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Travis County Clerk
C-1-CR-21-400285
Victoria Zuniga

CAUSE NO. C1CR-21-400285

THE STATE OF TEXAS	§	**IN THE COUNTY COURT**
	§	
VS.	§	**AT LAW NO. 8**
	§	
DANIEL PERRY	§	**TRAVIS COUNTY TEXAS**

MOTION FOR CHANGE OF VENUE

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW DANIEL PERRY, the Defendant in the above entitled and numbered cause, by and through Counsel, and would show the Court as follows:

I.

Pursuant to Article 31A.004 of the Texas Code of Criminal Procedure, Defendant would move for a change of venue on the following grounds:

There exists in the county where the prosecution is commenced so great a prejudice against Mr. Perry that he cannot obtain a fair and impartial trial. A change of venue is therefore required under Article 31A.004 of the Texas Code of Criminal Procedure, as well as Article 1.04 of the Texas Code of Criminal Procedure (right to an impartial jury), Article I, § 10 of the Texas Constitution (right to impartial jury), the Sixth Amendment to the United States Constitution (right to impartial jury), and the Due Process Clause of the Fifth and Fourteenth Amendments to the United States Constitution.

II.

Attached hereto as Exhibits "A", "B", and "C", and incorporated herein for all purposes by reference, are affidavits of the Defendant and two very well respected members of the Travis County Bar. Exhibit "D" is a sworn declaration from a juror who served on Mr. Perry's first trial. This declaration describes how jurors on Mr. Perry's first trial violated their oaths and conducted outside research on Mr. Perry and the facts surrounding the case.

III.

Impact of Overwhelming and Prejudicial Publicity on Mr. Perry's Right to a Fair Trial

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For nearly five years, this case has received extensive media coverage in Travis County and surrounding areas. The coverage has been pervasive across numerous platforms, including television, all forms of print media, social media, radio, and various online platforms. A KVUE news anchor referred to Mr. Perry's murder trial as "**the highest profile trial Travis County has seen in years**…." and a reporter called it **"one of the closest watched local cases in years."**[1] Even District Attorney Jose Garza has noted this is "not a normal case."[2]

Exhibit "E" attached hereto and incorporated herein for all purposes, lists just a *portion* of the news coverage that has surrounded this case since July 2020. As is evident, the coverage has dominated news cycles throughout Mr. Perry's case, from the initial investigation, through the first trial, Mr. Perry's conviction, sentencing, motion for new trial, his subsequent pardon, and now, his upcoming trial for deadly conduct.

The relentless media exposure has significantly shaped public awareness and poses a substantial risk to the impartiality of the jury pool for Mr. Perry's upcoming trial. The repeated focus on his prior murder conviction—arising from the same incident at the center of the deadly conduct charges—creates a substantial risk that jurors will carry over assumptions of guilt, rather than independently assessing the evidence. The backlash and public discourse following Mr. Perry's pardon for that conviction have only intensified this risk. Worse still, some jurors may feel compelled to 'right' what they have been led to believe was a miscarriage of justice by District Attorney Jose Garza, who has publicly and vehemently lambasted the Governor's decision to pardon Perry.

Few cases have been as politically charged and polarizing as this one, drawing intense debate and scrutiny from all sides. This has increased media attention well beyond what is typical for even very high-profile criminal matters in Travis County.

The Publicity is Not Just Excessive—It's Irreparably Prejudicial

Beyond sheer volume, the tone and substance of the coverage have been overtly inflammatory and damaging to Mr. Perry. Following the jury verdict in the first case, the prosecution sought and obtained permission to unseal a 76-page court filing consisting of allegations and documentation of alleged bad acts and statements by Mr. Perry for use at his sentencing hearing. The media

[1] Army sergeant accused of killing protester in 2020 to stand trial | KVUE
https://www.youtube.com/watch?v=kMsHqxcOjZE

[2] Travis County DA speaks on Daniel Perry sentencing | FOX 7 Austin
https://www.youtube.com/watch?v=3-IubpTBN4c

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immediately seized on the allegations and information contained within those documents and ran with them, extensively publishing detailed reports across news outlets, television broadcasts, and social media, ensuring widespread public exposure.[3] Notably, this information was excluded from the guilt-innocence phase of trial precisely because of its inflammatory nature and an unacceptable risk of unfair prejudice. This same evidence--which almost certainly would be excluded from the guilt-innocence phase of Mr. Perry's upcoming trial for the same reasons--has now been widely disseminated to the public, fueling a wave of outrage and condemnation toward Mr. Perry, along with widespread speculation about his mindset leading up to the incident and his alleged bad character. As a result, the jury pool has been irreversibly tainted.

The announcement of Mr. Perry's pardon by Governor Abbott sparked a new surge of media attention, further intensifying the public's focus on the case. An alternate juror from Mr. Perry's trial gave a televised interview in which she stated, "A man was killed on Congress Avenue and there's no justice for that" and "the evidence was overwhelming that it was not only murder, but he also premeditated it."[4]

District Attorney Garza held a press conference at which he publicly condemned the decision as putting "politics over justice" and making a "mockery" of the legal system.[5] At the District Attorney's invitation, Garrett Foster's mother then delivered an emotional address in which she referred to continuing "systemic racism" in Texas and stated that Mr. Perry's actions were "planned and premeditated".[6]

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[3] Some examples of headlines during this timeframe:

"Might Have to Kill a Few People" and other texts that suggest Daniel Perry intended to commit murder at a Black Lives Matter demonstration
https://www.austinchronicle.com/news/2023-04-07/might-have-to-kill-a-few-people/

"'I am a racist': Daniel Perry's social media posts reveal racist comments, anti-protester views"
https://www.statesman.com/story/news/local/2023/04/13/daniel-perry-trial-social-media-racist-anti-protester-comments-gov-abbott-garrett-foster/70113166007/

"Unsealed documents from the Daniel Perry case show he made comments on social media about killing protesters and Muslims"
https://www.local3news.com/regional-national/unsealed-documents-from-the-daniel-perry-case-show-he-made-comments-on-social-media-about/article_6b779dec-e26f-58f1-b557-7ee1ad97a0a3.html

[4] Juror in Daniel Perry murder trial speaks out following his pardon
https://cbsaustin.com/news/local/juror-in-daniel-perry-murder-trial-speaks-out-following-his-pardon

[5] Travis Co. DA Garza on next steps after Gov. Abbott pardoned Daniel Perry in Garrett Foster case
https://www.youtube.com/watch?v=gMiL1xcmGVU

[6] *Id.*

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Improper Prosecutorial Influence on Public Opinion

The prejudicial impact of media coverage has been further compounded by public statements of District Attorney Jose Garza, who has improperly commented on the case during press conferences and online public announcements throughout the proceedings and even in recent months, knowing that Mr. Perry has an impending trial.

During one press conference, Mr. Garza directly commented on Mr. Perry's invocation of his Fifth Amendment right not to testify, stating: "I will say that Mr. Perry was afforded the opportunity to testify in front of the Grand Jury and decided against taking that step."[7] This improper comment not only violates well-established principles protecting a defendant's right to remain silent but also fuels public condemnation by implying guilt. *See Brown v. State*, 814 S.W.2d 477, 479 (Tex. App. – Dallas 1991, pet. ref'd) (A violation of both our state and federal constitutions occurs when a prosecutor comments on an accused's failure to testify.); *Harris v. State*, 866 S.W.2d 316, 320 (Tex. App.—San Antonio1993, pet. ref'd) (defendant's post-arrest silence may not be used against him).

Following Mr. Perry's sentencing, Mr. Garza held another press conference in which he stated "every allegation made by the defendant in this case has been thoroughly considered and rejected by a Travis County Judge…"[8]

Following the Board of Pardon and Parole's Clemency Recommendation, Mr. Garza publicly appeared on Facebook Live, stating that the actions of the Board and the Governor "demonstrate that there are 2 classes of people in this State where some lives matter, and some lives do not. They have sent a message to Garrett Foster's family and to his partner and to our community that his life does not matter."[9]

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[7] Travis County DA makes announcement in Garrett Foster case | FOX 7 Austin
https://www.youtube.com/watch?v=eX9dBmbjPoM

[8] Travis County DA speaks on Daniel Perry sentencing | FOX 7 Austin
https://www.youtube.com/watch?v=3-IubpTBN4c

[9] Travis County District Attorney José Garza Releases Statement on the Texas Board of Pardons and Paroles' Clemency Recommendation for Daniel Perry
https://www.facebook.com/watch/?v=799874855418320

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In yet another televised interview, Mr. Garza stated, "If the Attorney General and the Governor want to spend their time pardoning convicted murderers that is up to them."[10]

Had Mr. Perry's legal proceedings fully concluded, such remarks might carry different implications. However, given that Mr. Perry is currently awaiting trial on related charges, these comments undermine the integrity of the judicial process and prejudice potential jurors. *See* Texas Disciplinary Rule of Professional Conduct 3.07 (ethical violation to make extrajudicial, prejudicial remarks about a pending criminal matter or defendant.)[11] As the elected District Attorney, Mr. Garza holds a position of authority and influence, and he should know that public statements of this nature serve to inflame public opinion, reinforce assumptions of guilt, and cast doubt on the fairness of the upcoming trial. By repeatedly speaking out about the case and promoting prejudicial and inflammatory commentary while Mr. Perry's second trial is pending, Mr. Garza has further jeopardized Mr. Perry's right to a fair trial—directly contradicting his duty to seek justice.

IV.

Dangerous Combination Aligned Against Daniel Perry

In addition to the overwhelming and prejudicial media coverage, a dangerous combination exists against Daniel Perry instigated by influential persons. This court made the following findings of facts in regard to witness tampering and retaliation against the lead detective on this case:

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[10] Travis County District Attorney responds to Abbott's push to pardon Perry
https://www.youtube.com/watch?v=Wz9zl70eJ3Y

[11] Texas Disciplinary Rule of Professional Conduct 3.07states in relevant part:

(a) In the course of representing a client, a lawyer shall not make an extrajudicial statement that a reasonable person would expect to be disseminated by means of public communication if the lawyer knows or reasonably should know that it will have a substantial likelihood of materially prejudicing an adjudicatory proceeding. A lawyer shall not counsel or assist another person to make such a statement.

(b) A lawyer ordinarily will violate paragraph (a), and the likelihood of a violation increases if the adjudication is ongoing or imminent, by making an extrajudicial statement of the type referred to in that paragraph when the statement refers to:

(1) the character, credibility, reputation or criminal record of a party, suspect in a criminal investigation or witness; or the expected testimony of a party or witness;

(2) in a criminal case or proceeding that could result in incarceration, the possibility of a plea of guilty to the offense; the existence or contents of any confession, admission, or statement given by a defendant or suspect; or that person's refusal or failure to make a statement;

(4) any opinion as to the guilt or innocence of a defendant or suspect in a criminal case or proceeding that could result in incarceration;
...

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1. **In preparation for their grand jury presentation assistant district attorneys admonished Fugitt not to include more than 100 slides in his power point presentation and to refrain from discussing portions of witness statements.**

2. **<u>These slides and those portions for witness statements were deemed to have been exculpatory by Fugitt and appear to be so.</u>**

3. **In the felony case, the defense filed an affidavit sign by Fugitt outlining the pressure he received to refrain from sharing exculpatory evidence he believed to be relevant to the grand jury investigation.**

4. **<u>Fugitt was indeed threatened</u> with an internal affairs investigation for his defiance after a communication from the Travis County District Attorney to the acting police chief.**

These findings of fact are direct evidence of a dangerous combination against Daniel Perry. It's clear that influential people determined the political milage of prosecuting and convicting Daniel Perry was deemed so important that the District Attorney was willing to tamper with Detective Fugitt as a Grand Jury witness, suppress exculpatory evidence and trigger a possible internal affairs investigation. As the Court has concluded, Fugitt was in fact retaliated against. The court should be very concerned that if a witness was threatened and retaliated in the past, it could very well happen again in the present case. None of the people who tampered with Fugitt, and later retaliated against Fugitt have been sanctioned or prosecuted.

This combination extends to the County Attorney's Office as evidenced by their outrageous plea bargain offer of six months confinement for a traffic violation where the defendant has no criminal history. No one in the history of Travis County has faced such an outrageous plea bargain offer.

Finally, the Travis County Sheriff's office, courthouse security division rightfully has concerns about the safety surrounding this upcoming trial. The combination extends to the activists and agitators who attended the last trial and will likely attend the next trial and attempt to influence the outcome. Changing the venue of this case is not only proper under Code of Criminal Procedure Article 31A.004, but it will also contribute to a more safe and manageable trial for all parties.

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V.

Request for Hearing

Mr. Perry requests an evidentiary hearing pursuant to Article 28.01 § 1(7) of the Texas Code of Criminal Procedure at which he can prove his entitlement to a change of venue under the previously cited statutory and constitutional provisions. *See Henley v. State*, 576 S.W.2d 66 (Tex. Crim App. 1978) (trial court's refusal to grant pretrial hearing on defendant's motion for change of venue was error requiring reversal); Tex. Code Crim. Proc. Ann. art. 28.01 § 1(7).

VI.

Conclusion and Prayer

The cumulative effect of extensive and highly prejudicial publicity, combined with improper extrajudicial commentary from public officials, has poisoned the jury pool beyond repair.

WHEREFORE, PREMISES CONSIDERED, Defendant prays the Court sets a hearing on this matter and thereafter grants a change of venue in the cause to a county in which Mr. Perry may receive a fair and impartial trial.

Respectfully submitted:

Doug O'Connell
O'CONNELL WEST, PLLC
505 West 12th Street
Suite 200
Austin, Texas 78701
(512) 547-7265
Doug@OConnellWest.com

Attorney for Defendant

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CERTIFICATE OF SERVICE

My signature above certifies that a copy of this Motion for Change of Venue, including Affidavits, was served on the County Attorney's office via e-file on this the 2nd day of April, 2025.

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EXHIBIT "A"

THE STATE OF TEXAS §

COUNTY OF TRAVIS §

AFFIDAVIT IN SUPPORT OF MOTION FOR CHANGE OF VENUE

BEFORE ME, the undersigned authority, on this day personally appeared Daniel Perry, who after being duly sworn stated:

"My name is Daniel Perry. I am the defendant in the above entitled and numbered cause. I have read the foregoing Motion for Change of Venue and swear that all of the allegations of fact contained therein are true and correct."

Daniel Perry
DANIEL PERRY

SUBSCRIBED AND SWORN TO BEFORE ME on the 25th day of March, 2025.

WENDY LIMON
Notary ID #134304947
My Commission Expires
April 13, 2027

Wendy Limon
Notary Public in and for ~~Travis~~ Dallas County, Texas

My commission expires: April 13, 2027

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EXHIBIT B

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NO. C-1-CR-21-400285

THE STATE OF TEXAS	§	**COUNTY COURT**
	§	
vs.	§	**NUMBER 8**
	§	
DANIEL PERRY	§	**TRAVIS COUNTY, TEXAS**

AFFIDAVIT OF CHARLES F. BAIRD

1. My name is Charles F. "Charlie" Baird, and I am a resident of Travis County.
2. I am licensed to practice law in the State of Texas. I have been licensed for more than 44 years. My bar number is 00000045.
3. I am a Retired Judge from the 299th District Court of Travis County, and a Former Judge on the Texas Court of Criminal Appeals.
4. I am the owner of Baird Law Firm, PLLC in Austin, Texas. I am an active trial lawyer in Travis and the surrounding counties.
5. I am aware of this pending misdemeanor case against Daniel Perry. I closely followed the news surrounding Mr. Perry's arrest, indictment, trial, conviction, sentencing and his pardon by Governor Abbott.
6. This case has received an enormous amount of pretrial publicity which began on July 25, 2020, the day Mr. Perry shot Garrett Foster on Congress Avenue.
7. The publicity continued through the trial. The media attention was unrelenting, even when the case was reset for sentencing. During the sentencing phase of Mr. Perry's trial, previously sealed punishment

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evidence was released to the public triggering universal condemnation of Mr. Perry.

8. Governor Abbott's pardon of Mr. Perry, approximately a year later, caused an entirely new media firestorm.

9. The tenor of all the publicity has been overwhelmingly negative towards Mr. Perry.

10. The publicity, from its inception until today, has created an environment of prejudice against Mr. Perry. In all my years practicing law in central Texas, only the Yogurt Shop Murder cases rival the Mr. Perry's case for negative publicity focused on a criminal defendant.

11. I am also aware that during Mr. Perry's murder trial, at least one juror engaged in outside research. It is my belief that the greater the media coverage of a defendant or case, the greater the risk that jurors will violate their oath and receive information from traditional and social media – information that, in my view, is always inaccurate and distorted.

12. Jurors who seek outside information violate their oaths and the strict instructions from the judge not to seek information from sources outside the courtroom. And, if those jurors share that information with the other jurors the entire jury is tainted. Whether the information is kept secret or shared with others the result is an unfair trial.

13. I believe there exists in Travis County so great a prejudice against Mr. Perry that he cannot obtain a fair and impartial trial.

14. I also feel strongly that when analyzing a motion to change venue, judges should err on the side of caution to ensure the citizen accused receives a fair trial.

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15. The statements contained in this affidavit are true and correct.

Charles F. Baird

Sworn to before me this the 31st day of March 2025.

Elena A. Turrent
NOTARY PUBLIC
In and for Travis County, Texas

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EXHIBIT C

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NO. C-1-CR-21-400285

THE STATE OF TEXAS	§	**COUNTY COURT**
	§	
vs.	§	**NUMBER 8**
	§	
DANIEL PERRY	§	**TRAVIS COUNTY, TEXAS**

AFFIDAVIT OF JOE JAMES SAWYER

1. My name is Joe James Sawyer. I am over the age of 21 and competent to make this affidavit.
2. I am a licensed attorney in the State of Texas and have practiced criminal law in Travis County for over 50 years.
3. I am a resident of Travis County.
4. I followed the case against Army Sergeant Daniel Perry. I know that there was extensive media attention to SGT Perry's case before and during his murder trial. The media attention continued through the sentencing trial. In my opinion, all the media coverage was negative towards SGT Perry.
5. When Governor Abbott pardoned SGT Perry, a whole new wave of negative publicity ensued. Much of these stories had nothing to do with the alleged offenses, rather the the coverage centered on his text messages, memes and online social media posts. All of this further cast SGT Perry in an extreme negative light.
6. I understand that SGT Perry now faces a Deadly Conduct charge arising from the same incident. In my opinion, SGT Perry cannot receive a fair trial in Travis County. And if he were to be tried and

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convicted in this county, there would always be a question of whether he received a fair trial.

7. The statements contained in this affidavit are true and correct.

Joe James Sawyer

Sworn to before me this the 2nd day of April 2025.

NOTARY PUBLIC

FELECIA C THORNTON
Notary ID #133704179
My Commission Expires
April 13, 2026

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EXHIBIT D

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STATE OF TEXAS
COUNTY OF TRAVIS

UNSWORN DECLARATION UNDER PENALTY OF PERJURY

Under the terms of the Texas Civil Practice and Remedies Code §132.0019(e) Declarant states under penalty of perjury that the following is true and correct.

My name is Stephanie Kincheloe. I am over the age of 21 and competent to make this declaration. I am a resident of Travis County, Texas. I am providing this declaration voluntarily.

1. In April 2023, I served as a juror in the case of State of Texas vs. Daniel Perry. This was the case where he was on trial for Murder and Aggravated Assault. My juror number was 25.
2. During the trial, I became aware that other jurors were engaging in outside research. One juror printed out materials from the internet and brought the materials into the jury room. Another juror made comments regarding the allegations Detective Fugitt made against the District Attorney. At the time I didn't understand his comments. After the trial I became aware of the allegations and now believe that he must have read a media story regarding the allegations.
3. There were other examples of jury misconduct that may have stemmed from outside influences. For example, one alternate juror participated in deliberations by snorting, huffing and gasping when something was said that she disagreed with. Other jurors conducted experiments such as making a right-hand turn going 10 miles per hour in order to see how that speed felt.
4. Once released as a juror, I consumed media coverage of the case. I followed the media coverage during the sentencing and when Governor Abbott pardoned Mr.

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Perry. All the media coverage has been negative and one sided. It seems like the media was and is working extremely hard to paint Mr. Perry in a negative light.

5. It is my opinion that Mr. Perry cannot receive a fair trial in Travis County, Texas based on the overwhelming negative news stories. I know first-hand that some jurors do not comply with Judge's instructions not to read or watch anything about the case.
6. I believe in our justice system, but only if individual rights are safeguarded. In my opinion the perception of an unfair trial taints the process and causes people to lose confidence in the entire system.

Stephanie Kincheloe

Stephanie Kincheloe

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EXHIBIT "E"

SAMPLE OF NEWS COVERAGE- DANIEL PERRY CASE

Deadly conduct case against Daniel Perry pending after judge denies motion
https://kdhnews.com/news/crime/deadly-conduct-case-against-daniel-perry-pending-after-judge-denies-motion/article_9671e61e-e012-11ef-9060-5f5083dcc32f.html

Daniel Perry to face trial for deadly conduct after being pardoned for murder conviction
https://www.statesman.com/story/news/local/2025/01/30/daniel-perry-trial-update-travis-county-judge-wont-dismiss-deadly-conduct-charge-garrett-foster/78053080007/

Daniel Perry Case - KVUE - 39 Videos about the case
https://www.youtube.com/playlist?list=PLG7WvHdg9adZwRdtuhA0Y2OG-m9ECYpaC

Texas man convicted of killing protester before being pardoned now back in court
https://www.kvue.com/article/news/crime/daniel-perry-court-deadly-conduct/269-5adb9f1b-c9a1-4e42-a94e-61e84f72780c

Texas man convicted of killing Black Lives Matter protester, then pardoned, heads back to court
https://www.youtube.com/watch?v=T82l-PWiIwk

Before Daniel Perry Murdered a Man at a Black Lives Matter Protest, He Was Arrested on a Charge He Assaulted His Sister
https://www.texasmonthly.com/news-politics/daniel-perry-pardon-previous-assault-charge/

Prosecutor asks Texas court to reverse governor's pardon of man who fatally shot demonstrator
https://spectrumlocalnews.com/tx/south-texas-el-paso/news/2024/06/04/prosecutor-asks-texAs-court-to-reverse-daniel-perry-pardon

14 Democrat Attorneys General Urge DOJ to Look Into Daniel Perry Case
https://texasscorecard.com/federal/14-democrat-attorneys-general-urge-doj-to-look-into-daniel-perry-case/

The Governor of Texas Nods to White Supremacist Violence
https://prospect.org/justice/2024-05-21-governor-texas-white-supremacist-violence-daniel-perry/

Daniel Perry still faces misdemeanor charge after pardon by Abbott | FOX 7 Austin
https://www.youtube.com/watch?v=HdXl0kAZOnI

Why Did Greg Abbott Pardon a Racist Murderer? | Texas Monthly
https://www.texasmonthly.com/news-politics/greg-abbott-daniel-perry-pardon/

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Juror in Daniel Perry murder trial speaks out following his pardon
https://cbsaustin.com/news/local/juror-in-daniel-perry-murder-trial-speaks-out-following-his-pardon

Abbott Pardons Killing by Racist Who Explicitly Texted Apparent Minor
https://www.texasobserver.org/abbott-pardon-daniel-perry-garrett-foster/

Gov. Abbott pardons Daniel Perry after he shot, killed protester in 2020
https://www.kxan.com/news/local/austin/full-pardon-recommended-for-daniel-perry-after-travis-county-murder-conviction/

Gov. Abbott pardons Daniel Perry, who killed Austin protester, after unanimous recommendation
https://www.youtube.com/watch?v=Co_PxfXi2IM

Gov. Abbott pardons Daniel Perry following Texas Parole Board recommendation
https://cbsaustin.com/news/local/texas-parole-board-unanimously-recommends-pardon-in-blm-protester-murder-case

Texas governor pardons ex-Army sergeant convicted of killing Black Lives Matter protester in 2020
https://www.kwtx.com/2024/05/16/texas-governor-pardons-ex-army-sergeant-convicted-killing-black-lives-matter-protester-2020/

Pardon for man convicted of killing Black Lives Matter protester under review
https://www.kvue.com/article/news/local/pardon-murder-blm-protester-austin-texas/269-1846b545-aa84-4d0c-a637-a1690293ec8d

Pardon under review for man convicted of killing protester in downtown Austin
https://www.kxan.com/news/local/austin/pardon-under-review-for-man-convicted-of-killing-protester-in-downtown-austin/

'I am a racist': Daniel Perry's social media posts reveal racist comments, anti-protester views
https://www.statesman.com/story/news/local/2023/04/13/daniel-perry-trial-social-media-racist-anti-protester-comments-gov-abbott-garrett-foster/70113166007/

US Army sergeant indicted on murder, aggravated assault charges over shooting of Garrett Foster
https://www.fox7austin.com/news/us-army-sergeant-indicted-on-murder-deadly-conduct-charges-over-shooting-of-garrett-foster

Travis County DA speaks on Daniel Perry sentencing | FOX 7 Austin
https://www.youtube.com/watch?v=3-IubpTBN4c

Daniel Perry case: No firm timeline for pardon review | KVUE

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https://www.youtube.com/watch?v=zcQefqKd1lg

Soldier who killed BLM protester called 'evil' as he is sentenced to 25 years
https://abcnews.go.com/US/soldier-sentenced-25-years-prison-blm-protester-killing/story?id=99194239

Army sergeant who fatally shot BLM protester in Texas sentenced to 25 years
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Daniel Perry trial: Racist, anti-protester messages revealed in unsealed documents
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Records reveal Daniel Perry's racist social media posts
https://www.fox4news.com/news/records-reveal-daniel-perrys-racist-social-media-posts

How a pardon of Daniel Perry could impact other cases | KVUE
https://www.youtube.com/watch?v=vyzUj3XhwpA

CrimeWatch: Murder trial of Daniel Perry | FOX 7 Austin
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C-1-CR-21-400285
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Daniel Perry's defense team calls for new trial after guilty verdict | FOX 7 Austin
https://www.youtube.com/watch?v=ZeOZ0vYaZKY

Daniel Perry's attorneys file motion for new trial days after Austin jury convicted Army sergeant of murder
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Daniel Perry murder case: Attorney files motion for retrial
https://www.fox7austin.com/news/daniel-perry-murder-case-attorney-files-motion-retrial

Jury finds Daniel Perry guilty of murder
https://www.statesman.com/story/news/local/2023/04/07/daniel-perry-verdict-guilty-murder-garrett-foster-austin-protest/70090982007/

Abbott requests board to look into potential pardon for Daniel Perry
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Travis County DA reacts to Abbott's call for pardon of Daniel Perry
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"Might Have to Kill a Few People" And other texts that suggest Daniel Perry intended to commit murder at a Black Lives Matter demonstration
https://www.austinchronicle.com/news/2023-04-07/might-have-to-kill-a-few-people/

WATCH: Judge reads jury's guilty verdict after 8 days of the Daniel Perry
https://www.facebook.com/watch/?v=563079892664100

Daniel Perry found guilty of murder in death of Austin protester in 2020, jury states | FOX 7 Austin
https://www.youtube.com/watch?v=A-98QtG1uW8

Courtroom becomes emotional as Daniel Perry guilty verdict read
https://www.facebook.com/watch/?v=3622784251334452

Daniel Perry found guilty of murder in death of Austin protester in 2020, jury states
https://www.fox7austin.com/news/daniel-perry-guilty-of-murder-garrett-foster-austin-tx

Final witness takes stand in Daniel Perry murder trial

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Dyana Limon-Mercado
Travis County Clerk
C-1-CR-21-400285
Victoria Zuniga

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Daniel Perry claims he killed Garrett Foster, BLM protester, in self defense | FOX 7 Austin
https://www.youtube.com/watch?v=PvpNrzA0lw8

Expert testifies Garrett Foster was inches away from Daniel Perry's car door in murder trial
https://www.fox7austin.com/news/daniel-perry-garrett-foster-murder-trial-renderings

Daniel Perry's police interview after Garrett Foster's death revealed to jury
https://www.fox7austin.com/news/daniel-perrys-garrett-foster-murder-trial-police-interview

Daniel Perry murder trial to continue Monday
https://www.fox7austin.com/news/daniel-perry-murder-trial-garrett-foster-continue-monday

Daniel Perry murder trial: Police body cam footage shown to jury
https://www.fox7austin.com/video/1201451

Daniel Perry murder trial: Police body cam footage shown to jury
https://www.fox7austin.com/news/daniel-perry-murder-trial-austin-texas

Daniel Perry trial day 3: Witnesses recall deadly shooting at Austin protest
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Daniel Perry murder trial: Jury hears from victim's wife, friend who attended protest
https://www.fox7austin.com/news/daniel-perry-murder-garrett-foster-wife-friend

Opening statements begin in murder trial of Sgt. Daniel Perry
https://www.fox7austin.com/news/daniel-perry-murder-trial-opening-statements-garrett-foster-austin-texas

Jury selection starts in murder trial for Sgt. Daniel Perry who allegedly shot, killed BLM protester
https://www.fox7austin.com/news/daniel-perry-murder-trial-garrett-foster-austin-texas

Army sergeant accused of killing protester in 2020 to stand trial | KVUE
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Family of Austin BLM protester sues admitted shooter Daniel Perry, Uber
https://www.fox7austin.com/news/garrett-foster-family-sues-daniel-perry-uber-austin-texas

Judge dismisses witness tampering accusation in Garrett Foster case
https://www.fox7austin.com/news/judge-dismisses-witness-tampering-accusation-in-garrett-foster-case

Travis County DA makes announcement in Garrett Foster case | FOX 7 Austin
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CAUSE NO. C1CR-21-400285

THE STATE OF TEXAS	§	**IN THE COUNTY COURT**
	§	
VS.	§	**AT LAW NO. 8**
	§	
DANIEL PERRY	§	**TRAVIS COUNTY TEXAS**

ORDER SETTING HEARING DATE

IT IS ORDERED that the hearing on the Motion for Change of Venue is hereby set for _____on the ___ day of _____, 2025, in the courtroom for County Court of Law No. 8, Travis County, Texas.

_____
JUDGE PRESIDING

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Douglas O'Connell on behalf of Douglas O'Connell
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Envelope ID: 99205239
Filing Code Description: Motion
Filing Description: MOTION FOR CHANGE VENUE
Status as of 4/2/2025 4:12 PM CST

Associated Case Party: DANIEL PERRY

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