

IN THE DISTRICT COURT, IN AND FOR OKLAHOMA COUNTY, STATE OF OKLAHOMA

State of Oklahoma

PLAINTIFF,)

VS.)

GUSTAVO CASTILLO GUTIERREZ)

CF-2015-4693

CF-2015-4693

DEFENDANT.)

**FILED IN DISTRICT COURT
OKLAHOMA COUNTY**

JUN 23 2015

**TIM RHODES
COURT CLERK**

21

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF OKLAHOMA, COMES NOW
DAVID W. PRATER THE DULY ELECTED, QUALIFIED AND ACTING DISTRICT ATTORNEY IN
AND FOR OKLAHOMA COUNTY, DISTRICT NO. 7, STATE OF OKLAHOMA, AND ON HIS OFFICIAL OATH INFORMS THE
DISTRICT COURT THAT

COUNT

1 : ON OR ABOUT THE 20TH DAY OF JUNE, 2015, A.D., THE CRIME OF CAUSING AN
ACCIDENT WHILE DRIVING A VEHICLE WITHOUT A VALID DRIVER'S LICENSE WAS
FELONIOUSLY COMMITTED IN OKLAHOMA COUNTY, OKLAHOMA, BY GUSTAVO
CASTILLO GUTIERREZ, WHO, WHILE KNOWINGLY WAS DISQUALIFIED TO OPERATE A
MOTOR VEHICLE IN THE STATE OF OKLAHOMA AND WHO KNEW OR SHOULD HAVE
KNOWN THAT HE DID NOT HAVE A VALID DRIVER'S LICENSE, WHO WHILE OPERATING
A 1996 CHEVROLET BEARING OKLAHOMA DRIVERS LICENSE NUMBER 136KVQ,
CAUSED AN ACCIDENT WITH A 2013 HONDA MOTORCYCLE, DRIVEN BY ROBERT
BARRY JR., WHICH RESULTED IN THE DEATH OF ROBERT BARRY, JR., CONTRARY TO
THE PROVISIONS OF SECTION 11-905(C) OF TITLE 47 OF THE STATUTES OF THE STATE
OF OKLAHOMA, AND AGAINST THE PEACE AND DIGNITY OF THE STATE OF
OKLAHOMA

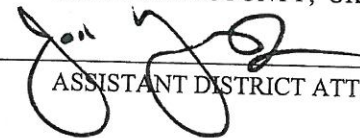
COUNT

2 : ON OR ABOUT THE 20TH DAY OF JUNE, 2015, A.D., THE CRIME OF POSSESSION OF A
CONTROLLED DANGEROUS SUBSTANCE WAS FELONIOUSLY COMMITTED IN
OKLAHOMA COUNTY, OKLAHOMA, BY GUSTAVO CASTILLO GUTIERREZ, WILLFULLY,
KNOWINGLY, OR INTENTIONALLY HAD WITHIN HIS POSSESSION A QUANTITY OF
COCAINE HCL, CLASSIFIED AS A CONTROLLED DANGEROUS SUBSTANCE IN SCHEDULE
II OF THE CONTROLLED DANGEROUS SUBSTANCE ACT OF THIS STATE, CONTRARY TO
THE PROVISIONS OF SECTION 2-402 OF TITLE 63 OF THE OKLAHOMA STATUTES, AND
AGAINST THE PEACE AND DIGNITY OF THE STATE OF OKLAHOMA

DAVID W. PRATER

DISTRICT ATTORNEY, DISTRICT NO. 7
OKLAHOMA COUNTY, OKLAHOMA

BY



ASSISTANT DISTRICT ATTORNEY

ICKR

I HAVE EXAMINED THE FACTS IN THIS CASE AND RECOMMEND THAT A WARRANT DO ISSUE, (22 O.S.: 231).

DAVID W. PRATER

DISTRICT ATTORNEY, DISTRICT NO. 7
OKLAHOMA COUNTY, OKLAHOMA

BY



ASSISTANT DISTRICT ATTORNEY

NAME OF WITNESSES

ENGINE 15 STEVEN ABBOTT
OKLAHOMA CITY FIRE DEPARTMENT
820 N.W. 5TH
OKLAHOMA CITY OK, 73106

ENGINE 15 CAPTAIN BROWN
OKLAHOMA CITY FIRE DEPARTMENT
820 N.W. 5TH
OKLAHOMA CITY OK, 73106

DANNI CREACH
901 N STONEWALL
OKLAHOMA CITY, OK 73108

RESCUE LADDER 15 CAPTAIN HANSEN
OKLAHOMA CITY FIRE DEPARTMENT
820 N.W. 5TH
OKLAHOMA CITY OK, 73106

D HANSON
OKLAHOMA CITY POLICE DEPT
701 N. COLCORD DRIVE
OKLAHOMA CITY OK, 73102

DARREN HAYES EMSA
1111 N CLASSEN DR
OKLAHOMA CITY, OK 73103

J HOSKIN EMSA
1111 N CLASSEN DR
OKLAHOMA CITY, OK 73103

T HYND
OKLAHOMA CITY POLICE DEPT
701 N. COLCORD DRIVE
OKLAHOMA CITY OK, 73102

B LILY EMSA
1111 N CLASSEN DR
OKLAHOMA CITY, OK 73103

P MARTIN
OKLAHOMA CITY POLICE DEPT
701 N. COLCORD DRIVE
OKLAHOMA CITY OK, 73102

ROBERT NARVAEZ
2701 WATER MARK BLV APT 2310
OKLAHOMA CITY, OK 73134

ENGINE 15 CORPORAL OLESON
OKLAHOMA CITY FIRE DEPARTMENT
820 N.W. 5TH
OKLAHOMA CITY OK, 73106

T OSTRANDER EMSA
1111 N CLASSEN DR
OKLAHOMA CITY, OK 73103

DR ERIC PFEIFER
901 N STONEWALL
OKLAHOMA CITY, OK 73117

D ROBERTS
OKLAHOMA CITY POLICE DEPT
701 N. COLCORD DRIVE
OKLAHOMA CITY OK, 73102

M ROOF
OKLAHOMA CITY POLICE DEPT
701 N. COLCORD DRIVE
OKLAHOMA CITY OK, 73102

J SAMUEL
OKLAHOMA CITY POLICE DEPT
701 N. COLCORD DRIVE
OKLAHOMA CITY OK, 73102

M SEXTON
OKLAHOMA CITY POLICE DEPT
701 N. COLCORD DRIVE
OKLAHOMA CITY OK, 73102

RESCUE LADDER 15 CORPORAL SOELEY
OKLAHOMA CITY FIRE DEPARTMENT
820 N.W. 5TH
OKLAHOMA CITY OK, 73106

DR STEADMAN
700 NE 13TH STR
OKLAHOMA CITY, OK 73104

D STORER
OKLAHOMA CITY POLICE DEPT
701 N. COLCORD DRIVE
OKLAHOMA CITY OK, 73102

RESCUE LADDER 15 CORPORAL TONNISON
OKLAHOMA CITY FIRE DEPARTMENT
820 N.W. 5TH
OKLAHOMA CITY OK, 73106

CADET DETENTION OFF MATTHEW A WAGNER
OKLAHOMA COUNTY SHERIFF
201 N. SHARTEL
OKLAHOMA CITY OK, 73102

ENGINE 15 FIREMAN WECHTER
OKLAHOMA CITY FIRE DEPARTMENT
820 N.W. 5TH
OKLAHOMA CITY OK, 73106

JOHN WILEY
1717 W FIR
OKLAHOMA CITY, OK 73134

SHELLY WILEY
1717 W FIR
PERRY, OK 73077

D WILLIAMS
OKLAHOMA CITY POLICE DEPT
701 N. COLCORD DRIVE
OKLAHOMA CITY OK, 73102

E WRIGHT EMSA
1111 N CLASSEN DR
OKLAHOMA CITY, OK 73103

Probable Cause Affidavit
Continuation Sheet

Arrested Last Name: GUTIERREZ

First: GUSTAVO

MI: C

License. VI BAREY DIED FROM his injuries sustained in this collision. AD GUTIERREZ was searched at the OKLAHOMA County Jail by Retention officers found a small clear zip lock BAGGIE with a white powdery substance which tested positive for Cocaine . 5 grams.

Officer:

Sgt. [Signature]

Commission #:

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