

Nos. _____

IN THE
213th JUDICIAL DISTRICT COURT
Tarrant County, Texas

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

APPENDIX 7

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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02/20/2004 43802

THE STATE OF TEXAS
vs.

BARTON RAY GAINES

CID: 0579723

Attorney's

TIM CURRY

Pit:

Delt.

Offense

POSS MARIJUANA U/2

OFFENSE DATE 02/18/01 CLASS -

Date of
Orders

Orders of Court

09/20/01 FILED

2/27/02 Aff: debt of surety to surrender principal Bled and a warrant issued

2/28/02 No appearance / Bond forfeited / CA warrant active / Held no bond /

3/17/02 Bond status changed to bond insufficient for court held no bond /
Defendant in custody / Money all paid / Please telephone10/2/03 Defendant released to TDC Gurney Unit, now in custody /
prob active card / CA warrant reissued. Held no bond per judge.

10/8/03 See Docket

DEFENDANT'S RIGHT THUMBPRINT

20/2004 90296

CRIMINAL DOCKET CCC8

Docket No. 0813805

Page 1/1

THE STATE OF TEXAS VS. Barton Ray Gaines Cid: 0579723		Attorneys Plaintiff: Tim Curry Defense: Y Leticia San Vigil		Charged Offense: Crim Tresp-habit/superfun Offense Date: 07/21/01 Disposed Offense: Crim Tresp-habit/superfun	
Date of Orders	Orders of Court				
07/26/2001	FILED				
10/08/2003	States Motion To Dismiss Case Granted, , Case Dismissed.				
Release From Custody On This Case.					
No Court Cost Assessed.					
Did Not Know He Was In Someone Else's House					
Judge's Signature:					
Daryl Coffey					
Right Thumb Print					
Defendant : Signature :					

Ed Ltr of Detainment 8/21/01

EDWARD G. JONES
ATTORNEY AT LAW

1319 Ballinger Street
Fort Worth, Texas 76102

Office: (817) 335-1363
Fax: (817) 335-1680

August 21, 2001

JOA

Suzanne Henderson
County Clerk
County Criminal Court #8
401 West Belknap
Fort Worth, Texas 76196

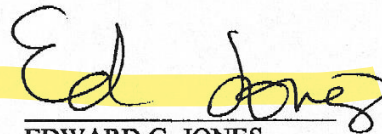
RE: CAUSE NO. 0813805
THE STATE OF TEXAS VS. BARTON RAY GAINES

Dear Clerk:

Please be advised that I have been retained to represent Mr. Gaines in connection with the above referenced matter. Please enter my name as attorney of record and forward all future correspondence, including court settings regarding this matter to my office.

If you have any questions or comments, please do not hesitate to contact my office. Thank you for your assistance in this matter.

Sincerely yours,



EDWARD G. JONES
Attorney Code: JOA

FILED
TARRANT COUNTY TEXAS

2001 AUG 22 A 8:20

SUZANNE HENDERSON
COUNTY CLERK

BY 

DATE: 8-27-01

SEQ. NO. 17

DKT. 17

CAUSE NO. 813805

THE STATE OF TEXAS

§

IN THE COUNTY CRIMINAL

vs. Barton Gimes

§

COURT NUMBER EIGHT OF

§

TARRANT COUNTY, TEXAS

CASE RESET FORM

The undersigned Defendant and Counsel acknowledge this case is reset to 10.3.01 at 9:30 am _____, for the following proceedings:

☐ Hearing on Motion _____

☐ Announcement Setting

☐ Contest... (Fill Out Plea Rec Below)

☒ Attorney Unavailable

☐ Other _____

☐ To Hire Attorney

☐ Disposition

☒ For Defense

☐ Time To Pay Checks

AUG 27 2001

NO OTHER NOTICE MAY BE SENT AS A REMINDER.

☐ Plea Recommendation:

(Required on all passes for contest.)

X

Assistant District Attorney

X Barton Gimes
Defendant (Sign)

X
(Sign) Attorney for Defendant
Ed Jones Atty Code: JOA
(Print)

State Bar Card Number _____

Telephone _____

Fax _____

☐ APPOINTED ☐ HIRED

Reason For Resetting:

☒ Defense Request (PSDF)

☐ State Request (PSST)

☐ By Agreement (PASS)

☐ Other (PASS / PSCT)

Approved: _____

Judge / Coordinator

Date: 8/27/01

CCC-15 GPC-0417

DATE: 11-5-01

SEQ. NO. 12/13 DKT 11

CAUSE NO. 813805/819607

THE STATE OF TEXAS

§

IN THE COUNTY CRIMINAL

vs.

§

COURT NUMBER EIGHT OF

Barton Gaines

§

TARRANT COUNTY, TEXAS

CASE RESET FORM

The undersigned Defendant and Counsel acknowledge this case is reset to 12/13/01 at 9:30 am for the following proceedings:

☐ Hearing on Motion

☒ Announcement Setting 2

☐ Contest ... (Fill Out Plea Rec Below)

☐ Attorney Unavailable

☐ Other

☐ To Hire Attorney

☐ Disposition

☐ For Defense

☐ Time To Pay Checks

NO OTHER NOTICE MAY BE SENT AS A REMINDER.

☐ Plea Recommendation:

(Required on all passes for contest.)

FILED

NOV 15 2001

CLERK OF DISTRICT COURT
TARRANT COUNTY, TEXAS
BY [Signature] Deputy

X

Assistant District Attorney

X

Defendant (Sign)

X

(Sign) Attorney for Defendant

ED G. JONES Atty Code: [Blank]
(Print)

State Bar Card Number

Telephone

Fax

☐ APPOINTED ☐ HIRED

Reason For Resetting:

☒ Defense Request (PSDF)

☐ By Agreement (PASS)

☐

State Request (PSST)

☐

Other (PASS / PSCT)

Approved:

Judge / Coordinator

Date:

11-5-01

CCC-15 GPC-0417

Case Docket 12/12/01

DATE: 12-12-01

SEQ. NO. 21/22 DKT 11

CAUSE NO. 813805/819607

THE STATE OF TEXAS

§

IN THE COUNTY CRIMINAL

vs.

§

COURT NUMBER EIGHT OF

Barton James §

TARRANT COUNTY, TEXAS

01/20/2004 90303

CASE RESET FORM

The undersigned Defendant and Counsel acknowledge this case is reset to 316102 at 9:30 am _____, for the following proceedings:

- ☐ Hearing on Motion _____
- ☐ Announcement Setting
- ☐ Contest . . . (Fill Out Plea Rec Below)
- ☐ Attorney Unavailable
- ☐ Other _____

- ☐ To Hire Attorney
- ☒ Disposition See
- ☐ For Defense
- ☐ Time To Pay Checks

NO OTHER NOTICE MAY BE SENT AS A REMINDER.

- ☐ Plea Recommendation:
(Required on all passes for contest.)

FILED
DEC 13 2001
Clerk of Court
Tarrant County, Texas
BY [Signature]
Assistant District Attorney

X Barton James
Defendant (Sign)
X Ed G. Jones
(Sign) Attorney for Defendant
ED G. JONES Atty Code: _____
(Print)

State Bar Card Number _____

Telephone _____ Fax _____
☐ APPOINTED ☐ HIRED

Reason For Resetting:

- ☒ Defense Request (PSDF) ☐ State Request (PSST)
- ☐ By Agreement (PASS) ☐ Other (PASS / PSCT)

Approved: [Signature]
Judge / Coordinator

Date: 12/12/01

CCC-15 GPC-0417

THE STATE OF TEXAS)(IN THE COUNTY CRIMINAL
VS)(COURT NUMBER 8 OF
BARTON RAY GAINES)(TARRANT COUNTY, TEXAS

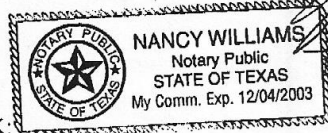
AFFIDAVIT OF SURETY TO SURRENDER PRINCIPAL

BEFORE ME, the undersigned authority, on this day personally appeared Larry Pirkle, and after being duly sworn did depose and say:

1. I am the surety on the bail bond of the Defendant-Principal in the above entitled and numbered cause.
2. This bond was made on August 20, 2001.
3. I was paid the following fee for the bond: \$150.00.
4. I desire to surrender said Defendant-Principal into the custody of the Sheriff of Tarrant County for the following reasons: In jail on cr. attempt capital murder.
5. I have information that the Defendant-Principal is located : Mansfield Jail.
6. Notice of intention to surrender the principal has been given to the principal's attorney, if the principal is represented by an attorney, in a manner provided by rule 21a, Texas Rule of Civil Procedure. Ed Jones has been notified.
7. I request a warrant be issued for the arrest of the Defendant-Principal directing the Sheriff to place the Defendant-Principal in the Tarrant County Jail.

Larry Pirkle, Surety

SWORN TO AND SUBSCRIBED BEFORE ME, on this the 27th day of February, 2002.



Nancy Williams, Notary

TO THE CLERK:

You are hereby ORDERED to issue a warrant of arrest as requested in the above affidavit.
Signed this 27 day of Feb, 2002.

Presiding Judge
PRESIDING JUDGE

Warrants 2/27/02

REC BOND # 2000.00

0819607

COUNTY CRIMINAL COURT NO. 8

THE STATE OF TEXAS
COUNTY OF TARRANT

FILED
TARRANT COUNTY, TEXAS

TO ANY PEACE OFFICER OF THE
STATE OF TEXAS, GREETINGS:

02 MAR -7 P4:20

You are hereby commanded to take the body of
BARTON RAY GAINES ~~SUZANNE HENDERSON~~ him safely

keep, so that you have him before the Honorable
COUNTY CRIMINAL COURT NO. 8, in and for
Tarrant County, at the Court House thereof,
in the City of Fort Worth, instantler, to answer
the State of Texas on a charge by indictment of

POSS MARIJUANA 1/2

a misdemeanor felony.

issued under my hand and seal of office
in the City of Fort Worth, Texas

this 27TH day of FEBRUARY 2002

SUZANNE HENDERSON

CLERK CRIMINAL COURT NO. 8
TARRANT COUNTY, TEXAS

By [Signature], Deputy

FORM C. C. 265

AERS Larry Pirkle

CID-0579723

ALIAS

No. 0819607

TARRANT COUNTY

WARRANT

THE STATE OF TEXAS
VS.

BARTON RAY GAINES
732 DANIELS
CROWLEY 1X 102582 W N
Issued the 27TH day of

FEBRUARY 2002

Came to hand on the 27th
day of Feb
and executed on the 02nd
day of Mar.

A. D.
by Placing in Jail
Dee Anderson
Sheriff
Tarrant County, Texas

By [Signature], Deputy.

Arrest\$
Mileage
Miscellaneous

Total 80

Attv Ltr Ct Date 2/27/02

EDWARD G. JONES
ATTORNEY AT LAW

1319 Ballinger Street
Fort Worth, Texas 76102

Office: (817) 335-1363
Fax: (817) 335-1680

February 27, 2002

Mr. Barton R. Gaines
1001 Edgewood Trail
Benbrook, Texas 76126

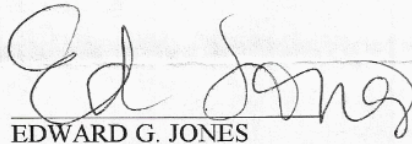
RE: THE STATE OF TEXAS VS. BARTON R. GAINES

Dear Mr. Gaines:

Please be advised that your court date in the above-referenced matter has been set for 9:30 a.m. Wednesday, March 6, 2002 in County Criminal Court No. 8 on the seventh floor of the Tarrant County Justice Center located at 401 W. Belknap, Fort Worth. **Your presence is required.**

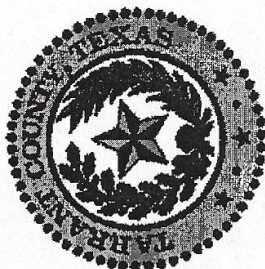
If you have any questions please feel free to contact me at any time.

Your very truly,


EDWARD G. JONES

EGJ/lld

Warrant 10/2/03

Cause Number 0819607		Cid 0579723	
Rec Bond: \$HOLD		No. 0819607	
COUNTY CRIMINAL COURT NO. EIGHT		TARRANT COUNTY	
THE STATE OF TEXAS		WARRANT	
COUNTY OF TARRANT			
TO ANY PEACE OFFICER OF THE STATE OF TEXAS:			
You are hereby commanded to take the body of			
BARTON RAY GAINES			
and him safely keep so that you have him before the Honorable County Criminal Court No.			
EIGHT in and for Tarrant County, at the Court House thereof, in the city of fort Worth,			
instantly, to answer the State of Texas on a charge by information of:			
POSS MARIHUANA U/2			
a misdemeanor.			
		Issued under my hand and seal of office in the City of Fort Worth, Texas this 2nd day of October, 2003	
SUZANNE HENDERSON, COUNTY CLERK TARRANT COUNTY, TEXAS		By: <i>[Signature]</i> Deputy	
Original Warrant		By: <i>[Signature]</i> Sheriff By: <i>[Signature]</i> Deputy	
THE STATE OF TEXAS		THE STATE OF TEXAS	
VS		VS	
BARTON RAY GAINES		BARTON RAY GAINES	
1001 EDGEWOOD TRL. GRANDBURY TX 76048		1001 EDGEWOOD TRL. GRANDBURY TX 76048	
W M 10/25/82		W M 10/25/82	
Printed 10/02/2003		Printed 10/02/2003	
Came to hand on the 2nd		Came to hand on the 2nd	
day of Oct, 2003		day of Oct, 2003	
and executed on the 2nd		and executed on the 2nd	
day of Oct, 2003		day of Oct, 2003	
By: <i>[Signature]</i> Sheriff		By: <i>[Signature]</i> Sheriff	
By: <i>[Signature]</i> Deputy		By: <i>[Signature]</i> Deputy	
90887		90887	
7002/02/		7002/02/	

Copies 10/2/02

CID: 0579723

Cause No. 0819607
Capias Pro Finum Warrant

The STATE OF TEXAS
VS
BARTON RAY GAINES

In the County Court
County Criminal Court No. 8
Tarrant County, Texas

In the County Criminal Court No. 8 of Tarrant County, Texas OCTOBER 2003
To any peace officer of the STATE OF TEXAS, Greetings:

Whereas, On the 8TH day of OCTOBER 2003, a judgment was rendered by the
County Criminal Court No. 8 of Tarrant County, Texas in favor of the STATE OF
TEXAS, against BARTON RAY GAINES for the sum of \$0.00
dollars for fine, and 180 DAYS in jail, probated months, and the further
sum of \$285.25 dollars cost of suit. Fine and court costs to be paid
on the TH day of ,20 .

These are therefore, to command you to take the body of said:
BARTON RAY GAINES POSS MARIHUANA U/2
and deliver the defendant to the jailer of said county, at FORT WORTH, unless
the defendant pays the sum above mentioned, together with all costs incurred
in executing this writ and until said sentence is fully satisfied.

Herein fail not, but make due return of this writ as the law directs.
Given under my hand and seal of office in the city of Fort Worth, Texas this
8TH day of OCTOBER A.D. 2003. SUZANNE HENDERSON

Clerk, The County Criminal Court No. 8
of Tarrant County, Texas

Bill of Cost
Total Assessment \$285.25 Total Credits \$110.00
Balance Due \$175.25 As Of 100803

I, SUZANNE HENDERSON, Clerk of the County Criminal Court No. 8 In and for said
County and State hereby certify the above to be a true and correct account of
fines and costs in above entitled numbered cause up to this date.

Witness my hand and seal of said Court this 8TH day of OCTOBER A.D. 2003.

BY [Signature] DEPUTY SUZANNE HENDERSON
Clerk, The County Criminal Court No. 8
of Tarrant County, Texas

NOTE: CTS TO TIME AND MONEY TO RUN CONCURRENT

Cause No. 0819607 Defendant Information CID No. 0579723

Defendant: BARTON RAY GAINES Race: W Sex: M DOB: 102582
Address: 1001 EDGEWOOD TRL. Height: 600 Weight: 165
City, State, ZIP: GRANDBURY TX 76048 Hair: BRO Eyes: BRO
D.L. Number: 03019559

Came to hand on the 8 day of OCT 2003
and executed on the 13 DAY OF OCT 2003
By _____

TIME & MONEY SERVED IN FULL
DEE ANDERSON

Tarrant County Sheriff
Tarrant County, Texas by [Signature] Deputy
Original

Atty. Appt 10/2/02



Office of
Attorney Appointments

Holly Webb: (817) 884-2369
Gwyn Cates: (817) 884-2370

Tarrant County Justice Center
401 West Belknap
Fort Worth, Texas 76196
Fax: (817) 884-2371

Date: 10/03/2003 Time: 11:39 AM
To: Y Leticia Sanchez Vigil, Attorney
Office: (817) 626-9815 Fax: (817) 626-2915
E-Mail: yola62@hotmail.com

You have been appointed to represent the following indigent defendant:

Name: Gaines, Barton Ray CID: 0579723
Home Address: TDC DOB: 10/25/1982
Phone: () - - Race: White Sex: Male

The defendant is charged with:

Offense	Case#	Date of Offense
CRIMINAL TRESPASS IN HABITATION/SUPERFUND SITE	0813805	07/21/2001
POSSESSION OF MARIHUANA U/2 OZ	0819607	08/18/2001

The defendant is currently confined at:

Agency: TARRANT COUNTY SHERIFF'S DEPARTMENT
Contact: Reception Clerk
Fax: (817) 884-3040 Office: (817) 884-3116

Bondsman:

This appointment shall remain in effect until all charges are dismissed, the defendant is acquitted, appeals are exhausted, or until you are relieved of your duties by the court or replaced by other counsel after a finding of good cause.

You are required by law to make every reasonable effort to contact the defendant not later than the end of the first working day after the date on which you are appointed and to interview the defendant as soon as practicable thereafter.

Cc: TARRANT COUNTY SHERIFF'S DEPARTMENT

FILED
TARRANT COUNTY TEXAS
2003 OCT 14
2:28 PM
BY
Sgt. JIM HENDERSON
COUNTY CLERK

Writ Waiver 10/2/02

CAUSE NO. 0819607

THE STATE OF TEXAS

VS.

Barton Ray Gaines

COUNTY CRIMINAL COURT

NUMBER EIGHT

TARRANT COUNTY, TEXAS

10/20/2004

**WAIVER OF JURY TRIAL - WAIVER OF TEN DAYS TO PREPARE FOR TRIAL
COURT'S ADMONISHMENT- WAIVER OF PRE-SENTENCE REPORT AND PLEA AGREEMENT**

Comes now the Defendant, joined by his attorney and the Attorney for the State in the above-styled and numbered cause, waives his right to trial by jury and to confront his accusers, and if applicable, waives the ten days allowed him to prepare for trial. The Defendant and the State hereby enter an announcement of ready in this cause. The State waives its right to trial by jury.

The plea recommendation set forth below is agreed to by the Defendant, his attorney and the State's attorney, as evidenced by their respective signatures below. The Defendant understands that if he pleads guilty or nolo contendere and the punishment assessed by the Court does not exceed the punishment recommended, an appeal herein may only be prosecuted with the permission of the trial court. All written motions on file are hereby waived. The Defendant affirmatively waives all rights to appeal this cause,

The Defendant acknowledges that he is aware of the full range of punishment provided by law for this offense. The Defendant and his attorney state to the Court that there are no charged offenses arising out of the course of conduct which resulted in this prosecution still pending in a court of record.

If the plea recommendation is for deferred adjudication probation, the Defendant is hereby informed that on violation of a condition of probation the Defendant may be arrested and detained. The Defendant is entitled to a hearing limited to the determination by the Court of whether it proceeds with an adjudication of guilt on the original charge. After an adjudication of guilt, all proceedings, including assessment of punishment, pronouncement of sentence, granting of probation, and Defendant's appeal continue as if the adjudication of guilt had not been deferred. The Court may assess punishment anywhere within the range provided by law for this offense.

The Defendant waives a pre-sentence report and his right to have an alcohol evaluation performed prior to sentencing.

IMMIGRATION WARNING: The Defendant acknowledges that if the Defendant is not a citizen of the United States of America, a plea of guilty or nolo contendere for the offense charged may result in deportation, the exclusion from admission to this country, or the denial of naturalization under federal law.

PLEA RECOMMENDATION <input checked="" type="checkbox"/>		OPEN PLEA TO COURT <input type="checkbox"/>	
ENHANCED? <input type="checkbox"/>	ENHANCEMENT WAIVED: <input type="checkbox"/>	WAIVE COUNT/S: _____	
LESSER INCLUDED: <input type="checkbox"/>		REDUCED OFFENSE: <input type="checkbox"/>	
OFFENSE CHARGED: <u>Poss. Marijuana</u>		CLASS: <u>B</u>	
RANGE OF PUNISHMENT: <u>0-180/0-2000</u>			
AGREED RECOMMENDATION:			
FINE <u>0</u>	+ CC	PROB	DFAJ
ACC <input type="checkbox"/>	DEARS <input type="checkbox"/>	DVIP <input type="checkbox"/>	FAM 1st <input type="checkbox"/>
ABC <input type="checkbox"/>	DESTROY WPN <input type="checkbox"/>	DWI ED <input type="checkbox"/>	GED/HS <input type="checkbox"/>
BIP <input type="checkbox"/>	DL SUSP <input type="checkbox"/>	DWI REP <input type="checkbox"/>	HIV TEST <input type="checkbox"/>
CS HRS _____	DOEP <input type="checkbox"/>	DWI WV <input type="checkbox"/>	INT/COOL <input type="checkbox"/>
		MISD <u>180</u>	Days Jail
		RUA'S <input type="checkbox"/>	STEP <input type="checkbox"/>
		SAE <input type="checkbox"/>	TAIP <input type="checkbox"/>
		SATF <input type="checkbox"/>	TIPS <input type="checkbox"/>
		PF OK <input type="checkbox"/>	SS <input type="checkbox"/>
		WKRL OK <input type="checkbox"/>	

Barton Gaines
DEFENDANT

10/10/03
DATE

OCT - 8 2003

SUZANNE HENDERSON
County Clerk, Tarrant County, Texas

Shannon A. Pullen
DEFENDANT'S ATTORNEY

Shannon A. Pullen
STATE'S ATTORNEY

PLEA BARGAIN FOLLOWED: YES ☐ NO ☐
 WAIVER OF PRE-SENTENCE REPORT APPROVED: YES ☐ NO ☐
 WAIVER OF ALCOHOL EVALUATION APPROVED: YES ☐ NO ☐
 COURT ADMONISHED DEFENDANT ON RANGE OF PUNISHMENT: YES ☐ NO ☐
 ADMONISHED AS TO POSSIBLE DEPORTATION IF NOT A CITIZEN: YES ☐ NO ☐

FILED

DATE:

SUZANNE HENDERSON
COUNTY CLERK, TARRANT CO., TX
By: _____ Deputy

TRIAL COURT'S CERTIFICATION OF DEFENDANTS RIGHT OF APPEAL

I, Judge of the trial court, certify this criminal case is a plea-bargain, and the defendant has no right of appeal; or the defendant has waived right of appeal.

10/10/03
Judge's Signature

10/10/03
Date

Judgment & Sentence 10/3/03

CASE NO. 0819607

THE STATE OF TEXAS

VS.

BARTON RAY GAINES

†
†
†
†

COUNTY CRIMINAL COURT

NUMBER EIGHT

TARRANT COUNTY, TEXAS

JUDGMENT AND SENTENCE

On this day came on to be heard the above cause, and came the State of Texas by SHANNON PRELLWITZ, Assistant District Attorney, and came the Defendant, BARTON RAY GAINES, in person and by counsel, Y LETICIA SAN VIGIL, and both sides announced ready for trial.

The Defendant having been duly arraigned, waived trial by jury, pleaded GUILTY to the information herein, and submitted this cause to the Court. The information being read, the Court received the Defendant's plea thereto, and having heard the evidence submitted thereon, if any, adjudged the Defendant guilty as charged of the offense of POSS MARIHUANA U/2 a class B misdemeanor, and that the Defendant committed the offense on 08/18/01, and assessed his punishment at a fine of \$ 00.00 and 180 days confinement in the Tarrant County Jail, together with all costs in this behalf incurred (according to the terms of the plea bargain). And the Defendant being asked by the court if he had any sufficient reason why the sentence of the Court should not be pronounced against him failed to give such reason; whereupon the Court proceeded in the presence of the Defendant to pronounce sentence against him as follows:

It is therefore ordered, adjudged and decreed by the Court that the Defendant is guilty of the offense of POSS MARIHUANA U/2 and is hereby sentenced to a fine of \$ 00.00 and 180 days confinement in the Tarrant County Jail, and that the State of Texas do have and recover of the said Defendant all costs of this prosecution for which let execution issue. Defendant is remanded to the custody of the Sheriff of Tarrant County, Texas to serve said sentence. Defendant is given credit on his sentence for the time he has spent in jail in this cause from the time of his arrest and confinement until date of sentence.

Entered this 8th day of October, 2003.

F I L E D

October 8, 2003 10:02 AM

SUZANNE HENDERSON
COUNTY CLERK, TARRANT CO., TEXAS

By: [Signature] Deputy

Right thumb print



[Signature]

JUDGE PRESIDING

Vigil's Doc for Payment 10/2/03

NO(s) 0813805/0819607

STATE OF TEXAS

COUNTY CRIMINAL COURT 8

VS

Barton Ray Gaines

TARRANT COUNTY, TEXAS

DEFENSE CLAIM FOR FEE PAYMENT/EXPENSES

Date of Appointment 10/03/03 Offense(s) Crim Trespass/Poss Marihuana

DAYS IN COURT

	# Days	Rate	Amount
NON-EVIDENTIARY (docket, plea setting, etc.)	1		
EVIDENTIARY (jury/bench trial, revocations, etc. if oral testimony heard)			

For Judge's Use Only

HOURLY WORK (attach itemized statement)

	# Days	Rate	Amount
OUT OF COURT TIME (trial preparation, motion preparation, etc.)	1 hour		
APPELLATE WORK (research, brief preparation, oral argument, etc.)			
EXPENSES			

For Judge's Use Only

TOTAL

\$ 200.00

OCT - 8 2003
I, Leticia Sanchez Vigil, certify to the Court and the Tarrant County Auditor that the above information is true and correct to the best of my knowledge. I further certify that I have not received money or anything of value for representing the accused since my appointment, nor will I receive same except as disclosed to and permitted by the Court and by law. I understand this document is a government record under Section 37.10 TEX.PEN.CODE.

BY **Y. LETICIA SANCHEZ VIGIL**
PRINTED NAME: **SANCHEZ VIGIL** SIGNATURE: *Leticia Vigil*
ADDRESS 112 NW 24th St., Ste. 116 Fort Worth, Texas 76106
Telephone 817-626-9815 State Bar No. 20579800 SSN 463-88-7608

PURSUANT TO ARTICLE 26.05 TEX. CODE CRIM. PROC. I, THE UNDERSIGNED JUDGE, DIRECT THE AUDITOR OF TARRANT COUNTY TO PAY FROM THE GENERAL FUND OF SAID COUNTY TO THE ABOVE APPOINTED COUNSEL THE TOTAL AMOUNT SHOWN ABOVE FOR REASONABLE AND NECESSARY LEGAL SERVICES AND/OR EXPENSES IN THE ABOVE-STYLED CASE.

PRESIDING JUDGE

DATE 10-8-03

COURT

20

CC-33
GPC-0629

Effective 12/14/01

213TH JUDICIAL DISTRICT
TARRANT COUNTY, TEXAS

BARTON R. GAINES,

Plaintiff,

vs.

THE STATE OF TEXAS,

Defendant

Case Nos.: _____

Order on Plaintiff's Bill of Review

After considering Plaintiff's Bill of Exception, and the response, the Court GRANTS the motion and reopens the case. SIGNED on _____, 2021.

PRESIDING JUDGE

NOTICE: THIS DOCUMENT CONTAINS SENSITIVE DATA



Cause Number: _____
(The Clerk's office will fill in the Cause Number when you file this form)

Plaintiff: Barton R. Gaines
(Print first and last name of the person filing the lawsuit.)

And
Defendant: The State of Texas
(Print first and last name of the person being sued.)

In the (check one):
213 ☒ District Court
Court ☐ County Court / County Court at Law
Number ☐ Justice Court
Tarrant Texas
County

**Statement of Inability to Afford Payment of
Court Costs or an Appeal Bond**

1. Your Information

Barton R. Gaines 10 25 82
My full legal name is: _____ My date of birth is: ____/____/____
First Middle Last Month/Day/Year
244 Siesta Court, Granbury, Texas 76048
My address is: (Home) _____
(Mailing) _____
My phone number: 682-500-2753 My email: bartongaines@gmail.com

About my **dependents**: "The people who depend on me financially are listed below."

Name	Age	Relationship to Me
1 _____	_____	_____
2 _____	_____	_____
3 _____	_____	_____
4 _____	_____	_____
5 _____	_____	_____
6 _____	_____	_____

2. Are you represented by Legal Aid?

☐ I am being represented in this case for free by an attorney who works for a legal aid provider or who received my case through a legal aid provider. I have attached the certificate the legal aid provider gave me as 'Exhibit: Legal Aid Certificate.'

-or-

☐ I asked a legal-aid provider to represent me, and the provider determined that I am financially eligible for representation, but the provider could not take my case. I have attached documentation from legal aid stating this.

or-

☒ I am not represented by legal aid. I did not apply for representation by legal aid.

3. Do you receive public benefits?

☒ I do not receive needs-based public benefits. - or -

☐ I receive these **public benefits/government entitlements** that are based on indigency:
(Check ALL boxes that apply and attach proof to this form, such as a copy of an eligibility form or check.)

☐ Food stamps/SNAP ☐ TANF ☐ Medicaid ☐ CHIP ☐ SSI ☐ WIC ☐ AABD
☐ Public Housing or Section 8 Housing ☐ Low-Income Energy Assistance ☐ Emergency Assistance
☐ Telephone Lifeline ☐ Community Care via DADS ☐ LIS in Medicare ("Extra Help")
☐ Needs-based VA Pension ☐ Child Care Assistance under Child Care and Development Block Grant
☐ County Assistance, County Health Care, or General Assistance (GA)
☐ Other: _____

4. What is your monthly income and income sources?

"I get this monthly income:

\$ zero in monthly wages. I work as a Material Handler for FedEx.
Your job title Your employer

\$ _____ in monthly unemployment. I have been unemployed since (date) _____.

\$ _____ in public benefits per month.

\$ _____ from other people in my household each month: (List only if other members contribute to your household income.)

\$ _____ from ☐ Retirement/Pension ☐ Tips, bonuses ☐ Disability ☐ Worker's Comp
☐ Social Security ☐ Military Housing ☐ Dividends, interest, royalties
☐ Child/spousal support
☐ My spouse's income or income from another member of my household (If available)

\$ _____ from other jobs/sources of income. (Describe) _____

\$ zero is my **total monthly** income.

5. What is the value of your property?

"My **property** includes:

	Value*
Cash	\$ _____
Bank accounts, other financial assets	\$ _____
_____	\$ _____
_____	\$ _____
Vehicles (cars, boats) <small>(make and year)</small>	\$ _____
_____	\$ _____
_____	\$ _____
Other property (like jewelry, stocks, land, another house, etc.)	\$ _____
_____	\$ _____
_____	\$ _____
Total value of property	→ \$ <u>zero</u>

6. What are your monthly expenses?

"My **monthly expenses** are:

	Amount
Rent/house payments/maintenance	\$ _____
Food and household supplies	\$ _____
Utilities and telephone	\$ _____
Clothing and laundry	\$ _____
Medical and dental expenses	\$ _____
Insurance (life, health, auto, etc.)	\$ _____
School and child care	\$ _____
Transportation, auto repair, gas	\$ _____
Child / spousal support	\$ _____
Wages withheld by court order	\$ _____
Debt payments paid to: <small>(List)</small>	\$ _____
_____	\$ _____
_____	\$ _____
Total Monthly Expenses	→ \$ <u>zero</u>

*The value is the amount the item would sell for less the amount you still owe on it, if anything.

7. Are there debts or other facts explaining your financial situation?

"My **debts** include: (List debt and amount owed) I am suspended without pay pending my non-sensitive security clearance appeal with the USPS & eventual termination b/c of my felony record.
I lived in prison my whole adult life. I was not allowed to earn or handle money."

(If you want the court to consider other facts, such as unusual medical expenses, family emergencies, etc., attach another page to this form labeled "Exhibit: Additional Supporting Facts.") Check here if you attach another page. ☐

8. Declaration

I declare under penalty of perjury that the foregoing is true and correct. I further swear:

- ☒ I cannot afford to pay court costs.
☐ I cannot furnish an appeal bond or pay a cash deposit to appeal a justice court decision.

My name is Barton R. Gaines. My date of birth is : 10 25 1982.

My address is 244 Siesta Court, Granbury, Texas 76048, U.S.A.

Signature /s/ Barton R. Gaines signed on 08 30 21 in Hood County, Texas
Street City State Zip Code Country Month/Day/Year county name State

213TH JUDICIAL DISTRICT
TARRANT COUNTY, TEXAS

BARTON R. GAINES,

Plaintiff,

vs.

THE STATE OF TEXAS,

Defendant

Case Nos.: _____

Notice of Current Address

Plaintiff's, Barton R. Gaines, files this notice of current address with the court clerk as required by Texas Civil Practice Remedies Code § 30.015.

Plaintiff's current residence is BARTON R. GAINES, Pro Se, 244 Siesta Court Granbury, Texas 76048, Tel.: 682-500-2753, Email bartongaines@gmail.com.

Defendant's current address is Assist. Crim. Dist. Atty., Andrea Jacobs, SBOT: 24037596, 401 West Belknap Street, Ft. Worth, Texas 76196-0201, Phone (817) 884-1400, Facsimile: (817) 884-1672, ccappellatealerts@tarrantcountytexas.gov

Respectfully submitted,

By: /s/ Barton R. Gaines
BARTON R. GAINES, Pro Se
244 Siesta Court Granbury, Texas 76048
Tel.: 682-500-2753
Email bartongaines@gmail.com

Certificate of Service

I certify that on August 31, 2021, I served a copy of, as indicated below on the pages above:

A.	Plaintiff's Original Petition For Bill Of Review & Request For disclosure	2
B.	Exhibit 1: Order Adopting Andrea Jacob's proposed findings of fact and conclusions of law	15
C.	Exhibit 2: Daniel Aranda's Docket Sheet & Emails thereto	23
D.	Exhibit 3: Plaintiff's Affidavit	29
E.	Exhibit 4: Plaintiff's Initial Req. & defendant's response.....	172
F.	Exhibit 5: Defendant's itemized bill	178
G.	Exhibit 6: Plaintiff's inquiry to less costly ways	184
H.	Exhibit 7: Defendant's AG withdrawal letter	186
I.	Exhibit 8: Payment for files & Inquiry	191
J.	Exhibit 9: Inquiry as to delay	193
K.	Exhibit 10: Missing documents;	195
L.	Exhibit 11: Inquiry as to delay; and	197
M.	Exhibit 12: Inquiry about missing Walmart Video	199
N.	Exhibit 13:	201
	a. Appendix 1	202
	b. Appendix 2	240
	c. Appendix 3	370
	d. Appendix 4	661
	e. Appendix 5	785
	f. Appendix 6	900
	g. Appendix 7	998
O.	Order on Plaintiff's Bill of Review	1016
P.	Statement of Inability to Afford Payment of Court Costs or an Appeal Bond	1017
Q.	Notice of Current Address	1019

on the defendant listed below by electronic service and that the electronic transmission was reported as complete. My email address is bartongaines@gmail.com.

Assist. Crim. Dist. Atty.
Andrea Jacobs
SBOT: 24037596
401 West Belknap Street
Ft. Worth, Texas 76196-0201
Phone (817) 884-1400
Facsimile: (817) 884-1672
ccappellatealerts@tarrantcountytx.gov

/s/ Barton R. Gaines
BARTON R. GAINES, Pro Se

Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Envelope ID: 56941065

Status as of 9/3/2021 9:46 AM CST

Associated Case Party: BARTON RAYGAINES

Name	BarNumber	Email	TimestampSubmitted	Status
Barton RGaines		bartongaines@gmail.com	9/3/2021 9:14:19 AM	SENT