

CAUSE NO.

THE STATE OF TEXAS § IN THE 380th DISTRICT COURT
 §
V. § OF
 §
 § COLLIN COUNTY, TEXAS

MOTION TO SUPPRESS EVIDENCE

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW Defendant by and through his attorney of record, G. Donald Haslam, Jr., and respectfully moves this Honorable Court to suppress all evidence resulting from the illegal arrest of the Defendant as follows:

I.

All physical evidence including, but not limited to, guns, gunsights, and licenses, seized on or about March 28, 2018, from the Defendant's person, residence, curtilage and vehicle at _____ by law enforcement officers of each and every agency involved.

II.

All photographs, digital still images and videotaped images taken of the physical evidence and the places or persons searched by law enforcement officers.

III.

All testimony of any law enforcement officers, their agents, and all other persons working in connection with such officers and agents, as to the finding of any physical evidence at the scene of the illegal search challenged herein.

IV.

The results of any and all scientific tests or procedures conducted on any item of physical evidence seized under the illegal search challenged herein.

V.

All statements, either written or oral of the Defendant, any alleged co-conspirators, co-defendants or accomplices obtained as a result of the illegal search challenged herein.

VI.

Any physical evidence or the testimony of any person discovered by law enforcement officers as a result of information gained through the illegal search of the Defendant challenged herein.

VII.

In support of the Motion, the Defendant would show this Honorable Court that the evidence seized and obtained was the result of a search of the Defendant's person, vehicle and/or residence without a valid search or arrest warrant and without probable cause or reasonable suspicion of criminal activity in violation of the Defendant's constitutional rights under the Fourth and Fourteenth Amendments to the *United States Constitution*, Art. I, Section 9, of the *Texas Constitution*, and *Tex. Code Crim. Pro.* Art. 38.23. Said search was not the result of actual consent by the Defendant. Further, the scope of said search exceeded that authorized by law.

WHEREFORE, PREMISES CONSIDERED, the Defendant respectfully prays that this Honorable Court set this Motion for a hearing prior to trial and that subsequent to said hearing this Honorable Court order all evidence seized as a result of said illegal search to be suppressed at trial.

By:

____/s/ G. Donald Haslam, Jr. _____

G. Donald Haslam, Jr., TBA # 24071792, OBA #17873

The Haslam Law Firm, PLLC

3131 McKinney Avenue, Suite 600

Dallas TX 75204

(214) 643-6193

(888) 807-4041 FAX

dhaslam@alumni.uchicago.edu

Counsel for Defendant

CERTIFICATE OF SERVICE

The undersigned certifies that on the 17th day of September, 2018 a true and exact copy of the foregoing was served on the office of the Collin County District Attorney according to the terms of Rule 3 of the *Statewide Rules Governing Electronic Filing in Criminal Cases*, as amended.

____/s/ G. Donald Haslam, Jr. _____

G. Donald Haslam, Jr.