrow

To comfort each other

To change our lives

This third candle we light in your memory

for the times we laughed

the times we cried

the times we were angry with each other

the silly things you did

the caring and joy you gave us

This fourth candle we light for our love

We light this candle that your light will always shine

As we enter this holiday season and share this night of

remembrance

with our family and friends

We cherish the special place in our hearts

that will always be reserved for you

We thank you for the gift

your living brought to each of us

We love you

We remember you

DOC 5- DANIEL CLARK

CAD 110

CALLS FOR SERVICE
JOHNSON COUNTY SHERIFF

PAGE: 1

Service No: 09803760 Date: 03181998 Ref: Operator: DY
Received: 163126 Dispatch: 163829 Respd: Arvd: 170316 Clear: 185403

Nature: 097 SUICIDE

Str/Hwy #: 109 Str/Hwy Name: MCCULLAR RD
Reported By:

Phone: Typ:
How Reported: Report: Incident:

Complainant: CLARK, DONALD

Address:

City/ST/Zip:

Phone: 8174478434 Typ:

Direction: OFF OF HOOVER/E ON WILLIAM WALLACE/N ON MCCULLAR/ W/B LT BRICK
HSE

911? Y Priority: Y Geo: 9Q City/Dist: E SIDE
Vehcl/Lic: ST: Color: / Make: Model:

Officers: 135 MACKEY

Oth Unit: AMR

Dispatch: 1630

Arvd:

Clear:

Oth Unit: BURLESON

Dispatch: 1630

Arvd:

Clear:

Wrecker:

Disposed: 002 REPORT MADE

Remarks:

COMPLAINANT ADVISED SHE THINKS HER SON MAY BE DEAD/ SON IS 18 YOA
HAS SHOT HIMSELF IN THE HEAD/HE IS IN THE BATHROOM
JOHNSON CO CHEM DRI @ 1845

CASE # 09803760 CLASS: INCDNT
 RELATED CASE # TYPE OFFENSE: DEATH INVT
 OFFENSE/NATURE: STATUTE: DEGREE:
 OFFENSE CODES: UCR:
 DISPATCH # 2
 VICTIM: CLARK, DANIEL
 109 MCCULLAR RD. TX76028 PHONE: 817 447 8434
 BURLESON RACE: W ETHNIC: SEX: M AGE: 18 DOB:
 SOC SEC NO: - - D-L NO:
 VICTIM EMPLOYMENT:
 COMPLAINANT: CLARK, DONALD (FATHER)
 RACE: ETHNIC: SEX: AGE: 0 PHONE: 817 447 8434
 SOC SEC NO: - - DOB:
 D-L NO:

REPORTED BY: CLARK, DONALD REPORTED TO: MACKEY
 HOW REPORTED: PERSON LOCATION: 109 MCCULLAR RD
 WEATHER CONDITION: BURLESON
 PREMISE TYPE: RESIDENCE WEAPONS:
 OFFENSE DATE/TIME: 03/18/1998 1630 THRU: 03/18/1998 1630
 BODILY INJURIES? Y TAKEN TO: HARRIS HOSPITAL
 TRANSPORTED BY: CARE FLIGHT INJURIES: GUN SHOT TO HEAD
 CONDITION: DECEASED

UCR OFFENSE CLASS
 UCR OFFENSE SUB-CLASS A
 UCR OFFENSE SUB-CLASS B
 PROPERTY TYPE ARSON/STOLE 9Q
 GEO
 IDENTITY THEFT
 PREMISE TYPE
 CIRCUMSTANCES
 WEAPON
 ENTRY TYPE
 ENTRY LOCATION
 ENTRY WEAPON
 EXIT TYPE
 EXIT LOCATION
 PHYSICAL EVIDENCE
 PRECINCT
 JURISDICTION
 RELATIONSHIP TO OFFENDER

INVESTIGATOR: CURRY REPORT BY: MACKEY
 CASE FILED? N REPORT DATE: 03/18/1998
 UCR DISPOSITION: C UCR DISP DATE: 04/30/1998
 SO DISPOSITION: C SO DISP DATE: 04/30/1998
 MINORS ONLY? N HOMICIDE SITUATION? N
 COMMENTS: CLOSED CASE#09803760

-----V I C T I M / W I T N E S S-----
 WITNESS NAME: CLARK, BOBBIE (MOTHER) BEST PHONE: 817 447 8434
 ADDRESS: 109 MCCULLAR RD. OTHER PHONE:
 CITY/ST/ZIP: BURLESON TX76028 DL #:
 RELATION OF VICTIM: SOC. SEC. NO.
 RACE: W ETHNIC: SEX: M DOB: / / HEIGHT: -
 HAIR: EYES: GLASSES? AGE: -
 S-M-T? SKIN: FACIAL HAIR? WEIGHT: -
 PLACE EMPLOYMENT:
 OTHER DESCRIPTION:

-----V I C T I M / W I T N E S S-----
 WITNESS NAME: DARTER, NAYDEN (AUNT) BEST PHONE:
 ADDRESS: BX 116 OTHER PHONE:
 CITY/ST/ZIP: NEWARK TX DL #:
 RELATION OF VICTIM: SOC. SEC. NO.
 RACE: W ETHNIC: SEX: F DOB: / / HEIGHT: -
 HAIR: EYES: GLASSES? AGE: -
 S-M-T? SKIN: FACIAL HAIR? WEIGHT: -
 PLACE EMPLOYMENT:
 OTHER DESCRIPTION:

On 031898 Wednesday Deputy Wesley Mackey #135 was dispatched to a deceased person at 109 McCullar Rd. Burleson Tx 76028. When Deputy Mackey arrived at the scene he saw the Careflight Aircraft taking off from McCullar Rd. with the victim, Daniel Clark, 18 yoa. Deputy Mackey went inside the residence and spoke with Donald Clark (father). Deputy Mackey observed blood on Donald Clark's face and pants. Donald Clark is a fireman for the City of Ft. Worth. Donald Clark stated that he and Daniel Clark had a verbal argument and he told Daniel Clark to pack his bags and leave. Daniel Clark went outside the residence and came back in. Donald Clark was outside washing Daniel Clark's vehicle, which had been stuck in the mud the night before by Daniel, when he was alerted by his wife, Bobbie Clark, that something was wrong. Bobbie Clark could hear Daniel Clark breathing inside the bathroom, but could not get him to respond. Bobbie Clark was to upset to be questioned at this time. Donald Clark forced the bathroom door open and found Daniel Clark lying in the floor. Donald Clark stated that he owned a .38 pistol and that nothing had been disturbed in the bathroom. Donald and Bobbie Clark left the residence to go to Harris Hospital. Donald and Bobbie were joined by Lonzo Wallace, Deputy Chief Ft. Worth FD, who had come to the residence after the shooting. Deputy Mackey also spoke with Nayden Darter (aunt) who had been at the residence since 031698, Monday. Nayden Darter stated that she did not hear the gunshot, but told the same story about the argument and Daniel Clark being upset and going into the bathroom. Billy and Lynda Clark (grandparents) came to the residence after the shooting, but before Deputy Mackey's arrival. Deputy Mackey looked inside the bathroom on the north side of the home and saw a large amount of blood next to the toilet and a blue revolver on the floor. Deputy Mackey also went into Daniel Clark's room where he noticed an apparent suicide note on the night stand.

Deputy Mackey had the aunt and grandparents wait in the livingroom area and did not allow anyone into the bathroom or Daniel Clark's bedroom, until the detectives could arrive. However, when Deputy Mackey went outside to signal the arriving detectives as to which home it was, Lynda Clark went into the bedroom while she was talking on the cordless telephone. Deputy Mackey viewed the bathroom and bedroom and did not see any changes compared to when he first arrived.

Deputy Mackey turned the scene over to Lt. Yocham, Lt. Lay and Detective Curry, Gilreath and Gaudet (approx. 1730 hrs.) Deputy Mackey stayed at the residence and spoke with the grandparents and aunt, who waited in the garage until the examination could be completed inside.

Reporting Officer: Deputy W. Mackey #135
jo

This was my first real friend, and best friend, I ever had. I never really made friends because I never stopped from house to house until my mom met Corey; Daniel was one of Corey's coworkers at the firehall whose son he was Son.

JOHNSON COUNTY SHERIFFS OFFICE
CRIMINAL INVESTIGATION DIVISION
INVESTIGATIVE SUPPLEMENT

CASE NUMBER:

09803760

COMPLAINANT/VICTIM:

CLARK, DANIEL

109 McCULLAR
BURLESON TEXAS 76028

OFFENSE:

DEATH INVESTIGATION

OFFENSE DATE:

03/18/98

OFFENSE LOCATION:

109 McCULLAR
BURLESON TEXAS 76028

DATE OF SUPPLEMENT:

03/23/98

NARRATIVE:

1. ON 03/18/98 C.I.D. LT. T. YOCHAM, AND DETECTIVES A. GILREATH, M. GAUDET, C. LEWIS, M. CURRY WITH THE JOHNSON COUNTY SHERIFFS OFFICE RESPONDED TO 109 McCULLAR RD. BURLESON TEXAS IN JOHNSON COUNTY REGARDING A SELF INFLICTED GUNSHOT WOUND VICTIM AT THAT LOCATION.
2. WHILE IN ROUTE DETECTIVE GILREATH WAS NOTIFIED BY DETECTIVE LEWIS THAT THE VICTIM WAS BEING CARE FLIGHTED TO HARRIS HOSPITAL IN FT. WORTH TEXAS.
3. UPON ARRIVAL DETECTIVE GILREATH MET WITH PATROL DEPUTY W. MACKEY WHO ESCORTED DETECTIVE GILREATH TO THE CRIME SCENE.
4. AFTER VIEWING THE CRIME SCENE DETECTIVE VIDEO TAPED THE CRIME SCENE WHILE DETECTIVE GAUDET PHOTOGRAPHED THE SCENE WITH A 35mm CAMERA AND DETECTIVE STARTED THE CRIME SCENE DIAGRAM.

5. DETECTIVE GILREATH WAS THEN NOTIFIED BY DETECTIVE LEWIS WHO RESPONDED TOM HARRIS HOSPITAL IN FT. WORTH TEXAS THAT THE VICTIM HAD A GUNSHOT WOUND TO THE RIGHT TEMPLE AND NO EXIT WOUND.

6. DETECTIVE LEWIS THEN RELATED THAT DETECTIVE LEWIS HAD BEEN ADVISED BY THE ATTENDING NURSE THAT THE VICTIM HAD NO BRAIN ACTIVITY AND THAT DETECTIVE LEWIS WAS AWAITING FOR THE ATTENDING DOCTOR TO CONDUCT A SECOND BRAIN ACTIVITY TEST BEFORE THE TARRANT COUNTY MEDICAL EXAMINER WAS NOTIFIED.

7. DETECTIVE CURRY THEN LEFT THE CRIME SCENE TO TRAVEL TO HARRIS HOSPITAL IN FT. WORTH TEXAS TO CONDUCT A TRACE METAL TEST ON THE VICTIM HANDS.

8. DETECTIVE GILREATH THEN COLLECTED THE FOLLOWING EXHIBITS FROM THE CRIME SCENE.

9. EXHIBITS:

A. ONE (1) SMITH AND WESSON MODEL 10-8 SERIAL NUMBER B286208 HANDGUN WITH ONE SPENT 38 CAL. FEDERAL 38+P SHELL CASING UNDER IN THE CYLINDER THE HAMMER AND FIVE 38 CAL. FEDERAL 38+P UNFIRED ROUNDS IN THE CYLINDER. COLLECTED AT 18:33hrs. FROM THE BATH ROOM WHERE THE VICTIM WAS FOUND.

B. TWO (2) CIGARETTE LIGHTERS, ONE BIC LIGHTER WITH A PICTURE OF GEORGE WASHINGTON, A AMERICAN MATCH LIGHTER WITH MARLBORO LIGHT CIGARETTE LOGO ON IT, COLLECTED AT 18:36hrs. FROM THE BATH ROOM WHERE THE VICTIM WAS FOUND.

C. ONE (1) UNKNOWN BRAND CLIP POCKETKNIFE WITH BLACK GRIPS WITH A 1/2 SERRATED TANTO BLADE, COLLECTED AT 18:37hrs. FROM THE BATH ROOM WHERE THE VICTIM WAS FOUND AT.

D. ONE SHEET OF NOTE BOOK PAPER WITH HAND WRITING ON IT COLLECTED AT 18:38hrs. FROM THE VICTIMS BED ROOM.

10. THE ABOVE LISTED EXHIBITS WERE PLACED IN A BROWN PAPER BAG MARKED WITH THE EXHIBIT NUMBER, TIMED, AND DATED BY DETECTIVE GILREATH AND TRANSPORTED TO THE JOHNSON COUNTY SHERIFFS OFFICE WHERE DETECTIVE PLACED THE THE EXHIBITS IN THE JOHNSON COUNTY SHERIFFS OFFICE PROPERTY AND EVIDENCE ROOM OF THE SHERIFFS OFFICE WHICH IS A SECURED ROOM MAINTAINED BY DEPUTY J. SCARBROUGH.

WITNESSES:

SEE DETECTIVE CURRY'S SUPPLEMENTAL REPORT.

DISPOSITION:

INVESTIGATING DEPUTY:

JOHNSON COUNTY SHERIFFS OFFICE
CRIMINAL INVESTIGATION DIVISION
INVESTIGATIVE SUPPLEMENT

CASE NUMBER:

09803760

COMPLAINANT/VICTIM:

CLARK, DANIEL
109 McCULLAR ROAD
BURLESON, TEXAS 76028

OFFENSE:

DEATH INVESTIGATION

OFFENSE DATE:

03/18/98

OFFENSE LOCATION:

109 McCULLAR ROAD
BURLESON, TEXAS 76028

DATE OF SUPPLEMENT:

03/26/98

NARRATIVE:

1. ON 03/19/98 I WAS ASSIGNED CASE NUMBER 09803760 TO INVESTIGATE THE CAUSE OF DEATH ON VICTIM CLARK, DANIEL
2. ON 03/18/98 I WAS DISPATCHED TO 109 McCULLAR ROAD IN REFERENCE TO A DECEASED PERSON.
3. UPON ARRIVAL CONTACT WAS MADE WITH DEPUTY, W. MACKEY#135, THE FIRST OFFICER ON SCENE.
4. DEPUTY MACKEY STATED THAT MR. CLARK HAD A VERBAL CONFRONTATION WITH HIS FATHER, CLARK, DONALD \
5. I SPOKE WITH MR. DONALD CLARK AND HE INFORMED ME THAT HE HAD BEEN HAVING PROBLEMS WITH HIS SON FOR ABOUT THE LAST SIX MONTHS.
6. MR. DONALD CLARK AND CLARK, BOBBIE J. THE MOTHER OF THE VICTIM, BOTH INDICATED TO ME THAT THE DECEASED WAS KNOWN TO TO USE ILLEGAL NARCOTICS.
7. MR. DONALD CLARK STATED THAT THE PROBLEMS HE WAS HAVING WITH THE DECEASED WERE DUE TO THE VICTIMS ILLEGAL NARCOTIC USE.
8. MR. CLARK TOLD ME THAT HE SPOKE WITH THE VICTIM AND INFORMED HIM THAT HE NEEDED TO PACK HIS BELONGINGS AND LEAVE FROM THE RESIDENCE.
9. MS. CLARK STATED THAT THE VICTIM THEN ENTERED INTO THE RESIDENCE AND INFORMED HER THAT HE WAS LEAVING.
10. MR. AND MRS. CLARK THEN SAID THAT THE VICTIM THEN LEFT FROM THE RESIDENCE.

11. MR. CLARK STATED THAT THE VICTIM THEN WALKED APPROXIMATELY ONE BLOCK WHEN THEY OBSERVED HIM TURN AROUND AND RETURN TO THE RESIDENCE.
12. MR. AND MRS. CLARK SAID THAT THE VICTIM THEN WALKED INTO THE RESIDENCE AND BOTH THOUGHT THAT HE HAD LEFT SOMETHING INSIDE.
13. MRS. CLARK EXITED THE RESIDENCE ABOUT 10 MINUTES LATER AND WALKED OVER TO MR. CLARK.
14. MR. CLARK ASKED MRS. CLARK WHAT WAS GOING INSIDE THE HOUSE AND MRS. CLARK RESPONDED SAYING THAT THE VICTIM WAS PACKING HIS BAGS. MRS. CLARK ALSO SAID THAT THE VICTIM STATED, "I'M GOING TO BLOW MY FUCKING HEAD OFF."
15. MRS. CLARK THEN WALKED BACK INTO THE RESIDENCE AND APPROXIMATELY 5-10 MINUTES LATER EXITED TELLING HER HUSBAND THAT THE VICTIM HAD LOCKED HIMSELF IN THE BATHROOM AND IT SOUNDED LIKE HE WAS GASPING FOR AIR.
16. MR. AND MRS. CLARK THEN ENTERED BACK INTO THE RESIDENCE WHERE MR. CLARK PICKED THE LOCK TO THE BATHROOM.
17. ONCE THE DOOR WAS UNLOCKED MR. CLARK OPENED THE DOOR AND DISCOVERED THE VICTIM LAYING ON THE FLOOR IN A LARGE POOL OF BLOOD.
18. MR. CLARK STATED THAT HE BEGAN ADMINISTERING FIRST AID TO THE VICTIM AND MRS. CLARK STATED THAT SHE CALLED 911.
19. THE VICTIM WAS THEN TREATED BY EMS PERSONNEL AND CARE FLIGHTED TO HARRIS HOSPITAL.
20. I SPOKE WITH THE ATTENDING NURSE AT HARRIS HOSPITAL AND SHE INFORMED ME THAT THE VICTIM SUFFERED FROM A GUNSHOT WOUND TO THE RIGHT TEMPLE.
21. ONCE AT HARRIS HOSPITAL I OBSERVED THE VICTIM'S BODY. I OBSERVED THAT THE VICTIM HAD APPARENTLY SUFFERED INJURY TO HIS HEAD. THE VICTIM'S HANDS WERE COVERED, (BAGGED), WITH BROWN PAPER BAGS. IT APPEARED THAT THE VICTIM HAD LOST A LARGE QUANTITY OF BLOOD AS THE BED, BACK BOARD, AND BANDAGING ALL APPEARED TO BE BLOOD SOAKED.
22. I PHOTOGRAPHED THE BODY OF THE VICTIM WITH BOTH A 35MM CAMERA AND A VIDEO CAMERA.
23. I LOGGED THE VIDEO TAPE(03-19-98) AND 35MM NEGATIVES (3-19-98) INTO EVIDENCE UNDER CASE# 980703760.
24. TODAY, 03/26/98, I PICKED UP THE RESULTS FROM THE TARRANT COUNTY MEDICAL EXAMINERS OFFICE. THE RESULTS ARE IN REFERENCE TO THE GUN SHOT RESIDUE EXAMINATION WHICH WAS CONDUCTED ON THE VICTIM. ACCORDING TO PETRY, BETH, A EMPLOYEE WITH THE MEDICAL EXAMINERS OFFICE, THERE WERE NO SIGNIFICANT AMOUNTS OF ANTIMONY DETECTED ON THE SPECIMENS. MS. PETRY INDICATED IN HER REPORT THAT THERE WERE NO ADDITIONAL TESTS CONDUCTED. MS. PETRY STATED THAT IT IS INDETERMINATE IF THE SUBJECT HAD DISCHARGED A FIREARM. SHE WENT ON TO SAY THAT IT DOES NOT EXCLUDE THE POSSIBILITY THAT HE VICTIM COULD HAVE DISCHARGED A FIREARM AND NO GUNSHOT RESIDUES WERE DEPOSITED ON THE HANDS. SHE SAID NOR DOES IT EXCLUDE THE POSSIBILITY THAT GUNSHOT RESIDUES MAY HAVE BEEN DEPOSITED ON THE HANDS AND WERE REMOVED BY WASHING OR WIPING BEFORE THE SPECIMENS WERE OBTAINED.
24. BASED ON THE MEDICAL EXAMINERS REPORT, WHICH SHOWS A INCONCLUSIVE RESULT, AND WITH NO FURTHER INFORMATION AVAILABLE IT IS MY BELIEF, BASED ON INFORMATION AVAILABLE THROUGH THE INVESTIGATION, THAT THE DEATH OF CLARK, DANIEL WAS CAUSED BY A SELF INFLICTED GUNSHOT WOUND

TO THE RIGHT TEMPLE APPROXIMATELY 1 1/4 INCHES ABOVE THE RIGHT EAR. THE FINAL RESULTS SHOW A MACERATION OF RIGHT TEMPORAL AND LEFT PARIETAL LOBES, ACUTE SUBARACHNOID AND INTRAVENTRICULAR HEMORRHAGE, CLOBAL SUBGALEAL HEMORRHAGE, COLLAPSED CALVARIUM WITH MULTIPLE FRACTURES ALONG WITH BILATERAL BASILAR SKULL FRACTURES. DR.SISLER DESCRIBED THE GUNSHOT WOUND AS LOCALIZED TO THE RIGHT TEMPORAL SCALP 70" ABOVE THE RIGHT HEEL, 4" RIGHT OF MIDLINE, 3" ABOVE AND 1/2" ANTERIOR TO HE RIGHT AUDITORY CANAL IS A 1/2" CIRCULAR DEFECT WITH EVENLY ABRADED MARGINS AND SOOT DEPOSITION ALONG THE MARGIN AND WITHIN THE WOUND TRACK. A PARTIAL MUZZLE IMPRINT IS PRESENT FROM 6 TO 9 O'CLOCK. THE WOUND IS CONSISTENT WITH A CONTACT ENTRY GUNSHOT WOUND. THE EXAMINATION SHOWED THAT THE BULLET PASSED RIGHT TO LEFT UP AND FRONT TO BACK THROUGH THE RIGHT TEMPORAL BONE RIGHT TEMPORAL LOBE AND ENDS IN THE LEFT PARIETAL LOBE. DR. SISLER ADVISED THAT HE DID RECOVER A LARGE CALIBER DEFORMED JACKETED BULLET FROM THE PARIETAL LOBE AND THE BULLET WAS LOCKED IN THE REFRIGERATOR LABELED (98-0031).

25. ON 03/26/98 I SPOKE WITH MS. PETRY OF THE MEDICAL EXAMINERS OFFICE. MS. PETRY WAS RESPONSIBLE FOR CONDUCTING THE GUN SHOT RESIDUE TEST ON THE VICTIM. MS. PETRY ADVISED ME THAT SHE WAS PROVIDED THE SAMPLES FOR THE TEST BY THE DOCTOR IN CHARGE OF THE AUTOPSY. MS. PETRY INDICATED THAT IF THE VICTIM USED A TOWEL TO WRAP THE GUN PRIOR TO FIRING THE SHOT THAT THERE WOULD BE LITTLE OR NO SIGNS OF GSR ON THE VICTIMS HANDS.
26. BASED ON INFORMATION PROVIDED BY THE MEDICAL EXAMINERS IT WAS DETERMINED THAT THE PROJECTILE FROM THE HANDGUN DID NOT EXIT THE VICTIM'S BODY. THE MEDICAL EXAMINER ADVISED THAT THE PROJECTILE REMAINED IN THE HEAD OF THE VICTIM.
27. ON TODAY 04/30/98 I RECEIVED A FAX COPY OF THE FINAL AUTOPSY RESULTS ON THE VICTIM. THE TOXICOLOGY RESULTS INDICATE THAT THE VICTIM HAD INGESTED DIAZEPAM, NORDIAZEPAM, BUPROPION, AND CANNABINOIDS.

WITNESSES:

CLARK, BOBBIE J.
109 McCULLAR
BURLESON, TEXAS 76028
(817)447-8434

CAN TESTIFY TO THE
INFORMATION IN HER STATEMENT.

CLARK, DONALD
D.
McCULLAR
BURLESON, TEXAS 76028
(H) (817)447-4834
(W) (817)332-4000

CAN TESTIFY TO THE 109
INFORMATION IN HER STATEMENT.

MACKEY, W. (DEPUTY)
JOHNSON COUNTY SHERIFFS OFFICE
1800 RIDGEMAR STREET
CLEBURNE, TEXAS 76031
(817)556-6045

CAN TESTIFY TO REPORT#
09803760

CURRY, D. (DETECTIVE)

CAN TESTIFY TO HIS

JOHNSON COUNTY SHERIFFS OFFICE
1800 RIDGEMAR STREET
CLEBURNE, TEXAS 76031
(817)556-6043

SUPPLEMENT TO REPORT#
09803760 AND TO THE
PHOTOGRAPHS TAKEN BY HIM AT
HARRIS HOSPITAL IN FORT WORTH
TEXAS.

GILREATH, A. (DETECTIVE)
JOHNSON COUNTY SHERIFFS OFFICE
1800 RIDGEMAR STREET
CLEBURNE TEXAS 76031
817-556-6040

CAN TESTIFY TO THE CRIME
SCENE INVESTIGATION AND
SEIZURE OF EXHIBITS A THRU D.

PETRY, BETH A. (MEDICAL EXAMINER OFFICE)
200 FELIKS GWOZDZ
FORT WORTH, TEXAS 76104
(817)923-4999

CAN TESTIFY TO THE RESULTS
OF THE GUN SHOT RESIDUE TEST
CONDUCTED ON THE VICTIM.

CANNON, JAY (MEDICAL EXAMINER OFFICE)
FELIKS GWOZDZ
FORT WORTH, TEXAS 76104
(817)923-4999

CAN TESTIFY TO HIS 200
REPORT#981283T

DISPOSITION:
CLOSED

INVESTIGATING DEPUTY:
DENNIS M. CURRY #115 (DETECTIVE)

DESCRIPTION: DEATH INVESTIGATION		STREET: 109 McCOLLAR RD.		CITY: BURLESON	COUNTY: JOHNSON
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1" = 3'
A - SIZE

CASE #: 09803760	DETECTIVE: CURRY	PHOTO FILE #:	DATE: 03/18/98	TIME: 1630
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DOC 6. SETOFF

PDKAR008AAPLCO

STATE OF TEXAS
BOARD OF PARDONS AND PAROLES

07/25/2019
PAGE 1

NOTICE OF PAROLE PANEL DECISION

NAME: GAINES, BARTON RAY

SID NUMBER: 06736464

TDCJ-ID NUMBER: 01139507

TDCJ-ID UNIT OF ASSIGNMENT: COFFIELD

HOUSING ASSIGNMENT: DORM P61C

BED: 024

SUBJECT: Decision Not to Grant Parole - NEXT REVIEW

After a review of your case, the Board of Pardons and Paroles decision is not to grant you parole and has set your next parole review date as 07/2020.

You have been denied parole for the reason(s) listed below:
One or more components indicated in each paragraph listed below may apply, but only one is required.

- 2D. THE RECORD INDICATES THE INSTANT OFFENSE HAS ELEMENTS OF BRUTALITY, VIOLENCE, ASSAULTIVE BEHAVIOR, OR CONSCIOUS SELECTION OF VICTIM'S VULNERABILITY INDICATING A CONSCIOUS DISREGARD FOR THE LIVES, SAFETY, OR PROPERTY OF OTHERS, SUCH THAT THE OFFENDER POSES A CONTINUING THREAT TO PUBLIC SAFETY.
- 3D. THE RECORD INDICATES EXCESSIVE SUBSTANCE USE INVOLVEMENT.

The Institutional Division will monitor your treatment plan progress and will report your progress to the Board of Pardons and Paroles.

Should you have any questions regarding this notice you are to contact your unit Institutional Parole Office.

This Notice of the Parole Panel Action is your written detailed statement as required by Texas Government Code SECTION 508.1411.

NEXT REVIEW

CC: OFFENDER

Stateline

Prioritizing Prisoners for Vaccines Stirs Controversy

STATELINE ARTICLE January 5, 2021 By: David Montgomery Topics: [Health](#) & [Justice](#) Read time: 6 min



Family members of inmates incarcerated in the Utah Department of Corrections' prison system hold candles and say a prayer following an October rally outside the Department of Corrections office in Draper, Utah. Inmates are especially vulnerable to COVID-19, but prisoner advocates fear societal bias and other factors will delay or restrict the vaccines' arrival behind bars.

Steve Griffin/The Deseret News via The Associated Press

AUSTIN, Texas — When he walked out of the H. H. Coffield Unit, a prison in Anderson County, Texas, in mid-August, Barton Gaines left behind a world gripped by sickness and death.

The COVID-19 pandemic struck the Texas prison system during the final months of Gaines' 18-year sentence for an aggravated armed robbery conviction. He thought he had been

spared when he turned up negative on one of the frequent coronavirus tests administered to inmates, but just days later, he recalled recently, “I felt like a truck ran over me.”

Gaines, 38, was immobilized for about a week in mid-summer with aches, allergies and flu-like symptoms. He never tested positive for COVID-19, but he is convinced he was infected with the virus, which was sweeping through his dormitory and other parts of the East Texas prison unit.

“Just about everybody in the dorm got it,” he said. “Seems like all the bosses were getting it too.”

Since the start of the pandemic nearly 10 months ago, more than 27,000 inmates and 7,700 staff members and officers in the 100-plus-unit Texas prison system have contracted COVID-19. Although most of them have recovered, at least 177 inmates and 33 prison employees have died. The Texas Department of Criminal Justice announced five more inmate deaths on Dec. 16. Five prison employees died within a 6-day period through Jan. 3.

The very nature of jails and prisons—people living in close quarters with restricted movement and limited options for social distancing—has made them more susceptible to the coronavirus than much of the rest of society. But even though long-awaited vaccines are finally at hand, prisoner advocates fear that public antipathy toward inmates and politicians’ reluctance to make them a priority will delay or restrict the drugs’ arrival behind bars.

“The fact that people in prison have been convicted of a crime should not deprioritize their need for an important public health measure like the vaccine,” said Jennifer Scaife, executive director of the Correctional Association of New York, a nonprofit authorized to investigate conditions inside the New York prison system.

Scaife and other advocates say the vaccines are desperately needed inside prisons and jails. Approximately 20% of all inmates in state and federal prisons have been infected, a rate more than four times as high as that in the general population, according to [a recent analysis](#) by the Associated Press and the Marshall Project.

Nationwide, at least 275,000 prisoners have been infected and more than 1,700 have died, according to the report.

Anthony Petty Jr., who spent 30 years in prisons on a murder conviction before his release from the central detention facility in Washington, D.C., on Dec. 11, recalled in a recent telephone interview that he and his fellow inmates lived in constant fear of contracting the potentially lethal disease.

"Everybody was afraid of it because it was killing people," said Petty, who was first incarcerated when he was 15 and spent his adult life behind bars. "But at the same time, we had nowhere to go, so we just got to deal with the situation."

Like other inmates in his unit, Petty said he kept his mask on, washed his hands and faithfully complied with other protocols. "You did the things you were supposed to do and hope, *inshallah*, it doesn't come to you," Petty said.

As states began administering the COVID-19 vaccine last month—often in high-profile photo-ops—the first recipients were health care workers and long-term care residents. Few questioned their position at the front of the line.

But a nationwide review of state plans for administering vaccines in prisons found wide variations among the states. According to the study, conducted in early December by the Prison Policy Initiative, a nonprofit research and advocacy group, at least 38 states addressed incarcerated people in their vaccine plans, but most of those states prioritized prison staff over incarcerated people, and 11 states appeared to have no plans for incarcerated people at all.

"What this tells us is that most states are not thinking very hard about the challenges that people in prison would face right now," said Wanda Bertram, a spokesperson for the Prison Policy Initiative. "The impact of COVID-19 has been massive. It's been absolutely devastating."

So far, seven states (Connecticut, Delaware, Maryland, Massachusetts, Nebraska, New Mexico and Pennsylvania) have designated inmates as top-priority "Phase One" recipients for vaccines, according to the Prison Policy Initiative's December survey. New Jersey [has begun](#) vaccinating inmates and staff at the state's largest correctional facility, and other facilities are expected to follow suit.

The federal prison system will offer vaccines to prison employees, but has no immediate plans to inoculate prisoners, the Federal Bureau of Prisons said in a press release.

The plan for the more than 120,000 inmates living behind the walls of the massive Texas prison system, one of the largest in the country, was still unclear early this week. The Texas Department of State Health Resources, which will oversee the distribution of vaccines in the state, has designated people who are incarcerated as "vulnerable," but hasn't disclosed their place in line.

Sharon McKinney, director of programs for the 1,900-member Texas Inmate Families Association, a nonprofit advocacy group, said it would be "a big mistake" not to prioritize

inmates along with staff members in a vaccine regimen. But perhaps an even greater concern to families, she said, is ending the 10-month-ban on prison visits that began with the pandemic. "It's been horrible," she said.

Colorado Controversy

A dust-up involving two prominent public figures in Colorado underscored the political sensitivities of putting prisoners ahead of other groups on the priority list for vaccines.

After a draft version of a state vaccine distribution plan appeared to put incarcerated people ahead of seniors not in prison and residents with certain health maladies, Republican District Attorney George Brauchler took a public swipe at Democratic Gov. Jared Polis.

"As the son of a 78-year-old father, I ask this: What in the hell is Gov. Polis doing?" Brauchler wrote in [an opinion column](#) published Nov. 29 in *The Denver Post*.

During a [joint news conference](#) with National Institute of Allergy and Infectious Diseases Director Dr. Anthony Fauci on Dec. 1, Polis was asked to respond to Brauchler. "That won't happen," Polis said, according to the *Post*. "There's no way that prisoners are going to get it before members of a vulnerable population."

In an emailed statement to *Stateline*, Polis' press secretary Conor Cahill said the governor believes Colorado has a "moral obligation" to put "frontline health care heroes" and all seniors, whether they are incarcerated or not, at the front of the line.

"Inmate status will not make a difference in terms of timing of receipt of the vaccine," Cahill said. "Someone who falls into a category for early priority of the vaccine and is in custody will receive the vaccine at the same time as someone in the same category who is outside our correctional facilities."

But inmates and their advocates say they deserve to be in the first group to be vaccinated.

Christopher Blackwell, 39, an inmate at a Washington state penitentiary who is serving a 45-year sentence for a robbery and murder he committed in his early 20s, argued in *The Washington Post* that he and other inmates have not been sentenced to "suffer or die from a virus." In an [impassioned op-ed](#) published on Dec. 11, Blackwell said prisoners "ought to be near the top of the list" if the standard for dispensing the vaccine "involves helping the most vulnerable."

More than two dozen members of Congress, led by Rep. Robert C. "Bobby" Scott, a Virginia Democrat, are also advocating for a change in the federal prison policy to allow for vaccinations of inmates.

“To put the matter in perspective, the virus is moving through the prison population three times faster than it did on commercial cruise ships at the start of the pandemic,” the U.S. House members wrote in a letter to the directors of the Federal Bureau of Prisons and the federal Centers for Disease Control and Prevention.

“To deny priority vaccination to individuals in forced confinement is to abdicate our responsibility at a time when the public has called for a reckoning of the criminal justice system and racial injustice.”

Some Inmates Wary

But even if the vaccines are made available to prisoners, many inmates may balk at getting the shots. Scaife of the Correctional Association of New York said that when her group asked inmates at one corrections facility whether they would take the vaccine, “only about half of the hands in the room went up.”

Bertha Johnson of Waterloo, Iowa, whose 30-year-old son is imprisoned on gun charges, said that she doubts that he would get the shot if it becomes available and ventured that at least some of his fellow inmates at the Iowa State Prison in Fort Madison share that attitude.

“A lot of them down there don’t want to take that shot,” Johnson said in a recent telephone interview. “They’re afraid of the side effects.”

Scaife and others said the prisoner reluctance also reflects an inherent distrust of prison health care among many inmates, particularly among prisoners of color.

“I think there is this very real perception among some people in prison, particularly people who have been in prison for a long time,” she said, “that prisons are not to be trusted with their health.”

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Director,
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Status as of 9/3/2021 9:42 AM CST

Associated Case Party: BARTON RAYGAINES

Name	BarNumber	Email	TimestampSubmitted	Status
Barton RGaines		bartongaines@gmail.com	9/3/2021 9:11:47 AM	SENT