

**Exhibit**

**H**

**Moriel Affidavit**

November 8, 2021

**Affidavit**

STATE OF ~~TEXAS~~ New Mexico M M

COUNTY OF ~~EL PASO~~ Dona Ana M.M.

The undersigned, Marcela Moriel, being duly sworn, hereby deposes and swears:

1. I am over the age of 18 and am a resident of the State of Texas. I have personal knowledge of the facts herein, and, if called as a witness, could testify completely thereto.
2. I suffer no legal disabilities and have personal knowledge of the facts set forth below.
3. On September 27<sup>th</sup>, 2015, I went to the Pockets on North Mesa.
4. Some friends and I sat at a table for a dinner and drinks.
5. While at the table, I was approached by one of the employees from Pockets.

6. He told me that Pockets had been closed the day before because there had been an altercation in the parking lot the prior day at closing time.

7. The pockets employee told me he had a recording of the incident.

8. He then produced his cell phone and showed me a recording of a “surveillance video”. (a video of a video)

A. The video showed the WHOLE ALTERCATION from the driver side of the vehicle.

B. In the video, there are a group of several men surrounding the vehicle and “throwing objects at it”.

C. A man is seen running to the driver door, punching Carlos through the driver side window, then pulls the door open and starts assaulting him; others are also there.

D. It is seen that there were individuals in front of the vehicle blocking its way out.

E. Suddenly, the men at the driver door ran away and the others in front of the vehicle scramble also.

F. Finally the truck is seen leaving.

9. After I left Pockets that day, I immediately called Carlos and told him about this video. I told him that there was a video of the incident and it showed everything that happened.

10. Carlos showed me a video that the DA had given him a few weeks ago. I told him that THAT video was NOT the one I had seen. Then I described the video to him.

11. Carlos does not have the video I saw. The video I saw would have probably been from the Farmacy camera that points directly where the incident happened.

I declare to that, to the best of my knowledge and belief, the information herein is true, correct, and complete.

Executed this 8<sup>th</sup> Day of November 2021.

Marcela Moriel

Marcela Moriel

**NOTARY ACKNOWLEDGEMENT**

STATE OF <sup>New Mexico</sup> ~~TEXAS~~, COUNTY OF <sup>Donna Arce M.N.</sup> ~~EL PASO~~, ss:

This Affidavit was acknowledged before me on this 8<sup>th</sup> Day of November, 2021 by Marcela Moriel who being first duly sworn

on oath according to law, deposes and says that she has read the foregoing Affidavit subscribed by her, and that the matters stated herein are true to the best of her information, knowledge, and belief.

*Anette Nanez*



OFFICIAL SEAL  
Anette Nanez  
NOTARY PUBLIC - STATE OF NEW MEXICO  
My Commission Expires 06-16-2025

# **Exhibit**

## **I**

### **Additional Scene Photos**



Party & Co Event Venue

Twisted Time  
Escape Rooms

Pockets Billiards,  
Wings & Beer

Surecare Specialty  
Pharmacy

Google

# El Paso, Texas

View of Pockets from Corner of Pharmacy

Google Maps



Google Street View

Dec 2021 See more dates

Google

Image capture: Dec 2021 © 2025 Google

**Exhibit**

**J**

**Mains Affidavit**

**Exhibit**

**J**

**Mains Affidavit**

**AFFIDAVIT OF TESTIMONY**

COMES NOW, DAVID MAINS, paralegal researcher for the attorney of record for the Applicant, CARLOS LOZANO (TDCJ No. 02156992), and makes the following statement under oath, and further asserts that the facts contained therein are true and correct and within his personal knowledge.

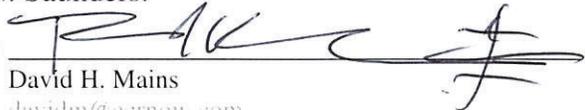
I performed historical research on Pockets Billiards, Wings & Beer, located at 4007 N. Mesa St, Ste. 1526, El Paso, Texas 79902.

I was able to locate a business in the same area of Pockets, SureCare Pharmacy, 4005 N. MESA ST EL PASO, TX 79902. Historical maps from Google Maps and Google Earth show that this address has at least one video camera pointed in the direction of the Pockets' Parking lot.

I contacted the pharmacy. They confirmed that they moved into that location after the shooting had occurred at Pockets on September 26, 2015. The manager confirmed that they were using the same camera system that had been at that location when it was a Plains State Bank and that the camera located on the side of the building did face the Pockets parking lot.

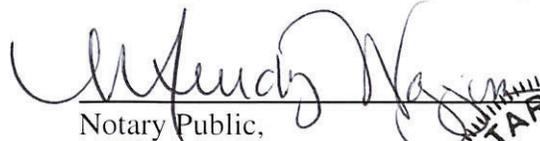
I spoke with Plains State Bank's security department. They stated that their policy has always been to maintain all recordings from CCTV for a minimum of five (5) years.

I have provided the images located to Tate N. Saunders.

SIGNED BY:   
David H. Mains  
[davidm@cernow.com](mailto:davidm@cernow.com)

**STATE OF TEXAS** §  
§  
**COUNTY OF NACOGDOCHES** §

SWORN TO and SUBSCRIBED BEFORE ME on this the 14<sup>th</sup> day of July 2025 by DAVID H. MAINS.

  
Notary Public,  
State of Texas



**Exhibit**

**K**

**Bar Receipt**

**Exhibit**

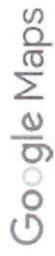
**L**

**Additional Camera Placement**



## El Paso, Texas

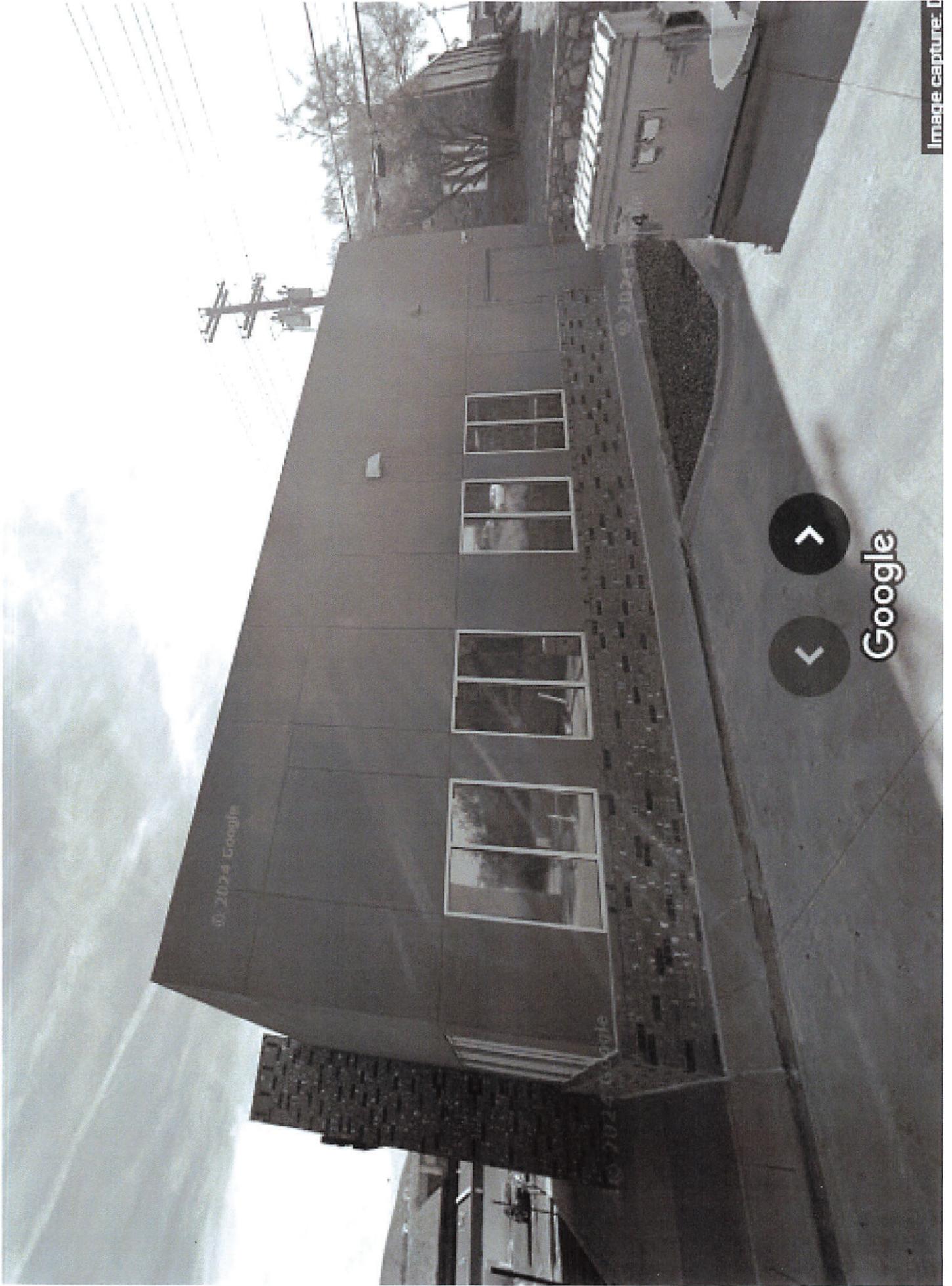
Side of Sure Care Pharmacy showing side camera 2020

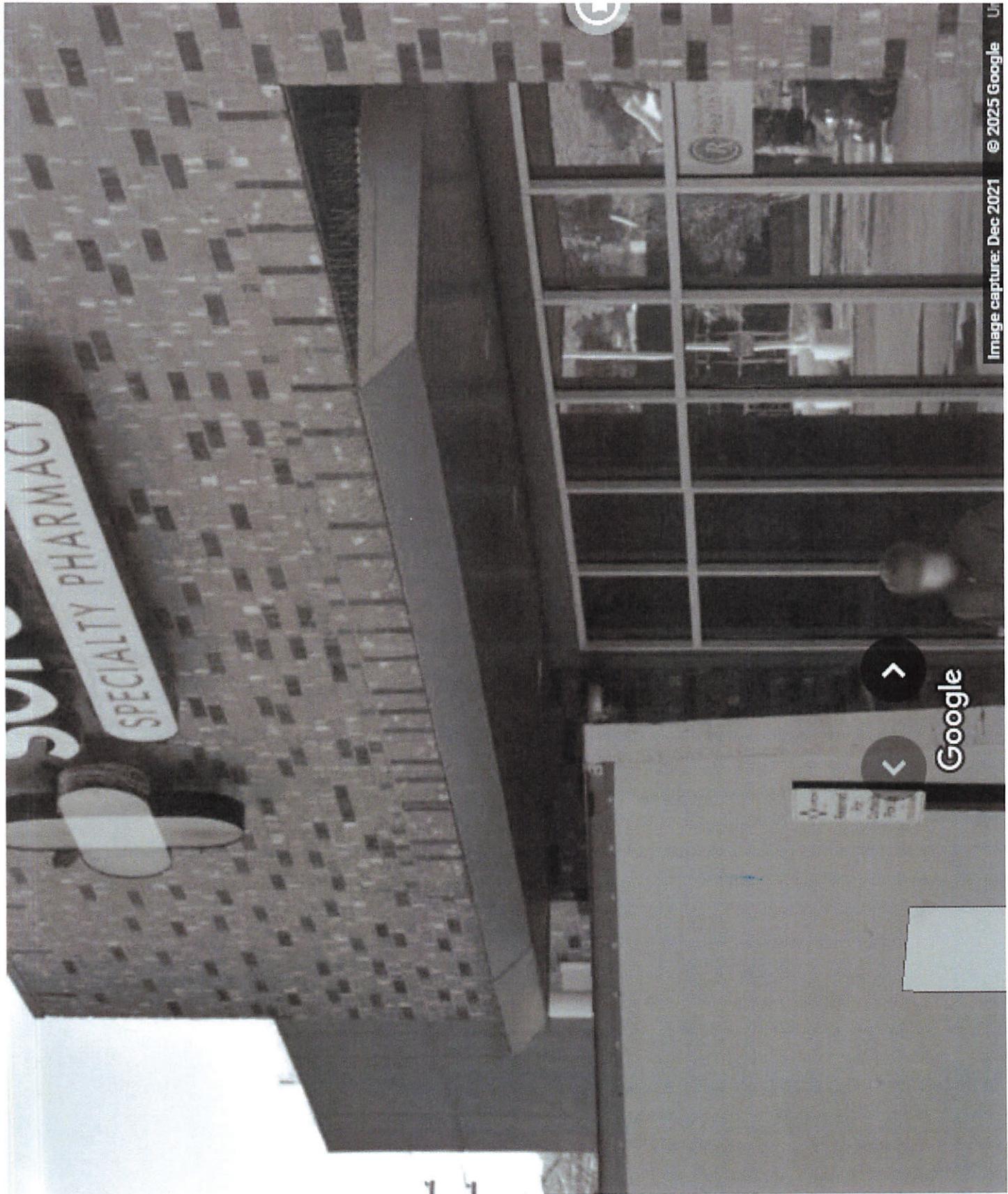


Google Street View

Feb 2020 See latest date



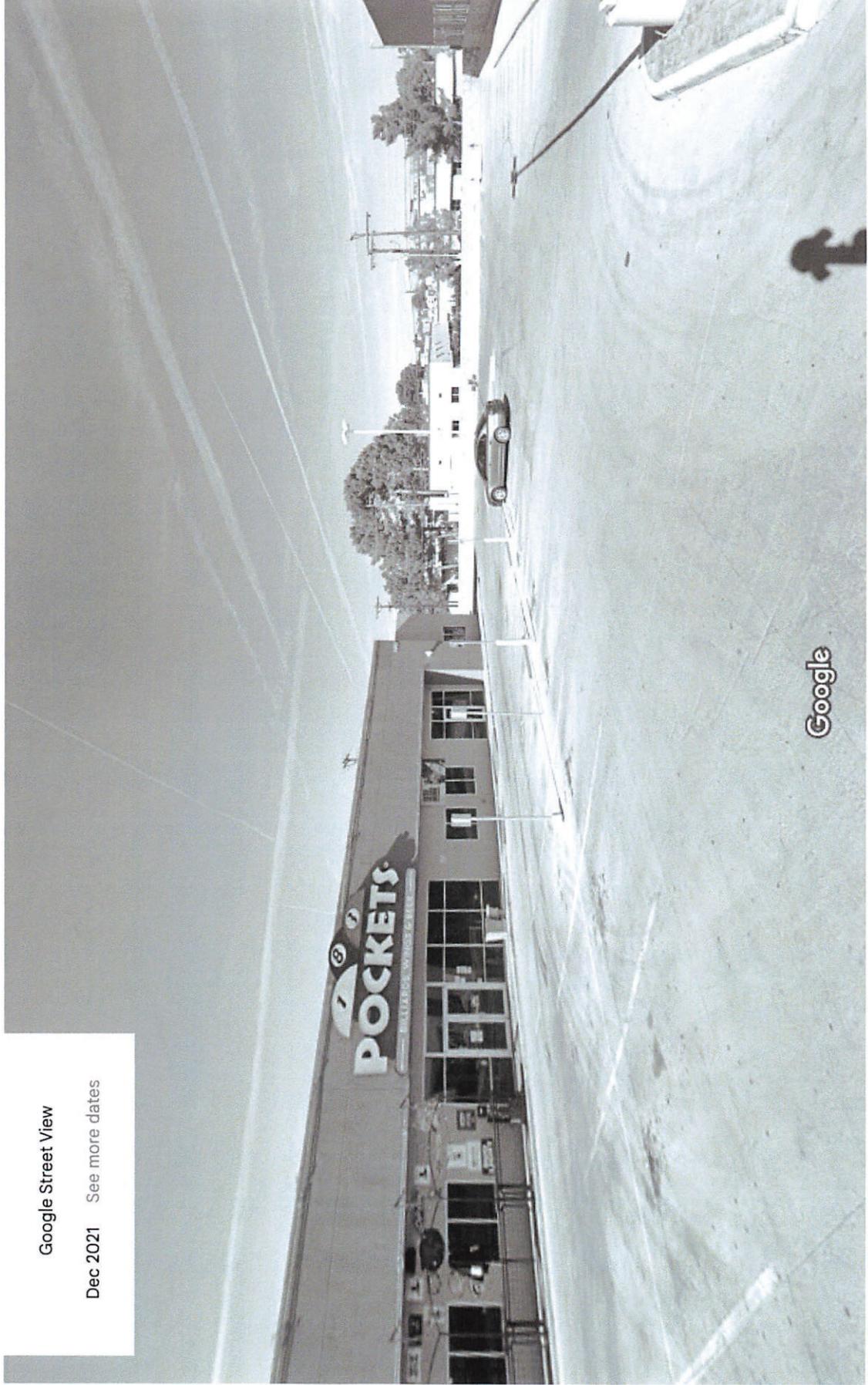




## El Paso, Texas

View of Pockets from Corner of Pharmacy

Google Maps



Google Street View

Dec 2021 See more dates