

CAUSE NO. _____
CA CA06522

THE STATE OF TEXAS v. ROBERT MIKELL USSERY

OFFENSE: RESIST ARREST SEARCH OR TRANSPORT

DEGREE: MA

38.03(a) PC

Offense Code: 48010006

INFORMATION

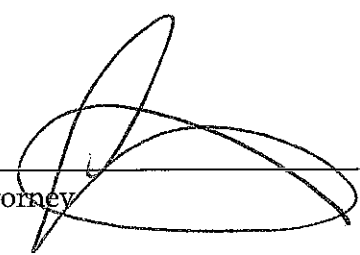
IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

I, Tom Caldwell, County Attorney of Wilson County in said State, at the Summer 2017 Term, A.D., of the County Court of Wilson County, on the written Affidavit of FRANK ASHTON, a competent and credible person herewith filed, do, in said Court, present, that in the County of Wilson, in the State of Texas, on or about the 5th day of March, 2018, and anterior to the filing of this Information, one ROBERT MIKELL USSERY, hereafter "Defendant," did then and there:

intentionally prevent or obstruct FRANK ASHTON, a person the defendant knew to be a peace officer, from effecting an arrest of ROBERT MIKELL USSERY, by using force against the peace officer to-wit: forcibly pulling away from the grasp of FRANK ASHTON.

AGAINST THE PEACE AND DIGNITY OF THE STATE.

County Attorney



USSERY

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

BEFORE ME, the undersigned authority, on this day personally appeared Deputy Frank Ashton #8327 who after being by me duly sworn, on oath deposes and says that he or she has good reason to believe and does believe and charge that heretofore, on or about the 5th day of March, A.D. 2018, and before the making and filing of this complaint, in the County of Wilson, and the State of Texas, one Robert Mikell Ussery, hereafter "Defendant", did then and there, intentionally prevent and obstruct Deputy Frank Ashton #8327,² a person defendant knew to be a peace officer, from effecting arrest,³ of Robert Ussery, by using force against said peace officer, to-wit:

On Monday, March 5, 2018 at approximately 11:46AM, Pastor Frank Pomeroy was on the church property and got into a verbal dispute with Robert Mikell Ussery and Jodie Marie Mann who were also on the grounds of the church. Pomeroy told Ussery and Mann to leave the property which they continued to verbally shout profanities towards Pomeroy and refusing to depart. Constable Fowler made the location and made contact with Pomeroy. Constable Fowler notified the dispatcher over the radio that they were actively trespassing at that time he arrived refusing to leave. I arrived on scene where Constable Fowler and Deputy Dennis had both Ussery and Mann detained. As I exited my patrol unit at the location, I could see and hear Robert Ussery being belligerent with the officers who detained him. I approached Ussery and advised him he was under arrest and began to place handcuffs on his wrists as he began to pull away and started cussing and pulling away from my grasp on his arms. I advised Ussery to stop resisting as I used force necessary to gain control of his other arm to place the hand cuff on while he continued to pull forcibly while being secured.

¹ 12-28-1999

²Name of Officer resisted

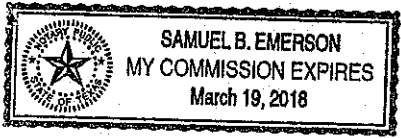
³Insert "an arrest" or "a search" as appropriate

Insert name of Defendant or third party officer was arresting

Describe force used

Against the peace and dignity of the State. Rep. Travis Ashby #8327
Complainant

Sworn to and subscribed before me, this 5, day of March, 2018.



Samuel Emerson
Notary Public, State of Texas