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APPENDIX A

FILED

DEC 13 2016

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY WJD

DEPUTY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
PECOS DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

V.

JEREMIAH YBARRA,

Defendant.

) NO. P16CR

523

) I N D I C T M E N T

) [Vio: 21 USC 841(a)(1),

) Possession of methamphetamine

) with intent to distribute]

The Grand Jury Charges:

Count One

[21 U.S.C. § 841(a)(1) and 18 U.S.C. § 2]

On or about July 29, 2016, in the Western District of Texas,  
Defendant,

JEREMIAH YBARRA,

and others, aiding and abetting one another, knowingly and  
intentionally possessed with intent to distribute 5 grams or more,  
but less than 50 grams of methamphetamine, its salts, isomers, and  
salts of its isomers, a controlled substance.

17-50788.25

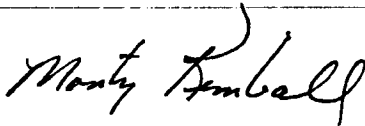
A violation of Title 21, United States Code, Sections 841(a)(1), and Title 18, United States Code, Section 2.

A True Bill.

Original signed by the  
foreperson of the Grand Jury

\_\_\_\_\_  
Foreperson

Richard L. Durbin, Jr.  
United States Attorney



Monty Kimball  
Assistant United States Attorney

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**APPENDIX     B**

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
PECOS DIVISION

UNITED STATES OF AMERICA,	)	
Plaintiff,	)	
	)	
v.	)	4:19-CV-6 DC
	)	4:16-CR-523
JEREMIAH YBARRA,	)	
Defendant.	)	

**AFFIDAVIT OF MONTY KIMBALL,**  
**IN REPOSE TO 2255 MOTION**

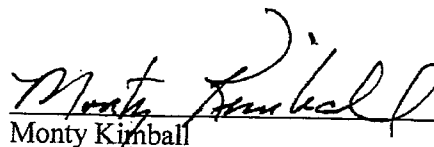
Before me, the undersigned notary, Monty Kimball, personally appeared and stated under oath as follows:

1. My name is Monty Kimball. I am above 18 years of age and I am competent to make this affidavit. The facts contained in this affidavit are within my personal knowledge and are true and correct.
2. I was the Assistant United States Attorney that prosecuted the defendant, Jerimiah Ybarra ("Ybarra"), in the above styled and numbered cause. I understand Ybarra is making claims that certain actions I took in the course of the prosecution were improper or unconstitutional.
3. I read Ybarra's 2255 motion and it appears he asserts two charges related to my handling of his prosecution: (1) I knew others were involved in distributing the controlled substances but failed to investigate why the others were not arrested; and (2) I interrupted a meeting between Ybarra and his counsel and threatened Ybarra with filing an enhancement if he went to trial.
4. Apparently, Ybarra bases his first allegation on the fact that he was the only defendant in his indictment. That fact does not support his allegation that others were not prosecuted. In fact, several targets of the investigation were arrested, indicted and convicted, either in Federal court

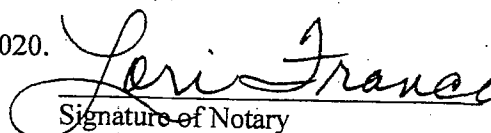
or State court. Others were identified as transporting Ybarra to the site where he sold controlled substances to an undercover agent of the Drug Enforcement Administration. However, the government did not have sufficient evidence on the element of knowledge to arrest these drivers, especially since Ybarra never cooperated. The government also structured its arrests and prosecutions with an eye on protecting sources and seeking cooperation from co-conspirators. Therefore, Ybarra's first allegation that I did not "investigate" why DEA did not arrest others who were involved in the crime is simply inaccurate.

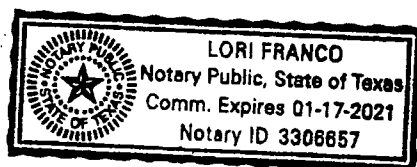
5. I did inform Ybarra, through his attorney and through the court that I intended to file an enhancement information if Ybarra went to trial. The enhancement information had the effect of raising the mandatory minimum term of imprisonment from 5 years to 10 years, among other things. I did not interrupt a meeting between Ybarra and his defense counsel to threaten him as he alleges. During a status hearing before then Magistrate Judge Counts, the court inquired regarding the status of any plea negotiations. I informed Judge Counts that I intended to file an enhancement before trial and Judge Counts admonished the defendant on the consequences of continuing to trial. The defendant chose trial and lost. No one attempted to deter him from exercising his right to a jury trial. The court, his counsel and I simply wanted him to know the risks.

6. Ybarra mentions that witnesses that could show his innocence were not called. I do not know which witnesses he is alluding to. Ybarra also references grand jury misconduct. I did not present the case to the grand jury.

  
Monty Kimball

Signed under oath before me on April 30, 2020.

  
Signature of Notary



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APPENDIX C

AFFIDAVIT

State of Texas  
County of Brewster

Mary Ellen Smith, of lawful age, being first duly sworn upon her oath, affirms the following:

My name is Mary Ellen Smith.

1. I am an attorney, licensed in the State of Texas, State Bar number 00785002. I am admitted to practice law in the Western District of Texas and in the Fifth Circuit Court of Appeals.
2. I represented Jeremiah Ybarra, from the date of my appointment, through trial, and verdict. At Mr. Ybarra's request, my representation was terminated before sentencing, and new counsel was appointed, Mr. Damien Castillo.
3. I have attached, as an exhibit, the CJA-20 which has a detailed accounting of the work performed for Mr. Ybarra. The details were noted contemporaneously, with the tasks performed.

Issues Raised by Case 4:16-CR-00523 -DC Document 129-1 .

Page 13 Asserts that I, as Defense Counsel was not allowed to raise evidence to support the defenses of Entrapment and Entrapment by Estoppel.

I was allowed to present evidence to support the Defense of Entrapment. One, Mr. Ybarra testified to the fact that he was asked by a friend to put these "buyers" together with drugs to sell to truck drivers. DEA agent Ruckman testified to the fact that Mr. Ybarra had declined the invitation to find cocaine and meth for the "buyers".

We raised the evidence of entrapment sufficiently to obtain a Jury Instruction on entrapment.

Mr. Ybarra's testimony weakened the defense of Entrapment. During many client conferences (Please reference attorney's CJA-20 time sheets) with Mr. Ybarra, he described being pressured by a childhood friend to allow a meth dealer to contact Mr. Ybarra to arrange for the meth seller to acquire meth to sell to truckers. On the witness stand in his own defense, Mr. Ybarra did not describe this sequence of events, but rather, that just thought it was a good idea.

Page 15 Failure to object to the Court's exclusion of evidence. Or to the Court's



refusal to exclude evidence. I don't know what trial court rulings Mr. Ybarra refers to.

Page 16. The evidence of possession with intent to distribute the meth included: undercover police witnesses, additional drugs in his hand, to constitute possession. in hopes of avoidinal DEA witnesses who were on the scene, and Mr. Ybarra's own testimony.

Mr. Ybarra endeavored to avoid physically handling the methamphetamine, believing that he had to have the drugs in his hand, to constitute possession. Mr. Ybarra's previous attorney had given Mr. Ybarra copies of the applicable law of possession. I reiterated the applicable law.

Law enforcement witnesses and Mr. Ybarra testified that he put together the meth sale. He arranged to have meth brought to his buyers, who, as far as Mr. Ybarra knew at the time, were acquiring meth through him in order to sell it to truckers. ["Buyers" refers to Task Force Officers who set up the sting, whom Mr. Ybarra believed to be buyers.] These events were described in texts, recorded phone calls, personal conversations (recorded), and Mr. Ybarra's testimony.

Page 15. Mr. Ybarra and I invited AUSA Monty Kimball to meet with Mr. Ybarra, to re-convey the government's offer. This was by informed consent of Mr. Ybarra. Mr. Ybarra did not say anything to Mr. Kimball. Mr. Kimball was fairly aggressive in his exhortation that he was holding open the plea offer without enhancement. The re-conveyance of the offer was to let Mr. Ybarra know that, despite several acceptance deadlines having passed, the government was still offering an unenhanced charge. I consulted extensively with Mr. Ybarra about having Mr. Kimball meet with us.

Page 16. Evidence of Intent to Distribute. Mr. Ybarra himself testified to his actions which included distribution of the drugs. Our defense was an affirmative defense, acknowledging the drug sale, while asserting the defense of Entrapment.

Mr. Ybarra gathered the methamphetamine to be given to the [TFO] Buyers, and Ybarra was physically present for the exchange. He physically facilitated the exchange of money for methamphetamine.

Page 17. Judge Martinez allowed evidence in support of the Entrapment Defense. I was allowed to bring it up in opening statement, argue it in closing, and call both Mr. Ybarra to the stand, as well as Mr. Ybarra's probation officer.

A witness whom Mr. Ybarra believed would support his claim of pressure and duress, when interviewed, told me, quite vehemently, that there was no duress, no entrapment, and only voluntary actions of Mr. Ybarra. This was Mr. Ybarra's counselor. When I interviewed her about testifying to Mr. Ybarra's rehabilitation, in the context of the

entrapment defense, she told me that Mr. Ybarra acted voluntarily and that "he is playing you [me]". I decided not to call her as a witness because she adamantly disbelieved the notion of Mr. Ybarra having been persuaded, unduly, by the Task Force or by a childhood friend of Ybarra's, who first approached Ybarra about helping some guys get meth to sell to truckers.

In Ms. Mata's place, I called Mr. Ybarra's probation officer, who gave very supportive, detailed, documentation of Mr. Ybarra's successful behavior on probation.

Pg. 18. The trial Judge allowed me to put on evidence of entrapment, sufficient to obtain a Jury instruction on entrapment. Without evidence to raise the defense of entrapment, I could not have obtained the Jury instruction. This was entrapment by surrogate, about which I conducted immense legal research.

Mr. Ybarra and I spent many hours talking about how the childhood friend had played on childhood loyalties, when asking Mr. Ybarra to talk with the Buyers looking for a meth supply, who turned out to be Task Force Officers. In client conferences, we delved into the special pull of childhood loyalties that propelled Mr. Ybarra to launch on this several month effort to help these men get methamphetamine. This special pull was to be the heart and soul of Mr. Ybarra's testimony. However, Mr. Ybarra's testimony about his reasons for agreeing to find drugs for the Buyers was devastating to his defense. He did not tell the jury about the childhood ties, the emotional pressure exerted by his friend. He answered vaguely about his reasons for trying to facilitate a meth (and cocaine) sale. His testimony undermined the viability of his defense of Entrapment.

Page. 19: The young woman who brought the methamphetamine to the sale point was Cece Crespín. There was no proof that she was an informant nor a cooperating witness. She was not arrested, but neither was Mr. Ybarra arrested at the scene of this methamphetamine sale. In fact, Mr. Ybarra continued to try to connect the Buyers with Methamphetamine. Had Crespín been working as a cooperating witness or confidential informant, the Government would have had a duty to reveal this. I filed the appropriate discovery motions to urge this duty. I investigated the whereabouts of Ms. Crespín and obtained a subpoena for her to testify. I hired a private process server, and neither of us could locate Ms. Crespín to serve the subpoena. She could not have been forced to testify to her involvement with the drug sale.

Mr. Ybarra believed that there was ample evidence of the communications and urgings of his childhood friend on Mr. Ybarra's cell phone. I moved the Court to allow me to hire an expert to make sure that I was getting everything on Mr. Ybarra's cell phone that was in the custody of the DEA. I received authorization, and the expert drove from Dallas to Alpine to dump and copy the phone. There were no calls or texts on that

phone from or to the childhood friend. Whatever phone held those texts and calls was not in the custody of the DEA nor of Mr. Ybarra. Mr. Ybarra had given or sold the phone before being arrested.

The childhood friend was not a participant in the crime. His involvement ended when he persuaded Mr. Ybarra to take the calls from the Buyers, or to call the Buyers. The childhood friend had nothing else to do with Ybarra, nor with the events that unfolded, as Ybarra sought to obtain methamphetamine and cocaine for the Buyers, over a period of months. There were no communications between the childhood friend and Ybarra on the latter's cell phone.

Page 20: Again, Mr. Ybarra misapprehends the legal definition of Possession.

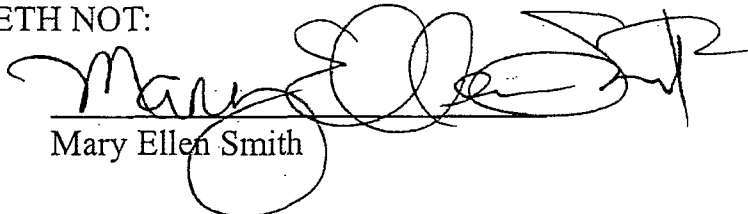
Page 20: There was one police report. I don't usually submit police reports to the jury. They harm the defense.

Page 21. Grand Jury Transcripts. There were no Grand Jury Transcripts. I told Mr. Ybarra this. According to AUSA Monty Kimball, and he testified, after qualifying as an expert witness, to the lab work and the findings, include quantity and chemical analysis (purity). Part of the affirmative defense of Entrapment is regular practice in this Division, the Grand Jury testimony was not recorded.

Chain of Custody: The chain of custody was properly demonstrated and attested to. The chemist who handled the methamphetamine testified, after qualifying as an expert witness, to the lab work and the findings, include quantity and chemical analysis (purity).

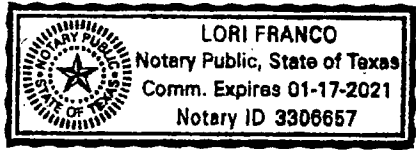
Grand Jury Transcript. There was no transcript nor recording of the Grand Jury testimony. This is fairly regular practice in this Division, that the Grand Jury testimony not be recorded.

FURTHER AFFIANT SAYETH NOT:



Mary Ellen Smith

Subscribed and sworn to or affirmed before me on this 7<sup>th</sup> day of May, 2020.



Signature of Notary Public

*Lori Franco*

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## CJA 20 APPOINTMENT OF AND AUTHORITY TO PAY COURT-APPOINTED COUNSEL

1. CIR./DIST./DIV. CODE 0542		2. PERSON REPRESENTED JEREMIAH YBARRA		VOUCHER NUMBER 0542.0357129		
3. MAG. DKT./DEF. NUMBER 4:16-MJ-02198-1-PRM		4. DIST. DKT./DEF. NUMBER 4:16-CR-00523-1-PRM		5. APPEALS DKT./DEF. NUMBER		
6. OTHER DKT. NUMBER		7. IN CASE/MATTER OF (Case Name) USA v. YBARRA		8. PAYMENT CATEGORY Felony (including pre-trial diversion of alleged felony)		
9. TYPE PERSON REPRESENTED Adult Defendant		10. REPRESENTATION TYPE Criminal Case				
11. OFFENSE(S) CHARGED (Cite U.S. Code, Title & Section) <i>If more than one offense, list (up to five) major offenses charged, according to severity of offense</i> 21:841A=CD.F						
12. ATTORNEY'S NAME (First Name, M.I., Last Name, including any suffix) AND MAILING ADDRESS Mary Ellen Mimi Smith - Bar Number: 00785002 P O Box 1032 Alpine, TX 79831-1032 Phone: 432-386-5508 Fax: 866-929-2311			13. COURT ORDER  <input type="checkbox"/> O Appointing Counsel <input type="checkbox"/> C Co-Counsel <input checked="" type="checkbox"/> F Subs For Federal Defender <input type="checkbox"/> R Subs For Retained Attorney <input type="checkbox"/> P Subs For Panel Attorney <input type="checkbox"/> Y Standby Counsel  Prior Attorney's Name: _____ Appointment Dates: _____ Because the above-named person represented has testified under oath or has otherwise satisfied this Court that he or she (1) is financially unable to employ counsel and (2) does not wish to waive counsel, and because the interests of justice so require, the attorney whose name appears in Item 12 is appointed to represent this person in this case, OR Other (See Instructions) _____  David B Fannin /S/ _____ Signature of Presiding Judge or By Order of the Court 3/6/2017 Date of Order      Nunc Pro Tunc Date Repayment or partial repayment ordered from the person represented for this service at time appointment <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
14. NAME AND MAILING ADDRESS OF LAW FIRM (Only provide per instructions) Mary Ellen Smith - TIN: XX-XXXXXX P O Box 1032 Alpine, TX 79831-1032 Phone: 432-386-5508 Fax: 866-929-2311						
<b>CLAIM FOR SERVICES AND EXPENSES</b>			<b>FOR COURT USE ONLY</b>			
CATEGORIES (Attach itemization of services with dates)		HOURS CLAIMED	TOTAL AMOUNT CLAIMED	MATH/TECH. ADJUSTED HOURS	MATH/TECH. ADJUSTED AMOUNT	ADDITIONAL REVIEW
In Court	a. Arraignment and/or Plea					
	b. Bail and Detention Hearings					
	c. Motion Hearings	2.10	\$273.60			
	d. Trial	8.00	\$1,056.00			
	e. Sentencing Hearings					
	f. Revocation Hearings					
	g. Appeals Court					
	h. Other (Specify on additional sheets)	1.50	\$195.00			
(RATE PER HOUR = \$ 129.00, 132.00 ) TOTALS		11.60	\$1,524.60			
Out of Court	a. Interviews and Conferences	25.20	\$3,281.40			
	b. Obtaining and reviewing records	0.60	\$77.40			
	c. Legal research and brief writing	24.10	\$3,114.90			
	d. Travel time	7.30	\$963.60			
	e. Investigative and other work (Specify on additional sheets)	52.00	\$6,753.30		\$1,338.10	
	(RATE PER HOUR = \$ 129.00, 132.00 ) TOTALS	109.20	\$14,190.60		\$8,775.40	
17. Travel Expenses (lodging, parking, meals, mileage, etc)			\$194.74			
18. Other Expenses (other than expert, transcripts, etc)						
<b>GRAND TOTALS (CLAIMED AND ADJUSTED)</b>			\$15,909.94		\$10,494.74	
19. CERTIFICATION OF ATTORNEY/PAYEE FOR THE PERIOD OF SERVICE FROM: 3/6/2017 TO: 6/29/2017			20. APPOINTMENT TERMINATION DATE IF OTHER THAN CASE COMPLETION		21. CASE DISPOSITION 09	
22. CLAIM STATUS <input checked="" type="checkbox"/> Final Payment <input type="checkbox"/> Interim Payment Number 0 <input type="checkbox"/> Supplemental Payment <input type="checkbox"/> Withholding Payment (—) (—) Have you previously applied to the court for compensation and/or reimbursement for this case? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No      If yes, were you paid? <input type="checkbox"/> Yes <input type="checkbox"/> No Other than from the Court, have you, or to your knowledge has anyone else, received payment (compensation or anything of value) from any other source in connection with this representation? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No      If yes, give details on additional sheets I swear or affirm the truth or correctness of the above statements. Signature of Attorney Mary Ellen Mimi Smith /S/      Date 11/9/2017						
<b>APPROVED FOR PAYMENT - COURT USE ONLY</b>						
23. IN COURT COMP. \$1,524.60		24. OUT OF COURT COMP. \$8,775.40		25. TRAVEL EXPENSES \$194.74		
26. OTHER EXPENSES \$0.00		27. TOTAL AMT. APPR./CERT. \$10,494.74				
28. SIGNATURE OF THE PRESIDING JUDGE Philip R. Martinez /S/		DATE 2/8/2018		28a. JUDGE CODE 4226		
29. IN COURT COMP. \$0.00		30. OUT OF THE COURT COMP. \$0.00		31. TRAVEL EXPENSES \$0.00		
32. OTHER EXPENSES \$0.00		33. TOTAL AMT. APPROVED \$0.00				
34. SIGNATURE OF THE CHIEF JUDGE, COURT OF APPEALS (OR DELEGATE) Payment approved in excess of the statutory threshold amount		DATE		34a. JUDGE CODE CERTIFIED AMT. \$10,494.74		

**Voucher Services Detail**

Date	Service Type	Description	Audit Notes	Rate	Hours	Audit Hours	Amount	Audit Amount
03/06/17	ServicesRecordHours	Obtain file from previous attorney.		\$129.00	0.20		\$25.80	\$0.00
03/06/17	ServicesInterviewHours	Confer with previous attorney.		\$129.00	0.20		\$25.80	\$0.00
03/06/17	ServicesInterviewHours	Client conference, Brewster Co. Jail		\$129.00	0.60		\$77.40	\$0.00
03/06/17	ServicesInvestigativeOtherHours	Study offense reports -- file from previous attorney. Also progress of the case, previous attorney.		\$129.00	1.20		\$154.80	\$0.00
03/06/17	ServicesResearchWritingHours	Draft (and file) motion to continue plea deadline and other deadlines in scheduling order.		\$129.00	0.80		\$103.20	\$0.00
03/08/17	ServicesInterviewHours	Client conference, Brewster Co. Jail: reviewing discovery, options, outcomes, risks: and the government's possible theories under which the prosecution is proceeding.		\$129.00	1.50		\$193.50	\$0.00
03/17/17	ServicesInvestigativeOtherHours	Investigate: witness interview	- who	\$129.00	0.50		\$64.50	\$0.00
03/18/17	ServicesInvestigativeOtherHours	Investigate: phone dump, contents of client phone, looking for corroboration from cooperating individual who begged client to help him.		\$129.00	0.50		\$64.50	\$0.00
03/20/17	ServicesInvestigativeOtherHours	Analyze, listen to, attempt to transcribe audio discovery. Recording included material relevant to impeachment of the main offense report and of the law enforcement witnesses. Compared timelines in the recording to timelines on offense report and on Government photographs and audio claimed to be contemporaneous with the offense.	evidence	\$129.00	5.80		\$748.20	\$0.00
03/21/17	ServicesInterviewHours	Client conference: review my impression of audio discovery. Client had not heard the recording of Operation Walk-up. Also, fully assess client of the risks of mandatory 10 year min. Statutory (which client did not grasp, until today.)		\$129.00	1.60		\$206.40	\$0.00
03/21/17	ServicesResearchWritingHours	Listing, identifying, and researching items to be requested in discovery. Also, legal research on mandate to disclose identity of cooperating witness AND the bust that the CW was working off, with this attempted sting.		\$129.00	1.00		\$129.00	\$0.00
03/22/17	ServicesInterviewHours	Face to face conference with chief AUSA re: investigations of and by Ybarra.		\$129.00	0.30		\$38.70	\$0.00
03/22/17	ServicesInterviewHours	Phone conference with AUSA in charge of this case, Monty Kimball, re: status of case.		\$129.00	0.40		\$51.60	\$0.00
03/23/17	ServicesInterviewHours	Client Conference, Brewster Co. Jail -- convey same offer from government, plus possibility of recommendation that revocation time run CC		\$129.00	0.50		\$64.50	\$0.00

03/28/17	ServicesInterviewHours	Client conference: Prepare for status conference. Reconsider plea. Re-convey plea to client: the same government offer, at behest of government, in compliance with duty to convey offers. And as part of preparation for (1) status conference and (2) face to face conf., AUSAs, and me.		\$129.00	1.20		\$154.80	\$0.00
03/28/17	ServicesResearchWritingHours	21 USC 841: Research, for client's understanding of the statutory definition of pure meth, for purposes of minimum of 5 years.		\$129.00	0.30		\$38.70	\$0.00
03/28/17	ServicesResearchWritingHours	Written admonitions from me to client. Warning of potential defenses; potential consequences of trial verdict. Have admonitions signed. Convey statutory language to client.		\$129.00	0.20		\$25.80	\$0.00
03/28/17	ServicesInvestigativeOtherHours	Continue to analyze audio file discovery of August 3, 2016 failed buy op. Work with expert to decipher merging of audio files.		\$129.00	0.60		\$77.40	\$0.00
03/28/17	ServicesInterviewHours	Request that Judge Counts admonish client in advance of announcement. Four emails to District Clerk and Judge Counts' Coordinator.		\$129.00	0.20		\$25.80	\$0.00
03/28/17	ServicesInvestigativeOtherHours	Investigation of Client's additional theory of Defense. Search for factual support.		\$129.00	0.80		\$103.20	\$0.00
03/29/17	ServicesOtherHours	Status Conference with Judge Counts describing all possibilities, statistical outcomes, and perspective from the bench; admonishments and information for client to consider in choosing course.		\$129.00	1.00		\$129.00	\$0.00
03/29/17	ServicesInterviewHours	Client conference: working toward decision for final status conference.		\$129.00	0.50		\$64.50	\$0.00
04/01/17	ServicesInvestigativeOtherHours	Continued analysis of two hour audio surveillance of alleged offense. Proof of client's defense. Working with audio - computer expert to show graphs of audio file, and both attempting to decipher the words recorded.	—	\$129.00	2.50		\$322.50	\$0.00
04/01/17	ServicesInterviewHours	Client conference, Brews. Co. Jail. Trial prep. Update client on audio analysis, undercover bug.	—	\$129.00	0.50		\$64.50	\$0.00
04/01/17	ServicesInvestigativeOtherHours	Compare and contrast facts and time lines asserted in the written reports contrast with accounts recorded contemporaneously. Calculate manpower of officers on August 3, 2016. (Man power gender specific meaning. No female law enforcement officers.) AUSA refusal to disclose which of the twelve agents were taking the photographs, required length of time to discern same.		\$129.00	1.40		\$180.60	\$0.00
04/01/17	ServicesInvestigativeOtherHours	Search the main offense report and the audio recording: 14 minutes deleted from audio record of August 3rd events. See also graphics of audio.	—	\$129.00	0.40		\$51.60	\$0.00

04/01/17	ServicesInvestigativeOtherHours	Investigate recording equipment used by undercover agents. Agent required to "bug" himself because he is using Government cash. Parts of tape are erased. Apply audio graphing software to recording, to determine whether flat lines in graph show that audio was erased after the fact or audio was turned down inside the receiving end of "bug".	\$129.00	0.70	\$90.30	\$0.00
04/01/17	ServicesResearchWritingHours	The substance charged in the indictment is Pure. There is no evidence of pure. Guidelines for mixture. They have charged the wrong offense and there is no mandatory minimum. 30 grams does not add up to 5 grams of pure. Statute is in the disjunctive.	\$129.00	3.00	\$387.00	\$0.00
04/03/17	ServicesInterviewHours	Client conference. Inform client of the fruits of investigation.	\$129.00	0.70	\$90.30	\$0.00
04/04/17	ServicesInterviewHours	Client conference: Acknowledge in writing (two originals) that client is aware of the risks of rejecting Government offer. Write instructions warning against communicating with outside parties: telephone and letters.	\$129.00	0.40	\$51.60	\$0.00
04/05/17	ServicesMotionHours	Status conference / status hearing and motion on discovery. Announce for trial; set motions hearing for August 3rd. (Not held) Receive (from the bench) trial setting August 31, 2017 at 1:30 p.m.	\$129.00	1.20	\$154.80	\$0.00
04/05/17	ServicesInterviewHours	Meet with AUSA to discuss all discovery requests. Review discovery together, for trial prep and discovery purposes.	\$129.00	1.00	\$129.00	\$0.00
04/05/17	ServicesInvestigativeOtherHours	Identify defense facts and theme.	\$129.00	0.50	\$64.50	\$0.00
04/06/17	ServicesInvestigativeOtherHours	Defense theme and theory: investigate the people named as suppliers and as co-conspirator, in the discovery. Go to public postings of the person I suspect as the actual supplier: Ceci Crespin. Same investigation via a vis Blake Ramey, identified by law enforcement as the supplier. Blake Ramey public social media postings. The description in the report occurred after the fact. Ramey not present, nor a supplier.	\$129.00	2.20	\$283.80	\$0.00
04/06/17	ServicesInterviewHours	Phone conference with family. Inform them of trial date and need for confidentiality of trial strategy.	\$129.00	0.20	\$25.80	\$0.00
04/06/17	ServicesResearchWritingHours	Legal research: Constitutional dimensions of disinformation in the discovery, when AUSA is not made aware of the disinformation. Materials include Federal Evidence Review: Distinguishing The Sixth Amendment Right To Confront A Witness From the Fifth Amendment Right To Present A Defense. Materials include: "The Underside of Undercover"; five other sources and case law.	\$129.00	2.60	\$335.40	\$0.00



04/08/17	ServicesInvestigativeOtherHours	Investigate final person who was identified as supplier and as present. Named in discovery.		\$129.00	1.20		\$154.80	\$0.00
04/10/17	ServicesRecordHours	Pick up supplemental discovery from prosecutor and meet with prosecutor.		\$129.00	0.40		\$51.60	\$0.00
04/10/17	ServicesInterviewHours	Meet with client to show him supplemental discovery and to inform him of prosecutor's newest offer to make another offer. (The same offer: to refrain from filing notice of enhancement.)		\$129.00	0.40		\$51.60	\$0.00
04/10/17	ServicesInvestigativeOtherHours	Study the report of phone texts: the report is not a phone dump, but rather, these are excel pages containing information from a phone dump, and having been excised; four pages missing. Easily edited. Study the photographs showing the absence of client at the scene of alleged event.		\$129.00	1.00		\$129.00	\$0.00
04/10/17	ServicesInvestigativeOtherHours	Consult computer software expert to disclose the metadata behind the texts, only those texts which were preserved in their original form, not the spread sheet software-created report of alleged texts.		\$129.00	0.60		\$77.40	\$0.00
04/10/17	ServicesInvestigativeOtherHours	Study discovery. Call the phone numbers found in discovery. Offense report avoids all attribution of knowledge of contents of report.		\$129.00	0.70		\$90.30	\$0.00
04/10/17	ServicesInterviewHours	Call AUSA to let him know that I called the telephone numbers that were included in the report. Two phones, not one. Only one phone in custody.		\$129.00	0.20		\$25.80	\$0.00
04/10/17	ServicesInterviewHours	AUSA phone and face to face conferences. AUSA has additional discovery for defense to pick up. Photographs not included in discovery given to original attorney. Negotiate possibility of stipulation (versus chemist).		\$129.00	0.50		\$64.50	\$0.00
04/11/17	ServicesInvestigativeOtherHours	Study photographs taken during police surveillance, from two different cameras, on July 29, 2017. In response to AUSA declaration to me that he was going to try to have witness describe what the photographs failed to depict. Apply zoom to photographs.		\$129.00	2.60		\$335.40	\$0.00
04/11/17	ServicesInterviewHours	Client conference, Brews. Co. Jail. Describe fruits of the investigation. Receive requests from client. Explain legal theories and their application to these facts. Prepare client for possible testifying at trial.		\$129.00	1.40		\$180.60	\$0.00
04/11/17	ServicesInterviewHours	Emails to prosecutor, re: newest offer and status of discovery. Negotiate.		\$129.00	0.30		\$38.70	\$0.00
04/13/17	ServicesInvestigativeOtherHours	Analysis and decryption of audio surveillance / record of events of July 29th. Two levels: one: the software that recorded this day's events is subject to altering and tampering, with no effort. Two: track the places where the volume is reduced to zero.		\$129.00	0.80		\$103.20	\$0.00

04/13/17	ServicesInvestigativeOtherHours	Digitally mark the audio file to indicate discovery requests: seek to identify the persons speaking and decipher what the speakers are saying.	—	\$129.00	0.80	\$103.20	\$0.00
04/13/17	ServicesInterviewHours	Client conference, Brews. Co. jail: update and final decision on offer from government, vs. trial. Seventh time to convey Government's offer, which has not varied substantially. Different wording, same offer, creating duty to convey, again.		\$129.00	0.70	\$90.30	\$0.00
04/13/17	ServicesInterviewHours	Phone conference with AUSA Kimball: discovery discussion.		\$129.00	0.30	\$38.70	\$0.00
04/13/17	ServicesInvestigativeOtherHours	Investigate audio recording of the buy op: contact certified shooting safety expert to identify the sounds of dry-firing a firearm, followed by giggling, singsong repetition of phrase: "Safety First".	—	\$129.00	0.20	\$25.80	\$0.00
04/22/17	ServicesInvestigativeOtherHours	Run license plate on car described in discovery, to determine ownership. (Get help for this from TCDLA). Create timeline of probable events and the implications of same, based on surveillance photos of this car, and the times the photos were taken, along with vantage points of photographers at two locations. Each camera has different identifiers and time stamps.		\$129.00	1.50	\$193.50	\$0.00
04/22/17	ServicesInvestigativeOtherHours	Examine photographs in discovery and compare to report, which has exact times for each segment. Times conflict: Report has supplier / drug courier arriving w "subject" an hour after subject has already been photographed as on the scene. Deceit or mistake? Or time zone difference in equipment time stamping.	1	\$129.00	1.40	\$180.60	\$0.00
04/23/17	ServicesInterviewHours	Client conference, Brews. Co. Jail: Deliver Government's notice of enhanced penalty. Deliver copy of Judge Martinez' trial letter. Discuss strategy.		\$129.00	0.40	\$51.60	\$0.00
04/23/17	ServicesInvestigativeOtherHours	Studying photographs, zooms, perspectives. Camera 1 likely to be in Hospital parking lot, and somewhere else when it takes photo of Meth Nissan on highway. Need this for discovery request to find the photographer, Camera 1 and Camera 2. Study photos for location of Maroon Nissan, passing by an unusual wall. Google Earth and photo comparison. Location and timing of the photo of the Nissan, critical to defensive theory.		\$129.00	3.40	\$438.60	\$0.00
04/23/17	ServicesInterviewHours	Set up consult with metadata tracking expert: phone dumps; text tracing; discovery of altered evidence from phones, photos and audio files produced by Gov't in discovery.	—	\$129.00	0.20	\$25.80	\$0.00

04/23/17	ServicesResearchWritingHours	Legal research: Discovery which hides information from Defendant thwarts Due Process right of Defendant to prepare for trial. Distinguish between this and 6th Amendment violation. (For Motions hearing.)	\$129.00	0.60	\$77.40	\$0.00
04/24/17	ServicesInvestigativeOtherHours	Consult with expert in retrieving data from cell phone and other devices. Brian Ingram	\$129.00	0.40	\$51.60	\$0.00
04/24/17	ServicesInvestigativeOtherHours	Draft and send third request for contents of my client's phones and of the remaining portion of Bustamante's phone to defense counsel has a right.	\$129.00	0.80	\$103.20	\$0.00
04/24/17	ServicesInvestigativeOtherHours	Zoom, blow up photographs and create exhibits. Tie the zoomed images to those photographs provided in discovery. (Several zoomed images were created from each photo provided in discovery.)	\$129.00	0.60	\$77.40	\$0.00
04/27/17	ServicesResearchWritingHours	Final requests to prosecutor for discovery. Draft motion for discovery, for items denied. Time required to discern what was not provided, and any grounds for obtaining missing items.	\$129.00	2.30	\$296.70	\$0.00
04/28/17	ServicesResearchWritingHours	Final Draft and filing Motion for Discovery: track all discovery conferences and exchanges. Narrow what is left in dispute.	\$129.00	3.00	\$387.00	\$0.00
04/30/17	ServicesResearchWritingHours	Legal research defense theory: Entrapment by Estoppel Research case law and journal articles (US attorney's manual, and law journals)	\$129.00	1.40	\$180.60	\$0.00
05/01/17	ServicesResearchWritingHours	Draft two ex parte motions for authorization to hire (1) technology expert, and (2) investigator	\$129.00	0.80	\$103.20	\$0.00
05/02/17	ServicesInvestigativeOtherHours	Draft motion for authorization to hire legal research consultant or expert. (Sealed, ex parte)	\$129.00	0.30	\$38.70	\$0.00
05/03/17	ServicesInterviewHours	Telephone conference with Magistrate Judge, re: ex parte motions and discovery motion. Setting hearing.	\$129.00	0.20	\$25.80	\$0.00
05/03/17	ServicesInterviewHours	Telephone conference with AUSA -- negotiations.	\$129.00	0.30	\$38.70	\$0.00
05/03/17	ServicesInterviewHours	Telephone conference with Magistrate Judge's assistant to set Motions Hearing.	\$129.00	0.10	\$12.90	\$0.00
05/03/17	ServicesResearchWritingHours	Legal research supporting discovery requests and demands.	\$129.00	0.60	\$77.40	\$0.00
05/03/17	ServicesInvestigativeOtherHours	Investigation: locate and draft subpoenas duces tecum for witnesses named in the government report.	\$129.00	2.40	\$309.60	\$0.00
05/04/17	ServicesResearchWritingHours	Legal Research: Rule 26.2 - Defense right to review reports used by witnesses to refresh their memories.	\$129.00	0.60	\$77.40	\$0.00
05/04/17	ServicesResearchWritingHours	Research: timeliness and authority to subpoena witnesses, items and documents to motions hearings. Draft subpoenas duces tecum for witnesses who are possible cooperating individuals / agents. Research materials included large number of articles written for and by prosecutors on the topic of "cooperating witness immunity".	\$129.00	3.00	\$387.00	\$0.00

05/04/17	ServicesResearchWritingHours	Legal research: affirmative defense of entrapment. Notice requirements, elements, consequences. Case law -- 5th Cir. -- confirming that client can assert affirmative defense, without surrendering gov't's burden to prove every element of crime.	\$129.00	1.40		\$180.60	\$0.00
05/04/17	ServicesInvestigativeOtherHours	Draft and file ex parte motions for court to issue three subpoenas without cost to indigent client.	\$129.00	0.70		\$90.30	\$0.00
05/05/17	ServicesResearchWritingHours	Legal research: defendant's right to the photographs identified in the report; existence of which was denied by the prosecutor. Draft (1) additional request to the prosecutor, and (2) amend discovery motion to pinpoint this particular set of photographs.	\$129.00	0.50		\$64.50	\$0.00
05/05/17	ServicesInterviewHours	Email and phone conference with technology expert: phone data retrieval.	\$129.00	0.20		\$25.80	\$0.00
05/05/17	ServicesInvestigativeOtherHours	Draft additional ex parte motion for issuance of subpoenas duces tecum.	\$129.00	0.40		\$51.60	\$0.00
05/05/17	ServicesInterviewHours	Client conference, Brewster Co. Jail: apprise client of all trial preparation. Also convey to client Government's request (or offer) to meet Monday morning before motions hearing. Possible renegotiations, with chief AUSA, Jay Miller, along with AUSA Kimball and defense counsel.	\$132.00	0.30		\$39.60	\$0.00
05/05/17	ServicesInvestigativeOtherHours	Write outline of opening statement, cross, and organization of timeline: connecting photographs and absence of photographs to Orona Report, paragraph by paragraph. Time includes notes for direct examination of cooperating witnesses, if made available by subpoena.	\$132.00	1.50		\$198.00	\$0.00
05/07/17	ServicesInvestigativeOtherHours	Prepare outline and script for meeting with government and client (scheduled to precede motions hearing).	\$132.00	0.60		\$79.20	\$0.00
05/07/17	ServicesInterviewHours	Client conference, Brews. Co. Jail. Prepare for meeting with government; get client's decision and position on possible offers; show client photographs from defense investigation. My own photographs and the zoomed images of government photographs.	\$132.00	0.50		\$66.00	\$0.00
05/07/17	ServicesInterviewHours	Emails with computer expert (cell phone data retrieval). Schedule time for his travel from Dallas. Email prosecutor about date to inspect phones.	\$132.00	0.20		\$26.40	\$0.00
05/08/17	ServicesInvestigativeOtherHours	Investigate FaceBook history of messages between client and cooperating individual.	\$132.00	0.50		\$66.00	\$0.00
05/08/17	ServicesInterviewHours	In person meeting at request of AUSA: request to meet with client and me, in person (although client kept behind glass, Marshal meeting rooms at Alpine federal courthouse.) Purpose of meeting: to re-convey offer directly from AUSA to client, with defense counsel present.	\$132.00	0.70		\$92.40	\$0.00

05/08/17	ServicesMotionHours	Motions hearing and status conference.	\$132.00	0.90	\$118.80	\$0.00
05/08/17	ServicesInterviewHours	Emails back and forth with chief AUSA, re: face to face meeting with client and me, and AUSA on the case.	\$132.00	0.20	\$26.40	\$0.00
05/08/17	ServicesInterviewHours	Examine witness lists and exhibit lists from AUSA. Compare photographs to blow-ups from Defense zooms of photos supplied as supplemental discovery.	\$132.00	0.80	\$105.60	\$0.00
05/09/17	ServicesInvestigativeOtherHours	Work with technology expert to access client's phone, in the DEA office: obtain passwords, parameters. Meet with technology expert for his findings, along with education on the forensic technology.	\$132.00	3.50	\$462.00	\$0.00
05/09/17	ServicesInterviewHours	Client conference in jail: obtain additional passwords from client, for computer and technology expert.	\$132.00	0.30	\$39.60	\$0.00
05/10/17	ServicesInvestigativeOtherHours	Computer technology expert conveys his report. Includes education about the two kinds of software required. Two applications were required because of restrictions placed on the computer expert by the custodian of the evidence.	\$132.00	1.20	\$158.40	\$0.00
05/14/17	ServicesInvestigativeOtherHours	Investigate mistakes / misrepresentations in discovery re: "co-conspirators and courier(s)". Meet with the people who are named in the offense report as having been the suppliers. Meeting in Ft. Stockton. Corroborate these individuals' information about their whereabouts, at times noted in discovery. Meeting with Blake Ramey, Jason Ramey, Stella Crespín.	\$132.00	1.70	\$224.40	\$0.00
05/14/17	ServicesTravelHours	Round Trip: Alpine-Ft. Stockton - Alpine. To meet with the people mistakenly and falsely identified in the offense report as having been drug couriers and co-conspirators. Met at family residence in Ft. Stockton at Dickens and 285.	\$132.00	2.40	\$316.80	\$0.00
05/18/17	ServicesInterviewHours	Client conference: describe upcoming meeting with the family and the people misidentified in the official report of this offense. Impossible for local deputy not to know who was driving the car. And who was passenger.	\$132.00	1.00	\$132.00	\$0.00
05/20/17	ServicesTravelHours	Ft. Stockton - Alpine: One way. (The return trip was billed to client we saw in Pecos CJC). Travel to visit site of alleged offense, Flying J, Fort Stockton.	\$132.00	1.30	\$171.60	\$0.00
05/20/17	ServicesInvestigativeOtherHours	Physically search for cooperating individual, childhood friend of Ybarra's, at his last known address in Ft. Stockton. Visit site of alleged offense: Flying J Truck Stop. Photograph the spot where "drug courier" parked. Measure distance in steps and feet, from undercover truck to parking spot of courier. Re-create scene to show contradictions in report, and impossibility of mistaking the identities of the people in supplier's car.	\$132.00	1.30	\$171.60	\$0.00

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APPENDIX D

**UNITED STATES DISTRICT COURT**  
**WESTERN DISTRICT OF TEXAS**  
**PECOS DIVISION**

UNITED STATES OF AMERICA	§	
	§	
	§	
V.	§	4:19-CV-6-DC
	§	4:16-CR-523
JEREMIAH YBARRA	§	
	§	

**ATTORNEY AFFIDAVIT IN RESPONSE TO DEFENDANT'S 2255 MOTION**

Damian Castillo appeared in person before me today and stated under oath:

"My name is Damian Castillo. I am above the age of eighteen years, and I am fully competent to make this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.

"The Defendant in this cause is Jeremiah Ybarra.

"On June 28, 2017 I was court-appointed to represent this Defendant in the above-captioned case. I was appointed after the Defendant had already been convicted by a jury of count one of his indictment. On September 8, 2017, the Defendant was sentenced by the district court to 120 months imprisonment. At the Defendant's request at the sentencing hearing, I remained as Defendant's counsel for appeal. (ROA.334). In my discussions with the Defendant, the Defendant understood that it would be my responsibility to review the records on appeal, review the caselaw and determine the best point or points for appeal. The Defendant understood and agreed with my role in his appeal.

"In my preparation of the appellant's brief I reviewed all transcripts, all pleadings, and other relevant proceedings in this case. Furthermore, I researched and reviewed caselaw involving multiple points of appeal. After a substantial review and research of the relevant caselaw on all

potential issues, we decided to appeal the point of whether sufficient evidence existed to show that the Government agents induced the criminal activity alleged in the indictment and whether the Defendant had a lack of predisposition to engage in the criminal conduct.

“The Defendant first alleges in his motion that I failed to address the following issue on appeal: “the testimonies from agents at trial should not have been used to come upon probable cause to arrest. The testimonies that were made by the agents in court for the arrest cannot be used as testimonial evidence that it took place to cure the Affiant’s affidavit for the lacking information.” I disagree with the Defendant’s contentions. During the trial-level proceedings and prior to his trial, the Defendant did not file any pretrial motions alleging that agent’s statements should not be introduced at trial nor that they were legally insufficient in any way. This argument by the Defendant is meritless and would have been frivolous on his direct appeal.

“The Defendant also alleges in his motion that I failed to address the following issues on appeal: “(1) Failure to investigate a factual defense; (2) failing to cross examine a witness; (3) Failure to impeach government witnesses; (4) Failure to file motions on behalf of defense; (5) failing to object to the discovery issues; (6) failing to subpoena witnesses; (7) failing to object to the confrontation clause.” I disagree with the Defendant’s contention. The Defendant did not file any pretrial motions regarding these issues prior to his trial. Furthermore, these issues concern the ineffectiveness of his trial-level attorney and were not issues be addressed on direct appeal.

“The Defendant next alleges in his motion that I failed to address the following issue on appeal: Selective prosecution and equal protection issues. Specifically, that the “government singled Mr. Ybarra out for prosecution knowing that other’s were involved in the alleged incident.” Again, I disagree with this allegation. There was no factual nor legal basis to appeal selective prosecution and equal protection. There were no pretrial motions addressing these issues. There



were also no facts at trial that would have warranted addressing these issues at trial or on appeal.

This argument by the Defendant is meritless and would have been frivolous on his direct appeal.

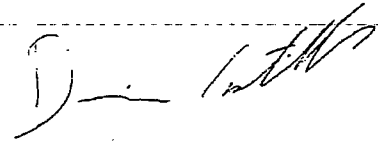
“The Defendant next alleges that I failed to address the following issue on appeal: “there was no evidence to support the verdict of possession with intent to distribute.” I disagree with this allegation. At the jury trial of this case, the primary defense presented by the Defendant was based on the Entrapment defense. At trial the Defendant requested and was granted specific jury instructions to address the entrapment defense. At trial there was overwhelming evidence presented against the Defendant to prove the elements of the offense. The defense primarily focused on the entrapment defense. A sufficiency argument was justified on appeal to address the entrapment issue. After reviewing the entire record, I did brief and properly appeal the point addressing whether the evidence was insufficient to show that the Defendant was not entrapped. Caselaw shows that a valid entrapment defense has two related elements: the government inducement of the crime, and a lack of predisposition on the part of the defendant to engage in the criminal conduct. Based on the entire record available for appeal, the Entrapment issue was the only nonfrivolous issue available to address on direct appeal.

“The Defendant alleges that I failed address the following issue on appeal: due process violation by not allowing the Defendant to present evidence in his defense and not being allowed review the evidence before the grand jury. I disagree with this contention as well. After thoroughly reviewing the record, there were no nonfrivolous issues dealing with due process or lack of evidence issues. The defendant again did not address any of these issues thru pretrial motion hearings nor in the course of trial. These issues would have been frivolous on direct appeal.

“In ground eight Defendant alleges the issue of grand jury errors and US attorney misconduct was not addressed on appeal. There is no merit to this issue. There was no evidence

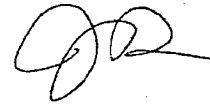
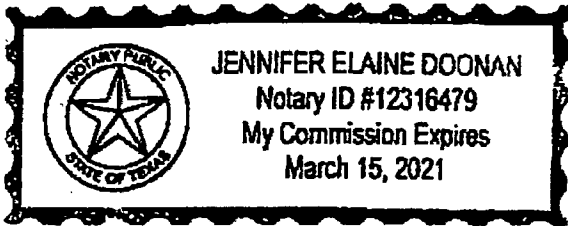
presented at the trial-level concerning these issues. These issues would have been frivolous to address on direct appeal.

"In ground nine Defendant alleges the issue of a Confrontation clause violation. There is no merit to this issue as well. There were no pretrial motions nor hearings to address this issue. There was no evidence presented at the trial-level concerning this issue. These issues would have been frivolous to address on direct appeal.



Damian Castillo

SIGNED under oath before me on April 27, 2020



Notary Public, State of Texas

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APPENDIX E

# FORENSIC DATA ANALYSTS

Two files were received, stored on a DVD labeled [ illegible ].

File One was named "Buy-Walk Op bug\_2016-07-29\_17-02-01\_EDT.wav", indicating the following:

- that it contained audio in the WAVE/RIFF format
- that it was created on 29 July, 2016 at 5:02:01 PM Eastern Daylight Time,
- and that it had been edited.

File Two was named "Buy-Walk Op bug\_2016-08-03\_15-08-10\_EDT.wav", indicating the following:

- that it contained audio in the WAVE/RIFF format
- that it was created on 3 August, 2016 at 3:08:10 PM Eastern Daylight Time
- and that it had been edited.

In further evidence of editing, the dates of the files were, respectively, 8/1/2016 at 1342 hrs and 8/8/2016 at 1643 hrs.

File contents were examined and audited. Sound quality seemed to be generally poor, indicating a small microphone or poorly adjusted recording parameters. Large swathes of the recordings apparently had been volume-suppressed and it appeared that others had volume increased to points of distortion, although such distortion may have been due to original mic'ing. Visual analysis of the audio data clearly show effects of editing.

I'd say that, after listening to both tapes, it sounds like a group of junior-high kids trying to pull some sort of prank on someone outside their group. The person they're pranking wants to help them, but doesn't want to take their money and go make the buy. He offers to tell them where to go, then he offers to ride with them and point out the place. They harass him until he finally agrees to do what they ask him to do.

Here's what I don't understand: they finally convince this guy to go up to the house, buy whatever drugs they want, when he finally does so, they later arrest him, but not the guys in the house who actually had and sold the drugs. Mention is made that they had done this guy a favor and now he owed them... what favor did they do for him? When, and why?

Bottom line, I wouldn't trust the recordings – they're not original, they're edited copies.

VER  
3/20/2017

Output (AIMD High L ▼ 

13:00

14:00

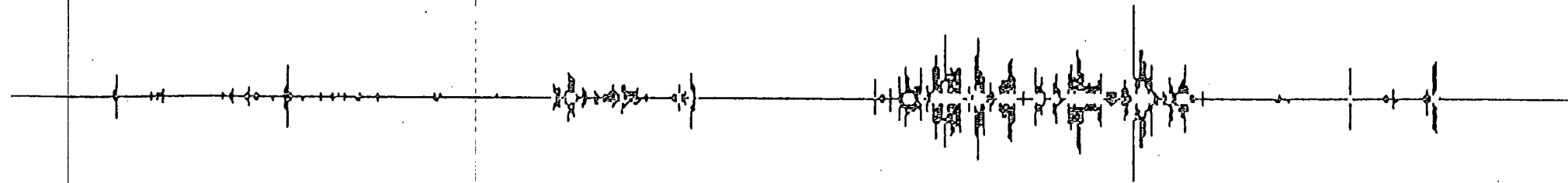
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45 seconds  
of ~~FILE~~ #1  
recording

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APPENDIX F

Send this image to other people in separate messages.



Say are you alright?

Honestly fuck you Jeremy  
don't ever hit me up in life



Smh

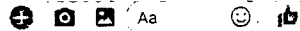
What the hell?

What a fucking shame you  
are you put my name on  
your paper work lawyers  
informed my mom your a  
piece of shit on God I hate  
your guts



Don't ever try to contact  
me again in life

I never did that



Send this image to other people in separate messages.



I never did that, I promise.



Your calling Pete galvan and my mom are liars

MAY 2, 2018 AT 2:52 PM

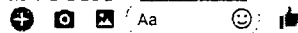
Cece. I never put you in my records or none of that mess. Yes they are lying and I can prove it.

MAY 2, 2018 AT 4:44 PM



How come Pete came to tochoa house and told me they had pics at flying j

MAY 2, 2018 AT 4:50 PM





Send this image to other people in separate messages.



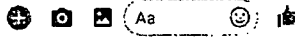
MAY 2, 2018 AT 4:59 PM

Because it was a lie. They want u to think they have pics cause I went to trial and they didn't have any of you or anyone else.

You said you were going to georgia because you knew you were getting locked up

MAY 2, 2018 AT 5:15 PM

No I didn't. I said I was going to Georgia to record. And why the hell am I in trouble for rocksalt that was given



Send this image to other people in separate messages.



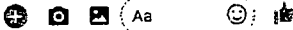
MAY 2, 2018 AT 5:15 PM

No I didn't. I said I was going to Georgia to record. And why the hell am I in trouble for rocksalt that was given to that narc?? I didn't know who he was and I only asked if you wanted to get whatever he wanted because I never said that I said I was going to go record.

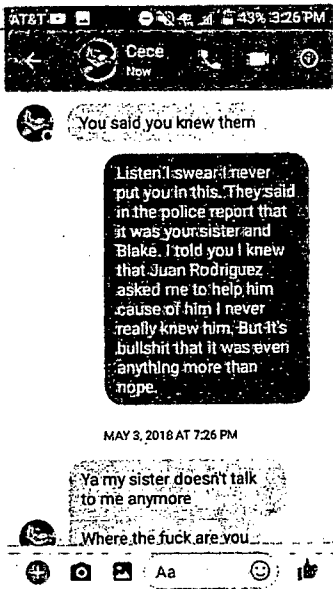


You said you knew them

Listen I swear I never put you in this. They said in the police report that it was your sister and Blake told you I knew



Send this image to other people in separate messages.



Send this image to other people in separate messages.



Ya my sister doesn't talk to me anymore



Where the fuck are you

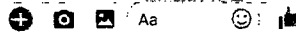
MAY 3, 2018 AT 11:27 PM

Jeremiah is locked up. This is a service that helps people to get on there Facebook.

MAY 4, 2018 AT 11:18 PM

Listen. Your sister and Blake can suit the government for putting them in a false charge.

MAY 5, 2018 AT 2:02 AM



Send this image to other people in separate messages.



Shit ima sue them to

MAY 5, 2018 AT 3:21 PM



MAY 6, 2018 AT 12:10 AM

