

THE STATE OF TEXAS
VS.
NICHOLAS ALAN CODUTTI
30622 INFIGO FALLSD DR
BROOKSHIRE TX 77423

SPN: 0335 5828
DOB: W M 06/20/1983
DATE PREPARED: 09/25/2026

D.A. LOG NUMBER: 3307018
CJIS TRACKING NO.:
AGENCY: SHF
O/R NO: 260409450
ARREST DATE: TO BE

NCIC CODE: 6405 03

RELATED CASES:

FELONY CHARGE: SEXUAL PERFORMANCE BY CHILD

CAUSE NO:
HARRIS COUNTY DISTRICT COURT NO:
FIRST SETTING DATE:

COURT ORDERED BAIL: TO BE SET AT
MAGISTRATION
PRIOR CAUSE NO:
CHARGE SEQ NUM: 2

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, **NICHOLAS ALAN CODUTTI**, hereafter styled the Defendant, heretofore on or about **June 20, 2019**, did then and there unlawfully, and knowing the character and content thereof, employ, authorize, and induce a child younger than eighteen years of age, namely, R.M., hereafter called the Complainant, to engage in sexual conduct, to-wit: sexual contact and deviate sexual intercourse.

Probable Cause

Affiant, Y. Segovia, a peace officer employed by the Harris County Sheriff's Office with the Crimes Against Children Division, believes and has reason to believe that Defendant, Nicholas Alan Codutti, DOB: 06/20/1983, committed the offense(s) of Indecency with a Child on or about June 16, 2018 and Sexual Performance by a Child on or about June 20, 2019, in Harris County, Texas.

Affiant bases her belief upon the following facts:

On April 29, 2026, Affiant, Y. Segovia, a peace officer employed by the Harris County Sheriff's Office with the Crimes Against Children Division, was assigned Harris County Sheriff's Office Case #2604-09450 for follow up review and investigation.

Pursuant to her investigation, Affiant reviewed the original report generated on April 14, 2026, by Harris County Sheriff's Office Deputy I. Ochoa, a peace officer whom Affiant finds to be credible and reliable. Deputy Ochoa documented that he met with CPS Special Investigator T. Sauer, who reported that R.M., a 24-year old female, who will hereinafter be referred to as the Complainant, was sexually abused as a minor by her previous athletic Coach, while actively a student at Tomball High School. The Coach was later identified by the Complainant as, Nicholas Alan Codutti, DOB: 06/20/1983, hereinafter referred to as the Defendant.

Deputy Ochoa then met with the Complainant, who advised she was a student at Tomball High School located in Harris County, Texas, from approximately 2016 through 2020. The Complainant stated sometime during 2018, she and the Defendant started to "follow" one another on several social media platforms, and advised the two eventually began to share "sexual images" and videos with one another.

The Complainant reported that sometime in 2019, the Defendant drove her to his residence located in Harris County, Texas, where they had sex. The Complainant advised the Defendant's penis went into her vagina. The Complainant reported having sex with the Defendant over ten (10) times. The Complainant stated that she and the Defendant had sex inside of Tomball High School, specifically in the school's weight room, and advised the sex was "consensual."

The Complainant reported being in therapy and advised the Defendant is currently teaching at Klein High School. Because the Defendant was actively teaching/coaching, Deputy Ochoa documented that CPS Investigator Sauer was going to advise the Klein Independent School District that the Defendant was currently being investigated.

Affiant then spoke with CPS Investigator Sauer, who advised he became aware of the incidents reported in this case after the Complainant disclosed sexual abuse to her therapist. As a mandated reporter, A. M., hereinafter referred to as Therapist, subsequently reported the information to CPS. The following was reported in the CPS intake report by the Complainant's Therapist, in part;

"Reporter Information: Therapist to Complainant

The Therapist stated the abuse occurred in Texas, at Tomball High School. The teacher is now at Klein High School. The Therapist stated that the Complainant never reported the abuse before. The Therapist stated the abuse has never been investigated. The Therapist stated that the Complainant said she told her mom about 2 years ago. The Therapist stated that she begged her mom not to report the abuse. The Therapist stated the Complainant would babysit the kids and the Defendant would kiss and take off her clothes. They ended up having sex from when the Complainant was 15-21 off and on. The Defendant would take the Complainant out for lunch, then take her home to have sex with her. They would then return to school. The Therapist stated when the Complainant would say she was done; he would grab her and threaten her. It is unknown how he would threaten her. The Therapist stated that the Complainant was afraid the teacher would harm her."

Affiant later contacted the Complainant and scheduled an adult forensic interview and medical exam for May 13, 2026, at the Forensic Center of Excellence.

Affiant watched the forensic interview and noted the Complainant stated that she was 24 years old at the time of the interview and provided her date of birth. After engaging in rapport building conversation with the Interviewer, the Complainant disclosed sexual abuse by the Defendant.

During the interview, the Complainant disclosed that she went to see her therapist and when asked if she had any trauma, she told her therapist that she was dating an older guy who was her high school coach and identified him as the Defendant. The Complainant stated the relationship started while she was a student at Tomball High School, and continued off and on for approximately 6 years. The Complainant advised the therapist told her she (therapist) had to report it.

The Complainant stated she attended Tomball High School from 2016-2020, and reported meeting the Defendant her sophomore year, somewhere in 2017-2018, when he was hired on as the Strength and Conditioning Coach. The Complainant reported shortly thereafter, they began to "follow" one another on social media and remembers the Defendant instructed her to download a messaging application, where the two would eventually send nude photos of one another, when she was 16 years old.

The Complainant stated she then began to babysit for the Defendant and his wife, at their residence, located in Tomball, Harris County, Texas, when she was 16 years old. The Complainant knows she was 16, because she was a sophomore in high school. The Complainant disclosed that one of the times that she babysat the Defendant's children, the Defendant's wife was out of town. The Complainant advised this particular time, she remembered the Defendant needed her to take care of his children because he was going to attend another coach's wedding (hereinafter referred to as Coach B). The Complainant stated that when the Defendant returned, he brought her frozen yogurt. The Complainant advised she and the Defendant watched TV before he stood up and gave her his hand to help her up, kissed her on the lips, and took her clothes off, leaving her in her bra and underwear. The Complainant advised the Defendant took his clothes off, leaving only his boxers on. The Complainant stated the Defendant touched all over her body, to include her breast and vagina over her underwear, with his hands. The Complainant advised this was the first time she and the Defendant kissed. The Complainant stated after that, she and the Defendant laid on the couch and he told her he was thinking about the "Save Tonight" song.

The Complainant advised the Defendant told her she needed to get on birth control if they were going to "do this." The Complainant stated at that time she told her mother she wanted to get on birth control to control her acne.

The Complainant stated she and the Defendant would go to a local gym on Sundays, located in Harris County, Texas. The Complainant advised that she and the Defendant first had oral sex (penis to mouth) in that gym's bathroom. The Complainant stated she was kneeling and the Defendant was standing with his penis in her mouth and his hands on the back of her head. The Complainant stated the Defendant "came" inside of her mouth. The Complainant advised that after that incident, she and the Defendant would have oral sex weekly, at the gym, at the Tomball High School weight room office, and at his residence.

The Complainant advised she believed the first time she and the Defendant had intercourse sex was in February of 2019, when she was 16 years old. The Complainant stated it was a school day, during the lunch hour. The Complainant advised the Defendant took her to his residence, where they undressed. She stated that the Defendant held her in front of a mirror. The Complainant advised she laid on a bed, with her legs open and stated the Defendant got on top of her and put his penis inside of her vagina. The Complainant advised that it did not last long because they had to go back to school, and advised the Defendant did not use protection and "came" inside of her.

The Complainant advised during her junior year in 2019, she started to stay the night at the Defendant's house, approximately once a month. The Complainant advised she would tell her parents she was staying at a friend's house. The Complainant stated the Defendant's wife was not home during the times she stayed the night.

The Complainant stated the oral sex happened before the vaginal sex. The Complainant advised she and the Defendant would have sex "as much as they could," to include at his house, the school weight room and office, the gym, and coffee shops across Tomball, Harris County,

Texas. The Complainant advised she and the Defendant would leave during lunch, she would park her car at a hotel, and he would pick her up. The Complainant advised other times she would ride in the backseat of the Defendant's truck, and he would make her lay down, as they passed the school security guard who would let them leave during lunch.

The Complainant advised sometime in 2019, she and the Defendant were in his Coaches weight room office located inside of Tomball High School, and stated he lifted her body, using two fingers that were inside of her vagina.

The Complainant stated that the Defendant told her he "looked it up," and told her a year after she graduates, he would get a divorce.

The Complainant advised she graduated high school June 11, 2020, and turned 18 years old shortly thereafter.

The Complainant stated the first person she told about the sexual abuse, was her mother, hereinafter referred to as N.M. The Complainant advised she disclosed to N.M, when she was an adult, and in her junior year of college. The Complainant advised she told N.M not to report it.

The Complainant advised the last time she had sex with the Defendant was approximately a year ago, in September of 2025.

Affiant met with the Complainant after her forensic interview and asked her whether anyone from high school knew about her relationship with the Defendant. The Complainant advised that there were rumors, but could not confirm what or where said rumors came from.

Affiant obtained and reviewed the Complainant's medical records documenting the reported sexual abuse by the Defendant. The records pertained to a non-acute medical examination conducted following the Complainant's forensic interview at the Forensic Center of Excellence.

Affiant noted the exam was conducted by Texas Forensic Nurse Examiner, Marian Ruiz. Nurse Ruiz documented the following questions (in part) asked by herself and the responses provided by the patient (Complainant):

Can you tell me what happened that brought you in to get this exam? "I think it was just a long road of trauma, I went to see an OCD doctor, and she was asking if I had any trauma, and I had a relationship with an older man and they had to report it."

Do you know the name of the older man? Patient states: "Nick Codutti"

Do you know how old he is? Patient states: "His birthday is June 20th 1983. I know that we're 19 years apart"

How old were you when this occurred? Patient states: "I was 16"

How long did this go on? Patient states: "A long time, like 6 years"

How did you meet him? Patient states: "He was my strength and conditioning coach in high school. That's how I first met him and he was also a teacher at the school so that's how I would see him more,

I would go into the weight room, and go into his class stuff like that."

You said this exam was for a sexual assault, can you tell me more about that? Patient states: "So it had gone on for a long time, not a one time incident. I believe the first time he kissed me and any light touches or grazes, I don't know the dates specifically. One of his other coach friends was getting married, I was baby sitting and he came back and that's when he first ever kissed me and everything got more physical after that moment."

Can you tell me what parts of his body went to your body? Patient states: "There was oral sex, sex, intercourse, normal I don't know what that's called. There was anal but not intentional so I thought it was an accident per se and it was all the way."

How many times did this happen? Patient states: "More than I could count"

Did the person's penis go to your female genitalia? Yes

Did the person's penis go to your mouth? Yes

Did the person's mouth go to your genitalia? Yes

Did the person's mouth go to your anus? Yes

Did the person's fingers penetrate your female genitalia? Yes

Did the person's fingers penetrate your anus? Yes

Was any other object used or was anything placed in your body? Yes, "Butt plug"

Did ejaculation occur? Yes, "Inside of me or on me or anywhere"

Were any contraceptive devices used? Yes, "I was on birth control"

Were condoms used? No

Has anybody ever taken inappropriate photos or videos of you? "To each other" - with Nick Codutti"

Affiant obtained and reviewed the Complainant's therapy records documenting the reported sexual abuse by the Defendant. The records

pertained to therapy sessions conducted from April 21, 2026, through May 2026. The therapist documented the following, in part:

"Promising to leave wife. Babysitting-kissing-clothes off, guilt, hiding from fam, 16 sex during lunch. Reported sexual abuse by her teacher at 15 years old and stated teacher is currently still in school system; Provider notified that a CPS report would need to be filed and report made. Complainant experiences PTSD symptoms such as intrusive memories, dissociation, avoidance, strong negative beliefs, diminished interest in activities, isolation, problems with concentration, and irritability related to sexual abuse she experienced as a teenager. Clinician informed that sexual abuse did occur during school hours per the Complainant's report."

Affiant met with the Complainant's mother, N.M., who is the outcry witness, at the Children's Assessment Center. N.M. confirmed she was the first person the Complainant told about the sexual abuse. N.M. advised the Defendant was the Complainant's high school coach at Tomball High School.

N.M. advised the Complainant disclosed that she and the Defendant were in a relationship that was ongoing for "a while." N.M. could not recall the exact date the Complainant disclosed the relationship, but believed the Complainant had already graduated high school at the time of the disclosure. N.M. stated the Complainant told her that the Defendant instructed her not to tell anyone because it was a felony. N.M. could not remember many details regarding the disclosure, advised she did not ask follow-up questions, and could not recall whether the Complainant told her when the relationship began. N.M. stated she assumed the Complainant and the Defendant were having a sexual relationship, stating the Complainant was being vague.

N.M. confirmed that the Complainant babysat for the Defendant. N.M. advised that, on one occasion, the Defendant and his family visited her family's ranch, where they interacted with and played with the family's animals. N.M. further advised that the Defendant's children attended the daycare she owns and operates in Tomball, Harris County, Texas.

Affiant met with the Complainant regarding additional questions concerning the timeline of this investigation. During the meeting, the Complainant advised that she remembered the sexual abuse began when she was 16 years old, based on the date she babysat the Defendant's children while the Defendant attended Coach B's wedding. The Complainant recalled that the wedding occurred during the summer of 2018. The Complainant provided Affiant with Coach B's name and advised that Coach B worked with the Defendant at Tomball High School.

The Complainant advised that she and the Defendant began having sex after she was prescribed birth control. The Complainant told Affiant her doctor's name who was the physician who first prescribed her birth control.

The Complainant stated she and the Defendant continued to have sex after high school. The Complainant reported after she graduated from high school, the Defendant began to work at Lamar High School, where she reported also having sex with him. The Complainant advised that the Defendant told her they could acknowledge their relationship one or two years after her high school graduation because of "the law."

In order to provide relevant dates to the sexual abuse, Affiant obtained Coach B's marriage license. Affiant located a marriage license dated June 9, 2017. The Complainant previously reported the wedding was held in the summer of 2018. Affiant conducted an internet search and located a wedding registry for Coach B, for a wedding reception held on June 16, 2018. Upon identifying this date, which coincided with the Complainant's recollection, Affiant contacted Coach B for clarification. Coach B confirmed he worked with the Defendant as a Coach at Tomball High School. Coach B advised he could not provide information relevant to this investigation, but confirmed the Defendant attended his wedding alone. Coach B confirmed his wedding reception was held on June 16, 2018.

Based on the aforementioned date, the Complainant was 16 years old on June 16, 2018, and the day she babysat for the Defendant.

Affiant obtained and reviewed the Complainant's medical records from the physician who prescribed her birth control pills, in an attempt to determine when the Complainant was first prescribed birth control. Affiant learned from the records that the Complainant was first prescribed birth control on June 20, 2019, when she was 17 years old.

Affiant requested and obtained the Defendant's employment records from the Tomball Independent School District, which confirmed that the Defendant was employed at there as an Assistant Football Coach/Teacher from August 14, 2017 through February 28, 2021.

During the course of this investigation, Affiant conducted a search of the Defendant's name and date of birth, Nicholas Alan Codutti (DOB: 06/20/1983), through NCIC/TCIC and received a positive return, including a Texas Driver License photograph. The Texas Driver License (#42320555) was issued to the Defendant Nicholas Alan Codutti.

Affiant contacted the Complainant via phone and asked if she was available to identify the Defendant from a photograph. While remaining on the phone with the Complainant, Affiant emailed the Defendant's driver's license photograph to her and asked if she recognized the individual depicted in the photograph. The Complainant received the email during the phone call, viewed the photograph, and identified the individual as "Nick Codutti" (Defendant). The Complainant further confirmed that the individual depicted in the photograph was the same person she discussed during her forensic interview.

Based upon the content of the Complainant's forensic interview, her demeanor, therapy records, and the totality of the circumstances, including the corroboration of the Complainant's mother's statement and other circumstances, Affiant finds the Complainant to be credible and reliable with respect to the facts of this case.

On May 15, 2026, Affiant received an email containing a letter of representation from Attorneys Ryan Fremuth and Bret Kisluck, advising that they represented the Defendant in this investigation. Affiant later spoke with Attorney Fremuth, who declined Affiant's request for a non-custodial interview with the Defendant.

Based upon the Complainant's date of birth, Affiant determined, she was 16 years old on or about June 16, 2018 and 17 years old, on or about June 20, 2019.

Based upon the Defendant's date of birth, Affiant determined he was 34 years old on or about June 16, 2018 and 36 years old on or about June 20, 2019.

AGAINST THE PEACE AND DIGNITY OF THE STATE.

Signed and sworn by me on

9/25/26

Duly attested by me on

9/25/26

AFFIANT

Ellice Foster

SBN24104710

Assistant District Attorney
Harris County District Attorney's Office
TBC No.

Witness (Peace Officer)

DANIEL LEFEVRE 147197

Witness Printed name & Badge or Payroll number

COMPLAINT

FILED
Marilyn Burgess
District Clerk

SEP 25 2026

Time: _____
By: _____
Harris County, Texas
Deputy

COPY OF COMPLAINT/WARRANT DELIVERED TO

Officer's name: V. SECURIA

Police agency: HCSO

Phone no: _____ date/time: _____

Unofficial Copy Office of Marilyn Burgess District Clerk