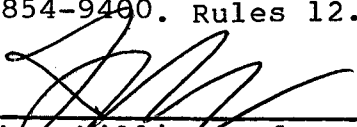


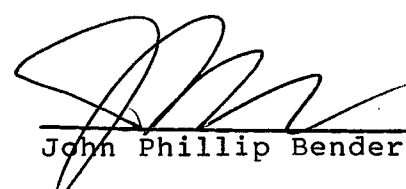
**RULE 29.5(c) DECLARATION OF PROOF OF SERVICE**

I, John Phillip Bender, petitioner, appearing pro se, am confined in the TDCJ-ID Memorial Unit, TC2-2, 59 Darrington Road, Rosharon, Brazoria County, Texas 77583, and I am proceeding in forma pauperis under Rule 39. I certify that all parties required to be served a copy of the foregoing Petition for Writ of Certiorari with Appendix (2 vols.) have been served. Rule 29.5(b). I certify that on the ~~25~~<sup>26</sup>th day of July, 2024, one true and correct copy of the petition and appendix was served upon opposing counsel, for The State of Texas, respondent, by mailing the same, first class mail, postage prepaid (inmate mailing), addressed to: The Honorable Jose Garza, District Attorney, Travis County, Texas, P.O. Box 1748, Austin, Texas 78767, whose telephone number is 512-854-9400. Rules 12.3, 29.3, 33.2.

 7/26/24  
\_\_\_\_\_  
John Phillip Bender, TDCJ #01600287  
Petitioner, Memorial Unit, TC2-2,  
59 Darrington Road, Rosharon, TX 77583

**28 U.S.C. §1746 UNSWORN DECLARATION UNDER PENALTY OF PERJURY**

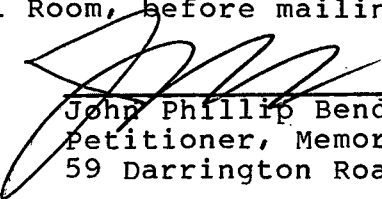
I, John Phillip Bender, petitioner, certify under penalty of perjury that the foregoing is true and correct. Executed on the ~~25~~<sup>26</sup>th day of July, 2024.

 7/26/24  
\_\_\_\_\_  
John Phillip Bender, TDCJ #01600287

**RULE 29.2 DECLARATION OF TIMELY MAILING**

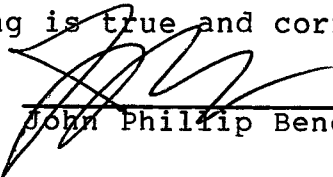
I, John Phillip Bender, petitioner, appearing pro se, am confined to the TDCJ-ID Memorial Unit, TC2-22, 59 Darrington Road, Rosharon, Brazoria County, Texas 77583, and I am proceeding in forma pauperis under Rule 39, and I filed by inmate mailing, one copy of my petition for writ of certiorari with appendix (2 vols.), prepared as required by Rule 33.2; and I have served one copy on opposing counsel, also by inmate mailing.

The last day of filing of my petition for writ of certiorari is July 29, 2024, the extended deadline. I certify that I timely deposited in the Memorial Unit's internal mail system, on July 26, 2024: one copy of my petition with appendix (2 vols.) in an envelope properly addressed to: Clerk, Supreme Court of the United States, Washington, D.C. 20543-0001; and, one copy of my petition with appendix (2 vols.) in a separate envelope addressed to opposing counsel for The State of Texas, Respondent: Jose Garza, District Attorney, Travis County, Texas, P.O. Box 1748, Austin, Texas 78767, whose telephone number is 512-854-9400; both envelopes deposited for affixing first class postage prepaid inmate mailing, by the TDCJ Memorial Unit Mail Room, before mailing.

 7/26/24  
John Phillip Bender, TDCJ #01600287  
Petitioner, Memorial Unit, TC2-2,  
59 Darrington Road, Rosharon, TX 77583

**28 U.S.C. §1746 UNSWORN DECLARATION UNDER PENALTY OF PERJURY**

I, John Phillip Bender, petitioner, certify under penalty of perjury that the foregoing is true and correct. Executed on the 26<sup>th</sup> day of July, 2024.

 7/26/24  
John Phillip Bender, TDCJ #01600287