

NO.

STATE OF TEXAS) IN THE DISTRICT COURT
VS.) 144TH JUDICIAL DISTRICT
Joe Smith) BEXAR COUNTY, TEXAS

INMATE'S DECLARATION

BEFORE ME, the undersigned authority, on this day personally appeared Joe Smith, who after being duly sworn stated:

My name is Joe Smith. I am the defendant in cause number CM 966430. I am making this declaration with the understanding that it will be offered into evidence at the hearing to reduce my bond, presently scheduled to begin on May 19, 2011. It is also my understanding that this declaration will be offered and used at my bail reduction hearing for the limited purpose under *Simmons v. United States*, 390 U.S. 377 (1968), of showing my financial inability to make bail in the amount it is currently set at, and to assert my constitutional right to reasonable bail, guaranteed me by the Eighth and Fourteenth Amendments to the United States Constitution, and Article I, §§ 11 and 13 of the Texas Constitution, and articles 1.07 and 17.15 of the Texas Code of Criminal Procedure.

I do not have a savings or a checking account. I have cash on hand in the amount of less than \$1.00 and nothing else. I own no stocks or bonds. I have no retirement account. I do not own a home and I am presently unemployed and have not worked since being incarcerated on this case, approximately since March 17, 2011. I do not own a vehicle.

My bond is presently set at \$1,000,000.00. I cannot post a bond in this amount. I am aware that bonding companies typically charge premiums in the amount of 10% of the face-value of the bond, which in my case would be \$100,000.00. And they usually want the balance to be fully collateralized. I do not have this kind of money. Other than the assets I have discussed, I do not own anything else that I could sell for any significant amount of money at all, and I have no ability to borrow any where near this amount.

I, Joe Smith, SID No. 880326, being presently incarcerated in the Bexar County Jail in Bexar County, Texas, declare under penalty of perjury that the foregoing is true and correct. Executed on May _____, 2011.

Joe Smith