

STATE OF TEXAS }
 }
COUNTY OF ROCKWALL }

Affidavit for Arrest Warrant

I, Michael Burk, a peace officer employed with the Royse City Police Department, do solemnly swear that I have reason to believe and do believe that Michael Glen Garza, date of birth being [REDACTED] did, on or about September 9, 2016, in Hunt County, intentionally and knowingly caused the death of Robert Louis Poynter III, date of birth being [REDACTED], by shooting him with a firearm believed to be a shotgun.

MY BELIEFS ARE BASED ON THE FOLLOWING FACTS:

Affiant, on 9-9-16, at approximately 11 pm, was notified of a possible murder in the 6000 Blk of Fm 35, Royse City, Hunt County TX.

Affiant arrived on scene and was informed by Officer Meek that Miranda rights had been read to Chacey Poynter.

Affiant met with Chacey Poynter at the Royse City Police Department. Poynter advised she had been seeing Michael Garza while being married to Robert Poynter.

Affiant was told by Chacey that Robert Poynter abused her physically and emotionally.

Affiant was told by Chacey that Robert Poynter had filed divorce paper work against her and told her she would not get their daughter.

Affiant was advised by Chacey that she would tell Michael Garza about the abuse Robert Poynter would commit against her. Michael Garza would tell Chacey Poynter that he is a "shot caller" and ordered people killed if she wanted.

Affiant was informed by Chacey Poynter that she went to Michael Garza's residence on 9-9-2016 around 7 pm. Chacey Poynter advised that she and Garza had spoken about hurting Robert Poynter so they could be together. Chacey advised she was told by Garza to have Robert Poynter meet her in "deep" Dallas so they could make "it" look like a robbery.

Affiant was informed by Chacey that Garza while at his residence began placing guns and ammo on the kitchen table and tells her to relax and smile. Chacey advised she observed a camouflaged shotgun on the table and observed shotgun shells with "slugs" or black balls at the ends of them.

Affiant was informed by Chacey that she and Garza had sex at around 7 pm at Garza's residence with Garza.

Chacey told affiant that she and Garza agreed on a plan to kill Robert Poynter. Chacey stated that she met with Garza at an unknown address and transported him in her jeep to CR 2595 and dropped him off in the area. Chacey advised that she then moved her jeep to an area to make it look like she got stuck on the dirt road so she could call Robert Poynter to meet her out there.

Chacey told the affiant that she met Robert at the end of the road and walked back with him to her jeep where Michael Garza was waiting in the area. Chacey advised that Robert moved the jeep back on the road and she yelled stop and Michael Garza shot Robert Poynter with a shotgun in the head killing him.

Chacey stated Garza told her he was going to burn Roberts's truck and his (Garza's) clothes to destroy the evidence but it did not happen.

Chacey advised after Garza shot and killed Robert Poynter she began screaming for help and called 911. Chacey stated that Garza took the phone from her and hung up on 911 and threw her phone into the mud where she could not locate it.

Chacey informed Affiant that she did not want Robert Poynter dead she only wanted him to hurt the way he made her hurt.

Affiant was informed that a truck bearing TX tag HFW8609 was seen in the area prior to the incident by the land owner. The vehicle comes back to Michael Garza's residence.

A Facebook photo on Michael Garza's Facebook account was located with him holding a camouflaged shotgun.

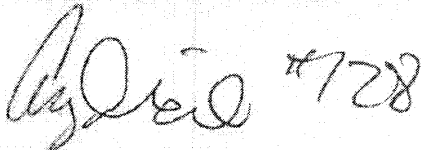
A written statement was provided by Chacey Poynter.

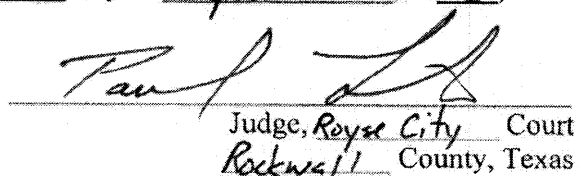
Michael Glen Garza, w/m DOB [REDACTED], Texas Driver's License [REDACTED] SSN [REDACTED] has committed a First Degree Felony offense by shooting Robert Louis Poynter III dead.

WHEREFORE, Affiant requests that an arrest warrant or capias be issued for the above-accused individual in accordance with the law.


Michael Burk, Affiant

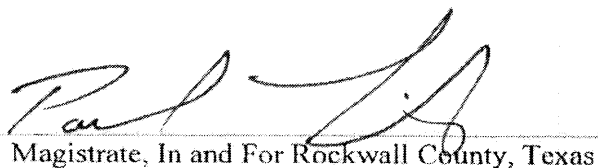
Subscribed and Sworn to Before Me on this the 10th day of September, 2016.

 #728


Judge, Royce City Court
Rockwall County, Texas

MAGISTRATE DETERMINATION OF PROBABLE CAUSE

On this the 10th day of September, 2016, the undersigned Magistrate hereby acknowledges that he has examined the above affidavit and has determined that probable cause exists for the issuance of an arrest warrant or capias for the individual accused therein.


Magistrate, In and For Rockwall County, Texas

WARRANT OF ARREST

THE STATE OF TEXAS

To any Peace Officer of the State of Texas, Greetings:

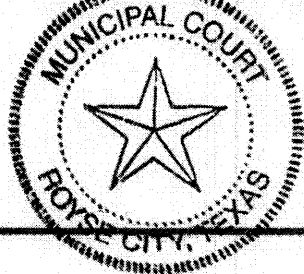
You are hereby commanded to arrest, Michael Glen Garza, w/m DOB [REDACTED], Texas Driver's License [REDACTED], SSN [REDACTED], if to be found in your County and bring him before me, a magistrate of the Municipal Court of Royse City, Rockwall County, Texas, at my office at 100 West Main Street in the City of Royse City in said County, immediately, then and there to answer the State of Texas for an offense against the laws of said State, to-wit:

Murder (Title 5, Section 19.02 (b)(1), Penal Code),

of which offense he is accused by the written Complaint under oath or affirmation of Michael Burk, filed before me.

Herein fail not, but of this writ make due return, showing how you have executed the same.

Witness my official signature, this 10th day of September, 2016.



Paul Liston
Paul Liston, Magistrate
Rockwall County, Texas

OFFICER'S RETURN

Came to hand the _____ day of _____, at _____ o'clock _____ M., and executed on the _____ day of _____, at _____ o'clock _____ M., by arresting the within named Michael Glen Garza at _____ in _____ County, Texas.

I actually and necessarily traveled _____ miles in the service of this writ, in addition to any other mileage I may have traveled in the service of other process in this cause during the same trip.

Rockwall County, Texas

By _____, Deputy

STATE OF TEXAS }
 }
COUNTY OF ROCKWALL }

Affidavit for Arrest Warrant

I, Michael Burk, a peace officer, do solemnly swear that I have reason to believe and do believe that Chacey Tyler Poynter, date of birth being [REDACTED], did, on or about September 9, 2016, in Hunt County, conspired to commit murder by agreeing to engage in conduct with Michael Glen Garza, date of birth being [REDACTED], to murder Chacey Tyler Poynter's husband, Robert Louis Poynter III, date of birth being [REDACTED]; and, performed an overt act by driving Michael Glen Garza to a remote location, where Chacey Tyler Poynter then called her husband to come to the remote location, where Michael Glen Garza shot Robert Louis Poynter III with a firearm believed to be a shotgun.

MY BELIEFS ARE BASED ON THE FOLLOWING FACTS:

Affiant, on 9-9-16, at approximately 11 pm, was notified of a possible murder in the 6000 Blk of Fm 35, Royse City, Hunt County TX.

Affiant arrived on scene and was informed by Officer Meek that Miranda rights had been read to Chacey Poynter.

Affiant met with Chacey Poynter at the Royse City Police Department. Poynter advised she had been seeing Michael Garza while being married to Robert Poynter.

Affiant was told by Chacey that Robert Poynter abused her physically and emotionally.

Affiant was told by Chacey that Robert Poynter had filed divorce paper work against her and told her she would not get their daughter.

Affiant was advised by Chacey that she would tell Michael Garza about the abuse Robert Poynter would commit against her. Michael Garza would tell Chacey Poynter that he is a "shot caller" and ordered people killed if she wanted.

Affiant was informed by Chacey Poynter that she went to Michael Garza's residence on 9-9-2016 around 7 pm. Chacey Poynter advised that she and Garza had spoken about hurting Robert Poynter so they could be together. Chacey advised she was told by Garza to have Robert Poynter meet her in "deep" Dallas so they could make "it" look like a robbery.

Affiant was informed by Chacey that Garza while at his residence began placing guns and ammo on the kitchen table and tells her to relax and smile. Chacey advised she observed a camouflaged shotgun on the table and observed shotgun shells with "slugs" or black balls at the ends of them.

Affiant was informed by Chacey that she and Garza had sex at around 7 pm at Garza's residence with Garza.

Chacey told affiant that she and Garza agreed on a plan to kill Robert Poynter. Chacey stated that she met with Garza at an unknown address and transported him in her jeep to CR 2595 and dropped him off in the area. Chacey advised that she then moved her jeep to an area to make it look like she got stuck on the dirt road so she could call Robert Poynter to meet her out there.

Chacey told the affiant that she met Robert at the end of the road and walked back with him to her jeep where Michael Garza was waiting in the area. Chacey advised that Robert moved the jeep back on the road and she yelled stop and Michael Garza shot Robert Poynter with a shotgun in the head killing him.

Chacey stated Garza told her he was going to burn Roberts truck and his (Garza's) clothes to destroy the evidence but it did not happen.

Chacey advised after Garza shot and killed Robert Poynter she began screaming for help and called 911. Chacey stated that Garza took the phone from her and hung up on 911 and threw her phone into the mud where she could not locate it.

Chacey informed Affiant that she did not want Robert Poynter dead she only wanted him to hurt the way he made her hurt.

Affiant was informed that a truck bearing TX tag HFW8609 was seen in the area prior to the incident by the land owner. The vehicle comes back to Michael Garza's residence.

A Facebook photo on Michael Garza's Facebook account was located with him holding a camouflaged shotgun.

A written statement was provided by Chacey Poynter.

Chacey Tyler Poynter, w/f DOB [REDACTED], Texas Driver's License [REDACTED], SSN [REDACTED], has committed a Second Degree Felony offense by conspiring to commit murder with another.

WHEREFORE, Affiant requests that an arrest warrant or capias be issued for the above-accused individual in accordance with the law.



Michael Burk, Affiant

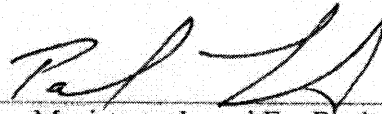
Subscribed and Sworn to Before Me on this the 10th day of September, 2016,



Judge, Royce City Court
Rockwall County, Texas

MAGISTRATE DETERMINATION OF PROBABLE CAUSE

On this the 10th day of September, 2016, the undersigned Magistrate hereby acknowledges that he has examined the above affidavit and has determined that probable cause exists for the issuance of an arrest warrant or capias for the individual accused therein.



Magistrate, In and For Rockwall County, Texas

WARRANT OF ARREST

THE STATE OF TEXAS

To any Peace Officer of the State of Texas, Greetings:

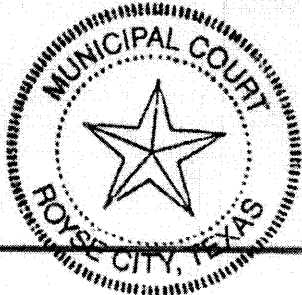
You are hereby commanded to arrest, Chacey Tyler Poynter, w/f DOB [REDACTED], Texas Driver's License [REDACTED], SSN [REDACTED], if to be found in your County and bring him before me, a magistrate of the Municipal Court of Royse City, Rockwall County, Texas, at my office at 100 West Main Street in the City of Royse City in said County, immediately, then and there to answer the State of Texas for an offense against the laws of said State, to-wit:

Murder - Conspiracy to Commit (Title 5, Section 19.02 (b)(1), Penal Code),

of which offense he is accused by the written Complaint under oath or affirmation of Michael Burk, filed before me.

Herein fail not, but of this writ make due return, showing how you have executed the same.

Witness my official signature, this 10th day of September, 2016.



Paul Liston
Print Name Paul Liston, Magistrate
Rockwall County, Texas

OFFICER'S RETURN

Came to hand the _____ day of _____, _____, at _____ o'clock _____ M., and executed on the _____ day of _____, _____, at _____ o'clock _____ M., by arresting the within named Chacey Tyler Poynter at _____ in _____ County, Texas.

I actually and necessarily traveled _____ miles in the service of this writ, in addition to any other mileage I may have traveled in the service of other process in this cause during the same trip.

Rockwall County, Texas

By _____, Deputy

THE STATE OF TEXAS

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§
§

Warrant # _____

COUNTY OF HUNT

AFFIDAVIT FOR SEARCH WARRANT
{Article 18.02(10), Texas Code of Criminal Procedure}

BEFORE ME, THE UNDERSIGNED AUTHORITY, PERSONALLY APPEARED THE AFFIANT HEREIN, A PEACE OFFICER UNDER THE LAWS OF TEXAS, WHO, BEING DULY SWORN, ON OATH MADE THE FOLLOWING STATEMENTS:

My name is **Michael Burk** and I am commissioned as a peace officer by **Royse City Police Department, Criminal Investigative Division.**

1. There is in **Hunt** County, Texas, a suspected place and premises described and located as follows:

Listed as 9681 Business Highway 34, Quinlan, Texas 75474. Said suspected place is a single story, single family dwelling with a brownish composite shingle roof, brown/beige siding, and light painted trim. There is an all wood covered porch on the front of the residence. There is a white and metal carport on the right south side of the residence. The front door of the residence is white with an oval shaped window. The residence is located on the east side of Hwy 34 and faces west. The mailbox is a gray mailbox with number "9681" in white stick on numbers. There are three large trees directly in front of house on left side of driveway. The driveway is composed of gravel and there is a metal cattle gate with locked chains across driveway. The land is fenced with barbed wire. A truck registered to suspected party maroon in color with a flag wrap on the tailgate is parked under the carport. The suspected place is described as S2355 Brookview Estate Lot 19 with the Hunt County Appraisal.

Said suspected place, in addition to the foregoing description, also includes all other buildings, structures, places and vehicles on said premises and within the curtilage, if said premises is a residence, that are found to be under the control of the suspected party named below and in, on, or around which said suspected party may reasonably deposit or secrete property that is the object of the search requested herein.

2. Said suspected place is in the charge of and controlled by each of the following named and/or described individual, to wit:

Registered Owner: Sheila Gail Hickman, 5252 CR 2591, Royse City, Texas 75189.

Suspected party: Michael Glen Garza, described as a white male, date of birth [REDACTED], approximately 6'02" in height, approximately 225 pounds, brown hair, brown eyes and Texas Driver License # [REDACTED]

3. It is the belief of affiant that said suspected party has possession of and is concealing at said suspected place the following property:

- Blood in the form of spatter, splatter, droplets, smears, and pools and other residue constituting evidence of bleeding injuries or other violent trauma, including if necessary for collection and seizure, the substance or surface on which said blood evidence is found.
- Guns, ammunition, cartridge cases, bullets, shot shells and slugs, gunshot residue and any other shooting type weapon capable of infliction of bleeding injuries and other violent trauma, namely a camouflage shotgun.
- Personal computers and electronic storage devices capable of receiving or storing electrical data, including any external storage devices such as, but not limited to floppy discs and diskettes (including Zip discs and cartridges), digital video discs (DVD's) compact discs (CD's), flash drives ("thumb drives"), external hard drives, tape drives, digital video recorders (including TiVo), internet appliances, video game consoles (including Nintendo Wii), MP3 players (including Apple iPOD), digital cameras and digital camera memory media, magnetic tapes and disks, cellular telephones, personal digital assistants (PDA's), tape recordings, and audio tapes; the hardware necessary to retrieve such data, including, but not limited to, central processing units (CPU's), connecting devices, viewing screens, disc and cartridge drives, tape drives, printers, and monitors; the manuals, with all software, handwritten notes, or printed materials describing the operation of said computers, hardware and software; and, any and all passwords found at the location that may allow access to any of the aforementioned devices and equipment.
- Clothing and accessories believed to be worn by suspected party, namely blue jeans, a dark shirt, camouflage clothing, camouflage mask.
- Bedding to include but not limited to sheets, pillow cases, blankets, quilts, and comforters that may contain semen stains, vaginal stains, blood or DNA of suspected party or Chacey Poynter.
- Any instrumentalities found to be in plain view which tend to show an offense was committed, that the suspected party committed the offense, or are related to the crime.

Said property constitutes evidence that the offense of Murder, PC 19.02, against the laws of this State was committed and that said suspected party committed the offense described.

4. Affiant has probable cause for said belief by reason of the following facts and circumstances:

Affiant, Michael Burk, is employed as an Investigator by the Royse City Police Department and have been employed as a peace officer for the past seven (7) years. I have been issued the Advanced Peace Officer certificate by the Texas Commission on Law Enforcement (TCOLE).

Affiant, on 9-9-16, at approximately 11 pm, was notified of a possible murder in the 6000 Block of Fm 35, Royse City, Hunt County TX. Affiant arrived on scene and was informed by Royse City Officer Meek that Miranda rights had been read to Chacey Poynter. Affiant met with Chacey Poynter at the Royse City Police Department. Poynter advised she had been seeing Michael Garza while being married to Robert Poynter. Affiant was told by Chacey that Robert Poynter abused her physically and emotionally. Affiant was told by Chacey that Robert Poynter had filed divorce paper work against her and told her she would not get their daughter.

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Affiant was informed by Chacey that Garza while at his residence began placing guns and ammo on the kitchen table and told her to relax and smile. Chacey advised she observed a camouflaged shotgun on the table and observed shotgun shells with "slugs" or black balls at the ends of them. Affiant was informed by Chacey that she and Garza had sex at around 7 pm at Garza's residence with Garza.

Chacey told affiant that she and Garza agreed on a plan to kill Robert Poynter. Chacey stated that she met with Garza at an unknown address and transported him in her jeep to CR 2595 and dropped him off in the area. Chacey advised that she then moved her jeep to an area to make it look like she got stuck on the dirt road so she could call Robert Poynter to meet her out there. Chacey told affiant that she met Robert at the end of the road and walked back with him to her jeep where Michael Garza was waiting in the area. Chacey advised that Robert moved the jeep back on the road and she yelled stop and Michael Garza shot Robert Poynter with a shotgun in the head killing him.

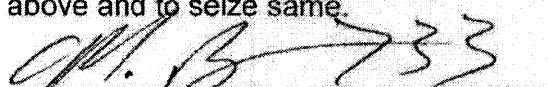
Chacey stated Garza told her he was going to burn Robert's truck and his (Garza's) clothes to destroy the evidence but it did not happen. Chacey advised after Garza shot and killed Robert Poynter she began screaming for help and called 911. Chacey stated that Garza took the phone from her and hung up on 911 and threw her phone into the mud where she could not locate it. Chacey informed Affiant that she did not want Robert Poynter dead she only wanted him to hurt the way he made her hurt.

Affiant was informed that a truck bearing TX tag HFW8609 was seen in the area earlier in the day by the land owner. The vehicle comes back to Michael Garza's residence. A Facebook photo on Michael Garza's Facebook account was located with him holding a camouflaged shotgun. A written statement was provided by Chacey Poynter.

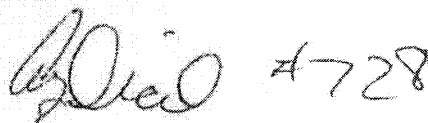
Evidence at the scene indicated Chacey could not have fired the shotgun used to kill Robert because she had blood spatter on her left arm and body that was consistent with her being on the opposite side of the vehicle from the trajectory of the shot.

Affiant requests authority from the Court to transport, remove, or take any property or evidence seized pursuant to the warrant requested herein to any location deemed necessary for purposes of safekeeping and completion of any investigation or proceedings related to the activities described in this Affidavit.

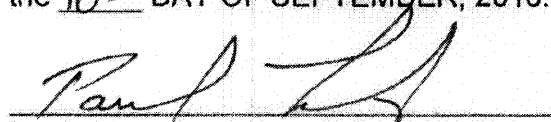
Wherefore, affiant asks for issuance of a warrant that will authorize affiant and other peace officers to search said suspected place and premises for the property described above and to seize same.



Affiant

 #728

SWORN TO AND SUBSCRIBED BEFORE ME BY THE SAID AFFIANT ON THIS THE
the 10th DAY OF SEPTEMBER, 2016.



Paul Liston
Municipal Court Judge
City of Royse City
Hunt County, Texas

THE STATE OF TEXAS

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§
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WARRANT #

COUNTY OF HUNT

COURT:

SEARCH WARRANT
{Article 18.02(10), Texas Code of Criminal Procedure}

The State of Texas: To the Sheriff or any Peace Officer of **HUNT** County, Texas, or any Peace Officer of the State of Texas:

Whereas I have been presented an affidavit requesting issuance of a search warrant by the affiant therein, and whereas I find that the verified facts stated by affiant in said affidavit show that affiant has probable cause for the belief he expresses therein, and whereas I believe said affidavit properly establishes grounds for issuance of this Warrant;

Now, therefore, you are commanded to enter the suspected place and premises described in said affidavit, to-wit:

Listed as 9681 Business Highway 34, Quinlan, Texas 75474. Said suspected place is a single story, single family dwelling with a brownish composite shingle roof, brown/beige siding, and light painted trim. There is an all wood covered porch on the front of the residence. There is a white and metal carport on the right south side of the residence. The front door of the residence is white with an oval shaped window. The residence is located on the east side of Hwy 34 and faces west. The mailbox is a gray mailbox with number "9681" in white stick on numbers. There are three large trees directly in front of house on left side of driveway. The driveway is composed of gravel and there is a metal cattle gate with locked chains across driveway. The land is fenced with barbed wire. A truck registered to suspected party maroon in color with a flag wrap on the tailgate is parked under the carport. The suspected place is described as S2355 Brookview Estate Lot 19 with the Hunt County Appraisal.

Said suspected place, in addition to the foregoing description, also includes all other buildings, structures, places and vehicles on said premises and within the curtilage, if said premises is a residence, that are found to be under the control of the suspected party named below and in, on, or around which said suspected party may reasonably deposit or secrete property that is the object of the search requested herein.

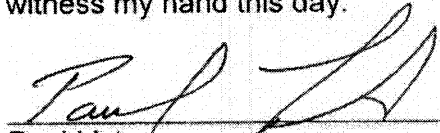
At said places you shall search for and, if same be found, seize and bring before me the property described in the affidavit, to-wit:

- Blood in the form of spatter, splatter, droplets, smears, and pools and other residue constituting evidence of bleeding injuries or other violent trauma, including if necessary for collection and seizure, the substance or surface on which said blood evidence is found.
- Guns, ammunition, cartridge cases, bullets, shot shells and slugs, gunshot residue and any other shooting type weapon capable of infliction of bleeding injuries and other violent trauma, namely a camouflage shotgun.
- Personal computers and electronic storage devices capable of receiving or storing electrical data, including any external storage devices such as, but not limited to floppy discs and diskettes (including Zip discs and cartridges), digital video discs (DVD's) compact discs (CD's), flash drives ("thumb drives"), external hard drives, tape drives, digital video recorders (including TiVo), internet appliances, video game consoles (including Nintendo Wii), MP3 players (including Apple iPOD), digital cameras and digital camera memory media, magnetic tapes and disks, cellular telephones, personal digital assistants (PDA's), tape recordings, and audio tapes; the hardware necessary to retrieve such data, including, but not limited to, central processing units (CPU's), connecting devices, viewing screens, disc and cartridge drives, tape drives, printers, and monitors; the manuals, with all software, handwritten notes, or printed materials describing the operation of said computers, hardware and software; and, any and all passwords found at the location that may allow access to any of the aforementioned devices and equipment.
- Clothing and accessories believed to be worn by suspected party, namely blue jeans, a dark shirt, camouflage clothing, camouflage mask.
- Bedding to include but not limited to sheets, pillow cases, blankets, quilts, and comforters that may contain semen stains, vaginal stains, blood or DNA of suspected party or Chacey Poynter.
- Any instrumentalities found to be in plain view which tend to show an offense was committed, that the suspected party committed the offense, or are related to the crime.

You are further granted authority from the Court to transport, remove, or take any property or evidence seized pursuant to the warrant requested herein to any location deemed necessary for purposes of safekeeping and completion of any investigation or proceedings related to the activities described in the Affidavit.

Herein fail not, but have you then and there this Warrant to be executed without delay; and upon compliance with the orders herein, make return forthwith showing how you have executed same within three days of the date shown below, exclusive of said date and the day of its execution.

Issued this the 10th day of September, 2016, at 11:27 o'clock ^{A.}~~P.~~ M., to certify which witness my hand this day.



Paul Liston,
Municipal Court Judge
City of Royse City
Hunt County, Texas

