

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

UNITED STATES OF AMERICA

VS

ROBERT MIKELL USSERY

§
§
§
§
§

Case No: 5:18-cr-00390-OLG-1

MOTION TO REVOKE DETENTION ORDER

Comes now Defendant, Robert Mikell Ussery, by and through his undersigned Counsel, and respectfully moves this Court pursuant to 18 U.S.C. § 3145(b) to revoke the detention order in this case by Magistrate Judge Bemporad on May 29, 2018. In Support of this motion, Mr. Ussery sets forth the following facts and argument.

1. A detention hearing was held in this matter on May 29, 2018. An unofficial transcript of the detention hearing has been requested and will be supplement this Motion once available as Attachment A. Following the hearing, the Magistrate Judge ordered Mr. Ussery to be detained. See Attachment B (Detention Order).
2. Based upon the undersigned counsel's review of the Sentencing Guidelines in this case, Mr. Ussery's Criminal History Category is I and his offense level is 12 (assuming a two level reduction for acceptance of responsibility). Therefore, Mr. Ussery falls into Zone C of the sentencing guidelines ranging from 10-16 months. This means that Mr. Ussery would be eligible for supervised release with a condition of community confinement or home detention after serving a sentence of imprisonment.
3. The following information was obtained via the Pretrial Services Report and the Detention Hearing:

- a. Mr. Ussery is a U.S Citizen who was born on an army military establishment in Germany.
- b. Mr. Ussery has a Texas residence in Lockhart, TX 78644, which is in the Western District of Texas, and has lived at that address since 5/24/2013. Further, he has spent 28 years in that community.
- c. Mr. Ussery has family ties to Texas. He has a sibling in Dale, Texas; his mother resides in Granger, Texas; his father resides in Bedford, Texas; and his girlfriend of 5 years lives in San Marcos, Texas.
- d. Mr. Ussery takes care of the property in Lockhart owned by his father and runs an animal rescue on the property. Although he runs an animal rescue, Mr. Ussery has been retired for the past 6 years.
- e. Mr. Ussery completed the 12th grade but did not graduate high school or obtain a GED.
- f. Mr Ussery served in the Marine Corps from 1983 to 1989 and received an honorable discharge.
- g. Mr. Ussery last traveled outside of the United States approximately 20 years ago when he traveled to Mexico on vacation. Mr. Ussery's passport was confiscated by agents during his arrest.
- h. Mr. Ussery reported an estimated net worth of \$69,000.00 and a monthly cash flow of \$305.00.
- i. Mr. Ussery reported that he used Cannabinoids one week prior to his interview on May 24, 2018 and voluntarily allowed himself to be tested. A drug test was not

administered.

4. The following is a summary of his criminal history provided by the Pretrial Services Report:

- a. 12 charges dating back to 1981 that were either dismissed or there was no disposition located;
- b. An arrest on 8/28/1983 for Driving While Intoxicated in which he was sentenced to 30 days confinement;
- c. An arrest on 1/29/1984 for Driving While Intoxicated in which he was sentenced to 45 days confinement;
- d. An arrest on 5/23/1984 for Burglary of a Vehicle (Felony) in which he was sentenced to probation including 75 days confinement as shock probation;
- e. An arrest on 8/22/1994 for Assault Causing Bodily Injury (Misdemeanor) in which he successfully completed deferred adjudication and the case was dismissed;
- f. An arrest on 8/17/1996 for Evading Arrest Using Vehicle (Misdemeanor) in which he was sentenced to 3 days confinement;
- g. An arrest on March 3, 2018 in Wilson County for Resisting Arrest, Possession of Marijuana, Criminal Trespass, and Terroristic Threat which are currently pending and Mr. Ussery had made bond.

5. Mr. Ussery and his family submitted affidavits for the Detention Hearing which showed the following:

- a. Mr. Ussery had contacted law enforcement, including the FBI, to enlist help as he felt his life was threatened (Attachment C, paragraph 7). He was arrested for the

current charge when he voluntarily reported to the Caldwell County Justice Center to meet with Law Enforcement.

- b. Mr. Ussery believes that his current pending cases arise from certain beliefs he has expressed under the First Amendment protections but will willingly remove those videos so that he can get back to his animal rescue. (Attachment C, paragraph 10).
 - c. Mr. Ussery has shown a passion for caring for the animals he rescues and wants nothing more than to be able to continue to do that while abiding by all rules and orders of the Court (Attachment C, paragraph 7 & 10). Further, his mother, Edith Dalecki, mimics this sentiment about the “passion and dedication” he has for the animals. (Attachment D, paragraph 7).
 - d. Mr. Ussery not only helps animals, but helps his 76 year old mother around the house and states that she, “need[s] him now more than ever.” (Attachment D, paragraph 7). Mr. Ussery also cares for his ill father who requires special attention. (Attachment D, paragraph 7). Mr. Ussery cares for his family and his mother is willing and wanting him to live with her and she assures the Court that he will not flee. (Attachment D, paragraph 7 & 10).
 - e. Mr. Ussery swears under oath that he will abide by all conditions if release should be granted. Further, he shows that he has successfully complete probation from a court and understands what is at stake if he were to not follow all conditions of release. (Attachment C, paragraph 10). If released, Mr. Ussery can live with his mother and continue to help her and the animals he loves so dearly.
6. Any showing at the hearing that Mr. Ussery was a danger to the community can be rebutted

by the statements from himself and his family that he is not violent, is peaceful, and only seeks release to care for his family and animals. (Attachment C, paragraph 7; Attachment D, paragraph 10). Further, that would not be a basis to detain Mr. Ussery as he was not charged with a crime of violence. *See United States v. Byrd*, 969 F.2d 106, 110 (5th. Cir. 1992) (Defendant must be charged with crime of violence in order to be detained on a “danger to the community” rationale); *see also United States v. Scott*, 2014 U.S. Dist. LEXIS 123813 (5th. Cir. 2014) (Government can also prove a nexus between the violent conduct and crime charged).

7. This Court must review the Magistrate Judge’s detention order promptly and under a *de novo* standard of review. *See* 18 U.S.C. § 3145(b); *United States v. Fortna*, 769 F.2d 243, 249 (5th Cir. 1985). The sole purpose and issue is whether the Government has proven by clear and convincing evidence that Mr. Ussery is a flight risk or danger to the community *and* that *no* conditions or combination of conditions could reasonably assure Mr. Ussery’s appearance at trial. *See United States v. Orta*, 760 F.2d 887, 890-91 (8th Cir. 1985) (en banc) (Court shall consider all available conditions before ordering a defendant detained). “The wide range of restrictions available ensures, as Congress intended, that very few defendants will be subject to pretrial detention.” *Id.* The conditions do not need to act as a guarantee of Mr. Ussery showing but only that the conditions “reasonably assure” his presence. *Id.* at 890-92; *Fortna*, 769 F.2d at 250; 18 U.S.C. § 3142(c).
8. Only “the strongest of reasons” should a Court deny pretrial release. *Truong Dinh Hung v. United States*, 439 U.S. 1326, 1329 (1978) (citation omitted). Here, the government has failed to show “the strongest of reasons.” Mr. Ussery has shown through affidavits and the

Pretrial Services Report that he has extensive and deep ties to the community. Mr. Ussery and his family have shown that they Mr. Ussery could live at his mother's home to take care of her and his beloved animals. Mr. Ussery could be monitored via GPS so that the Court would be assured of his whereabouts at all times. Further, he would report to Pretrial Services during the pendency of his case where he could submit to drug and alcohol testing. Lastly, the Court was concerned about other firearms available to Mr. Ussery. A condition could be set that all firearms be removed from the location where Mr. Ussery is to be released to as to avoid concerns of safety.

9. Magistrate Judge Bemporod found "by clear and convincing evidence that no condition or combination of conditions of release will reasonably assure the safety of any other person and the community." (Attachment B, page 2). Further, Magistrate Judge Bemporod found that the "weight of evidence against the defendant is strong," and "prior criminal history" were additional findings as to his ruling.
10. In addition to the suggested conditions of release in paragraph 8, the Court could also order Mr. Ussery and his family to put up collateral for his bond. His mother indicated that they own property in Texas and even own a restaurant. (Attachment D, paragraph 7). This would put another heavy burden on Mr. Ussery to comply with all conditions and assure that he will appear in Court or else to put not only his, but his entire family's hard-earned wealth in jeopardy of being seized.
11. When considering all of the factors set out in 18 U.S.C. § 3142(g), Mr. Ussery urges this Court that he should be granted pretrial release. First, this is not a crime of violence and although there is a firearm involved, it was seized and the Court could order all weapons

removed from the house where he would reside and Mr. Ussery could allow an officer to check the house to confirm there are no weapons. Second, Magistrate Judge Bemporod did find that the “weight of evidence against the defendant is strong,” but counsel was able to point to potential Constitutional violations in the seizure of evidence used against Mr. Ussery. Third, Mr. Ussery has shown great family ties, length of residence in the community, and financial resources to put as collateral. Magistrate Judge Bemporod points to “strong criminal history” but his criminal history does not show any time that he failed to appear or violated conditions of probation. Mr. Ussery has complied with those court orders before and completed deferred adjudication successfully. Mr. Ussery has pending charges in Wilson County but was released on bail and has no other pending legal matters. Fourth, Mr. Ussery has shown that he and his family will put up land, restaurants, and money as collateral to secure his presence. Lastly, Mr. Ussery contends that he is not a danger to the community, himself, or others. Mr. Ussery went to law enforcement for his own protection and was arrested for this offense when he voluntarily went to meet with law enforcement. Mr. Ussery also has abided by conditions of bond and a restraining order that he should not contact certain places or individuals. Mr. Ussery would continue to follow these, and even more strict conditions of release should it be granted.

CONCLUSION

Mr. Ussery does not minimize the seriousness of the offense he is charged with in this case. Mr. Ussery only wishes the opportunity to show the Court that he can abide by all conditions of a release and that he be able to care for his animals and family during the pendency of this case. We firmly believe that there is a combination of conditions that will reasonably assure the Court that

Mr. Ussery will appear in Court and that he will not be a danger to himself, others, and the community.

Respectfully submitted:

By: _____
GUILLERMO LARA
SBN: 24071138
310 S. St. Mary's St. Ste. 965
San Antonio, TX 78205
Tel: (210) 787-2842
Fax: (210) 209-8143
Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify that on June 12, 2018, I served the above Motion to Revoke Detention Order on the following parties by email:

SARAH WANNARKA
Assistant United States Attorney
601 NW Loop 410, #600
San Antonio, TX 78216-5512
(210) 384-7192
email: sarah.wannarka@usdoj.gov
LEAD ATTORNEY

GUILLERMO LARA
SBN: 24071138

Attorney for Robert Ussery

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

UNITED STATES OF AMERICA

VS

ROBERT MIKELL USSERY

§
§
§
§
§

Case No: 5:18-cr-00390-OLG-1

ORDER

On this day came on to be considered Defendant's **Motion to Revoke Detention Order**.

After consideration of same, it is the opinion of the Court that said motion be:

() **GRANTED**, and ROBERT MIKEL USSERY be released upon meeting the conditions set forth by this Court.

It is **FURTHER ORDERED** that ROBERT MIKEL USSERY abide by the following conditions:

() **DENIED**, to which ruling the defendant excepts.

() **SET FOR HEARING** on the _____ day of _____, 2018.

SIGNED on this the _____ day of _____, 2018.

UNITED STATES DISTRICT COURT JUDGE

ATTACHMENT

A

ATTACHMENT B

FILED

AO 472 (Rev. 11/16) Order of Detention Pending Trial

UNITED STATES DISTRICT COURT

MAY 29 2018

for the Western District of Texas

CLERK, U.S. DISTRICT COURT WESTERN DISTRICT OF TEXAS BY: [Signature] DEPUTY CLERK

United States of America

v.

Robert Mikell Ussery Defendant

Case No. SA-18-MJ-655

ORDER OF DETENTION PENDING TRIAL

Part I - Eligibility for Detention

Upon the

- [X] Motion of the Government attorney pursuant to 18 U.S.C. § 3142(f)(1), or
[] Motion of the Government or Court's own motion pursuant to 18 U.S.C. § 3142(f)(2),

the Court held a detention hearing and found that detention is warranted. This order sets forth the Court's findings of fact and conclusions of law, as required by 18 U.S.C. § 3142(i), in addition to any other findings made at the hearing.

Part II - Findings of Fact and Law as to Presumptions under § 3142(e)

- [] A. Rebuttable Presumption Arises Under 18 U.S.C. § 3142(e)(2) (previous violator): There is a rebuttable presumption that no condition or combination of conditions will reasonably assure the safety of any other person and the community because the following conditions have been met:
[] (1) the defendant is charged with one of the following crimes described in 18 U.S.C. § 3142(f)(1):
(a) a crime of violence, a violation of 18 U.S.C. § 1591, or an offense listed in 18 U.S.C. § 2332b(g)(5)(B) for which a maximum term of imprisonment of 10 years or more is prescribed; or
(b) an offense for which the maximum sentence is life imprisonment or death; or
(c) an offense for which a maximum term of imprisonment of 10 years or more is prescribed in the Controlled Substances Act (21 U.S.C. §§ 801-904), the Controlled Substances Import and Export Act (21 U.S.C. §§ 951-971), or Chapter 705 of Title 46, U.S.C. (46 U.S.C. §§ 70501-70508); or
(d) any felony if such person has been convicted of two or more offenses described in subparagraphs (a) through (c) of this paragraph, or two or more State or local offenses that would have been offenses described in subparagraphs (a) through (c) of this paragraph if a circumstance giving rise to Federal jurisdiction had existed, or a combination of such offenses; or
(e) any felony that is not otherwise a crime of violence but involves:
(i) a minor victim; (ii) the possession of a firearm or destructive device (as defined in 18 U.S.C. § 921); (iii) any other dangerous weapon; or (iv) a failure to register under 18 U.S.C. § 2250; and
[] (2) the defendant has previously been convicted of a Federal offense that is described in 18 U.S.C. § 3142(f)(1), or of a State or local offense that would have been such an offense if a circumstance giving rise to Federal jurisdiction had existed; and
[] (3) the offense described in paragraph (2) above for which the defendant has been convicted was committed while the defendant was on release pending trial for a Federal, State, or local offense; and
[] (4) a period of not more than five years has elapsed since the date of conviction, or the release of the defendant from imprisonment, for the offense described in paragraph (2) above, whichever is later.

AO 472 (Rev. 11/16) Order of Detention Pending Trial

- B. Rebuttable Presumption Arises Under 18 U.S.C. § 3142(e)(3)** (*narcotics, firearm, other offenses*): There is a rebuttable presumption that no condition or combination of conditions will reasonably assure the appearance of the defendant as required and the safety of the community because there is probable cause to believe that the defendant committed one or more of the following offenses:
- (1) an offense for which a maximum term of imprisonment of 10 years or more is prescribed in the Controlled Substances Act (21 U.S.C. §§ 801-904), the Controlled Substances Import and Export Act (21 U.S.C. §§ 951-971), or Chapter 705 of Title 46, U.S.C. (46 U.S.C. §§ 70501-70508);
 - (2) an offense under 18 U.S.C. §§ 924(c), 956(a), or 2332b;
 - (3) an offense listed in 18 U.S.C. § 2332b(g)(5)(B) for which a maximum term of imprisonment of 10 years or more is prescribed;
 - (4) an offense under Chapter 77 of Title 18, U.S.C. (18 U.S.C. §§ 1581-1597) for which a maximum term of imprisonment of 20 years or more is prescribed; or
 - (5) an offense involving a minor victim under 18 U.S.C. §§ 1201, 1591, 2241, 2242, 2244(a)(1), 2245, 2251, 2251A, 2252(a)(1), 2252(a)(2), 2252(a)(3), 2252A(a)(1), 2252A(a)(2), 2252A(a)(3), 2252A(a)(4), 2260, 2421, 2422, 2423, or 2425.

C. Conclusions Regarding Applicability of Any Presumption Established Above

- The defendant has not introduced sufficient evidence to rebut the presumption above, and detention is ordered on that basis. (*Part III need not be completed.*)

OR

- The defendant has presented evidence sufficient to rebut the presumption, but after considering the presumption and the other factors discussed below, detention is warranted.

Part III - Analysis and Statement of the Reasons for Detention

After considering the factors set forth in 18 U.S.C. § 3142(g) and the information presented at the detention hearing, the Court concludes that the defendant must be detained pending trial because the Government has proven:

- By clear and convincing evidence that no condition or combination of conditions of release will reasonably assure the safety of any other person and the community.
- By a preponderance of evidence that no condition or combination of conditions of release will reasonably assure the defendant's appearance as required.

In addition to any findings made on the record at the hearing, the reasons for detention include the following:

- Weight of evidence against the defendant is strong
- Subject to lengthy period of incarceration if convicted
- Prior criminal history
- Participation in criminal activity while on probation, parole, or supervision
- History of violence or use of weapons
- History of alcohol or substance abuse
- Lack of stable employment
- Lack of stable residence
- Lack of financially responsible sureties

AO 472 (Rev. 11/16) Order of Detention Pending Trial

- Lack of significant community or family ties to this district
- Significant family or other ties outside the United States
- Lack of legal status in the United States
- Subject to removal or deportation after serving any period of incarceration
- Prior failure to appear in court as ordered
- Prior attempt(s) to evade law enforcement
- Use of alias(es) or false documents
- Background information unknown or unverified
- Prior violations of probation, parole, or supervised release

OTHER REASONS OR FURTHER EXPLANATION:

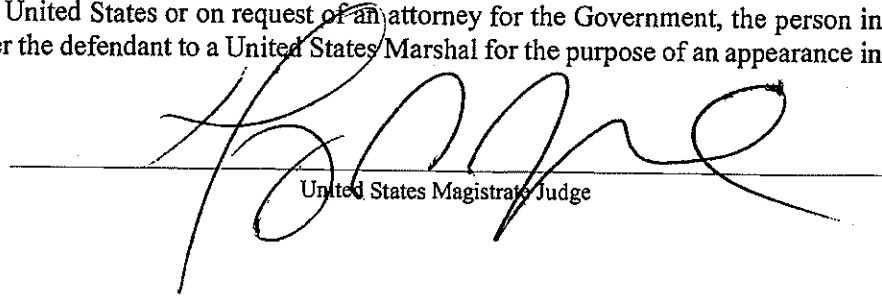
1. Circumstances of the offense.
2. Testimony presented by Government as to possession of numerous additional firearms.

Part IV - Directions Regarding Detention

The defendant is remanded to the custody of the Attorney General or to the Attorney General's designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The defendant must be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility must deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

Date:

5/29/18


United States Magistrate Judge

ATTACHMENT C

AFFIDAVIT OF FACT OF

STATE OF TEXAS,)
)
COUNTY OF BEXAR)

I, Robert Ussery, declare under penalties of perjury that according to my belief the foregoing information and allegations of this Affidavit are true and correct, and I hereby say:

1. I am Robert Ussery and my DOB is 12/11/63.
2. I have personal knowledge of the facts stated in this affidavit.
3. I have not been compelled or threatened to sign this statement in any manner.
4. I am signing this statement knowingly, voluntarily, and freely.
5. I am accused of being Felon in Possession of a Firearm and have been in Federal Custody.
6. Attorney Guillermo Lara Jr. is representing me.
7. I can sincerely say that I want nothing more to clear my name. Everything leading up to my arrest for these charges has been taken out of context. I simply exercised my First amendment right to free speech. I am not a threat to anyone. I pose no threat to others and this Court has my word that should I be released on a bond, will reside with my mother. There is no benefit to come from me being incarcerated. I save and rescue animals and have no interest in hurting others. My interest is and always has been to help others. I have an animal rescue that I devote countless hours to and would never place these animals in harms way. If I wouldn't hurt an animal, there is no reason for me to hurt a fellow human. For the past few months, my life has been threatened and I even enlisted the help of the FBI. It would make no sense for me to want these Federal Agents to help me if I was planning on hurting anyone. This is the last thing I would ever want to do. Moreover, on the day of my arrest I was reporting to the Caldwell County Justice Center to meet with the Law Enforcement. I was told to arrive at 11 am to discuss the threats on my life and was then arrested for this offense.
10. While I understand that my beliefs have created anger in some, I am simply expressing my beliefs. Even though many do not agree with me, I have legally exercised my constitutional rights. To this end I would be willing to remove the videos that have been cause for concern. This is not to say I don't stand by my beliefs but I just want to get back to my life and care for my animals.
11. I have the utmost assurance that if given the opportunity to be released on bond, I will attend every court date and adhere to any rules, regulations and restrictions that are given to him. I have previously been placed on probation for a Burglary of

A Vehicle and I completed that successfully. I was never late for court and turned myself when asked to do so. I was granted shock probation and moved to Ausitn with my father after being granted shock probation. I do fully understand the seriousness of these charges and know what is at risk.

12. Mr. Lara has clearly explained to me that this statement could later be used against me but I want the Court to know that I am serious about moving forward with my life. I know I will comply with all conditions.

Further affiant says not.

Robert Ussery

Pursuant to 28 U.S.C. § 1746, and Texas Civil Practice and Remedies Code § 132.001-132.003, I, Robert Ussery hereby declare that I am Robert Ussery I am over the age of 18 years, and am competent to make this affidavit. I have not been forced to sign this declaration or affidavit, and to the best of my knowledge, all assertions in this declaration and affidavit are correct and true.


Signed on MAY 29TH, 2018



Robert Ussery

STATE OF TEXAS §
 §
COUNTY OF BEXAR §

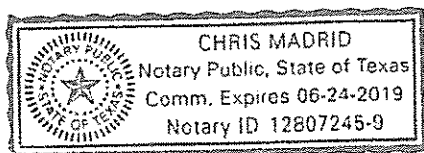
Before me, the undersigned authority, appeared Robert Ussery, on this the ____ day of May 2018, and who being by me duly sworn did depose and say that each and every allegation of fact to the best of my knowledge, all assertions in this declaration and affidavit are correct and true.



Robert Ussery

SWORN AND SUBSCRIBED to on this ____ day of May 27, 2018.





Notary Public, State of Texas

ATTACHMENT D

AFFIDAVIT OF FACT OF

STATE OF TEXAS,)
)
COUNTY OF BEXAR)

I, Edith Dalecki, declare under penalties of perjury that according to my belief the foregoing information and allegations of this Affidavit are true and correct, and I hereby say:

1. I am Edith Dalecki and my DOB is 9-23-47
2. I have personal knowledge of the facts stated in this affidavit.
3. I have not been compelled or threatened to sign this statement in any manner.
4. I am signing this statement knowingly, voluntarily, and freely.
5. Robert M. Ussery is accused of Felon in Possession of a Firearm and is in Federal Custody.
6. Attorney Guillermo Lara Jr. is representing Robert Ussery.
7. Mr. Ussery is embarrassed of this and wants nothing more to confront the situation. I know he is a hard working person and he has always been a good son with a good heart. In all the years I have known him, I know he hasn't been perfect but I know he tries to do what is right. My son has taken responsibility for the wrong decisions he has made in the past and is dedicated to his animal rescue. I believe that is his calling. The passion and dedication he places on rescuing animals is unlike anything I have witnessed. He truly cares about this animal rescue. On most days when he is not working with the animal rescue, he is helping me. My son and I speak regularly and visit often. At this moment I need him now more than ever. I am 76 years old and need his help at home. My husband is ill and requires special attention. If Robert is allowed to live with me, he could help me with our house and the day to day issues I face. My son has lived in Texas all of his adult life and our immediate family is here. I have spoken with the attorney and would ask for my son to live with me until he resolves this situation. I will be responsible for him should he be released on a bond. Robert knows that his family is important and cares for his family. He has nowhere to go and will most certainly not flee if given a bond. I have a restaurant in Bartlett Texas and he knows how important it is to me. He pays his bills on time and our family has our properties in Texas. My son is a good person with a good heart and I know he is not a threat to anyone.
10. Robert has always been a responsible and dependable son. He is not a violent person and wouldn't hurt anyone. Even if he is released with an ankle monitor, we would all love for him to be with us. I know that the charges are serious but I believe in him. Robert is not going anywhere and will not hurt anyone. We believe in him and his family needs him at this time.

11. I have the utmost assurance that if given the opportunity to be released on bond, Robert will attend every court date and adhere to any rules, regulations and restrictions that are given to him. I do fully understand the seriousness of the charges..
12. Mr. Lara has clearly explained to me that by signing for, Mr. Ussery, I am telling this court that if he violates any conditions of release I will report him to the authorities. I know he will comply and I am willing to take that chance.

Further affiant says not.

Edith Dalecki

Pursuant to 28 U.S.C. § 1746, and Texas Civil Practice and Remedies Code § 132.001-132.003, I, Edith Dalecki hereby declare that I am Edith Dalecki I am over the age of 18 years, and am competent to make this affidavit. I have not been forced to sign this declaration or affidavit, and to the best of my knowledge, all assertions in this declaration and affidavit are correct and true.

Signed on May 27th, 2018

Edith Dalecki

Edith Dalecki

STATE OF TEXAS

§
§
§

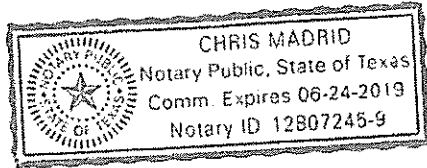
COUNTY OF BEXAR

Before me, the undersigned authority, appeared Edith Dalecki, on this the ____ day of May 2018, and who being by me duly sworn did depose and say that each and every allegation of fact to the best of my knowledge, all assertions in this declaration and affidavit are correct and true.

Edith Dalecki
Edith Dalecki

SWORN AND SUBSCRIBED to on this 29 day of May 27, 2018.

Chris Madrid



Notary Public, State of Texas