

CAUSE NO. 38498 CR

| | | |
|----------------------------------|----------|--|
| THE STATE OF TEXAS | § | IN THE DISTRICT COURT |
| | § | |
| VS. | § | 40TH JUDICIAL DISTRICT |
| | § | |
| GILBERTO RAMIREZ GONZALEZ | § | ELLIS COUNTY, TEXAS |

MOTION FOR RESTRICTION OF EXTRAJUDICIAL STATEMENTS

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES, the State of Texas, by and through her County and District Attorney in an for Ellis County in the above styled and numbered cause and moves the Court to instruct the defendant, his lawyers, and witnesses for the defense to refrain from making extrajudicial statements pertaining to this case on social media during the pendency of the trial on the merits. This cause is presently set for trial on August 15th, 2016 at 9:00am. The movant asks that this motion be granted and would show the court the following:

1. Griffith & Associates, attorneys for the Defendant in the case at bar, is a well-known criminal defense firm with its principal office located in Waxahachie, Texas.
2. Griffith & Associates controls a dedicated "Facebook" page by the same name. Over the course of the previous calendar year, this page has had hundreds of views, comments, "likes", and "shares" by various members of the Ellis County community as well as surrounding communities.
3. Over the course of the previous calendar year, attorneys employed by Griffith & Associates or agents acting at their direction have made postings on this particular page that appear to have occurred while Griffith & Associates was


currently in jury trial. These postings either exposed details about the case that the jury on those particular cases were not entitled to hear or expressed personal opinions about the proceedings that are inadmissible at trial. (See *attached pre-trial exhibits 1-6*)

4. There is a substantial likelihood that this and other forms of extrajudicial statements made by the Defendant's counsel could impair the rights of the Defendant, the State, and the public to a fair trial by an impartial jury. Accordingly, the State respectfully asks that the Court instruct the defendant his lawyers and their agents, and the defense witnesses to refrain from making extrajudicial statements pertaining to this case on social media during the pendency of the trial on the merits.

WHEREFORE, PREMISES CONSIDERED, the State prays that the Court enter its order restricting extrajudicial statements of the parties in this case.


Respectively submitted,

PATRICK M. WILSON
County & District Attorney


Lindy Tober Beaty
Assistant County & District Attorney
SBT: 24013641
109 S. Jackson
Waxahachie, TX 75165
972/825-5035
972/825-5047 (facsimile)

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing document was sent by hand, email, fax, or mail to Griffith & Associates, attorneys of record for the Defendant, on the 11th day of August, 2016.



Lindy Tober Beaty
Assistant County & District Attorney

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ORDER ON STATE'S MOTION FOR RESTRICTION OF EXTRAJUDICIAL
STATEMENTS

On this day came to be heard the foregoing State's MOTION FOR
RESTRICTION OF EXTRAJUDICIAL STATEMENTS, and after having been
considered by the Court and the Court having found good cause, the said Motion is:

___ **GRANTED:** This ORDER shall remain in effect for the pendency of this trial or
until further order of the Court.

___ **DENIED**

Signed this _____ day of _____, 2016.

Judge Presiding

Griffith & Associates

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Griffith & Associates

January 25

Sony, it has been awhile since this last posting. I have been in trial fighting for a man's life and start another trial today and then another in 2 weeks.

It reminds me of my calling from God. I see God, directing me in my fights for justice. I see God in everything, including my clients. They are scorned, chastised, maligned and cast aside. These are the people Jesus sought out and helped. I imagine He has this plan for me long before I was born. So many paths could have led in different directions but He was always guiding me down the path He had set out for me. I have followed.

The path you want and the path God has for you may not be the same. Have faith, God knows and we don't always know.

I will continue to walk down His path and advocate for the same people He advocated for.

LOVE, COMPASSION, and Passion is the answer, all based in Faith, Hope, Love and Passion.

Have a great week to all of you. Look for a chance to make a difference in your life or someone else's. This is our calling, in different ways for different people.

Love always!

| Like | Comment | Share |
|------|---------|--------------|
| 2K | | Top Comments |
| | | 215 Comments |



Griffith & Associates

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Griffith & Associates

March 24 ·

I was in Court yesterday cross-examing the witness who accused my innocent client. I got stuck for a second and was at a lost for the right questions to get to the truth. So, I said a prayer. It was answered immediately and we got to the truth with this hostile witness. For those that say prayer does not work, you never really prayed with the knowledge it WILL be answered.

Like

Comment

Share

3.4K

Top Comments

152 shares

282 Comments



Write a comment...



DavidEdna Howell ...at a loss, not lost. And yes, I know for sure prayer works

Like · Reply · 5 · March 24 at 4:48pm



Griffith & Associates Grammar police

Like · Reply · 8 · March 24 at 7:18pm



Cheryl Hardwick-Johnston Without faith and prayer, I do not know how I could have possibly continued functioning the past couple of years. Prayer is the ANSWER.

Like · Reply · 7 · March 25 at 12:48am

1 Reply

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Griffith & Associates

May 18 ·

Day 3 of trial to start at 9 a.m. The jury simply needs to see the heart of my client, because that is where the grace of God resides. I need his heart to speak to their heart and I need to speak to their heart without all the impressive legal terms we learned in law school. Just people talking about what resides in their heart.....and I am praying wisdom, mercy and compassion still have a place there.

Like

Comment

Share

1.4K

Top Comments

35 shares

111 Comments



Write a comment...



Deborah LaRosa Pettie You see there is another reason I never went to law school.. I hate all the legalese!! Praise God.. You are sooo right!! The issues of the heart.. oh, Father may you well up in the hearts and minds of those in that courtroom. May you compel them with your overwhelming mercy and grace and let them be feel your presence in that courtroom. Bind the power of the enemy and send your angels charge over your son and his client this day. We praise you for you are more awesome than words could ever explain.. In Jesus name I pray, Amen.

Like · Reply · 17 · May 18 at 4:01pm

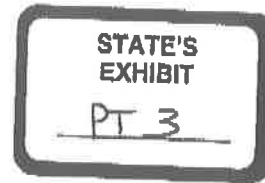
4 Replies



Mary Herrera Amen.. It's all going to be ok.. Brother. Prayers that GODs will be done going up. Have Faith its already taken care of. JESUS reads our hearts he knows before we take another step, which way we are headed. No worries. GOD is with you...and look at how many of us stand behind you. Amen!.

Like · Reply · 8 · May 18 at 10:16pm

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Griffith & Associates

May 17 ·

I was in trial today. A witness testified and as I listened to this witness for the Government I did not even write anything down. He was really hurting our case, so instead of writing I listened and I prayed. Peace came over me and in only 5 questions he became our witness. These were not my 5 questions, they were 5 questions straight from the God I prayed to.

[Like](#) [Comment](#) [Share](#)

2.1K

[Top Comments](#)

73 shares

188 Comments



Write a comment...



Patsy Bixler I always pray for Griffith & Associates twice a day. God is listening to you, and the ones that pray for you. Blessings.

[Like](#) · [Reply](#) · 12 · May 17 at 6:00pm

Griffith & Associates Thank you so much.

[Like](#) · [Reply](#) · 1 · May 17 at 7:48pm[View more replies](#)

Diana Kimbrough AMEN! If God be for us, who can be against us? May OUR HEAVENLY FATHER Continue to BLESS YOU and Your prayers!

[Like](#) · [Reply](#) · 14 · May 17 at 8:47pm[View 187 more comments](#)STATE'S
EXHIBIT

PT 4

Griffith & Associates

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Griffith & Associates
January 11 ·

Trial begins today for an innocent man. I ask that you all lift me up in prayer. That I may hear with God's ears, that I speak with His words and that the jury will be filled with His grace to give my client justice and send him home.

| Like | Comment | Share |
|------|---------|-------|
|------|---------|-------|

2.8K

Top Comments

401 Comments

STATE'S
EXHIBITPT 5

Griffith & Associates

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Griffith & Associates
November 9, 2015

Today I embark on a trial with a young man's future in my hands. I pray that the Father place his compassion, passion and words in my heart. I pray that He makes me the advocate I need to be to get true justice for my client. I pray He cloak me in his embrace and that I understand that all I need to do is be honest, be real, be passionate and listen. Amen.

STATE'S
EXHIBIT

PT 6