

STATE OF TEXAS

Plaintiff,

v.

ROYCE RESENDEZ,

Defendant.

IN THE ____ JUDICIAL

DISTRICT COURT

BEXAR COUNTY, TEXAS

AFFIDAVIT OF ROYCE RESENDEZ
REGARDING ACCIDENTAL / INCIDENTAL CONTACT DURING
DETENTION AND FACTS BEARING ON LAWFUL POSSESSION OF VEHICLE

BEFORE ME, the undersigned authority, on this day personally appeared Royce Resendez, who, being by me duly sworn, stated under oath as follows:

1. **Identity / competency.** My name is **Royce Resendez**. I am over eighteen (18) years of age, competent to make this affidavit, and I have personal knowledge of the facts stated herein, unless otherwise stated. My date of birth is **08/21/1997**.

I. BACKGROUND

2. **Case reference.** This affidavit is made in connection with **Cause No. 2025PF40159**, associated with **SAPD Agency Case No. 25205409**, and the allegation listed as “**ASSAULT PEACE OFFICER/JUDGE (F2)**” arising from an arrest on **October 8, 2025**.

3. **Former roommate and living arrangement.** From approximately **March 2023** to **September 2025**, I lived with my former roommate, **Danny L. Starling** (“Roommate”), at **10318 Country Horn, San Antonio, TX 78240-4434**.

4. **The truck was gifted to me.** During that time, Roommate gifted me his truck: **2019 Honda Ridgeline, VIN, 5FPYK2F66KB000889**, (“Truck”). He gave me possession of the Truck and provided me with title/transfer paperwork.

5. On or about *[date]*, Roommate *[signed the back of the title / signed transfer documents / executed gift paperwork]* and delivered the paperwork to me; and After that, I possessed and used the Truck openly, and I had lawful authority to possess and operate it.

6. **Title paperwork not filed (administrative).** Although I had the signed paperwork, I did **not** promptly file the transfer with the tax office/TxDMV. This was an administrative failure— not because the Truck was taken without permission.

7. **Roommate’s age and impairment (what I personally observed).** Roommate is elderly. Over time, I personally observed him experiencing significant memory issues and confusion, including forgetting recent conversations, repeating questions, misplacing items, difficulty tracking dates.

10. **The son attempted to take property and acted aggressively (facts I observed).**

Roommate’s adult son, *[Full Name of son if known]* (“Son”), became involved and repeatedly attempted to take the Truck and Roommate’s other belongings. I personally observed a **Break-in / forced entry**. On or about *[date]*, I *observed [damage / open door / broken lock / missing items]* and I believe Son entered the home without permission.

11. **Writ of possession / sidewalk incident.** On or about **September 2025**, during a **writ of possession/move-out process** at **10318 Country Horn, San Antonio, TX 78240-4434**, Son attempted to take my kitchenware / my boxed belongings that were set out on the sidewalk. I observed *[describe exactly what he did]*. Witnesses present included *[names]*.

12. **False stolen report (how it happened, to my knowledge).** After the above disputes, Son reported the Truck as “stolen.” Based on what I later learned, the stolen report was made despite the prior gift/transfer from Roommate to me. The reason I believe the Truck was flagged as stolen is that, during the traffic stop that occurred before my initial arrest, the detaining officer informed me that the Truck had been reported/flagged as stolen.

II. THE TRAFFIC STOP, DETENTION, VIDEO RECORDING, AND ALLEGED “CONTACT”

13. **Traffic stop / I had no idea why.** On or about **October 8, 2025**, I was driving the Truck when I was pulled over by law enforcement. At the time, I did not understand why I was being stopped and detained.

14. **I recorded the encounter on my iPhone.** I recorded the encounter on my iPhone. The recording was made contemporaneously, and it fairly and accurately depicts what occurred, to the best of my knowledge. The original file remains preserved on iPhone and in iCloud.

15. **No intent to harm.** At no time did I intentionally strike, shove, hit, or attempt to injure any officer. **I did not intend to cause bodily injury to anyone.**

16. **Accidental, minimal contact only.** During the detention—while officers were physically directing me and positioning me—I accidentally and lightly brushed against an officer. The contact was:

- inadvertent and momentary;
- caused by movement/positioning during the detention; and
- not a deliberate, aggressive, or assaultive act.

17. **No injury observed.** I did not observe any injury, impairment, or obvious physical harm

to the officer from this incidental contact. If the officer claimed pain or injury, I did not observe facts consistent with a significant injury at that moment (and the video reflects the incident as it occurred).

18. **Charge.** I later learned I had been charged with felony assault of a peace officer in this matter.

III. EXHIBITS

- **Exhibit A:** Export/copy of the iPhone video (original preserved).
- **Exhibit B:** Title/transfer/gift paperwork for the Truck.
- **Exhibit D:** Any proof of your ongoing possession/maintenance/insurance of the Truck.

I declare under oath that the foregoing is true and correct.

SIGNED on the 6th day of January, 2026, in Bexar County, Texas.

FURTHER AFFIANT SAYETH NOT.

ROYCE RESENDEZ

Affiant

SUBSCRIBED AND SWORN TO BEFORE ME on this 6th day of January, 2025,
by **Royce Resendez**, who is personally known to me or has produced satisfactory identification.

NOTARY PUBLIC, STATE OF TEXAS

My Commission Expires: _____