

STATE OF TEXAS

Plaintiff,

v.

ROYCE RESENDEZ,

Defendant.

IN THE ____ JUDICIAL

DISTRICT COURT

BEXAR COUNTY, TEXAS

**DEFENDANT'S MOTION TO PRESERVE EVIDENCE AND REQUEST
FOR PRESERVATION ORDER**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW Defendant **Royce Resendez**, by and through undersigned retained counsel, and moves the Court for an order requiring preservation of evidence in this case. In support, Defendant respectfully shows:

1. This case arises out of events on or about **October 8, 2025**, associated with **SAPD Agency Case No. 25205409** and related records.
2. Certain categories of evidence in cases of this nature are routinely subject to deletion, overwrite, re-encoding, or loss through ordinary retention schedules (including but not limited to body-worn camera video, dash/in-car video, dispatch audio, and facility surveillance).
3. Defendant seeks a preservation order to ensure that potentially material evidence is maintained in its **original/native format**, including associated metadata, and is not altered, destroyed, overwritten, or re-encoded.

I. EVIDENCE TO BE PRESERVED

4. Defendant requests that the Court order the State and all involved agencies to preserve, at minimum, the following:

- a. All **body-worn camera** recordings (audio/video) for every officer who responded to, participated in, or was present for any contact with Defendant, from first dispatch through transport, booking, and any relevant facility contact;
- b. All **dash/in-car video** and audio, including any “buffer” footage;
- c. All **dispatch/CAD** records, 911 calls, call sheets, unit history, radio traffic, and related audio recordings;
- d. Any **interview recordings**, station-house recordings, interrogation room video/audio, and any recorded statements of any witness or Defendant;
- e. All **jail** or detention facility video/audio relevant to Defendant (including intake/booking cameras, holding cell cameras, sally-port video, and any hallway/common-area footage), plus any associated logs that identify camera locations and times;
- f. All photographs, scene documentation, downloads, or digital evidence, including any evidence extracted from phones or other devices;
- g. All evidence/property logs, chain-of-custody documentation, and any documentation reflecting storage, transfer, or disposition of physical or digital evidence;
- h. Any **third-party** video/audio known to the State or law enforcement (including business surveillance, residential cameras, or other recordings) that was obtained, viewed, requested, or referenced;

5. Defendant further requests that the State be ordered to take reasonable steps to ensure preservation by any law enforcement agency involved, including but not limited to the **San Antonio Police Department**, and any detention facility or third-party evidence custodian.

II. PRAYER

WHEREFORE, PREMISES CONSIDERED, Defendant prays that the Court grant this Motion and sign the proposed Preservation Order, and for such other and further relief as Defendant may be justly entitled.

Dated: Jan 6, 2025

Respectfully Submitted,

/s/ John M Economidy

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COUNSEL FOR ROYCE RESENDEZ

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing was served on the Bexar County District Attorney's Office and all counsel of record on the 6th day of January 2026, via eService through eFileTexas and/or other authorized method.

/s/ John M Economidy

**JOHN M. ECONOMIDY
COUNSEL FOR ROYCE RESENDEZ**