

CAUSE NUMBER: _____

THE STATE OF TEXAS

§

IN THE MUNICIPAL COURT

§

CITY OF LAKEWAY

COUNTY OF TRAVIS

§

IN TRAVIS COUNTY, TEXAS

AFFIDAVIT FOR WARRANT OF ARREST AND DETENTION

The undersigned Affiant, who after being duly sworn by me, on oath, makes the following statement:
I have good reason to believe and do believe that

Jimenez, Jesus Hernandez W/M 1/24/1989

Information contained in this affidavit was obtained from personal observation and from information provided to me by Officer S. Adams of the Lakeway Police Department.

On or about the 27th day of October 2009, in the incorporated limits of the City of Lakeway, County of TRAVIS and State of Texas, did then and there commit the offense of

Evading Arrest (vehicle)—State Jail Felony

Information contained in this affidavit was obtained from personal observation and from information provided to me by Officer S. Adams of the Lakeway Police Department and Lakeway P.D. report number 09-0985.


On 10/27/2009 at approximately 8:09 pm, Officer S. Adams of the Lakeway Police Department was off duty and in plain clothes. Officer Adams was in the area of the Chicken Express located at 2109 RR 620 S. Lakeway, Texas. Officer Adams heard a woman screaming as if she was in distress. Officer Adams then observed Jesus Jimenez on top of a woman in the back seat of a car in the parking lot of Chicken Express. Jesus was wrestling with the woman and holding her down. Officer Adams heard the woman screaming "stop" and "get off of me". Officer Adams rushed to assist the woman. Officer Adams grabbed Jesus and pulled him off of the woman. Jesus pushed Officer Adams away. Officer Adams then identified himself as a police officer and ordered Jesus to get on the ground. Jesus did not comply and turned back toward the woman he had been on top of. Officer Adams then grabbed Jesus and placed a handcuff on one of his wrists and told Jesus that he was under arrest. Jesus responded by charging and assaulting Officer Adams, striking him several times on and about the head with his closed fists. Officer Adams pushed away from Jesus and drew his pistol and again ordered Jesus to the ground. Jesus did not comply, but got into the car. Officer Adams continued to loudly order Jesus to stop as Jesus put the car in gear. Officer Adams struck the window of the vehicle repeatedly in an attempt to gain access to the vehicle and control of Jesus. At this time the woman who Jesus had been holding down re-entered the vehicle. Jesus then placed the car in reverse and backed toward Officer Adams. Officer Adams moved out of the path of the vehicle. Jesus then drove away.

Officer Adams suffered redness, swelling, and scratches on his head as a result of Jesus hitting him. Officer Adams also complained of pain to his head as a result of Jesus hitting him.

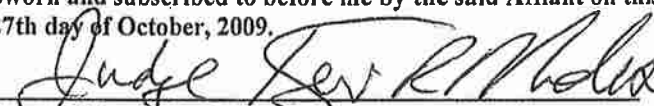
I spoke to the on-duty manager of the Chicken Express, [REDACTED] showed me and Officer S. Adams the surveillance video that had been recorded inside the restaurant just prior to the incident. Upon viewing the video, Officer Adams positively identified a man in the video as the one who had assaulted him. The manager, [REDACTED] recognized the person that Officer Adams pointed out on the video as Jesus Jimenez, an employee of the Chicken Express.

Chicken Express employee files indicated that Jesus Jimenez lived at [REDACTED] I went to that location and found Jesus Jimenez and arrested him. I transported Jesus to the police department where Officer Adams positively identified him as the one who had assaulted him.

Affiant


K. Farr 762

Sworn and subscribed to before me by the said Affiant on this
27th day of October, 2009.


Peace Officer in the State of Texas
MAGISTRATE

On this, the 27 day of OCTOBER, 2009, I hereby acknowledge that I have examined the foregoing affidavit and have determined that probable cause exists for the issuance of an arrest warrant for the individual accused therein.

[Signature] \$ 25,000.00
Magistrate, Municipal Court, (LAKENNA), Travis County, Texas Bond

Lakeway Police Incident Number 09-0985 Officer K. Farr 762