

# WARRANT OF ARREST

THE STATE OF TEXAS  
VS.

DA CONTROL #: C-1-CR-10-501184

NAME: CEDRIC MYRON BENSON  
Aliases:  
B / M DOB: 12/28/1982  
ADDRESS: 5607-A CREEK BOTTOM  
CITY: AUSTIN, TX 78731

AUSTIN POLICE DEPARTMENT  
OFFENSE #: 10-1500309  
OFFENSE DATE: 05/30/2010  
PEACE OFFICER: DET. P. BIGINI #4875

THE STATE OF TEXAS  
TO ANY PEACE OFFICER OF THE STATE OF TEXAS, GREETINGS:

You are hereby commanded to arrest:

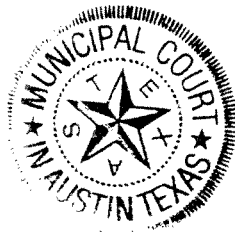
**CEDRIC MYRON BENSON B/M 12/28/1982**

If to be found in your County and bring him/her before me, Judge at the Municipal Court, Travis County, Texas, at my office in Austin, in said county, Travis, then and there to answer the State of Texas for an offense against the laws of said State, to-wit:

## **ASSAULT WITH INJURY CLASS A MISDEMEANOR**

of which offense he/she is accused by the written complaint, under oath, filed before me. Herein fail not but of this writ make due return, showing how you have executed the same. Witness my official signature, this 27 day of June, 2010.

BOND \$: 5,000.00



*[Signature]*  
Judge, Municipal Court  
City of Austin  
Travis County, Texas

### **PEACE OFFICER'S RETURN:**

Came at hand the \_\_\_\_\_ day of \_\_\_\_\_ A.D., \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M. and executed on the \_\_\_\_\_ day of \_\_\_\_\_ A.D., \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., by arresting the within named \_\_\_\_\_ in \_\_\_\_\_ County, Texas, and taking his bond, placing him in jail at \_\_\_\_\_.

I actually and necessarily traveled \_\_\_\_\_ miles in the service of this writ, in addition to any other mileage that I may have traveled in the service of other process in this cause in the same trip.

FEES-MILEAGE: \$ \_\_\_\_\_  
Making arrest: \$ \_\_\_\_\_  
Taking bond: \$ \_\_\_\_\_  
Commitment \$ \_\_\_\_\_  
Release \$ \_\_\_\_\_  
Total \$ \_\_\_\_\_

BY \_\_\_\_\_  
Peace Officer

THE STATE OF TEXAS

X

IN THE MUNICIPAL COURT

X

CITY OF AUSTIN,

COUNTY OF TRAVIS

X

TRAVIS COUNTY, TEXAS

**AFFIDAVIT FOR WARRANT OF ARREST AND DETENTION**

The Undersigned Affiant, who after being duly sworn by me, on oath, makes the following statement: I have good reason to believe and do believe that **CEDRIC MYRON BENSON B/M 12/28/1982** on or about 05/30/2010, in Austin, Travis County, Texas, did then and there commit the offense of:

**ASSAULT WITH INJURY / CLASS A MISDEMEANOR**

Affiant is a seven year veteran of the Austin Police Department and is currently a detective assigned to the North Bureau Investigations Unit. My belief of the foregoing statement is based upon information provided to me by Austin Police report #10-1500309, victim Bryan White, witness Brett Vance, suspect Cedric Benson and recorded video evidence provided by Annie's West bar at 706 W. 6<sup>th</sup> St, Austin, Tx.

On May 30<sup>th</sup>, 2010 at about 1:50am a physical disturbance erupted between suspect Cedric Benson and an unknown subject at Annie's West bar. Upon being separated by the bar staff, Benson shoved manager/witness Brett Vance in an attempt to continue the fight he was previously engaged in. Bartender/victim Bryan White observed this and assisted Vance in trying to figure out what had happened. Benson spit blood, from his injured lip, at White while speaking so White advised Benson to stop. Benson stated "I don't give a fuck". Since Benson had already been in a physical altercation and was now being verbally aggressive towards the bar staff, they asked him several times to leave the bar. Benson refused and was physically escorted out of the bar by Vance and White. Benson struggled with Vance while being physically restrained and walked to the front door to the bar.

Once outside the bar, bar employees Evan Guerra and Bryan White stood at the doorway to prevent Benson from trying to re-enter the bar. When an unidentified subject asked Benson what had happened, he replied "All these white boys are ganging up on me and kicking me out" according to White. According to Vance and White, White replied "I'm going to take time out of my busy job to kick you out?" Benson then punched with his right fist to the left side of White's face, striking White once. White stumbled backwards and felt pain to the left side of his face. Staff and bystanders converged on the group, but Benson and White were separated prior to anything else physical occurring between them. Austin Police responded to the scene and gathered statements as well as video evidence from the bar, showing the incident.

Affiant asserts **CEDRIC MYRON BENSON** committed ASSAULT WITH INJURY when *he intentionally punched Bryan White, the victim in the face causing bodily injury - complaint of pain to the victim.* SWORN AND SUBSCRIBED TO before me by the said Affiant, on June 27, 2010.

*Paul Bigini*  
Affiant: Detective Paul Bigini

*John A. Vasquez*  
MAGISTRATE, AUSTIN MUNICIPAL COURT, TRAVIS COUNTY, TEXAS

On June 27, 2010, I hereby acknowledge I have examined the foregoing affidavit and have determined that probable cause does exist for the issuance of a warrant of arrest for the individual accused therein.

*John A. Vasquez*  
MAGISTRATE, AUSTIN MUNICIPAL COURT, TRAVIS COUNTY, TEXAS

APD Offense Number: 10-1500309

DET. P. BIGINI #4875