



On or about November 13, 2019 I made a criminal complaint to Harris County Pct.4 of Assault. Case Number 1911-01316 Harris County Pct.4 Deputy T. Graves contacted ADA Hueng refused to take charges for Family Assault. It was later determined by Harris County Pct.4 a Video of the altercation was produced and determined an assault did occur and Harris County Pct.4 issued a citation for Assault by contact. Case was referred to Harris County Pct.4 Justice of the Peace Court Hon. Lincoln Goodwin. The Harris County District Attorney dismissed the Assault by contact as a "Family Custody Matter".

On or about November 22, 2019, I made a felony criminal complaint of Texas Penal Code 25.03 Interference with Child Custody to Harris County Pct. 4 Deputy T. Ritz. Case Number 191102364. Deputy Ritz called and spoke to Asst. D.A. Cornelia Hartman was told that the HCDA office will not pursue Felony criminal charges when the parties are involved in family court. ADA Hartman, ADA Barron and Chief Mary McFaden were all in agreement not to take charges when in family court. Again, I was unable to file a criminal complaint and justice was not sought. The inability because of the Harris County willingness to refuse to file a felony criminal complaint does not promote confidence in the judicial system. The HCDA office policy does not supersede state law or the ability to file a criminal complaint.

The inability to file criminal complaints by the Harris County District Attorney's office is a violation of the law violating my rights as a Texan and a United States Citizen. My constitutional rights have been violated and are not in the best interest of my child and I relationship. Legislative intent is how the law is written and District Attorney Kim Ogg's Office does not promote justice and does not follow the laws of the state or US and Texas constitution. District Attorney Kim Ogg, Chief Mary McFaden, ADA Beth Barron, and ADA Cornelia Hartman have suppressed my rights, refused to take my numerous pleas for help and enabled for the abuse to continue. I wish to file formal criminal charges for aiding in a felony. As prosecutorial discretion may not be used because no investigation was ever done by the HCDA. As an elected official District Attorney Kim Ogg and her ADA's have refused to respond to any of my request. This Official Oppression, Misconduct, and Incompetence I am requesting for a Criminal investigation for the removal of Kim Ogg as the Harris County District Attorney.

The Texas Local Government Code provides for District Court removal of county officials, including District Attorneys, for three causes: (1) incompetency; (2) official misconduct; or (3) intoxication. V.T.C.A., Local Gov't.Code Sec. 87.013. The District Judge may not remove the official merely by his order, as was done in the instant case; a trial by jury must be held before removal. V.T.C.A., Local Gov't.Code Sec. 87.018(a). Where power is granted by statute or constitution to remove a public officer for certain specified causes, the power of removal is

limited to the causes specified. *Ridgeway v. City of Fort Worth*, 243 S.W. 740 (Tex.Civ.App.—Ft. Worth 1922, writ dismiss'd.). We therefore conclude that a trial court can remove a District Attorney *only* for one of the three causes enumerated in Sec. 87.013 and *only* after the trial by jury mandated in Sec. 87.018(a).<sup>1</sup>

I have submitted several inquiries requesting the status of my criminal complaints from February 2018 thru Current to Harris County District Attorney Kim Ogg, Assistant D.A. Mary McFaden, Assistant D.A. Beth Barron, and Cornelia Hartman. As of current day Harris County District Attorney's Office has ignored all of my felony criminal complaints.

The individuals Kim Ogg and Beth Barron have neglected their duties as attorneys representing the State to present by information before a court with jurisdiction. The named individuals above also willfully failed to file the criminal complaints with a Harris County Magistrate. Kim Ogg and Beth Barron blatantly oppressed and deprived me of my rights and privileges protected under law and allowed additional felony crimes to be committed against me. Justice that is delayed, is justice denied.

Kim Ogg, Beth Barron, Mary McFaden and Cornelia Hartman have willfully denied me 18 U.S.C. 1001 the ability to make a felony complaint and willfully denied me the ability to bring my complaint before a magistrate judge as per state law.

The Texas Penal Code criminal complaint I am filing and alleging on Kim Ogg, Beth Barron, Cornelia Hartman, and Mary McFaden are

Texas Penal Code:

7.01 Parties to Offenses

7.02 Criminal Responsibility for Conduct of Another

15.02 Criminal Conspiracy

36.06 Obstruction or Retaliation

39.01 Definitions

39.02 Abuse of Official Capacity

39.03 Official Oppression

38.171 Failure to Report a Felony

The Federal Laws Violations I am filing and alleging on Kim Ogg, Beth Barron, Cornelia Hartman and Mary McFaden are:

18 U.S.C. 242

18 U.S.C. 245

42 U.S.C. 1983

The Texas Code of Criminal Procedure Violations I am reporting, filing and alleging on Kim Ogg, Beth Barron, Cornelia Hartman, and Mary Mcfaden are:

2.01 Duties of District Attorneys

2.03 Neglect of Duty

2.04 Shall Draw Complaints

2.05 When a Complaint is made

3.02 Criminal Action

3.03 Officers

3.04 Official Misconduct

45.018 Complaint

This is a willful denial of upholding the state law without an investigation. Without an investigation prosecutorial discretion can not be applied. Harris County Interference with Child Custody Policy does not supercede state law

Kim Ogg, Beth Barron, Cornelia Hartman and Mary Mcfaden have violated their oath of office against the peace and dignity of the State of Texas

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GEORGE E. SALDANA

Sworn to and subscribed before me by on June 29, 2021

Notary Public in and for  
the State of Texas