

# STATE BAR OF TEXAS



*Office of the Chief Disciplinary Counsel*

*Carlos Leon  
10/2/17*

June 24, 2017

Carlos Leon

Re: 201703538 - Carlos Leon - Chase Reed Gomillion

Dear Mr. Leon:

The Office of the Chief Disciplinary Counsel of the State Bar of Texas has received your grievance against the above named lawyer.

Lawyers licensed in Texas are governed by the Texas Disciplinary Rules of Professional Conduct, and may only be disciplined when their conduct is in violation of one or more of the disciplinary rules. We have concluded that the conduct you described is not a violation of the disciplinary rules. Thus, your grievance has been dismissed.

If you would like further review of your grievance, you may choose one of the following two options:

1. Amend your grievance and re-file it. It is not necessary to list the disciplinary rules you believe were violated. You have twenty (20) days from your receipt of this letter to re-file your amended grievance.

OR

2. Appeal this decision to dismiss your grievance to the Board of Disciplinary Appeals. You must submit your appeal directly to the Board of Disciplinary Appeals by using the enclosed form. You have thirty (30) days from your receipt of this letter to appeal this decision.

If you choose not to pursue either of the two options above, you may consider contacting the Client-Attorney Assistance Program (CAAP). Pursuant to the State Bar Act, the State Bar of Texas maintains the Client-Attorney Assistance Program (CAAP), which you may have contacted prior to filing your grievance. Accordingly, please be advised that even after a grievance has been dismissed, CAAP can still attempt to assist you through alternative dispute resolution procedures unless the attorney at issue is *deceased, disbarred, suspended or not your*

lawyer. CAAP is not a continuation of the attorney disciplinary process, and participation by both you and your attorney is voluntary. Should you wish to pursue that option, CAAP may be reached at 1-800-932-1900.

Please know that the Office of the Chief Disciplinary Counsel maintains confidentiality in the grievance process as directed by the Texas Rules of Disciplinary Procedure.

Sincerely,



E. Hsu  
Assistant Disciplinary Counsel

EHH/tf

Enclosures: BODA Appeal Form

Cc: Chase Reed Gomillion

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THE BOARD OF DISCIPLINARY APPEALS  
APPOINTED BY THE SUPREME COURT OF TEXAS

September 01, 2017

Carlos Leon

RE: Disposition of Appeal Notice  
Carlos Leon v. Chase Reed Gomillion  
201703538; BODA Case No. 59346

Dear Mr. Leon:

On August 31, 2017, the Board of Disciplinary Appeals appointed by the Supreme Court of Texas considered your appeal from the dismissal of your grievance. The Board is a separate body from the State Bar of Texas Chief Disciplinary Counsel who screened your grievance when you filed it. After reviewing your grievance as you originally filed it and no other information, the Board has determined that the conduct you described in the grievance does not allege a violation of the Texas Disciplinary Rules of Professional Conduct. Because you have not alleged professional misconduct under the rules, the Board affirms the dismissal of your grievance.

This decision concludes your appeal, and the Board has closed its file. The Board's decision is final.

Information concerning the disciplinary system, the Texas Disciplinary Rules of Professional Conduct, and the Texas Rules of Disciplinary Procedure are available at [www.texasbar.com](http://www.texasbar.com). The Board's Internal Procedural Rules are available at [www.txboda.org](http://www.txboda.org).

Very truly yours,

A handwritten signature in cursive script that appears to read "Gayle Vickers".

Gayle Vickers  
Deputy Director & Counsel

GRV/jt

cc: Chase Reed Gomillion

Laura Popp  
State Bar of Texas  
PO Box 13287  
Austin, TX 78711  
(512) 427-1350  
(877) 953-5535 toll free



To: The Board of Disciplinary Appeals

from: Carlos León

Carlos León  
10/2/17

Re: 201703538 - Carlos León - Chase Reed  
Gomillion, Bar No. 24094683 / Dismissal  
Date: 06/22/2017

for: Appealing the dismissal to the Board of  
Disciplinary Appeals

DATE: 7/20/17

June 5, 2017, I hand-delivered my handwritten  
complaint against Austin Assistant City Attorney Chase  
Reed Gomillion to employee Esther <sup>Alvarez</sup> from the State Bar  
of Texas - Office of the Chief Disciplinary Counsel  
(See evidence in Exhibit A). My 36-page document  
explained the background of the two cases connected to  
ticket #14199822, stated what Mr. Gomillion wrote,  
said, + did during and related to them, detailed the  
Texas laws he allegedly broke and the many Texas  
Disciplinary Rules of Professional Conduct he blatantly  
violated, and included relevant evidence to back my  
legal + administrative analyses (See Exhibit B).

(1 of 5)

July 5, 2017, CDC Employee Esther <sup>Alvarez</sup> handed me a letter dated June 24, 2017 that appears to be from the CDC (Re: 201703538) that says the CDC "concluded that the conduct you described is not a violation of the disciplinary rules. Thus, your grievance has been dismissed." (See Exhibit C).

This shocking CDC determination is the exact opposite of what should have happened - classifying it as a Complaint & moving forward to disbar Chase Reed Gomillion for his unprofessional & unlawful conduct, per the Texas Disciplinary Rules of Professional Conduct, Texas Code of Criminal Procedure, & Texas Penal Code.

Because BODA IPR 4.01(b)(2) says that in the case of a dismissal, the contents of the judgment are confidential and that no additional information regarding the contents of a judgment of dismissal may be disclosed to the complainant, I cannot explicitly know CDC's official justification for the dismissal of my grievance against Chase Reed Gomillion.

Therefore, The most logical, and likely, possibilities are:  
whoever made the dismissal determination at CDC  
did not read my handwritten complaint because  
he/she turned a blind eye to it or because it  
was internally sabotaged and/or replaced with a  
forged grievance falsely attributed to me that did  
not truly describe Gomillion's conduct.

OR

whoever made the dismissal determination at CDC  
did read my handwritten complaint. However,  
because the evidence against Mr. Gomillion is  
clear & more than sufficient to show all his  
TDRPC violations, the CDC seems to be saying  
that because cases #529140 & #560652 never truly  
existed, neither did Gomillion's many conduct  
violations during & connected to them.

BUT The CDC cannot legally retroactively apply an  
Opposite ex-post facto law to positively affect  
Gomillion's privilege to practice law by not making

into violations actions he took that were violations when he committed them, negating punishment for his past conduct, because the Constitution for the United States of America explicitly forbids ex post facto laws being passed by a State (U.S. CONST. - Article I, Section 10, Clause 1, Part 6).

Therefore, if you allow the CDC to act above or outside Texas or U.S. Constitutional law and your own rules, then you, the CDC, & this process are frauds - important information for Texans to know to judge and sentence you in the Court of Public Opinion.

Therefore, not only does BODA need to read my actual handwritten complaint against Chase Reed Gomillion, but BODA should investigate the CDC to find out who made the original dismissal determination & if he/she officially based his/her decision on my handwritten complaint.

Also, the CDC's grievance dismissal appears part of the larger criminal cover up & accountability avoidance related to ticket # 14199822, mentioned in the →

Background section of the Complaint.

Therefore, though The Board of Disciplinary Appeals specifically says not to send any additional information to BODA, I have enclosed this cover letter + Exhibits A-C to do my best to ensure BODA reads + sees the truth.

Note : Though the CDC refers to my original complaint as a grievance, I call it a complaint because I believe that's its true classification based on the evidence.

In Solidarity,

Carlos León

Carlos León



To: Chief Disciplinary Counsel - State Bar of Texas  
1414 Colorado  
Austin, TX

From: Carlos León - Complainant

Re: Complaint against Assistant City Attorney Chase Reed Gomillion, Austin Municipal Court, Austin, TX

Date:

I, Carlos León, representing myself, allege that Assistant City Attorney Chase Reed Gomillion, Austin Municipal Court, Austin, TX, intentionally committed multiple acts of professional misconduct requiring the most severe sanction, disbarment, be imposed upon him ASAP to hold him accountable for his actions, protect the public from him, and ensure the integrity and honor of the legal profession + Texas judicial system.

Texas Rules of Disciplinary Procedure 1.06 (w)(1) defines professional misconduct as "Acts or commissions by an attorney, individually or in concert with another person or persons, that violate one or more of the Texas Disciplinary

Rules of Professional Conduct."

Therefore, to prove his professional misconduct, I will first recant his specific acts & alleged crimes, evidenced by Supporting documentation & relevant Texas law, then show how his acts & crimes violated multiple Texas Disciplinary Rules of Professional Conduct.

The specific acts & alleged crimes are organized as follows:

Background

Introduction

Perjury

Aggravated Perjury

Double Jeopardy

Official Misconduct

Abuse of Official Capacity

Official Oppression

The violated Texas Disciplinary Rules of Professional Conduct are:

3.09 (a), (c), (d) - Special Responsibilities of a Prosecutor

3.03 (a)(1), (a)(2) - Candor Toward the Tribunal

4.01 (a) - Truthfulness in Statements to Others

1.02 (c) - Scope and Objectives of Representation

8.04 (1), (2), (3), (4), (12) - Misconduct

Preamble (1), (3), (4), (9) - A Lawyer's Responsibility

## Background

Immediately after I lawfully crossed Guadalupe westbound on foot at Maiden Lane in the late evening on 1/8/17, APD Officer Monika McCoy (#7553) performed an unnecessary pedestrian stop on me at the northwest corner of Maiden Lane at Guadalupe, falsely telling me I had to cross Guadalupe at 38th or 34th in a marked crosswalk. She wrongly cited me for a suspected PED CROSSING MID BLOCK violation only, which never happened, writing false information on ticket #14199822 and failing to write in the vibration code or mark that ~~is~~ the pedestrian stop was performed late evening ("PM").

McCoy's mistakes set off a chain of criminal cover-up + accountability avoidance actions by APD (Austin Police Department) + Austin Municipal Court employees, which already have been turned in to Travis County District Attorney's White Collar Crime - Public Integrity Unit and certified mailed to the Office of the Attorney General to prosecute them for their crimes.

## Introduction

Started by ticket no. 14199822, events for cause no. 8529140 and Case no. 8560652 allegedly show Assistant City Attorney Chase Reed Gomillion, acting as State prosecutor, guilty of perjury, aggravated perjury, official misconduct, abuse of official capacity, and official oppression.

## Perjury

Ticket number 14199822 (See Exhibit 1) was originally filed as cause number 8529140 March 2, 2017 for a suspected PED CROSSING MID BLOCK violation - Code 42140, per State's certified copy of its original Complaint (See Exhibit 2).

March 30, 2017 during the 8 pm docket for bench trials in Courtroom 2A (See Exhibit 3), the judgment signed by Assistant City Attorney Chase Reed Gomillion and trial court Judge Barbara Garcia was to dismiss the PEDESTRIAN CROSSING MIDBLOCK charge in case number 8529140 (See Exhibit 4).

However, when processing State's motion to dismiss, Mr. Gomillion verbally told trial court Judge Garcia, in my presence,

he was refiling it within 24 hours as a PEDESTRIAN IN ROADWAY charge. In fact, on State's written motion to dismiss, that Mr. Gomillion signed and processed, was written, "D&R: Refile as Ped in Roadway, City Code" on the "Other" line (See Exhibit 4).

But before Judge Garcia signed it, Mr. Gomillion wrote, in my presence, "Pedestrian in Roadway" below "Judgment" and above "Violation: PEDESTRIAN CROSSING MIDBLOCK" in courtroom 2A during the 8 pm docket on March 30, 2017 when he first tried verbally bullying me into agreeing to wrongly try case number P529140 ~~as~~ for a PEDESTRIAN IN ROADWAY charge not written on ticket no. 14199822, then and there, with zero preparation time for me, so that I'd give up my pre-trial rights, like my right to discovery to protect myself from misleading or false testimony or evidence being introduced by the State prosecutor on a new charge not written on the ticket.

Only after I immediately and rightly refused Mr. Gomillion's attempted bullying by loudly and clearly telling him and the Court I was ready for trial for the alleged

PEDESTRIAN CROSSING MIDBLOCK offense only for case number 8529140 did Gomillion then approach Judge Garcia, in my presence, and say State wanted to dismiss the PEDESTRIAN CROSSING MIDBLOCK charge, but refile it within 24 hours as a PEDESTRIAN IN ROADWAY case.

However, Article 45.040 of the Texas Code of Criminal Procedure says, "In no case shall the State be entitled to a new trial." Therefore, Mr. Gomillion verbally made a false statement, and attested to it in writing per his signature, because he knowingly made an untrue statement with intent to mislead (Black's Law Dictionary - Tenth Edition, definition of "false statement," under the entry for "Statement").

Mr. Gomillion allegedly made that false statement under oath because Article 82.037 (a)(1,2, +4) of the Texas Government Code says, "Each person admitted to practice law shall, before receiving a license, take an oath that the person will support the Constitutions of the United States and this State, honestly demean oneself in the practice of law, and conduct oneself with integrity."

Communicating with the Court and all parties."

Therefore, because Mr. Gamillion allegedly made a false statement under oath with intent to deceive and with knowledge of its meaning, he allegedly committed perjury, per Article 37.02 (a)(1) of the Texas Penal Code.

### Aggravated Perjury

Per Texas Penal Code 1.07 (33), "official proceeding" means any type of judicial proceeding that may be conducted before a public servant, like the one before Judge Garcia when Mr. Gamillion made his false statement.

Per Texas Penal Code 37.04 (a), a statement is material, regardless of the admissibility of the statement under the rules of evidence, if it could have affected the course or outcome of the official proceeding, like leading to a second trial. State is not legally entitled to have because Judge Garcia's signature on State's motion to dismiss Case No. 8529140 appears to sanction the dismissed case's refiling, per the written pledge to do so on the "other" line.

That's why false statements made by a lawyer to a tribunal that might corrupt the course of litigation, even if they are not at some determinative, are material and prohibited (V.T.C.A. Government Code Title 2, Subtitle G App., Art. 10, § 9, Rules of Prof. Conduct, Rule 3.03 (a)(1); Cohn v. Commission for Lawyer Discipline).

In fact, for purposes of aggravated perjury, "materiality" refers to statements having some substantial potential for obstructing justice (Steen v. State), like unlawfully trying me a second time to convict me of a crime I did not commit.

Therefore, Mr. Ganillion allegedly committed Aggravated perjury, a third degree felony, per Texas Penal Codes 37.03 (a)(1,2) and (b).

### Double Jeopardy

In fact, the dismissed PEDESTRIAN CROSSING MIDBLOCK charge on ticket number 14199822 for cause / case number P529140 was refiled as a new

PEDESTRIAN IN ROADWAY suspected violation with  
new cause/case number P560652 in a new complaint  
dated April 3, 2017, for the same ticket number  
14199822, per State's certified copy (See Exhibit 5).

That filing allegedly caused Double Jeopardy, per Article  
27.05 (4) of the Texas Code of Criminal Procedure, by  
attempting to try me, the defendant, a second time for  
a different offense arising out of the same alleged  
criminal episode, though it was never written on the  
ticket (See Exhibit 1) and should have been consolidated  
into one trial if it had, and despite the former  
prosecution being terminated by a judgment for me,  
the defendant, that has not been reversed, set aside,  
or vacated and that necessarily required a determination  
consistent with a fact that must be established to  
secure conviction in the subsequent prosecution.

Specifically, the judgment to dismiss the suspected  
PEDESTRIAN CROSSING MIDBLOCK violation required a  
determination that I, the defendant, lawfully crossed

Guadalupe at Maiden Lane in the late evening, which is inconsistent with establishing a fact that I unlawfully crossed Guadalupe at 35th in the morning to secure conviction in the subsequent prosecution for the alleged PEDESTRIAN IN ROADWAY charge.

Supporting my legal analysis are the online April 18, 2017 and May 3, 2017 Municipal Court Public Inquiry records for Case No. 8560652, which show ticket no. 14199822 being issued at 8:20 AM on 1/8/17, though the actual pedestrian stop by APD Officer McCoy (#7553) didn't occur until late evening on 1/8/17 at Maiden Lane at Guadalupe (See the first case event on Exhibit 6 and Line 40 of Exhibit 7).

That alleged tampering with a governmental record will not be discussed further here, though it's part of a pattern of Tampering with governmental records throughout Austin Municipal Court's online record system re: case events for Case No. 8560652 as well as APD Central Records illegally withholding exculpatory dashboard camera video evidence, directly contradicting the OAG's explicit Open Records Ruling 2016-10001 requiring its release.

Therefore, State's filing of complaint for cause/case no. 8560652 causing Double Jeopardy highlights why Assistant City Attorney Chase Reed Gomillion's verbal and written statements to refile the dismissed charge in cause/case no. 8529140, of which he knew their meaning and made them during an official proceeding, were false, intended to deceive, and material per Texas law, supporting my evidence-based claim he committed aggravated perjury.

### Official Misconduct

Because Assistant City Attorney Chase Reed Gomillion is a public servant, per Texas Penal Code 1.07 (41)(D), who allegedly intentionally or knowingly committed aggravated perjury while acting in an official capacity as a public servant, he also is allegedly guilty of official misconduct, per Article 3.04 of the Texas Code of Criminal Procedure and V.T.C.A. Government Code Title 2, Subtitle G App., Art. 10, § 9, Rules of Prof. Conduct, Rule of 8.04 (a)(2).

## Use of Official Capacity

Therefore, because public servant Gomillion allegedly committed aggravated perjury with intent to defraud and harm me by trying to fool and force me into accepting Double Jeopardy to wrongly try me a second time to convict me of a crime I did not commit, he abused his official capacity, per Texas Penal Code 39.02 (a)(1).

## Official Oppression

Therefore, because public servant Gomillion acting under color of his employment intentionally subjected me to mistreatment that he knows is unlawful and intentionally tried denying or impeding my exercise of my right to not be tried a second time after the original case was dismissed, public servant Gomillion is allegedly guilty of official oppression, per Texas Penal Code 39.03 (1,2).

## TDRPC 3.09 - Special Responsibilities of a Prosecutor

TDRPC 3.09 - Special Responsibilities of a Prosecutor says that the prosecutor in a criminal case shall:

- (a) refrain from prosecuting or threatening to prosecute a charge that the prosecutor knows is not supported by probable cause;
- (c) not initiate or encourage efforts to obtain from an unrepresented accused a waiver of important pre-trial or post trial rights;
- (d) make timely disclosure to the defense of all evidence or information known to the prosecutor that tends to negate the guilt of the accused,

Therefore, when Assistant City Attorney Chase Reed Gomillion, acting as State prosecutor against me, the defendant in Case no. P529140, tried bullying me verbally & in writing in the courtroom to agree to try Case no. P529140 for a PEDESTRIAN IN ROADWAY charge not written on ticket no. 14199822, because it never happened, he did not refrain from threatening to prosecute a charge (PEDESTRIAN IN ROADWAY) that he, the prosecutor, knows is not supported by probable cause. Therefore, he violated TDRPC 3.09(a).

When Gomillion, acting as State prosecutor against me, the defendant in Case no. 8529140, tried bullying me into agreeing to try Case no. 8529140 for a new, different PEDESTRIAN IN ROADWAY charge with zero notice & zero preparation time, Gomillion initiated & encouraged efforts to obtain from me, an unrepresented accused, a waiver of important pre-trial rights, like my right to discovery. Therefore, he violated TDRPC 3.09(c).

When Gomillion, acting as State prosecutor against me, the defendant in Case no. 8529140, pledged verbally & in writing to refile the dismissed PEDESTRIAN CROSSING MID BLOCK charge in Case no. 8529140 as a new charge (PEDESTRIAN IN ROADWAY) not written on the same ticket (No. 14199822) for a new case (No. 8560652) to cause Double Jeopardy against me, Gomillion initiated efforts to obtain from me, an unrepresented accused, a waiver of important post trial rights, like my right not to be tried a second time for the same alleged criminal episode after the first trial was terminated by a judgment for me, the defendant. Therefore, Gomillion again violated TDRPC 3.09(c).

When Gomillion allegedly refiled the dismissed PEDESTRIAN CROSSING MIDBLOCK charge in terminated Case #529140 as a PEDESTRIAN IN ROADWAY charge for Case #560652 to cause Double Jeopardy against me, Gomillion encouraged efforts to obtain from me, an unrepresented accused, a waiver of important post trial rights, like my right not to be tried a second time for the same alleged criminal episode after the first trial was terminated by a judgment for me, the defendant. Therefore, Gomillion yet again violated TDRPC 3.09(c).

When Gomillion, acting as State prosecutor against me, the defendant, in Case #529140 (PEDESTRIAN CROSSING MIDBLOCK), tried bullying me to agree to try Case #529140 instead for a PEDESTRIAN IN ROADWAY charge not written on ticket #14199822, with no notice + no preparation time, Gomillion did not make timely ~~any~~ disclosure to the defense (me) of all evidence or information known to the prosecutor (him) that tends to negate the guilt of the accused (me), like Officer McCoy's dashboard camera video recording showing me lawfully crossing Guadalupe westbound on foot at Maiden Lane late evening Jan. 8, 2017, which IS not a PEDESTRIAN

IN ROADWAY violation. Therefore, Gomillion violated  
TDRPC 3.09 (d).

TDRPC 3.03 ~~et seq.~~ - Candor Toward Tribunal + TDRPC 4.01 -  
Truthfulness in Statements to Others

TDRPC 3.03 (a)(1) says a lawyer shall not knowingly make a false statement of material fact or law to a tribunal. TDRPC 4.01 (a) says in the course of representing a client a lawyer shall not knowingly make a false statement of material fact or law to a third person. Such statements will violate this rule only if the lawyer knows they are false and intends to mislead [Comment 2 - Texas Lawyers' Professional Ethics (4th Edition); Texas Legal Malpractice + Lawyer Discipline (14th Edition)].

Therefore, representing the State, Gomillion's false statement to Judge Garcia (tribunal) + me (third person) to falsely refile the dismissed PEDESTRIAN CROSSING MIDBLOCK charge as a new PEDESTRIAN IN ROADWAY charge for a new case, creating + violating Public Jeopardy per Article 45.040 of the Texas Code of Criminal Procedure, to

mislead Judge Garcia + me into believing I could be tried a second time for a crime I did not commit, after the first trial was terminated by judgment for me, the defendant, that has not been reversed, set aside, or vacated + that necessarily required a determination inconsistent with a fact that must be established to secure conviction in the subsequent prosecution, Gomillion violated TDRPC 3.03(a)(1) + TDRPC 4.01(a).

TDRPC 3.03 (a)(2) says a lawyer shall not knowingly fail to disclose a fact to a tribunal when disclosure is necessary to avoid assisting a criminal or fraudulent act. However, when Gomillion did not disclose to Judge Garcia the fact that State refiling a dismissed charge from a terminated case as a new charge for a new trial violated Article 45.040 of the Texas Code of Criminal Procedure, Gomillion knowingly failed to disclose a fact to a tribunal when disclosure is necessary to avoid assisting State commit a criminal or fraudulent act. Therefore, Gomillion violated TDRPC 3.03(a)(2).

Keep in mind that TDRPC - Preamble: Terminology defines:

"knowingly," "known," or "knows" as actual knowledge of the fact in question and that a person's knowledge may be inferred from circumstances; and

"fraud" or "fraudulent" as conduct having a purpose to deceive and not merely negligent misrepresentation or failure to apprise another of relevant information

### TDRPC 1.02 - Scope and Objectives of Representation

TDRPC 1.02(c) says a lawyer shall not assist a client to engage in conduct that the lawyer knows is criminal or fraudulent. However, when Gomillion got Judge Garcia to sign off on Gomillion's verbal & written pledge to refile the dismissed PEDESTRIAN CROSSING MIDBLOCK charge for Case no. 8529140 as a new PEDESTRIAN IN ROADWAY charge for a new case (no. 8560652), Gomillion assisted his client (State) to engage in conduct that Gomillion knows is criminal or fraudulent, therefore, Gomillion violated TDRPC 1.02(c).

Also, when Gomillion allegedly refiled the dismissed PEDESTRIAN CROSSING MIDBLOCK charge for terminated Case No. 8529140 from ticket no. 14199822 as a new PEDESTRIAN IN ROADWAY charge for a new case (No. P560652) from the same ticket no. 14199822, though State is not entitled to a new trial, per Article 45.040 of the Texas Code of Criminal Procedure, Causing Double Jeopardy, per Article 27.05(4) of said Code, Gomillion assisted his client (State) to engage in conduct that Gomillion knows is criminal or fraudulent. Therefore, Gomillion again violated TDRPC 1.02(c).

### TDRPC 8.04 - Misconduct

To maintain the integrity of the legal profession, TDRPC 8.04(a) says that a lawyer shall not:

- (1) violate these rules;
- (2) Commit a serious crime, or commit any other criminal act that reflects adversely on the lawyer's honesty, trustworthiness, or fitness as a lawyer in other respects;

- (3) engage in conduct involving dishonesty, fraud, deceit, or misrepresentation;
- (4) engage in conduct constituting obstruction of justice;
- (12) violate any other laws of this State relating to professional conduct of lawyers and to the practice of law

TDRPC 8.04(b) says that, as used in SubSection (a)(2) of this Rule, "Serious crime" means any felony involving moral turpitude. Crimes involving "moral turpitude" are those that involve dishonesty, fraud, deceit, or misrepresentation that reflect adversely on lawyer's honesty, trustworthiness, or fitness as a lawyer in other respects [Duncan v. Board of Disciplinary Appeals].

Therefore, because Gomillion has allegedly violated several Texas Disciplinary Rules of Professional Conduct, he has violated TDRC 8.04 (1).

Because Gomillion has allegedly committed a serious crime, Aggravated Perjury, Gomillion has violated TD RPC §.04(2).

Because Gomillion has allegedly committed other criminal acts that reflect adversely on Gomillion's honesty, trustworthiness, and fitness as a lawyer (i.e., perjury), Gomillion has violated TD RPC §.04(2).

Because Gomillion has repeatedly engaged in conduct involving dishonesty, fraud, deceit, and/or misrepresentation, he has violated TD RPC §.04(3).

Per U.S. v. Richardson, Because (1) There was a judicial proceeding pending when Gomillion attempted to bully me into trying case no. 8529140 for a non-existent, non-cited PEDESTRIAN IN ROADWAY charge instead of the non-existent, but cited, PEDESTRIAN CROSSING MIDBLOCK Suspected violation; (2) Gomillion had knowledge of the judicial proceeding; ~~(3)~~ and (3) Gomillion acted corruptly with the specific intent to influence that judicial proceeding in its due administration of justice by performing an act required by law in the discharge of duties - telling me, the defendant, how State wanted to proceed

in Case no. 8529140, Gomillion engaged in conduct constituting obstruction of justice. Therefore, Gomillion violated TDRPC 8.04 (4),

Per U.S. v. Richardson, because (1) There was a judicial proceeding pending when Gomillion verbally, & in writing, pledged to refile the about-to-be dismissed charge of PEDESTRIAN CROSSING MID BLOCK for Case no. 8529140 as a new case for a never-cited, non-existent PEDESTRIAN IN ROADWAY charge; (2) Gomillion had knowledge of the judicial proceeding; and (3) Gomillion acted corruptly with the specific intent to influence that judicial proceeding in its due administration of justice by attempting to illegally continue the about-to-be terminated Case 8529140 for ticket 14199822 under the guise of a new, never-cited, non-existent charge for a new case when performing an act required by law in the discharge of his duties - telling Judge Garcia how State wanted to proceed in Case 8529140. Gomillion engaged in conduct constituting obstruction of justice. Therefore, Gomillion again violated TDRPC 8.04 (4),

Because Gomillion allegedly violated other laws of this State relating to professional conduct of lawyers and to the practice of law (i.e., abuse of official capacity; official oppression; official misconduct), Gomillion violated TDRPC 8.04 (12).

### TDRPC - Preamble: A Lawyer's Responsibilities

The TDRPC - Preamble: A Lawyer's Responsibilities states:

(1) Lawyers, as guardians of the law, play a vital role in the preservation of society... A consequent obligation of lawyers is to maintain the highest standards of ethical conduct.

However, Assistant City Attorney Chase Reed Gomillion did the exact opposite, attacking Constitutional law toward transmogrifying society into a lawless, anti-Constitutional anti-society by acting unethically.

(3) In all professional functions, a lawyer should zealously pursue clients' interests within the bounds of the law.

However, Gomillion followed his interest in trying to

prosecute me outside the law by acting unprofessionally.

(4) A lawyer's conduct should conform to the requirements of the law... A lawyer should use the law's procedures only for legitimate purposes and not to harass or intimidate others.

However, Assistant City Attorney Gonillion's conduct did not conform to the requirements of the law; He misused the law's procedures for illegitimate purposes to try harassing, intimidating, & hurting me.

In fact, the unlawful refiling of terminated Case #529140 as new Case #560652 appeared to continue after it was rightly terminated by Judge Solomon April 27, 2017 (See Exhibit 8 ) because the online Municipal Court Record System showed a Request to Appear - Bench trial for terminated Case #560652 was generated May 3, 2017, showing an illegal second trial for Case #560652, which is really an illegal third trial for ticket 14199P22, which never should have been issued in the first place, to try convicting me of a crime I did not commit to falsely criminalize me.

(See Exhibit 7, Line 19).

(q) So long as its practitioners are guided by these principles, the law will continue to be a noble profession. This is its greatness and its strength, which permit no compromise.

However, Chase Reed Gamillion chose not to follow these principles to not meet his professional responsibilities to bring down the legal profession's nobility, attack the integrity of the Texas justice system, and torpedo his own legal career.

### Conclusion - Practice of Law is a License, not a Right

The practice of law is a license, not a right, and only persons of good moral character and fitness are permitted to practice law in the courts of the State [State Bar of Tex. v. Heard]. Though bad moral character is self-evident & explanatory, a lack of fitness includes a lack of those qualities of mental & psychological health that enable a person to discharge

a lawyer's responsibilities in conformity with the  
Texas Disciplinary Rules of Professional Conduct  
[Texas Disciplinary Rules of Professional Conduct -  
Preamble: Terminology]

Therefore, based on the aforementioned evidence + legal analysis, Assistant City Attorney Chase Reed Gomillion clearly + repeatedly demonstrated bad moral character + a lack of fitness.

Therefore, do not permit Mr. Gomillion to practice law in Texas anymore; Disbar Chase Reed Gomillion ASAP to hold him accountable for his actions, protect the public from him, and ensure the integrity + honor of the legal profession + Texas Judicial System.

There is no compromise.

In Solidarity,

Carlos León

Carlos León



## Exhibits

1. Ticket number 14199822
2. Certified complaint for cause number 8529140
3. Notice for Bench trial - Case number 8529140
4. Judgment to terminate Case number 8529140
5. Certified Complaint for cause number P560652
6. Online Public Inquiry Record- Case number 8560652
  - April 18, 2017
7. Online Public Inquiry Record- Case number 8560652
  - May 3, 2017
8. Judgment to terminate case number P560652



# Exhibit 1

JUDGE  
copy

(22)

The pedestrian stop ↗  
for ticket 14199822  
took place late evening  
on 1/8/17.

Officer McCoy failed  
to mark "PM"

False. It was  
Maiden Lane &  
Swachkope for  
the  
unnecessary  
pedestrian  
stop

location  
of  
the alleged, but false  
ped crossing mid-block  
violation

REvised 3/15		Ticket Number 14199822		
Austin Citation		TR-14199822	MISD	
D.F.P. / COM.D.L.S. I.D. #		STATE	DATE	
LAST NAME	FIRST NAME	MIDDLE INITIAL		
LEON CARDOS				
RESIDENCE ADDRESS				
CITY	STATE	ZIP CODE	HOME PHONE (AC)	
Austin	TX			
TRAILER#	TRAILER ST	DATE OF BIRTH		
SEX	HEIGHT	EYES	EMPLOYER OR SCHOOL	
M				
INSURANCE VALID?	SCHOOL ZONE?	WORKERS IN CONCRETE ZONE?	HAZ. MATERIALS?	COMMERCIAL VEHICLE?
YES	YES	YES	YES	YES
VEH. COLOR	VEH. YEAR	VEHICLE MAKE	BODY TYPE	MANUFACTURER
VIOLATION DATE		VOL. TIME	CONDITIONS	NAME OF PARK OR SCHOOL
01/08/17		AM <input type="checkbox"/> PM <input checked="" type="checkbox"/>	Day Light Dark Wet	
VIOLATION LOCATION				
35TH ST				GRADE LINE
Ped Crossing Mid Block				VIOL. CODE
VIOLATION (B)				VIOL. CODE
VIOLATION (C)				VIOL. CODE
REASON FOR STOP (REQUIRED)				
SEE A				
RK	PS	V3	RFS	1
Cell phone <input type="checkbox"/>		STEP <input type="checkbox"/>	CAD 1081477	
ALLEGED SPEED	SPEED LIMIT	RADAR <input type="checkbox"/> LASER <input type="checkbox"/> <input checked="" type="checkbox"/> VISUAL <input type="checkbox"/> PACED	DIV. TRAV.	ON TIME <input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> BLUE FORM <input type="checkbox"/>
OFFICER		OFFICER		
LEON CARDOS		LEON CARDOS		
If Non-Police Officer Signature				
APPEARANCE DATE AT COURT OFFICER/PARALEGAL/PROSECUTOR		INFORMATION FOR ADDITIONAL INFORMATION AND OPERATING HOURS		
I HAVE READ THE WRITTEN NOTICE TO APPEAR AND I WILL APPEAR AT THE CITY OF AUSTIN MUNICIPAL COURT ON THE DATE STATED ABOVE AND I AGREE TO PAY THE FINE AS STATED IN THIS TICKET. FOR MORE INFORMATION CALL 512-974-4400.				
REESTACION DE COMPARECENCIA POR ESCRITO Y CONSEGUIR EN EL TRIBUNAL MUNICIPAL DE LA CIUDAD DE AUSTIN A LAS FECHAS Y HORAS ESTABLECIDAS EN EL DIA DE LA FELINA DE PAGO DEL FINE ALTERNATIVO. PREGUNTAR AL OFICIAL QUE RECIBIO EL CITADO PARA OBTENER MAYOR INFORMACION LLAMANDO AL NUMERO 512-974-4400.				
THIS IS NOT A WAIVER OF JURY TRIAL. A PLEA AGREEMENT IS NOT AN EXPLANATION OR EXPLANACION DE UN PLENO. ESTA NO ES UNA DECLAMACION DE UN PLENO. ESTA NO ES UNA DECLAMACION DE UN PLENO.				
Information on following pages may be read via the other pages.				
DEFENDANT COPY				

PED CROSSING MID BLOCK was the only alleged violation & reason  
for the pedestrian stop

(63)

Exhibit 2

Ticket Number: 14199822 Cause Number: 8529140  
Violation Code: 42140 PEDESTRIAN CROSSING MIDBLOCK

THE STATE OF TEXAS  
VS  
Carlos Leon

IN THE MUNICIPAL COURT  
CITY OF AUSTIN, TEXAS

**COMPLAINT**

THE STATE OF TEXAS  
CITY OF AUSTIN

§ § §  
IN THE NAME AND  
BY THE AUTHORITY OF  
THE STATE OF TEXAS

I, the undersigned affiant, do solemnly swear that I have good reason to believe and do believe that one Carlos Leon on or about Sunday, January 8, 2017 and before the making and filing of this complaint, within the territorial limits of the City of Austin, Texas,

Did then and there as a pedestrian cross a public roadway, to wit: 35TH STREET AT GUADALUPE STREET between adjacent intersections at which traffic control signals were in operation, failing to cross in a marked crosswalk.

Against the Peace and Dignity of the State.

3/2/17

*Lisa Munden*

Lisa Munden, Affiant



Sworn to and subscribed before me by affiant on this day

*Phyllis Holt Zepke*

Deputy Clerk, for and on behalf of  
The Clerk of the Municipal Court,  
City of Austin, Texas

State of Texas  
Austin Municipal Court  
The foregoing instrument is a full, true  
and correct copy of the original on file  
  
Deputy Clerk Date  
4/28/17  
Austin Municipal Court

Exhibit 3

(24)



City of Austin  
Municipal Court

Sherry Statmårt  
Presiding Judge      Mary Jane Grubb  
Clerk of the Court

Address: 700 E. 7<sup>th</sup> St., Austin, TX 78701  
Mail: P.O. Box 2135, Austin, TX 78768  
Phone: (512) 974-4800  
Internet: [www.austintexas.gov/court](http://www.austintexas.gov/court)  
E-mail: [court@austintexas.gov](mailto:court@austintexas.gov)

March 1, 2017

Carlos [REDACTED] Leon

[REDACTED]  
Austin, TX [REDACTED]

Re: Ticket No.: 14199822  
Case No.: 8529140  
Violation: PEDESTRIAN CROSSING MIDBLOCK

Dear Carlos [REDACTED] Leon,

You are scheduled to appear at the City of Austin Municipal Court, located at 700 E. 7<sup>th</sup> Street, Austin, Texas, for the following: *Usted debe comparecer en el Juzgado Municipal de la Ciudad de Austin, ubicado en la Calle 7 Número 700, Austin, Texas, para lo siguiente:*

Bench Trial  
Date: Thursday, March 30, 2017  
Time: 8:00 PM  
Courtroom 2A, on the second floor

If you cannot make your scheduled appearance, you must file a motion for continuance stating the reason you cannot appear (see reverse side of this notice for additional information). If you fail to make your scheduled appearance, a warrant will be issued for your arrest. *Si no puede comparecer en la fecha mencionada, usted necesita presentar una solicitud para aplazar el caso indicando la razón por la que no puede comparecer (vea al reverso de este aviso para más información). Si no comparece el día programado se dictará una orden para su arresto.*

For inquiries regarding your case, please view our website at [www.austintexas.gov/court](http://www.austintexas.gov/court) or contact the court's information line at (512) 974-4800. *Para información respecto a su caso, por favor conéctese a nuestro sitio electrónico [www.austintexas.gov/court](http://www.austintexas.gov/court) o llame a nuestra línea de información telefónica (512)974-4800.*

Sincerely,

Mary Jane Grubb



*Exhibit D*

(25)

172

Judgment

\* Pedestrian in Road \*

Defendant: Leon, Carlos

Case Number: 8529140

Original Fine Amount: \$104.00

Violation: PEDESTRIAN CROSSING MIDBLOCK

Balance Due (Fine + Court Costs + Fees): \$153.00

In the City of Austin, Texas Municipal Court on this date, 03/30/2017, the above named defendant was \_\_\_\_\_ present in court or \_\_\_\_\_ represented by counsel, waived a jury, and entered a plea of "no contest"; therefore, it is ordered and adjudged by the court that the State of Texas for the benefit of the City of Austin, Texas, do have and recover of the Defendant the fine and costs of \$\_\_\_\_\_ plus \$25 if not paid in full in 30 days; plus the following administrative fees as applicable: \$50 capias pro fine warrant fee; \$30 driver license denial fee and 30% collection fee".

(En el Juzgado Municipal de la Ciudad de Austin, Texas, en esta fecha, el 03/30/2017, el acusado arriba mencionado: \_\_\_\_\_ compareció ante la Corte, \_\_\_\_\_ en persona, o \_\_\_\_\_ representado por un abogado; renunció a juicio ante jurado, registró su declaración de "No Disputar" la acusación; y por lo tanto, la Corte dicta y ordena que el Estado de Texas, para el beneficio de la Ciudad de Austin, Texas, cobre y recupere del Acusado la multa y costos en la cantidad de \$\_\_\_\_\_; más \$25.00 si no se paga en 25 días; más las siguientes cuotas administrativas según corresponda: \$50.00 por cuota de orden de arresto; \$30.00 por denegación de licencia de conductor y el 30% por gastos de cobro).

It is further ordered that (Además, se ordena):

- \_\_\_\_ the defendant pay immediately; or, if not immediately, by \_\_\_\_\_ (then \$25 fee added).  
(que el acusado pague de inmediato, o, si no de inmediato, para \_\_\_\_\_ (después se agregará un cargo adicional de \$25))
- \_\_\_\_ Fine, if different from above. (Multas, si es diferente a la indicada arriba)
- \_\_\_\_ the defendant perform community service for payment (\_\_\_\_ Indigency hearing held);  
(el acusado haga servicio a la comunidad para satisfacer la deuda (\_\_\_\_ audiencia de indigencia))
- \_\_\_\_ credit for jail time be applied: \_\_\_\_\_ amount owed OR \_\_\_\_\_ days credit applied to balance;  
(Se le da descuento por tiempo de cárcel: \_\_\_\_\_ saldo que debe O \_\_\_\_\_ días de descuento por el saldo)
- \_\_\_\_ the existing cash bond posted by the defendant be applied.  
(Se le acreditará la fianza ya depositada por el acusado)
- \_\_\_\_ Other (Otro): \_\_\_\_\_

For the offense charged above, I hereby enter my appearance, waive my right to a trial by Jury or Judge, plead no contest, and agree to satisfy the penalty assessed by the Court.

(Por medio del presente registro mi comparecencia para la acusación en el caso arriba mencionado, renuncio a mi derecho a juicio ante Juez o Juurado, declaro No Disputar la acusación, y estoy de acuerdo en cumplir con la sanción dictada por la Corte. )

Signature of defendant/counsel

03/30/2017

Date

Signature of Judge:  
(Firma del Juez)

Date: 03/30/2017

State's Motion to Dismiss:

IE NPO NPO2 IEO IEO2 PB

Other:

Assistant City Attorney signature:

DJR Refile as  
PDL in Roadway,  
City Code

Date: 03/30/2017

Order of Dismissal:

The motion of the Assistant City Attorney is hereby granted and the charge in this cause is ordered DISMISSED. (La petición del procurador es por la presente otorgada y se ordena que el cargo en esta causa sea DESPEDIDO).

Ordered by:

Judge on 03/30/2017

# Exhibit 5

(20)

Ticket Number: 14199822 Cause Number: 8560652  
Violation Code: 42120 PEDESTRIAN IN ROADWAY CITY ORD

THE STATE OF TEXAS  
VS  
Carlos Leon

IN THE MUNICIPAL COURT  
CITY OF AUSTIN, TEXAS

## COMPLAINT

THE STATE OF TEXAS  
CITY OF AUSTIN

IN THE NAME AND  
BY THE AUTHORITY OF  
THE STATE OF TEXAS

I, the undersigned affiant, do solemnly swear that I have good reason to believe and do believe that one Carlos Leon on or about Sunday, January 8, 2017 and before the making and filing of this complaint, within the territorial limits of the City of Austin, Texas,

did then and there as a pedestrian knowingly stand in a roadway, to wit: 35TH STREET AT GUADALUPE STREET to solicit a ride from the driver of a vehicle, or linger, loiter, or remain on the roadway for any purpose, contrary to Section 12-1-26(A) of the Code of the City of Austin, 2003, as amended,

4/3/17

Against the Peace and Dignity of the State.

Lisa Munden

Lisa Munden, Affiant



Sworn to and subscribed before me by affiant on this day

Theresa G. Zepke

Deputy Clerk, for and on behalf of  
The Clerk of the Municipal Court,  
City of Austin, Texas

State of Texas  
Austin Municipal Court  
The foregoing instrument is a full, true  
and correct copy of the original on file.  
4/28/17  
Deputy Clerk  
Austin Municipal Court



# Exhibit 6

Apr. 8, 2017 - 8 PM

(27)

Code		Violation	Date Ticket Issued
42120		PEDESTRIAN IN ROADWAY CITY ORD	1/8/2017
<b>Scheduled Events</b>			
Event		Date	Time
ISSUED		1/8/2017	08:20 AM
CITATION FILED		1/10/2017	10:59 AM
FRONT COUNTER NOT GUILTY DOCKET CALL		2/1/2017	07:45 PM
NOTICE TO APPEAR - DOCKET CALL		2/1/2017	07:46 PM
PLEA: NOT GUILTY		2/1/2017	07:46 PM
INITIAL APPEARANCE DATE		2/6/2017	06:00 PM
INITIAL APPEARANCE DATE		2/6/2017	06:00 PM
JUDICIAL ORDER MOTION FOR CONTINUANCE		2/7/2017	03:54 PM
NOTICE TO APPEAR - DOCKET CALL		2/7/2017	03:54 PM
DEFENDANT MOTION FOR CONTINUANCE FILED		2/7/2017	03:55 PM
TRAFFIC APPEARANCE DOCKET		2/22/2017	06:00 PM
TRAFFIC APPEARANCE DOCKET		3/1/2017	06:00 PM
NOTICE TO APPEAR - BENCH TRIAL		3/1/2017	06:51 PM
ORDER OF THE COURT - JUDGE'S ORDER		3/1/2017	06:53 PM
COMPLAINT GENERATED		3/2/2017	07:37 AM
BENCH TRIAL		3/3/2017	08:00 PM
ORDER OF THE COURT - JUDGE'S ORDER		3/3/2017	08:16 PM
PLEA: NOT GUILTY		3/3/2017	08:20 AM
TO BE SCHEDULED FOR BENCH TRIAL		3/3/2017	08:45 AM
COMPLAINT GENERATED		3/3/2017	08:47 AM
NOTICE TO APPEAR - BENCH TRIAL		4/7/2017	09:44 AM
MOTION FOR CONTINUANCE - SENT TO JUDGE		4/12/2017	11:39 AM
MOTION FOR CONTINUANCE FILED BY OFFICER		4/12/2017	11:39 AM
MOTION FOR CONTINUANCE GRANTED		4/12/2017	02:05 PM
NOTICE - COURT CANCELLED		4/12/2017	04:49 PM
NOTICE TO APPEAR - BENCH TRIAL		4/12/2017	04:49 PM
MOTION FOR DISCOVERY		4/12/2017	05:44 PM
MOTION FOR CONTINUANCE - SENT TO JUDGE		4/12/2017	05:46 PM
MOTION FOR CONTINUANCE FILED BY DEF. - TRIAL		4/12/2017	05:46 PM
MOTION FOR CONTINUANCE GRANTED		4/12/2017	08:01 PM
NOTICE TO APPEAR - DISCOVERY DOCKET		4/13/2017	07:11 AM
BENCH TRIAL		5/1/2017	08:30 AM
DISCOVERY DOCKET		5/3/2017	10:30 AM
BENCH TRIAL		5/11/2017	08:30 AM

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Firefox automatically sends some data to Mozilla so that we can improve your experience.

Choose What I Share

# Exhibit 7

(20)

AUSTIN TEXAS GOV | LIBRARY | AUSTIN ENERGY | AUSTIN WATER | CONVENTION CENTER | VISITORS BUREAU | OPEN GOVERNMENT

Pay Online Services Calendar Media Center Departments 3-1-1

5/3/17 10:30 AM

## Municipal Court Public Inquiry

[Logout](#)

Public Inquiry > Criminal & Traffic Search > Person Listing > Person Detail

[Cases](#) [Case Summary](#) [Previous Payments](#) [Make a Payment](#)

### Action Listing for Person - Leon, Carlos Alejandro

Case #	Violation	Event	Date	Time
1	8529140 PEDESTRIAN CROSSING MIDBLOCK	Records Request Processed @ front counter	4/28/2017	11:22 AM
2	8529140 PEDESTRIAN CROSSING MIDBLOCK	Changed Disposition from DRE to DRE	3/31/2017	08:20 AM
3	8529140 PEDESTRIAN CROSSING MIDBLOCK	Case Disposition: Dismissed - Refiled	3/31/2017	08:20 AM
4	8529140 PEDESTRIAN CROSSING MIDBLOCK	Order of the Court - Judge's Order	3/30/2017	08:16 PM
5	8529140 PEDESTRIAN CROSSING MIDBLOCK	Complaint Generated	3/27/2017	07:37 AM
6	8529140 PEDESTRIAN CROSSING MIDBLOCK	Order of the Court - Judge's Order	3/1/2017	06:53 PM
7	8529140 PEDESTRIAN CROSSING MIDBLOCK	Notice to Appear - Bench Trial	3/1/2017	06:53 PM
8	8529140 PEDESTRIAN CROSSING MIDBLOCK	Bench Trial	3/30/2017	06:00 PM
9	8529140 PEDESTRIAN CROSSING MIDBLOCK	Notice to Appear - Docket Call	2/7/2017	03:54 PM
10	8529140 PEDESTRIAN CROSSING MIDBLOCK	Judicial Order Motion for Continuance	2/7/2017	03:54 PM
11	8529140 PEDESTRIAN CROSSING MIDBLOCK	Traffic Appearance Docket	3/1/2017	08:00 PM
12	8529140 PEDESTRIAN CROSSING MIDBLOCK	Defendant Motion for Continuance Filed	2/7/2017	03:56 PM
13	8529140 PEDESTRIAN CROSSING MIDBLOCK	Notice to Appear - Docket Call	2/1/2017	07:46 PM
14	8529140 PEDESTRIAN CROSSING MIDBLOCK	Front Counter Not Guilty Docket Call	2/1/2017	07:46 PM
15	8529140 PEDESTRIAN CROSSING MIDBLOCK	Traffic Appearance Docket	2/22/2017	06:00 PM
16	8529140 PEDESTRIAN CROSSING MIDBLOCK	Plea: Not Guilty	2/1/2017	07:46 PM
17	8529140 PEDESTRIAN CROSSING MIDBLOCK	Citation filed	1/10/2017	10:59 AM
18	8529140 PEDESTRIAN CROSSING MIDBLOCK	Initial Appearance Date	2/8/2017	08:00 PM
19	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Notice to Appear - Bench Trial	5/3/2017	10:08 AM
20	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Records Request Processed	4/28/2017	11:15 AM
21	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Dismissal Ordered by Judge	4/27/2017	01:28 PM
22	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Case Disposition: Dismissed Insufficient Evidence	4/27/2017	01:28 PM
23	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Order of the Court - Judge's Order	4/27/2017	01:27 PM
24	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Notice to Appear - Discovery Docket	4/13/2017	07:11 AM
25	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Discovery Docket	5/3/2017	10:30 AM
26	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Motion for Continuance Granted	4/12/2017	08:04 PM
27	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Motion for Continuance Filed by Def. - Trial	4/12/2017	05:46 PM
28	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Motion for Continuance - Sent to Judge	4/12/2017	05:46 PM
29	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Motion for Discovery	4/12/2017	05:44 PM
30	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Notice to Appear - Bench Trial	4/12/2017	04:49 PM
31	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Notice - Court Cancelled	4/12/2017	04:49 PM
32	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Bench Trial	5/11/2017	08:30 AM
33	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Motion for Continuance Granted	4/12/2017	02:05 PM
34	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Motion for Continuance Filed By Officer	4/12/2017	11:39 AM
35	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Motion for Continuance - Sent to Judge	4/12/2017	11:39 AM
36	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Notice to Appear - Bench Trial	4/7/2017	09:44 AM
37	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Bench Trial	5/1/2017	08:30 AM
38	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Complaint Generated	3/31/2017	08:47 AM
39	8560652 PEDESTRIAN IN ROADWAY CITY ORD	To Be Scheduled for Bench Trial	3/31/2017	08:46 AM
40	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Issued	1/8/2017	08:20 AM
41	8560652 PEDESTRIAN IN ROADWAY CITY ORD	Initial Appearance Date	2/6/2017	08:00 PM

Q

42	8560652	PEDESTRIAN IN ROADWAY CITY ORD	Defendant Motion for Continuance Filed	2/7/2017	03:55 PM
43	8560652	PEDESTRIAN IN ROADWAY CITY ORD	Plea; Not Guilty	2/1/2017	07:46 PM
44	8560652	PEDESTRIAN IN ROADWAY CITY ORD	Initial Appearance Date	2/6/2017	06:00 PM
45	8560652	PEDESTRIAN IN ROADWAY CITY ORD	Bench Trial	3/30/2017	08:00 PM
46	8560652	PEDESTRIAN IN ROADWAY CITY ORD	Traffic Appearance Docket	3/1/2017	06:00 PM
47	8560652	PEDESTRIAN IN ROADWAY CITY ORD	Traffic Appearance Docket	2/22/2017	06:00 PM
48	8560652	PEDESTRIAN IN ROADWAY CITY ORD	Order of the Court - Judge's Order	3/30/2017	08:16 PM
49	8560652	PEDESTRIAN IN ROADWAY CITY ORD	Complaint Generated	3/2/2017	07:37 AM
50	8560652	PEDEGTRIAN IN ROADWAY CITY ORD	Order of the Court - Judge's Order	3/1/2017	08:53 PM
51	8560652	PEDESTRIAN IN ROADWAY CITY ORD	Notice to Appear - Bench Trial	3/1/2017	06:51 PM
52	8560652	PEDESTRIAN IN ROADWAY CITY ORD	Notice to Appear - Docket Call	2/7/2017	03:54 PM
53	8560652	PEDESTRIAN IN ROADWAY CITY ORD	Judicial Order Motion for Continuance	2/7/2017	03:54 PM
54	8560652	PEDESTRIAN IN ROADWAY CITY ORD	Notice to Appear - Docket Call	2/1/2017	07:46 PM
55	8560652	PEDESTRIAN IN ROADWAY CITY ORD	Front Counter Not Guilty Docket Call	2/1/2017	07:45 PM
56	8560652	PEDESTRIAN IN ROADWAY CITY ORD	Citation filed	1/10/2017	10:59 AM
57	8560652	PEDESTRIAN IN ROADWAY CITY ORD	Plea; Not Guilty	3/31/2017	08:20 AM

(7)

700 East 7<sup>th</sup> Street

P.O. Box 2135 Austin, Texas 78768-2135

(512) 974-4800

[www.austintexas.gov/court](http://www.austintexas.gov/court)

State of Texas vs.

Carlos Leon

Jury Waiver: I waive my right to trial by jury and plead Not Guilty to the Court.

Date: Signature:

NOTICE: Renewal of Defendant's driver's license may be suspended for failure to appear at court and/or failure to pay a judgment in the case. In order to clear any such suspension Defendant is required to pay the Clerk a \$30 administrative fee in addition to any judgment in the case.

### Judgment

On this, the \_\_\_\_\_ at the required time of this court, came the described cause to be heard and the Defendant:

Having been informed of his right to trial entered his/her appearance and waived said right to trial by pleading

(No Contest), (Not Guilty),

Was present in court and, having waived a jury, announced ready for trial, and entered a plea of not guilty in open court.

And after hearing the evidence and argument, and after due consideration of the same, the court finds the Defendant

(Guilty), (Not Guilty),

of the offense in the complaint in this case.

It is therefore ordered and adjudged by the court that the State of Texas for the benefit of the City of Austin, Texas, do have and recover of the Defendant the sum of \$ \_\_\_\_\_ as the fine assessed and costs in this case. If paid after 30 days, the total due is the sum amount plus \$25.

The Court finds that the period which will satisfy the fine and costs is 24 or \_\_\_\_\_ hours.

Judge, Municipal Court, City of Austin, Texas

### Hearing as to Indigency:

Finding: [ ] Indigent [ ] Not Indigent \_\_\_\_\_

Plea of No Contest: I, hereby enter my appearance for the offense charged in the above-referenced cause, waive my right to a trial by Jury or Judge, plead no contest to the offense alleged by the citation and/or complaint in this cause, and agree to satisfy the penalty assessed by the Court.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Atty/Parent: \_\_\_\_\_ Date: \_\_\_\_\_

Address: \_\_\_\_\_

Cause No. 8560652

Offense: \_\_\_\_\_

### FURTHER ORDERS:

DSC Mandatory

Deferred Disposition

Proof of completion by: \_\_\_\_\_

Part Fee, bond, or make payment of \$ \_\_\_\_\_ by \_\_\_\_\_

Extension to pay \$ \_\_\_\_\_ monthly/weekly until balance is paid, start payment \_\_\_\_\_

Community Service: \_\_\_\_\_ hours to be done at any place on the adult /youth list of CSR providers or at any other non-profit agency doing non-religious, non-political work.

Turn in proof of \_\_\_\_\_ hours by \_\_\_\_\_

Jail Credit: \_\_\_\_\_

Total layout credit/Time Served:

Concurrent

Consecutive

### NOTES:

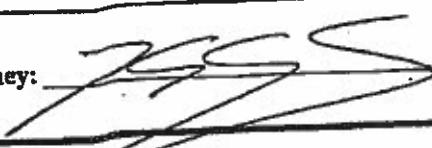
### Address Notification for Mirrors:

You and your parent, or guardian are required by law to provide the court in writing your current address and residence. If your place of residence changes, you have 7 days to notify the court in writing of your new address and residence. Failure to keep the court informed of your new residence may result in Failure to Appear and Failure to Notify charges filed against you, your parent or guardian. The obligation of keeping the court informed of your current address and residence is required until your case is finalized/terminated.

### State's Motion to Dismiss:

Date 4/27/17 IE NPO NPO2 IEO IEO2 PB

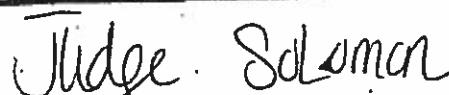
Other: \_\_\_\_\_

Assistant City Attorney: 

### Order of Dismissal

On this 4/27/17, the motion of the STATE is hereby granted and the charge in this cause is ordered DISMISSED.

 Judge – Municipal Court, City of Austin, Texas

 Judge Solomon



Carlos León 10/2/17

NAME: Mr. Anon Y Mous  
DATE: 10/2/17  
TIME:

# Complaint

DATE: 9/29/17

TIME: 9:25-9:37 PM

BUS #: 5052

Route: 803-Northbound

Location: Lamar Square Station

Operator ID# 600440

\* SEVERE PROBLEM REQUIRING IMMEDIATE ATTENTION AND ACTION \*

Older Male driver, who appeared Hispanic or white Operator ID# 600440, intentionally + willfully acted unprofessionally + discourteously, + disrespectfully, violating CAP METRO RAPID policy + procedure, Austin Transportation Code 13-2-132, and Texas/U.S. Constitutional law.

Specifically Non-Black Male Passenger with luggage requested Lamar Square Station at least 1 1/2 blocks ahead of time by pushing the plastic strip/button or pulling the cord, following CAP METRO policy.

Bus #5052 registered the requested stop by flashing "STOP REQUESTED" across the silent radio screen ~~display~~ in the cabin facing Passengers.

Operator ID# 600440 did stop at Lamar Square Station but opened the front doors only, violating CAP METRO RAPID policy requiring drivers to open front and rear doors to facilitate + accommodate Passenger exiting how, when, + where Passengers choose.

In addition, there were several new passengers boarding at Lamar Square Station, which also requires CAP METRO RAPID drivers to open front and rear doors per CAP METRO policy, that says "Multiple-door boarding" is a METRO RAPID feature; per CAP METRO's Destinations book, p. 22, effective August 20, 2017 - January 6, 2018.

Plus, there were no safety issues or obstacles stopping Operator ID # 600440 from opening the rear doors at Lamar Square Station. Also, the rear doors were functioning correctly at previous stops when Operator ID # 600440 opened them, so there were no mechanical or operational issues stopping the rear doors from opening.

Therefore, by not opening the rear doors, Operator ID # 600440's inaction was unprofessional, discourteous, disrespectful, ass-backwards, + wrong because:

- 1) it violated CAP METRO RAPID policy + procedure;
- 2) it denied exiting passengers their legal right to exit through the rear doors;

3) it denied boarding Passengers their legal right to enter the bus through the rear doors because the RAPID busses have fareboxes + scanners by the rear doors to process + recognize physical + electronic fare payment there, too;

4) it was a non-verbal act to force exiting + entering Passengers through the front door only, how, where, + when Operator ID # 600440 chose to wait on, accommodate, + serve ~~to~~ Passengers Operator ID # 600440.

However, per Texas Penal Code 1.07, Operator ID # 600440 is a public servant, meaning Operator ID # 600440 is legally bound to professionally + courteously wait on, accommodate, + serve Passengers, per Austin Transportation Code 13-2-132, how Passengers choose.

Therefore, per Reasons 2)-4), Operator ID # 600440 attacked Passengers' natural law rights of freedom of choice + movement protected by Texas + U.S. Constitutional law.

Therefore, to defend his rights and exit through the rear doors, per his choice, Non-Black Male Passenger with luggage loudly + clearly said, "Back Door!" to Operator ID # 600440 after having waited 7-10 seconds for Operator ID # 600440 to open

the rear doors, which he should have done as soon as he stopped the bus at Lamar Square Station.

However, Operator ID# 600440 continued keeping the rear doors closed, as if acting as if he didn't know the rear doors were closed and as if he didn't hear Non-Black Male Passenger with luggage though everyone else did.

Therefore, after waiting about another 10 seconds, Non-Black Male Passenger with luggage told Operator ID# 600440 loud & clear, "GAP METRO policy requires you to open front and rear doors at all requested stops."

However Operator ID# 600440 continued keeping the rear doors closed, meaning Operator ID # 600440 knew the rear doors were closed and intentionally refused to open them, meaning Operator ID # 600440 intentionally violated GAP METRO policy + procedure.

Therefore Operator ID# 600440 continued acting as if he was NOT hearing Non-Black Male Passenger's respectful request for the Lamar Square Station destination stop, ~~and~~ not hearing his clear directive to open the rear doors, +

not hearing CAP METRO policy + procedure.

Therefore Operator ID# 600440 was wilfully disobeying CAP METRO, Texas Penal Code + Austin Transportation Code, because Texas Penal Code 1.07 says Operator ID #600440 is a public servant meaning he is legally bound to professionally + courteously serve, wait on, + accommodate Non-Black Male Passenger with luggage per Austin Transportation Code 13-2-132, not the other way around.

So, Non-Black Male Passenger with luggage loudly + directly told Operator ID# 600440 so that the entire bus could hear, "You are committing unlawful restraint, per Texas Penal Code 20.01 + 20.02, because Operator ID# 600440 was trying to force Non-Black Male Passenger with luggage to exit the bus through the ~~front~~ open front doors where, when, + how Operator ID# 600440 wanted instead of opening the rear doors for Non-Black Male Passenger with luggage to exit where, when, + how he wanted.

In fact, by forcing all boarding Passengers at Lamar Square Station to enter through the front doors only, Operator ID# 600440 violated another CAP METRO RAPID policy that requires "multiple-door boarding," per page 22 of CAP METRO's Destinations book for

Passengers, effective August 20, 2017 -  
January 6, 2018.

Though Operator ID#600440 wrongly continued keeping the rear doors closed, willfully ~~violating~~ committing the crime of unlawful restraint, he now started verbally responding, asking if Non-Black Male Passenger with luggage wanted to get off the bus and stating he was the driver here.

Operator ID#600440's question was ass-backwards, wrong, unprofessional, discourteous, + disrespectful because:

- 1) it was unnecessary, uninvited, + unwelcome;
- 2) he already knew the answer to his own question before he asked it;
- 3) he was communicating he was not hearing Non-Black Male Passenger with luggage's respectful stop request that followed CAP METRO policy + procedure;
- 4) he was trying to make Non-Black Male Passenger with luggage foolishly repeat himself to appear stupidly

accept not being heard + appropriately responded to The first + only time he rightly requested the stop - HELL 10;

- 5) he was trying to verbally + psychologically bully Non-Black Male Passenger with luggage instead of respectfully serve + accommodate ~~him~~ him;
- 6) he was wrongly trying to mislead Non-Black Male Passenger with luggage instead of rightly follow his lead after he intentionally did not do his job right the first time;
- 7) he was trying to get Non-Black Male Passenger with luggage to admit he wanted to get off the bus to continue denying Non-Black Male Passenger with luggage what he wanted;
- 8) he was trying to get Non-Black Male Passenger with luggage to first give him what he wanted (an answer to his ~~one~~ unprofessional, irrelevant question) before considering doing what he already should have done from the beginning - open the rear doors as soon as he stopped - that's sicko, controlling, abusive behavior. HELL 10;

9) he was trying to redirect everyone's attention from what he had not done + was not doing that he should, open the rear doors, to ~~what~~ getting Non-Black Male Passenger with luggage to admit what he wanted, which is irrelevant to Operator ID# 600440 doing his job right by following (AP METRO RAPID) policy + procedure, Austin Transportation Code 13-2-132 + Texas Penal Codes 1.07, 20.01, + 20.02;

10) he was trying to control a situation he lost control of as soon as he did not open the rear doors at Lamar Square Station;

Therefore, because there is no negotiation with evil and no negotiation over what Operator ID# 600440 should already have done as part of his job duties Non-Black Male Passenger with luggage did not answer his question.

Instead, Non-Black Male Passenger with luggage responded to Operator ID# 600440's truthful claim that he was the driver here by reminding him publicly in front of everyone that he is a public servant per Texas Penal Code 1.07, →

meaning that he has to do his job right the first time, on time, and that he serves Non-Black Male Passenger with luggage, not the other way around.

However, Operator ID# 600440 continued not opening the rear doors. Instead, he again asked Non-Black Male Passenger with luggage if he wanted to get off the bus.

Therefore, Operator ID# 600440's question was ass-backwards, wrong, disrespectful, discourteous, + unprofessional because:

- 1) it was unnecessary, uninvited, + unwelcome;
- 2) he already knew the answer to his own question before he asked it;
- 3) he was acting as if he didn't hear what Non-Black Male Passenger with luggage just told him about being a public servant;
- 4) he wasn't trying to verbally + psychologically bully Non-Black Male Passenger with luggage into responding to his irrelevant, unprofessional question before considering doing his job right by opening the rear doors which he should have done as soon as he stopped the bus at Lamar Square Station;

- 5) he was still trying to get Non-Black Male Passenger with luggage to verbally admit he wanted to get off the bus to continue denying him what he wanted;
- 6) he was still trying to redirect everyone's attention from what he still had not done because he still had not opened the rear doors;
- 7) he was still trying to control a situation he created but lost control of as soon as he did not open the rear doors when he stopped at Lamar Square Station;  
B) Therefore, Operator ID# 600440 was still acting in ~~an~~ a sickly controlling abusive way.

Therefore, Non-Black Male Passenger with luggage did not answer his question, but re-focused Operator ID# 600440 by asking him, "Are you going to follow CAP METRO policy + open the rear doors?"

When Operator ID# 600440 did not answer Non-Black Male Passenger's relevant professional question and continued not opening the rear doors, Operator ID#  
(16 & 17) →

600440 had clearly created an emergency situation on board Bus #5052.

Therefore, Operator ID# 600440's emergency situation required immediate emergency action to be taken.

Therefore at that point in time, Non-Black Male Passenger with luggage got up out of his seat by the rear doors, walked to the emergency door release switch located by the rear doors, + pulled the release.

When the release was pulled, the rear doors electronically/hydraulically unlocked but stayed closed. The bus alarm started + continued ringing and the bus appeared to be immobilized.

Then Non-Black Male Passenger with luggage kept pushing on those rear doors until he opened them. Then he exited the bus with his gear through the rear doors. Non-Black Male Passenger was free again, outside the bus, having defeated Operator ID# 600440's explicit attempt to confine, confuse, and control him to effeminate + emasculate him to gaslight him # to overwrite his (Passenger's) healthy, sane, right-side up reality with driver's sick, insane, upside-down, abusive, nightmare from hell to flip the true, legal power relation of Passenger over driver to make Passenger serve driver.

As a result, because Operator ID# 600440's illegal, unprofessional, disrespectful, ass-backwards, wrong, controlling actions caused and required Non-Black Male Passenger with luggage to free himself that way to exit through the rear doors per his legal rights to defend himself from Operator ID# 600440's psych warfare attack and unlawful restraint, all other Passengers on Bus #5052 were temporarily stopped from continuing northbound on that 803 route because of CAP METRO policy and procedure needed to clear an emergency alarm + door release signal to free the bus so Operator ID# 600440 could start driving it again.

Therefore Operator ID# 600440 selfishly made all other Passengers arrive late to their destination stops because he put his personal desire to confuse, + control Non-Black Male Passenger with luggage to effeminate + emasculate him to just light him over his professional responsibilities to safely + timely transport passengers to destination stops and immediately open front and rear doors for passengers to exit ~~and~~ to get where they need to go on time.

That's another example of Operator ID# 600440's illegal, unprofessional, disrespectful,

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ass-backwards, wrong, controlling behavior  
+ mindset that are the exact opposite of  
what they should + must be.

In fact, one angry white Male Passenger confronted Non-Black Male Passenger with luggage outside the bus at Lamar Square Station because he rightly did not want to be late for work and initially accused Non-Black Male Passenger with luggage of messing things up for him.

Non-Black Male Passenger with luggage immediately countered with the truth, that Operator ID# 600440 caused all the trouble because he refused to do his job by refusing to open the rear doors and that Non-Black Male Passenger with luggage was not trying to mess up anything for anyone, but simply exit through the rear doors. It was Operator ID# 600440 who intentionally messed up everything for everyone on board, the exact opposite of what he, a public servant, is supposed to do.

Though white Male Passenger was furious + appeared on the verge of initiating ~~a~~ a physical attack on Non-Black Male Passenger with luggage, white Male Passenger controlled himself and did not physically attack him at the stop.

However had white Male Passenger physically attacked Non-Black Male Passenger with luggage,

or if he does so in the future, because of Operator ID# 600440's illegal, unprofessional behavior that intentionally violated CAP METRO policy + procedure, expect Operator ID# 600440 and CAP METRO to be held legally + financially responsible.

In fact, CAP METRO should be financially responsible for any + all lost passenger revenue, as well as any + all negative outcomes, resulting from Operator ID# 600440's intentional, illegal, unprofessional behavior that directly violated CAP METRO's clear, explicit policy + procedure requiring Operator ID# 600440 to open those rear doors as soon as he stopped at Lamar Square Station.

Afterward, when Operator ID# 600440 was closing the opened rear doors to prepare to get moving forward again, he said to Non-Black Male Passenger with luggage, "You'll never ride my bus again."

Operator ID# 600440's statement was ass-backwards, wrong, unprofessional, + discourteous because:

- 1) it was unnecessary, uninvited, + unwelcome;

- 2) the bus is (AP METRO's property, not his; therefore the bus is not his;
- 3) Operator ID #600440 does not have the legal power to ban Non-Black Male Passenger with luggage from riding a ~~bus~~ (AP METRO bus that he is driving;
- 4) Operator ID #600440 was trying to punish Non-Black Male Passenger with luggage for ~~a~~ rightly standing up to his attempted bullying + legally defending his natural law rights of freedom of choice and movement;
- 5) Operator ID #600440 was still trying not to serve Non-Black Male Passenger with luggage, though he is legally required to do so;
- 6) Operator ID #600440 was still trying to control Non-Black Male Passenger with luggage, though he does not have the legal power to do so. That's mental illness.

Therefore, the reality is the exact opposite - it's Operator ID #600440 who should never be allowed to drive again.

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\* Full video ASAP \*

fl to d

Immediately place this complaint in Operator ID # 600 440's personnel file & keep it there permanently.

Because Operator ID # 600 440, an older Male driver, repeatedly tried confining, confusing, & controlling Non-Black Male Passenger with luggage to effeminate & emasculate him to gaslight him to flip the true power relation of Passenger over driver to make Passenger serve driver, immediately forward this complaint to CAP METRO personnel in charge of investigating, charging & punishing reverse (homo)sexual harassment of and discrimination against STRAIGHT younger Non-Black Male Passenger with luggage, violating Title VI of the Civil Rights Act.

Therefore, because Operator ID # 600 440 repeatedly acted like a sicko predatory sex offender against ~~an~~ STRAIGHT Non-Black Male Passenger with luggage, immediately check & document his criminal record and run Operator ID # 600 440's name & alias(es) through all local, state, national, & international sex offender registries and databases.

There must be zero tolerance for such sicko sex offender thinking and behavior at CAP METRO.

Immediately put Operator #600440 through a full psychiatric examination and a full battery of drug tests to JD + address the root causes of his sick, controlling, abusive, ass-backwards, unprofessional, disruptive, alien behavior + mindset.

Expect this complaint to be given to and recorded by Austin's Public Safety Commission, Austin City Council, Mayor Adler, Austin Police Department, Trans County's Public Integrity Unit, and the Better Business Bureau.

Bottom line, Operator JD# 600440 is an anti-driver who immediately should be fired + never allowed to drive again for CAP METRO.

Note to Legal:

↓  
Operator JD# 600440's unlawful restraint, per Texas Penal Codes 20.01 + 20.02, was an abuse of official capacity and official oppression, per Texas Penal Codes 39.02 + 39.03.

Note to CAP METRO:

All of this could and should have been avoided by following three basic driver principles:

- 1) Drive the bus
- 2) Open the doors
- 3) Close the mouth

