

#16-01-0718
HDBDS

TEXAS COMMISSION ON LAW ENFORCEMENT
6330 E. Highway 290, STE. 200, Austin, Texas 78723-1035
Phone: (512) 938-7700 Fax (512) 938-7714
<http://www.lcOLE.texas.gov>

CRIMINAL CHARGES NOTIFICATION (E-1)
Commission Rules §211.27, 211.28, 211.29
LICENSÉE INFORMATION

1. TCOLE PID	2. Last Name	3. First Name	4. M.I.	5. Suffix (Jr., etc.)
	Enclina	Brian	T	
6. Last 4 #s of SSN	7. Race / Ethnicity	8. Date of Birth	9. Gender	10. Driver's License State:
	<input type="checkbox"/> Black <input type="checkbox"/> Hispanic <input type="checkbox"/> Multicultural <input type="checkbox"/> White <input type="checkbox"/> American Indian or Alaskan Native <input type="checkbox"/> Asian		<input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	
11. Home Mailing Address	12. City	13. State	14. Zip Code	15. Phone Number

CURRENT DEPARTMENT INFORMATION

16. TCOLE Agency No.	17. Appointing Agency	18. Agency Mailing Address
19. City	20. County	21. Zip Code
22. Phone Number		
23. Type of appointment (Check all that apply)		
<input checked="" type="checkbox"/> Peace Officer, <input type="checkbox"/> Licensed Reserve Off. <input type="checkbox"/> Jailer <input type="checkbox"/> Telecommunicator <input type="checkbox"/> Public Security Off. <input type="checkbox"/> Other (un-appointed)		

ARREST INFORMATION

24. Date arrested or charged	25. Offense(s) Charged With (indicate felony or misdemeanor and class)
01/07/2016	Perjury- Misdemeanor
26. Name of Arresting Agency, Address, City, County, Zip Code, Phone Number	
27. Licensee and employing agency must submit Criminal Charges (E-1) form (check one)	
<input type="checkbox"/> Licensee <input type="checkbox"/> Employing Agency <input type="checkbox"/> Arresting Agency must submit this form and all arrest reports	

Licensee must submit 211.27

(4) an arrest, charge, or indictment for a criminal offense above the grade of Class C misdemeanor or for any Class C misdemeanor involving the duties and responsibilities of office or family violence, including the name of the arresting agency, the style, court, and cause number of the charge or indictment, if any;
(5) the final disposition of the criminal action; and
(6) receipt of a discharge based on misconduct which bars future military service.

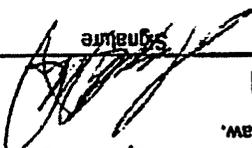
Arresting agency must submit 211.28

When an agency receives information that it has arrested or charged an individual that is required to report under §211.27 of this title for any offense above a Class C misdemeanor or for any Class C misdemeanor involving the duties and responsibilities of office or family violence, the chief administrator or their designee must report such arrest to the commission in the format currently prescribed by the commission within 30 business days of notice of the arrest.

Employing agency must submit 211.29

An agency shall notify the commission, electronically or in writing, within 30 days, when it receives information that a person under appointment with that agency has been arrested, charged, indicted, or convicted for any offense above a Class C misdemeanor, or for any Class C misdemeanor involving the duties and responsibilities of office or family violence.

I am authorized to certify the attached documents are true and correct copies of the agency's public files of matters observed, recorded, or maintained pursuant to a duty imposed by law.

Name (Type or Print) Sydney Joe Hester, Jr Captain
Title Captain
Signature 
Date 1/8/16

PERMANENT SURRENDER OF LICENSE

Office of the Executive Director
Texas Commission on Law Enforcement
6330 US Highway 290 East, Suite 200
Austin, Texas 78723

Dear Sir:

I am submitting this letter, **permanently surrendering** my license(s) and all certificates issued to me by the Texas Commission on Law Enforcement (TCOLE).

I understand that as a result of my surrender, I am no longer licensed and permanently ineligible to serve in any capacity requiring licensure by TCOLE. I have been provided with a copy of the Surrender of License Rule in effect as of this date and I am aware that this surrender should include a summary of the reason for surrender.

I understand and have knowledge of the consequences of the signing of this document.

Name: Brian T. Encinia
Please print

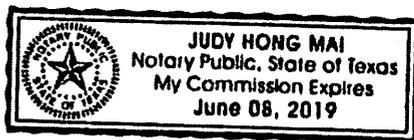
TCOLE PID: [REDACTED]

B. J. Encinia
Signature

Date: June 26, 2017

SWORN TO and subscribed before me on the 26th day of June, 2017

Notary Seal or Stamp



Judy Hong Mai
Signature of Notary Public, State of Texas

JUDY HONG MAI
Notary's Printed or Typed Name

June 8, 2019
Notary's Commission Expires

**PERMANENT SURRENDER OF LICENSE
SUMMARY OF THE REASON FOR SURRENDER**

As required by Commission Rule § 223.13 (d) Surrender of License, the surrender should include a summary of the reason for the surrender. Please give a brief summary or description of the reason for the license surrender.

License permanently surrendered voluntarily, as of June 26, 2017, as part of the resolution of Waller County criminal cause number 16-01-15535.

Name: Brian T. Encinia
Please print

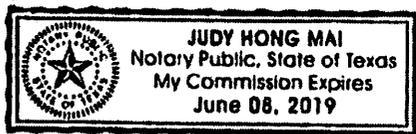
TCOLE PID: [REDACTED]

Brian T. Encinia
Signature

Date: June 26, 2017

SWORN TO and subscribed before me on the 26th day of June, 2017.

Notary Seal or Stamp



Judy Hong Mai
Signature of Notary Public, State of Texas

Judy Hong Mai
Notary's Printed or Typed Name

June 8, 2019
Notary's Commission Expires

Texas Administrative Code

TITLE 37 PUBLIC SAFETY AND CORRECTIONS
PART 7 TEXAS COMMISSION ON LAW ENFORCEMENT
CHAPTER 223 ENFORCEMENT
RULE §223.13 Surrender of License

- (a) A licensee may surrender a license:
- (1) as part of an employee termination agreement;
 - (2) as part of a plea bargain to a criminal charge;
 - (3) as part of an agreed settlement to commission action; or
 - (4) for any other reason.
- (b) A license may be surrendered either permanently or for a stated term.
- (c) Effective dates:
- (1) the beginning date for any surrender shall be the date stated in the request or, if none, the date it was received by the commission;
 - (2) a term surrender shall have its ending date stated in the request; and
 - (3) any request without a stated ending date shall be construed as a permanent surrender.
- (d) A licensee may surrender any license by sending, or causing to be sent, a signed, notarized, written request to the executive director, who may accept or reject the request. The signed written request shall indicate that the licensee understands and has knowledge of the consequences of the document being signed. The executive director may accept requests for surrender submitted to the commission in any other form that indicates the licensee intends to surrender the license to the commission. The executive director may liberally construe the intent of any request. The surrender of one commission-issued license operates as a surrender of all commission-issued licenses. The surrender should include a summary of the reason for the surrender.
- (e) If accepted, the licensee is no longer licensed:
- (1) effective on the beginning date of the surrender; and
 - (2) except for permanent surrenders, until such person applies for and meets the requirements of a new license.
- (f) The effective date of this section is February 1, 2014.

BT
Initials

2016 JAN -6 PM 4:01

16-01-15535
NO. CC16-001

Filed
AT 3:36 1-6-16 O'Clock P.M.
BY LIZ PIRKLE
WALLER COUNTY, TEXAS
DEPUTY

Daisy Metcalfe
THE STATE OF TEXAS

IN THE WALLER COUNTY
COURT AT LAW
WALLER COUNTY, TEXAS

VS.

BRIAN T. ENCINIA
WHITE/MALE
DOB: [REDACTED]

Charge: PERJURY
Section: 37.02
Degree: CLASS A MISDEMEANOR

INDICTMENT

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS;

The Grand Jury for the County of Waller and the State of Texas, duly selected, empaneled, sworn, charged, and organized as such at the June term, A.D. 2015 of the 506th Judicial District Court of said County, upon their oaths present in and to the Waller County Court at Law at said term that BRIAN T. ENCINIA, hereinafter styled Defendant, on or about the 10th day of July, 2015, and before the presentment of this indictment, in Waller County, Texas, did then and there, with intent to deceive and with knowledge of the statements meaning, make a false statement under oath, namely that the Defendant had Sandra Bland exit the vehicle to further conduct a safe traffic investigation, such sworn statement being then and there required by law to be made under oath, while the defendant was then and there under oath such false statement being false in that Defendant Brian T. Encinia removed Sandra Bland from her vehicle because he was angry she would not put out her cigarette and such false sworn statement was made on an Affidavit and Complaint for Warrant of Arrest and Detention of Sandra Bland.

AGAINST THE PEACE AND DIGNITY OF THE STATE.

[Signature]
Foreman of the Grand Jury

STATE OF TEXAS
COUNTY OF WALLER
I do hereby certify that the foregoing is true
and correct copy as the same appears on FILE
AND RECORDED IN THE Official Public Records
of Waller County, Texas on the date and
time stamped hereon.



Liz Pirkle
Waller County District Clerk
by *[Signature]* Deputy