

CAUSE NO. F18-00737

THE STATE OF TEXAS § IN THE 204TH JUDICIAL
V. § DISTRICT COURT
AMBER GUYGER § DALLAS COUNTY, TEXAS

FILED
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COURT'S FINDINGS REGARDING PUBLICITY

The Court, having taken notice of the publicity concerning this case, including the newspaper, radio, and television stories which have been printed and broadcast regarding this case, now makes the following findings:

There has been extensive media coverage of this case from the time of the initial incident and throughout the investigation, the filing of charges, and the grand jury proceeding. There is no indication that delaying the trial of this case would lessen the amount of publicity surrounding this case, and the Court so finds.

There has been extensive news coverage of statements made by attorneys, politicians, and others associated with this case, as well as newspaper editorials and opinion pieces on television news programs.

This Court has an affirmative duty to guard against publicity that would prejudice these criminal proceedings.

The Court finds that there is a possibility that jurors may be inadvertently exposed to prejudicial publicity if an order restricting publicity is not entered in this case.

As a result of the statements made to, and published by, the press a serious and imminent threat to the constitutional right of the defendant herein to a fair trial exists.

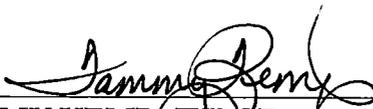
Failure to impose an order restricting prejudicial publicity in this case would impair the ability to maintain a fair and impartial jury.

There are no other available remedies that would effectively mitigate the effect of the prejudicial publicity.

Under this set of facts and the particular circumstances of this case, the First Amendment must yield to the fundamental right of a fair trial.

An order restricting publicity in this case is necessary in order to prevent imminent and irreparable harm to the judicial process.

SIGNED this 8 day of January, 2019.



TAMMY KEMP, JUDGE
204TH JUDICIAL DISTRICT COURT
DALLAS COUNTY, TEXAS