

THE STATE OF TEXAS
VS.

RICHARD CASTILLO

SPN:
DOB:
DATE PREPARED: 5/16/2008

02359044

D.A. LOG NUMBER: 1398482
CJIS TRACKING NO.:
BY: SS DA NO: 055377900
AGENCY: HCSO
O/R NO: 0852045
ARREST DATE: TO BE

NCIC CODE: 1105 50 TG

RELATED CASES:

FELONY CHARGE: INDECENCY WITH A CHILD

CAUSE NO:

HARRIS COUNTY DISTRICT COURT NO:

FIRST SETTING DATE:

1167261
208

BAIL: \$10,000
PRIOR CAUSE NO:

FILED
THE RESA CHANG
DISTRICT CLERK
HARRIS COUNTY, TEXAS
2008 MAY 16 AM 11:47

DEPUTY

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

Before me, the undersigned Assistant District Attorney of Harris County, Texas, this day appeared the undersigned affiant, who under oath says that he has good reason to believe and does believe that in Harris County, Texas, RICHARD CASTILLO hereafter styled the Defendant, heretofore on or about MAY 03, 2008, did then and there unlawfully intentionally and knowingly engage in sexual contact with a person younger than seventeen years of age and not the spouse of the Defendant, by touching through clothing the GENITALS of with the intent to arouse and gratify the sexual desire of RICHARD CASTILLO.

PROBABLE CAUSE

AFFIANT, WILLIAM LILLY, IS EMPLOYED AS A CERTIFIED PEACE OFFICER WITH THE HARRIS COUNTY SHERIFFS' DEPARTMENT. AFFIANT HAS REASON TO BELIEVE AND DOES BELIEVE THAT RICHARD CASTILLO, HEREAFTER STYLED THE DEFENDANT, COMMITTED THE OFFENSE OF INDECENCY WITH A CHILD BY TOUCHING AT A PRIVATE RESIDENCE LOCATED AT IN HARRIS COUNTY, TEXAS ON OR ABOUT MAY 3, 2008.

AFFIANT SPOKE WITH THE OUTCRY WITNESS, AND FOUND HER TO BE A CREDIBLE AND RELIABLE PERSON. THE OUTCRY WITNESS STATED HER 14 YEAR OLD DAUGHTER ; HEREAFTER THE COMPLAINANT STATED SHE WAS TOUCHED INAPPROPRIATELY BY THE 48 YEAR OLD DEFENDANT RICHARD CASTILLO BY RUBBING HER VAGINA OVER THE CLOTHING WITH HIS HAND WHILE SHE WAS ASLEEP.

THE COMPLAINANT STATED SHE WAS STAYING THE NIGHT AT THE DEFENDANTS RESIDENCE LOCATED AT HARRIS COUNTY, TEXAS WITH HER 14 YEAR OLD CLASSMATE WHO IS THE DAUGHTER OF THE DEFENDANT ON MAY 3, 2008. THE COMPLAINANT STATED SHE WAS AWAKENED BY SOMEONE RUBBING HER BETWEEN HER LEGS ON HER VAGINA (GENITALS) OVER HER SHORTS. THE COMPLAINANT STATED SHE LOOKED UP AND OBSERVED THE DEFENDANT SITTING AT HER FEET ON THE LIVING ROOM SOFA AND HIS ARM WAS UNDER THE COVER SHE WAS LAYING UNDER AND HIS HAND WAS RUBBING HER VAGINA. THE COMPLAINANT STATED SHE MOVED AND CURLED UP IN A FETAL POSITION AND AT THAT TIME THE DEFENDANT CONTINUED BY RUBBING HER FEET. THE COMPLAINANT STATED THE DEFENDANT GOT UP, WENT INTO THE BATHROOM AND WHEN HE RETURNED HE TRIED RUBBING HER BETWEEN THE LEGS AGAIN, BUT WAS UNABLE BECAUSE SHE KEPT MOVING. THE COMPLAINANT STATED THE DEFENDANT FELL ASLEEP A SHORT TIME LATER AND AFTER HE DID SO SHE WOKE HER FRIEND WHO WAS LYING ASLEEP ON THE OTHER END OF THE SOFA AND THE TWO WENT UPSTAIRS TO SLEEP IN HER BED. THE COMPLAINANT STATED THE DEFENDANT HAD BEEN DRINKING ALL EVENING LEADING INTO THE NIGHT. THE COMPLAINANT STATED SHE CALLED HER MOTHER TO PICK HER UP THE FOLLOWING MORNING AND MADE OUTCRY SOON THERE AFTER.

THE COMPLAINANT KNOWS THE DEFENDANT BY NAME AND SIGHT.

AFFIANT CONTACTED THE DEFENDANT AND AFTER INFORMING HIM OF THE NATURE OF THE OFFENSE THE DEFENDANT ADMITTED HE HAD BEEN DRINKING THE NIGHT OF MAY 3, 2008 AND ADMITTED TO SITTING ON THE COUCH DURING THE NIGHT, BUT DENIED TOUCHING THE COMPLAINANT AND REFUSED TO SUBMIT TO A POLYGRAPH EXAMINATION.

AGAINST THE PEACE AND DIGNITY OF THE STATE.

Sworn to and subscribed before me on May 16, 2008

31 Lilly
AFFIANT

(MUBA) 9400460
ASSISTANT DISTRICT ATTORNEY BAR NO.
OF HARRIS COUNTY, TEXAS.