



LONE STAR

JUSTICE ALLIANCE

June 18, 2020

Jill L. Mata
Bexar County Juvenile Probation
301 East Mitchell
San Antonio, Texas 78210

Re: [REDACTED] ' Juvenile Records

Dear Ms. Mata:

Our office has been retained to represent [REDACTED] date of birth [REDACTED]. [REDACTED] was convicted of a capital murder on July 19, 1996 and we believe will have juvenile probation records from 1994 to 1996.

We are requesting certified copies of juvenile probation records of [REDACTED] maintained in the custody or control of Bexar County Juvenile Probation.

Attached you will find an Authorization for Release signed by our client permitting the release of these records to our office.

Sincerely,

Elizabeth A. Henneke
State Bar No. 24059896
Executive Director
Lone Star Justice Alliance

NO. [REDACTED]

THE STATE OF TEXAS

§
§
§
§
§

IN THE JUVENILE COURT

VS.

OF

[REDACTED]

BEXAR COUNTY, TEXAS

REQUEST FOR DISCLOSURE OF JUVENILE RECORDS

COMES NOW, Defendant [REDACTED] by and through his attorney, Elizabeth A. Henneke, and requests that this honorable Court provides a certified copy of all juvenile records, including but not limited to (1) any records related to the above captioned case, (2) any transcripts from hearings related to this case, and (3) any juvenile probation records pertaining to Defendant [REDACTED], and in support hereof would respectfully show said honorable Court as follows:

I.

[REDACTED] was charged with Capital Murder and certified to stand trial as an adult in Bexar County Juvenile Court. He was originally indicted in Cause Number [REDACTED] then re-indicted in Cause Number [REDACTED]. [REDACTED] received a Life Sentence and was committed to the Texas Department of Criminal Justice.

II.

This honorable Court is authorized to release the requested records in Section 58.007(b)(4) of the Texas Family Code which states, "...the records, whether physical or electronic, of a juvenile court, a clerk of court, a juvenile probation department, or a prosecuting attorney relating to a child who is a party to a proceeding under this title may be inspected or copied only by:... (4) an attorney representing the child[.]”

Ms. Henneke currently represents [REDACTED] in a post-conviction challenge to his certification and ultimate conviction.

Respectfully submitted,

Elizabeth A. Henneke, SBN 24059896
Lone Star Justice Alliance
3809 South First
Austin, Texas 78704
ehenneke@lsja.org

NO. [REDACTED]

THE STATE OF TEXAS

§
§
§
§
§

IN THE JUVENILE COURT

VS.

OF

[REDACTED]

BEXAR COUNTY, TEXAS

ORDER DISCLOSING JUVENILE RECORDS

The District/County Clerk of Bexar County, Texas, is hereby ordered to provide a certified copy of the records maintained by the Juvenile Court of Bexar County, Texas, in which [REDACTED] was charged with Capital Murder to Elizabeth A. Henneke.

Further, the Juvenile Probation Office of Bexar County, Texas is hereby ordered to provide certified copies of any documents and/or files related to [REDACTED] maintained in its custody or control.

SIGNED this ____ day of _____, 2020.

JUDGE, JUVENILE COURT
BEXAR COUNTY, TEXAS

NO. [REDACTED]

THE STATE OF TEXAS

§
§
§
§
§

IN THE JUVENILE COURT

VS.

OF

[REDACTED]

BEXAR COUNTY, TEXAS

**MOTION TO UNSEAL RECORDS FOR LIMITED PURPOSE
OF DISCLOSING RECORDS TO DEFENSE COUNSEL**

COMES NOW, Defendant [REDACTED] by and through his attorney Elizabeth A. Henneke, and moves that the Court unseal the records in the above captioned cause for the *limited* purpose of disclosing those records to defense counsel.

I.

[REDACTED] was charged with Capital Murder and certified to stand trial as an adult in Bexar County Juvenile Court. He was originally indicted in Cause Number [REDACTED] then re-indicted in Cause Number [REDACTED]. [REDACTED] received a Life Sentence and was committed to the Texas Department of Criminal Justice. Ms. Henneke currently represents Mr. Hicks in a post-conviction challenge to his certification and ultimate conviction.

II.

WHEREFORE, PREMISES CONSIDERED, the said prays that upon hearing hereof the Court allow the file to be unsealed for the purpose of copying documents and resealed after the copies are made.

Respectfully submitted,

Elizabeth A. Henneke, SBN 24059896
Lone Star Justice Alliance

3809 South First
Austin, Texas 78704
ehenneke@lsja.org

NO. [REDACTED]

THE STATE OF TEXAS

§
§
§
§
§

IN THE JUVENILE COURT

VS.

OF

[REDACTED]

BEXAR COUNTY, TEXAS

**ORDER TO UNSEAL RECORDS FOR LIMITED PURPOSE
OF DISCLOSURE TO DEFENSE COUNSEL**

On _____, the Court considered the above-mentioned Motion to Unseal Records for Limited Purpose of Disclosure to Defense Counsel in the above-captioned cause. After considering the Motion and the evidence filed in support of the Motion, the Court grants the motion and orders the file be unsealed for the purpose of disclosure to defense counsel. IT IS ORDERED that after so doing, the file will then be re-sealed.

Signed the _____ day of _____, _____.

JUDGE PRESIDING

NO. [REDACTED]

THE STATE OF TEXAS

§
§
§
§
§

IN THE JUVENILE COURT

VS.

OF

[REDACTED]

DALLAS COUNTY,
TEXAS

REQUEST FOR DISCLOSURE OF JUVENILE RECORDS

COMES NOW, Defendant [REDACTED], by and through his attorney, Elizabeth A. Henneke, and requests that this honorable Court provides a certified copy of all juvenile records, including but not limited to (1) any records related to the above captioned case, (2) any transcripts from hearings related to this case, and (3) any juvenile probation records pertaining to Defendant [REDACTED], and in support hereof would respectfully show said honorable Court as follows:

I.

[REDACTED] was charged with Capital Murder and certified to stand trial as an adult in Dallas County Juvenile Court. He was originally indicted in Cause Number [REDACTED], then re-indicted in Cause Number [REDACTED]. [REDACTED] received a Life Sentence and was committed to the Texas Department of Criminal Justice.

II.

This honorable Court is authorized to release the requested records in Section 58.007(b)(4) of the Texas Family Code which states, "...the records, whether physical or electronic, of a juvenile court, a clerk of court, a juvenile probation department, or a prosecuting attorney relating to a child who is a party to a proceeding under this title may be inspected or copied only by:... (4) an attorney representing the child[.]"

Ms. Henneke currently represents [REDACTED] in a post-conviction challenge to his certification and ultimate conviction.

Respectfully submitted,

Elizabeth A. Henneke, SBN 24059896
Lone Star Justice Alliance
3809 South First
Austin, Texas 78704
ehenneke@lsja.org

Enclosure: Record Release Form [REDACTED]

Motion and Order for Disclosure of Juvenile Records
State of Texas vs. [REDACTED]

NO. [REDACTED]

THE STATE OF TEXAS

§

IN THE JUVENILE COURT

§

VS.

§

OF

§

[REDACTED]

§

DALLAS COUNTY, TEXAS

REQUEST FOR DISCLOSURE OF PROSECUTOR RECORDS remove one line below

COMES NOW, Defendant [REDACTED], by and through his attorney, Elizabeth A. Henneke, and requests that this honorable Court provides a certified copy of all prosecutor records, including but not limited to (1) The prosecutor’s entire file on [REDACTED] case, (2) the prosecutor’s entire file on the case of [REDACTED], (3) any physical evidence in this case, (4) any and all reports from the crime scene investigator(s), (5) the official arson report in this case and any and all notes from the arson investigation, (6) the signed official autopsy report in this case and (7) any documents responsive under *Brady v. Maryland* (373 U.S. 83 (1963)). In support hereof would respectfully show said honorable Court as follows:

I.

[REDACTED] was charged with Capital Murder and certified to stand trial as an adult in Dallas County Juvenile Court. He was originally indicted in Cause Number [REDACTED], then re-indicted in Cause Number [REDACTED]. [REDACTED] received a Life Sentence and was committed to the Texas Department of Criminal Justice.

II.

This honorable Court is authorized to release the requested records in Section 58.007(b)(4) of the Texas Family Code which states, “...the records, whether physical or electronic, of a juvenile court, a clerk of court, a juvenile probation department, or a prosecuting attorney relating to a child who is a party to a proceeding under this title may be inspected or copied only by:... (4) an attorney representing the child[.]”

Ms. Henneke currently represents [REDACTED] in a post-conviction challenge to his certification and ultimate conviction.

Sincerely,

Elizabeth A. Henneke

State Bar No. 24059896

Executive Director

Lone Star Justice Alliance

Enclosure: Record Release Form [REDACTED]



LONE STAR

JUSTICE ALLIANCE

March 30, 2021

Rains Independent School District

Via Email: wilsonp@rainsisd.org

Re: Request for records

Dear Ms. Wilson:

As the attorney of record, we are writing to request all records related to [REDACTED], DOB: [REDACTED]. Please contact me if this identifying information is not sufficient. A signed authorization to release these records is attached.

Documents may be sent to

Lone Star Justice Alliance
ATTN: Emily Scheurmann, Christina Franklin
3809 S. 1st Street
Austin, TX 78704

Please contact me for any additional information. I can be reached by email at ebloom@lsja.org,
CC: cbeckerley@lsja.org, or by phone at (903) 918- 3577.

Sincerely,

Emily Bloom
Legal Intern, Lone Star Justice Alliance

July 31, 2020

Dallas County District Attorney
Frank Crowley Courts Building
133 N. Riverfront Boulevard, LB 19
Dallas, Texas 75207

RE: [REDACTED]

Dear Director of the Conviction Integrity Unit,

We have been retained to represent [REDACTED] in a potential habeas case. In [REDACTED] [REDACTED] was convicted of capital murder and arson in the 291st Judicial District of Dallas, Texas. He was sixteen at the time that the offense in question was committed. He was sentenced to life in prison, and the judgment was affirmed by the Sixth District Court of Appeals in Texarkana. Under *Miller v. Alabama* (567 U.S. ____ (2012)), *Montgomery v. Louisiana* (577 U.S. ____ (2016)) and *Graham v. Florida* (560 U.S. 48 (2010)), [REDACTED] intends to pursue a habeas claim. As you know, his claim must be filed within a year of the *Montgomery v. Louisiana* ruling.

We previously requested documents from your office and reviewed those documents on [REDACTED]. We believe that all documents provided to us during that review are relevant and would respectfully request the opportunity to copy those documents so that we may review them throughout our representation. We are happy to send an approved copy or scanning service to your office and will bear all expenses associated with the collection of those documents.

We also believe that the documents produced to us are deficient. We thus request that you produce to us the following documents:

- The prosecutor's entire file on [REDACTED] case;
- The prosecutor's entire file on the case of [REDACTED];
- Any physical evidence in this case;
- Any and all reports from the crime scene investigator(s);
- The official arson report in this case and any and all notes from the arson investigation;
-
-

Criminal Integrity Unit, Dallas District Attorney's Office
September 30, 2016
Page 2

- The signed official autopsy report in this case.
-

In addition to all documents requested above, counsel requests any documents responsive under *Brady v. Maryland* (373 U.S. 83 (1963)). The attorney who represented [REDACTED] at trial passed away in December 2015, and as such we are unable to obtain any information from him.

Thank you for your anticipated cooperation in this matter.

Sincerely,

Elizabeth A. Henneke

State Bar No. 24059896

Executive Director

Lone Star Justice Alliance

Criminal Integrity Unit, Dallas District Attorney's Office
September 30, 2016
Page 2

Enclosure: Record Release Form [REDACTED]

Criminal Integrity Unit, Dallas District Attorney's Office
September 30, 2016
Page 2

July 31, 2020

Dallas County District Attorney
Frank Crowley Courts Building
133 N. Riverfront Boulevard, LB 19
Dallas, Texas 75207

RE: [REDACTED]

Dear Director of the Juvenile Division of the District Attorney's Office,

We have been retained to represent [REDACTED] in a potential habeas case. In October 1993, [REDACTED] was convicted of capital murder and arson in the 291st Judicial District of Dallas, Texas. He was sixteen at the time that the offense in question was committed. He was sentenced to life in prison, and the judgment was affirmed by the Sixth District Court of Appeals in Texarkana. Under *Miller v. Alabama* (567 U.S. ____ (2012)), *Montgomery v. Louisiana* (577 U.S. ____ (2016)) and *Graham v. Florida* (560 U.S. 48 (2010)), [REDACTED] intends to pursue a habeas claim. As you know, his claim must be filed within a year of the *Montgomery v. Louisiana* ruling.

We request that you produce to us the following documents:

- The prosecutor's entire file on [REDACTED] case;
- The prosecutor's entire file on the case of [REDACTED]
- Any physical evidence in this case;
- Any and all reports from the crime scene investigator(s);
- The official arson report in this case and any and all notes from the arson investigation;
- The signed official autopsy report in this case.
- In addition to all documents requested above, counsel requests any documents responsive under *Brady v. Maryland* (373 U.S. 83 (1963)).

Criminal Integrity Unit, Dallas District Attorney's Office
September 30, 2016
Page 2

The attorney who represented [REDACTED] at trial passed away in December 2015, and as such we are unable to obtain any information from him.

Thank you for your anticipated cooperation in this matter.

Sincerely,

Elizabeth A. Henneke

State Bar No. 24059896

Executive Director

Lone Star Justice Alliance

Criminal Integrity Unit, Dallas District Attorney's Office
September 30, 2016
Page 2

Enclosure: Record Release Form [REDACTED]

October 16, 2020

Texas Department of Criminal Justice
Correctional Institutions Division
P.O. Box 99
Huntsville, TX 77342-0099

To Whom It May Concern:

We, Elizabeth Smith and Breanta Boss, represent [REDACTED]. This request is made under the Texas Public Information Act, Chapter 552, Texas Government Code, which guarantees the public's access to information in the custody of governmental agencies. As [REDACTED] representatives, we respectfully request copies of and access to any and all of the following documents for [REDACTED].

- All disciplinary records and any investigations conducted at TDCJ

The requested information is subject to required disclosure under Section 552.029 of the Texas Government Code, which requires disclosure of "the inmate's name, identification number, age, birthplace, department photograph, physical description, or general state of health or the nature of an injury to or critical illness suffered by the inmate; ... (8) basic information regarding the death of an inmate in custody, an incident involving the use of force, or an alleged crime involving the inmate."

In the interest of expediency, these documents can be sent electronically rather than by U.S. mail to ersmith@smu.edu. If the documents must be sent by mail, hard copies of the documents may be sent to [REDACTED], SMU Dedman School of Law, P.O. Box 750116, Dallas, TX 75275-0116.

Since this disclosure is in the public interest, we request a waiver of all fees and charges pursuant to Section 552.267 of the Act. If you have any questions, we can be reached by email or phone (see below). Thank you for your time and assistance.

Sincerely,



Elizabeth Smith
State Bar No. 24119496*
ersmith@smu.edu
Ph. No. (214) 768-8530
Fax No. (214) 768-161

Breanta Boss

Breanta Boss
State Bar No. 24115768*
bboss@smu.edu
Ph. No. (214) 768-8530
Fax No. (214) 768-1611

*Associate Members of State Bar of Texas

October 16, 2020

Texas Indigent Defense Commission
209 West 14th Street, Room 202
Austin, Texas 78701

To Whom It May Concern:

We, Elizabeth Smith and Breanta Boss, represent [REDACTED]. This request is made under the Texas Public Information Act, Chapter 552, Texas Government Code, which guarantees the public's access to information in the custody of governmental agencies. We respectfully request copies of and access to any and all of the following documents for [REDACTED]

- Billing records for attorney, [REDACTED] pertaining to [REDACTED] appointment
- Number of court appointments for [REDACTED] for the years 2015-2016
- Number of hours recorded for attorney, [REDACTED] pertaining to [REDACTED] appointment

In the interest of expediency, these documents can be sent electronically rather than by U.S. mail to ersmith@smu.edu. If the documents must be sent by mail, hard copies of the documents may be sent to [REDACTED] SMU Dedman School of Law, P.O. Box 750116, Dallas, TX 75275-0116.

Since this disclosure is in the public interest, we request a waiver of all fees and charges pursuant to Section 552.267 of the Act. If you have any questions, we can be reached by email or phone (see below). Thank you for your time and assistance.

Sincerely,



Elizabeth Smith
State Bar No. 24119496*
ersmith@smu.edu
Ph. No. (214) 768-8530

Breanta Boss

Breanta Boss
State Bar No. 24115768*
bboss@smu.edu
Ph. No. (214) 768-8530

*Associate Members of State Bar of Texas



November 3, 2020

University of Texas Medical Branch
Release of information Department
301 University Blvd.
Galveston, TX 77555-0782

To Whom It May Concern:

We, Elizabeth Smith and Breanta Boss, are authorized representatives of [REDACTED] [REDACTED] has signed a release authorizing us to request medical documentation. Please find copies of [REDACTED] signed releases attached to this request. As [REDACTED] representatives, we respectfully request copies of and access to any and all of the following documents for [REDACTED]

- All medical records, including but not limited to, charts, progress notes, interview notes, discharge summaries, operative report and diagnostic studies. Records may include patient history, diagnosis and or psychiatric and prescription records

Thank you for your time and assistance. In the interest of expediency, these documents can be sent electronically rather than by U.S. mail to ersmith@smu.edu. If the documents must be sent by mail, hard copies of the documents may be sent to [REDACTED] SMU Dedman School of Law, P.O. Box 750116, Dallas, TX 75275-0116.

Sincerely,

Elizabeth Smith
State Bar No. 24119496*
ersmith@smu.edu
Ph. No. (214) 768-8530

Breanta Boss
State Bar No. 24115768*
bboss@smu.edu
Ph. No. (214) 768-8530

*Associate Members of State Bar of Texas