



IN THE DISTRICT COURT OF TULSA COUNTY  
STATE OF OKLAHOMA

STATE OF OKLAHOMA,	)	
	)	
Plaintiff,	)	
	)	Case No. CM-2018-2892
vs.	)	CM-2018-5761
	)	
ANDREW D. BRAME,	)	
	)	
Defendant.	)	

**AMENDED MOTION TO REVOKE BOND**

COMES NOW, the State of Oklahoma, by and through Assistant District Attorney, Tara K. Jack, and moves this honorable court to revoke the bond in the above-styled case, or in the alternative increase bond. Grounds for this motion are as follows:

- 1) On November 5<sup>th</sup>, 2018, Mr. Andrew Brame (“the Defendant”) entered a plea of Guilty to the charges of Unlawful Possession of Controlled Drug; Unlawful possession of Drug Paraphernalia; Transporting loaded firearm in motor vehicle; and Failure to carry insurance/security verification form.
- 2) On this November 5<sup>th</sup>, 2018, Judge April Seibert, Judge of the District Court of Tulsa County, accepted the Defendant’s plea of Guilty and withheld a finding of guilt and DEFERRED SENTENCING for a term of ONE (1) YEAR.
- 3) Subsequently, the Defendant was released from custody and placed under the supervision of the District Attorney’s Office, Probation Division, as subject to certain rules and conditions.
- 4) On or about November 23<sup>rd</sup>, 2018 in Tulsa County, State of Oklahoma and within the jurisdiction of this court, the Defendant allegedly committed the misdemeanor crime of Assault and Battery on [REDACTED] (“the Victim”), by unlawfully,

willfully, and wrongfully battering the Victim as alleged in Tulsa Municipal Incident Report # 2018071616.

- 5) On November 28<sup>th</sup>, 2018, the State of Oklahoma filed an Application to Accelerate alleging that the Defendant has violated the rules and conditions of his deferred sentence in that:
  - a. *Rule #9: I will not violate city, state or federal laws and will notify the Supervising Authority within forty-eight (48) hours of any arrest or contact with law enforcement.*
- 6) On or about November 29<sup>th</sup>, 2018 the Defendant was arrested on a warrant for an outstanding Application to Accelerate on CM-2018-2892.
- 7) Upon Arrest, when the Defendant was searched incident to arrest a partial smoking device and a baggy of crystal like substance appearing to be Methamphetamines was found in the Defendant's front left pocket.
- 8) The Defendant was taken into custody on new charges involving Possession of Controlled Drug (CM-2018-5761).
- 9) Upon testing by detectives using a 923 Regent Test Kit, the substance was determined to be positively Methamphetamines, weighing 1.6 grams.
- 10) Further, the Judge Owen Evans requested a Drug Test to be administered upon the Defendant on December 28<sup>th</sup>, 2018 in the matter of FD-2017-744. The test was not able to be performed due to an insufficient amount of finger/toenails and the Defendant was recommended to return in two (2) weeks. (See State's Exhibit 1, attached hereto).
- 11) On January 14<sup>th</sup>, 2019 the Defendant was to undergo a Drug Test. However, the amount of finger/toenails was again insufficient to provide accurate test results

and Defendant was again asked to return in two (2) weeks. (See State's Exhibit 2, attached hereto).

12) On February 12<sup>th</sup>, 2019 Weaver Drug Testing Laboratory was able to collect nail sampled from the Defendant. (See State's Exhibit 3, attached hereto).

13) On February 15<sup>th</sup>, 2019 a report was generated (See State's Exhibit #3), attached hereto) regarding the Drug Test ordered by Judge Evans in FD-2017-744, showing POSITIVE test results for the Defendant in the Amphetamines category, including Methamphetamines.

14) On March 11, 2019 the Defendant was placed on a GPS, given a curfew of 9 p.m. to 6 a.m., and ordered to follow the rules and conditions of probation.

15) On March 13, 2019 the Defendant received a citation from the City of Bixby, citation number 194998, for the offense of "Inattentive Driving" in violation of State and City law (See State's Exhibit #4).

16) On March 14, 2019, the Defendant violated his curfew as ordered by the Court on March 11, 2019. The Court revoked the Defendant's original bond and set a new bond at \$25,000 for each case and remanded him into the custody of the Tulsa County Jail. Defendant was given a return court date of March 28, 2019.

17) On March 15, 2019, the Defendant made bond and was released on the condition that the Defendant continue to follow all the rules and conditions of probation and is to have no positive U.A.'s.

18) On March 20, 2019, the Defendant was issued a citation by the City of Bixby, citation number 27592, for "Displaying Insulting Sign to Breach the Peace", in violation of municipal ordinance (See State's Exhibit #5).

The guidelines for setting amount of bail set forth in *Brill v. Gurich* are as follows:

- a. The seriousness of the crime charged against the defendant, the apparent likelihood of conviction and the extent of the punishment prescribed by the Legislature;
- b. The defendant's criminal record, if any, and previous record on bail, if any;
- c. Defendant's reputation and mental condition;
- d. The length of his residence in the community;
- e. His family ties and relationships;
- f. Defendant's employment status, record of employment and his financial condition;
- g. The identity of responsible members of the community who would vouch for the defendant's reliability;
- h. Any other factors indicating defendant's mode of life, or ties to the community or bearing on the risk of failure to appear. 1998 OK CR 49, ¶ 7, 965 P.2d 404, 406.

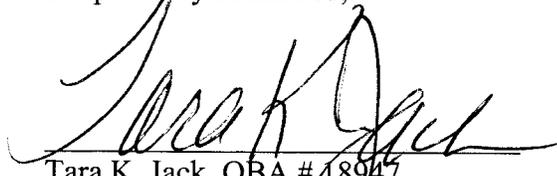
Article 2, Section 8 of the Oklahoma Constitution provides that **bail may be denied for violent offenses where “proof of guilt [is] evident, or the presumption...great, and it [the denial of bail] must be on the grounds that no condition of release would assure the safety of the community or any person.”** *Id.*

The State of Oklahoma requests that the defendant's bond be revoked based upon the Defendant's pattern of criminal behavior, including violent acts toward other people

and new violations of the law, as well as continued use and possession of controlled substances while on bond and against the rules of probation.

WHEREFORE, the State respectfully requests that this Honorable Court grant the State's request to revoke the Defendant's bond and the Defendant be held without bond. The State makes this request in the interest of the safety of others and the Defendant himself.

Respectfully submitted,

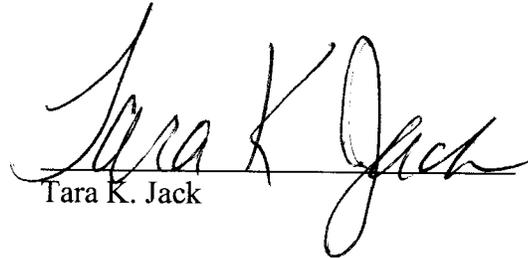
A handwritten signature in black ink, appearing to read "Tara K. Jack", written over a horizontal line.

Tara K. Jack, OBA #18947  
Assistant District Attorney  
Tulsa County District Attorney's Office  
900 County Courthouse  
500 S. Denver  
Tulsa, OK 74103  
(918)596-4644

**CERTIFICATE OF MAILING/DELIVERY**

I do hereby certify that on this 27<sup>th</sup> of March, 2019, I mailed/mailed and/or delivered a full, true and correct copy of the above Amended Motion to Revoke Bond:

Jonathan Nation  
JNationlaw@gmail.com

  
Tara K. Jack

STATE'S  
EXHIBIT



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1619 S Boulder Tulsa, Ok 74119 – [P] 918.622.6600 – [F] 918.622.6605 – [info@tulsaweaverdrugtesting.com](mailto:info@tulsaweaverdrugtesting.com)

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12/28/2018

**To whom it may concern:**

**Andrew Brame came to Weaver Drug Testing Lab on 12/28/18 in efforts to be collected for a finger/toenail test. He was unable to be collected due to an insufficient amount of finger/toenails. It is recommended that the donor return to the lab in (2) two weeks on 01/14/18. Donor was advised not to cut or alter his nails in any manner. Please feel free to contact me with any further questions.**

**Sincerely,**

A handwritten signature in black ink that reads "Taleah Weaver". The signature is written in a cursive, flowing style.

**Taleah Weaver**

Andrew Brame Fingernails 12-28-18 JW



12/28/2018  
EX  
B  
ANDREW DARRIN  
14072 S 25TH E AVE  
MURRY, OR 97148-4400  
NO. 17000000  
DOB: 1/27/1987  
DPT: 1/US/2022  
LAST NAME  
GDI



STATE'S  
EXHIBIT

2



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1619 S Boulder Tulsa, Ok 74119 – [P] 918.622.6600 – [F] 918.622.6605 – [Info@tulsaweaverdrugtesting.com](mailto:Info@tulsaweaverdrugtesting.com)

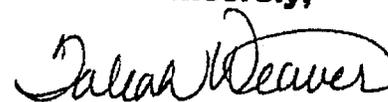
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01/14/2019

**To whom it may concern:**

**Andrew Brame came to Weaver Drug Testing Lab on 01/14/19 in efforts to be collected for a finger/toenail test. He was unable to be collected due to an insufficient amount of finger/toenails. It is recommended that the donor return to the lab in (2) two weeks on 01/28/19. Donor was advised not to cut or alter his nails in any manner. Please feel free to contact me with any further questions.**

**Sincerely,**



**Taleah Weaver**

Andrew Brame Fingernails 1-14-1941



Andrew Brame Toenails 1-14-19 *JB*

**Walmart**

ANDREW BRAME  
1417 S 28TH E AVE  
BIRM, OK 74906-0000

EX  
ANDREW DARRIN

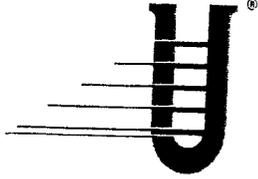
DOB: 01/14/1971  
SEX: M  
HT: 5-11  
WT: 185 lb  
EYES: BLU

CDL

11/17/2008  
12/21/08  
11/20/2022

MASTROIANI  
OK HOME





UNITED STATES DRUG TESTING LABORATORIES  
 1700 S. MOUNT PROSPECT ROAD  
 DES PLAINES, ILLINOIS 60018-1804  
 847-375-0770 fax 847-375-0775

Report To David Weaver  
 Weaver Drug Testing Laboratory  
 1619 S. Boulder  
 Tulsa, OK 74119

Client WDLTOK  
 Client Weaver Drug Testing Laboratory  
 Location  
 Collector JERRY WYTHE



**Sample Information**

<b>Specimen ID</b> 7092159	<b>Test Reason</b> Random
<b>Name</b> ANDREW BRAME	<b>Type</b> Nails
<b>Lab Sample ID</b> 2553369	<b>Collected</b> 2/12/2019 23:59
<b>SSN/DonorID</b> 081760968	<b>Received</b> 2/13/2019 11:48
	<b>Report Date</b> 2/15/2019 18:33

**Tests Requested**

NAILSTAT10	NailStat-10	Sample	Result	Quantitation	Screen Cutoff	Confirm Cutoff
			POSITIVE		500 pg/mg	
		AMPHETAMINES	POSITIVE			
		Amphetamine LCMSMS	POSITIVE	1147 pg/mg		100 pg/mg
		Methamphetamine LCMSMS	POSITIVE	>10000 pg/mg		100 pg/mg
		MDA LCMSMS	negative			100 pg/mg
		MDMA LCMSMS	negative			100 pg/mg
		MDEA LCMSMS	negative			100 pg/mg
		BARBITURATES	negative		200 pg/mg	
		BENZODIAZEPINES	negative		200 pg/mg	
		COCAINES	negative		500 pg/mg	
		METHADONES	negative		200 pg/mg	
		OPIATES	negative		200 pg/mg	
		PCP	negative		300 pg/mg	
		OXYCODONE	negative		200 pg/mg	
		PROPOXYPHENE	negative		200 pg/mg	
		CANNABINOIDS	negative		1 pg/mg	

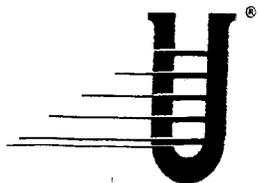
**Additional Sample Information**

Finger Nails

**Sample Comments**

ACTUAL VALUE: Methamphetamine - 10718 pg/mg

Test developed and characteristics determined by United States Drug Testing Laboratories, Inc. See Compliance Statement on our website [http://www.usdtl.com/compliance\\_statement](http://www.usdtl.com/compliance_statement)



**UNITED STATES DRUG TESTING LABORATORIES**  
1700 S. MOUNT PROSPECT ROAD  
DES PLAINES, ILLINOIS 60018-1804  
847-375-0770 fax 847-375-0775

**Report To** David Weaver  
Weaver Drug Testing Laboratory  
1619 S. Boulder  
Tulsa, OK 74119

**Client** WDLTOK  
**Client** Weaver Drug Testing Laboratory  
**Location**  
**Collector** JERRY WYTHE

### Sample Information

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**Specimen ID** 7092159  
**Name** ANDREW BRAME  
**Lab Sample ID** 2553369  
**SSN/DonorID** 081760968

**Test Reason** Random  
**Type** Nails  
**Collected** 2/12/2019 23:59  
**Received** 2/13/2019 11:48  
**Report Date** 2/15/2019 18:33

### Sample Comments

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### Certification

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Data approved by Liaqat Ali Abbas on 2/15/2019

**OKLAHOMA UNIFORM VIOLATIONS COMPLAINT**

State of Oklahoma Jud. Dist. 22 Court 228  
**COUNTY OF TULSA**  
**CITY OF BIXBY** **№194998**  
 PH. 918-366-4430

**COMPLAINT INFORMATION**  
 The undersigned, being duly sworn, upon the oath deposited and says that:

on or about (date) 3-15-19 at (the town, road, or near location) NEEDS MEMORIAL  
 County Number 72 05 Controlling North Location  
 within the city, county and state aforesaid:

Name (last, first, middle) STRAVE, ANDREW D. Phone number 918-366-1872  
 Address [REDACTED]  
 City BIXBY State OK Zip Code 74008

Birth date (mm/dd/yyyy) 02/19/95 Height 5'10" Weight 170 Eyes B Sex M Microscopic  
 Driver License Number [REDACTED] Withdrawal  Y  N 11322 (SFA) OK State  
 Employer PAPA JOHN'S Dept. [REDACTED] Operator  Yes  No

Vehicle Make NISS Year 17 Body Style TRUCK VIN Number JJ36407041 Year 17 State OK  
 Commercial Vehicle  Yes  No Haz. Mat. Placard  ACCIDENT:  PD  PI  FATALITY

and did then and there commit the following offense:  
 SPEEDING MPH 45 MPH Zone 35  Pass  Passer  Pass  Other   
 Other Violation: IMPERVIOUS DRIVING

Contrary to Statute/Ordinance: 6-20-19

I, the undersigned, being duly sworn, certify and swear that I have read the foregoing information and know the facts and contents thereof and that the facts supporting the criminal charge are true and correct.

Signature of Officer [Signature] Date 3-15-19 Badge No. 228 Dist. P

Sworn to and subscribed before me this 15 day of MARCH, 2019.

Name and Title [Signature] My Commission Expires [REDACTED]

Court Appearance 3 day of APRIL at 5:30 PM (DPG USE)  
 (SEND PAYMENT TO P.O. BOX 70)  
 Address of Court 116 W. NEEDLES BIXBY, OK 74008

NOTICE: Release of personal recognizance based upon a signed written promise to appear for arraignment is conditional and failure to timely appear for arraignment shall result in suspension of the arrested individual's license in Oklahoma, or in the nonresident's home state pursuant to the Nonresident Violator Compact.

WITHOUT ADMITTING GUILT, I promise to appear in said court by said date and place.

X SIGNATURE: [Signature]  
 (SIGN ON ONLY ONE BOX)

Signed Personal Recognizance  Bond Attached  Magistrate  Jail  Other

JUVENILE Name of Parent or Guardian [REDACTED]  
 Address [REDACTED]

Officer's Remarks: LOOKING AT PHONE WHILE DRIVING

AREA:  business  industrial  school  residential  rural or/off  
 HIGHWAY TYPE:  1 lane  2 lane  3 lane  4 or more  undivided  divided  ramp

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OKLAHOMA UNIFORM VIOLATIONS COMPLAINT

State Of Oklahoma ) Jud. Dist. / Court
County Of TULSA/WAGONER ) ss Municipal X
City of Bixby ) No 27592

COMPLAINT - INFORMATION

The undersigned, being duly sworn, upon his oath deposes and says that:

Form containing fields for on or about (date), at (24 hour time), at or near (location), County, Number, Name, Address, City, Birth date, Height, Weight, Race, Sex, Class, Endorsements, CDL No, Drivers License Number, Withdrawal, Year / Month, State, Employer, Vehicle-Make, Year, Body Style-Color, Tag Number, Year, State, Commercial Motor Vehicle, Haz. Mat. placard, ACCIDENT, PD, PI, FATALITY.

NAME: BRAME, ANDREW DARIN

and did then and there commit the following offense:
SPEEDING MPH In MPH Zone Pace Radar Plans Other

Other Violation:
DISPLAY INSULTING SIGN TO BREACH PEACE
Contrary to Statute/Ordinance: 5-5D-13

I, the undersigned issuing officer, hereby certify and swear that I have read the foregoing information and know the facts and contents thereof and that the facts supporting the criminal charge stated therein are true.

Signature of Officer: [Signature] Date: 03/20/2019 Badge No: 219 Dist:

Sworn to and subscribed before me this 20 day of March 2019
My Commission Expires

Name and Title
Court Appearance: 25 day of April 2019 at 17:30 (DPS USE)
Address of Court: 116 West Needles, Bixby, OK, 74008

NOTICE: Release upon personal recognizance based upon a signed written promise to appear for arraignment is conditional and failure to timely appear for arraignment shall result in suspension of the arrested person's driver license in Oklahoma, or in the nonresident's home state pursuant to the Nonresident Violator Compact. WITHOUT ADMITTING GUILT, I promise to appear in said court at said time and place.

SIGNATURE: BRAME, ANDREW DARIN
(CHECK ONLY ONE BOX)
Signed Personal Recognizance Bond Attached Magistrate Jail Other

Name Of Parent or Guardian
Address

Officer's Remarks: Sign stated heppy fuck the cops day and twice on tuesday. White posterboard sign. Observed by 228

AREA: Business Industrial School Residential Rural
HIGHWAY TYPE: 1 lane 2 lane 3 lane 4 or more undivided 4 or more divided on/off ramp