



ELLIS COUNTY & DISTRICT ATTORNEY

PATRICK M. WILSON

ELLIS COUNTY COURTS BUILDING • 109 S. JACKSON • WAXAHACHIE, TX 75165 • (972) 825-5035 • FAX (972) 825-5047

FOR IMMEDIATE RELEASE

Contact: Ann Montgomery, 972-825-5035 (ann.montgomery@co.ellis.tx.us)

JURY SENTENCES CAREER DRUG DEALER TO 80 AND 20 YEARS

On July 31st, 2013, an Ellis County jury sentenced Milton Jarrod Brown, 44, of Waxahachie, to 80 years in prison and 20 years in prison after he was convicted of two charges of possession of a controlled substance with intent to deliver. In the 80-year case, Brown was charged with possessing one gram or more but less than four grams of cocaine. In the second case, he was charged with possessing less than 28 grams of dihydrocodeinone (hydrocodone). Both cases were enhanced by prior convictions. These were Brown's 15th and 16th felony convictions, all drug related. At the time of his arrest, Brown was on parole for a 25-year prison sentence he received in 1994 and a 4-year prison sentence he received in 2009, for possession of controlled substance with intent to deliver. Brown had only been paroled for 3 months prior to this arrest in July of 2012. At the time of trial, Brown was free on bond because no attempt had been made by the Parole Board to revoke his parole.

On April 12, 2012, investigators from the Ellis County Special Investigation Unit executed a search warrant at Brown's home, where they recovered the drugs. A copy of the search warrant and probable cause affidavit are included with this release.

After the verdict, Ellis County & District Attorney Patrick Wilson made the following statement: "Some people, in an attempt to condemn the enforcement of our drug laws, will label an 80-year prison sentence for drug dealing as an abomination. The reality is that Milton Brown did not receive his sentence because of an isolated incident. He has been profiting from illegal poison, which he spread through our community, his entire adult life. He was harshly and appropriately sentenced because of his willful and repeated refusal to comply with the laws of this State. I thank the jury for that."





**ELLIS COUNTY
SHERIFF'S OFFICE
SEARCH WARRANT AFFIDAVIT**

THE STATE OF TEXAS *

COUNTY OF Ellis
212 Henry Street
Waxahachie, Texas 75165*

Warrant# Sw 72612

I [REDACTED] THE UNDERSIGNED AFFIANT, BEING A PEACE OFFICER UNDER THE LAWS OF TEXAS AS DEFINED BY THE TEXAS CODE OF CRIMINAL PROCEDURE ARTICLE 2.12 (DEPUTY SHERIFF) AND BEING DULY SWORN, ON OATH MAKES THE FOLLOWING STATEMENTS AND ACCUSATION:

1) THERE IS IN ELLIS COUNTY, TEXAS A LOCATION; HEREAFTER, CALLED "SUSPECTED PLACE" DESCRIBED AND LOCATED AS FOLLOWS:

A one story single family dwelling located at 212 Henry Street, Waxahachie, Texas. The Suspected Place is located on the North West corner of Henry and Sam Street. The Suspected Place has a brown composition roof and a light colored wooden exterior with green trim. The front of the residence faces south and has a white front entry door with a glass storm door attached to it. Attached to a support beam for the covered porch are the numbers "212" in white on a black background. There is a dirt driveway on the west side of the residence, accessed from Henry Street.

A search of the suspected place includes all out building and vehicles located within the curtilage where contraband could be easily secreted, deposited herein.

2) SAID SUSPECTED PLACE IS IN CHARGE OF AND CONTROLLED BY EACH OF THE FOLLOWING NAMED PARTIES; HEREAFTER, CALLED "SUSPECTED PARTY" WHETHER ONE OR MORE TO WIT:

Suspected Party: BROWN, MILTON JARROD
Date of Birth 01/26/1969
Driver License # TX [REDACTED]

Any other person(s) located at the Suspected Place that is unknown by your Affiant at this time.

3) IT IS THE BELIEF OF AFFIANT, AND AFFIANT HEREBY CHARGES AND ACCUSES THAT SAID SUSPECTED PARTY HAS POSSESSION OF AND IS CONCEALING AT SUSPECTED PLACE IN VIOLATION OF THE LAWS OF TEXAS THE FOLLOWING DESCRIBED PERSONAL PROPERTY, TO WIT:

- A.) Controlled Substances, namely but not limited to cocaine
- B.) Currency, financial instruments, and other items of value either obtained directly or indirectly from illegal investment in



ELLIS COUNTY SHERIFF'S OFFICE SEARCH WARRANT AFFIDAVIT

the distribution of controlled substances.

E.) Materials used in the packaging, cutting, weighing and manufacture, and distribution of controlled substances.

4) AFFIANT HAS PROBABLE CAUSE FOR THE SAID BELIEF BY REASON OF THE FOLLOWING FACTS, TO WIT:

Affiant's Information

Your Affiant is currently employed by the Ellis County Sheriff's Office, assigned to the Special Investigation Unit. Your affiant has completed a Basic Police Academy and holds a Basic Texas Peace Officer's license. Your Affiant has successfully completed numerous narcotics investigation training courses to include the United States Drug Enforcement Administration's Basic Narcotics Officer's Investigations course. Your Affiant has conducted and or participated in numerous narcotics investigations that have led to the arrest of suspects and seizure of controlled substances.

CONFIDENTIAL INFORMANT

Your Affiant knows confidential informant CI-12-0014 to be creditable and reliable through information that he/ she has provided. This information has either been independently corroborated or was known to be true from previous investigations or interviews Your Affiant has participated in. The confidential informant has conducted approximately 30 controlled purchases of illegal narcotics with Law Enforcement Officials. This assistance has led to the execution of numerous search warrants, several Felony arrests, and the seizure of both illegal narcotics and United States currency.

History

In May 2012, Your Affiant was contacted by confidential informant # 12-0014 who advised he/she could purchase crack cocaine from the Suspected Party at the Suspected Place. Your Affiant has prior knowledge of the Suspected Party being involved into the distribution of crack cocaine from previous investigations.

During June 2012 Your Affiant along with other Investigators with the Ellis County Sheriff's Office Special Investigation Unit utilized Confidential Informant CI#12-0014 in conducting two separate controlled purchases of crack cocaine from the Suspected Party at the Suspected Place. On each occasion, Investigators conducted a search of the confidential informant's person prior to and after each controlled purchase. During these searches no contraband or currency was found. Each time, Your Affiant provided the confidential informant with money



ELLIS COUNTY SHERIFF'S OFFICE

SEARCH WARRANT AFFIDAVIT

from the Ellis County Sherriff's Office Imprest Fund in order to purchase crack cocaine. During each operation Your Affiant and Investigators conducted physical surveillance on the confidential informant as he/she traveled both to and from the Suspected Place.

After each controlled purchase the confidential informant handed Your Affiant several pieces of an off white rock like substance which was field tested using a Valtox testing reagent. Your Affiant and Investigator Cole observed a positive reaction for the presence of cocaine each time. Your Affiant conducted a debrief with the confidential informant after each controlled purchase. The confidential informant stated that while at the Suspected Place, the Suspected Party exchanged crack cocaine for the provided Imprest funds and that each time there was a male subject on the front porch acting as a "lookout", and that this male subject would warn the Suspected Party if Law Enforcement was observed. The confidential informant stated that the Suspected Party provides crack cocaine as payment to the male subject for this service.

Current Information

Within the last 72 hours, Your Affiant was contacted by confidential informant # 12-0014 who advised that he/she could purchase crack cocaine from the Suspected Party at the Suspected Place as previously done. Your Affiant along with other Investigators with the Ellis County Sheriff's Office Special Investigation Unit met with the confidential informant at a prearranged meet location. The confidential informant's person was search for contraband or currency with none being discovered. Your Affiant provided the confidential informant with money from the Ellis County Sherriff's Office Imprest fund in order to purchase crack cocaine along with instructions on how the buy was to take place. The confidential informant then departed the meet location en route to the Suspected Place.

Investigators conducted physical surveillance as the confidential informant traveled to and from the Suspected Place. Once the confidential informant left the Suspected Place he/she traveled to a pre arranged meet location where he/she handed Your Affiant two small baggies each containing pieces of an off white rock like substance. Once again, the confidential informant's person was searched for any contraband or currency, none were found. Your Affiant debriefed the confidential informant who advised that the Suspected Party was not at the Suspected Place, but still purchased crack cocaine from another black male while inside the Suspected Place. The confidential informant advised that this black male sells crack cocaine for the Suspected Party and advised that the black male stated that the Suspected Party was "re-upping" and would be back later. Your Affiant was able to corroborate this information through audio/video equipment.



ELLIS COUNTY SHERIFF'S OFFICE SEARCH WARRANT AFFIDAVIT

Affiant requests authorization to enter the suspected place and premises without first knocking and announcing the presence and purpose of officers executing the warrant sought herein. As probable cause to believe that such knocking and announcing would be dangerous, futile, or would inhibit the effective investigation of the offense described in this Affidavit, affiant submits the following facts and circumstances:

Your Affiant has learned through this investigation that the Suspected Party utilizes people to act as "lookouts" over the Suspected Place, which provides early warning of approaching Law Enforcement. Your Affiant knows from previous investigations that people involved in the distribution of illegal narcotics commonly use this technique.

Your Affiant has performed a computerized records check of the Suspected Party and learned that the Suspected Party has been charged with following offenses: 8 Aggravated Man/Del CS PG 1 over 200 under 400 grams, 2 Man/Del CS PG 1 <1 gram, Evading Arrest/Detention, Dangerous Drugs and Theft.

Your Affiant is aware that the Suspected Party may evade the police if an opportunity allows, possibly resulting the destruction of evidence.

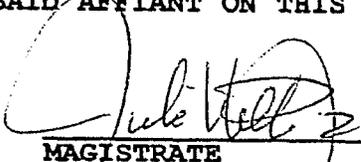
Officers executing the warrant requested herein will be required to employ special procedures designed to gain instant control of the individuals at the Suspected Place for the safety of all present and for the preservation of property sought as evidence by the requested warrant. The procedures are necessarily inconsistent with traditional knocking and announcing or presence and purpose by officers executing a warrant on such premises. Otherwise, the probability of success during the search will be substantially diminished.

Based on the above information, your Affiant believes that the above said suspected parties are currently in possession of certain illegal drugs and personal property including but not limited to cocaine, of the Texas Health and Safety Code and the Texas Penal Code.

WHEREFORE, AFFIANT ASKS FOR THE ISSUANCE OF A WARRANT THAT WILL AUTHORIZE THE SEARCH OF SAID SUSPECTED PLACE INCLUDING ALL OUT BUILDINGS, VEHICLES AND CURTILAGE FOR SAID PERSONAL PROPERTY AND SEIZURE OF THE SAME AND TO TAKE CUSTODY OF ALL SEIZED PROPERTY AND SAFE KEEP SUCH PROPERTY AS PROVIDED BY STATUTE.

AFFIANT- 

SUBSCRIBED AND SWORN TO BEFORE ME BY SAID AFFIANT ON THIS THE 26 DAY OF July, AD, 2012 .


MAGISTRATE