

FILED

2016 JAN -6 PM 4:01

NO. CC16-061

Filed  
AT 3:36 1-6-16 O'Clock P M  
BY LIZ PIRKLE  
WALLER COUNTY, TEXAS  
DEPUTY

*Daisy Metcalfe*  
WALLER COUNTY, TEX.  
DEPUTY  
THE STATE OF TEXAS

VS.

IN THE WALLER COUNTY

COURT AT LAW

BRIAN T. ENCINIA  
WHITE/MALE  
DOB: 06/28/1985

WALLER COUNTY, TEXAS

Charge: PERJURY  
Section: 37.02  
Degree: CLASS A MISDEMEANOR

### INDICTMENT

#### IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS;

The Grand Jury for the County of Waller and the State of Texas, duly selected, empaneled, sworn, charged, and organized as such at the June term, A.D. 2015 of the 506<sup>th</sup> Judicial District Court of said County, upon their oaths present in and to the Waller County Court at Law at said term that BRIAN T. ENCINIA, hereinafter styled Defendant, on or about the 10<sup>th</sup> day of July, 2015, and before the presentment of this indictment, in Waller County, Texas, did then and there, with intent to deceive and with knowledge of the statements meaning, make a false statement under oath, namely that the Defendant had Sandra Bland exit the vehicle to further conduct a safe traffic investigation, such sworn statement being then and there required by law to be made under oath, while the defendant was then and there under oath such false statement being false in that Defendant Brian T. Encinia removed Sandra Bland from her vehicle because he was angry she would not put out her cigarette and such false sworn statement was made on an Affidavit and Complaint for Warrant of Arrest and Detention of Sandra Bland.

AGAINST THE PEACE AND DIGNITY OF THE STATE.

*[Signature]*  
Foreman of the Grand Jury

Cause No. CC16-001

THE STATE OF TEXAS

VS.

BRIAN T. ENCINIA

IN THE COUNTY COURT

AT LAW

WALLER COUNTY, TEXAS

FILED

2016 JAN -7 PM 4:12

DEBBIE HOLLAN  
COUNTY CLERK

WALLER COUNTY, TX.

DEPUTY

PRECEPT TO SERVE TO COPY OF INDICTMENT

TO THE SHERIFF OF WALLER COUNTY-GREETING

YOU ARE HEREBY COMMANDED to serve BRIAN T. ENCINIA, the defendant in Cause No. CC16-001, wherein the State of Texas is Plaintiff and BRIAN T. ENCINIA is Defendant, in person, with the accompanying certified copy of the original indictment charging him/her with Perjury now on file is said Court.

HEREIN FAIL NOT, but of this writ make due return as the law directs.

GIVEN UNDER MY HAND AND OFFICIAL SEAL, THIS 7th day of January, 2016.

DEBBIE HOLLAN

WALLER COUNTY, TEXAS

BY:

Maria Vargas

SHERIFF'S RETURN

CAME TO HAND THE 7th day of January, 2016, at 3:28 o'clock P.M. And executed by delivering the accompanying certified copy of Indictment. No. CC16-001 to B. Encinia, the defendant herein, in person, at 328 o'clock P.M. on the day of January 7, 2016.

GLENN SMITH, SHERIFF

WALLER COUNTY, TEXAS

BY:

Deputy Texas Rucker

CAUSE NO. CC16-001

FILED

THE STATE OF TEXAS

IN THE COUNTY COURT

2016 JAN -7 PM 4:12

VS.

AT LAW

BRIAN T. ENCINIA

WALLER COUNTY, TEXAS

DEBBIE HOLLAN  
COUNTY CLERK  
WALLER COUNTY, TX.

W/M DOB: 06/28/1985

*m. Varga*  
DEPUTY

CAPIAS INSTANTER

TO ANY PEACE OFFICER OF THE STATE OF TEXAS- GREETING:

YOU ARE HEREBY COMMANDED to arrest BRIAN T. ENCINIA and him safely keep so that you have him/her before the Honorable County Court at Law Judge, Texas, at the Courthouse of said County, in Hempstead, Texas, instanter, then and there to answer the State of Texas upon an indictment pending in said Court, charging with PERJURY, a misdemeanor class A.

HEREIN FAIL NOT, but make due return hereof to this Court forthwith, showing how you have executed the same.

Witness my hand and seal of office, at Hempstead, Texas, this 7<sup>th</sup> day of January, 2016.

DEBBIE HOLLAN

WALLER COUNTY, TEXAS

BY: *Maria Vargas*  
Maria Vargas, Deputy

Bond Setting: *\$2,500 cash or surety.*

*Albert McCaig Jr.*  
Judge Albert McCaig Jr.

SHERIFF'S RETURN

CAME TO HAND THE 7th day of JANUARY, 2016, at 328 o'clock P.M., and executed by arresting BRIAN ENCINIA at 330 WCD, in WALLER County, Texas, and placing him/her in the Waller County Jail on the 7th day of JANUARY, 2016.

GLEN SMITH, Sheriff

WALLER County, Texas

SHANE ELSON

By: Shane Elson

Deputy TEXAS RAYSON