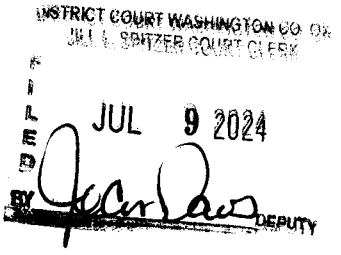
Motion for Appointment of Public Defender



IN THE DISTRICT COURT OF WASHINGTON COUNTY
STATE OF OKLAHOMA

State of Oklahoma, Plaintiff,
vs.
Flynn Robert Martin, Defendant.
Case No. CM24301

MOTION FOR APPOINTMENT OF PUBLIC DEFENDER

COMES NOW the Defendant, Flynn Robert Martin, and respectfully moves this Honorable Court to appoint a Public Defender to represent him in the above-captioned case, based on the following:

1. **Homeless and Visiting Status:** The Defendant is currently homeless and is visiting his mother who recently moved to Bartlesville. The address provided in Tucson, Arizona (4413 E. Whitman St., Tucson, AZ 85711) is a friend's home where the Defendant receives mail.
2. **Financial Status:**
    - **Cash on Hand:** The Defendant has only $5 in cash.
    - **No Personal Property:** The Defendant does not own any personal property.
    - **Employment Status:** The Defendant is currently unemployed and has no income or assets.
    - **Inability to Pay:** The Defendant is unable to pay for legal representation and would only be wasting the time of any law offices contacted, as the only way an attorney would represent him is if they agreed to take his case pro bono.
    - **Application Fee:** The Defendant does not have the $40 required for the application fee and is unable to pay it due to his current financial situation.
3. **Mother's Financial Situation:**
    - The Defendant's mother, Jocelyn Therrell, posted bond and provided an affidavit indicating her inability to provide further financial assistance. She paid $150 to a bail bondsman to secure the Defendant's release and cannot assist with any additional legal expenses.

4. **Constitutional Rights:**

    - The Defendant has already been subjected to detention, having spent a day in jail following his arrest on July 5, 2024. Under both the United States Constitution and the Oklahoma Constitution, the Defendant has an unequivocal right to legal representation. The Sixth Amendment guarantees the right to counsel in criminal prosecutions, and this right is further reinforced by the Oklahoma Constitution. The Defendant's indigent status necessitates the appointment of a Public Defender to ensure his rights are upheld and he receives a fair trial.

5. **Sufficiency of Motion as Pauper's Affidavit:**

    - This motion contains all necessary financial information typically required in a Pauper's Affidavit, demonstrating the Defendant's indigency and inability to pay for legal representation. The inclusion of detailed financial status and the attached affidavit from the Defendant's mother provide a comprehensive view of the Defendant's current financial situation, fulfilling the requirements for the appointment of a Public Defender.

WHEREFORE, the Defendant respectfully requests that this Honorable Court appoint a Public Defender to represent him in this matter.

Respectfully submitted,

Flynn Robert Martin
4413 E. Whitman St.
Tucson, AZ 85711
520-869-2821

Dated: July 9, 2024

Certificate of Service:

I hereby certify that a true and correct copy of the foregoing Motion for Appointment of Public Defender was delivered to the Prosecuting Attorney's Office on this 9th day of July, 2024.

Flynn Robert Martin

Verification Section

IN THE DISTRICT COURT OF WASHINGTON COUNTY
STATE OF OKLAHOMA

State of Oklahoma, Plaintiff,
vs.
Flynn Robert Martin, Defendant.
Case No. CM24301

VERIFICATION

State of Oklahoma
County of Washington

I, Flynn Robert Martin, do hereby swear or affirm that all statements made herein are true and correct.

Subscribed and sworn to before me this 9 day of July, 2024.

Kristi Spitzer, Court Clerk
By Jean Davis
Deputy

Defendant

Notary Public / Court Clerk / Judge

My Commission Expires: _____

Affidavit of Financial Hardship

IN THE DISTRICT COURT OF WASHINGTON COUNTY
STATE OF OKLAHOMA

STATE OF OKLAHOMA,
Plaintiff,

vs.

Flynn Martin,
Defendant.

Case No. CM24301

AFFIDAVIT OF JOCELYN THERRELL

STATE OF OKLAHOMA
COUNTY OF WASHINGTON

I, Jocelyn Therrell, being duly sworn, depose and state as follows:

1. **Personal Information:**
    - My name is Jocelyn Therrell, and my address is 414 SE Washington Blvd. #143, Bartlesville, OK 74006. My phone number is 520-901-0708.
2. **Relationship to Defendant:**
    - I am the mother of Flynn Martin, the defendant in the above-captioned case.
3. **Financial Hardship:**
    - I am employed as a caregiver in Bartlesville, Oklahoma.
    - Despite my employment, I am barely making enough money to cover my bills and living expenses.

4. **Bail Payment:**
    - I paid $150 to a bail bondsman to secure my son's release on a $1,000 bond.
    - This payment has caused unexpected financial hardship and has strained my ability to meet my financial obligations.
5. **Inability to Provide Further Financial Assistance:**
    - I am unable to assist my son with any further legal expenses.
    - My current financial situation does not allow for any additional expenditures beyond my basic living expenses.
6. **Request for Public Defender:**
    - I fully support my son's request for the appointment of a public defender to represent him in his criminal case.
    - Given our financial situation, we are unable to afford private legal representation.

I declare under penalty of perjury under the laws of the State of Oklahoma that the foregoing is true and correct to the best of my knowledge and belief.

Jocelyn Therrell
414 SE Washington Blvd. #143
Bartlesville, OK 74006
Phone: 520-901-0708

Subscribed and sworn to before me this 9th day of July 2024.

Notary Public

Alex Savage

Notary Public
State of Oklahoma
ALEX SAVAGE
WASHINGTON COUNTY
COMMISSION #24001209
Comm. Exp. 01-25-2028

My commission expires:
01-25-2028