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COURT ORDER

ORDER NO: 2012 1827

DATE: OCTOBER 30, 2012

STATE OF TEXAS

COUNTY OF DALLAS

**BE IT REMEMBERED**, at a regular meeting of the Commissioners Court of Dallas County, Texas, held on the 30th day of October, 2012 on motion made by John Wiley Price, District #3, and seconded by Dr. Elba Garcia, District #4, the following order was adopted:

**WHEREAS**, this matter was briefed to the Dallas County Commissioners Court on October 30, 2012; and V.T.C.A., Code of Criminal Procedure, Paragraph 59.06(g), as amended, requires the Commissioners Court of each county to perform annual audits on proceeds and property seized under this chapter; and

**WHEREAS**, an audit of the District Attorney Chapter 59 forfeiture funds has been completed by the County Auditor on a form provided by the Attorney General and presented to Commissioners Court for certification; and

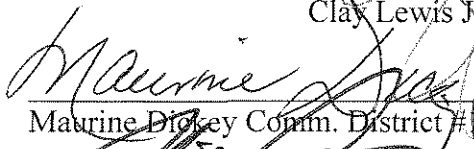
**WHEREAS**, this court order is consistent with Strategic Plan Vision 3; and

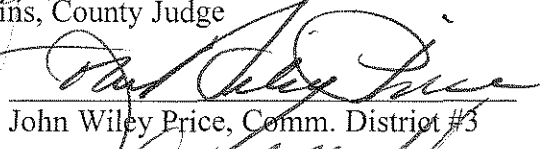
**WHEREAS**, Commissioners Court accepts and certifies the audit findings of the County Auditor.

**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** by the Dallas County Commissioners Court that the audit report be certified as final with notice delivered to the Office of the Attorney General.


**DONE IN OPEN COURT** this the 30th day of October, 2012.

  
Clay Lewis Jenkins, County Judge

  
Maurine Dickey Comm. District #1

  
John Wiley Price, Comm. District #3

  
Mike Cantrell, Comm. District #2

  
Dr. Elba Garcia, Comm. District #4

Recommended for Approval by:

  
Virginia A. Porter, County Auditor

FY 2012 Chapter 59 Asset Forfeiture Report  
by Attorney Representing the State

Agency Name: Dallas County Criminal Reporting Period: 9/1/11 - 8/31/12  
(example: 9/1/11- 08/31/12)

Name of Attorney  
Representing the  
State (Printed): Craig Watkins

Agency Mailing  
Address: District Attorney  
133 N. Riverfront Blvd  
Dallas, TX 75207-4399

Phone Number: 214-653-3600

County: Dallas

Email Address: PMIngram@dallascounty.org This should be a permanent agency email address

NOTE: PLEASE ROUND ALL DOLLAR AMOUNTS TO THE NEAREST WHOLE DOLLAR

**I. SEIZED FUNDS (Funds that have been seized, but not yet been awarded to your agency by the judicial system)**

A) Beginning Balance: <b>Instructions:</b> Include total amount of seized funds on hand (in your agency's possession) at the beginning of the reporting period including interest. Include funds that may have been forfeited but have not been transferred to your agency's forfeiture account. <b>Do not</b> include funds that are in an account held by another agency, e.g. a police department's account.	\$ 57,379
B) Ending Balance: <b>Instructions:</b> Include total amount of seized funds on hand (in your agency's possession) at the end of reporting period including interest. <b>Do not</b> include funds that are in an account held by another agency, e.g. a law enforcement account.	\$ 208,234

**II. FORFEITED FUNDS (Funds awarded to your agency by the judicial system)**

A) Beginning Balance: <b>Instructions:</b> Include total amount of forfeited funds that have been forfeited to your agency and are on hand (in your agency's account or in your agency's possession) at the beginning of the reporting period including interest. <b>Do not</b> include funds that have been forfeited but have not yet been received by your agency.	\$ 697,381
B) Ending Balance: <b>Instructions:</b> Total amount of forfeited funds that have been forfeited to your agency and are on hand (in your agency's account or in your agency's possession) at the end of the reporting period including interest. <b>Do not</b> include funds that have been forfeited but have not yet been received by your agency.	\$ 481,287

**III. SEIZURES DURING REPORTING PERIOD**

A) Amount Seized By Employees of Your Agency: <b>Instructions:</b> Include only those seizures which occurred during the reporting period and where the seizure affidavit required by Article 59.03 is sworn to by a peace officer employed by your agency.	\$ 8,450
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B) Forfeiture Petitions Filed For All Agencies You Represent:

**Instructions:** Enter the total amount of seized funds for which forfeiture petitions were filed during the reporting period. (This should be a currency amount, for example \$1,000).

\$ 2,275,735

C) Property:

**Instructions:** List the number of items seized for the following categories:

Please Note: these should be a number, not a currency amount. For example: 4 pending, 3 seized, 12 new petitions, etc....	MOTOR VEHICLES (Include cars, motorcycles, tractor trailers, etc.)	REAL PROPERTY (Count each parcel seized as one item)	COMPUTERS (Include computer and attached system components, such as printers and monitors as one item)	FIREARMS (Include only firearms seized for forfeiture under Chpt. 59. Do not include weapons disposed of under Chpt. 18)	OTHER (Include description)
Seized by your agency during reporting period:	7	0	0	0	0
New petitions filed for all agencies during reporting period:	124	0	39	19	23
Forfeited to your agency during reporting period:	11	0	0	0	0

IV. FORFEITED FUNDS RECEIVED DURING REPORTING PERIOD

Amount Forfeited to and Received by Reporting Agency (Including Interest) During Reporting Period:

**Instructions:** Do not include amounts forfeited but not yet received by your agency; interest refers to the amount earned prior to forfeiture and distributed as part of the judgment of forfeiture.

\$ 501,621\*

V. LACK OF LOCAL AGREEMENT:

Amount deposited to State Treasury to the Credit of the General Revenue Fund Due to Lack of Local Agreement (Art. 59.06 (a)):

\$ 0

VI. FORFEITED PROPERTY RECEIVED FROM ANOTHER AGENCY

**Instructions:** Enter the total number of items transferred to your agency where the forfeiture judgment awarded ownership of the property to another agency prior to the transfer.

A) Motor Vehicles (the number of vehicles, not a currency amount):	0
B) Real Property (the number of separate parcels of property, not a currency amount):	0
C) Computers (the number of computers, not a currency amount):	0
D) Firearms (the number of firearms, not a currency amount):	0
E) Other (the number of items, not a currency amount):	0

VII. FORFEITED PROPERTY TRANSFERRED OR LOANED TO ANOTHER AGENCY

**Instructions:** Enter the total number of items transferred or loaned from your agency where the forfeiture judgment awarded ownership of the property to your agency prior to the transfer.

A) Motor Vehicles (the number of vehicles, not a currency amount):	0
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\*Note: Other revenue received \$20,450-auction proceeds, \$5,013-phone sales, \$938-interest

B) Real Property (the number of separate parcels of property, not a currency amount):	0
C) Computers (the number of computers, not a currency amount):	0
D) Firearms ( the number of firearms, not a currency amount):	0
E) Other (the number of items, not a currency amount):	0

VIII.

**EXPENDITURES**

**Instructions:** This category is for Chapter 59 expenditures SOLELY for law enforcement purposes or for the official purpose of your office - not for expenditures made pursuant to your general budget. List the total amount expended for each of the following categories. If proceeds are expended for a category not listed, state the amount and nature of the expenditure under the Other category.

<b>A) SALARIES</b>	
1. Increase of Salary, Expense, or Allowance for Employees (Salary Supplements):	\$
2. Salary Budgeted Solely From Forfeited Funds:	\$
3. Number of Employees Paid Using Forfeiture Funds:	
<b>TOTAL SALARIES PAID OUT OF CHAPTER 59 FUNDS:</b>	\$ 0

<b>B) OVERTIME</b>	
1. For Employees Budgeted by Governing Body:	\$
2. For Employees Budgeted Solely out of Forfeiture Funds:	\$
3. Number of Employees Paid Using Forfeiture Funds:	
<b>TOTAL OVERTIME PAID OUT OF CHAPTER 59 FUNDS:</b>	\$ 0

<b>C) EQUIPMENT</b>	
1. Vehicles:	\$ 108,996
2. Computers:	\$ 965
3. Firearms, Vests, Personal Equipment:	\$ 1,160
4. Furniture:	\$ 8,890
5. Software:	\$ 658
6. Maintenance Costs:	\$ 1,499
7. Uniforms:	\$ 0
8. K9 Related Costs:	\$ 114
9. Other (Provide Detail on Additional Sheet):	\$ 15,319
<b>TOTAL EQUIPMENT PURCHASED WITH CHAPTER 59 FUNDS:</b>	\$ 137,601

<b>D) SUPPLIES</b>	
1. Office Supplies:	\$ 8,956
2. Cellular Air Time :	\$ 86,495
3. Internet:	\$ 1,830
4. Other (Provide Detail on Additional Sheet) :	\$ 910
<b>TOTAL SUPPLIES PURCHASED WITH CHAPTER 59 FUNDS:</b>	<b>\$ 98,191</b>

<b>E) TRAVEL</b>	
<b>1. In State Travel</b>	
a) Transportation:	\$ 4,483
b) Meals & Lodging:	\$ 12,499
c) Mileage:	\$ 4,782
d) Incidental Expenses (Any other travel expense not included on a, b, or c above):	\$ 995
Total In State Travel	\$ 22,759
<b>2. Out of State Travel</b>	
a) Transportation:	\$ 8,666
b) Meals & Lodging:	\$ 7,822
c) Mileage:	\$ 0
d) Incidental Expenses (Any other travel expense not included on a, b, or c above):	\$ 160
Total Out of State Travel	\$ 16,648
<b>TOTAL TRAVEL PAID OUT OF CHAPTER 59 FUNDS:</b>	<b>\$ 39,407</b>

<b>F) TRAINING</b>	
1. Fees (Conferences, Seminars):	\$ 22,413
2. Materials (Books, CDs, Videos, etc.):	\$ 2,013
3. Other (Provide Detail on Additional Sheet):	\$ 810
<b>TOTAL TRAINING PAID OUT OF CHAPTER 59 FUNDS</b>	<b>\$ 25,236</b>

<b>G) INVESTIGATIVE COSTS</b>	
1. Informant Costs:	\$ 0
2. Buy Money:	\$ 0
3. Lab Expenses:	\$ 0
4. Other (Provide Detail on Additional Sheet) :	\$ 5,304

TOTAL INVESTIGATIVE COSTS PAID OUT OF CHAPTER 59 FUNDS:

\$ 5,304

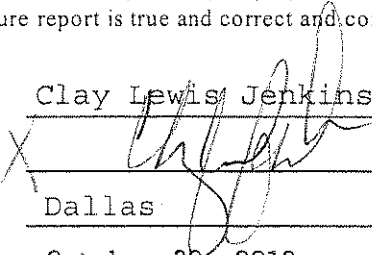
H)	TOTAL PREVENTION/TREATMENT PROGRAMS/FINANCIAL ASSISTANCE	
1.	Total Prevention/Treatment Programs (pursuant to 59.06 (h), (l), (j)):	\$ 60,000
2.	Total Financial Assistance (pursuant to Articles 59.06 (n) and (o)):	\$ 0
TOTAL PREVENTION/TREATMENT PROGRAMS/FINANCIAL ASSISTANCE (pursuant to Articles 59.06 (h), (l), (j), (n), (o)):		\$ 60,000
I)	FACILITY COSTS	
1.	Building Purchase:	\$ 0
2.	Lease Payments:	\$ 0
3.	Remodeling:	\$ 0
4.	Maintenance Costs:	\$ 0
5.	Utilities:	\$ 0
6.	Other (Provide Detail on Additional Sheet):	\$ 0
TOTAL FACILITY COSTS PAID OUT OF CHAPTER 59 FUNDS:		\$ 0
J)	MISCELLANEOUS FEES	
1.	Court Costs:	\$ 1,657
2.	Filing Fees:	\$ 752
3.	Insurance:	\$ 0
4.	Witness Fees:	\$ 823
5.	Audit Costs and Fees:	\$ 0
6.	Other (Provide Detail on Additional Sheet):	\$ 237
TOTAL MISCELLANEOUS FEES PAID OUT OF CHAPTER 59 FUNDS:		\$ 3,469
K)	PAID TO OR SHARED WITH COOPERATING AGENCY:	\$ 0
L)	TOTAL OTHER PAID OUT OF CHAPTER 59 FUNDS (provide detailed descriptions on additional sheet(s) and attach to this report):	\$ 374,908
M)	TOTAL EXPENDITURES:	\$ 744,116

**BOTH THE COMMISSIONERS COURT AND ATTORNEY REPRESENTING THE STATE  
CERTIFICATIONS MUST BE COMPLETED**

**NOTE: ART. 59.06(g)(1) requires the Commissioners Court to perform the audit.**

**CERTIFICATION**

I swear or affirm that the Commissioners Court has conducted the audit required by Article 59.06 of the Code of Criminal Procedure, unless after due inquiry, it has been determined that no accounts, funds or other property pursuant to Chapter 59 of the Code of Criminal Procedure are being held or have been transacted in the relevant fiscal year by the entity for which this report is being completed, and that upon diligent inspection of all relevant documents and materials, I believe that this asset forfeiture report is true and correct and contains all of the required information.

COUNTY JUDGE (Printed Name): Clay Lewis Jenkins / Dallas County  
SIGNATURE:   
COUNTY: Dallas  
DATE: October 30, 2012

**CERTIFICATION**

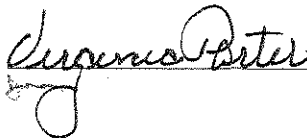
I swear or affirm, under penalty of perjury, that I have accounted for the seizure, forfeiture, receipt, and specific expenditure of all proceeds and property subject to Chapter 59 of the Code of Criminal Procedure, and that upon diligent inspection of all relevant documents and supporting materials, I believe that this asset forfeiture report is true and correct and contains all information required under Article 59.06 of the Code of Criminal Procedure. I further swear or affirm that all expenditures reported herein were lawful and proper, and were made in accordance with Texas law.

ATTORNEY REPRESENTING THE  
STATE (Elected Official) (Printed  
Name): Craig Watkins, Dallas County Criminal District Attorney  
SIGNATURE: \_\_\_\_\_  
DATE: \_\_\_\_\_

**RETURN COMPLETED FORM TO:**

Office of the Attorney General  
Criminal Prosecutions Division  
P.O. Box 12548  
Austin, TX 78711-2548  
Attn: Kent Richardson  
(512)936-1348

**WE CANNOT ACCEPT FAXED OR EMAILED COPIES. PLEASE MAIL  
THE SIGNED, ORIGINAL DOCUMENT TO OUR OFFICE AT THE  
ADDRESS ABOVE.**



Dallas County District Attorney  
Chapter 59 Report  
Period Ending August 31, 2012

Description	Amount
BINDING MACHINE	\$ 286
DIGITAL CAMERA	\$ 345
DVD's, DUPLICATORS, PLAYERS, DVD/VCR COMBOS	\$ 1,017
GPS CHARGERS	\$ 156
HAND TRUCKS	\$ 454
HARD DRIVES, FLASH DRIVES & CASES	\$ 643
PEN TABLET	\$ 350
PRINTER	\$ 65
RADIO HOLDERS	\$ 18
REFRIGERATOR	\$ 430
RESTOCKING FEE	\$ 19
SECURITY SYSTEM	\$ 499
SOFTWARE SUPPORT AND MAINTENANCE	\$ 10,155
TV's, MOUNTINGS, LABOR	\$ 882
<b>Total Schedule C.9.</b>	<b>\$ 15,319</b>



Dallas County District Attorney  
Chapter 59 Report  
Period Ending August 31, 2012

Description	Amount
BED LIFT FOR DESK	\$ 27
CELL PHONE SALES	\$ (303)
DATE WHEEL	\$ 58
JURY CHARGES	\$ 425
PAGERS	\$ 613
VIDEO CABLES, TV ACCESSORIES	\$ 90
Total Schedule D.4.	\$ 910

Dallas County District Attorney  
Chapter 59 Report  
Period Ending August 31, 2012

Description	Amount
VERIFICATION OF TCLEDDS TRAINING HOURS	\$ 810
Total Schedule F.3	\$ 810

Dallas County District Attorney  
Chapter 59 Report  
Period Ending August 31, 2012

Description	Amount
LEXIS NEXIS	\$ 2,045
POLYGRAPH TESTING FOR SUBJECT	\$ 1,700
TEXAS WORKFORCE COMMISSION RECORD SEARCHES	\$ 1,500
TRACK PHONE	\$ 59
<b>Total Schedule G.4.</b>	<b>\$ 5,304</b>

Dallas County District Attorney  
Chapter 59 Report  
Period Ending August 31, 2012

Description	Amount
BIRTH CERTIFICATES	\$ 46
CERTIFIED COPIES	\$ 106
TX COMMISSION ON FIRE PROTECTION RENEWAL FEE	\$ 85
<b>Total Schedule J.6.</b>	<b>\$ 237</b>

Dallas County District Attorney  
Chapter 59 Report  
Period Ending August 31, 2012

Description	Amount
ADVERTISING FOR CITIZENS PROSECUTOR ACADEMY	\$ 12,971.00
AMMUNITION	\$ 3,722.00
DIRECTV SUBSCRIPTION	\$ 1,334.00
FAMILY VIOLENCE POSTERS, BROCHURES, KEY CHAINS, ETC	\$ 924.00
FOOD SUPPLIES FOR GUN RANGE	\$ 89.00
FOOD VOUCHERS FOR WITNESSES	\$ 2,488.00
FUNDS DONATED TO SHERIFF'S OFFICE	\$ 188,000.00
INSTALLING WIRING/CABLES	\$ 1,604.00
MCLE ACCREDITATION FEE	\$ 750.00
MEMBERSHIP/LICENSE RENEWAL DUES/FEES	\$ 1,975.00
OUTSIDE COUNSEL CAPITAL MURDER CASE	\$ 156,713.00
PARKING VOUCHERS FOR WITNESSES	\$ 455.00
PRE-EMPLOYMENT & ASSESSMENTS	\$ 150.00
RECRUITING EVENT	\$ 200.00
RENT TABLES/CHAIRS for CITIZENS PROSECUTOR ACADEMY	\$ 712.00
TOWING SEIZED VEHICLES	\$ 2,008.00
WASTE DISPOSAL FEE	\$ 21.00
WEBSITE SUBSCRIPTION	\$ 792.00
<b>Total Schedule L.</b>	<b>\$ 374,908.00</b>