



**U.S. Department of Justice  
U.S. Attorney's Office  
Western District of Texas**

**Johnny Sutton, U.S. Attorney**

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**FOR IMMEDIATE RELEASE**

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**FUGITIVE SENTENCED FOR ASSAULTING OFFICER WITH DEADLY WEAPON**

**United States Attorney Johnny Sutton** announced that in Austin, 50-year-old Terry Michael Miller of Bastrop, Texas, was sentenced to 25 years in federal prison for assaulting a federal officer with a deadly weapon.

In addition to the prison term, United States District Judge Lee Yeakel ordered that Miller be placed under supervised release for a period of three years after completing his prison term and to pay \$3,000 restitution to Special Deputy U.S. Marshal and Austin Police Officer Kevin Rybarski.

On January 17, 2008, a jury convicted Miller of one count each of assaulting a federal officer with a deadly weapon causing bodily injury and assaulting a federal officer with a deadly weapon. Testimony revealed that on February 8, 2006, members of the U.S. Marshals Service Lone Star Fugitive Task Force executed an arrest warrant for the defendant at 213 Loesch, Elgin, Texas, and blocked his pickup truck in the driveway. With emergency sirens and lights activated on their vehicle and while wearing clothing which clearly displayed the word "POLICE," the officers approached, identified themselves, then ordered Miller to get out of his vehicle. Miller looked in his rear view mirror at the approaching officers and specifically made eye contact with Officer Rybarski. Miller then made an attempt to escape by accelerating in reverse toward Officer Rybarski and Deputy U.S. Marshal Darren Sartin. Both Rybarski and Sartin were forced to jump out of the way of the truck.

Two fellow officers on the scene each discharged their weapon one time each in order to defend against the deadly conduct of the defendant. The defendant's truck hit the curb on the opposite side of the street, lost control and rolled over. Miller was then apprehended. The defendant was struck by one of the bullets which entered his right jaw, exited the chin, entered the upper chest, and lodged under the skin. The other bullet struck the front of the residence.

This case was investigated by the Texas Ranger L. R. Wardlow.

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