

From: Jim Dunnam
Sent: Friday, June 09, 2017 9:51 AM
To: Cadwell, Amy; 'Jeff Kearney'
Subject: RE: Will Jones' Case

Amy

Didn't think I'd be having to get back from you on Will Jones, but an issue has arisen I think you should be aware. A Waco Trib reporter called me and told me that a man in Waco named Gates, who was fired from the local Sheriff's office, came to him this morning and gave him a copy of a complaint against Will Jones. He said that he got with a law enforcement official he knows in Caldwell County and filed the complaint. The reporter has a copy of the complaint and says it references Jones signing of the oath of office, claiming Jones signed it knowing it was false. So Gates or his buddy took it to a JP in Caldwell County who has issued a warrant for organized criminal activity. Since this is an issue that we discussed and everyone looked at, I felt you should be made aware.

Jim

From: Cadwell, Amy [mailto:Amy.Cadwell@oag.texas.gov]
Sent: Friday, June 09, 2017 9:58 AM
To: Jim Dunnam
Cc: Attaway, Shane <Shane.Attaway@oag.texas.gov>
Subject: Re: Will Jones' Case

Jim,

Do you have copies of the complaint and warrant? Also please let me know if they actually try to arrest Mr. Jones.

Thanks,

Amy

From: Jim Dunnam
Sent: Friday, June 09, 2017 11:22 AM
To: Cadwell, Amy
Cc: Attaway, Shane
Subject: RE: Will Jones' Case
<http://www.wacotrib.com/news/mclennan-county/arrest-warrant-issued-for-commissioner-jones-in-filing-fee-case/article-5126d136-3058-5b4e-a597-d7b41e625537.html>

This was just posted in Waco Tribune website

From: Jim Dunnam <jimdunnam@swbell.net>
Sent: Thursday, June 15, 2017 9:02 AM
To: Cadwell, Amy; Thomas West; Nicole Ratliff
Subject: Will Jones

Amy

I just left you a voice message.

District Judge Strother in Waco is going to consider the arrest of Will Jones in relation to 15.17d of the Code of Criminal Procedure. Basically the Sheriff is appearing with Jones before the Judge to consider whether the arrest is lawful in light of the complaint/affidavit not alleging elements of the offense charged, etc.

I am told that the McLennan County Assistant DA Michael Jarrett will be there for the State. This is supposed to be at 10:00am this morning. The DA has not recused at this point, but I still felt it important to advise you. Please don't hesitate to call with any questions.

This is what I think is going to happen at the moment.

Jim Dunnam
Dunnam & Dunnam LLP
4125 W. Waco Drive
Waco, TX 76710

Art. 15.17. DUTIES OF ARRESTING OFFICER AND MAGISTRATE.

(d) If a magistrate determines that a person brought before the magistrate after an arrest authorized by Article 14.051 of this code was arrested unlawfully, the magistrate shall release the person from custody. If the magistrate determines that the arrest was lawful, the person arrested is considered a fugitive from justice for the purposes of Article 51.13 of this code, and the disposition of the person is controlled by that article.

Art. 14.051. ARREST BY PEACE OFFICER FROM OTHER JURISDICTION.

(a) A peace officer commissioned and authorized by another state to make arrests for felonies who is in fresh pursuit of a person for the purpose of arresting that person for a felony may continue the pursuit into this state and arrest the person.

(b) In this article, "fresh pursuit" means a pursuit without unreasonable delay by a peace officer of a person the officer reasonably suspects has committed a felony.