



PRIVATE PROBATION SERVICE COUNCIL  
500 JAMES ROBERTSON PARKWAY  
NASHVILLE, TENNESSEE 37243-1166  
615-741-1831

**Meeting Minutes**  
**August 1, 2025**  
**Teams Meeting**  
**Davy Crockett Tower**

The Private Probation Services Council met on August 1, 2025, via a Teams Teleconference. The following business was transacted:

**COUNCIL MEMBERS PRESENT:** Judge Brody Kane, Judge Jason Hudson, Judge Joel Perry, Baker Ring and Michael Wright.

**COUNCIL MEMBERS ABSENT:** Judge Teresa Nelson and Stacey Kelley.

**STAFF MEMBERS PRESENT:** Roxana Gumucio and Michael Underhill.

**CALL TO ORDER/ROLL CALL**

Director Gumucio called the meeting to order at 10:00 a.m. and completed roll call.

**NOTICE OF MEETING**

Director Gumucio read the notice of meeting into the record as follows: "Notice of the August 1, 2025, meeting of the Private Probation Services Council was posted to the Private Probation Service Council website since May 10, 2024, additionally, this month's agenda has been posted on the website since July 25, 2025."

Individuals who wish to make a public comment on an item listed on the posted agenda during the scheduled public comment period will need to sign in on the provided sign-in sheet or by placing their name in the chat box online. It is requested that comments be limited to three (3) minutes out of respect for other speakers.

**STATEMENT OF NECESSITY**

Attorney, Michael Underhill read the Statement of Necessity into the record. Judge Kane motioned to accept it as written, which Mr. Ring seconded. The motion passed unanimously by roll call vote.

## **AGENDA**

Mr. Wright motioned to adopt the agenda as adjusted, which Judge Kane seconded. The motion passed unanimously by roll call vote.

## **FEBRUARY MINUTES**

Upon review of the minutes from the February 2025 meeting, Judge Hudson motioned to approve the minutes as written. This was seconded by Judge Kane. The motion passed unanimously by roll call vote.

## **DIRECTORS REPORT**

### ***Budget***

Director Gumucio presented the financials as of May 2025 which reflect a deficit of \$4,422 leaving the reserve at \$605,738.

Director Gumucio presented the proposed 2026 meeting dates. Judge Hudson motioned to approve the 2026 meeting dates. This was seconded by Mr. Wright. The motion passed unanimously.

## **LEGAL**

### ***Legal Report (presented by Michel Underhill)---***

#### **1. PPSC-2025011061**

Disciplinary History:

- 2021009361 -closed-operating on an expired license and failed to file its 2018, 2019, and 2020 quarterly reports - \$24,000.00 civil penalty via Consent Order

**Summary:** This 3-4-25 administrative complaint alleges Respondent has failed to file the February 2025 quarterly report and fee as mandated in Tenn. Comp. Rules & Regs. section 1177-01-.08 (Quarterly Provider Fee) by February 20, 2025. The Respondent mailed the report and payment on February 27, 2025. Respondent replied that the mistake was in advertent and was cured shortly.

**Recommendation:** **Authorize formal hearing. Authorize settlement by consent order for the civil penalty of \$1,000.00 based on previous disciplinary history.**

**Decision:** **Approved.**

#### **2. PPSC-2025014821**

Disciplinary History:

- None

**Summary:** This 3-18-25 administrative complaint alleges Respondent has failed to file the February 2025 quarterly report and fee as mandated in Tenn. Comp. Rules & Regs. section 1177-01-.08 (Quarterly Provider Fee) by February 20, 2025. The Respondent mailed the report and payment which was received on March 3, 2025. Respondent replied that the mistake was an oversight and will not occur in the future.

**Recommendation:** Letter of Warning (Quarterly Provider Form and Fee to be provided by February 20, 2025 as stated in subsection [b]).

**Decision:** Approved.

### 3. PPSC-2025023411

Disciplinary History:

- None

**Summary:** This 4-27-25 probationer complaint alleges probation officer threatens probationer with jail/violation of probation for lying. Specifically, probation officer is telling probationer they have failed a drug test and not letting probationer see the drug test results.

Respondent states the complainant failed a drug test, the results were sent to a lab for a second opinion/analysis to prove the failed drug test, and the complainant was scheduled to report to go over the results and did not do so; a violation at this point would be for absconding and not so much for the failed drug test. Further, Complainant has missed court dates to review his payments to the court; on May 6, the court will issue a warrant for Complainant's arrest. Complainant appeared at the May 6 court date, but did not address any "complaints" with the court at that time (Respondent was not present at that hearing.) Respondent's supervisor is also aware of this complaint and Respondent is able to meet with the supervisor regarding any concerns. Respondent has taken training in how to provide appropriate service to probationers and has not deviated from that in this case.

**Recommendation:** Closure.

**Decision:** Approved.

### 4. PPSC-2025025481

Disciplinary History:

- 2021081121-closed-employed an unlicensed person and violations of reporting requirements –\$8,000 civil penalty via Consent Order

**Summary:** This 5-5-25 administrative complaint alleges Respondent has been indicted for felony counts of money laundering and forgery arising out of a Tennessee Comptroller's Office investigation at the behest of the Tennessee Bureau of Investigation regarding information contained in quarterly reports submitted to the Council and its executive director pursuant to Tenn. Comp. Rules & Regs. section 1177-01-.08 (Quarterly Provider Fee). Respondent denies any illegal activity, has worked with the investigating agencies through an attorney, and expects the charges to be unfounded at a future criminal trial.

**Recommendation:** Litigation monitoring (determine if Respondent pleads guilty to, or is found guilty of, a felony) to determine failure to renew, suspension or revocation pursuant to Tenn. Comp. Rules & Regs. section 1177-02-.06 [Refusal to Renew, Denial, Suspension, and Revocation].

**Decision:** Pass to the November 2025 meeting.

### 5. PPSC-2025025491

Disciplinary History:

- None
- **Summary:** Please see facts for Item #4 above. This is the companion case against the owner of the misdemeanor private probation company.

**Recommendation:**     **Litigation monitoring (determine if Respondent pleads guilty to, or is found guilty of, a felony) to determine failure to renew, suspension or revocation pursuant to Tenn. Comp. Rules & Regs. section 1177-02-.06 [Refusal to Renew, Denial, Suspension, and Revocation].**

**Decision:**     **Pass to the November 2025 meeting.**

#### **6. PPSC-2025028661**

Disciplinary History:

- 2024032771 – closed-failed to timely file its May 2024 quarterly Report – Letter of Warning

**Summary:** This 5-19-25 probationer complaint alleges Respondent did not accommodate his disability for panic disorder and agoraphobia regarding an office interaction on 5-19-24 where probationer was not immediately seen by the probation officer.

Respondent states they conducted an internal investigation, whereby probationer missed an appointment on 5-16-25 and was rescheduled to 5-23-25; probationer showed up unannounced on 5-19-25 when probation officer was set to perform other important administrative tasks. This could have been explained to the probationer if he would have called the office prior to inexplicably showing up at the office. This was not an isolated incident as probationer had missed previous appointment dates in the past. Further, probationer was not treated any different from any other probationer and Respondent does not do video appointments. Probation officer was never made aware of probationer's specific disabilities prior to the 5-19-25 unannounced presence of the petitioner. Probationer's agitation and request for disability accommodations began when he was informed of the re-scheduled appointment date of 5-23-25. Follow-up calls to the probationer to explore disability accommodations were not answered or returned. ADA (Americans With Disabilities Act) matters are outside the scope of the Council's authority.

**Recommendation:**     **Closure.**

**Decision:**     **Approved.**

#### **7. PPSC-2025030561**

Disciplinary History:

- 2025014821 – closed-failed to timely file a previous 2024 quarterly Report – Letter of Warning

**Summary:** This 5-30-25 administrative complaint alleges Respondent has failed to file the February 2025 quarterly report and fee as mandated in Tenn. Comp. Rules & Regs. section 1177-01-.08 (Quarterly Provider Fee) by May 20, 2025. The Respondent states the wrong date was inputted for the quarterly report due date and has since been corrected.

**Recommendation:**     **Authorize formal hearing. Authorize settlement by consent order for the civil penalty of \$250.00 based on previous disciplinary history (second offense).**

**Decision:**     **Approved.**

#### **8. PPSC-2025035401**

Disciplinary History:

- None

**Summary:** This 6-23-25 probation complaint alleges (1) Respondent probation officer caused the unlawful issuance of a capias warrant for the violation of his probation conditions; (2) the probation officer is alleged to have an improper relationship with the judge; and (3) the Respondent and the judge are allegedly redirecting court generated revenue through the probation office and into the local jail system.

Respondent states (1) Complainant violated the terms of his misdemeanor probation by incurring new charges, (2) the allegations are untrue, and (3) probation fees are collected and kept within the company; court fees are collected by the court. No private probation fees are sent to the court or the jail.

None of the allegations fall under the Private Probation Services Council's regulatory Code of Conduct concerning misdemeanor private probation companies.

**Recommendation: Closure.**

**Decision: Approved.**

Judge Kane motioned to accept the legal report. Judge Hudson seconded. The motion passed unanimously.

Attorney, Michael Underhill updated the council on the status of the Retrospective Rules.

#### **NEW BUSINESS**

Director Gumucio asked if anyone in the public, participating remotely using Teams, had comments as they relate to the agenda. There were no comments provided.

#### **ADJOURNMENT**

There being no new business, Mr. Wright motioned to adjourn the meeting, which Judge Hudson seconded. Director Gumucio adjourned the meeting at 10:12 a.m.