

RECEIVED & FILED FOR RECORD  
BARBARA GLADEN ADAMICK, DISTRICT  
CLERK, MONTGOMERY COUNTY, TEXAS

CAUSE NO. 14-09-10024-CR

2014 OCT -9 PM 1:16

STATE OF TEXAS

§  
§  
§  
§

IN THE DISTRICT COURT

BY

*Walter Greene*

9TH JUDICIAL DISTRICT DEPUTY

VS.

ADRIAN LEWIS PETERSON

MONTGOMERY COUNTY, TEXAS

**MOTION FOR COURT TO SET ASIDE DEFENDANT'S BOND**

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES the State of Texas, by and through the District Attorney, and respectfully moves the Court to set aside the current bond of above-named Defendant in the above-named cause for the reasons listed below.

**I.**

The Court has the power to increase Defendant's bond amount pursuant to Tex. Code Crim. Proc. §§ 17.09. Under Section 17.09, Subsec. 3, the Court "may order the accused to be rearrested, and require the accused to give another bond in such amount as the judge or magistrate may deem proper" if the Court has found that "the bond is defective, excessive or insufficient in amount, . . . or *for any good and sufficient cause.*" Tex. Code Crim. Proc. §17.09, Sec. 3 (emphasis added).

**II.**

Currently, the Defendant is out of jail on a \$15,000 bond for one count: Injury to a child (State Jail Felony), alleged to have occurred on May 18, 2014. On September 12, 2014, defendant made bail. On October 8<sup>th</sup> 2014 the defendant made his first Court appearance, and submitted to a urinalysis exam. During this process the defendant admitted to [REDACTED], an employee of Davis Investigations, which conducts urinalysis testing for this Court; that he smoked a little weed. In light of this statement, and the fact that it was made during the urinalysis testing process, and the term "weed" is a common slang term for marijuana, the State argues that the defendant has smoked marijuana while on bond for the current offense.

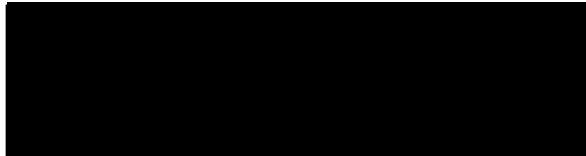
**WHEREFORE, PREMISES CONSIDERED,** the State prays that the Court grant this Motion to set aside Defendant's bonds and order that a capias issue for the arrest of the Defendant.

SCANNED

Respectfully submitted,

B. Ligon (by BΔ)

Brett Ligon  
District Attorney  
Montgomery County, Texas



**Certificate of Service**

I, Bill Delmore, Assistant District Attorney for the State of Texas, do hereby certify that a true and correct copy of the foregoing instrument has been delivered via facsimile to the Defendant's attorney in accordance with the Texas Rules of Civil Procedure on

10/5/14

B. Delmore

Bill Delmore