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Commonwealth of Kentucky
Court of Justice *www.kycourts.net*

KRS 440.400

WAIVER OF EXTRADITION

Case No. 09-F-451
Court District
County Boyd

RECEIVED
AUG 14 2009
SECRETARY OF STATE
COMMONWEALTH OF KY

IN THE District COURT

COUNTY OF Boyd

I, Nicholas G. Childers Jr.,

being advised of my rights under the Statutes of the Commonwealth of Kentucky pertaining to the issuance and service of a Warrant of Extradition, and being further advised of my Constitutional Rights to obtain a Writ of Habeas Corpus, AND being charged with having committed the crime(s) of:

① Burglary w/ Habitation w/ Intent to Commit a Theft
② Bail Jumping
③ Failure to Appear;

I do hereby, without reservation, and in view of my legal rights in extradition proceedings as explained to me, **WAIVE ANY AND ALL SUCH LEGAL RIGHTS AND DO FURTHER, BY MY SIGNATURE HERETO AFFIXED, CONSENT TO BE RETURNED TO THE STATE OF** Texas**, THERE TO STAND TRIAL ON THE CHARGE(S) ALLEGED.**

In further witness of my VOLUNTARY AND UNCONDITIONAL CONSENT, I state that my SIGNATURE BELOW was SIGNED in the presence of this HONORABLE COURT without any THREATS, PROMISES, DURESS, or AGREEMENTS whatsoever, and with full KNOWLEDGE of my RIGHTS.

DATE: 8-7-, 2009

AUG 07 **Defendants Signature**

TEXAS to have 14 days to take custody of Δ
Else Δ to be released on FRIDAY August 21, 2009 at 6:00pm

The Defendant signed on 8/7, 2009, and signed in the presence of:

Marc L. Rose SR, Judge
Boyd District Court Court

Distribution: Original to Secretary of State
Copy to: Demanding Agent
Court
Defendant

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Commonwealth of Kentucky
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Rcr 2.06; RCr 4

CRIMINAL COMPLAINT AND

[ ] ARREST WARRANT OR [ ] SUMMONS

Case No.
Court **District**
County **Boyd**

COMMONWEALTH OF KENTUCKY **PLAINTIFF**
VS.

DEFENDANT

Name: CHILDERS, NICHOLAS G., JR.
Address: l/k/a Boyd County Detention Center

Telephone No.

SEX	RACE	BIRTHDATE	HAIR	EYES	HEIGHT	WEIGHT	OP LIC NO. and LIC. State
Male	White	1/3/1989					594-80-1596

☐ Armed or Dangerous ☒ Felony ☐ Misdemeanor Scars/Marks/Tattoos:
Employer Name:
Address:

CRIMINAL COMPLAINT

Affiant says that on August 6, 2009, in Boyd County, Kentucky, Defendant unlawfully:
committed the offense of being a fugitive from justice, KRS 440.270, UOR 73200, from the jurisdiction of Comal County, Texas, there being an active warrant for a charge of Burglary and Bail Jumping, against the peace and dignity of the Commonwealth of Kentucky.

Affiant's Name *(type or print)*: Sheriff Terry Keelin
Affiant's Address: Boyd County Sheriff Dept, Catlettsburg, KY
Affiant's Phone No.:

Date: 8-6-09, **2009.**

Sheriff T. Keelin
Affiant's Signature

Subscribed and sworn to before me on 8-6, 2009. If a Notary, my commission expires:
_____, 2____.

Name and Title

Defendant's Name: CHILDERS, NICHOLAS, G. JR.

Case No.:

☒ WARRANT OF ARREST

TO ALL PEACE OFFICERS IN THE COMMONWEALTH OF KENTUCKY:

You are commanded to arrest Defendant and bring him/her forthwith before the judge of the District Court of Boyd County, Kentucky, (or, if he/she be absent or unable to act, before the nearest available magistrate) to answer a complaint made by TERRY KEELIN, SHERIFF, BOYD COUNTY, KY, charging him/her with the offense(s) of Fugitive from Justice, KRS 440.270.

Defendant may give bail in the amount of $ No Bond secured by

Bail in accordance with the Uniform Schedule of Bail is denied because:

[ ] The amount stated therein is not commensurate with the nature of the offense charged; [ ] Defendant has heretofore failed to appear pursuant to citations, evidencing that release under the uniform schedule will inadequately guarantee his/her appearance; [ ] Other

Judge: [signature]

Date: 8-6, 2009

☐ SUMMONS

TO THE DEFENDANT:

You are summonsed to appear before the judge of the District Court of Boyd County, Kentucky, on , 2009, at ☐a.m. ☐p.m. at (location) to answer charge(s) of in response to a complaint filed by

Failure to appear at the stated time and place, will subject you to contempt of Court.

ISSUED AT _____, _____ County, Kentucky.

Date: _____, 2_____. _____ Judge

_____ Court

SHERIFF'S RETURN

[ ] Served on Defendant named herein this _____ day of _____, 2_____.

[ ] Not served because: _____

_____

_____
Officer