

INTER-LOCK

STATE OF TEXAS
COUNTY OF DALLAS

CASE NO. 120028613 - ORIG

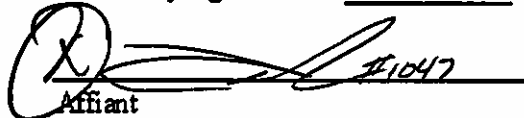
AFFIDAVIT FOR DETERMINATION OF PROBABLE CAUSE

Before me the undersigned authority on this day personally appeared HUCKABY, TRAVIS #1047,
a peace officer for the State of Texas, who after being duly sworn upon oath deposes and says that he has
good reason to believe and does believe that PRICE-BRENT, JOSHUA A did
(name of accused)
commit the offense of INTOXICATION MANSLAUGHTER W/VEHICLE PC 49.08 against
the laws of the State of Texas on December 08, 2012.

Said reason and belief is based upon the following facts and circumstances (provide narrative, using back of this affidavit or attaching additional pages and/or case report, as needed):


On 12-08-12 at approximately 2:21am, Officers received a dispatched call to the area of E. SH 114 WB NSR and N. O'Connor BL. In reference to a major accident involving a vehicle rollover and it appeared to be on fire. Officers began searching the area and located the crash scene on E. SH 114 NSR WB at Cistercian Road, Irving, Dallas County, Texas. As Officers were arriving at the scene, an individual was seen pulling another individual from the burning vehicle. I, Ofc. T. Huckaby #1047, was contacted shortly after Officers arrived on scene and was advised that the driver in the accident was possibly intoxicated and the passenger was possibly going to die from the injuries sustained during the crash. When I arrived, I was advised that the driver of the vehicle was Price-Brent, Joshua A. 01-30-88 b/m (Defendant), who was positively identified by his Illinois DL (IL DL #62142188030P). During the conversation with Mr. Price-Brent, I could smell a moderate odor of alcohol emitting from his breath and he admitted to consuming alcohol at a club that he would not tell me the name of. I conducted the SFST's on Mr. Price-Brent and observed sufficient clues to indicate that he had lost his mental and physical faculties to operate a motor vehicle on a public roadway due to his intoxication level. The passenger in the vehicle, who was positively identified by his Illinois DL (DL #65043087299B) as Brown, Jerry J. Jr. 10-20-87 b/m (Victim), was transported to the Parkland Hospital and pronounced deceased at 2:57am by Dr. Adam Richter. During my investigation, I determined that the cause of death of Mr. Brown was a result of Mr. Price-Brent's intoxication level. Also, per Section 1.07 of the Texas Penal Code, specifically section 1.07(a)(17) DEADLY WEAPON, the vehicle used by Mr. Price-Brent, in the manner it was used, was capable and did cause the death of another individual. Mr. Price-Brent also refused to provide a blood specimen, but due to the death of another individual, the blood was taken from his body as a mandatory blood draw.

Witness my signature this 08 day of December, 2012


Affiant

Irving Police Department
Agency

Subscribed and Sworn to before me this the 08 day of December, 2012


Magistrate / Notary Public / Peace Officer pursuant to 602.002 Texas Government Code
(Cross out inapplicable authorities)

ORDER

The foregoing affidavit / attached arrest report having been presented to me and upon consideration of the facts and circumstances contained therein, it is hereby determined that probable cause exists to believe the accused has committed the offense. Therefore it is accordingly ordered that the above named accused remain in custody.




Magistrate, City of Irving, Dallas County, Texas

December 09, 2012 9:00 AM / PM
Date Time

Complete one affidavit per offense

STATE OF TEXAS

COUNTY OF DALLAS

I, the undersigned Municipal Court Judge of Irving, Dallas County, Texas, sitting as a Magistrate, do hereby certify that on this, the 9th day of December, 2012, at 1000 hours, appeared JOSHUA A PRICE a BLACK/MALE Date of Birth 1/30/1988

Charge	Level	Offense	Warrant No	Fine Costs	Bail Amount	New Amount	Comments
1	F2	INTOXICATION MANSLAUGHTER W/VEHICLE PC49.08(b)				500,000	

ARREST

which is a felony / misdemeanor, and of any affidavit filed herewith, and the arrested person has the following rights:

- You have the right to hire and employ a lawyer to represent you, and you have the right to the appointment of a lawyer if you are indigent and cannot afford to hire a lawyer.
- If your matter is a felony you have the right to an examining trial, and that an examining trial is a preliminary hearing for the purpose of determining if the State has enough evidence or probable cause to proceed further against you; and, also that you shall not be held to answer to a felony unless on the indictment of a grand jury.
- You do not have to make any statement at all, and that any statement made by you may be used in evidence against you at your trial for the offense. You may waive your right to remain silent and decide to discuss the offense, but you may change your mind at any time and terminate the interview.
- You have the right to have your lawyer present with you during all proceedings including lineups or while talking with peace officers or attorneys representing the State.
- In all criminal prosecutions you have the right to a speedy public trial by an impartial jury. You cannot be compelled to give evidence against yourself. You have the right of being heard, through yourself or your counsel, or both.
- You have the right to be confronted by the witnesses against you, the right of cross-examination of those witnesses, and to have compulsory process for obtaining witnesses in your own behalf.
- If you are not a United States citizen, a plea of nolo contendere, no contest, or guilty, or a finding of guilt may result in deportation, denial of citizenship or naturalization, or exclusion from admission to this country. If you want your country's consular officials notified of your detention, you should notify the Irving Police Department. In some instances notification of your country's consular officials is mandatory and they will be notified according to law. If you have pled guilty or no contest to your Irving Municipal Court case(s), the bail amount listed herein is no longer applicable.

Remanded to the custody of the Chief of Police, a peace officer of the City of Irving, Texas.

IN WITNESS WHEREOF, I have subscribed my name.

Booking Number: 1213507 JID: P00410289 Arrest Date: 12/8/2012 Time: 0000 Arrest Officer: 1047 HUCKABY, TRAVIS

Printed - Sunday, 9 December, 2012 @ 8:13 / Page 1 of 1

(White/Yellow-Court) (Pink-Inmate) (Gold-Police)



Prisoners Spoken Language is ENGLISH