

IN THE MATTER
OF A CRIMINAL
INVESTIGATION

IN THE 395TH JUVENILE COURT
OF
WILLIAMSON COUNTY, TEXAS

APPLICATION FOR A COURT ORDER

COMES NOW the State of Texas, by and through her Assistant County Attorney and does hereby request this Court to issue an order to the Texas Department of Public Safety to go to Cedar Park Wrecker Service at 13300 Wire Road, Texas, located in Travis County, Texas and to locate a 2004 Silver Pontiac Grand Am with VIN Number 1G2NF52E14C216152 and plate number GCL 0051 for the purpose of retrieving data from a recording device which is installed within this vehicle and for good cause would show the following:

I.

The Texas Department of Public Safety is investigating a motor vehicle collision that occurred on or about August 25, 2015, in Williamson County, Texas. One of the vehicles involved in this collision was a 2004 Silver Pontiac Grand Am with VIN Number 1G2NF52E14C216152 and plate number GCL 0051. This vehicle is registered to Veronica Valenzuela Rodriguez. At the time of the collision, the vehicle was driven by Jose Palomo Valenzuela. The vehicle is at Cedar Park Wrecker Service and is currently located at 13300 Wire Road, Cedar Park, Texas, and remains at this location as of the making of this application. Due to the information that has been compiled by the investigating officers, there is reasonable belief that this collision constitutes a criminal offense.

II.

The investigating officers have determined that this vehicle has a device commonly called an airbag / electronic control module that was installed by the manufacturer that may record certain data, including, but not limited to:

- (1) The speed the vehicle was traveling for five seconds prior to algorithm enable.
- (2) Engine Cycle Revolutions Per Minute for five seconds prior to algorithm enable.
- (3) Engine throttle pressure for five seconds prior to algorithm enable.
- (4) Braking information for five seconds prior to algorithm enable.
- (5) The driver's safety belt status.
- (6) Ignition cycles of the vehicle.
- (7) Change in velocity after algorithm enable.

This information is transmitted to a central communications system.

FILED
at 3:16 o'clock P M
AUG 26 2015

Lisa David
District Clerk, Williamson Co., TX.

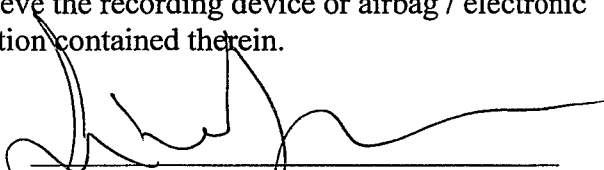
III.

The information that is contained in the recording device and which is sought by the State is evidence of the offense (s) of Intoxication Assault: and constitutes evidence that Jose Palomo Valenzuela committed the offense (s) of Intoxication Assault, Aggravated Assault with Deadly Weapon.

IV.

This application is sought under the authority of Section 547.615 of the Texas Transportation Code.

WHEREFORE, PREMISES CONSIDERED, the State of Texas requests that an order be issued to the Texas Department of Public Safety to go to the location where the above mentioned vehicle is located, and to obtain the vehicle and transport to 9001 N. IH35 Austin, Travis County, Texas to retrieve the recording device or airbag / electronic control module and to recover the information contained therein.



Assistant County Attorney
Williamson County, Texas

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OF
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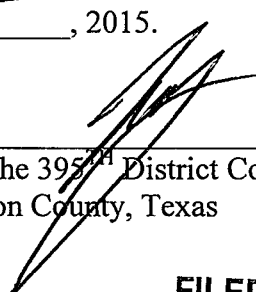
COURT ORDER

On this the 26th day of August, 2015, the Court, having been presented with an Application for Court Order, under Section 547.615 of the Texas Transportation Code, and having reviewed same and the law applicable thereto, the Court hereby finds that there is a reasonable belief that a criminal offense was committed. The Court further finds that evidence of that offense may be located within a recording device or airbag / electronic control module installed within a Silver 2004 Pontiac Grand Am vehicle bearing VIN # 1G2NF52E14C216152 and plate number #GCL 0051. Therefore, it is the order of the Court that the Texas Department of Public Safety or any representative of that agency go to the location listed in the Application and transport the vehicle 9001 N. IH 35 Austin, Travis County, Texas and retrieve the recording device or airbag / electronic control module and the information contained therein, including:

- (1) The speed the vehicle was traveling for five seconds prior to algorithm enable.
- (2) Engine Cycle Revolutions Per Minute for five seconds prior to algorithm enable.
- (3) Engine throttle pressure for five seconds prior to algorithm enable.
- (4) Braking information for five seconds prior to algorithm enable.
- (5) The driver's safety belt status.
- (6) Ignition cycles of the vehicle.
- (7) Change in velocity after algorithm enable.

for the purpose of conducting an investigation into the aforesaid criminal offense believed to have been committed by Jose Palomo Valenzuela.

Signed and entered on the 26th day of August, 2015.



Judge of the 395th District Court
Williamson County, Texas

FILED
at 3:16 o'clock P M

AUG 26 2015

Lisa David
District Clerk, Williamson Co., TX.