

NOTICE: THIS DOCUMENT CONTAINS SENSITIVE DATA

No.	Court	Parties
2026-0226	IN THE COUNTY COURT AT LAW HARRISON COUNTY, TEXAS	THE STATE OF TEXAS v. RYAN NICHOLS Defendant Pro Se
HEARING REQUESTED	EXPEDITED / BEFORE ANY BOND REVOCATION, PLEA SETTING, OR TRIAL	FILED: June 7, 2026

**PROPOSED ORDER ON DEFENDANT RYAN NICHOLS'S DEADLY CONDUCT
PARTICULARIZATION MOTION**

On this day, the Court considered Defendant Ryan Nichols's Emergency Motion to Quash, Set Aside, or Require the State to Particularize the Deadly Conduct Theory; Motion for Element-Specific Discovery, In Camera Review, and Evidentiary Hearing. After reviewing the motion, the record, any response, and applicable law, the Court ORDERS as follows:

1. The State shall identify in writing the exact statutory subsection and exact conduct it claims satisfies Texas Penal Code section 22.05.
2. The State shall state whether it alleges Defendant drew, unholstered, pointed, fired, verbally threatened, pursued, blocked, or merely raised his shirt and placed his hand on a holstered firearm grip.
3. The State shall identify every person allegedly placed in imminent danger of serious bodily injury and the exact act allegedly creating that danger.
4. The State shall identify every witness, statement, report, bodycam segment, CAD entry, dispatch record, 911/non-emergency recording, photo, video, screenshot, public post, or church-camera clip supporting each element.
5. The State and HCSO shall produce and authenticate the original May 11, 2026 public statement or press release attributed to Sheriff Brandon J. Fletcher, including publication source, drafts, revisions, source reports, source witness statements, social-media/public-information postings, and any communications used to prepare or approve it.
6. The State shall produce and authenticate IMG_9175.png, Google Drive file ID 1p6gq7fqIQN1Av7vpOvmn7wnRgkeTo11m, and any native message thread, phone extraction, metadata, sender/recipient information, timestamps, source URL records, and surrounding context for the message attributed to Kacie Costello describing polite initial contact, de-escalation, a plan to leave, and Defendant making the first call to 911.
7. The State shall preserve, produce, authenticate, and transcribe the May 31, 2026 MP4 video identified by Defendant as Google Drive file ID 1gXR1hqg-YXfmNYu6ZFimH0Upaq1j6-u2, source URL <https://drive.google.com/file/d/1gXR1hqg-YXfmNYu6ZFimH0Upaq1j6-u2/view?usp=sharing>, including native file metadata, full audio, speaker identification, timestamps, platform/source records, and any surrounding public post or message context.
8. The State shall produce all Article 39.14 discovery, Brady/Giglio material, witness statements, inconsistent statements, bodycam, dashcam, CAD, dispatch, 911/non-emergency audio, police reports, officer notes, church-camera footage, and witness-provided media by a deadline set by the Court.
9. Any material withheld for redaction, active-investigation status, privilege, privacy, or other claimed reason shall be submitted to the Court for in camera review by a deadline set by the Court.
10. All parties, agencies, and served custodians shall preserve native records, metadata, timestamps, URLs, account identifiers, file names, audit logs, redaction logs, retention logs, and original files related to this matter.
11. Absent prior disclosure and source identification, the State shall not use argumentative labels or escalated descriptions such as pulled the firearm out, unholstered it, pointed it, fired it, shot it, threatened children, or threatened a vehicle unless those descriptions are tied to identified evidence.
12. This matter is set for expedited hearing on _____, 2026, at _____ .m.
13. The Court reserves ruling on dismissal/quash relief until after the State's particularization, production, response, and/or evidentiary hearing, unless the Court determines from the face of the charging instrument that relief is immediately required.

SIGNED this _____ day of _____, 2026.

JUDGE PRESIDING