

CITY OF GRANBURY
HOOD COUNTY, TEXAS


AFFIDAVIT

I, the undersigned Affiant, do solemnly swear that on or about the date set out as the date of offense on the complaint attached hereto and numbered as shown hereon, hereafter referred to as "the complaint," while on duty as an Officer for the Granbury Police Department, I personally received a report that an individual did commit an offense listed under violation charged, a Class C misdemeanor, in violation of the Texas Penal Code. My belief is based upon the facts listed in the complaint, my experience as a peace officer, and the investigation I conducted. I have reason to believe and do believe such offense was committed in the City of Granbury, Hood County, Texas.

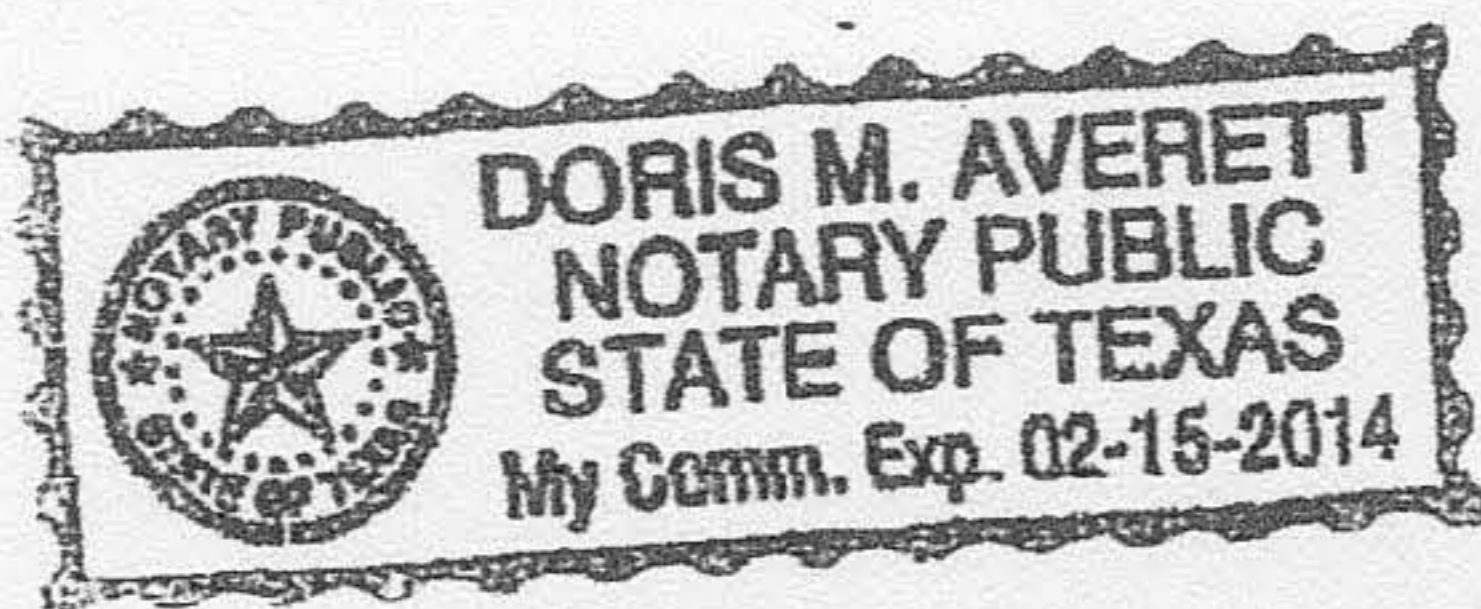


AFFIANT

SWORN TO and subscribed before me this 2ND day of JANUARY, A.D. 2012.



NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS



DEFENDANT: DONALD CHARLES WAYMAN

CITATION NO.: 64329-01
DOCKET NO.: 83135

CAUSE NUMBER: 0000083139
CITATION NUMBER: 64329-01

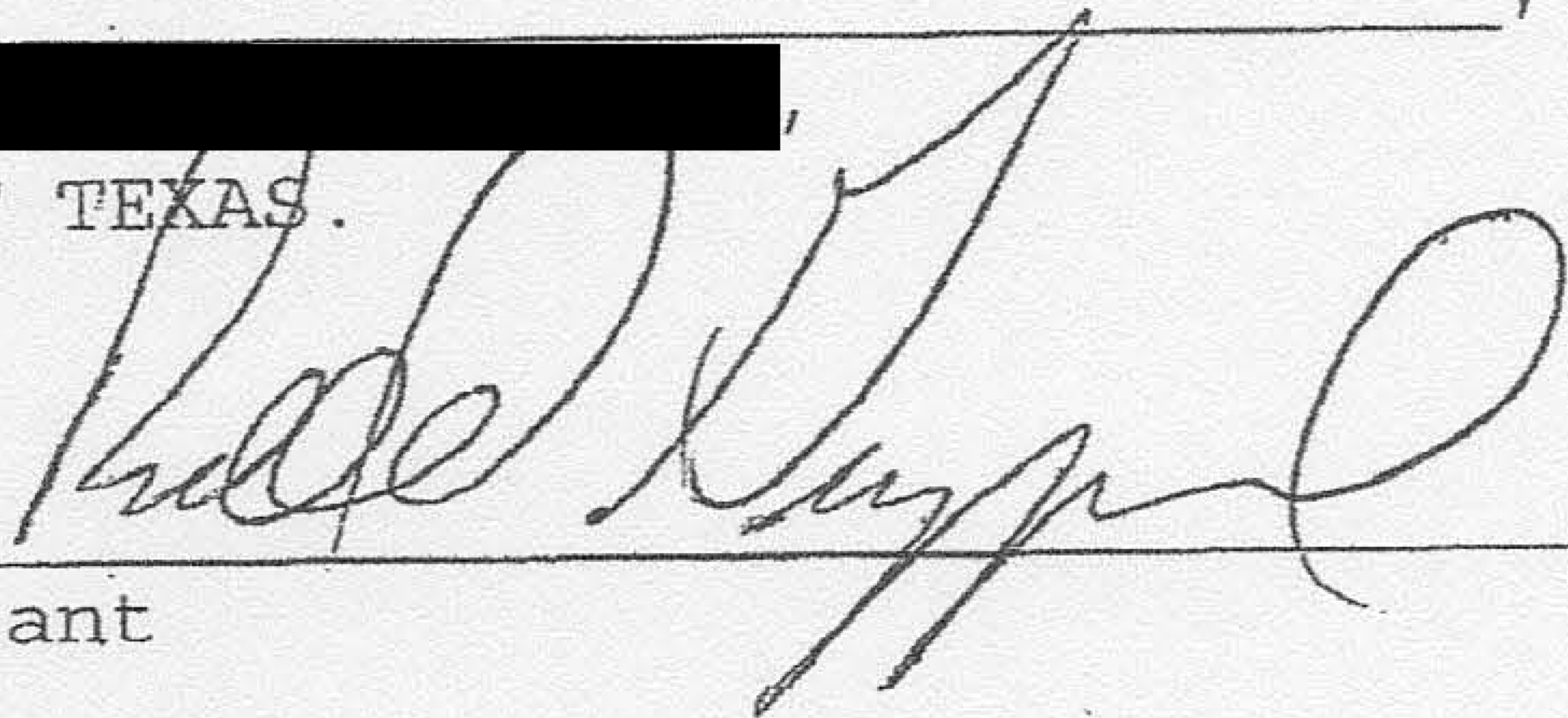
STATE OF TEXAS
VS

IN THE MUNICIPAL COURT
CITY OF GRANBURY
HOOD COUNTY, TEXAS

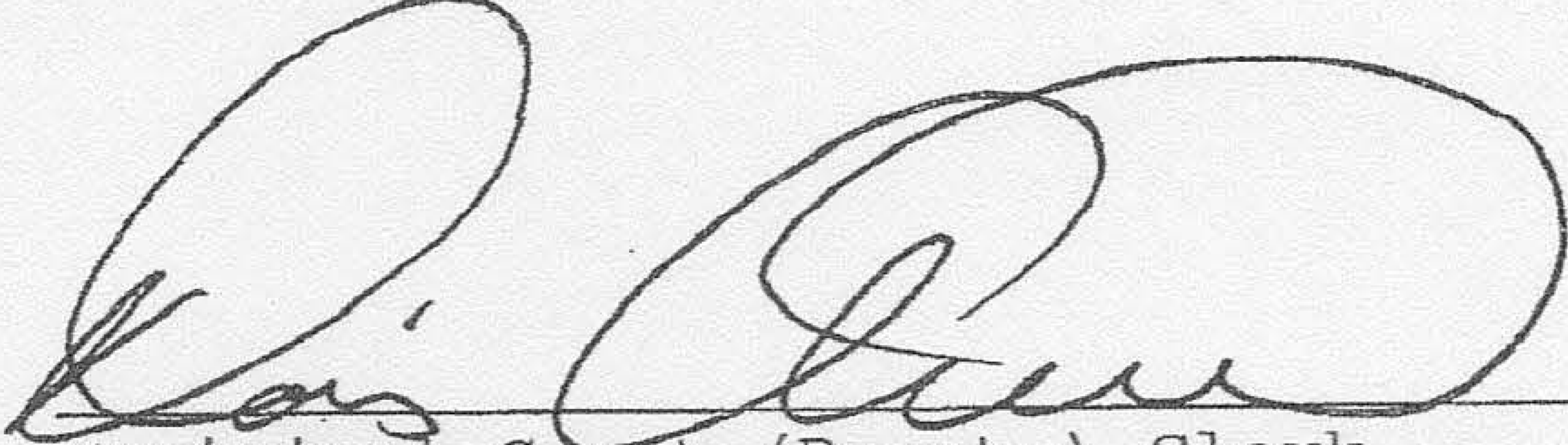
DONALD CHARLES WAYMAN

In the name and by the authority of the State of Texas:
I, the undersigned affiant, do solemnly swear that I have good reason to believe and do believe that DONALD CHARLES WAYMAN, hereinafter called defendant, on or about the 6th day of December, 2011, and before the making and filing of this complaint, in the territorial limits of City of Granbury, in the County of Hood, and the State of Texas, did then and there intentionally or knowingly threaten another with imminent bodily injury and/or cause physical contact with another when he or she knew or should have reasonably believed that the other would have regarded the threat or contact as offensive or provocative, against the person of

at [REDACTED]
AGAINST THE PEACE AND DIGNITY OF THE STATE OF TEXAS.


Affiant

SWORN TO and subscribed before me, this 2ND day of JANUARY, 2012.


Municipal Court (Deputy) Clerk
City of Granbury
Hood County, Texas

LEWELLEN LAW



McMillan & Lewellen P.C.
Phone (254) 965-5023
Fax (254) 965-5445
Graham St./Courthouse Sq.

P.O. Box 652
Stephenville, TX 76401

Garry Lewellen
Beth Lewellen
Bethany Espinoza
Attorneys at Law
www.lewellenlaw.com

January 11, 2012

Honorable Benjamin Macon
Municipal Court Judge
116 West Bridge Street
Granbury, Texas 76048

Facsimile: 817-573-7678
And by regular mail

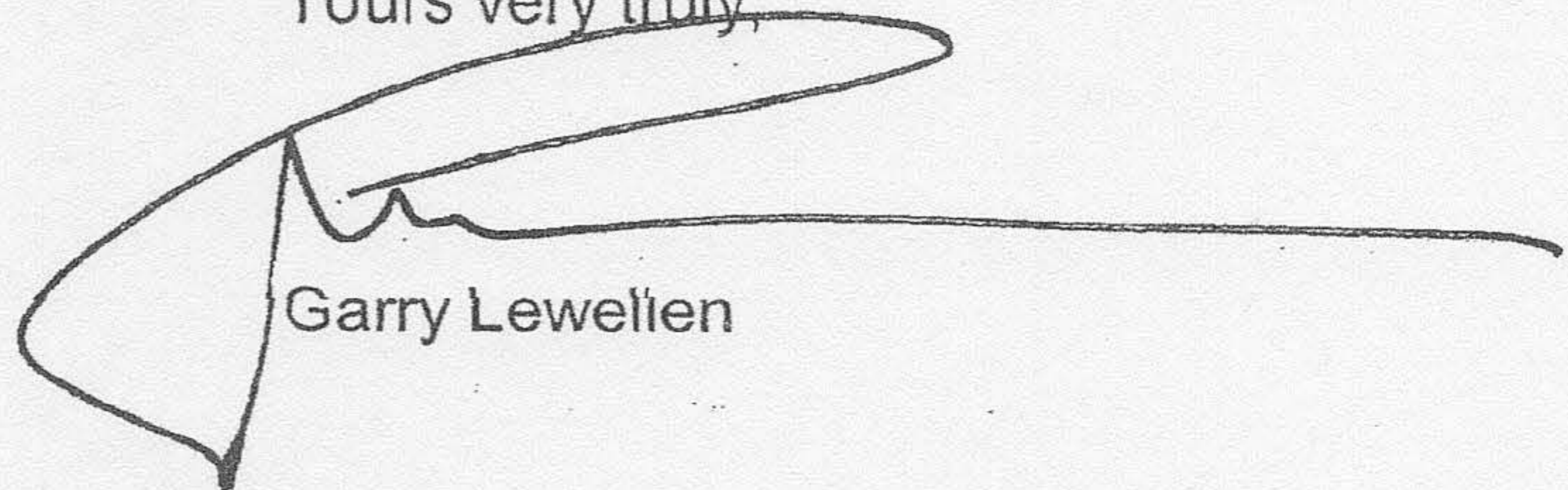
Re: Ticket No. 064329; The State of Texas vs. Donald Charles Wayman
Hood Municipal Court; Assault – Offensive Touch

Dear Judge Macon:

This is to confirm that I will be representing Donald Charles Wayman in referenced to the **Assault – Offensive Touch** charge he has received.

Mr. Wayman hereby enters a plea of not guilty to the above charge.

Yours very truly,



Garry Lewellen

GL:bb

PTRIAL

CITY OF GRANBURY
MUNICIPAL COURT
116 WEST BRIDGE STREET
GRANBURY, TEXAS 76048-2190
PHONE 817-573-8541 OR 817-573-1114
FAX 817-573-7678

JANUARY 11, 2012

ATTORNEY GARRY LEWELLEN
P.O. BOX 652
STEPHENVILLE, TEXAS 76401

FAX (254) 965-5445
AND U.S. MAIL

RE: DONALD CHARLES WAYMAN
CITATION #64329-01

CHARGES OF "ASSAULT (OFFENSIVE TOUCH)"
HAVE BEEN FILED AGAINST YOUR CLIENT IN THE GRANBURY
MUNICIPAL COURT, IN THE CITY OF GRANBURY, TEXAS.

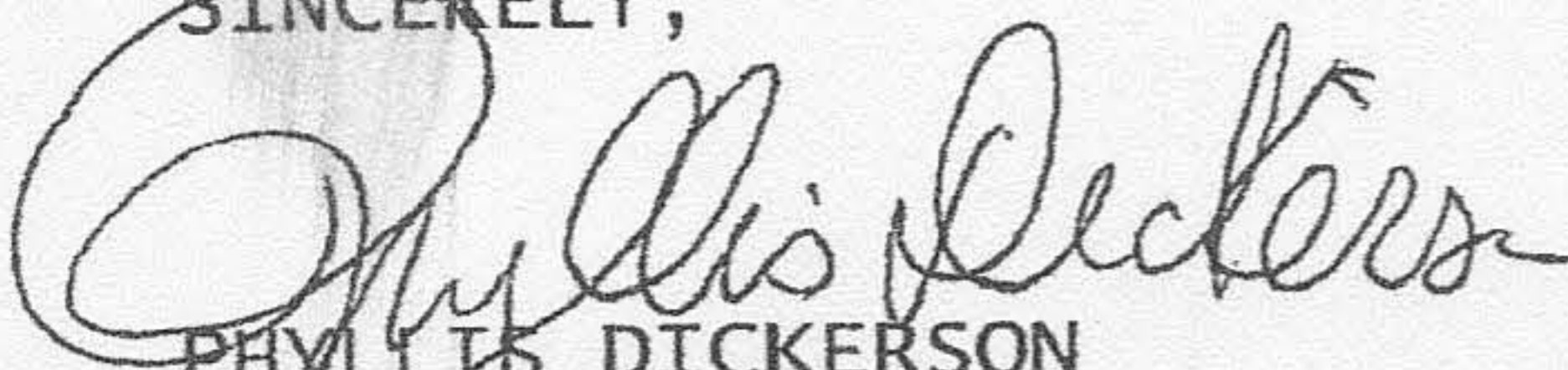
YOUR PRE TRIAL HEARING HAS BEEN SCHEDULED FOR FEBRUARY 14,
AT 9:00 A.M.

ANY REQUEST FOR CONTINUENCE MUST BE RECEIVED BY THE
COURT PRIOR TO FEBRUARY 7, 2012.

FAILURE TO APPEAR FOR THIS HEARING WILL RESULT IN THE
IMMEDIATE ISSUANCE OF A FAILURE TO APPEAR WARRANT OF
ARREST.

IF YOU HAVE ANY QUESTIONS PLEASE CONTACT THIS OFFICE DURING
REGULAR BUSINESS HOURS.

SINCERELY,


PHYLLIS DICKERSON
MUNICIPAL COURT ADMINISTRATOR

CC: DONALD CHARLES WAYMAN
3713 DRY CREEK ROAD
GRANBURY, TEXAS 76049

Page 1

Certified - Released Under Open Records

Granbury Police Dept

LEWELLEN LAW



Garry Lewellen

Beth Lewellen

Bethany Espinoza

Attorneys at Law

www.lewellenlaw.com

McMillan & Lewellen P.C.

Phone (254) 965-5023

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Graham St./Courthouse Sq.

P.O. Box 652

Stephenville, TX 76401

February 10, 2012

Honorable Benjamin H. Macon
Municipal Court Judge
116 West Bridge Street
Granbury, Texas 76048

*Facsimile: 817-573-7678
And by regular mail*

Re: Citation No. 64329-01; The State of Texas vs. Donald Charles Wayman
(Class C Offense)

Dear Judge Macon:


This will confirm my conversation with Margie Messina whereby Mr. Wayman now enters his plea of *nolo contendere* in the above referenced matter, and accepts the following plea bargain:

Six (6) months deferred probation, with dismissal of the case upon completion
\$554.00 total fine and court costs

It is my understanding that the pretrial hearing previously set in this case for Tuesday, February 14, 2012 has been removed from the docket.

If the above differs from your wishes, please contact me at your convenience.

Yours very truly


Garry Lewellen

GL:bb

cc: Mr. Donald Wayman
3713 Dry Creek Rd.
Granbury, TX 76049

Certified - Released Under Open Records

Granbury Police Dept

LEWELLEN LAW



Garry Lewellen
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P.O. Box 652
Stephenville, TX 76401

February 13, 2012

Honorable Benjamin H. Macon
Municipal Court Judge
116 West Bridge Street
Granbury, Texas 76048

Re: Citation No. 64329-01; The State of Texas vs. Donald Charles Wayman
(Class C Offense)

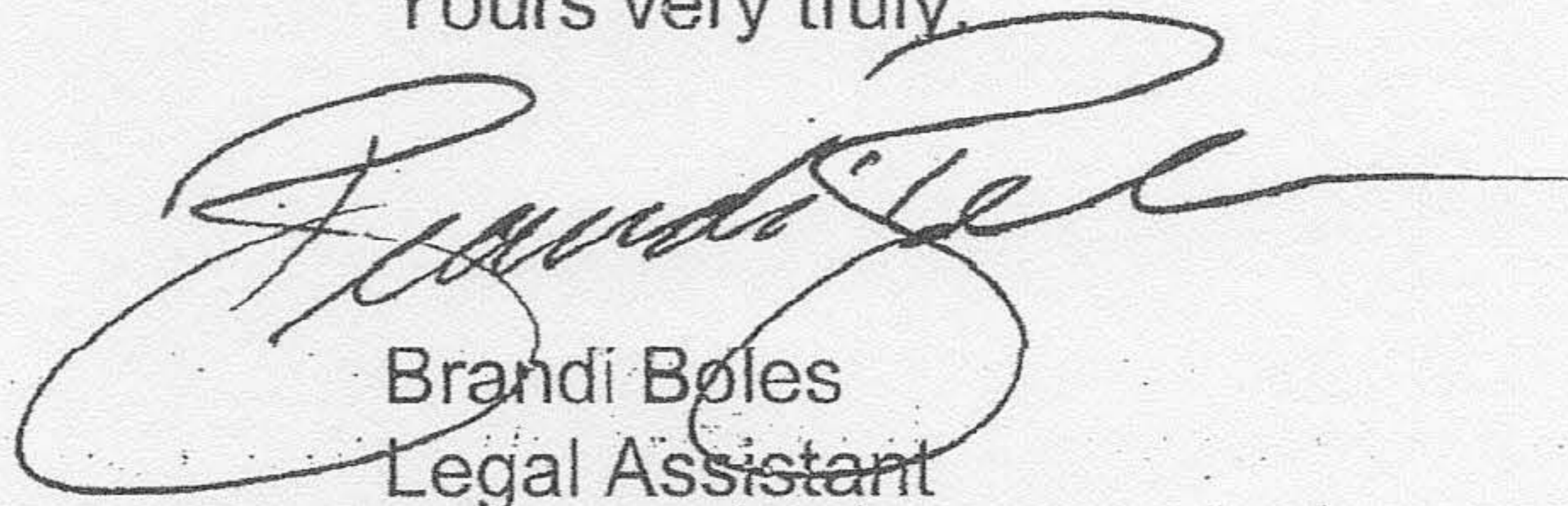
Dear Judge Macon:

Enclosed please find a check in the amount of \$524.00 which sum represents **partial** payment of the fine and court costs in the above referenced case.

This amount was inadvertently sent as the correct amount of \$554.00 is our understanding of the total fine and court costs. Mr. Wayman is sending the remaining \$30.00 balance and we will forward it to your office immediately upon receipt.

Thank you for your assistance in this matter. If you have any questions, please contact us at your convenience.

Yours very truly,



Brandi Boles
Legal Assistant

Enclosure (check #3616)

Certified - Released Under Open Records

Granbury Police Dept

LEWELLEN LAW



Garry Lewellen
Beth Lewellen
Bethany Espinoza
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Phone (254) 965-5023
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Graham St./Courthouse Sq.
P.O. Box 652
Stephenville, TX 76401

February 20, 2012

Honorable Benjamin H. Macon
Municipal Court Judge
116 West Bridge Street
Granbury, Texas 76048

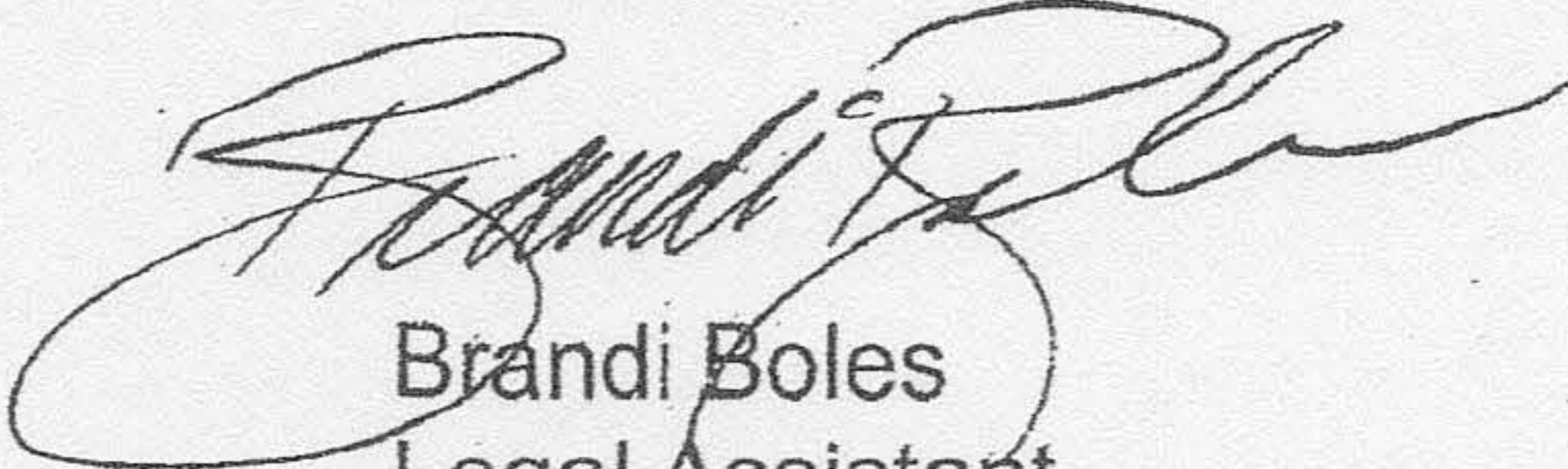
Re: Citation No. 64329-01; The State of Texas vs. Donald Charles Wayman
(Class C Offense)

Dear Judge Macon:

Enclosed please find a check in the amount of \$30.00 which sum represents the remaining balance of the \$554.00 total fine and court costs in the above referenced case.

Thank you for your assistance in this matter. If you have any questions, please contact us at your convenience.

Yours very truly,


Brandi Boles
Legal Assistant

Enclosure (check #3617)

CITATION 64329-01

DOCKET 0000083139

THE STATE OF TEXAS
VS.

IN THE MUNICIPAL COURT
CITY OF GRANBURY
HOOD COUNTY, TEXAS

DONALD CHARLES WAYMAN

COMPLAINT FILED THIS DAY, January 2, 2012
MADE BY RUSSELL GRIZZARD
CHARGED WITH: ASSAULT (CLASS C)

BOND OR CASH ESCROW DEPOSIT:
AMOUNT \$ RECEIPT #
FORFEITED: REFUNDED:

DRIVING SAFETY COURSE:
APPEALED DATE:

FINE: \$ CC:\$ DEF. FEE:\$ WARRANT FEE:\$
ARREST FEE:\$ RECEIPT NO.: JAIL CREDIT:
WARRANT ISSUED: CAPIAS PRO FINE: DAYS SERVED:

TRIAL BY JUDGE / JURY:

JUDGEMENT

ON THIS, THE ____ DAY OF _____, _____, AT THE REQUIRED TIME OF THE COURT, CAME THE DESCRIBED CAUSE TO BE HEARD, AND THE DEFENDANT,

- () having been informed of their right to trial, entered their appearance and waived said right to trial by pleading (guilty) (nolo contendere), in open court
- () was present in court and announced ready for trial, waived a jury and entered a plea of _____, in open court

AND AFTER HEARING THE EVIDENCE AND ARGUMENT, AND AFTER DUE CONSIDERATION OF THE SAME, THIS COURT FINDS THE DEFENDANT _____, OF THE OFFENSE CHARGED IN THE COMPLAINT IN THIS CASE.

IT IS THEREFORE ORDERED AND ADJUDGED BY THE COURT THAT THE STATE OF TEXAS FOR THE USE AND BENEFIT OF THE CITY OF GRANBURY, TEXAS, DO HAVE AND RECOVER OF THE DEFENDANT THE SUM OF \$ _____, THE FINE ASSESSED AND ALL COSTS IN THIS CASE INCURRED.

IT IS THEREFORE ORDERED AND ADJUDGED BY THE COURT THAT THE DEFENDANT BE COMMITTED TO AND REMAIN IN THE CUSTODY OF THE CHIEF OF POLICE OF THE CITY OF GRANBURY, TEXAS, UNTIL SAID FINE AND COSTS SHALL HAVE BEEN FULLY PAID OR OTHERWISE DISCHARGED BY LAW.

JUDGE, MUNICIPAL COURT
CITY OF GRANBURY, TEXAS

ON THIS 20th DAY OF August 2012, THIS CASE IS ORDERED DISMISSED ON THE GROUNDS STATED IN THE STATE'S/DEFENDANT'S MOTION.

B.A. D... ..
JUDGE, MUNICIPAL COURT,
CITY OF GRANBURY, TEXAS

DPRO

NAME: WAYMAN, DONALD CHARLES
RACE/SEX: W/M

DOB: [REDACTED]
DL#: [REDACTED]-TX

ALIASES: 0

CITATIONS: 1 VIOLATIONS: 1 TOTAL AMOUNT DUE: 0.00

Citation Number	Type	Issued	Filed	#Viol	Balance
64329-01	Regular	12/06/2011	1/02/2012	1	0.00

Violation 01

Docket Number: 0000083139

Current Charge: ASSAULT (CLASS C)

Current Status: DISMISSED AFTER DEFERRED ADJ. Date: 8/20/2012 Time: 12:00 PM

Plea Entered: NO CONTEST Assessed Amount: 554.00

Plea Date: 2/10/2012 Amount Paid: 554.00

Verdict/Finding: NONE Non-cash Credit: 0.00

Conviction Date: NONE Pending Payments: 0.00

Current Balance: 0.00