

WILLIAM M. WINDSOR
MISSOULA COUNTY DETENTION CENTER
2340 MULLAN ROAD
MISSOULA, MT 59808

FILED APR 06 2015

SHIRLEY E. FAUST, CLERK
By Michael L. Hype
Deputy

APR 6 '15 PM 2:29

MONTANA FOURTH JUDICIAL DISTRICT COURT, MISSOULA COUNTY

STATE OF MONTANA,
PLAINTIFF

DEPT. NO. 3

CAUSE NO. DC-14-509

-VS-

WILLIAM M. WINDSOR,
DEFENDANT

MOTION TO COMPEL
RELEASE

COMES NOW, WILLIAM M. WINDSOR, WHO FILES THIS "MOTION TO COMPEL RELEASE," AND SHOWS THE COURT AS FOLLOWS:

1. WILLIAM M. WINDSOR IS BEING HELD IN THE MISSOULA COUNTY DETENTION CENTER ("MCCDC").
2. ON MARCH 27, 2015, THIS COURT GRANTED WILLIAM M. WINDSOR BAIL OF \$5,000.
3. WILLIAM M. WINDSOR WENT TO BOOKING AT THE MCCDC TO POST A CASH BOND FOLLOWING THE MARCH 27, 2015 HEARING. HE WAS DENIED RELEASE CLAIMING THERE WAS A TEXAS FUGITIVE HOLD.
4. THERE IS NO TEXAS "FUGITIVE HOLD." WILLIAM M. WINDSOR NEVER COMMITTED A CRIME IN TEXAS, AND HE NEVER COMMITTED A CRIME AND FLED THE STATE OF TEXAS.
5. THE ONLY BASIS UPON WHICH WILLIAM M. WINDSOR COULD BE HELD IN MONTANA ON A TEXAS CHARGE IS PURSUANT TO THE UNIFORM CRIMINAL EXTRADITION ACT ("UCEA").
6. WILLIAM M. WINDSOR WAS NEVER ARRESTED OR

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DETAINED FOR EXTRADITION TO TEXAS.

7. WILLIAM M. WINDSOR WAS NEVER SUBJECT OF A TEXAS COMPLAINT AS REQUIRED BY THE UCEA.

8. WILLIAM M. WINDSOR WAS NEVER SUBJECT OF AN AFFIDAVIT OF PROBABLE CAUSE AS REQUIRED BY THE UCEA.

9. WILLIAM M. WINDSOR WAS NEVER TAKEN BEFORE A MAGISTRATE AS REQUIRED BY THE UCEA.

10. WILLIAM M. WINDSOR WAS NEVER GIVEN THE OPPORTUNITY TO SEEK COUNSEL REGARDING TEXAS.

11. WILLIAM M. WINDSOR WAS NEVER GIVEN THE OPPORTUNITY TO FILE A PETITION FOR WRIT OF HABEAS CORPUS.

12. WILLIAM M. WINDSOR WAS NEVER GRANTED BAIL FOR TEXAS AS REQUIRED BY THE UCEA.

13. ABSOLUTELY NONE OF THE REQUIREMENTS OF THE UCEA AS STATED IN MURKIN CASE, TITLE 46, CHAPTER 50, WERE MET.

14. IF THE MCDIC IS CONFUSED IN THINKING A TEXAS GOVERNOR'S WARRANT IS VALID, IT IS NOT. A TEXAS GOVERNOR'S WARRANT WAS ISSUED ON DECEMBER 23, 2014 FOR EXTRADITION TO MONTANA. THAT HAS NOW BEEN ACCOMPLISHED, AND THAT TEXAS GOVERNOR'S WARRANT CLEARLY STATES THAT IT IS ONLY VALID FOR ARREST IN TEXAS.

15. THERE IS NO LEGAL BASIS TO DENY RELEASE TO WILLIAM M. WINDSOR DUE TO ANY ALLEGED CHARGES IN TEXAS.

WHEREFORE, WILLIAM M. WINNISON PRAYS THAT
THIS COURT ORDER:

a. THAT THE MISSOURI COUNTY DETENTION
CENTER HAS UNLAWFULLY DENIED RELIEF
OF WILLIAM M. WINNISON CLAIMING THERE
IS A TEXAS HOLD;

~~b. THAT WILLIAM M. WINNISON SHALL BE~~
RELEASED FROM THE MISSOURI COUNTY
DETENTION CENTER UPON POSTING THE
\$5,000 BOND ORDERED BY THIS COURT ON
MARCH 27, 2015;

c. THAT THE TEXAS GOVERNOR'S WARRANT
FOR EXTRADITION TO MONTANA IS NULL
AND VOID IN MONTANA; AND

d. AND GRANT SUCH OTHER AND FURTHER
RELIEF AS THIS COURT FINDS APPROPRIATE.

THIS 3rd Day of APRIL 2015,

William M. Winnison

William M. Winnison

AFFIRMATION

I, WILLIAM M. WINDSON, SWEAR UNDER PENALTY OF PERJURY THAT ALL STATEMENTS OF PAGE HEREIN ARE TRUE AND CORRECT BASED UPON MY PERSONAL KNOWLEDGE.

THIS 3rd Day of APRIL, 2015,

William M. Windson

WILLIAM M. WINDSON

NOTICE TO THE COUNTY OF MISSOURI

I HAVE RETURNED A COPY OF THIS TO TERRILLER CLARK, DEPUTY MISSOURI COUNTY ATTORNEY, MISSOURI COUNTY COURTHOUSE TOWER, MISSOURI, MISSOURI

THIS 3rd Day of APRIL, 2015,

William M. Windson

WILLIAM M. WINDSON