

4. Defendant was told, in substance, that he did not have an attorney because he got out of jail before an attorney was appointed and that he would have to wait for arraignment.
5. Defendant has not knowingly, intelligently, or voluntarily waived counsel.
6. Defendant understands that his bond has been recalled or that a bond-recall/arrest issue may exist. That status needs written confirmation from the Court, clerk, State, Pretrial Services, or sheriff.
7. Defendant is being directed to Pretrial Services before arraignment and before counsel has been appointed or identified to him.
8. Defendant requests immediate written clarification and a court hearing before any bond recall, revocation, arrest, custodial remand, or bond-condition enforcement action occurs.
9. Defendant further requests that he not be questioned about disputed case facts, alleged violations, online speech, witnesses, firearms, medical THC, or other bond-revocation issues unless counsel is present or a valid waiver of counsel occurs on the record.

II. Emergency Facts

10. Defendant is the accused in this criminal matter and is currently appearing without counsel.
11. Defendant has requested counsel and has not waived counsel.
12. On May 21, 2026, at approximately 3:27 p.m., Defendant called Harrison County Adult Probation / Pretrial Services seeking the name or information for the attorney assigned to his case.
13. During that call, Defendant stated that he was trying to get the name or information for the attorney that took his case and that he had not been contacted by anyone.
14. The Harrison County representative told Defendant, in substance: "you do not have an attorney" because Defendant "got out of jail before they got you an attorney," and Defendant would have to "wait for arraignment." The exact wording is reflected in Exhibit A, based on Defendant's transcript of the call.
15. Defendant is scheduled, or has been directed, to report to Pretrial Services before arraignment and before counsel has been appointed or identified to him.
16. Defendant understands, and therefore gives notice to the Court, that his bond has been recalled or that a bond-recall/arrest issue may exist. Defendant requests immediate written confirmation of that status.
17. Defendant does not refuse lawful supervision. Defendant seeks a written court ruling, counsel, and a hearing before any custodial action or bond-revocation process occurs.
18. Defendant should not be placed in the position of choosing between alleged noncompliance with pretrial reporting and walking into an uncounseled administrative setting that may result in arrest, remand, bond revocation, or questioning about disputed case facts.
19. If the State, Pretrial Services, or law enforcement intends to arrest Defendant, revoke or recall bond, report a violation, or take custodial action, Defendant requests that it be done in open court with counsel appointed or after a valid waiver inquiry.

III. Evidence Status

20. EX-029 / Exhibit A: May 21, 2026, approximately 3:27 p.m. phone call to Harrison County Adult Probation / Pretrial Services regarding appointed counsel.
21. Classification: RYAN STATEMENT / NEEDS AUTHENTICATION / POTENTIAL AUDIO RECORD.

22. What it shows: Defendant called Harrison County and asked for attorney information. He was told he did not have an attorney because he got out of jail before counsel was appointed and would have to wait for arraignment.
23. EX-030 / Exhibit B: Defendant's notice that he understands his bond has been recalled or that a bond-recall/arrest issue may exist while he is being directed to report to Pretrial Services before arraignment and before counsel has been appointed.
24. Classification: RYAN STATEMENT / NEEDS DOCKET RECORD / NEEDS COURT OR CUSTODIAN CONFIRMATION.
25. Authentication needed: native audio recording, phone call log, pretrial/probation call notes, court docket, bond recall order, warrant record, violation report, arrest instruction, pretrial reporting instruction, indigency paperwork, appointment status, and arraignment notice.

IV. Argument

A. Defendant has requested counsel and has not waived counsel.

26. The right to counsel is not waived by emergency pro se filing. Defendant is filing because his liberty, bond status, pretrial reporting, and ability to comply with court orders are immediately at issue.
27. A valid waiver of counsel must be knowing, intelligent, and voluntary. No such waiver has occurred on the record.
28. Defendant requests immediate appointment of counsel if he qualifies, immediate processing of indigency paperwork, and confirmation that his emergency filings do not waive counsel.

B. A liberty-impacting pretrial-services setting should not proceed without counsel or a valid waiver.

29. Defendant does not contend that every routine administrative contact with Pretrial Services is automatically a full adversarial proceeding.
30. But a pretrial-services appearance that may involve arrest, bond recall, revocation, remand, violation allegations, interrogation, or other liberty-impacting consequences cannot be treated as routine administrative reporting.
31. In *Rothgery v. Gillespie County*, the United States Supreme Court held that the right to counsel attaches at the initial appearance before a judicial officer where a defendant learns the charge and liberty is restricted. Defendant is under liberty restrictions and has requested counsel.
32. Article 1.051 and Article 26.04 require meaningful appointment procedures and the opportunity to confer with counsel in qualifying criminal proceedings.

C. The Court should not permit an uncounseled administrative arrest trap.

33. Defendant cannot comply intelligently with unclear, unwritten, or undisclosed pretrial directives while uncounseled and facing possible arrest.
34. If there is an active warrant, recalled bond, revocation request, violation report, or instruction to arrest Defendant when he reports, Defendant requests that the issue be disclosed in writing and set before the Court.
35. The Court should not permit a back-door bond-revocation or arrest process through an administrative pretrial appointment when Defendant has requested counsel and has not waived counsel.

36. The proper path is direct court supervision: appointment or determination of counsel, written disclosure of the alleged bond issue, and a hearing before any custodial action unless independent evidence shows a new offense or immediate safety threat.

D. Defendant should not be questioned on disputed case facts or alleged violations without counsel.

37. Defendant requests an order that Pretrial Services, law enforcement, and the State not question him about disputed case facts, alleged bond violations, online speech, witnesses, firearms, medical THC, or other revocation-related issues unless counsel is present or Defendant validly waives counsel on the record.

38. This request does not prevent Pretrial Services from collecting ordinary administrative compliance information ordered by the Court. It protects Defendant from uncounseled questioning on disputed matters that could be used to revoke bond, create new allegations, or prejudice the defense.

V. Relief Requested

WHEREFORE, PREMISES CONSIDERED, Defendant respectfully requests that the Court:

- Confirm that Defendant has requested counsel and has not waived counsel;
- Provide or process indigency paperwork immediately;
- Appoint counsel if Defendant qualifies;
- Order that Defendant's pro se emergency filings shall not be treated as a waiver of counsel;
- Require the State, Pretrial Services, clerk, sheriff, or other responsible custodian to disclose in writing whether any warrant, bond recall, revocation request, violation report, arrest instruction, or custodial instruction exists;
- Set an emergency hearing before any bond recall, revocation, arrest, custodial remand, or bond-condition enforcement action occurs;
- Stay or clarify Defendant's pretrial reporting obligation until the Court rules, or alternatively order that Defendant may appear directly before the Court instead of being required to appear at an administrative pretrial meeting where arrest or custodial action may occur;
- Order that Defendant shall not be questioned about disputed case facts, alleged violations, witnesses, online speech, firearms, medical THC, or bond-revocation issues without counsel present or a valid waiver of counsel;
- Order that Defendant is not refusing supervision and that his request for clarification shall not be treated as noncompliance while the emergency issue is pending; and
- Grant all further relief to which Defendant may be justly entitled.

Respectfully submitted,

/s/ Ryan Nichols

Ryan Nichols, Defendant, Pro Se

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Certificate of Conference

Defendant is appearing pro se and has not received complete, reliable counsel contact information or a verified service list. Defendant has attempted to obtain counsel information and requests emergency court action because the relief sought concerns counsel, pretrial reporting, possible custodial action, bond recall/revocation, and liberty.

Certificate of Service

I certify that a true and correct copy of this filing was served through eFileTexas and/or by email on the State of Texas, the Harrison County Criminal District Attorney or prosecutor/counsel of record, Pretrial Services if permitted by the Court or service rules, and any other party or counsel of record on June 7, 2026.

/s/ Ryan Nichols

Ryan Nichols

Signed by:



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6/7/2026