From: cbailey@co.titus.tx.us
Subject: Re: State v. [defendant] – Preservation and Witness-Preparation Request
Date: August 26, 2026 at 8:28 AM
To: Kyle Moring [redacted]

Mr. Moring:

Please find attached a copy of your statement in regard to the February 7, 2025, offense committed by [defendant].

The defendant pleaded guilty and waived appeal, but the time for a notice of appeal to be filed has not run yet.

Thank you for your work on this case and your willingness to comply with your subpoena.

Thank you,

Chuck Bailey
District Attorney

August 26, 2026 5:30 AM, "Kyle Moring" <[redacted]> wrote:

> Mr. Bailey,
>
> Thank you again for your August 12 offer to make available the materials concerning my involvement in these cases.
>
> Now that the August 24 setting has passed, would you please confirm whether CR22551 and CR22641 have been resolved and whether any appeal remains pending or permitted?
>
> I would also appreciate confirmation that the materials and recordings I supplied were received, preserved, associated with the appropriate causes, and disclosed to the defense as required under Article 39.14. Please also let me know whether any of those materials became part of the court record.
>
> I understand that I submitted the recordings in my capacity as a Walmart employee and therefore may not be personally entitled to receive copies. Nevertheless, I would appreciate copies of my own statements, submissions, communications, recordings, and other materials concerning my involvement that you may lawfully provide. If copies cannot be provided, please let me know whether inspection is available, which agency presently maintains the materials, and whether access must instead be requested or authorized by Walmart.
>
> I am not requesting internal prosecutorial notes, legal strategy, or confidential information concerning other individuals. If any portion of this request should be directed to MPPD, the District Clerk, or another custodian, I would appreciate your guidance.
>
> Thank you again for your assistance.
>
> Respectfully,
>
> Kyle Douglas Moring

> On Aug 21, 2026, at 8:26 AM, Kyle Moring <[redacted]> wrote:
>
> Mr. Bailey,
>
> Thank you for letting me know. I understand your email to mean that I have been released from the subpoenas for August 25 and should not appear.
>
> For planning purposes, have the causes been resolved, or have they been reset to a later setting? If they have been reset and my testimony may still be needed, I remain available.
>
> On August 12, you kindly offered to make available the materials concerning my involvement in the cases. If that offer still stands, I would welcome the opportunity to review them. If the causes have concluded and a different channel is now appropriate, I would appreciate your guidance on where I should direct that request.
>
> Thank you again for your prompt attention.
>
> Respectfully

Respectfully,

Kyle Douglas Moring

> On Aug 21, 2026, at 7:50 AM, cbailey@co.titus.tx.us wrote:
> Mr. Moring:
>
> Please disregard the subpoena for next week on the [defendant] cases. You do not need to appear in court.
>
> Thank you,
>
> Chuck Bailey
> District Attorney
>
> August 13, 2026 6:29 AM, "Kyle Moring" <[redacted]> wrote:
>
> > Mr. Bailey,
> >
> > Thank you for your prompt response. I am available to meet or speak by phone at whatever time works for your schedule and would appreciate reviewing the materials a few days before the appearance date if possible.
> >
> > I will treat the subpoenas as remaining in effect and plan to appear on August 25 unless your office notifies me otherwise.
> >
> > Thank you again. I look forward to hearing from you.
> >
> > Respectfully,
> >
> > Kyle Douglas Moring
> > [redacted] | [redacted]
>
> > On Aug 12, 2026, at 9:58 AM, cbailey@co.titus.tx.us wrote:
> > Mr. Moring:
> >
> > I will certainly make those materials available to you so that you may review the circumstances of your involvement in those cases. At this time, I do not know if this case will actually go to trial the week of August 24. I will notify you soon when the court schedule for that week becomes more clear. Also, I will meet with you or have a conversation with you to review these cases with you. I will be back in touch with you in the next several days.
> >
> > Thank you for response.
> >
> > Chuck Bailey
> > District Attorney
> >
> > August 12, 2026 9:44 AM, "Kyle Moring" <[redacted]> wrote:
> >
> > > Mr. Bailey,
> > >
> > > I received subpoenas requiring my appearance on August 25, 2026, in State v. [defendant] State v. [defendant] Cause Nos. CR22551 and CR22641.
> > >
> > > I formerly worked as an Asset Protection Investigator at Walmart Store 131 in Mount Pleasant. During at least one law-enforcement response involving [the defendant] [the defendant], including the February 7, 2025 incident, I accompanied responding Mount Pleasant Police Department officers in the store parking lot while performing my duties at the direction of store management.
> > >
> > > Because Walmart terminated my employment on April 17, 2025, I no longer have access to my Walmart email, reports, case-management records,

surveillance systems, or other internal materials that could refresh my recollection or help me distinguish between the two criminal causes.

For transparency, I am the complainant in an ongoing OSHA whistleblower investigation and the charging party in an ongoing EEOC investigation, both involving Walmart and relating to my employment and April 2025 termination. I mention this only so your office has that context. I am not asking your office to address either investigation; my request is limited to preparing to testify accurately and preserving evidence related to these criminal cases. To prepare for my testimony and avoid unintentionally confusing the two matters, I respectfully request an opportunity to review, or receive copies of, the following materials to the extent your office considers appropriate:

· Any written, recorded, summarized, or transcribed statement attributed to me.

· Body-worn-camera or in-car recordings in which I appear or can be heard.

· Portions of police reports describing my actions, observations, or statements.

· The incident dates, law-enforcement report numbers, responding-officer identities, and corresponding criminal-cause numbers needed to distinguish the events.

I am not requesting advice about what to say. I intend to testify truthfully from my own recollection. Reviewing my prior statements and the recordings in which I appear would help ensure that I do not inadvertently combine details from separate incidents.

I also respectfully request that your office take reasonable steps to ensure the preservation of potentially relevant evidence associated with these causes, including:

· Original body-worn-camera and vehicle-camera recordings, including native files, metadata, audit information, and export histories.

· Dispatch, CAD, radio, telephone, and call-for-service records.

· Police reports, supplements, photographs, witness statements, and recordings.

· Walmart surveillance footage or other recordings supplied to law enforcement.

· Evidence inventories and records identifying materials received from Walmart.

· Communications or statements provided by Walmart management or Asset Protection personnel concerning the incidents.

This preservation request is not a demand for immediate disclosure of the State's entire file. I am asking that potentially relevant material not be deleted, overwritten, or otherwise lost while the criminal cases and my subpoena obligations remain pending.

If copies cannot be provided, I would appreciate an opportunity to inspect the limited witness-preparation materials at your office before the scheduled court date. Please let me know whether I should coordinate that review through Ms. Aguilar or another member of your office.

Thank you for your assistance. Please confirm receipt of this preservation request when convenient.

Respectfully,

Kyle Douglas Moring
[redacted] | [redacted]

Attachment: Subpoena – Cause Nos. CR22551 and CR22641

25 - 2012

Before me, the under signed authority in and for the State of Texas, on the day personally appeared

Kyle Moring **Name**	Wal-Mart **Employer**
[redacted] **Address**	2311 S. Jefferson Ave. Mt. Pleasant, TX **Employer Address**
903-572-0018 **Phone Number**	903-572-0018 **Employer Phone Number**
[redacted]nse **Social Security Number**	**Additional Contact Phone Number**

Who After being duly sworn, deposes and said:

My name is Kyle Moring, I am of sound mind, 37 years of age, and competent to give the affidavit,

On February 7th, 2025, at approximately 15:23, I, Kyle Moring, API, was contacted by a member of management from the Wood Forest Bank in our store, who informed me that they believed a person I had trespassed recently was conducting a transaction on register #29. I walked out of the AP office towards GM Self-Checkout and observed a white male, who I recognized to be [defendant] a previously trespassed person with an active criminal trespass warning, finalizing a transaction on register #29. I followed [defendant] out of the GM Exit door where I asked him why he breaching his trespass. Due to MPPD already being on site due to an event taking place inside the AP office, I contacted Ofc. Rawls and informed him of the situation. Ofc. Rawls then walked from the sidewalk outside of the Grocery doors with APOC Logan Tice toward the GM side of the parking lot. Ofc. Rawls made contact with [defendant] as he was walking towards the back of Row 6 and detained the individual. Ofc. Rawls requested that APOC Logan and I walk out to Row 6 to confirm [defendant] identity and provide details from his Auror profile. [defendant] appeared to be inebriated while Ofc. Rawls was asking him questions in the parking lot. Ofc. Rawls asked [defendant] if he had driven to the store today, which [defendant] stated that he had not. MPPD then requested I review CCTV footage to determine how [defendant] arrived at the store. Through CCTV review, I observed [defendant] pull into a parking space on Row 1 and park a blue Jeep SUV with TXLP PGX4905. [defendant] was then observed exiting the blue Jeep SUV and staggering into the white SUV parked next to his vehicle before selecting a shopping cart from the cart station on Row 3 then entering the store through the Garden Center Entrance. Once MPPD identified the vehicle, Ofc. DeJesus noticed an open beer can in one of the front cup holders in [defendant] Jeep. Following a search of [defendant] vehicle, he was found to be in possession of alprazolam and marijuana. [defendant] was then taken to Titus County Jail and his vehicle was towed from the property.

I have read the above statement consisting of 1 page (s), which is based on my personal knowledge, and is true and correct.

Signature of person making voluntary statement

Subscribed and sworn before me, Ofc. A. Rawls, a peace officer of the State of Texas and pursuant to 602.002 Texas Government Code, on this the 7th day of February, A.D. 2025.

Peace Officer

18:03 hrs
Time