

DP14-004

CHRYSLER

9/15/2014

Legals and Cust Complaints

PUBLIC



WIGINGTON RUMLEY DUNN LLP  
ATTORNEYS AT LAW

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Texas Board of Legal Specialization  
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March 11, 2011

G. Robert Sonnier  
Roy A. Spezia  
GERMER GERTZ BEAMAN & BROWN, LLP  
301 Congress Ave, Suite 1700  
Austin, Texas 78701-2985

Via Federal Express

RE: *Padilla* [redacted]  
WRD File No. [redacted]

[redacted]  
WRD File No. [redacted]

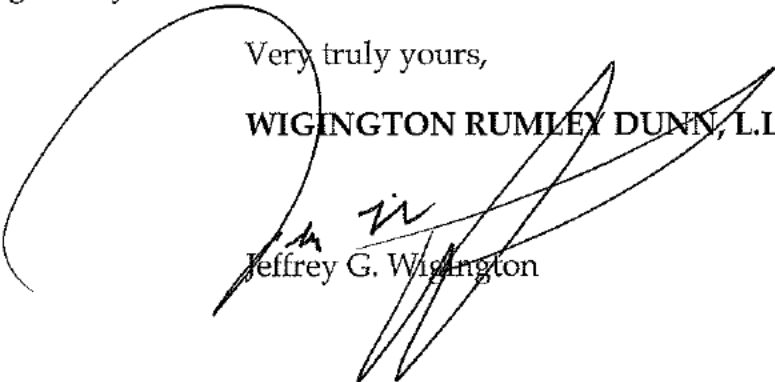
Dear Robert and Roy:

Enclosed please find notebooks on the above-referenced cases. We will also be sending you a notebook on another Chrysler case in the near future. Please let me know when you would like to set a meeting to discuss these, along with any continued discussions on *Carrillo*.

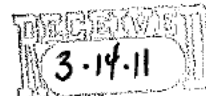
I look forward to hearing from you.

Very truly yours,

WIGINGTON RUMLEY DUNN, L.L.P.

  
Jeffrey G. Wigington

JGW/smw  
Enclosure



CORPUS CHRISTI OFFICE:  
123 North Carrizo Street  
Corpus Christi, Texas 78401  
Tel 361. 885. 7500 Fax 361. 885. 0487

EL PASO OFFICE\*:  
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El Paso, Texas 79912  
Tel 915.532.6997 Fax 210.487.7501  
*\*Meeting with Lawyer by Appointment Only*

SAN ANTONIO OFFICE:  
601 Howard Street  
San Antonio, Texas 78212  
Tel 210. 487. 7500 Fax 210. 487. 7501



**CHRYSLER SETTLEMENT  
NOTEBOOK**

**WRD FILE NO.**



[REDACTED], DECEASED  
WRD 21061

**TABLE OF CONTENTS**

DESCRIPTION	TAB
Information Sheet	1
Settlement Information Report	2
Wilson County Sheriff's Incident Report, dated: 12/18/10	3
Wilson County Sheriff's Incident Report, dated: 12/18/10 and signed by Travis Beck #8344	4
PHOTOS: Wilson County Sheriff's Department	5
Poth Volunteer Fire Department – Report and Supplement Report	6
Report of Findings prepared by Rimkus Consulting Group, Inc., dated 01/05/11	7
ARTICLE: "Man burns to death in pickup truck", dated: 12/22/10	8
PHOTOS: Vehicle / site, taken 01/17/11	9
[REDACTED]	
Autopsy & Toxicology Report	10
Death Certificate	11
Obituary	12
Funeral Expense: Franklin Funeral Homes	13
2007 – W-2 & Income Tax Return ([REDACTED])	14
2008 – W-2 & Income Tax Return ([REDACTED])	15
2009 – W-2 & Income Tax Return ([REDACTED])	16
2010 – W-2 ([REDACTED])	17
PHOTO: [REDACTED]	18
Birth Certificate	19
Social Security Card - [REDACTED]	20
Booklet from San Antonio River Authority in memory of [REDACTED] [REDACTED]	21

Memorabilia: <ul style="list-style-type: none"> <li>- Eulogy reading by Neil Kolodziej</li> <li>- "God's Hand", poem by [REDACTED]</li> <li>- Letter to Ms. [REDACTED] from D. Henrich, dated: 12/18/10</li> <li>- Article in memory of [REDACTED]</li> <li>- Pamphlet Funeral Services ("Twenty Third Psalm")</li> </ul>	22
<b>REBECCA BAILEY</b>	
Texas Driver's License - [REDACTED]	23
Social Security Card - [REDACTED]	24
<b>[REDACTED]</b>	
Texas Driver's Licen [REDACTED]	25
Social Security Card - [REDACTED]	26
<b>ADDITIONAL INFORMATION</b>	
PHOTOS: Baby to present - [REDACTED]	27
PHOTOS: Family	28
PHOTOS: Friends	29
Vehicle Window Sticker - 2008 RAM 1500 Lone Star Quad Cab 4x4 / Gray	30



[REDACTED] DECEASED  
WRD FILE: [REDACTED]

INFORMATION SHEET

DOA: December 18, 2010

ATTORNEYS FOR PLAINTIFFS:

Joseph M. Dunn  
Jeffrey G. Wigington  
David L. Rumley  
WIGINGTON RUMLEY DUNN, L.L.P.  
601 Howard St.  
San Antonio, Texas 78212  
Telephone: (210) 487-7500  
Telecopier: (210) 487-7501

CLIENTS:

Decedent: [REDACTED]

PARENTS OF [REDACTED] DEC'D:

[REDACTED] (Mother)  
Pooh, TX [REDACTED]  
DOB: [REDACTED]

[REDACTED] (Father)  
San Antonio, TX [REDACTED]  
DOB: [REDACTED]

VEHICLE: 2008 Dodge Ram 1500 SLT, Lone Star Quad Cab 4x4 PU  
VIN#: 1D7HU18298[REDACTED]

VENUE: Bexar County, Texas

CASE STATUS: Pre-Litigation





[REDACTED] DECEASED  
CASE SUMMARY

**ACCIDENT FACTS:**

Mr. [REDACTED] was born in San Antonio, Texas to [REDACTED] and [REDACTED]. [REDACTED] was a single man who lived with his mother, step-father [REDACTED], and his brother, [REDACTED]. He has a sister that resides in Sugarland, Texas.

[REDACTED] was the original purchaser of a 2008 Dodge Ram 1500 SLT, Lone Star Quad Cab 4x4, bearing VIN #1D7HU182989 [REDACTED]. On December 18, 2010, at approximately 5:04 a.m., [REDACTED] vehicle was found fully engulfed in flames by firefighters who were called to the scene. The vehicle was parked outside of his home on an asphalt driveway. [REDACTED] badly burned body was found inside the cab by firefighters. It is believed that [REDACTED] had fallen asleep in the running vehicle after returning home in the early hours of the morning. An investigation by Poth Volunteer Fire Department opines that the origin of the fire was in the "left aft area of the engine compartment above the left front wheel and tire."

**LIABILITY:**

Plaintiffs contend that the 2008 Daimler Chrysler Dodge is unreasonably dangerous due to its defective electrical system, engine throttle control system, and fuel system integrity. In particular, Plaintiffs contend that the vehicle was defective because it produced an electrical charge which started a fire in the engine compartment while the vehicle was idling. The anomaly occurred when hot combustible engine fluid was ignited by an electrical charge in the electrical control mechanism. Plaintiffs believe that Chrysler was aware of this risk of fire associated with its Dodge Ram trucks through consumer complaints which reported other similar incidents.

These inherent defects in the 2008 Daimler Chrysler Dodge were a producing cause of Ms. [REDACTED] death. Daimler Chrysler was negligent in designing, configuring, engineering, fabricating, assembling, building, manufacturing, producing, labeling, testing, marketing, promoting, advertising, importing, distributing, and selling said vehicle. Daimler Chrysler was also negligent in failing to provide a sound and safe product to protect the safety of operators and passengers under foreseeable circumstances.

Additionally, Daimler Chrysler was negligent in failing to provide a product that included a reasonably safe design, manufacture, and warning. As a direct result of the defective nature of the Daimler Chrysler Dodge, [REDACTED] died at the scene of the fire.

**DAMAGES:**

[REDACTED], age 24, was killed in the subject accident. He was a loving son of [REDACTED] and [REDACTED]. He has two siblings, his brother, [REDACTED] who found his vehicle engulfed in fire, and his sister, [REDACTED] Ms.

██████████ and Mr. ██████████ seek damages for the loss of companionship, loss of consortium, loss of inheritance, including pecuniary damages and mental anguish caused by Mr. ██████████ death. Such damages have been suffered both in the past and will be suffered for the balance of their lives.

In addition, ██████████ sustained excruciating pain, mental anguish, and terror associated with the knowledge of his impending death and the devastation of leaving his mother, father, step-father and, brother and sister. His estate is entitled to recover for his mental anguish, physical pain, and necessary funeral bills and expenses.

At the time of his death, Mr. ██████████ was employed at the ██████████ where he received several promotions. He earned approximately \$34,000 per year. He provided household services and support to his mother of significant economic value.



INCIDENT/OFFENSE REPORT

800 10TH ST, FLORESVILLE, TEXAS 78114 - 830-393 Sheriff

JOE TACKITT Sheriff

Case Number  
C2010-05607

Received Date 12/18/2010	Received Time 05:04AM	Received Method PHONE	Received By GAUNA, CRYSTAL LYNN
Nature of Call Reported DEATH/VEHICLE FIRE		Reported By [REDACTED]	Dispatched To 243 FM 541 E POTH, TX

Officer(s)/Unit(s) Assigned	Date Notified	Dispatch	Arrive	Clear	Total	Disposition
PFD-POTH FD	12/18/2010	05:07	05:24	07:53	02:46	NO CALL CARD
2364-ZURITA JR., DANIEL	12/18/2010	05:07	05:26	08:00	02:53	NO CALL CARD
2380-BECK, TRAVIS	12/18/2010	05:07	05:12	08:00	02:53	CALL CARD
2395-GARCIA JR, TORBIO C	12/18/2010	05:08	05:12	08:00	02:52	NO CALL CARD
2283-LAUGHLIN, GARY LEE JR	12/18/2010	05:48	05:53	08:01	02:13	NO CALL CARD

Investigator Assigned	Att/Compl COMPLETED	Area WEST SIDE	Subdiv/Grid POTH
Incident/Offense Date 12/18/2010	Incident/Offense Time 05:04AM	UCR Code CLEAR	Status UNFOUNDED
Incident/Offense Address 243 FM 541 E		City, State & Zip Code POTH, TX 78147	
Entry Point	Exit Point	Weapon/Force Used NO FORCE	Evidence Collected PHOTOGRAPHS

Inventory Code	Incident/Offense Description
9025	DEATH
9010	FIRE

CATEGORY	CLASS	DESCRIPTION OF ITEM(S)	ESTIMATED VALUE	DISP

YEAR	MAKE	MODEL	COLOR	LICENSE	DESCRIPTION
2008	DODG	1/2 TON	BLACK	[REDACTED]	BURNED

CONNECTION	NAME & ADDRESS	DESCRIPTION/IDENTIFICATION
COMPLAINANT	[REDACTED]	W M 509 145
COMPLAINANT	[REDACTED]	W M 511 150
WITNESS	[REDACTED]	W M 603 180
WITNESS	[REDACTED]	W M 510 210

Note: This report is furnished in compliance with the Texas Open Records Act, article 6252-17 case law, and published rulings relating to cases under investigation. © 1999, The Soft

On Saturday December 18th, 2010 at approximately 05:07 all county units were notified of a vehicle fire with a subject possibly still inside. Dispatch further advised that the caller was the brother of the possible trapped subject. He told dispatch that it was indeed his brother's truck, but that his brother was not inside the residence.

Upon arrival the vehicle was contained to the cab and engine compartment but quickly spreading to the rest of the vehicle. We approached the vehicle to attempt to see if someone was inside. It was hard to see due to the smoke and flames. I met with [REDACTED] and [REDACTED] who were trying to douse the flames with a garden hose. I asked them if they had seen the fire start and they advised that they were passing by on the way to go deer hunting and noticed the vehicle. They advised that they were just there to assist. I then spoke with [REDACTED] ([REDACTED]). I asked him why he felt that his brother was in the vehicle and he stated that he wasn't inside. I asked him if his brother was home at all the night before and he stated that when he got home his brother was not there.

Both Fire Department arrived on scene shortly and began putting out the fire. It was at this time that Deputy Garcia - 8325 notified that he believed he saw something in the vehicle from the passenger side window. I walked over to his location and immediately identified what I noticed to be a human skull, highlighted by the flames, on the driver's side of the vehicle. I immediately notified dispatch to call the on-call Justice of the Peace (JP#4) and on-call investigator (Richard Nichols - 8338) to make the scene.

Both Fire Department quickly put out the fire and as soon as all was settled Deputy Garcia roped off the scene with yellow "Sheriff's Line, Do Not Cross" tape. It was at this time that a crime scene log was started by Deputy Garcia. Deputy Zurita - 8383 notified [REDACTED] brother of the findings and took him away from the scene until family or friends could be there with him.

Upon Investigator Nichols arrival on scene I filled him in on the events that had already unfolded. At this time I began taking photographs of the scene including the placement and positioning of the deceased, identified as [REDACTED] ([REDACTED]), inside the vehicle. It appeared as if [REDACTED] had fallen asleep in the vehicle and that the vehicle had somehow caught fire while running. The temperature outside was near freezing and appeared that the vehicle had been running with the heater on.

At this time I had dispatch contact Rick's Towing and Franklin Funeral Home to make the location. Upon arrival of Franklin I waited inside with the family while the body was removed from the vehicle, advising that they needed to stay away from the windows and doors during this process. After completion of this Rick's Towing removed the vehicle and as much debris he could off of the driveway. After a brief talk with the family all county units returned to service.

Travis Beck - 8344

[REDACTED]



Sheriff:  
JOE TACKITT

INCIDENT/OFFENSE REPORT

Incident ID: [REDACTED] Off Date: 12/18/2010 Time: 05:04 Location Type: RESIDENCE  
Status : A (ACTIVE) # Premises : 1

INITIAL CALL INFORMATION

Initial Call Reported By:

[REDACTED]  
POTH TX

Received By: GAUNA, CRYSTAL LYNN  
Date: 12/18/2010  
Time: 05:04am  
Meth: PHONE

Nature of Call : DEATH/VEHICLE FIRE

INCIDENT/OFFENSE INFORMATION

Offense Code/Description..... Att/Compl. Offender(s) Used.....  
9025 (DEATH) COMPLETED  
9010 (FIRE)

Offense/Incident Location:

[REDACTED]  
Poth, TX

Area of Off: WEST SIDE  
Subdiv/Grid: POTH

Officer/Unit Assigned.....	Date.....	Disp..	Arr...	Clear.	Total.	Disposition.....
FPD (POTH PD)	12/18/2010	05:07	05:24	07:53	02:45	NO CALL CARD
2364 (ZURITA JR., DANIEL)	12/18/2010	05:07	05:26	08:00	02:52	NO CALL CARD
2380 (BECK, TRAVIS)	12/18/2010	05:07	05:12	08:00	02:52	CALL CARD
2395 (GARCIA JR, TORBIG C)	12/18/2010	05:08	05:12	08:00	02:51	NO CALL CARD
2283 (LAUGHLIN, GARY LEE JR)	12/18/2010	05:48	05:53	08:01	02:13	NO CALL CARD

Investigator Assigned :  
Access for Theft/Burglary : NO FORCED ENTRY  
Weapon/Force Used : NO FORCE  
Type of Robbery : NOT APPLICABLE  
Property/Evidence : PHOTOGRAPHS  
Family Violence (Y/N)? : N

COMPLAINANT/VICTIM INFORMATION

PID.....	Name of Victim/Complainant....	Description.....	Address.....	Phone.....	Injury Type.....
57186	[REDACTED]	W M 509 145	[REDACTED]	H [REDACTED] 6 W [REDACTED]	
67275	[REDACTED]	W M 511 150	[REDACTED]	H: W:	

WITNESS INFORMATION

PID.....	Name of Witness.....	Description.....	Address.....	Phone.....	Comments.....
53205	[REDACTED]	W M 503 130	[REDACTED]	[REDACTED]	
34619	[REDACTED]	W M 510 210	[REDACTED]	[REDACTED]	

WILSON COUNTY SHERIFF OFFICE  
800 10TH ST; FLORESVILLE, TEXAS 78114 Ph: 830-393-2535

19 DEC 201

Sheriff:  
JOE TACKITT

INCIDENT/OFFENSE REPORT

PAGE

Incident ID: [REDACTED] Off Date: 12/18/2010 Time: 05:04 Location Type: RESIDENCE  
Status : A (ACTIVE) # Premises : 1


PID..... Name of Witness..... Description..... Address..... Phone..... Comments.....  
W:210-414-9465  
Stockdale, TX 78150

VEHICLE INFORMATION

Veh ID..	Year	Make of Vehicle.....	Model.....	Color.....	License	Description.....	Condition
70746	2008	DODGE	1/2 TON	BLACK	65J3V9	BURNED	

SUMMARY/DETAILS

TRUCK ON FIRE MAYBE A PERSON INSIDE OF IT FRONTEND IS ON FIRE

  
REPORTING OFFICER

  
APPROVED BY

BAILEY  
21061-000037



## INCIDENT REPORT

by Officer 2380 (BECK, TRAVIS) 12/19/2010 04:57

On Saturday December 18th, 2010 at approximately 05:07 all county units were notified of a vehicle fire with a subject possibly still inside. Dispatch further advised that the caller was the brother of the possible trapped subject. He told dispatch that it was indeed his brother's truck, but that his brother was not inside the residence.

Upon arrival the vehicle was contained to the cab and engine compartment but quickly spreading to the rest of the vehicle. We approached the vehicle to attempt to see if someone was inside. It was hard to see due to the smoke and flames. I met with [REDACTED] and [REDACTED] who were trying to douse the flames with a garden hose. I asked them if they had seen the fire start and they advised that they were passing by on the way to go deer hunting and noticed the vehicle. They advised that they were just there to assist. I then spoke with [REDACTED] ( [REDACTED] ). I asked him why he felt that his brother was in the vehicle and he stated that he wasn't inside. I asked him if his brother was home at all the night before and he stated that when he got home his brother was not there.

Poth Fire Department arrived on scene shortly and began putting out the fire. It was at this time that Deputy Garcia - 8325 notified that he believed he saw something in the vehicle from the passenger side window. I walked over to his location and immediately identified what I noticed to be a human skull, highlighted by the flames, on the driver's side of the vehicle. I immediately notified dispatch to call the on-call Justice of the Peace (JP#4) and on-call investigator (Richard Nichols - 8338) to make the scene.

Poth Fire Department quickly put out the fire and as soon as all was settled Deputy Garcia roped off the scene with yellow "Sheriff's Line, Do Not Cross" tape. It was at this time that a crime scene log was started by Deputy Garcia. Deputy Zurita - 8383 notified the brother of the findings and took him away from the scene until family or friends could be there with him.

Upon Investigator Nichols arrival on scene I filled him in on the events that had already unfolded. At this time I began taking photographs of the scene including the placement and positioning of the deceased, identified as [REDACTED], inside the vehicle. It appeared as if [REDACTED] had fallen asleep in the vehicle and that the vehicle had somehow caught fire while running. The temperature outside was near freezing and appeared that the vehicle had been running with the heater on.

At this time I had dispatch contact Rick's Towing and Franklin Funeral Home to make the location. Upon arrival of Franklin I waited inside with the family while the body was removed from the vehicle, advising that they needed to stay away from the windows and doors during this process. After completion of this Rick's Towing removed the vehicle and as much debris he could off of the driveway. After a brief talk with the family all county units returned to service.

Travis Beck - 8344

Incident #: 1160921 Case #: C2010-05607 Rcvd By: 2418  
Date/Time: 12/18/10 05:04am

How Rptd : P (PHONE)  
Rptd By : [REDACTED]  
Address : [REDACTED]  
CSZ : POTH TX  
Phone : [REDACTED]  
Complaint: DEATH/VEHICLE FIRE  
Date/Time: 12/18/10 05:04am

Location : Subdiv :  
Area :  
Address : [REDACTED]  
CSZ : POTH TX Priority: 3 (NON-PRIORITY)  
Phone : [REDACTED] Hazard :

Officer/Unit Assigned.....	Date....	Disp.	Arr..	Clr..	Tot..	Disposition.....
PFD (POTH FD)	12/18/10	05:07	05:24	07:53	02:45	NCC (NO CALL CAR
2364 (ZURITA JR., DANIEL)	12/18/10	05:07	05:26	08:00	02:52	NCC (NO CALL CAR
2380 (BECK, TRAVIS)	12/18/10	05:07	05:12	08:00	02:52	CC (CALL CARD)
2395 (GARCIA JR, TORBIO C)	12/18/10	05:08	05:12	08:00	02:51	NCC (NO CALL CAR
2283 (LAUGHLIN, GARY LEE JR)	12/18/10	05:48	05:53	08:01	02:13	NCC (NO CALL CAR

Details : TRUCK ON FIRE MAYBE A PERSON INSIDE OF IT FRONTEND IS ON  
FIRE





[REDACTED]



[REDACTED]



[REDACTED]



[REDACTED]



[REDACTED]



[REDACTED]



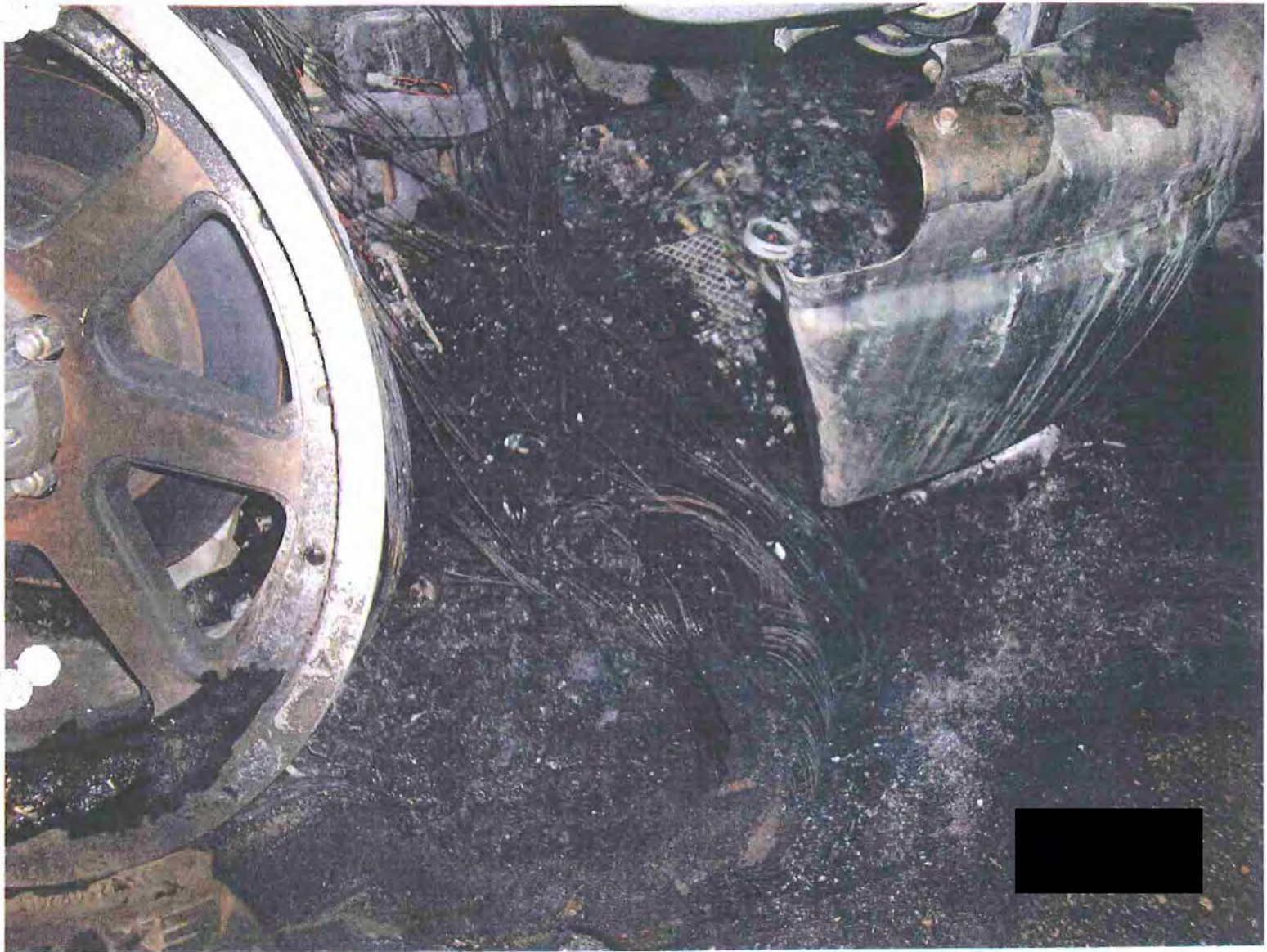


[REDACTED]





[REDACTED]



[REDACTED]



[REDACTED]





[REDACTED]









[REDACTED]







[REDACTED]



[REDACTED]



[REDACTED]



[REDACTED]



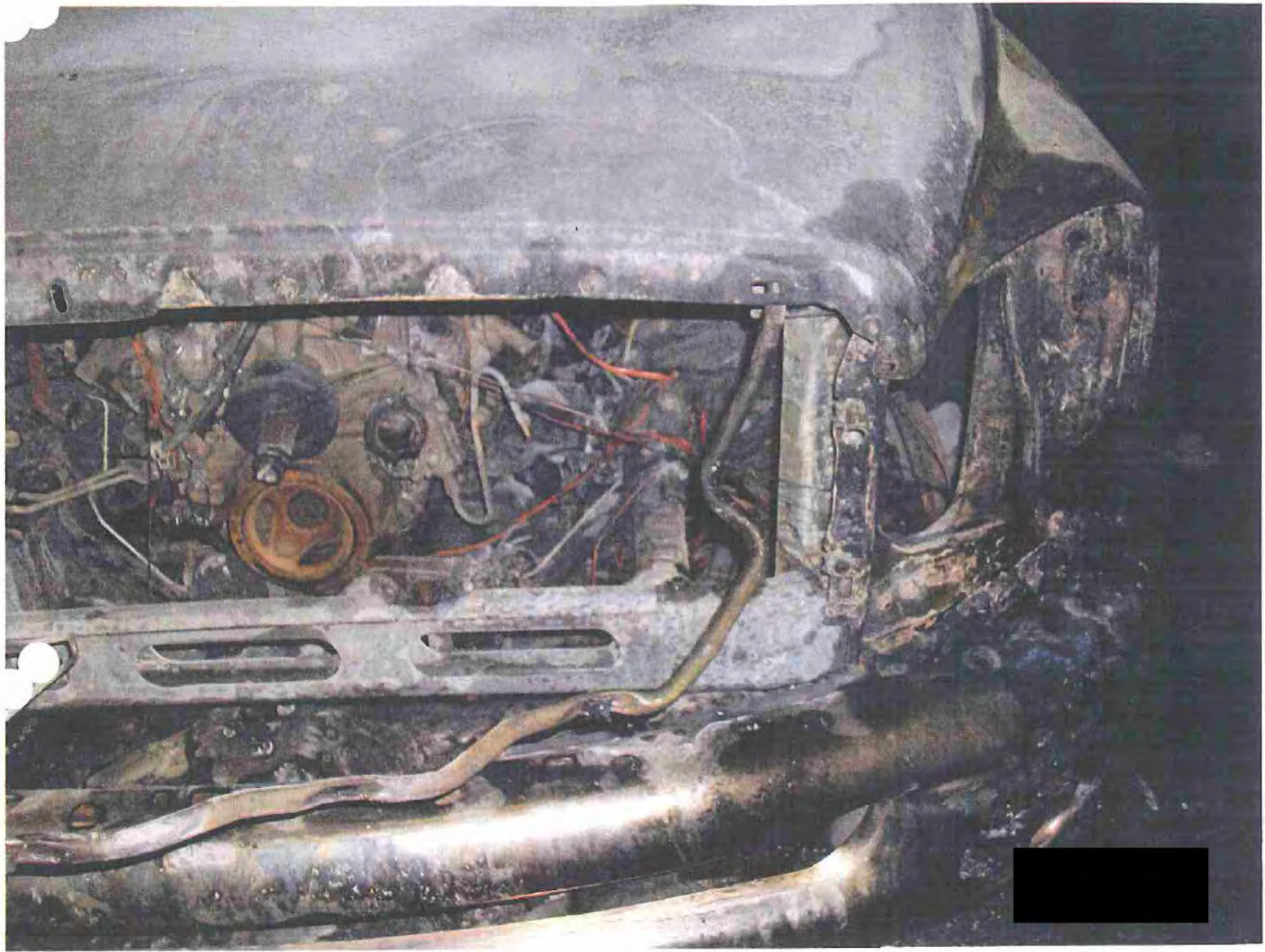


[REDACTED]



[REDACTED]





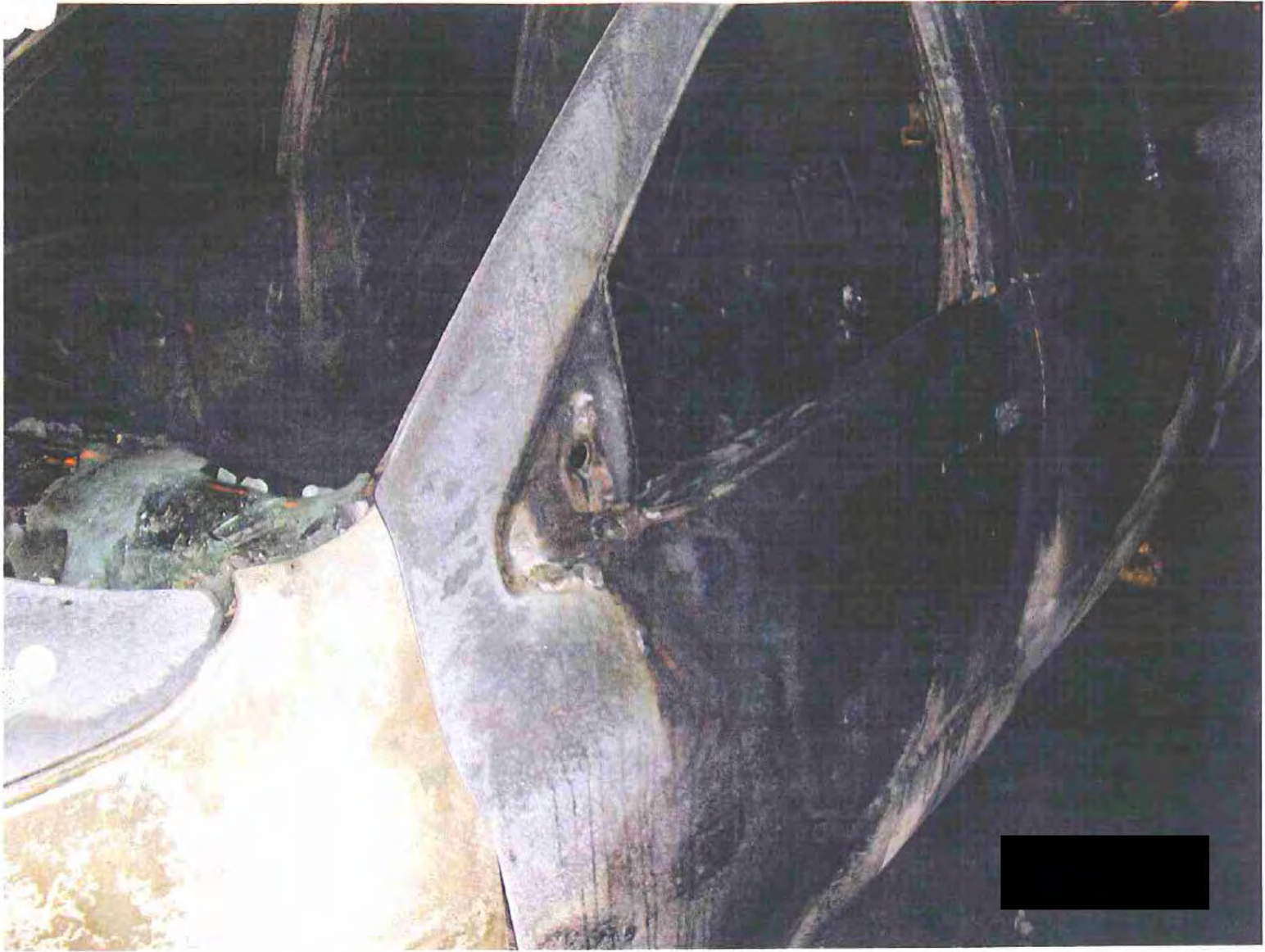
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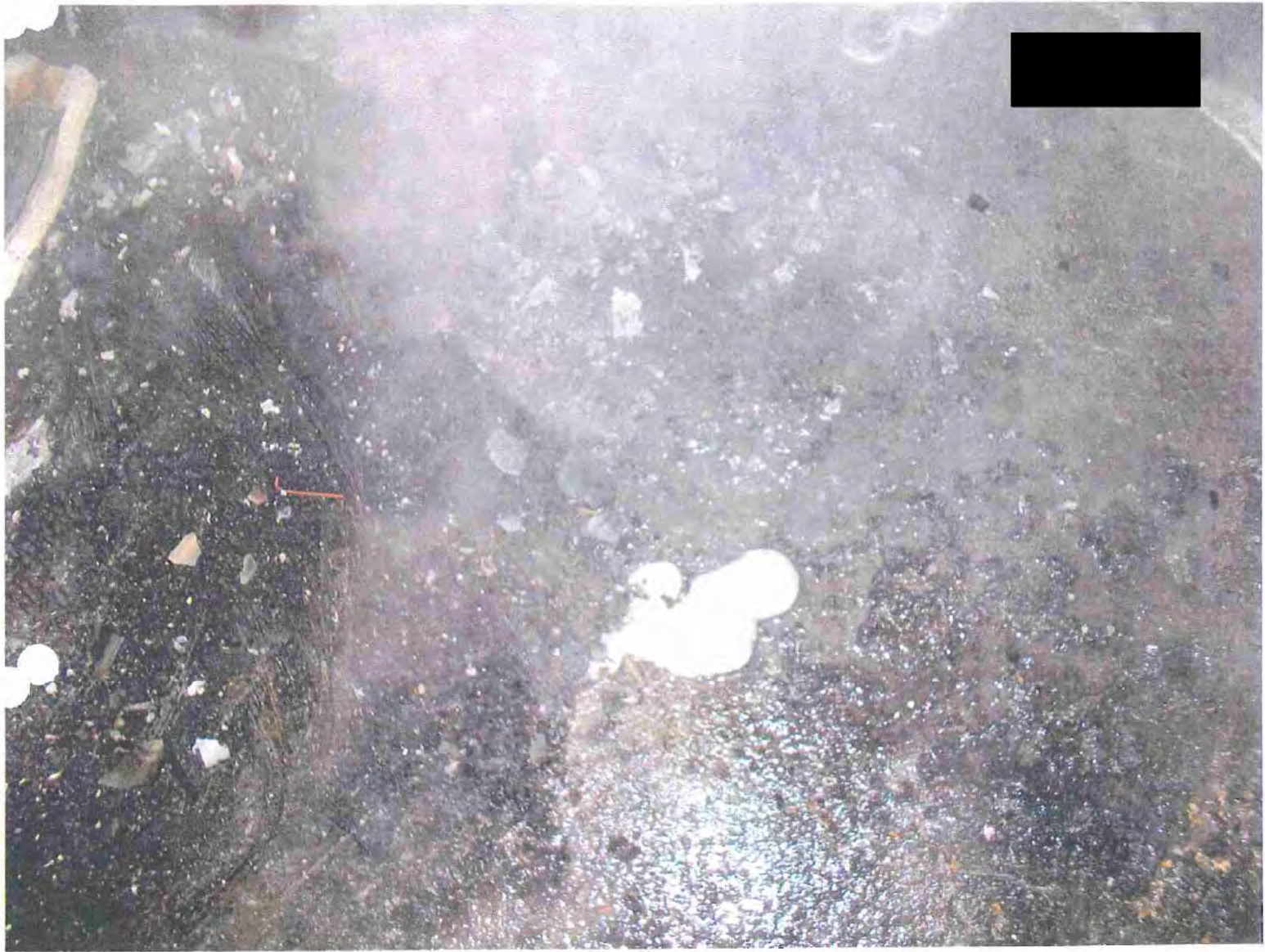


[REDACTED]



[REDACTED]





[REDACTED]









[REDACTED]



[REDACTED]



[REDACTED]



[REDACTED]



[REDACTED]



[REDACTED]





[REDACTED]



[Redacted]



[REDACTED]



[REDACTED]







[REDACTED]

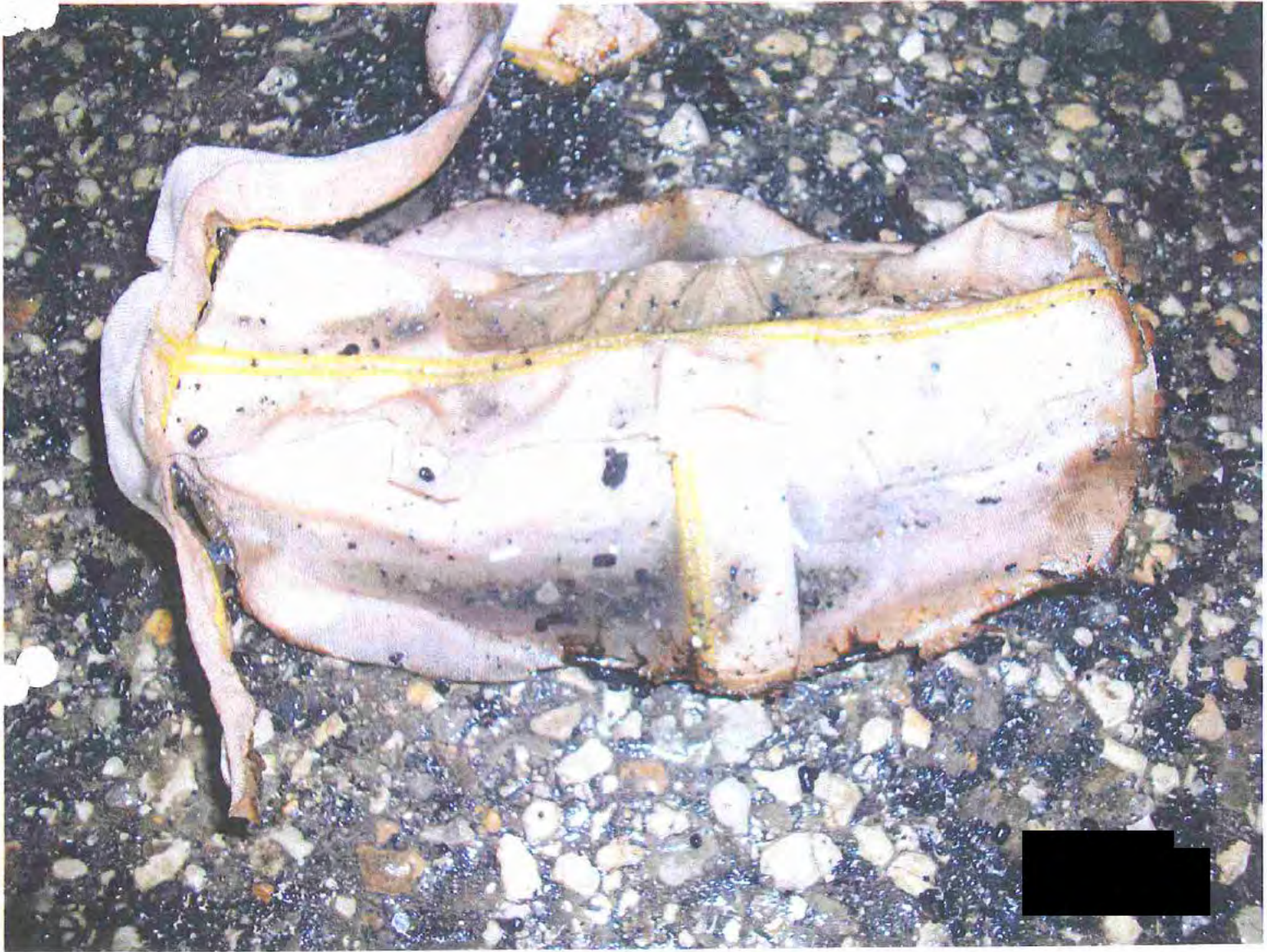


[REDACTED]





[REDACTED]



[REDACTED]





[REDACTED]



[REDACTED]



[REDACTED]



[REDACTED]



[REDACTED]





[REDACTED]



[REDACTED]



[Redacted]



[REDACTED]





# POTH VOLUNTEER FIRE DEPARTMENT

P.O. BOX 777 POTH TX 78147



DATE 18 Dec 10

CASE# 10-034

LOCATION 541 + 243

DISPATCHED 0510

NAME [REDACTED]

ENROUTE 0515

ADDRESS \_\_\_\_\_

AT SCENE 0520

\_\_\_\_\_

DEPARTED 7:30

CITY/COUNTY WILSON

INSERVICE 8:30

**NATURE OF CALL (CHECK ONE)**

<input type="checkbox"/> HOUSE	<input type="checkbox"/> COMMERCIAL BLDG.	<input checked="" type="checkbox"/> VEHICLE	ACRES BURNED
<input type="checkbox"/> BARN	<input type="checkbox"/> MOBILE HOME	<input type="checkbox"/> GRASS/BRUSH	
<input type="checkbox"/> RESCUE	<input type="checkbox"/> AIRLIFE LANDING ZONE	<input type="checkbox"/> OTHER	

MUTUAL AID REQUIRED BY POTH VFD? YES  NO

MUTUAL AID ASSIST REQUESTED BY OTHER AGENCY? YES  NO

IF YES, WHO? \_\_\_\_\_

**VEHICLES RESPONDING**

FUEL: \$ 2110 \$ 2111 \$ 2120 \$ 2140 \$ X2130 \$ X2140  OTHER

INJURIES  CIVILIAN  DEPARTMENT

FATALITIES  CIVILIAN  DEPARTMENT

ANY EQUIPMENT DAMAGE/FAILURE?  YES  NO

SPECIFY \_\_\_\_\_

**FIREMEN RESPONDING**

Victim Found In Drivers Seat of  
Dodge 4-Door Truck

1 <u>Chris Fish</u>	5 <u>Derrick Drunk</u>	9 _____
2 <u>Anthony Fish</u>	6 <u>Luke Siedenborn</u>	10 _____
3 <u>Chris Gonzalez</u>	7 _____	11 _____
4 <u>Steve Martinez</u>	8 _____	12 _____

Poth Volunteer Fire Department

P.O. Box 777 Poth Texas 78147

Subject: Supplement Run Sheet/ [REDACTED]

[REDACTED] 10-033-034

Date: December 18<sup>th</sup> 2010

Time: 0505 am initial tone-out/dispatch

Weather: Sky Clear/ 32 degrees / Light Wind

- The Poth Volunteer Fire Department responded to a vehicle fire east of Poth Texas on FM 541 and County Road 224.
- Six Poth VFD firefighter responded with a 1000 gallon brush/tender truck and a 450 gallon rescue truck.
- Wilson County Sheriff's Deputies were at the scene prior to the arrival of the fire department.
- Upon arrival at the scene the Poth VFD was informed of a possible victim in the vehicle.
- The vehicle was a 4-door 2008 Dodge truck which was fully engulfed in fire in the interior of cab and engine compartment.
- The vehicle was located on a paved driveway approximately 25 feet from a brick house.
- The fire was extinguished in approximately 15 minutes.
- At the time that the fire was extinguished a victim was discovered in the driver's seat.
- The Poth VFD and Wilson County Sheriff's Department secured the area for investigation.
- Initial assessment upon inspection of the vehicle is that the point of origin of the fire came from the left aft area of the engine compartment above the left front wheel and tire.
- The victim was seated in the driver's seat with his arm curled to the chest.
- The victim was removed by Franklin funeral home
- The 2008 Dodge vehicle was then towed by Wilson County Towing to a holding facility

Report Completed By: Steven R Martinez-Poth VFD 2<sup>nd</sup> Assistant Fire Chief









Rinkus Consulting Group, Inc.  
100 Savannah Ave., Suite 470  
McAllen, TX 78503  
(866) 500-9848 Telephone  
(956) 683-0157 Facsimile

## Report of Findings

[REDACTED] FIRE

Claim No: [REDACTED]

RCG File No: [REDACTED]

Prepared For:

TEXAS FARM BUREAU INSURANCE COMPANY  
2000 SOUTH MARKET, STE. 304  
BRENHAM, TX 77833

Attention:

MR. KEN FINLEY

Ricardo Torres, IAAI-CFI  
Fire Consultant

Bryan L. Skelly, IAAI-CFI  
South Texas Region Fire Manager

January 5, 2011



## TABLE OF CONTENTS

I. Introduction .....	3
II. Conclusions .....	4
III. Discussion .....	5
IV. Basis of Report .....	9
V. Attachments .....	10
A. Photographs	
B. Sheriffs Department Report	
C. CVs	



**Section I**  
**INTRODUCTION**

On Saturday December 18, 2010 at approximately 5:04 AM, the Wilson County Sheriffs Department received a call for a report of a vehicle fire with a possible person inside the burning vehicle located at 243 FM 541 E in Poth, Texas. The Poth Fire Department was dispatched at 5:07 AM and they arrived at 5:25 AM. After the fire was extinguished, the Sheriffs Deputies confirmed that a body was found inside the vehicle.

Rinkus Consulting Group, Inc. was retained to conduct a fire origin and cause investigation.

This report was prepared for the exclusive use of Texas Farm Bureau Insurance Company, and was not intended for any other purpose. Our report was based on the information available to us at this time, as described in **Basis of Report**. Should additional information become available, we reserve the right to determine the impact, if any, the new information may have on our opinions and conclusions, and to revise our opinions and conclusions if necessary and warranted.



**Section II**  
**CONCLUSIONS**

1. The fire originated inside the engine compartment of the vehicle.
2. The cause of the fire is classified as undetermined.



### Section III DISCUSSION

While performing our investigation, we utilized the basic methodology of fire investigation and relied on the use of a systematic approach. This approach is that of a scientific method, which is recommended by the National Fire Protection Association (NFPA). This recommendation is documented in the NFPA-921, Guide for Fire and Explosion Investigations, 2008 edition. The purpose of NFPA-921 is to assist investigators who are charged with the responsibility of investigating and analyzing fire and explosion incidents to render opinions as to the origin, cause responsibility, or prevention of such incidents.

On Tuesday December 21, 2010 we conducted an inspection of the 2008 Dodge Ram pickup truck that was stored at Rick's Towing yard located at 1115 Railroad Street in Poth, Texas. During the inspection, I was accompanied by Wilson County Sheriffs Investigator Richard Nichols. At the time of our inspection, the Sheriffs Department still had a police hold on the vehicle, so therefore, we did not move or alter the vehicle or its components in any way. We photographed the vehicle as it was found on the day of our inspection and we noted the fire patterns on the exterior and interior areas of the vehicle

The vehicle was identified as a 2008 Dodge Ram pickup truck. The Vehicle Identification Number (VIN) was provided through the Sheriffs Department Report due to the fact that the VIN plate on the dash was consumed in the fire. The VIN was noted as 1D7HU18298S [REDACTED]. The license plate on the rear bumper of the vehicle was noted as Texas [REDACTED]. According to the Sheriffs Department report, this vehicle was registered to Mr. [REDACTED] in Poth, Texas. Exterior views of the vehicle can be seen in **Photographs 1 through 4.**

The exterior inspection revealed that the most severe fire damage was located on the front of the vehicle. The headlamps, side markers and the front grill were completely consumed by the fire. The front left (driver's) side wheel and tire were mostly

consumed by the fire as well. The front right (passenger) side wheel and tire survived the fire to a greater degree compared to the left front side wheel and tire. The fire patterns on the right side of the vehicle indicate that the fire traveled from the front (engine compartment) to the passenger compartment of the vehicle. The right rear side of the passenger door and the truck bed were found with undamaged paint. The right rear wheel and tire were undamaged. Views of the right side of the vehicle can be seen in **Photographs 5 through 7.**

Our inspection continued to the left side of the vehicle. The left side of the vehicle sustained the most severe fire damage. We found that the paint on the left side of the vehicle was almost completely burned off. The fire patterns also indicate that the fire originated at the front (engine compartment) and traveled to the passenger compartment and finally to the truck bed compartment. We did note that the metal for the front left side fender was warped. According to Investigator Nichols, the warping of the metal occurred when the front left side door was forced open to allow for the removal of the victim's body. Views of the left side of the vehicle can be seen in **Photographs 8 through 12.**

We continued with our visual inspection of the interior areas of the passenger compartment. We found that most of the contents within the passenger compartment were consumed by the fire. The most severe fire damage was found on the contents that were on the upper area of the passenger compartment. A close inspection of the driver's side floor area revealed the presence of what appeared to be the bottom of a shoe. A view of this shoe remains can be seen in **Photograph 13.** We also noted that there were beer cans in a small cooler on the floor directly behind the front passenger seat. A view of the beer cans and cooler can be seen in **Photograph 14.** We also noted the remains of a rifle on the rear seat directly behind the driver's seat. A view of the rifle remains can be seen in **Photograph 15.**

We then inspected the engine compartment. For documenting purposes, we did raise the hood so that we could get a better view of the damages inside the engine compartment. A complete view of the engine compartment can be seen in **Photograph 16.** We found that most of the engine components had sustained severe fire damage.

We noted that the copper wire conductors within the engine compartment were severed and without being able to trace them back to their respective connections, we were unable to identify the circuit that they served. Views of the damaged wire conductors found within the engine compartment can be seen in **Photographs 17 through 20**.

During our inspection of the vehicle, we were able to obtain a copy of the Sheriff's Department Incident Report. A copy of the Sheriff's Department Report is attached to this report as **Attachment B**. The Wilson County Incident Report was prepared by Deputy Travis Beck. In the report, Deputy Beck indicates that he was dispatched to a vehicle fire with a subject possible still inside. The reporting party was identified as Mr. [REDACTED] brother of the deceased. Mr. [REDACTED] told Deputy Beck that his brother was not inside (the house). Deputy Beck also wrote in his report that *"It appeared as if [REDACTED] had fallen asleep in the vehicle and that the vehicle had somehow caught fire while running. The temperature outside was near freezing and appeared that the vehicle had been running with the heater on"*. At the time of our inspection, Investigator Nichols was still waiting on the results of the autopsy. Although Mr. [REDACTED] had not been positively identified, it was believed that it was his body that was removed from the vehicle on the day of the fire. Inv. Nichols stated to us that the vehicle was parked facing north and that the winds on the day of the fire were in fact out of the north. Inv. Nichols also commented to us that the vehicle was equipped with aftermarket radio components including the radio and an amplifier. These items were still in the vehicle, but had sustained severe fire damage because of the fire. Investigator Nichols also advised us that he was told by family members that the truck was equipped with an aftermarket computer chip to improve horsepower and performance. We did not confirm this with family members because they were in the process of making funeral arrangements for Mr. [REDACTED].

Based on the information contained herein, it is our opinion that this fire originated inside the engine compartment of the 2008 Dodge Ram pick up truck. The cause of the fire is classified as undetermined. It should be noted that the engine compartment sustained severe fire damage that made it difficult to locate an exact area of origin. The



wind conditions also contributed to the rapid spread of the fire from the engine compartment into the passenger compartment.



**Section IV**  
**BASIS OF REPORT**

1. An inspection of the 2008 Dodge Ram pickup truck was conducted.
2. An interview with Investigator Richard Nichols was conducted.
3. A copy of the Wilson County Sheriffs Department Report was obtained and reviewed.
4. National Fire Protection Association 921: Guide for Fire and Explosion Investigations, 2008 Edition



**Section V**  
**ATTACHMENTS**

- A. Photographs
- B. Sheriffs Department Report
- C. CVs



Section V  
ATTACHMENT A

**Photographs**

Photographs taken during our inspection, which were not included in this report, were retained in our files and are available to you upon request.



**Photograph 1**  
View of the front side of the vehicle.



**Photograph 2**  
View of the right side of the vehicle.



**Photograph 3**  
View of the rear side of the vehicle.



**Photograph 4**  
View of the right side of left side of the vehicle.



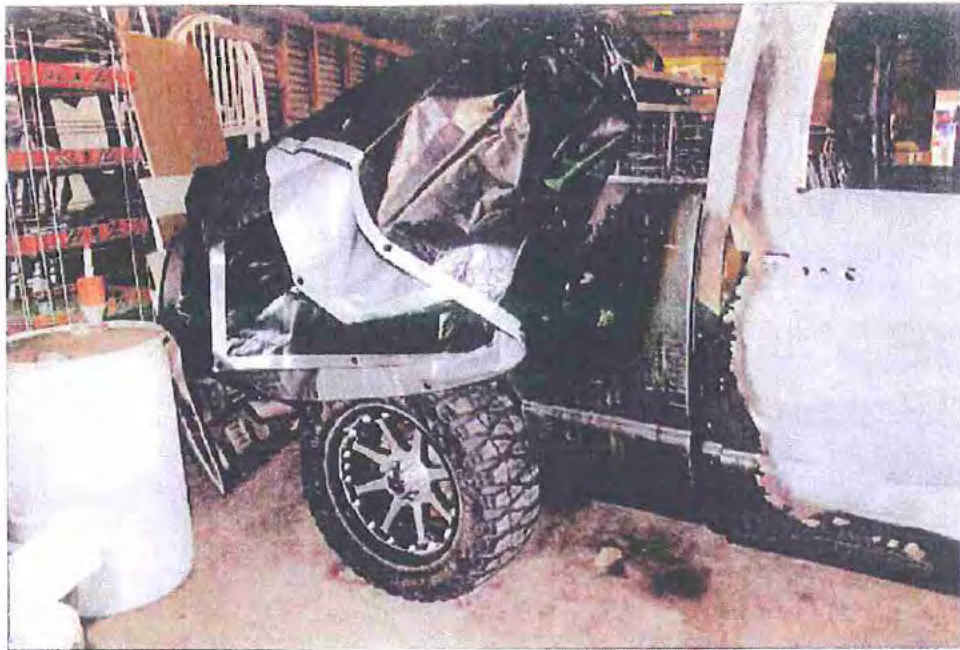
Photograph 5  
Close up view of the right side of the vehicle.



Photograph 6  
Close up view of the right side of the vehicle.



**Photograph 7**  
Close up view of the right rear side of the vehicle.



**Photograph 8**  
Close up view of the left side of the vehicle.





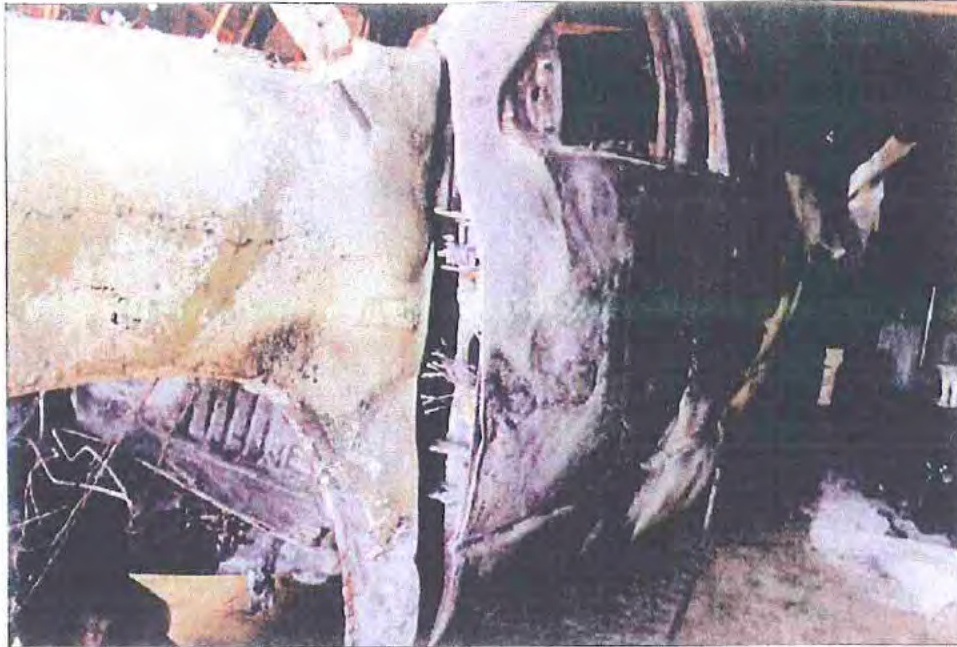
Photograph 9  
Close up view of the left side of the vehicle.



Photograph 10  
Close up view of the left front side of the vehicle.



**Photograph 11**  
Close up view of the left front fender of the vehicle.



**Photograph 12**  
Close up photo of the left side wheel and tire remains.



**Photograph 13**  
Photo of shoe remains found on driver's side floorboard area.



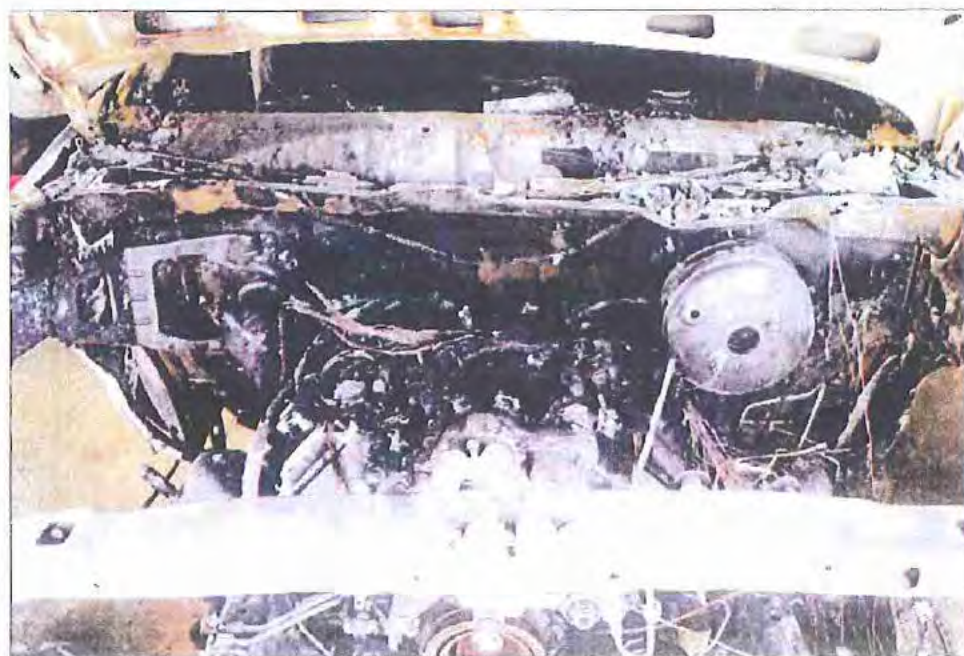
**Photograph 14**  
Photo of beer cans and cooler behind passenger seat.



**Photograph 15**  
Photo of rifle remains found behind front driver's seat.



**Photograph 16**  
View of the engine compartment.



**Photograph 17**

Photo of wire conductors found on right side of the engine compartment.



**Photograph 18**

View of wire conductors found in middle right side of engine compartment.



**Photograph 19**

View of the wire conductors and left side of the engine compartment.



**Photograph 20**

View of the wire conductors found on the left side of the engine compartment.



Section V  
ATTACHMENT B

**Sheriffs Department Report**



**COPY** 19 DEC 2010  
PAGE

Sheriff:  
JOE TACKETT

INCIDENT/OFFENSE REPORT

Incident ID: [REDACTED] Off Date: 12/18/2010 Time: 05:04 Location Type: RESIDENCE  
Status : A (ACTIVE) # Premises : 1

INITIAL CALL INFORMATION

Initial Call Reported By:

[REDACTED]  
POTH TX

Received By: GAUNA, CRYSTAL LYNN  
Date: 12/18/2010  
Time: 05:04am  
Meth: PHONE

Nature of Call : DEATH/VEHICLE FIRE

INCIDENT/OFFENSE INFORMATION

Offense Code/Description..... Att/Compl. Offender(s) Used.....  
9025 (DEATH) COMPLETED  
9010 (FIRE)

Offense/Incident Location:

[REDACTED]  
Poth, TX

Area of Off: WEST SIDE  
Subd(y/Grid): POTH

Officer/Unit Assigned.....	Date.....	Disp..	Arr..	Clear.	Total.	Disposition.....
P2D (POTH PD)	12/18/2010	05:07	05:24	07:53	02:45	NO CALL CARD
2364 (ZURITA JR., DANIEL)	12/18/2010	05:07	05:26	08:00	02:52	NO CALL CARD
2380 (BECK, TRAVIS)	12/18/2010	05:07	05:12	08:00	02:52	CALL CARD
2395 (GARCIA JR, TORBIO C)	12/18/2010	05:08	05:12	08:00	02:51	NO CALL CARD
2182 (LAUGHLIN, GARY LEE JR)	12/18/2010	05:48	05:53	08:01	02:13	NO CALL CARD

Investigator Assigned :  
Access for Theft/Burglary : NO FORCED ENTRY  
Weapon/Force Used : NO FORCE  
Type of Robbery : NOT APPLICABLE  
Property/Evidence : PHOTOGRAPHS  
Family Violence (Y/N)? : N

COMPLAINANT/VICTIM INFORMATION

FID.....	Name of Victim/Complainant....	Description	Address	Phone	Injury Type.....
57136	[REDACTED]	W M 509 145	[REDACTED]	[REDACTED]	
57275	[REDACTED]	W M 511 150	[REDACTED]	[REDACTED]	
FID.....		Description			Comments.....
57235	[REDACTED]	W M 521 350	[REDACTED]	[REDACTED]	
34619	[REDACTED]	W M 510 200	[REDACTED]	[REDACTED]	

[REDACTED]



WILSON COUNTY SHERIFF OFFICE  
600 10TH ST; FLORESVILLE, TEXAS 78114 PH: 310-393-2535

19 DEC 201

Sheriff:  
JOE TACKITT

INCIDENT/OFFENSE REPORT

PAGE

Incident ID: [REDACTED] Off Date: 12/18/2010 Time: 05:04 Location Type: RESIDENCE  
Status : A (ACTIVE) # Premises : 1

W: 210-416-9165  
Stockdale, TX 78150

VEHICLE INFORMATION							
Veh ID.	Year	Make of Vehicle	Model	Color	License	Description	Condition
70746	2008	DODGE	1/2 TON	BLACK	65JJV9	BURNED	

SUMMARY/DETAILS  
TRUCK ON FIRE MAYBE A PERSON INSIDE OF IT FRONTEND IS ON FIRE

  
REPORTING OFFICER

  
APPROVED BY



## INCIDENT REPORT [REDACTED]

by Officer 2380 (BECK, TRAVIS) 12/19/2010 04:57

On Saturday December 18th, 2010 at approximately 05:07 all county units were notified of a vehicle fire with a subject possibly still inside. Dispatch further advised that the caller was the brother of the possible trapped subject. He told dispatch that it was indeed his brother's truck, but that his brother was not inside the residence.

Upon arrival the vehicle was contained to the cab and engine compartment but quickly spreading to the rest of the vehicle. We approached the vehicle to attempt to see if someone was inside. It was hard to see due to the smoke and flames. I met with [REDACTED] and [REDACTED] who were trying to douse the flames with a garden hose. I asked them if they had seen the fire start and they advised that they were passing by on the way to go deer hunting and noticed the vehicle. They advised that they were just there to assist. I then spoke with [REDACTED]. I asked him why he felt that his brother was in the vehicle and he stated that he wasn't inside. I asked him if his brother was home at all the night before and he stated that when he got home his brother was not there.

Both Fire Department arrived on scene shortly and began putting out the fire. It was at this time that Deputy Garcia - 8325 notified that he believed he saw something in the vehicle from the passenger side window. I walked over to his location and immediately identified what I noticed to be a human skull, highlighted by the flames, on the driver's side of the vehicle. I immediately notified dispatch to call the on-call Justice of the Peace (JP#4) and on-call investigator (Richard Nichols - 8338) to make the scene.

Both Fire Department quickly put out the fire and as soon as all was settled Deputy Garcia roped off the scene with yellow "Sheriff's Line, Do Not Cross" tape. It was at this time that a crime scene log was started by Deputy Garcia. Deputy Zurita - 8383 notified the brother of the findings and took him away from the scene until family or friends could be there with him.

Upon Investigator Nichols arrival on scene I filled him in on the events that had already unfolded. At this time I began taking photographs of the scene including the placement and positioning of the deceased, identified as [REDACTED], inside the vehicle. It appeared as if Roger had fallen asleep in the vehicle and that the vehicle had somehow caught fire while running. The temperature outside was near freezing and appeared that the vehicle had been running with the heater on.

At this time I had dispatch contact Rick's Towing and Franklin Funeral Home to make the location. Upon arrival of Franklin I waited inside with the family while the body was removed from the vehicle, advising that they needed to stay away from the windows and doors during this process. After completion of this Rick's Towing removed the vehicle and as much debris he could off of the driveway. After a brief talk with the family all county units returned to service.

Travis Beck - 8344

[REDACTED]

Incident #: 1160921 Case #: C2010-05607 Rcvd By: 2413 Date/Time: 12/18/10 05:04am

How Rptd : P (PHONE)  
Rptd By : [REDACTED]  
Address : [REDACTED]  
CSZ : POTH TX  
Phone : [REDACTED]  
Complaint: DEATH/VEHICLE FIRE  
Date/Time: 12/18/10 05:04am

Location : Subdiv :  
Address : Area :  
CSZ : POTH, TX Priority: 3 (NON-PRIORITY)  
Phone : [REDACTED] Hazard :

Officer/Unit Assigned.....	Date....	Disp.	Arr..	Clr..	Tot..	Disposition.....
PFD (POTH FD)	12/18/10	05:07	05:24	07:53	02:45	NCC (NO CALL CAR)
2364 (ZURITA JR., DANIEL)	12/18/10	05:07	05:26	08:00	02:52	NCC (NO CALL CAR)
2380 (BECK, TRAVIS)	12/18/10	05:07	05:12	08:00	02:52	CC (CALL CARD)
2395 (GARCIA JR, TORBIO C)	12/18/10	05:08	05:12	08:00	02:51	NCC (NO CALL CAR)
2283 (LAUGHLIN, GARY LEE JR)	12/18/10	05:48	05:53	08:01	02:13	NCC (NO CALL CAR)

Details : TRUCK ON FIRE MAYBE A PERSON INSIDE OF IT FRONTEND IS ON FIRE



Section V  
ATTACHMENT C

CVs





**RICARDO D. TORRES IAAI-CFI, NAFI-CFEI  
FIRE CONSULTANT**

Mr. Torres is a Certified Fire Investigator (CFI) by the International Association of Arson Investigators and a Certified Fire and Explosion Investigator (CFEI) by the National Association of Fire Investigators. Mr. Torres has over 23 years of experience in the fire service and over 12 years in the law enforcement field. Mr. Torres began his career as a professional firefighter in Pharr, Texas. Through the years, he has served in various capacities including Fire Chief, Asst. Fire Chief, Deputy Fire Marshal and Fire Inspector. He has worked for several law enforcement agencies and fire departments including the State Fire Marshal's Office where he was successful in conducting several hundred fire investigations with local, state and federal agencies. Currently, he serves as President for the South Texas Fire Investigators Association. He previously served as the Training Coordinator and as such, he was instrumental in the coordination and successful completion of four state accredited certification schools for fire investigators. He also has coordinated five arson conferences in the Rio Grande Valley that were attended by over 180 fire professionals from throughout the United States and other countries. His experience includes live fire training in which he conducted over 50 field experiments related to fire origin and cause determination. He was accepted and successfully completed the ATF Advanced Origin and Cause/Expert Witness Testimony Course at the Federal Law Enforcement Training Center in Brunswick, Georgia.

Mr. Torres is proficient in conducting fire origin and cause investigations in accordance to accepted standards in the fire investigation field. Mr. Torres has conducted fire investigations in large commercial and industrial settings in the United States and in Mexico. Mr. Torres can read, write and speak fluently in English and Spanish. He has served as the principal consultant in fire losses in excess of 100 million dollars.

**EDUCATION AND PROFESSIONAL ASSOCIATIONS**

A.A.S. Criminal Justice- South Texas College  
IAAI-CFI (Certified Fire Investigator)  
NAFI-CFEI (Certified Fire and Explosion Investigator)  
Complex Arson Investigative Techniques- International Training Association; September 1998  
ATF 40-hour Post Blast School, Edinburg, Texas; December 2001  
ATF Advanced Origin and Cause/Expert Witness Testimony-FLETC; January 2004  
Principles of Electrical Fires- Dr. Vytenis Babrauskas; December 2006  
Investigations of Electrical and Appliance Related Fires; June 2007  
Forensic Fire Scene Reconstruction-Dr. John De Haan and Dr. David Icove; November 2007  
Fire Pattern Recognition and Identification-Ray Powell & Steve Riggs; July 2008  
Problem Solving Techniques-James Allen, November 2008  
Investigating Motor Vehicle Fires-CFITrainer.net; February 2007  
The Scientific Method for Fire and Explosion Investigation-CFITrainer.net; March 2007  
South Texas Fire Investigators Association – Member; President  
International Association of Arson Investigators – Member, Chapter Liaison to Mexico  
National Association of Fire Investigators-Member  
Texas Chapter of the IAAI- Member-Director  
National Board on Fire Service Professional Qualifications-Certified Fire Investigator

HOUSTON DALLAS/FT. WORTH AUSTIN SAN ANTONIO MC ALLEN NEW ORLEANS LAFAYETTE ATLANTA  
CHICAGO LAS VEGAS PHOENIX TAMPA ORLANDO FT. LAUDERDALE JACKSONVILLE PENSACOLA  
DENVER BALTIMORE JACKSON CHARLOTTE LOS ANGELES MADRID KUWAIT CITY NEW YORK INDIANAPOLIS  
SAN FRANCISCO OKLAHOMA CITY LITTLE ROCK RICHMOND





**BRYAN L. SKELLY, IAAI-CFI / NAFI-CFEI  
CERTIFIED FIRE INVESTIGATOR**

Mr. Skelly has extensive experience in all facets of the fire service with over 25 years of municipal fire service experience. He retired from municipal service as the Deputy Fire Marshal after serving as a shift Firefighter Paramedic and still is a State Licensed Master Peace Officer. Mr. Skelly is a Certified Fire Investigator (CFI) by the International Association of Arson Investigators (IAAI) and a Certified Fire and Explosion Investigator (CFEI) by the National Association of Fire Investigators (NAFI).

Mr. Skelly's experience includes determining the origin and cause of fires in residential, commercial, and industrial settings, as well as vehicular type fires. Mr. Skelly also has been trained in various facets of hazardous materials operations. Mr. Skelly also performed municipal fire inspections of residential, commercial, and industrial facilities. He has knowledge of National Fire Protection Association (NFPA) fire codes and building blue print plan review skills regarding compliance with fire, life safety regulations, and building code compliance. Mr. Skelly has served as a municipal Emergency Management Coordinator.

Mr. Skelly is a state licensed mechanical contractor and has knowledge of proper installation methods and procedures for residential, institutional, and commercial equipment. Mr. Skelly has served as a municipal mechanical inspector checking for adherence to city and state codes as they pertained to proper installation methods and procedures.

**EDUCATION AND PROFESSIONAL ASSOCIATIONS**

**IAAI – C.F.I. (Certified Fire Investigator)**

**NAFI – C.F.E.I. (Certified Fire and Explosion Investigator)**

IAAI – Expert Courtroom Witness Testimony Course 01/06

International Association of Arson Investigators (IAAI) – Member

National Association of Fire Investigators (NAFI) – Member

Texas Chapter of the IAAI – Member

Texas Chapter of the IAAI – Board of Directors 2006 / 2007

Texas Chapter of the IAAI – Co-Chair C.F.I. Committee

Graduate San Antonio College Firefighter Academy

Graduate San Antonio College Law Enforcement Academy

Texas Fire and Arson Investigators Academy

Texas Commissioned Master Certified Peace Officer

Texas Commissioned Certified Special Investigator

Narcotics Tactical Operations – Alamo Area Narcotics Task Force (AANTS)

Texas Crime Information Center / National Crime Information Center (TCIC / NCIC) Operator

Texas Master Firefighter

Texas Master Fire Investigator

Texas Master Fire Inspector

Texas Certified Paramedic

Fire Service Instructor Certificate

Texas Licensed Private Investigator

HOUSTON DALLAS/FT. WORTH AUSTIN SAN ANTONIO CORPUS CHRISTI MC ALLEN NEW ORLEANS  
LAFAYETTE ATLANTA CHICAGO LAS VEGAS PHOENIX TAMPA ORLANDO FT. LAUDERDALE JACKSONVILLE  
DENVER BALTIMORE JACKSON CHARLOTTE LOS ANGELES ZÜRICH MADRID KUWAIT CITY NEW YORK  
PENSACOLA INDIANAPOLIS

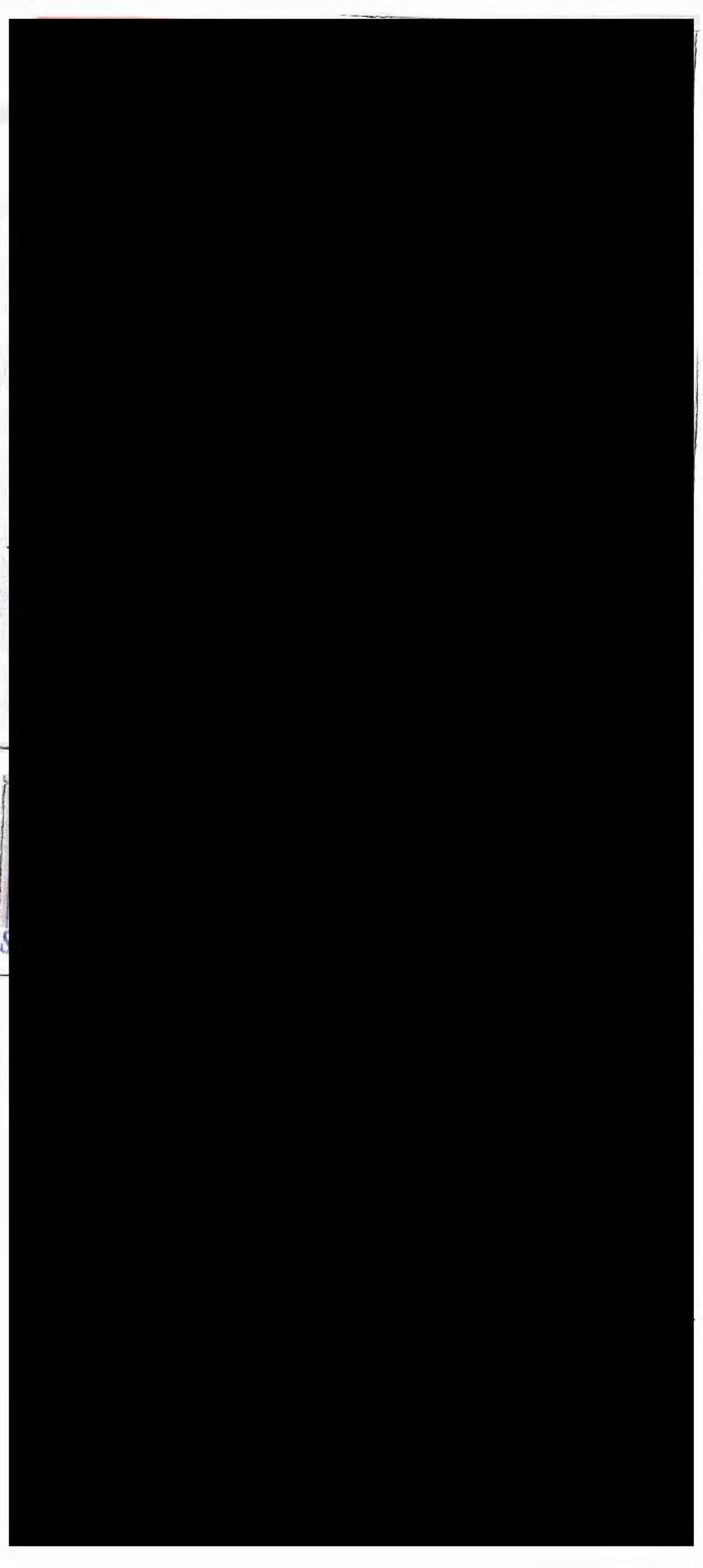








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BAILEY  
21081-000095





[REDACTED]





[REDACTED]



[REDACTED]







[REDACTED]



[REDACTED]





[REDACTED]



[REDACTED]



[REDACTED]

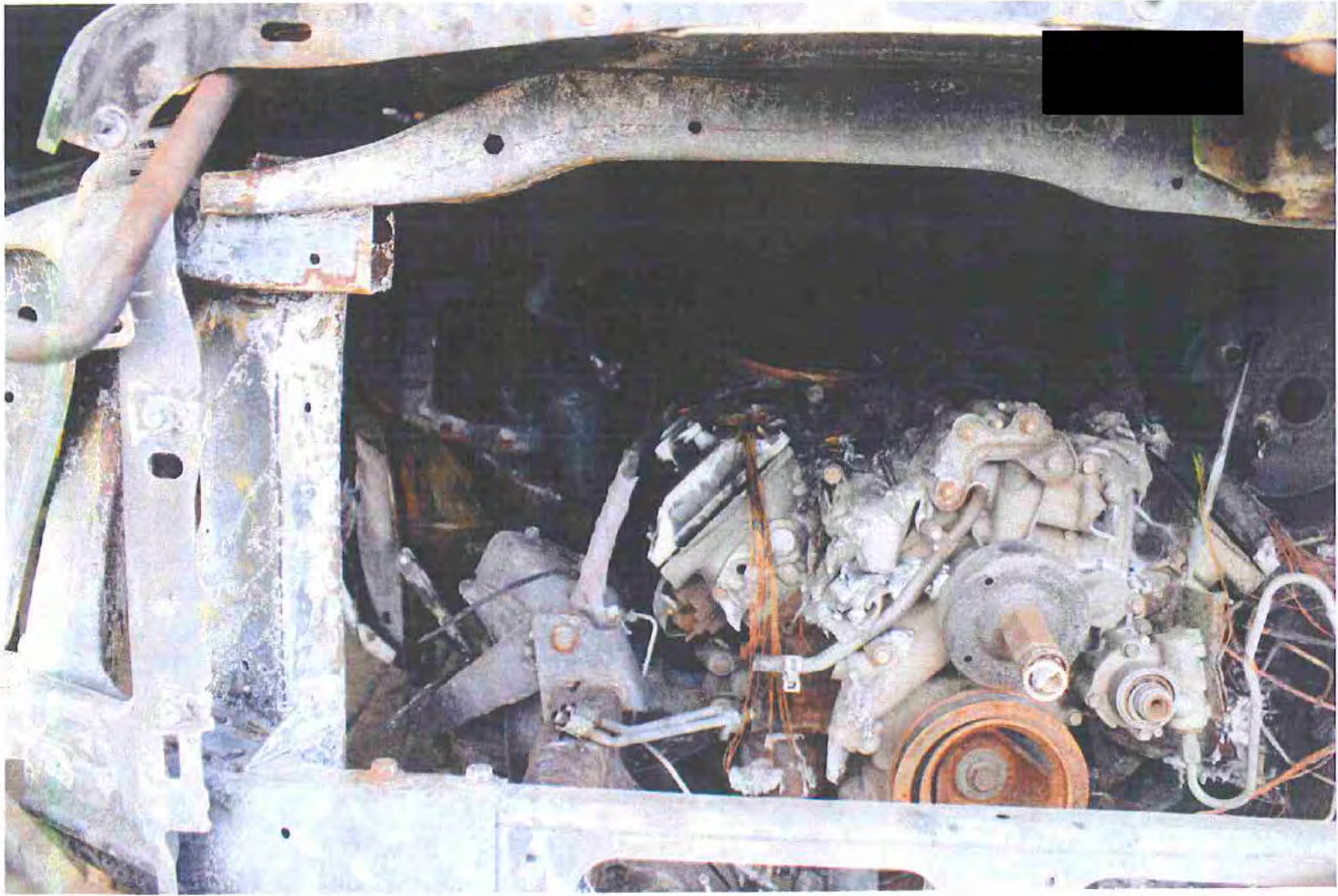


[REDACTED]



[REDACTED]









[REDACTED]





[REDACTED]



[REDACTED]



[REDACTED]



[REDACTED]





[REDACTED]



[REDACTED]







[REDACTED]



[REDACTED]

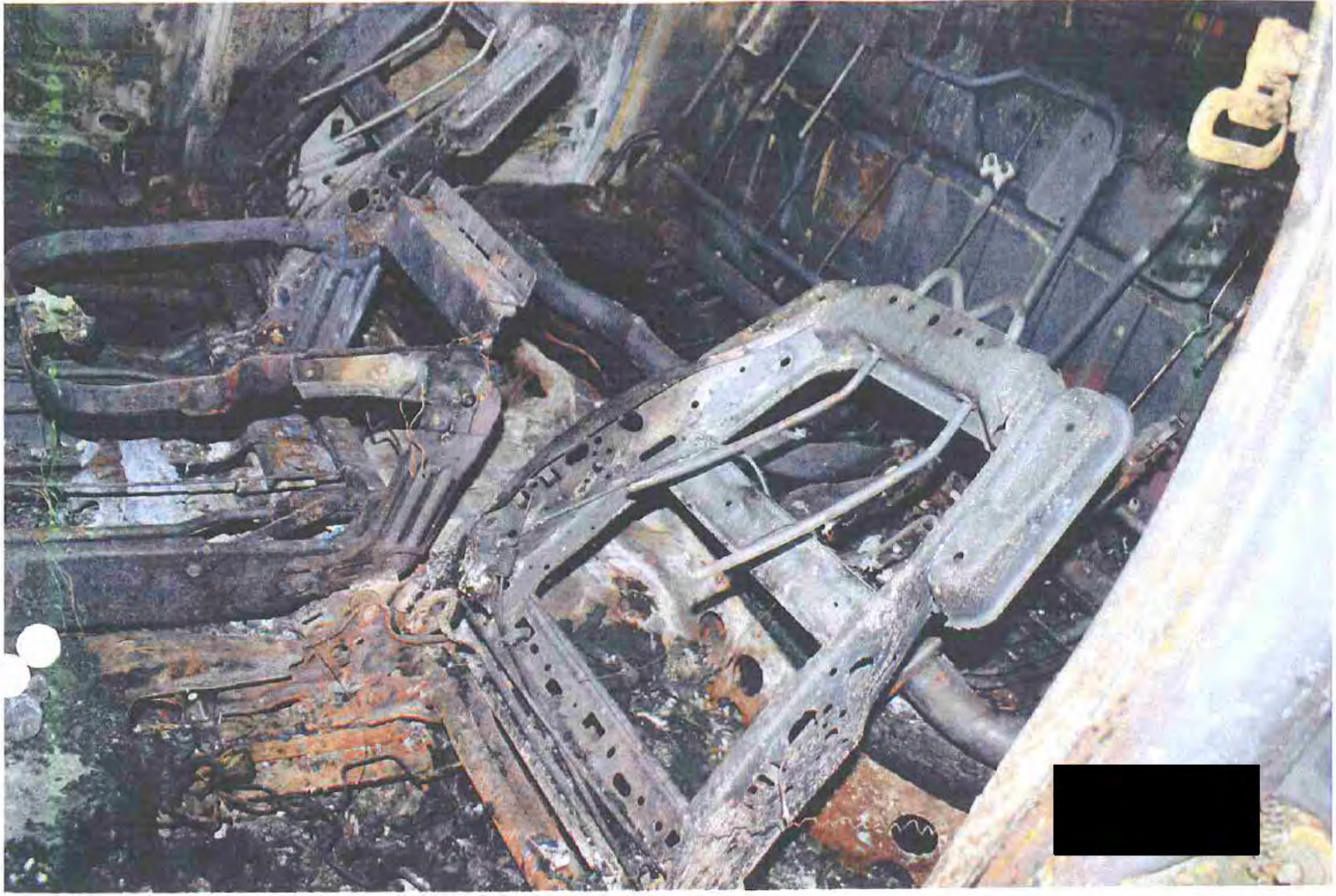


[REDACTED]



[REDACTED]





[REDACTED]





[REDACTED]







[REDACTED]



[REDACTED]







[REDACTED]



[REDACTED]



[REDACTED]







[REDACTED]



[REDACTED]



[REDACTED]





[REDACTED]



[REDACTED]







[REDACTED]



[REDACTED]



[REDACTED]



[REDACTED]







[REDACTED]



[REDACTED]



[Redacted]





[Redacted]



[REDACTED]



[REDACTED]





[REDACTED]



[REDACTED]



[REDACTED]







[REDACTED]



[REDACTED]



[REDACTED]



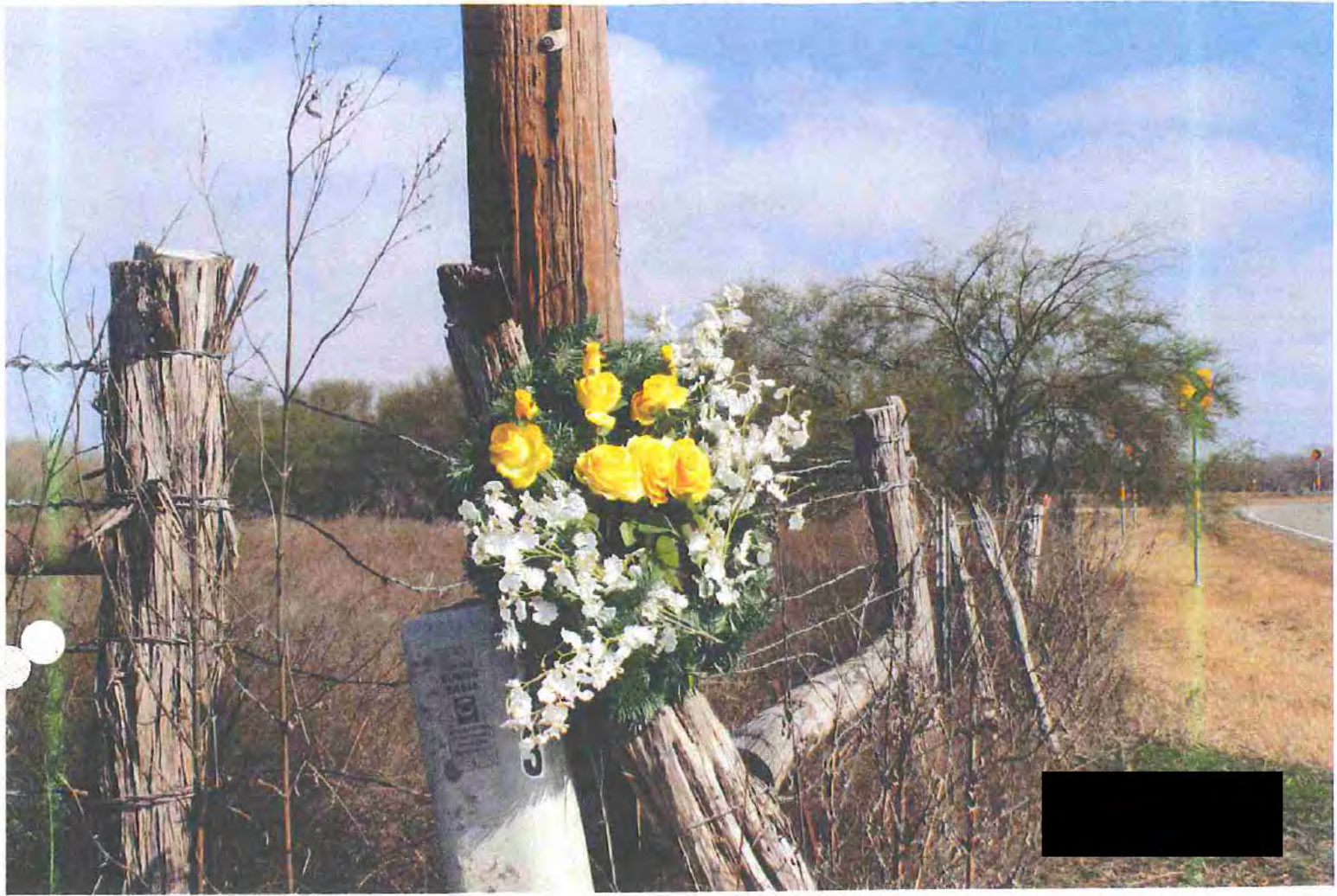








[REDACTED]



[REDACTED]



[REDACTED]



To protect the privacy of individuals, NHTSA does not make medical records available to the public without authorization. For this reason, documents falling into this category have not been included in this complaint record.



2007 Federal Tax Return Summary

Important: Your taxes are not finished until all required steps are completed.

2007



[Redacted]  
Poth, TX [Redacted]

<b>Balance Due/Refund</b>	Your federal tax return (Form 1040EZ) shows a refund due to you in the amount of \$921.00. Your tax refund should be direct deposited into your account within 9 to 14 days after your return is accepted: Account Number: 1102527858 Routing Transit Number: 111900659.																		
<b>Where's My Refund?</b>	Before you call the Internal Revenue Service with questions about your refund, give them 9 to 14 days processing time from the date your return is accepted. If then you have not received your refund, or the amount is not what you expected, contact the Internal Revenue Service directly at 1-800-829-4477. You can also check <a href="http://www.irs.gov">www.irs.gov</a> and select the "Where's my refund?" link.																		
<b>2007 Federal Tax Return Summary</b>	<table border="0"> <tr><td>Adjusted Gross Income</td><td>\$</td><td>26,450.00</td></tr> <tr><td>Taxable Income</td><td>\$</td><td>17,700.00</td></tr> <tr><td>Total Tax</td><td>\$</td><td>2,268.00</td></tr> <tr><td>Total Payments/Credits</td><td>\$</td><td>3,189.00</td></tr> <tr><td>Amount to be Refunded</td><td>\$</td><td>921.00</td></tr> <tr><td>Effective Tax Rate</td><td></td><td>8.57%</td></tr> </table>	Adjusted Gross Income	\$	26,450.00	Taxable Income	\$	17,700.00	Total Tax	\$	2,268.00	Total Payments/Credits	\$	3,189.00	Amount to be Refunded	\$	921.00	Effective Tax Rate		8.57%
Adjusted Gross Income	\$	26,450.00																	
Taxable Income	\$	17,700.00																	
Total Tax	\$	2,268.00																	
Total Payments/Credits	\$	3,189.00																	
Amount to be Refunded	\$	921.00																	
Effective Tax Rate		8.57%																	
<b>Forms Included</b>	U.S. Individual Income Tax Return																		

[Redacted]

**Label**  
(See instructions)

**Use the IRS label.**  
Otherwise, please print or type.

**Presidential Election Campaign**  
(See Instrs)

Your first name: [Redacted]  
 Spouse's social security number: [Redacted]  
 Apt. no.: [Redacted]  
 City, town or post office, if you have a foreign address, see instructions: **Poth** State: **TX** ZIP code: [Redacted]

You **must** enter your SSN(s) above.  
 Checking a box below will not change your tax or refund.

Check here if you, or your spouse if a joint return, want \$3 to go to this fund?  You  Spouse

**Income**

**Attach Form(s) W-2 here.**  
Enclose, but do not attach, any payment.

1	Wages, salaries, and tips. This should be shown in box 1 of your Form(s) W-2. Attach your Form(s) W-2	1	26,449.
2	Taxable interest. If the total is over \$1,500, you cannot use Form 1040EZ	2	1.
3	Unemployment compensation and Alaska Permanent Fund dividends (see instructions)	3	
4	Add lines 1, 2, and 3. This is your <b>adjusted gross income</b>	4	26,450.
5	If someone can claim you (or your spouse if a joint return) as a dependent, check the applicable box(es) below and enter the amount from the worksheet. <input type="checkbox"/> You <input type="checkbox"/> Spouse If no one can claim you (or your spouse if a joint return), enter \$8,750 if <b>single</b> ; \$17,500 if <b>married filing jointly</b> . See instructions	5	8,750.
6	Subtract line 5 from line 4. If line 5 is larger than line 4, enter -0-. This is your <b>taxable income</b>	6	17,700.

**Payments and tax**

7	Federal income tax withheld from box 2 of your Form(s) W-2	7	3,189.
8a	<b>Earned income credit (EIC)</b>	8a	
b	Nontaxable combat pay election	8b	
9	Add lines 7 and 8a. These are your <b>total payments</b>	9	3,189.
10	<b>Tax.</b> Use the amount on <b>line 6 above</b> to find your tax in the tax table in the instruction booklet. Then, enter the tax from the table on this line	10	2,268.

**Refund**

Have it directly deposited? See instructions and fill in 11b, 11c, and 11d or Form 8888.

11a	If line 9 is larger than line 10, subtract line 10 from line 9. This is your <b>refund</b> . If Form 8888 is attached, check here <input type="checkbox"/>	11a	921.
b	Routing number	c Type:	<input checked="" type="checkbox"/> Checking <input type="checkbox"/> Savings
d	Account number		

**Amount you owe**

12	If line 10 is larger than line 9, subtract line 9 from line 10. This is the <b>amount you owe</b> . For details on how to pay, see instructions	12	
----	---	----	--

**Third party designee**

Do you want to allow another person to discuss this return with the IRS (see instructions)?  Yes. Complete the following.  No

Designee's name: \_\_\_\_\_ Phone no.: \_\_\_\_\_ Personal ID no. (PIN): \_\_\_\_\_

**Sign here**

Under penalties of perjury, I declare that I have examined this return, and to the best of my knowledge and belief, it is true, correct, and accurately lists all amounts and sources of income I received during the tax year. Declaration of preparer (other than the taxpayer) is based on all information of which the preparer has any knowledge.

Joint return? See instructions. Keep a copy for your records.

Your signature	Date	Your occupation	Daytime phone no.
[Redacted]		<b>Maintenance Technician</b>	
Spouse's signature. If a joint return, both must sign.	Date	Spouse's occupation	
[Redacted]			

**Paid preparer's use only**

Preparer's signature: \_\_\_\_\_ Date: \_\_\_\_\_ Check if self-employed:  Preparer's SSN or PTIN: \_\_\_\_\_  
**Self-Prepared**  
 Firm's name (or yours, if self-employed), address, and ZIP code: \_\_\_\_\_ EIN: \_\_\_\_\_ Phone no.: \_\_\_\_\_



# Tax Payments Worksheet

2007

▶ Keep for your records

Name(s) Shown on Return	Social Security Number

**Estimated Tax Payments for 2007** (If more than 4 payments for any state or locality, see Tax Help)

	Federal		State			Local		
	Date	Amount	Date	Amount	ID	Date	Amount	ID
1	04/17/07		04/16/07			04/16/07		
2	06/15/07		06/15/07			06/15/07		
3	09/17/07		09/17/07			09/17/07		
4	01/15/08		01/15/08			01/15/08		
5								
<b>Tot Estimated Payments</b> ....								

Tax Payments Other Than Withholding (If multiple states, see Tax Help)	Federal	State	ID	Local	ID
6 Overpayments applied to 2007 .....					
7 Credited by estates and trusts .....					
8 <b>Totals</b> Lines 1 through 7 .....					
9 2007 extensions .....					

Taxes Withheld From:	Federal	State	Local
10 Forms W-2 .....	3,189.		
11 Forms W-2G .....			
12 Forms 1099-R .....			
13 Forms 1099-MISC and 1099-G .....			
14 Schedules K-1 .....			
15 Forms 1099-INT, DIV and OID .....			
16 Social Security and Railroad Benefits .....			
17 Form 1099-B .....			
18 a Other withholding .....			
b Other withholding .....			
c Other withholding .....			
19 <b>Total Withholding</b> Lines 10 through 18c .....	3,189.		
20 <b>Total Tax Payments for 2007</b> .....	3,189.		

Prior Year Taxes Paid In 2007 (If multiple states or localities, see Tax Help)	State	ID	Local	ID
21 Tax paid with 2006 extensions .....				
22 2006 estimated tax paid after 12/31/06 .....				
23 Balance due paid with 2006 return .....				
24 Other (amended returns, installment payments, etc) .				



# Federal Carryover Worksheet

2007

▶ Keep for your records

Name(s) Shown on Return

Social Security Number

## 2006 State and Local Income Tax Information (See Tax Help)

(a) State or Local ID	(b) Paid With Extension	(c) Estimates Pd After 12/31	(d) Total With- held/Pmts	(e) Paid With Return	(f) Total Over- payment	(g) Applied Amount
<b>Totals</b> ....						

Other Tax and Income Information			2006	2007
1	Filing status .....	1		1 <u>Single</u>
2	Number of exemptions for blind or over 65 (0 - 4) .....	2		
3	Itemized deductions after limitation .....	3		0.
4	Check box if required to itemize deductions .....	4	<input type="checkbox"/>	<input type="checkbox"/>
5	Adjusted gross income .....	5		26,450.
6	Tax liability for Form 2210 or Form 2210-F .....	6		2,268.
7	Alternative minimum tax .....	7		
8	Federal overpayment applied to next year estimated tax .....	8		

**QuickZoom to the IRA Information Worksheet for IRA information (see Tax Help)** ▶

Excess Contributions			2006	2007
9 a	Taxpayer's excess Archer MSA contributions as of 12/31 .....	9 a		
	b Spouse's excess Archer MSA contributions as of 12/31 .....	b		
10 a	Taxpayer's excess Coverdell ESA contributions as of 12/31 ..	10 a		
	b Spouse's excess Coverdell ESA contributions as of 12/31 ..	b		
11 a	Taxpayer's excess HSA contributions as of 12/31 .....	11 a		
	b Spouse's excess HSA contributions as of 12/31 .....	b		

Loss and Expense Carryovers			2006	2007
12 a	Short-term capital loss .....	12 a		
	b AMT Short-term capital loss .....	b		
13 a	Long-term capital loss .....	13 a		
	b AMT Long-term capital loss .....	b		
14 a	Net operating loss available to carry forward .....	14 a		
	b AMT Net operating loss available to carry forward .....	b		
15 a	Investment interest expense disallowed .....	15 a		
	b AMT Investment interest expense disallowed .....	b		
16	Nonrecaptured net Section 1231 losses from:	16 a		
	a 2007 .....			
	b 2006 .....	b		
	c 2005 .....	c		
	d 2004 .....	d		
	e 2003 .....	e		
	f 2002 .....	f		



**Charitable Contribution Carryovers**

27 2006 Carryover of charitable contributions from:	Other Property		Capital Gain	
	(a) 50%	(b) 30%	(c) 30%	(d) 20%
a 2006 .....				
b 2005 .....				
c 2004 .....				
d 2003 .....				
e 2002 .....				

28 2007 Carryover of charitable contributions from:	Other Property		Capital Gain	
	(a) 50%	(b) 30%	(c) 30%	(d) 20%
a 2007 .....				
b 2006 .....				
c 2005 .....				
d 2004 .....				
e 2003 .....				

**Estimated Rebate Due to Economic Stimulus Act of 2008 (For Future Use)**

29 Total Estimated Rebate:	
a Basic Credit .....	600.
b Child Credit .....	
c Reduction Due to High Adjusted Gross Income .....	
d Total Estimated Rebate .....	600.





Copy B To Be Filed With Employee's FEDERAL Tax Return		38-2099803 OMB No. 1545-0008	
1 Wages, tips, other comp. 29829.65		2 Federal income tax withheld 3627.10	
3 Social security wages 29832.97		4 Social security tax withheld 1849.66	
5 Medicare wages and tips 29832.97		6 Medicare tax withheld 432.64	
[REDACTED]			
d Control number			
e Employee's name, address, and ZIP code [REDACTED] POTH, TX [REDACTED]			
7 Social security tips .00	8 Allocated tips .00	9 Advance EIC payment .00	
10 Dependent care benefits .00	11 Nonqualified plans .00	12a Code See Inst. for box 12 C 3.32	
13 Statutory employee	14 Other UNTWAY 52.00	12b Code .00	
Retirement plan X	.00	12c Code .00	
Third-party sick pay	.00	12d Code .00	
15 State Empl'r's state I.D. #		16 State wages, tips, etc. .00	
18 Local wages, tips, etc. .00		17 State income tax .00	
19 Local income tax .00		20 Locality name	

Form W-2 Wage and Tax Statement **2008** Dept. of the Treasury - IRS  
This information is being furnished to the Internal Revenue Service.

Copy 2 To Be Filed With Employee's State, City, or Local Income Tax Return		38-2099803 OMB No. 1545-0008	
1 Wages, tips, other comp. 29829.65		2 Federal income tax withheld 3627.10	
3 Social security wages 29832.97		4 Social security tax withheld 1849.66	
5 Medicare wages and tips 29832.97		6 Medicare tax withheld 432.64	
[REDACTED]			
d Control number			
e Employee's name, address, and ZIP code [REDACTED] POTH, TX [REDACTED]			
7 Social security tips .00	8 Allocated tips .00	9 Advance EIC payment .00	
10 Dependent care benefits .00	11 Nonqualified plans .00	12a Code C 3.32	
13 Statutory employee	14 Other UNTWAY 52.00	12b Code .00	
Retirement plan X	.00	12c Code .00	
Third-party sick pay	.00	12d Code .00	
15 State Empl'r's state I.D. #		16 State wages, tips, etc. .00	
18 Local wages, tips, etc. .00		17 State income tax .00	
19 Local income tax .00		20 Locality name	

Form W-2 Wage and Tax Statement **2008** Dept. of the Treasury - IRS

Copy C For EMPLOYEE'S RECORDS (See Notice to Employee on back of Copy B.)		38-2099803 OMB No. 1545-0008	
1 Wages, tips, other comp. 29829.65		2 Federal income tax withheld 3627.10	
3 Social security wages 29832.97		4 Social security tax withheld 1849.66	
5 Medicare wages and tips 29832.97		6 Medicare tax withheld 432.64	
[REDACTED]			
d Control number			
e Employee's name, address, and ZIP code [REDACTED] POTH, TX [REDACTED]			
7 Social security tips .00	8 Allocated tips .00	9 Advance EIC payment .00	
10 Dependent care benefits .00	11 Nonqualified plans .00	12a Code See Inst. for box 12 C 3.32	
13 Statutory employee	14 Other UNTWAY 52.00	12b Code .00	
Retirement plan X	.00	12c Code .00	
Third-party sick pay	.00	12d Code .00	
15 State Empl'r's state I.D. #		16 State wages, tips, etc. .00	
18 Local wages, tips, etc. .00		17 State income tax .00	
19 Local income tax .00		20 Locality name	

Form W-2 Wage and Tax Statement **2008** Dept. of the Treasury - IRS  
This information is being furnished to the IRS. If you are required to file a tax return, a negligence penalty/other sanction may be imposed on you if this income is taxable and you fail to report it.

Copy 2 To Be Filed With Employee's State, City, or Local Income Tax Return		38-2099803 OMB No. 1545-0008	
1 Wages, tips, other comp. 29829.65		2 Federal income tax withheld 3627.10	
3 Social security wages 29832.97		4 Social security tax withheld 1849.66	
5 Medicare wages and tips 29832.97		6 Medicare tax withheld 432.64	
[REDACTED]			
d Control number			
e Employee's name, address, and ZIP code [REDACTED] POTH, TX [REDACTED] IL			
7 Social security tips .00	8 Allocated tips .00	9 Advance EIC payment .00	
10 Dependent care benefits .00	11 Nonqualified plans .00	12a Code C 3.32	
13 Statutory employee	14 Other UNTWAY 52.00	12b Code .00	
Retirement plan X	.00	12c Code .00	
Third-party sick pay	.00	12d Code .00	
15 State Empl'r's state I.D. #		16 State wages, tips, etc. .00	
18 Local wages, tips, etc. .00		17 State income tax .00	
19 Local income tax .00		20 Locality name	

Form W-2 Wage and Tax Statement **2008** Dept. of the Treasury - IRS

L4UP

# File by Mail Instructions for your 2008 Federal Tax Return

Important: Your taxes are not finished until all required steps are completed.

2008



(If you prefer, you can still e-file. Go to the end of these instructions for more information.)

[Redacted]  
Pooh, TX [Redacted]

<b>Balance Due/Refund</b>	Your federal tax return (Form 1040A) shows you are due a refund of \$2,088.00.																		
<b>What You Need to Mail</b>	<p>Your tax return - The official return for mailing is included in this printout. Remember to sign and date the return.</p> <p>Attach the first copy or Copy B of Form(s) W-2 to the front of your Form 1040A.</p> <p>Mail your return and attachments to: Department of the Treasury Internal Revenue Service Center Austin, TX 73301-0015</p> <p>Deadline: Postmarked by Wednesday, April 15, 2009</p> <p>Note: Your state return may be due on a different date. Please review your state filing instructions.</p> <p>Don't forget correct postage on the envelope.</p>																		
<b>What You Need to Keep</b>	Keep these instructions and a copy of your return for your records. If you did not print one before closing TurboTax, go back to the program and select Print & File tab, then select the Print for Your Records category.																		
<b>2008 Federal Tax Return Summary</b>	<table><tr><td>Adjusted Gross Income</td><td>\$</td><td>29,830.00</td></tr><tr><td>Taxable Income</td><td>\$</td><td>17,380.00</td></tr><tr><td>Total Tax</td><td>\$</td><td>2,205.00</td></tr><tr><td>Total Payments/Credits</td><td>\$</td><td>4,293.00</td></tr><tr><td>Amount to be Refunded</td><td>\$</td><td>2,088.00</td></tr><tr><td>Effective Tax Rate</td><td></td><td>5.16%</td></tr></table>	Adjusted Gross Income	\$	29,830.00	Taxable Income	\$	17,380.00	Total Tax	\$	2,205.00	Total Payments/Credits	\$	4,293.00	Amount to be Refunded	\$	2,088.00	Effective Tax Rate		5.16%
Adjusted Gross Income	\$	29,830.00																	
Taxable Income	\$	17,380.00																	
Total Tax	\$	2,205.00																	
Total Payments/Credits	\$	4,293.00																	
Amount to be Refunded	\$	2,088.00																	
Effective Tax Rate		5.16%																	
<b>Changed Your Mind About e-filing?</b>	You can still file electronically. Just go back to TurboTax, select the Print & File tab, then select the E-file category. We'll walk you through the process. Once you file, we will let you know if your return is accepted (or rejected) by the Internal Revenue Service.																		

E-FILED  
2/3/09

[Redacted]