DISTRICT COURT WASHINGTON CO OK
JEAN DAVIS, COURT CLERK
FILED MAY 14 2025
BY JMayes DEPUTY

IN THE DISTRICT COURT OF WASHINGTON COUNTY

STATE OF OKLAHOMA

THE STATE OF OKLAHOMA,

Plaintiff,

v.

FLYNN ROBERT MARTIN,

Defendant.

Case No. CM-2024-00301

AFFIDAVIT OF FLYNN ROBERT MARTIN

(In Support of Motion to Disqualify the Honorable Judge Jared Sigler)

I, Flynn Robert Martin, being of lawful age and competent to testify, hereby swear and affirm under penalty of perjury that the following statements are true and correct:

1. I am the Defendant in the above-captioned matter and submit this affidavit in support of a motion to disqualify the presiding judge. I reside at 4413 E. Whitman Street, Tucson, Arizona 85711.

2. On July 5, 2024, I was arrested in Washington County, Oklahoma. I posted a $1,000 bond and was released from custody on July 6, 2024.

3. On July 5, 2024, the State filed a criminal Information charging me with unlawful possession of a controlled dangerous substance under 63 O.S. § 2-402. (This document is on file with the Court.)

4. On July 8, 2024, I appeared before the Court for arraignment, and a plea of Not Guilty was entered on my behalf.

5. On July 11, 2024, I filed a pro se Motion for Discovery requesting all available evidence. The Court acknowledged the motion on July 31, 2024, but no discovery was produced. (See Exhibit 1 – Procedural Timeline, entries dated 07/11/24 and 07/31/24.)

6. On September 4, 2024, I appeared in court for the first time with appointed counsel. On that date, my counsel formally requested the laboratory report and discovery on the record.

7. On September 5, 2024, the Oklahoma State Bureau of Investigation issued a Criminalistics Examination Report in connection with this case. The document is marked "Date Reported: September 5, 2024" and shows "CC: Washington County DA Office" in the lower left corner. I can make the report available for in-camera review upon request by the Court.

8. On October 9, 2024, my counsel again stated on the record that she had not received the OSBI report. District Attorney William Drake appeared personally on behalf of the State

at that hearing. (See Exhibit 1, entry dated 10/09/24.)

9. On December 19, 2024, immediately prior to a scheduled jury trial sounding, my counsel privately showed me the OSBI report for the first time. That day, the Court set a motion cutoff for January 10, 2025, and a jury trial for January 27, 2025. (See Exhibit 1, entry dated 12/19/24.)

10. On December 31, 2024, the State filed a [1st Amended as to correct name of Controlled Dangerous Substance] altering the alleged substance to "Tetrahydrocannabinolis." The docket reflected the filing, but the amended Information document was not uploaded to OSCN, nor was it served on me or provided to me by my then-counsel. (This document is on file with the Court.)

11. On the morning of January 10, 2025, I obtained a printed copy of the amended charge from the Clerk's Office. Later that day, the Court held a hearing at which District Attorney William Drake again appeared. The previously scheduled jury trial was vacated. (See Exhibit 1, entry dated 01/10/25.)

12. As of the date of this affidavit, I have not received any discovery from either the prosecution or my former counsel, with the sole exception of the OSBI Criminalistics Examination Report, which was provided to me by my counsel immediately prior to the December 19, 2024 hearing. On April 9, 2025, the Court granted my Motion to Proceed Pro Se, in which I requested that the Court order prior counsel to provide me with my

complete case file. (See Exhibit 1, entry dated 04/09/25.)

13. Through publicly available sources, I learned that Judge Jared Sigler served as First Assistant District Attorney for Washington County from 2011 to 2017, and that William Drake served in the same office as an Assistant District Attorney during part or all of that time. I personally observed Mr. Drake appear for the State at both the October 9, 2024 and January 10, 2025 hearings.

14. On May 3, 2025, I mailed a sealed, in-camera request addressed to Judge Sigler asking that he recuse himself or transfer the case pursuant to Rule 15(a). USPS certified tracking confirms delivery to the courthouse on May 8, 2025.

15. As of May 13, 2025, no docket entry appeared acknowledging or responding to my in-camera request. I mailed my formal Motion to Disqualify on that date.

16. I make no allegation of actual bias or wrongdoing. This affidavit is submitted solely to set forth sworn facts supporting my belief that a reasonable person, fully informed of the circumstances, could question the impartiality of the Court under Rule 2.11(A) of the Oklahoma Code of Judicial Conduct and 20 O.S. § 1401(E).

17. Further affiant sayeth not.

Respectfully submitted,

Flynn Robert Martin
4413 E. Whitman Street
Tucson, AZ 85711

VERIFICATION

STATE OF NEW YORK
COUNTY OF QUEENS

On this 13th day of May, 2025, before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared Flynn Robert Martin, to me known and known to me to be the individual described in and who executed the foregoing instrument, and who acknowledged to me that he executed the same as his free and voluntary act and deed for the purposes therein set forth.

Notary Public
My Commission Expires: 10/20/28

MICHELLE G. ENRIQUEZ
NOTARY PUBLIC-STATE OF NEW YORK
No. 01EN6195452
Qualified in Queens County
My Commission Expires 10-20-28

Exhibits

Exhibit 1: Procedural Timeline (compiled from OSCN minute entries)

Note: The OSBI Criminalistics Examination Report (dated 09/05/24) is available for in-camera review upon request. The Original and Amended Informations are on file with the Court and referenced herein.

EXHIBIT 1 – PROCEDURAL TIMELINE (DEFENDANT FLYNN ROBERT MARTIN)

Date	Event
07/05/2024	Arrested in Washington County, Oklahoma; State filed criminal Information (63 O.S. § 2-402)
07/06/2024	Released from custody on $1,000 bond
07/08/2024	Arraigned; Not Guilty plea entered
07/11/2024	Pro Se Motion for Discovery filed
07/31/2024	Court acknowledged discovery motion (minute entry); no ruling entered
09/04/2024	First appearance with appointed counsel; counsel formally requested lab report and discovery on the record
09/05/2024	OSBI issued Criminalistics Examination Report dated "09/05/2024"; marked "CC: Washington County DA Office"
10/09/2024	Hearing held; counsel stated OSBI report still not received; District Attorney William Drake appeared for the State
12/19/2024	Counsel privately provided OSBI report to Defendant; Court set cutoff date (01/10/25) and jury trial (01/27/25) (per minute entry)
12/31/2024	State filed First Amended Information; document not uploaded to OSCN; Defendant not served or informed by counsel
01/10/2025	Defendant obtained printed copy of amended charge from Clerk; hearing held; DA Drake appeared; jury trial vacated (per minute entry)
04/09/2025	Motion to Proceed Pro Se granted; Defendant requested file turnover from former counsel (minute entry)

05/03/2025 Defendant mailed sealed in-camera disqualification request to Judge Sigler

05/08/2025 USPS confirmed delivery of sealed request to courthouse

05/13/2025 No docket entry acknowledging in-camera request; Motion to Disqualify mailed that day

All entries above correspond to publicly available minute entries or events stated in the accompanying affidavit.