



PATRICIA PRESLEY
OKLAHOMA COUNTY COURT CLERK

TIMOTHY E. RHODES
CHIEF DEPUTY

July 9, 2004

JAMES W. MERRITT
ASSISTANT CHIEF DEPUTY

**RE: REQUEST FOR CERTIFIED COPY OF
CM-93-2453**

Pursuant to your request for copy by letter received on JULY 2ND, 2004,
we are enclosing the copy requested.

Very truly yours,

PATRICIA PRESLEY, COURT CLERK

DEPUTY

PP/CC
82

WDC/OCER

IN THE DISTRICT COURT, IN AND FOR OKLAHOMA COUNTY, STATE OF OKLAHOMA
THE STATE OF OKLAHOMA

PLAINTIFF,

VS.

GERALD RAY FLURRY

SEP 27 1993

DEFENDANT.

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF OKLAHOMA, COMES NOW
ROBERT H. MACY THE DULY ELECTED, QUALIFIED AND ACTING DISTRICT ATTORNEY IN
AND FOR OKLAHOMA COUNTY, DISTRICT NO. 7, STATE OF OKLAHOMA, AND ON HIS OFFICIAL
OATH INFORMS THE DISTRICT COURT THAT

COUNT 1: ON OR ABOUT THE 18TH DAY OF SEPTEMBER, 1993, A.D., THE CRIME OF
BEING IN ACTUAL PHYSICAL CONTROL WAS UNLAWFULLY COMMITTED IN OKLAHOMA
COUNTY, OKLAHOMA BY GERALD RAY FLURRY WHO WILFULLY AND KNOWINGLY WAS
IN ACTUAL PHYSICAL CONTROL OF A MOTOR VEHICLE, SPECIFICALLY, A 1992
PONTIAC UPON A STREET OR HIGHWAY, AT A POINT LOCATED AT 100 N
UNIVERSITY WHILE HE WAS UNDER THE INFLUENCE OF INTOXICATING LIQUOR,
CONTRARY TO THE PROVISIONS OF SECTION 11-902 A(2) OF TITLE 47 OF THE
OKLAHOMA STATUTES, AND AGAINST THE PEACE AND DIGNITY OF THE STATE OF
OKLAHOMA;

COUNT 2: ON OR ABOUT THE 18TH DAY OF SEPTEMBER, A.D., 1993, THE CRIME OF
TRANSPORTING AN OPEN CONTAINER OF INTOXICATING LIQUOR WAS UNLAWFULLY
COMMITTED IN OKLAHOMA COUNTY, OKLAHOMA BY GERALD RAY FLURRY, WHO
WILFULLY AND KNOWINGLY TRANSPORTED AN OPEN CONTAINER OF ALCOHOLIC
BEVERAGE IN A 1992 PONTIAC OVER A PUBLIC HIGHWAY, SPECIFICALLY 100 N
UNIVERSITY, CONTRARY TO THE PROVISIONS OF SECTION 537A(7) OF TITLE 37
OF THE OKLAHOMA STATUTES, AND AGAINST THE PEACE AND DIGNITY OF THE
STATE OF OKLAHOMA;

FILED
DISTRICT COURT
OKLAHOMA COUNTY
1993 SEP 24
TOM PETTY
COURT CLERK
Mary Jo

ROBERT H. MACY
DISTRICT ATTORNEY, DISTRICT NO. 7
OKLAHOMA COUNTY, OKLAHOMA

BY *Kenneth D. ...*
ASSISTANT DISTRICT ATTORNEY

1495/0669

PL/MF

STATE OF OKLAHOMA, OKLAHOMA COUNTY, SS:

I, Kenneth Lian BEING DULY SWORN ON MY OATH, DECLARE THAT THE STATEMENTS SET FORTH IN THE ABOVE INFORMATION ARE TRUE.

SUBSCRIBED AND SWORN TO BEFORE ME THIS 23 DAY OF SEPTEMBER, 1993. BY Kenneth Lian

MY COMMISSION EXPIRES: 8/13/94 BY Samela S. Littlejohn NOTARY PUBLIC

I HAVE EXAMINED THE FACTS IN THIS CASE AND RECOMMEND THAT A WARRANT DO ISSUE. (22 O.S.: 231).

ROBERT H. MACY
DISTRICT ATTORNEY, DISTRICT NO. 7
OKLAHOMA COUNTY, OKLAHOMA
BY Kenneth Lian
ASSISTANT DISTRICT ATTORNEY

NAME OF WITNESSES

OFFICER BRANDON C BERRYHILL
100 NORTH UNIVERSITY
EDMOND, OK 73034

OFFICER E BOSTIC
23 E 1ST
EDMOND, OK 73034

CHRIS WOOLDRIDGE
100 N UNIVERSITY
EDMOND, OK 73034

FILED
DISTRICT COURT
OKLAHOMA COUNTY, OK
1993 SEP 24 P 4: 21
TOM FETUSKEY,
COURT CLERK

I, PATRICIA PRESLEY, Court Clerk for Oklahoma County, Okla., hereby certify that the foregoing is a true, correct and complete copy of the instrument herewith set out as appears of record in the District Court Clerk's Office of Oklahoma County, Okla., this 7 day of July, 2004.
By Kirsty Jones Deputy
PATRICIA PRESLEY, Court Clerk

9310563

FILED
DISTRICT COURT
OKLAHOMA COUNTY, OK

1501/0855

Ret. to active file

WARRANT

1993 OCT 15 A 11:36

STATE OF OKLAHOMA }
COUNTY OF OKLAHOMA }

ss.

TOP PETUSKEY
COURT CLERK
BY *[Signature]*
DEPUTY

CASE NO.

CM9302453

OCT 21 1993

THE STATE OF OKLAHOMA TO ANY SHERIFF OR PEACE OFFICER WITHIN THE STATE OF OKLAHOMA:

Whereas, complaint in writing, and upon oath has been made before me, THE UNDERSIGNED JUDGE, in and for said County, charging that

FLURRY, GERALD RAY
524 OLD ENGLISH RD
EDMOND, OK 73034

RACE = W SEX = M DOB = 04/12/35
HAIR = BLN EYES = BLU HGT = 508
WGT = 160 SSN = 496-38-5530
AGE = STATUS = COUNTY *Pond*
DEFENDANT NO. 01 COUNTS = 02

did on or about 09/18/93 in the county of Oklahoma, State of Oklahoma, commit the crime of
1 ACTUAL PHYSICAL CONTROL 2 TRANSP OPEN CONTAINER-LIQUOR

You are therefore commanded forthwith to take said FLURRY, GERALD RAY

Him/Her before me or some other magistrate having cognizance of this case, to be dealt with according to law. THE DEFENDANT

IS TO BE ADMITTED TO BAIL IN THE SUM OF \$ 1250

Given under my hand and the seal of said Court of said County on 09/23/93.

RECEIVED
SHERIFF'S OFFICE
OKLAHOMA COUNTY
SEP 24 3 03 PM '93
JD SHARP
SHERIFF
and bring

NIGHTTIME SERVICE IS AUTHORIZED
(SEAL)

Russell Hall

Judge.

SHERIFF'S RETURN

STATE OF OKLAHOMA vs. FLURRY, GERALD RAY No. 0009310563

Received this writ on 09/23/93 and executed the same by arresting said

and brought Him/Her before said Court as commanded.

SHERIFF'S FEES			
Mileage	\$	Arrest	\$
Commitment	\$	Attendance	\$
TOTAL... \$			

CLEARED
9A
OCT 14 1993

[Signature]
[Signature] Sheriff.

WCOMMITMENT

STATE OF OKLAHOMA, OKLAHOMA COUNTY, ss:
TO THE SHERIFF OF OKLAHOMA COUNTY:

The within named defendant having been brought to me under warrant, and having been duly arraigned and bail fixed in the sum of \$ _____, and bail not having been given, you are hereby commanded to receive said defendant into your custody and retain him until legally discharged.

Judge.

STATE OF OKLAHOMA, OKLAHOMA COUNTY, ss:

BE IT REMEMBERED, That on the 13 day of Oct, 1993

Gerald Ray Flurry principal of Oklahoma

County and State of Oklahoma, and Stephen E. Flurry, as sureties residents of Oklahoma County

and State aforesaid appeared personally before the undersigned authority Judge Russell Hall

in and for Oklahoma County, and jointly and severally acknowledged themselves to be indebted to the State of Oklahoma in the sum of

Fifteen Hundred DOLLARS (\$ 1500.00), to be made and levied on their respective goods, chattels, lands, tenements, cash deposit and/or escrow deposit, to be void, however, if the said Gerald Ray Flurry

defendant, who has been committed to the county jail of Oklahoma County, State of Oklahoma, shall personally be and appear before the District Court of said County on the 18 day of Nov, 1993, at 9:00 o'clock A.M., of

said day, and from term to term, and from day to day of each term, to answer a charge preferred against him for the offense of APC, TOC

and to do and receive what shall be enjoined by said Court upon him, and shall not depart the said Court without leave.

Witness our hands and seals this 13 day of Oct, 1993

Address of Defendant 524 Old English Rd. Edmond, Ok. Principal

Gerald Flurry Surety

Address of Surety 612 SE 28 Edmond, OK 73013 Surety

Stephen Flurry

TAKEN, SUBSCRIBED AND AKNOWLEDGED, this 13 day of Oct, 1993

_____, District Court Clerk By, Deputy Russell Hall, Deputy

This undertaking approved this 13 day of Oct, 1993

_____, Court Clerk

_____, Deputy

AFFIDAVIT AS TO UNDERTAKING

STATE OF OKLAHOMA, OKLAHOMA COUNTY, ss:

_____, being first duly sworn upon oath, says that he is a resident of Oklahoma County, State of Oklahoma, and that

(a) Neither he nor anyone for his use has been promised or has received any security or consideration for making this undertaking.

(b) He has received the sum of \$ _____ from _____ and/or He has been promised the sum of \$ _____ from _____ as consideration for making this undertaking.

(c) He has received the following described property or instrument from _____ for making this undertaking: _____

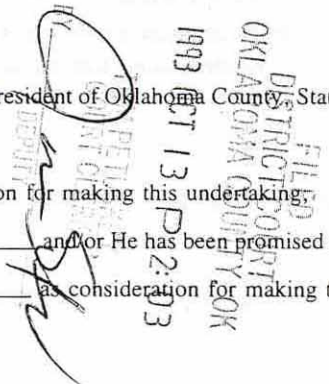
(d) _____ has promised to secure him for making this undertaking.

Subscribed and sworn to before me this _____ day of _____, 19 _____

_____, Bondsman

_____, Notary Public - Court Clerk

My Commission expires _____ (Sec. 1001, Title 59, O.S.A.)



DISTRICT COURT RECEIPT

PAGE - 1 OF 1

CASE NO: CM 93 002453-99

DEFENDANT: FLURRY GERALD RAY

CASE LOC: OK

JUDGE: TRIAL COURT DOCKET

RECEIVED OF J D SHARP/ STEPHEN E FLURRY

THE SUM OF

\$1,500.00

RECEIPT NUMBER: 93031487 CHECK #: 3426

HC01 CASH BOND RECEIVED - MONEY IN CASE

\$ 1,500.00

BOND BALANCE: \$.00

PC BALANCE: \$.00

HOLD BALANCE: \$.00

AC BALANCE: \$.00

AMOUNT PAID: \$ 1,500.00CR

BALANCE DUE: \$.00

AOC-DC-100

CUSTOMER'S COPY

I, PATRICIA PRESLEY, Court Clerk for Oklahoma County, Okla., hereby certify that the foregoing is a true, correct and complete copy of the instrument herewith set out as appears of record in the District Court Clerk's Office of Oklahoma County, Okla., this 7 day of July, 2004.

By Kristy James Deputy
PATRICIA PRESLEY, Court Clerk

TRIAL COURT

In the District Court of the Seventh Judicial District

FILED
DISTRICT COURT
OKLAHOMA COUNTY, OK
THE STATE OF OKLAHOMA

10/13/93

THE STATE OF OKLAHOMA

1993 OCT 15, A 7:43

TOM PETUSKEY,
Plaintiff
COURT CLERK
BY Bill Ford
DEPUTY

NO. CM 93-8453

vs.

Gerald R Flurry
Defendant

APC / TOC

ARRAIGNMENT MINUTE

Ent: Comes on for arraignment, Defendant appears in person and by Attorney none, and states true name to be: same and age to be _____ years. Receives true copy of information, and list of Witnesses, all in open Court. Waives reading of the information and enters his plea of "Not Guilty", reserving the right to withdraw such plea at a proper time to plead specially. Bond set in the sum of \$ 1500. Defendant committed to the custody of the Sheriff.

ARRAIGNMENT:

TOM PETUSKEY, COURT CLERK

DISPOSITION DOCKET

DATE

11-18-93

BY:

Jane Burger
DEPUTY

JUDGE

Hall

(File motions and serve on District Attorney at least three (3) days before date set.)

I, PATRICIA PRESLEY, Court Clerk for Oklahoma County, Okla., hereby certify that the foregoing is a true, correct and complete copy of the instrument herewith set-out as appears of record in the District Court Clerk's Office of Oklahoma County, Okla., this 7 day of July, 2004.

By Kristy Jansen Deputy
PATRICIA PRESLEY, Court Clerk

1539/1793

CASE NO: CM-93-2453

STATE OF OKLAHOMA VS GERALD RAY FLURRY

AFFIDAVIT OF GERALD RAY FLURRY BEING OF LAWFUL

AGE BEING FIRST DULY SWORN IN OPEN COURT STATES ON THE 18th DAY OF

September 1993, AT 100 N. UNIVERSITY

IN OKLAHOMA COUNTY, OKLAHOMA; I COMMITTED THE FOLLOWING ACT:

If the district attorney presented the evidence to a jury, they could find me guilty of the charge.

FILED
DISTRICT COURT
OKLAHOMA COUNTY, OK
1994 FEB 24 P 3:05
TOLPETUSKEY,
NOTARY CLERK
BY *[Signature]*

THE ABOVE STATEMENT OF THE CRIME IS IN MY OWN HANDWRITING.

Gerald Ray Flurry
DEFENDANT

496385550
DRIVER'S LICENSE NUMBER

524 Old English Rd.
ADDRESS

4-12-35
DATE OF BIRTH

Edmond OK 73034
CITY STATE ZIP

DATED THIS 23rd DAY OF February 1994.

Will D. Sont
ASSISTANT DISTRICT ATTORNEY

Orville Hall
JUDGE OF THE DISTRICT COURT

Stephen G. Falion
ATTORNEY FOR DEFENDANT

June Brueger
COURT CLERK

EXHIBIT "A"

1539/1797

**IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA**

THE STATE OF OKLAHOMA
Plaintiff,

vs.

GERALD RAY FLURRY
Defendant.

496 / 38 / 5550

Defendant's Social Security Number

Case Number CM- 93-2453
Case Number CM- _____
Case Number CM- _____
Case Number CM- _____
Case Number CM- _____

FILED
DISTRICT COURT
OKLAHOMA COUNTY, OK
1994 FEB 24 P 3:05

**JUDGMENT AND SENTENCE
and SUMMARY OF FACTS ON PLEA OF NOLO CONTENDERE**

- Is the name just read to you your true name? (Defendant initials yes or no) YES G.F. or NO _____
- Is your age 58 years; and is your date of birth 4-12-35? YES G.F. or NO _____
- Is Stephen G. Fabian, Jr. your lawyer? YES G.F. or NO _____
- Are you taking any kind of medication?
 a. If yes, what kind and when did you take it? N/A
 b. If yes, does this medication affect your judgment now? N/A YES _____ or NO G.F.
- Have you been prescribed any medication that you should be taking, but that you are not taking?
 a. If yes, what kind and when should you have taken it? N/A
 b. If yes, does not taking this medication affect your judgment now? YES _____ or NO G.F.
- Have you ever been seen by a doctor or confined in a hospital for mental illness?
 If yes, explain: N/A YES _____ or NO G.F.
- Counselor, do you have any reason to believe your client is not mentally competent to appreciate and understand the nature, purpose and consequences of this proceeding and to assist you in presenting any defense that may exist to any charge? (Lawyer initials) YES _____ or NO SGF
- Counselor, do you have any reason to believe your client was not mentally competent to appreciate and understand the nature, purpose and consequences of his or her acts at the time they were committed and out of which the charges in the Information arose? YES _____ or NO SGF
- Do you understand you are charged with: (for more than six charges use Plea of Guilty, Addendum 1)
 a. APC
 b. TRANSPORTATION of open Containers
 c. _____
 d. _____
 e. _____
 f. _____

and have you and your lawyer had a copy of the charge(s)? (Defendant initials) YES G.F. or NO _____

- Do you understand that the range of punishment provided for the above crime(s) ~~is~~(are) as follows:
 a. Minimum of 10 to a maximum of 1 yr (and/or) a fine of \$ 1000. YES G.F. or NO _____
 b. Minimum of 0 to a maximum of 0 (and/or) a fine of \$ 100.- YES G.F. or NO _____
 c. Minimum of _____ to a maximum of _____ (and/or) a fine of \$ _____ YES _____ or NO _____
 d. Minimum of _____ to a maximum of _____ (and/or) a fine of \$ _____ YES _____ or NO _____
 e. Minimum of _____ to a maximum of _____ (and/or) a fine of \$ _____ YES _____ or NO _____
 f. Minimum of _____ to a maximum of _____ (and/or) a fine of \$ _____ YES _____ or NO _____

NOLO CONTENDERE

- 11. Do you understand that if you plead ~~guilty~~, you can be sentenced to a term of imprisonment within the total of the above range(s) of punishment? (YES) G.F. or NO _____
- 12. Do you understand that in addition to that punishment, a Victim Compensation Assessment will be imposed for each charge? (YES) G.F. or NO _____
- 13. Do you understand that you are entitled to a speedy jury trial on the charge(s), to confront all witnesses who will testify against you at the trial(s), to remain silent, and to have your witnesses ordered to Court even at the expense of the State? (YES) G.F. or NO _____
- 14. Do you understand that the law presumes you are not guilty of the crime(s) charged in the Information, or of any lesser-included offense(s)? (YES) G.F. or NO _____
- 15. Do you understand that a plea of not guilty requires the State to prove each and every material allegation of the Information beyond a reasonable doubt to a jury, or to the Court if a jury is waived, and if the State can not do this, you will not be convicted? (YES) G.F. or NO _____
- 16. Do you understand that you have the right to keep a plea of not guilty, and in doing so you keep all these rights? (YES) G.F. or NO _____
- 17. Do you understand that by entering a plea of ~~guilty~~ you give up all these rights? (YES) G.F. or NO _____
- 18. Have you talked over the charge(s) with your lawyer, do you understand your rights, and have you had your lawyer's advice in this matter? (YES) G.F. or NO _____
- 19. Has your lawyer served you well? (YES) G.F. or NO _____
- 20. Do you want a jury trial? YES _____ or (NO) G.F.
- 21. You stand now on a plea of not guilty. Should you change your plea to ~~guilty~~, do you understand there has been a plea agreement? (YES) G.F. or NO _____

NOLO CONTENDERE

NOLO CONTENDERE

What is your understanding of the plea agreement? 1 yr. Deferred Sentence, 400\$ fines
\$ 200 VCA + VIP

Ct. # 2 Dismissed w/out Costs

- 22. Do you want to enter your plea(s) now and be sentenced (~~now~~)(at a later date)? (YES) G.F. or NO _____
- 23. What (is)(are) your plea(s) to the charge(s), (and to each of them)? (handwriting of Defendant only) NOLO CONTENDERE
- 24. Do you plead ~~guilty~~ because you did the acts charged? (YES) G.F. or NO _____
- 25. Do you plead ~~guilty~~ of your own free will and without any coercion or compulsion of any kind? (YES) G.F. or NO _____
- 26. Have you been forced, abused, mistreated, threatened, or promised anything by anyone to have you enter your plea(s)? YES _____ or (NO) G.F.
- 27. Do you or your lawyer have anything more to say or do you know of any legal reason why you should not be sentenced now? (Defendant initials) YES _____ or (NO) G.F.
(Lawyer initials) YES _____ or (NO) SSD

NOLO CONTENDERE

NOLO CONTENDERE EVIDENCE

- 28. THE COURT FINDS:
 - A. The Defendant is mentally competent to understand the nature, purpose and consequences of this proceeding, and further, the Defendant was mentally competent to appreciate and understand the acts he or she committed on or about the date alleged in the Information, and to realize the nature, purpose and consequences of those acts at the time they were committed.
 - B. The plea agreement is fair and just to the parties and should be concurred in by the Court.
 - C. The plea(s) of ~~guilty~~ (is)(are) knowingly and voluntarily entered.

NOLO CONTENDERE

DEFERRED SENTENCING

1539/0900 Court order
NOLO Contenda

of 2 dismissed w/o cost

29. THE COURT ORDERS:
- A. The plea(s) of guilty (is)(are) accepted by the Court.
 - B. The sentencing date is deferred until 2-23-95 ^{1 yr d/5} at 9:00 a.m.
 - C. You are to pay the following to the Oklahoma County Court Clerk:
 1. A fine in the amount of \$ 400 on or before 4-20-94
 2. The court costs in the approximate amount of \$ 187 on or before 4-20-94
 3. The Victim Compensation Assessment in the sum of \$ 200 on or before 4-20-94
 4. The court-appointed attorney fee amount of \$ N/A on or before N/A
 5. A laboratory fee for the benefit of the N/A in the amount of \$ N/A on or before N/A
 - D. You are to pay restitution according to the restitution schedule.
 - E. You are to pay \$ N/A to the Department of Mental Health on or before N/A

SUSPENDED SENTENCE or SUSPENDED AS TO PART

29. THE COURT ORDERS:
- A. The plea(s) of guilty (is)(are) accepted by the Court.
 - B. You are sentenced to confinement under the supervision of the Oklahoma County Sheriff for a term as follows:

a. _____	d. _____
b. _____	e. _____
c. _____	f. _____
 - either**, to be all suspended; (Defendant initials) ALL SUSPENDED YES _____ or NO _____
 - or**, to be suspended _____ SUSPENDED AS TO PART YES _____ or NO _____
 - except** as to the first _____ (months)(years) of the term(s) during which time you are to be held in the custody of the Oklahoma County Sheriff, the remainder of the sentence(s) to be suspended under the terms set forth in the Probation Guidelines found below in paragraph 30.
 - C. These sentences are to run (concurrently)(consecutively). NOT APPLICABLE _____ or YES _____ or NO _____
 - D. You are to pay the following to the Oklahoma County Court Clerk:
 1. A fine in the amount of \$ _____ on or before _____
 2. The court costs in the approximate amount of \$ _____ on or before _____
 3. The Victim Compensation Assessment in the sum of \$ _____ on or before _____
 4. The court-appointed attorney fee amount of \$ _____ on or before _____
 5. A laboratory fee for the benefit of the _____ in the amount of \$ _____ on or before _____
 - E. You are to pay restitution according to the restitution schedule.
 - G. You are to pay \$ _____ to the Department of Mental Health on or before _____

TIME TO SERVE

29. THE COURT ORDERS:
- A. The plea(s) of guilty (is)(are) accepted by the Court.
 - B. You are sentenced to confinement under the supervision of the Oklahoma County Sheriff for a term as follows:

a. _____	d. _____
b. _____	e. _____
c. _____	f. _____
 - C. These sentences are to run (concurrently)(consecutively). NOT APPLICABLE _____ or YES _____ or NO _____

Rev of Costs
4-26 at 2 p

D. You are to pay the following to the Oklahoma County Court Clerk:

- 1. A fine in the amount of \$ _____ on or before _____
- 2. The court costs in the approximate amount of \$ _____ on or before _____
- 3. The Victim Compensation Assessment in the sum of \$ _____ on or before _____
- 4. The court-appointed attorney fee amount of \$ _____ on or before _____
- 5. A laboratory fee for the benefit of the _____
in the amount of \$ _____ on or before _____

D. You are to pay restitution according to the restitution schedule.

E. You are to pay \$ _____ to the Department of Mental Health on or before _____

PROBATION GUIDELINES

30. The sentencing date of a deferred sentence may be accelerated and judgment and sentence imposed, or, the imposition of a suspended sentence may be revoked and the entire judgment and sentence enforced without suspension:

- A. If you violate any city, state or federal law;
- B. If you illegally possess marijuana or any other narcotic drug;
- C. If you habitually associate with convicted felons;
- D. If you fail to pay any sums or amounts of money as ordered by this Court;
- E. If you fail to complete community service as agreed to in the supplemental summary of facts;
- F. If you fail to complete _____ on or before _____;
- I. Special conditions: VIP
- J. Do you understand these Probation Guidelines? YES G.F. or NO _____

I, PATRICIA PRESLEY, Court Clerk for Oklahoma County, Okla., hereby certify that the foregoing is a true, correct and complete copy of the instrument herewith set out as appears of record in the District Court Clerk's Office of Oklahoma County, Okla., this 7 day of July, 2004.
By Kristy J. Jarama Deputy
PATRICIA PRESLEY, Court Clerk

NOTICE OF RIGHT TO APPEAL

31. To appeal from a conviction on your plea of ~~guilty~~ ^{NOLO CONTENDERE} you must file a written Application to Withdraw Plea of ~~guilty~~ ^{NOLO CONTENDERE} within ten (10) days from today. You must set forth in detail the grounds for your withdrawal and request an evidentiary hearing in the trial court. The trial court must hold a hearing and rule upon your Application within thirty (30) days from the date it is filed. If the trial court denies your Application you have ninety (90) days from the date of Judgment and Sentence to file a Petition for Writ of Certiorari to the Court of Criminal Appeals to appeal the trial court's decision. If you are indigent, these appeals can be prosecuted at public expense, and you can have an attorney appointed to represent you.

Do you understand your right to appeal?

YES G.F. or NO _____

32. Have you fully understood the questions that have been asked?

YES G.F. or NO _____

33. Were your answers freely and voluntarily given?

YES G.F. or NO _____

DONE IN OPEN COURT this 23rd day of February, 1994. This document is to be filed in the case.

W. D. G. J.
Assistant District Attorney

Kenneth Hay
Judge of the District Court

Stephen G. Fabian Jr.
Attorney for the Defendant

Court Reporter Present

Jane Buerger
Deputy Court Clerk

Having been previously sworn, I, the Defendant whose signature appears below, make the following statements under oath: 1) My attorney and I have read this Judgment and Sentence and Summary of Facts on Plea of ~~guilty~~ ^{NOLO CONTENDERE}. 2) It is a true statement of the questions asked and of my answers to them. 3) I approve this document and I do not desire to change it or add anything to it. 4) I understand that I may be prosecuted for perjury if I have made false statements to this Court.

Gerald R. Flurry
Defendant

IN THE DISTRICT COURT OF OKLAHOMA COUNTY, STATE OF OKLAHOMA
STATE OF OKLAHOMA,

Plaintiff,

-vs-

GERALD RAY FLURRY

Defendant.

NO. CM-93-2453

NO. _____

NO. _____

NOTICE OF VICTIM COMPENSATION ASSESSMENT
(Fine only Summary of Facts)

I understand the law provides that whenever a person pleads guilty or is convicted of misdemeanor, the Court is required to impose a victim compensation assessment to be paid to the State to assist in compensating other victims of crimes resulting in personal injury or death. I understand this assessment is in addition to restitution that may be required in this case, and in addition to the other punishment told me for the crimes alleged.

FILED
DISTRICT COURT
OKLAHOMA COUNTY, OK
1994 FEB 23 3:05
TON PRINCE, CLERK

I understand the Judge will impose as a part of my punishment the victim compensation assessment.

I also understand that this assessment will be applied to each count in the Information if I am convicted or plead guilty to more than one count in the Information.

I understand this assessment will be imposed as a part of my punishment. I have read this summary of facts and approve this summary as to fine(s) and court costs imposed.

DONE IN OPEN COURT this 23rd day of FEBRUARY, 1994. This is to be filed in the case as part of the trial minutes.

Gerald Ray Flurry
Defendant

I am attorney of record for the defendant. I have fully advised the defendant of the punishment. It is my opinion he understood my advice.

Stephen G. Fabian, Jr.
Attorney for Defendant

The Court has explained the sentence to the defendant.

W. L. D. Sutt
Assistant District Attorney

Fine Only Cases

- Charge(s) 1. DUI Fine 400.00
- 2. _____ Fine _____
- 3. _____ Fine _____

Court Cost (Total) 207.00

V.C.A. (Total) 200

All money to be paid to the Court Clerk on or before 5-20-94

I, PATRICIA PRESLEY, Court Clerk for Oklahoma County, Okla., hereby certify that the foregoing is a true, correct and complete copy of the instrument herewith set out as appears of record in the District Court Clerk's Office of Oklahoma County, Okla., this 7 day of July, 2004

By Kristy James Deputy
PATRICIA PRESLEY, Court Clerk

Kenneth Hall
Judge

IN THE DISTRICT COURT IN AND FOR
OKLAHOMA COUNTY, STATE OF OKLAHOMA

State of Oklahoma,
Plaintiff,
VS.
GERALD RAY FLURRY
Defendant.

1666/1757

No. CM-9302453

1995 APR 14 AM 16

Cornelia Jones

Motion To Dismiss and To Recall Warrant

FILED: 9/23/93
CRIME: CT. 1: ACTUAL PHYSICAL CONTROL
DISMISSED: 4/3/95

Comes now Robert H. Macy the duly elected, qualified and acting District Attorney, District No. 7, Oklahoma County, State of Oklahoma, and moves the court to dismiss the above entitled cause and to recall the Arrest Warrant for the following reasons, to-wit:

DEFERRED SENTENCE EXPIRED

2/22/95

ROBERT H. MACY
District Attorney, District No. 7
Oklahoma County, Oklahoma

By *Rafe L Hall*
Assistant District Attorney
RAFE HALL

Order
Dismissing Case and Recalling Warrant

Now on this 13 day of APRIL, 1995, the above entitled cause, coming on to be heard upon motion to dismiss said cause, and the Court being fully advised in the premises, finds that said motion should be sustained; and, it is therefore ORDERED, ADJUDGED and DECREED that said cause be, and same is hereby dismissed for the reason as set forth in said motion.

IT IS FURTHER ORDERED BY THIS COURT that the ARREST WARRANT issued in this case is hereby ordered cancelled, withdrawn and recalled and the Clerk of this Court is ordered and directed to serve a copy of this order on the Sheriff of Oklahoma County.

I, PATRICIA PRESLEY, Court Clerk for Oklahoma County, Okla., hereby certify that the foregoing is a true, correct and complete copy of the instrument herewith set out as appears of record in the District Court Clerk's Office of Oklahoma County, Okla., this 7 day of July, 2001.
PATRICIA PRESLEY, Court Clerk
By *Kristy Janna* Deputy

Russell Hall
JUDGE OF THE DISTRICT COURT
RUSSELL HALL

MRB

ho

Handwritten signature
 J.W.
 SER
 LINED
 TO
 COOPERATE
 JOY
 BARGAIN
 EXCEPTIONAL

INCIDENT NUMBER
 93-04-0065

PAGE 1 OF 5

INITIAL RPT. () OFFICER SAFETY
 MODIFY RPT. () OFFICER ASSAULT
 DELETE RPT.

UNIVERSITY OF CENTRAL OKLAHOMA POLICE DEPARTMENT
 OFFENSE REPORT

ORI # OK 0551700

EXCEPTIONAL CLEARANCE DATE	DETECTIVE	93-090-5282									
ON	OCCURRED FROM	OCCURRED TO									
DOW	HOUR	MONTH	DAY	YEAR	DOW	HOUR	MONTH	DAY	YEAR	DOW	HOUR
Sat	2222	9	18	93	Sat.	2222	9	18	93	Sat.	2248

FIELD PHONE
 DESK DOMESTIC VIOLENCE

CLASSIFICATION: *Signal Control* IBR CODE: *079* A ATTEMPT: COMP
 ADDRESS/LOCATION OF OFFENSE: *Commuter One EAST parking lot* MAP GRID: *C-1E*
 USED CODE: *A* HATE/BIAS: *99* LOC CODE: *18*
 APPLIES TO BREAKING & ENTERING ONLY: F - FORCIBLE
 NUMBER OF PREMISES ENTERED: _____ N - NO FORCE

CLASSIFICATION: *an Open Container* IBR CODE: *079* A ATTEMPT: COMP
 ADDRESS/LOCATION OF OFFENSE: *Commuter One EAST parking lot* MAP GRID: *C-1E*
 USED CODE: *A* HATE/BIAS: *99* LOC CODE: *18*
 APPLIES TO BREAKING & ENTERING ONLY: F - FORCIBLE
 NUMBER OF PREMISES ENTERED: _____ N - NO FORCE

ACTIVITY ENTER UP TO 3 FOR EACH OFFENSE
 LISTED BELOW INDICATE TYPE BY LETTER
 B - BUYING/RECEIVING
 C - CULTIVATING/MANUFACTURING/PUBLISHING
 D - DISTRIBUTING/SELLING
 E - EXPLOITING CHILDREN
 O - OPERATING/PROMOTING/ASSISTING
 P - POSSESSING/HIDING/CONCEALING
 T - TRANSPORTING/TRANSMITTING/IMPORTING
 U - USING/CONSUMING
 OFFENSE # 1 _____
 OFFENSE # 2 _____

INVOLVED ENTER UP TO 3 FOR EACH OFFENSE
 LISTED BELOW INDICATE WEAPON/FORCE BY NUMBER
 11 - FIREARM
 12 - HANDGUN
 13 - RIFLE
 14 - SHOTGUN
 15 - OTHER FIREARM
 20 - KNIFE/CUTTING INSTRUMENT
 30 - BLUNT OBJECT
 35 - MOTOR VEHICLE
 40 - PERSONAL WEAPONS
 50 - POISON
 60 - EXPLOSIVES
 65 - FIRE/INCENDIARY DEVICE
 70 - DRUGS/NARCOTICS
 80 - OTHER
 85 - UNKNOWN
 90 - NONE
 OFFENSE # 1 _____
 OFFENSE # 2 _____

ST. FIRST, MIDDLE RACE/ETHNICITY SEX DOB/AGE
University of Central Oklahoma W B I A N H

CITY STATE ZIP RES STATUS R PHONE

CITY STATE ZIP BUS PHONE
University *Edmond* *OK* *73034* *(405) 341-9111*

SSN TYPE OF VICTIM
 INDIVIDUAL BUSINESS
 OFFICER GOVERNMENT Religious Org. SOCIETY
 WITNESS PARENT REPORT PARTY DISCOVER CRIME

CHECK UP TO 5 OF THE FOLLOWING TYPE OF INJURY
 N - NONE
 B - APPARENT BROKEN BONES
 I - POSSIBLE INTERNAL INJURY
 L - SEVERE LACERATIONS
 M - APPARENT MINOR INJURY
 O - OTHER MAJOR INJURY
 T - LOSS OF TEETH
 U - UNCONSCIOUSNESS
 ROBBERY
 AGGRAVATED ASSAULT
 SIMPLE ASSAULT
 EXTORTION/BLACKMAIL

RELATIONSHIP OF VICTIM TO OFFENDER # CODE # VICTIM OF OFFENSE # OSBI # FBI #
Unknown

SELF REPORT A CRIME (Y/N) REPORTING OFFICER ASSISTING OFFICER
1998
 REVIEWED BY ID #

AGENCY NAME University of Central Oklahoma Police Dept.	ORI # OK 0551700	INCIDENT NUMBER 93-09-0065
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NARRATIVE

On 9-18-93 at approximately 2222 this officer found a white male subject parked out behind the wheel of the listed vehicle in the commuter one East parking lot. This officer attempted to wake the white male occupant inside the mentioned vehicle. This officer repeatedly had to knock on the window of the vehicle until the white male subject awakened. This officer asked the white male subject to roll down the window of the vehicle. The male subject did not appear to understand what this officer requested him to do. The male subject started the vehicle and put the vehicle in drive, then reverse, then drive again. The male subject repeated this action six seven times. This officer repeatedly requested loudly for the male subject to turn the ignition of the vehicle and exit the vehicle. The male subject opened the driver side door of the vehicle. The vehicle was in drive and the male subject had one foot on the brake and one foot on the gas pedal of the vehicle. This officer asked the male subject to put the vehicle in park and turn off the ignition. The male subject exited the vehicle and left the keys in the ignition. This officer asked the male subject for his driver's license. The male subject stated that he did not have a driver's license. This officer again asked for the subject driver's license. The male subject then pulled his wallet from out of his back pocket. The male subject pulled a twenty dollar bill from the wallet and extended his hand to offer this officer the twenty dollar bill. This officer repeatedly told the male subject to put his money back in his wallet and to find his driver's license. The male subject then pulled a five dollar bill from his wallet and extended his hand with twenty dollars in it to this officer. This officer asked the male subject to put his money away so that he would not lose his money. At this time two Edmond Police Officers arrived at the scene to help this officer with the situation. This officer could smell a heavy odor of liquor on the male subject's breath. This officer observed the male subject had trouble standing still without staggering. This officer observed several open beer cans in the front seat of the vehicle that the male subject had. This officer asked the male subject if he had been drinking and the subject answered

AGENCY NAME University of Central Oklahoma Police Dept.	ORI # OK 0551700	INCIDENT NUMBER 93-09-0065
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NARRATIVE

that he had been drinking. This officer administered three field sobriety tests to the male subject. The male subject failed all three sobriety tests and appeared to this officer as being intoxicated beyond the legal limit of 0.10% blood alcohol content. At approximately 2248 on 9-18-93 this officer informed the male subject later identified as Flurry, Gerald Ray that he was under arrest for APC and TOC. At that time I read the implied consent law to A-Flurry. A-Flurry agreed to take the test. A-Flurry's vehicle was impounded and towed by Allied Wrecker Service. Sgt. Wooldridge transported items related to A-Flurry's arrest seized from the vehicle to the UCO-PD. These items were booked into evidence under tag#3238. This officer transported A-Flurry to the Edmond Police Department to be tested by a certified breathalyzer operator. Ofc. L.D. Teel administered the test to A-Flurry. At this time A-Flurry produced his driver's license for the first time. A-Flurry was found to be in excess of the legal limit of blood alcohol content. A-Flurry's test results are attached to this report. A-Flurry was transported to the UCO-PD for booking before being transported by this officer to the Oklahoma County Jail in OKC. BCD 1998.