

PC19.02(b)(1) F1

CJIS #: 09990019

Pearland PD Case #: 10-9644

FOI 7740

In the Name and by Authority of the State of Texas:

Before me, the undersigned authority, on this day personally appeared Cecil Arnold, the undersigned affiant, who after being by me duly sworn, on oath deposes and says that he has good reason to believe and does believe and charge that Hermilo Moralez, on or about the 16th day of November, A.D. 2010, and before the making and filing of this complaint, in the County of Brazoria, State of Texas, did then and there intentionally or knowingly cause the death of an individual, Joshua Wilkerson, by beating him with a large wooden rod and burning his body.

**PROBABLE CAUSE**

On his oath, affiant further deposes and says that he bases his belief of the foregoing upon the following: On 11-16-10 at approx. 1711 hrs Officer Oubre was dispatched to 5050 Broadway, Pearland, Brazoria County, Texas in reference to a missing person. Upon arrival he met with the reportee, identified as Laura Wilkerson, and she stated that her son, Joshua Wilkerson was missing.

Mrs. Wilkerson stated that Joshua went to school at around 0815 hrs on 11-16-10 and was there until 1150 hrs on 11-16-10. Mrs. Wilkerson stated that Joshua always goes straight home after school and calls her when he gets there usually around 1215 hrs. Mrs. Wilkerson stated that she driving on Mclean at around 1630 hrs on 11-16-10 and noticed Joshua's red Toyota Tacoma parked near the dumpster.

Officer Dasilva arrived on scene and checked the dumpster that Joshua's truck was parked next to, and located a pair of Nike tennis shoes. Mrs. Wilkerson immediately identified the Nike shoes as Joshua's. Officer Oubre, while checking the dumpster located a blue backpack. He looked into the backpack and pulled out a red lanyard with a house key, a truck key and LA Fitness card. Mrs. Wilkerson also identified the lanyard as belonging to Joshua.

Officer Dasilva located a witness, Jesus Juarez inside of Emma's that saw someone park the truck at around 1620 hrs on 11-16-10. Other officers were called to the scene to assist in the search for Joshua Wilkerson. While officers were searching the area at approx. 1925 hrs Officer Morton and Officer Oubre noticed a white male walking down the ditch line near the crime scene. The male stopped several times to look into the crime scene through the large bushes. Officer Morton and Officer Oubre approached the male and he verbally identified himself as Milo. The officers asked him if he knew Joshua and he stated that he knew him from school in an "excited tone". Milo stated that he had seen Joshua at school today. Officer Oubre asked him where he was going and he replied that he was just out walking. As Officer Oubre continued to speak with Milo he became very nervous and his hands and legs began to shake. Officer Oubre noticed a large fresh scratch on the left side of Milo's that went from his eyebrow to his neck. Officer Oubre asked Milo how he got the scratch and he stated that he did not know.

Officer Oubre asked Milo where he lived and he stated down the road but was evasive with his answers and would not give an address or location. Based on Milo's nervous and evasive behavior, the fresh injury to his face, and his close proximity to a possible crime scene, Officer Oubre asked Milo for his full name and date of birth. Milo identified himself verbally to Officer Oubre as Milo Moralez w/m 11-9-91. While Officer Oubre was checking Milo through the system Detective Patterson started walking over and Milo became more nervous and began looking around saying that he needs to go. Officer Oubre asked where he needed to go, but Milo could not state where he needed to go. Detective Patterson escorted Milo to an unmarked police unit to conduct further questioning. During Detective Patterson's interview with Milo, he now correctly identified himself as Hermilo Moralez 11-9-91 but still refused to provide his address. Hermilo was then arrested for fail to identify and transported to the Pearland jail.

On 11-16-10 at approx. 2230 hrs. I was contacted by Lt. Moody and asked to respond to the Police Dept. to assist in interviewing Hermilo Moralez. When I arrived Det. Patterson was already interviewing Hermilo. Det. Patterson was recording the interview via video camera and audio recorder. Det. Patterson advised me that he already provided Hermilo his Miranda Rights which Hermilo signed stating he understood them and agreed to waive his rights.

I took over the interview and during the interview Hermilo admitted that he was with Joshua earlier today, and Joshua gave him a ride when they got out of school. Hermilo stated that he and Joshua went to a location, and Joshua began to come on to him in a sexually manner. Hermilo stated that he hit and pushed Joshua off of himself. He said they got out of Joshua's truck and began to fight.



NOV 18 2010

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Justice of the Peace 3-2

Hermilo said that Joshua picked up a piece of wood from the ground and tried to hit him. Hermilo told me that he took the wooden rod like piece of wood from Joshua and began to hit him with it. He said that both he and Joshua were on the ground, and when he got up Joshua did not move. Hermilo said that he had beaten Joshua pretty bad and he bleeding from the nose and mouth. Hermilo described what happened to Joshua as very violent and claiming that Joshua was messed up. Hermilo stated that he got into Joshua's truck and drove away, leaving Joshua behind.

Hermilo stated that he parked Joshua's truck next to the dumpster near Emma's Grill, and threw Joshua's shoes and backpack into the dumpster. I asked Hermilo to tell me where he left Joshua and he refused to provide me with the location. As the interview continued Hermilo stated that Joshua is gone and I cannot find him. At one point Hermilo stated that Joshua kind of "melted" into the ground and is gone. Hermilo eventually, after talking with Caroline Escobar, the lady he lived with, agreed to take us to Joshua's body. The conversation between Hermilo and Caroline Escobar was recorded and Hermilo had been given his Miranda Rights again. During this conversation Hermilo admits that he and Joshua got into a fight and Joshua was hurt real bad. Hermilo stated that he drove Joshua's body in Joshua's truck to an area near the dead end of FM-518. Hermilo said once there he burned Joshua's body.

Hermilo then directed us to the location where he transported Joshua's body and burned it. Hermilo walked Lt. Moody through a wooded area directly to the location of Joshua's body. When the located Joshua's body Lt. Moody was able to see that the body had been partially burned and the hands and feet were bound. The body was located in a field that was in Pearland, Fort Bend County.

As Det. Jernigan was transporting Hermilo back to the Pearland City Jail he asked him where Joshua was killed. Hermilo stated that Joshua was killed at his father's home located at 5018 Bailey Rd. Pearland, Brazoria County, Texas. Hermilo told Det. Jernigan that the incident happened on the back patio of his father's home and the wooden rod he used, to beat Joshua, was tossed into a field next to the home. Hermilo led Det. Jernigan to his parent's home and pointed out the residence and said the incident took place on the patio near the BBQ pit.

A search warrant was served on 5018 Bailey Rd. Pearland and the field next door. A forensic analysis of the back patio revealed a large amount of blood on the back patio next to the BBQ pit. A search of the field next to 5018 Bailey revealed a wooden closet rod with blood on one end. Against the Peace and Dignity of the State.

*[Signature]*  
Signature of Affiant

#### SUSPECT INFORMATION

Name: Hermilo Morales (W/M 11-9-91)

Address: 4905 Campbell Dr. Pearland Texas 77584

Sworn to and subscribed before me by Cecil Arnold, a credible person, this 18th day of November, 2010.

*[Signature]*  
Notary Public, State of Texas

My commission expires: 11-27-2012

Magistrate's Approval: *[Signature]*

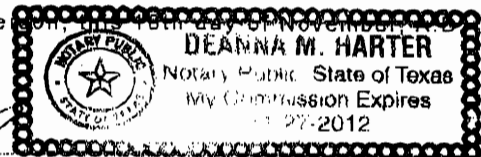
Justice of the Peace Precinct \_\_\_\_\_ Place \_\_\_\_\_

Filed this \_\_\_\_\_ day of \_\_\_\_\_, AD

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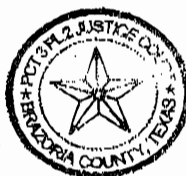
Approved by: \_\_\_\_\_

Assistant Criminal District Attorney  
\_\_\_\_\_  
County, Texas



NOV 18 2010

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THE STATE OF TEXAS  
COUNTY OF BRAZORIA

I hereby certify that the above is a full, true, and correct copy of the original. Given under my hand and seal of the court at my office in Pearland, Texas.

GORDON STARKENBURG, JUSTICE OF THE PEACE  
PRECINCT 3, PLACE 2

By *[Signature]* Clerk

*Bond*  
*\$ 375,000*

*PDA 11/18/2010*