

**MINUTES FOR P.O.S.T. COMMISSION MEETING  
August 16, 2019**

The Tennessee Peace Officer Standards and Training Commission met on Friday, August 16, at 9:30 a.m., at the Tennessee Law Enforcement Training Academy, 3025 Lebanon Road, Nashville, Tennessee.

Chair Spangler called the meeting to order.

Chair Spangler asked for a motion for an amendment of the adoption of the August agenda. General Cherry made motion. Seconded by Commissioner Waggoner. The motion carried.

Mr. Mines conducted a roll call, which reflected the presence or absence of the following commissioners: Bello - present; Forrester - present; Spangler - present; Partin - absent; Faulkner - present; Dunbar - present; Waggoner - present; Birchfield - absent; Wright - absent; Farris - present; Hulsey - present; Russell - present; Sen. Jackson - absent; General Cherry - present.

Commissioner Farris read the following disclaimer: All P.O.S.T. Commissioners have previously agreed to recuse themselves from any vote that would constitute a conflict of interest. The most obvious of these would include issues that involve our own departments or someone we know personally. Because we have already agreed to this, it should be noted that on routine matters it will be assumed nonverbally that these commissioners have abstained from that vote. In bigger more controversial issues that may have a more overt conflict of interest or may have an appearance of impropriety applicable commissioners will still verbally abstain from those votes.

Chair Spangler asked for approval of the June and July meeting minutes. Commissioner Hulsey moved for approval. Seconded by Commissioner Forrester. The motion carried.

Mr. Grisham read the recommendations given by the Informal Disciplinary Subcommittee after hearing several matters.

First, there was a court-ordered surrender of the certification of Jimmy Sanford, formerly of the Rutherford County Sheriff's Office.

In the matter of Carlard Anderson, formerly of Shelby County Sheriff's Office, it was recommended to refer the matter to the full commission for a formal hearing.

In the matter of Robert Akines, formerly of Memphis Police Department, it was recommended to continue the matter pending the underlying employment case.

In the matter of Terrion Bryson, formerly of Memphis Police Department, it was recommended to issue a default order of decertification based upon his felonies.

In the matter of Cedric Hawkins, formerly of Memphis Police Department, it was recommended to issue a default order of decertification based upon he was terminated for disciplinary reasons.

In the matter of Pierce Hayden, formerly of Memphis Police Department, it was recommended to issue a default order of decertification based upon he was terminated for disciplinary reasons.

In the matter of Tyler Temple, formerly of the Cheatham County Sheriff's Office, it was recommended to refer the matter to the full commission for a formal hearing.

In the matter of Samuel Ogburn, formerly of the Norris Police Department, it was recommended to refer the matter to the full commission for a formal hearing.

Commissioner Dunbar abstained from the Shelby County case, and Commissioner Forrester abstained from all the Memphis cases.

Commissioner Farris moved for approval. Seconded by Commissioner Russell. The motion carried.

**APPEARING BEFORE THE COMMISSION/WAIVERS FOR PRE-EMPLOYMENT  
REQUIRMENTS - 1110-02.03 + 1110-9-.04**

**Brentwood Police Department** - Request an arrest wavier for David Gene Kelley, PSID# 8776-2597, hired July 1, 2019. On October 14, 1997, Mr. Kelley was charged with DUI in Hawaii. Mr. Kelley satisfied all court costs and fines. In August 2002, Mr. Kelley was charged with DUI in San Diego, California. Mr. Kelley satisfied all court costs and fines.

David Kelley was present, along with Captain Alan Hardcastle.

Mr. Mines told the Commission Mr. Kelley meets the standards.

Chair Spangler asked Mr. Kelley to explain the situation to the Commission. Mr. Kelley explained that he was in law enforcement prior to this in Arkansas. He told the Commission that he has changed his life since the incidents they read about. He explained they were youthful indiscretions during his military career.

Chair Spangler asked if Captain Hardcastle had anything to add. Captain Hardcastle said this is the very first time the department has ever asked for a preemployment waiver for anybody they have hired. However, he explained that once he met Mr. Kelley, he felt he deserved a second chance.

Commissioner Forrester asked Captain Hardcastle what Mr. Kelley's position is with the department. Captain Hardcastle said Mr. Kelley is a police officer trainee. Commissioner Forrester reminded Captain Hardcastle that the department needs to ask for the waiver prior to letting Mr. Kelley participate in any law enforcement function and failure to do that could result in a Class A misdemeanor.

Commissioner Hulsey asked Mr. Kelley to explain to the Commission why he feels they should give him a waiver even though he has been caught with two DUIs in his past. Mr. Kelley explained that he joined the military in the Special Operations community and totally changed his life. He spent 21 years in the military, and he advocated for the men he served with to not make the same mistakes he had. He became a drug and alcohol counselor for other members of his team as well.

Mr. Kelley went on to say that he went to college and received his bachelor's degree and then his master's. He served in eight combat missions as well. After retiring from the military, he became a law enforcement officer in Mesa, Arizona, where he received Officer of the Quarter for Mesa, Arizona, in 2019.

Commissioner Russell thanked Mr. Kelley for his service. He asked if Mr. Kelley retired in Arizona. Mr. Kelley said he retired from the U.S. Navy after 21 years in 2015. Also, in 2015 he became a P.O.S.T. certified officer in Mesa, Arizona, and is still considered an officer. He didn't retire.

Commissioner Russell asked Mr. Kelley how old he was in 1997 and 2002 when the incidents he's there for occurred. Mr. Kelley said he was between 20 and 23 years old at the time.

Commissioner Russell moved for approval of the waiver. Seconded by General Cherry. Commissioner Hulsey voted no. The motion carried.

**Loudon County Sheriff's Office** - Request an arrest waiver for Brian Ernest Brannum, PSID#4292-3913, hired July 8, 2019. On August 13, 2015, Mr. Brannum was charged with a DUI in Clay County, Florida. Mr. Brannum satisfied all court costs and fines.

Brain Brannum was present, along with Sheriff Tim Guider.

Chair Spangler asked Mr. Brannum to explain the circumstances to the Commission. Mr. Brannum told the Commission that in 2015 after going through a bad breakup with a woman he was going to marry, he went out and thought he was okay to drive. He wasn't.

He explained that since then he's gone through the steps for counseling to steer away from alcohol. He hasn't used alcohol since then. He's been preaching, and last Sunday was announced as the youth pastor at his church.

Sheriff Guider also told the Commission Mr. Brannum has been working for him for almost three years in corrections. He said Mr. Brannum has showed exemplary work and would like to be moved up to law enforcement.

Sheriff Guider also wants the Commission to know Mr. Brannum is a veteran and has some federal prison work experience that he feels is noteworthy.

Commissioner Forrester asked Sheriff Guider what Mr. Brannum's current position is with his department. Sheriff Guider said he is in corrections.

Commissioner Russell thanked Mr. Brannum for his service and said he could not vote since this was inside his legislative district.

Commissioner Waggoner moved for approval of the waiver. Seconded by General Cherry. Commissioner Hulsey and Commissioner Forrester voted no. Commissioner Russell abstained. The motion carried.

**Loudon County Sheriff's Office** - Request an arrest waiver for Keith Willard Swinney, Jr., PSID#8618-5111, hired July 8, 2019. On September 1, 2005, Mr. Swinney was charged with underage driving while impaired in Jefferson County, Tennessee. Mr. Swinney has satisfied all court costs and fines.

Keith Swinney was present, along with Sheriff Tim Guider.

Sheriff Guider explained to the Commission that Mr. Swinney has been with him for three years and has shown exemplary service. He is also in corrections and would like to move up to law enforcement.

Mr. Swinney told the Commission when he was arrested, he was newly in the military and made a wrong decision. He completed an alcohol abuse program. He stayed in the military for almost eight years and became a noncommissioned officer and had several deployments.

Commissioner Hulsey asked Mr. Swinney how old he was when he was charged. Mr. Swinney said he was 18 or 19 and fresh out of boot camp and stationed at Fort Bragg.

Commissioner Forrester asked if the charge was underage consumption. Mr. Swinney said it was.

Commissioner Bello moved for approval of the waiver. Seconded by Commissioner Waggoner. The motion carried.

**WAIVERS OF SIX-MONTH RULE:**

The following departments are requesting a waiver of the six-month rule to keep their officers and the department in compliance.

**Loudon County Sheriff's Office** - Request a six-month waiver for Thomas Matthew Fagiana, PSID#0440-2600, hired on December 3, 2018. Mr. Fagiana had a seven-year break in service and was scheduled to attend the P.O.S.T. Transition School in March 2019. Mr. Fagiana was unable to attend due to availability. This agency was before this honorable Commission on February 15, 2019, requesting a six-month waiver that was approved for January-June. Mr. Fagiana will now be outside of this waiver and this agency is requesting an additional six-month waiver. Mr. Fagiana is enrolled to attend the September 22, 2019, P.O.S.T. Transition School.

Commissioner Forrester asked why Mr. Fagiana was unable to attend the meeting. Sheriff Guider explained that he believed it was the Sheriff's Office that kept him from attending. He was not sure about the circumstances.

Mr. Mines explained to the Commission that they approved attendance at P.O.S.T. Transition; however, he had some out-of-state business to take care of. Upon further investigation, it was discovered that he needed a six-month waiver to take him out further in order for him to be able to attend the September class.

Commissioner Waggoner moved for approval of the waiver. Seconded by Commissioner Farris. The motion carried.

**WAIVER TO ATTEND ANOTHER ACADEMY - POST RULE 1110-02-.03(3)**

**Fayette County Sheriff's Department** - Request a waiver for James Tylman, PSID#8151-2281, hired December 9, 2017, to be able to attend Basic Training at TLETA on September 29, 2019. Mr. Tylman attended Blount County Law Enforcement Training Academy in January 2018 and broke his leg being unable to finish the Academy. Mr. Tylman has since remained on light duty.

Commissioner Russell moved for approval of the waiver. Seconded by Commissioner Hulsey. The motion carried.

**Putnam County Sheriff's Department** - Request a waiver for Jacob Chandler Cobble, PSID#9515-6847, hired on July 15, 2019, to be able to attend the Knox County Sheriff's Office Training Academy on September 3, 2019. Mr. Cobble was initially enrolled with Walter State Regional Law Enforcement Training Academy in 2005 and had to resign due to family issues.

Chandler Cobble was present, along with Lieutenant Rick Baker.

Commissioner Forrester moved for approval of the waiver. Seconded by Commissioner Russell. The motion carried.

**WAIVER OF BASIC TRAINING - 1110-02-.03 + 1110-9-.02**

The following requests for waiver/substitution of basic training have been reviewed and appear to meet P.O.S.T. requirements:

**Anderson County Sheriff's Department** - Request that Larry R. Lay, PSID#0757-7175, hired on July 1, 2019, be

allowed to attend the P.O.S.T. Transition School at TLETA on September 22, 2019. On December 20, 2007, Mr. Lay graduated from TLETA and worked for the Scott County Sheriff's Department until September 1, 2010. Since March 11, 2019, Mr. Lay has worked with this agency in a civilian role.

Larry Lay was present, along with Assistant Chief Robert Sexton.

Chair Spangler told the Commission Mr. Lay meets the standards.

Commissioner Russell moved for approval of the waiver. Seconded by Commissioner Forrester. The motion carried.

**Bradley County Sheriff's Department** - Request that Anthony J. Anderson, PSID#6445-4907, hired on July 1, 2019, be allowed to attend the P.O.S.T. Transition School at TLETA on September 22, 2019. Previously, Mr. Anderson attended and graduated from the Cleveland State Basic Police Academy in October 2006. Mr. Anderson has worked for the Charleston Police Department and Etowah Police Department. Mr. Anderson has a six-year break in service before being hired by this agency.

Anthony Anderson was present, along with Julie Quinn, Training Director.

Chair Spangler told the Commission Mr. Anderson meets the standards.

Commissioner Russell moved for approval of the waiver. Seconded by Commissioner Hulsey. The motion carried.

**Bristol Police Department** - Request that Sean Christopher Helbert, PSID#5189-5650, hired on July 8, 2019, be allowed to attend the P.O.S.T. Transition School at TLETA on September 22, 2019. Previously, Mr. Helbert attended and graduated from the Roanoke City Virginia Academy on July 20, 2018, with 1,060 hours. Mr. Helbert previously worked as a full-time law enforcement officer with Roanoke City Police Department. Mr. Helbert will need to complete 40 hours of Defensive Tactic training prior to the start of P.O.S.T. Transition School.

Sean Helbert was present, along with Lieutenant Keith Feathers.

Commissioner Russell asked if the 40 hours Defensive Tactic training had been scheduled yet. Lieutenant Feathers said he

hadn't. He thought he had submitted paperwork showing that he had 86 hours of DT.

Mr. Mines said he didn't have that paperwork, but he would look and see if he can document that training.

Commissioner Forrester moved for approval of the waiver pending verification of those hours. Seconded by Commissioner Russell. The motion carried.

**Campbell County Sheriff's Department** - Request that Jennifer A. Thomas, PSID#3896-6796, hired on July 29, 2019, be allowed to attend the P.O.S.T. Transition School on September 22, 2019. Previously, Ms. Thomas attended and graduated from the Walter State Regional Law Enforcement Training Academy on September 6, 2016.

Jennifer Thomas was present, along with Lieutenant Matt Wasson.

Commissioner Russell moved for approval of the waiver. Seconded by Commissioner Hulsey. The motion carried.

**Dickson County Sheriff's Department** - Request that Kenneth Michael Howard, PSID#9964-2716, hired on June 20, 2019, be allowed to attend the P.O.S.T. Transition School on September 22, 2019. Previously, Mr. Howard attended and graduated from the Florida George Stone Area Vocational College on April 5, 2016, with 770 hours. Mr. Howard was a full-time officer for Escambia County Police Department with no break in service.

Mr. Mines said there is a correction. It's Dickson County Police Department, not Sheriff's Department.

Kenneth Howard was present, along with Chief Jeff Lewis.

Commissioner Russell moved for approval of the waiver. Seconded by Commissioner Bello. The motion carried.

**Harriman Police Department** - Request that Charlie Cisson, PSID#0221-5759, hired on May 20, 2019, be allowed to attend the P.O.S.T. Transition School on September 22, 2019. Previously, Mr. Cisson worked for the Roane County Sheriff's Department separating on November 30, 2012. Mr. Cisson then worked with the Fairfield Glade Police Department from December 2017 to May 2019. The Fairfield Glade Police Department did not enter his employment through Acadis.

Chair Spangler told the Commission Mr. Cisson meets the standards.

Commissioner Forrester moved for approval of the waiver. Seconded by Commissioner Russell. The motion carried.

The Department also wanted the Commission to consider the fact that Mr. Cisson worked with Loudon County Sheriff's Office in 2014 and 2015. He worked over 20 hours a week and attended in-service during that time.

Mr. Mines told the Commission he was given some information concerning that, but there was nothing documented in Acadis on that from Loudon. As far as P.O.S.T. knows, Mr. Cisson was a part-time officer. They would need to check with Loudon to see what they did or didn't put in Acadis with respect to that.

Mr. Grisham asked if the other service would prevent him from having to attend Transition School. Mr. Mines said it might.

Commissioner Waggoner moved for approval and pending approval as to whether or not Transition School is needed. Seconded by Commissioner Russell. The motion carried.

**Maryville Police Department** - Request that Leslie Paige Craig, PSID#4661-9828, hired on June 24, 2019, be allowed to attend the P.O.S.T. Transition School on September 22, 2019. Ms. Craig attended the Walter State Regional Law Enforcement Training Academy and graduated September 27, 2006. Ms. Craig worked for the Blount County Sheriff's Department until June 15, 2014. Ms. Craig has remained a Reserve Deputy with Blount County.

Commissioner Russell moved for approval of the waiver. Seconded by Commissioner Waggoner. The motion carried.

**Kingsport Police Department** - Request that Donald Earl Harding, III, PSID#4344-2665, hired on July 1, 2019, be allowed to attend the P.O.S.T. Transition School on September 22, 2019. Mr. Harding attended and graduated from the Virginia Southwest Regional Police Academy and was issued his P.O.S.T. commission on May 9, 2013. Mr. Harding was a full-time officer for seven years with the Town of Norton, Virginia.

Commissioner Russell moved for approval of the waiver. Seconded by Commissioner Forrester. Commissioner Hulsey abstained from the vote. The motion carried.

**Kingsport Police Department** - Request an arrest waiver for Aaron Scott Blevins, hired on August 12, 2019. On May 13, 2011, Mr. Blevins was charged with misdemeanor citation of underage drinking and public intoxication. Mr. Blevins pled guilty of underage drinking and satisfied all costs and fines. The public intoxication was dismissed.

Aaron Blevins was present.

Mr. Blevins explained to the Commission that he was only 18 or 19 years old during that period of time. He's had no further incidents. He served in the Army, and he got out last August. With his time in service, he was a noncommissioned officer. He also obtained his bachelor's degree. He has also gotten married and had a family since that time as well.

Commissioner Russell moved for approval of the waiver. Seconded by Commissioner Waggoner. The motion carried.

**Metro Nashville Airport Department of Public Safety** - Request that Daniel Dean Littleton, PSID#4001-5531, hired on July 8, 2019, be allowed to attend the P.O.S.T. Transition School on September 22, 2019. Mr. Littleton graduated from Wisconsin Nicolet Area Technical College on August 16, 2012 and was issued his P.O.S.T. commission on June 11, 2013. Mr. Littleton worked as a full-time officer for the Minocqua Police Department from February 2013 until June 2019.

Chair Spangler told the Commission Mr. Littleton meets the standards.

Commissioner Russell moved for approval of the waiver. Seconded by Commissioner Dunbar. The motion carried.

**WAIVERS OF SIX-MONTH RULE:**

The following departments are requesting a waiver of the six-month rule to keep their officers and the department in compliance.

**Humboldt Police Department** - Request a waiver for Carleaus Leenard Evans, PSID#0942-8239. Mr. Evans was scheduled to attend Basic Training at TLETA on July 7, 2019. Mr. Evans

attended Week 1 but was pulled from the class by his agency due to agency issues. Mr. Evans will be re-attending Basic Training at TLETA on September 29, 2019.

Chief Reynard Buchanan, Sr., was present.

Chief Buchanan explained to the Commission that they hired Mr. Evans in February. During his first week of training some issues were brought up that the Chief didn't think were handled properly by the field training officers. Mr. Evans made some comments about not being happy there and not being taken care of. And the Chief had an uneasy feeling that he may leaving as soon as he graduated. So there were some issues he wanted to address with Mr. Evans prior to sending him back.

Commissioner Forrester asked Chief Buchanan what has changed that he wants to send him back through. Chief Buchanan said there were some issues he wanted to address with him first. There were new officers training recruits and the new recruits didn't feel comfortable expressing their concerns to the supervisors because of it. Now they've instituted the policy of only having veteran officers train the new recruits.

Commissioner Hulsey moved for approval of the waiver. Seconded by Commissioner Waggoner. The motion carried.

#### **NEW BUSINESS/ITEMS FOR DISCUSSION**

**The 2019 audit/inspection of the Chattanooga Police Academy was conducted on July 26, 2019.**

#### **Findings:**

None

#### **Recommendations:**

None

Pursuant to Rule 1110-07-.06(2)(c) it is recommended the P.O.S.T. Commission issue a letter advising the Chattanooga Police Academy of the status of its compliance.

Commissioner Russell moved for approval. Seconded by Commissioner Farris. The motion carried.

**The 2019 audit/inspection of the Cleveland Community College/Police Academy was conducted on July 25, 2019.**

**Findings:**

None

**Recommendations:**

None

Pursuant to Rule 1110-07-.06(2)(c) it is recommended the P.O.S.T. Commission issue a letter advising the Cleveland Community College/Police Academy of the status of its compliance.

Commissioner Russell moved for approval. Seconded by Commissioner Farris. The motion carried.

**Jefferson County Sheriff's Department** - The agency inadvertently failed to include former Sheriff Garland W. McCoig, PSID#3456-5098 in the 2018 salary supplement roster for the agency. Former Sheriff McCoig had successfully completed his 2018 in-service and has not been paid his 2018 salary supplement.

Sheriff Jeff Coffey was present, along with Lieutenant Mike Hicks.

Sheriff Coffee explained to the Commission that he took over September 1<sup>st</sup>. Nobody in the department had done in-service at that point. However, the sheriff had done his in-service with the Sheriff's Association. They just didn't include him as having his in-service done. It was an honest mistake.

Commissioner Russell asked how they could approve it since the budget year has passed. Mr. Grisham said they usually pay if it's the Commission's fault. But normally they use this as a tool to keep people compliant by filing paperwork in a timely manner. But Mr. Grisham said it's up to the Commission to approve or not.

Commissioner Hulsey asked if there was a cut-off date. Mr. Grisham said he has turned the money back. There are one or two supplements out of the next year's budget. It has been before in the past.

Commissioner Russell asked if there were any other people that were left off the list. Sheriff Coffey said no. Nobody else in the department had in-service.

Commissioner Forrester moved to keep the department in compliance but not pay the salary supplement since the fiscal year had ran. Seconded by Commissioner Russell. The motion carried.

**Johnson City Police Department** - The agency inadvertently failed to include John M. Hames, PSID#0214-5160 in the 2018 salary supplement roster for the agency. Mr. Hames had successfully completed his 2018 in-service and has not been paid his 2018 salary supplement.

Commissioner Forrester moved to keep the department in compliance but not pay the salary supplement since the fiscal year had ran. Seconded by Commissioner Russell. The motion carried.

**APPLICATIONS FOR TRAINING OFFICER - 1110-04-.03**

P.O.S.T. Investigators have reviewed and approved 6 application for training officer, and they appear to meet criteria for approval.

The officers listed below, if any, will be informed that they have one year to complete instructor development or approved substitute.

Commissioner Russell moved for approval. Seconded by Commissioner Farris. The motion carried.

**CURRICULUM AND TESTS - 1110-04 & SPECIALIZED TRAINING CURRICULUM - 1110-04-.09**

P.O.S.T. Investigators have reviewed and approved 92 in-service and specialized training classes this month as they appear to be in order and meet or exceed minimum standards set forth by the Peace Officers Standards and Training requirements. They have made note if these training offerings meet the P.O.S.T. requirements for firearms, EVOC, mental illness, and CSA.

Commissioner Russell moved for approval. Seconded by Commissioner Hulsey. The motion carried.

**APPLICATIONS FOR CERTIFIED INSTRUCTOR - 1110-03-.04**

P.O.S.T. Investigators have reviewed and approved 19 applications for certified instructor, and they appear to be in order and meet minimum standards, and they have completed the minimum hours in attendance of required courses.

The instructors listed below, if any, will be informed they have one year to complete instructor development or approved substitute.

Officers listed below, if any, request a waiver of the one-year training officer requirement.

Officers listed below, if any, request a waiver of the five-year training officer requirement. Please see the supporting documents.

Commissioner Russell moved for approval. Seconded by Commissioner Bello. The motion carried.

**WAIVER OF IN-SERVICE - RULE 1110-09-.05**

Requests for a waiver have been received for the following officers so that they will remain in compliance with P.O.S.T. guidelines as well as the department. They are not eligible for salary supplement.

**Norris Police Department** - Request an in-service waiver for Michael Adam Poole, PSID#1171-9740. Mr. Poole's agency participated in a non-P.O.S.T. certified firearms course. Consequently, Mr. Poole did not receive the mandatory eight hours firearms training.

Chief Samuel Ogburn was present.

Chief Ogburn explained that he became interim chief after the previous chief resigned in November. He was unaware of all the training. He found out later that they did train in July and had timesheets and a newsletter with dates of when they attended; however, that was not turned in. Chief Ogburn then turned the officers' names to the Rocky Top Police Department and they did firearms with them. Later on, he found out that it was not P.O.S.T. approved.

Commissioner Waggoner asked if it was the same issue they had last month with the instructor retiring. Mr. Grisham said it was.

Commissioner Waggoner said he thought they approved the request last month. Commissioner Forrester said they denied the request.

Commissioner Bello asked if any of them had firearms training this year. Chief Ogburn said they have not yet. He's in the process of getting an instructor certified to give them their firearms training.

Commissioner Waggoner moved approval of the waivers, including Michael Adam Poole, John J. Cuel, and Richard L. Roach. It was seconded by Commissioner Forrester. The motion carried.

That concluded the agenda.

Commissioner Forrester asked if there was a date for the rulemaking hearing. Ms. Cooper said they were shooting for October. They're further along in the process. If it's not October, it'll be December.

Commissioner Forrester also asked if they can send reminders to chiefs about the requirements related to pre-employment waivers. Mr. Grisham said he addresses them periodically and will make sure they do. Also, they're going to add in the new sheriff's school to take care of the old sheriffs because the Commission just denied two outgoing administrations their pay supplements.

Ms. Cooper told the Commission she had a matter if there wasn't anything further. The matter is concerning Mr. Lipscomb, formerly of the Carter County Sheriff's Office. He was terminated in March of 2017 for unbecoming conduct and alleged alteration of an official document. It involved text messages to a private citizen while he was on duty, and she complained. The matter was referred to the Commission for a full hearing. It was then put aside or on pause because of court proceedings were going on. Those court proceedings ended in Mr. Lipscomb's favor. So they had a discussion with Mr. Lipscomb's attorney about a settlement offer of a suspension from March 31, 2017 to August 31, 2019.

Commissioner Forrester said he remembered the case. He couldn't remember what he did. Ms. Cooper said there was a warrant for a female. Mr. Lipscomb went out to serve the warrant. There was

a man who said she had moved, and so he resubmitted the paperwork back to the sheriff's department stating that she had moved. There was a disagreement as to whether or not she actually moved. And the court proceedings ended, and everything was found in Mr. Lipscomb's favor.

Commissioner Forrester asked if it was on the basis for him being terminated for disciplinary reasons. Ms. Cooper said it would be because of the unbecoming conduct.

Commissioner Waggoner said what we're talking about is decertification for what. Ms. Cooper said it would be a suspension from March 31, 2017 to August 31, 2019. And he would be required to come before the Commission before he could go back to work.

Commissioner Forrester moved for approval. Seconded by Commissioner Hulsey. The motion carried.

The next meeting is September 20, 2019.

The meeting was adjourned.

RESPECTFULLY SUBMITTED:

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Tracy Wilkes, LCR #366

APPROVED:

\_\_\_\_\_  
Tom Spangler  
Chairman

DATE: \_\_\_\_\_