

**GEORGIA DEPARTMENT OF PUBLIC SAFETY**

POST OFFICE BOX 1456  
ATLANTA, GEORGIA 30371-2303

**Investigative Services Division**

**Face Sheet**

Incident Type: Other Case number IA-0094-2009  
Incident Date: Date Opened: 9/17/2009  
Incident Address: Date Closed:  
Incident City: Incident State GA  
Level Investigated: IA

Name: SMITH III, CHATTAM Troop C Post 48

Brief Narrative: Missing Backup Weapon

Supervisor: Angie Holt, Director Investigator: Williams, Jenny Moore 0064

**File Reviews  
Date and Initials**

10/7/09 AH \_\_\_\_\_  
10/13/09 AH \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Final Investigative Actions:  
Date:**

\_\_\_\_\_ Investigative actions terminated  
\_\_\_\_\_ Forward to Commanding Office  
\_\_\_\_\_ Forward to Legal Services  
\_\_\_\_\_ Forward to Personnel

**Disposition:**

Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Georgia Department Of Public Safety**  
**Investigative Services Division**  
**Case Summary Information**

**Case Number:** IA-0094-2009

**Date Opened:** 9/17/2009

**Incident Type:** Other

**Date Closed:**

**Name:** Smith III,Chattam

**Troop:** C

**Post:** 48

**Investigator:** Williams,Jenny Moore

**Badge Number:** 0064

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**Complainant's**  
**FirstName:** INTERNAL

**Complainant's**  
**LastName:**

**Complainant's**  
**Address:**

**Complainant's**  
**City:**

**Complainant's** GA  
**State:**

**Complainant's**  
**Phone Number:**

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**Incident**  
**Address:**

**Incident City:**

**Incident State:** GA

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**Citizen/Troop** 1  
**Complainants:**

**Investigated** IA  
**by IA/Troop:**

**Disposition:**

**Comments:** Missing Backup Weapon

**Exhibit List**

<b><u>Number</u></b>	<b><u>Description</u></b>
1.	Investigative Summary
2.	(a) Tpr. Chattam Smith: Garrity Waiver, Interview Transcript, DVD
	(b) Tpr. Chattan Smith: Interview Summary, Written Statement, DVD
3.	Tpr. Smith's Memorandum to Major McDonough and DPS-494 form dated September 16, 2009
4.	Tpr. Smith's Memorandum to Major McDonough and DPS-494 form dated September 23, 2009.
5.	SFC Jerome Bowman: Interview Summary Copy of SFC Bowman's hand written notes
6.	Sgt. Robert Moody: Interview Summary
7.	Copy Post 48 Inspection Report August 10, 2009
8.	Captain Hank Fielding: Interview Summary
9.	CADS Call History Record
10.	Copy of Notification of Investigation Letters
11.	DVD copy from Smith's in car video tape #926-043-2009; Video Tape Evidence Report; Work Ticket for camera repair
12.	Copy of GCIC Stolen Weapon entry.
13.	CSA Leona Frieson: Interview Summary, DVD
14.	Trooper John Sellers: Interview Summary
15.	Post #48 Daily Duty Rosters: Sept 8 - 16, 2009

END

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Exhibit #1

## Investigative Summary

On September 16, 2009, the Special Investigations Division was notified by Major Mark McDonough of a missing weapon reported by Trooper Chattam Smith #926, Post 48, Atlanta. Smith's supervisors, SFC Jerome Bowman and Sgt. Robert Moody, Post #48, Atlanta, were suspect of Smith's report and advised Major McDonough through the Troop C Chain of Command. SID Director Angie Holt advised Lt. Jenny Williams to investigate the matter. The case was assigned #IA-0094-2009.

On September 16, 2009, Lt. Williams contacted SFC Bowman. Bowman gave Williams a synopsis of the events that had taken place earlier that morning when Smith reported the loss of his weapon during a foot pursuit:

Bowman stated at 0616 hours, Smith notified Moody via telephone that when he got home from his 2200 – 0600 hours shift, he noticed his back up weapon, Glock 39, was missing from his ankle holster. Smith stated he had gotten into a foot chase and he was certain that was when he lost the weapon. Moody instructed Smith to return to the scene of the incident, I -20 EB ramp to MLK Drive, to search for the weapon. Smith met Moody and they searched for the weapon. When the weapon could not be found, Moody instructed Smith to return to Post

to Post 48 and write a letter of explanation to Major McDonough and to complete a Lost or Stolen Property Report. Smith's statement read he stopped a vehicle at I-20 for speeding and as he approached the vehicle, it sped away. Smith stated the vehicle traveled a short distance to the Eastbound Exit ramp at MLK Drive where the driver stopped in the middle of the ramp and the driver and the passenger fled in opposite directions on foot. Smith stated he gave chase to the passenger up a grassy embankment, and then he observed a female passenger in the vehicle. Smith stated he returned to the vehicle and spoke with the female and learned the male passenger that fled was wanted by Douglas County. Smith released the vehicle to the passenger after determining the vehicle belonged to her mother and that she possessed a valid driver's license. Smith stated when he got home his weapon was missing from his ankle holster.

When Bowman arrived at Post 48 at approximately 0815 hours, he questioned Smith and he accompanied Smith and Moody (now daylight) back to the scene to search a second time for the weapon. Bowman stated he was suspect of Smith's explanation because the event occurred at 1130 hours and Smith stated he didn't notice the weapon was missing until he got home at 0600 hours. Smith told Bowman he knew the weapon was on his ankle earlier in the evening because he recalled scratching his leg and feeling the gun. Bowman agreed to bring Smith's

in car video tape and a copy of Smith's explanation letter to the SID office the following day.

On September 17, 2009, SFC Bowman met with Lt. Williams at the SID Office. Bowman furnished Smith's original video tape and a copy of Smith's letter to Major McDonough. Bowman stated the visual portion of the tape was blank, but the audio had captured Smith's vehicle stops. Bowman stated he was even more suspect after listening to the tape because it did not support Smith's claim that he gave chase to the passenger. Bowman added that during a post inspection on August 10, 2009, Smith did not have his weapon and that was noted on the inspection report.

On September 23, 2009, Trooper Smith was interviewed at the SID office at Headquarters. Smith read and signed a Garrity Warning prior to the interview. Smith reiterated his story of losing his weapon during a foot chase on September 15, 2009. Smith stated he recalled having it on prior to the chase when he reached down and scratched his leg and felt the weapon. After approximately 45 minutes of questioning, Smith recanted and admitted that he discovered his weapon missing sometime around the first of September, after the Labor Day Holiday period (Exhibit #2a, p. 99). Smith stated the weapon was not lost during the post inspection on August 10<sup>th</sup>; rather, he had cleaned it for inspection and left it at his residence. (p.42 - 44) Smith stated he most likely lost it while on patrol and to that cause, he had been diligently searching for the

weapon at all the locations he operates Laser, at the jails, and at all locations he could recall visiting. Smith admitted he used the incident on September 15<sup>th</sup> to report the weapon missing. Smith stated he felt like he had "screwed up" for a second time and he did not want to disappoint SFC Bowman or Sgt. Moody. Smith rewrote his letter of explanation and his Lost or Stolen Property report before leaving the SID office.

Smith was interviewed for a second time on October 1, 2009. Smith gave a written statement and Smith narrowed down the date he lost the weapon to on or after September 8, 2009. (Exhibit #2b)

**Allegation:** Violation of DPS Code of Conduct Policy #3.01.A.9, which reads:

Members are required to be truthful to their supervisors and to all superior Officers.

**Sustained:** This investigation established Trooper Chattam Smith was untruthful to both Sergeant Moody and to Sergeant First Class Bowman when he advised them he lost his weapon during a foot chase on September 15, 2009.

**Allegation:** Violation of DPS Code of Conduct Policy #3.01.G.10 which reads:

Members will submit all necessary reports on time in accordance with established procedures. Reports submitted by members will be truthful and



complete, and no member will knowingly make false statements, charges or allegations in connection with any citations, warnings, assistance rendered, traffic crash reports, field reports, investigative reports, computer entries or by any other means which creates an official record of the Department.

**Sustained:** Trooper Smith submitted a DPS Form 494 (Lost, Destroyed, Damaged, or Stolen Property Report) and an Official Memorandum to Major McDonough, both of which contained false statements relating to the loss of his weapon.

**Additional Findings:**

It was of concern during the initial portion of this inquiry that Tpr. Smith had lost his weapon prior to the August 9, 2009, post inspection and had reported his weapon missing knowing he was due for inspection in October 2009. Nonetheless, it was established that on August 9, 2009, Smith was residing in Powder Springs, Georgia, and Smith moved to College Park, Georgia, on August 15, 2009, with girlfriend CSA Leona Frieson. In both interviews and in his written statement, Smith stated he'd cleaned his backup weapon for inspection and had left it beside his bed in Powder Springs when he went to work. Smith also stated that he recalled sitting in the parking lot of his apartment when he first noticed his weapon missing. Smith's belief that he lost the weapon while on duty seems to be validated by the list of locations he searched, and by the fact that an independent witness, Trooper Sellers, witnessed the fact that the weapon fell out of Smith's ankle holster on a prior occasion.

It should also be noted that Smith was not the only trooper that did not produce his backup weapon during that August 9<sup>th</sup> inspection and neither were disciplined or required to retrieve the weapon during the inspection. (See Exhibit #7)

Concerning the in car video tape, verification of repair was located, and the Garage Communication staff reported it would be virtually impossible to erase only the visual portion of the tape and leave the audio portion intact. Concluding, there is no evidence Smith tampered with the visual portion of Video Tape #926-043-2009.

Lt. Jenny Williams  
September 24, 2009



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INTERVIEW TRANSCRIPT

Lt. Williams: Okay today's date is September 23, 2009; at 9:50 a.m. Ah, the place the Department of Public Safety Headquarters in Atlanta. We're here in reference to IA case #IA-0094-2009. Present for this interview is myself Lieutenant Jenny Williams, Corporal Mike Searcy and Trooper Chattam Smith III. Ah, Chattam before we get started do you go by Chattam or do you have another ---

Tpr. Smith: No, Chattam is fine, that's my first name.

Lt. Williams: Okay Chattam, I want you to read this Garrity. If you're comfortable with it I need you to sign it.

Tpr. Smith: Do I read it out loud or just ---

Lt. Williams: No you just read it.

Tpr. Smith: Okay.

Lt. Williams: Do you understand it?

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Tpr. Smith: Yes ma'am.

Lt. Williams: Okay.

Tpr. Smith: Top line there?

Cpl. Searcy: You want me to witness it?

Lt. Williams: Okay Chattam did you get my notification letter that I give to, ah, Sgt. Bowman to give to you?

Tpr. Smith: Yes ma'am and, ah, that's how I ended up with your number to call you.

Lt. Williams: Okay. All right so you know exactly what this is about.

Tpr. Smith: Yes ma'am.

Lt. Williams: It has to do with your weapon, you lost your weapon.

Tpr. Smith: Yes ma'am.

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Lt. Williams: Ah, basically I've talked to, ah, Sgt. Bowman and Sgt. Moody. I've got copies of your reports and everything to see what's - to try to figure out what's going on.

Tpr. Smith: Yes ma'am.

Lt. Williams: Ah, you came out of the last trooper school?

Tpr. Smith: 85<sup>th</sup>.

Lt. Williams: That's the trooper school before last.

Tpr. Smith: Yes ma'am, the one that began January 6, 2008.

Lt. Williams: 2008, okay so you graduated the ---

Tpr. Smith: August 22, 2008.

Lt. Williams: Okay so you've been on the road about a year.

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Tpr. Smith: Yes ma'am.

Lt. Williams: Okay when do you prospectively receive TFC status?

Tpr. Smith: Ah, I think it's February, February the beginning of March.

Lt. Williams: All right, ah, and you've always been assigned to Post 48?

Tpr. Smith: Yes ma'am.

Lt. Williams: And did you reside in this area?

Tpr. Smith: Yes ma'am, I currently reside in Clayton County.

Lt. Williams: Okay. Do you reside with your Dad or did you?

Tpr. Smith: I have my own apartment.

Lt. Williams: So your Dad still lives in Riverdale?

Tpr. Smith: Yes ma'am he stays right basically around the corner.

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Lt. Williams: Okay from your where you live now?

Tpr. Smith: Yes ma'am.

Lt. Williams: Okay. Ah, before we get started you know what I want to do is go over the whole patrol shift and everything with you. Is there anything that you have on your mind that you want to add to or say before we get started?

Tpr. Smith: Hm – not really, ah, basically put, ah, just like I told Sergeant, Sgt. Bowman, a lot of people know where I patrol at as far as – especially in this particular situation. Ah, there is a bush that I sit behind on I-20 east. Ah, and that's where I was sitting at when I checked this vehicle speeding. Ah, usually I'm standing outside my patrol car because, ah, I don't know if it's the county or the city that is in charge of to make sure that bush stays cut or what not, but it has grown up to the point where I can't sit in my vehicle and just turn sideways and use my laser. So now I must I actually have to stand up. I may have my right foot in the car, left foot down and, ah, using my laser that way. And, ah, that's what I was doing that night. And, ah, checked the vehicle, I pursued the vehicle, got behind it, turned on my lights. Pulled over on the shoulder, ah, like I told Sgt.



Bowman 300 – 400 meters before the exit to Martin Luther King. So I get up, put my flashlight through the rear windshield and, ah, noticed the driver hand. I think he was looking at his rearview at me, and the next thing you know you just see his hand come down and throw it back in gear. So I run back to my patrol car and, ah, seemed like for some reason my car is real real slow on takeoff and I just saw them was just pulling away from me you know just trying to catch up and, ah, I saw them get off on Martin Luther King and that's when I got up to them and all I saw was this one go this way, one go that way. So I jump out and go after the guy that went that way. And as I get up the hill this young girl is saying oh my God. That's when I saw her, I went to her. Ah, that's when she gave me all their information. And, ah, I don't know if it was adrenaline or what, caught up in the moment, ah, I didn't think about my backup weapon at the time. Ah, I didn't think about it after the fact because I stayed in that area searching for the guys. I had APD searching. And, ah, one APD officer on that shift actually came to me and told me hey man I saw that guy, ah, riding a bicycle. You say he had on red and black shoes? I was like yeah. He was like yeah I just saw him riding a bicycle right down the street from where you said you, ah, he jumped out at. So I continued to search that area and look for the guy but I never came across him again. But, ah, then I went home. And, ah, I got in my car and well I was getting

out of my car rather and I I always undo the top part. When I took the top part loose and it just felt kinda light. Then I looked down and I looked at my ankle and I was like --- I just leaned back and said oh no. That's when I called Sgt. Moody and told him about the situation. He just told me he said look here brother I'm not gonna tell you what to do as far as, ah, coming back out here to try to find your weapon, but it's gonna be up to you I'm gonna go out there looking. But I said I got to find because as I know I'm still on probation because of until I reach TFC status. And, ah, I'm not trying to put anything on my record whatsoever against me. So that was just the situation. I went out there looking and looking and looking, pushed down bushes; I got out there pulling up weeds and still came up with nothing. That's when I went back to the post and did all of my reports.

Lt. Williams: Okay what time did time did your shift start that night?

Tpr. Smith: It started at 10 p.m.; it was 10 to 6 midnight shift.

Lt. Williams: Okay and that stop was at 11:40 something, 11:30 something?

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Tpr. Smith: I think, ah, I'm not positive I think it was Sgt. William after reviewing it it told me 11:30 something, 11:33 -11:35 somewhere around there.

Lt. Williams: Okay so what had you done before that?

Tpr. Smith: Ah, actually I came out, ah, came up 285. I usually on my midnight shift when it starts it's a high crime area on that side so I usually look for stolen cars that's sitting on the side of the road. Because they usually just throw stolen cars out and just leave them abandoned and leave the tag on them, I run the tags So basically it turns in --- for the the first hour - hour and a half it's a 10-46 type thing. Look for broke down cars what not. So that's what I did, just did a loop from I come in on 285, went up to Bolton Road, went back down to Washington. And after I done that loop then I sit there, at 20 east Holmes or 20 east at MLK, 20 west at MLK or 20 west right before 285 that little loop right there I patrol that area for a while.

Lt. Williams: Did you go by the patrol post when you first went 10-8?

Tpr. Smith: No ma'am.

Lt. Williams: Okay did you go by 48?

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Tpr. Smith: No ma'am.

Lt. Williams: Did you get out and look at any cars or stop anybody before that 11:30 something?

Tpr. Smith: I looked at cars but, ah, not to the point, because at night I just run the tag, ah, on my MTU unit in the car. And, ah, if nothing comes back on it I just leave it alone.

Lt. Williams: How long have you had that unit in your car where you can do that yourself?

Tpr. Smith: Ah, we got them back I think it was March 12<sup>th</sup>. If I'm not mistaking March 12<sup>th</sup> was the, ah, when we got that unit.

Lt. Williams: So you're pretty efficient at it by now.

Tpr. Smith: Yes ma'am I luckily I have a computer science degree also so that kinda goes goes in with it so that kinda helps me out a little bit.

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Lt. Williams: I imagine it does. Ah, do you remember stopping any cars before that?

Tpr. Smith: I want to say I did stop maybe two cars prior, two to three cars I'm not positive. But I did stop a car prior to this situation, but I don't know exactly how many -- I can't positively about.

Lt. Williams: When you were out there with Sgt. Bowman and Sgt. Moody you didn't, ya'll didn't discuss that about where all had you been before this or anything like that?

Tpr. Smith: Ah, they didn't ask me where I had been. Ah, they asked me where was I sitting at as far as when I checked the subject. They asked me where did he stop at, I advised that. And they also asked me where did he get out at as far as where he stopped the car.

Lt. Williams: I'm talking about the car stops before this, they didn't you didn't review all that with them?

Tpr. Smith: The car stops before this was -- all we were concerned with was basically this situation.

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Lt. Williams: Ah, after this situation did you stop any cars?

Tpr. Smith: I think I stopped maybe I want to say about two or three cars after that. Ah, because I was more focused on seeing if I could find, ah, the two suspects that fled on foot. I kept roaming around that area.

Lt. Williams: About how long did you stay in the area and look for the suspects?

Tpr. Smith: Ah, after the initial situation I stayed probably about an hour, because APD was doing a road check right down the street. Ah, I guess that would be west of if you get off on the ramp to the right, ah, west on MLK right there, ah, before Holmes Drive. Ah, they were sitting there in a slight curve, they were doing a road check so I stopped them and they were asking me questions. I said, ah, I gave them a description of the two males and I, ah, just stayed down there with them for a while. But they said they wanted my assistance as far as somebody turning around on them because of their no chase policy. Ah, after that I rode up towards RDA, Ralph David Abernathy, did a little turn around just kept circling the area. Then went back to patrolling a little while. I did, I continuously stayed in that area but I leave the area at one point like to like to say well I'm gonna give

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them some time to think it over and come out wherever they're hiding at and then I'll go back and see if I can find them. Don't look for that.

Lt. Williams: Okay. Ah, --- so you finished your patrol up about what time?

Tpr. Smith: Ah, I finished up probably about, as far as patrolling due to the fact that Sgt. Bowman does give us 30 minutes early to go home, ah, I probably left the area of my last patrol about 5:45, which from that area which is right there around 285 to down back to Clayton county, Riverdale Road, that gives me about 15 minutes. When I get home it's right there at 6 o'clock. So I'm not trying to clock out early or being late due to the fact that we're under the furloughs and anytime over you got to, ah, take it out on your next shift, so I try to get home pretty much right there on time. It's it 5:59, 5:58 then whatever I must do I do my mode forms as far as my activity, put in my ending mileage. If I need any gas receipts I do that for those two minutes or what not then after that I go ahead ---

Lt. Williams: So going by the patrol post is just a thing of the past, you just sit in your car and do everything?

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Tpr. Smith: Ah, pretty much. Ah, the blotter is no more so, ah, we don't have to do the blotter anymore. The main thing you do if you go by the patrol post is, ah, you turn in your tickets. And, ah, I've gotten into a habit, which is a bad thing, I always turn in my tickets, ah say on the midnight shift I may turn in my tickets, ah, the next work day. But on my regular shift, ah, I'm pretty good about working in the mornings so. If I work 6 to 2 I get off at 2 o'clock. And I know if I'm working like 7 to 3 the next day I can just go turn my tickets in because of the fact that the secretary is gonna be there maybe 7:30 - 8 o'clock.

Lt. Williams: What did you do that night?

Tpr. Smith: That night on that's in question, ah, basically I was hoping to get some speeders, ah, checking speeds.

Lt. Williams: Well their tickets did you go by the post and turn in the tickets?

Tpr. Smith: No ma'am I didn't turn my tickets in that day.

Lt. Williams: Did you, ah, take out warrants on the guys that had ran from you?



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Tpr. Smith: No ma'am, no ma'am I did not. Ah, really to be honest I really don't know too much about the whole warrant process. Ah, and with, ah, the gentleman that she gave me a Willie Baker subject, ah, I couldn't get anything as far as name. I got the name but I couldn't get a date of birth, I couldn't get a location on him. Ah, as far as the the guy that, ah, came back with the warrant, ah, I know his first name starts with a "J" and I can't think of the rest. Ah, --- Mr. Holcombe, ah, yes he had -- they gave me all this information but they're saying he's out of Stone Mountain. But, ah, the lady that I spoke with told me that, ah, he was riding with her because his parents just kicked him out of their house.

Lt. Williams: He's the passenger?

Tpr. Smith: He was the passenger yes. And, ah, he was staying with his parents, his parents just kicked him out and she was trying to help out. And that's that's what she's saying.

Lt. Williams: So the driver you couldn't get any information on.

Tpr. Smith: No ma'am.

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Lt. Williams: Did she, ah, did you have any more contact with the passenger after she left the scene?

Tpr. Smith: She said that she was going to call me; I gave her my business card to call. But nothing.

Lt. Williams: Did you run her on your in-car computer?

Tpr. Smith: Everything came back valid on her.

Lt. Williams: Okay did you get a phone number for her?

Tpr. Smith: No ma'am because she said – because how she sounded, ah, she pretty made it pretty confident that she was gonna – Sir I'll do whatever I need to do because I can't believe they did this, blah, blah, blah. And she was making a scene but said she was really wanting them to be taken into custody because of how they left her in the back seat asleep and just ran from the police.

Lt. Williams: When you said you heard her and you turned back to the car where was she sitting?

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Tpr. Smith: She was coming out of the rear right of the car.

Lt. Williams: Four door car?

Tpr. Smith: Yes ma'am. She was coming out of the rear right door. And that's when I saw her. When I got to her she was already out the door, and then I got to her and I said don't even think about it. That's when she said oh you don't have to worry I'm not gonna do anything. That's when she got all panicky about oh my God, oh my God; I don't even know why they ran.

Lt. Williams: Did you search the car?

Tpr. Smith: No ma'am I didn't I, ah, due to the fact that it was her her grandmother's car. I apologize her mother's car. But, ah, and, ah, she had a valid license and I didn't feel that there was anything in the vehicle that could incriminate any of those subjects that ran. Ah, more or less I felt that the reason they ran was because of Mr. Holcombe's warrant out of Douglasville. But as far as Mr. Baker is concerned I'm not positive on it till this day why he ran.

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Lt. Williams: Okay so you you, ah, -- when did you turn in your video tape?

Tpr. Smith: I left my video at the post and I advised that, ah, ah, I left the video at the post when I got there that morning. And I told Sgt. Moody, after I talked to Sgt. Moody I told him look ---

Lt. Williams: You mean that morning, the morning of not the next shift.

Tpr. Smith: Yeah, not the next shift when I came to give Sgt. Moody my video.

Lt. Williams: But you were in your personal car is that right?

Tpr. Smith: Yes. I went on because I know we're suppose to take our tapes out because of the fact that, ah, I've been -- I was in five chases between May and June, I was in five police chases. Each one either by my knowledge or Sgt. Bowman or somebody coming over make sure you take the tape out right after you, ah, drop them off at jail or whatever the case may be. I took the tape out and gave it to them. And, ah, ---

Lt. Williams: Okay, ah, when you, ah, when you got to your house you say when when exactly -- you got to your house exactly but somewhere around, I'm not

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trying to gig you on the getting off time okay, I just want to know what time you got to your house when you said that you noticed that you didn't have your weapon.

Tpr. Smith: It was right at the 6 o'clock. I mean I would say no more than 5 minutes early.

Lt. Williams: And when was the first time you noticed that you didn't have your weapon?

Tpr. Smith: Ah, right when I was getting off. That when I, ah, went to lift up my pants leg right there around 6 o'clock that's the first time I did it.

Lt. Williams: Was you sitting in your car, walking in your house, in your bed?

Tpr. Smith: I was sitting in my car because usually I'll open my door and I'll put my leg up on the little, ah, I don't know what you call that, ah, but right there where your feet get to knock the dirt off your feet at. I put my – and I pulled my pants leg up and that's when I took this part off and that's when I felt light. And then I just put my head down and then leaned back and that's when I just said Sergeant I called Sgt. Moody. And – and he was

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like brother you need to come back up here or I don't know what you're gonna do but you've got to find that weapon.

Lt. Williams: What exactly did you tell Sgt. Moody?

Tpr. Smith: I said Sgt. Moody I have two problems. Ah, on, ah, I was in a chase. Ah, I don't know if you were advised, ah, but because I didn't know if you was the NCO on call. But they did say that they advised somebody. Then I, ah, told him also my weapon is not in my holster, my backup weapon is not in my holster. And that's when he went on into saying that, ah, sir, ah, I don't know how you feel about this but you got to make a decision on whether or not you're gonna come back out here and try to find your weapon or or you're gonna go in there and go to sleep and then come back out here and try to look for it because we got to find that weapon because if it's used in a crime then that's just gonna lead to a larger problem.

Lt. Williams: And you went back in your plain car?

Tpr. Smith: Yes I did, due to the fact that I had already did my 8 hours. So I went –

Lt. Williams: So you went inside and changed clothes and then went back out there.

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Tpr. Smith: Yes I throw I throwed on my little PT clothes from Trooper School and, ah, got back in my personal car and went back out there.

Lt. Williams: Okay. And you met him at the scene of the ramp of MLK?

Tpr. Smith: He was actually sitting at, ah, there's a Texaco Station right beside the ramp. He was actually there, that's where I parked my vehicle at and we walked back through the grass up there where the ramp, ah, where the actual scene was.

Lt. Williams: And that's you and Sgt. Moody.

Tpr. Smith: Yeah that was it.

Lt. Williams: That was between 6 and 7 sometime.

Tpr. Smith: I'd say closer to 7 if anything.

Lt. Williams: Okay how long did ya'll stay out there?

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Tpr. Smith: Ah, I would say we stayed out there probably no more than 10 – 15 minutes.

Lt. Williams: Okay and then where did ya'll go?

Tpr. Smith: We went, ah, basically where I ran, which was this way up towards the west up the hill. Up to as far as I went and, ah, where I came back down at. We searched those two areas. Ah, basically it made a liitle like a V where I went in and came back down. We searched both of those areas. And then, ah, he said, ah, did you have the subject move her car? I was like yes sir. He said where did you move it, have her move her car to? I showed him on the ramp there's a little like a side street entrance for, ah, the subject's that stay in this little house right next to the ramp. I had her move right there, in the little gore area. And I backed my car up over there behind hers. Then he said well if you parked your car did you walk up here any? Because if you dropped your gun on this side we need to look over here too. So we went over there on the other side and looked over there near the yard that, ah, goes into that by that house. We also looked over there. Then, ah, he told me, ah, well let's go on to the post because we couldn't we didn't find anything. Let's go to the post and, ah, you do all your Incident Re – Missing Weapon Report and your memo to



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the, ah, Major McDonough and we'll get you out of here I know you're tired but we got to get this handled first.

Lt. Williams: Okay and you went back out there again too didn't you? You're at the post and tell me what happened with, ah, when Sgt. Bowman came in.

Tpr. Smith: Ah, I was the computer, ah, I think at the, ah, time I was typing this up. Ah, Sgt. Bowman came in and he said Chattam you didn't feel it come off? I was like no sir I did not. Ah, he looked like well – what were you doing? I got in a chase and, ah, he said well all right. Well he told me basically to keep doing this, get that done. And he said don't be surprised if IA gets involved or what not, and I said I understand. And, ah, that's where he said well we're gonna get some breakfast and then we're gonna go back out there since it's daylight. I said all right that's fine. And he said, ah, I want you to show me exactly where, ah, you stopped the subject at, and also where the subject's bush bonded at when they jumped out of the car. I got up to him, after we ate he was ready. He said I want you to lead. We went out there and got on 20. I was gonna stop at where I checked them at but they weren't really concerned at where I checked them at as far as, ah, where I was standing while shooting laser. And we went up to, ah, the initial stop location. Ah, I was the lead car. I turned on

my hazards, pulled over. Sgt. Moody was behind me and Sgt. Bowman was behind him. I looked and they both had on all their blue lights, pulled over on the right shoulder looking and we walked probably about maybe 150 meter distance of that shoulder looking, ah, down the shoulder looking for my weapon. Even, ah, I crossed the barricade and, ah, looked on, ah, in the grass to see if anything was there but to no avail. So they said well, Sgt. Moody came to me and said well we're gonna go up to, ah, the scene. And that's when, ah, we went up to the scene and I think Sgt. Bowman he was doing a 10-5 to somebody. I asked Sgt. Moody where was Sgt. Bowman., he said he had to do a 10-5 so. I don't know what for or what not so. Went there to the scene again.

Lt. Williams: The scene you mean where you were sitting running laser?

Tpr. Smith: Ah, no the scene is, ah, where we actually the bush bond, that's where me and Sergeant where I thought all three of us were gonna go. But it was just ended up being me and Sgt. Moody once again. And since it was sunlight we searched the area a little bit longer than we did the last time. And then we searched the other side again and just in case if, ah, when I got out of the car it could have possibly came off over there. But again to no avail.

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Lt. Williams: Did you go back to where you were running laser?

Tpr. Smith: I've been I went back there, ah, another shift because I had another midnight the very next night. And, ah, I looked out there but I in a little small area that I looked.

Lt. Williams: You and Sgt. Moody didn't go out there and check that place?

Tpr. Smith: No it was just me, ah, on the next midnight shift. I went out and I looked but I didn't see nothing because I I know for a fact that I have lost a hairbrush right there in that same exact spot where I ran laser. And, ah, I just so happened to, ah, one day be outside of my car, I had to go to my trunk, I think I had to change my video tape that day. And I actually stepped on my hairbrush. And I looked and I'm like man that looked like my hairbrush. Lo and behold it was. That was when I did have hair.

Lt. Williams: I started to say.

Tpr. Smith: Yes ma'am.

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Lt. Williams: Okay. So after ya'll looked for a second time in the daylight then what happened?

Tpr. Smith: After looking that second time, ah, at this point my all my reporting had been completed so basically he said well go on go home and, ah, make sure you check your car, patrol car again just in case it may have fell out and went under the seat. Check behind your seat, behind your passenger's seat, under your passenger's seat, anywhere possible that that gun could have went. I did all of that, but there was nothing there. You know he just, ah, and he said call me if you find it. I called and said sir I didn't find it under here anywhere. So he said well take a shower, go on to sleep, and, ah, just try to not put it behind you but just remember you've got another midnight shift tonight. And that was it.

Lt. Williams: Ah, have they done anything to replace your weapon?

Tpr. Smith: Ah, no ma'am. Ah, I basically it was I guess it was as far as investigation is concerned they want it to go through the whole investigation part before anything as far as the weapon is concerned.

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Lt. Williams: Okay Chattam I want you to draw the ramp. And I mean if I remember correctly it bends around, is that right?

Tpr. Smith: Yes there's a barrier.

Lt. Williams: It splits.

Tpr. Smith: Almost a 90% turn.

Lt. Williams: Something like that?

Tpr. Smith: It's a it's a lot harder than that. I can draw it for you.

Lt. Williams: Okay. I want you to draw the ramp and I want you to draw where she initially stopped and then make sure you leave yourself enough room to put down where you pulled the cars to.

Tpr. Smith: Okay, ah, you want the initial stop and also the ramp.

Lt. Williams: The initial stop is all I'm really interested in.

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Tpr. Smith: Okay the initial stop. Ah, this is, ah, and we're going eastbound. I'm just gonna say just for sakes this is the shoulder over here.

Lt. Williams: That the ramp?

Tpr. Smith: Ah, no this is the, ah, you said you're interested in the initial stop. Ah, the initial stop happened – this is, ah, --- 20 eastbound. Ah, maybe about right here, ah, will be the ramp to MLK.

Lt. Williams: Okay.

Tpr. Smith: Ah, the initial stop happened about right here. This is their car. This is V-2 and, ah, ---

Lt. Williams: On the shoulder I thought she stopped in the middle of the ramp.

Tpr. Smith: No this is – the ramp isn't where they jumped out of the car at. You're you're asking for – I'm thinking you're explaining to me that you want where I initially stopped them at.

Lt. Williams: No.

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Tpr. Smith: You want where the vehicle ---

Lt. Williams: Where the vehicle stopped and you ran.

Tpr. Smith: Oh, oh I'm sorry.

Lt. Williams: It's okay.

Tpr. Smith: I thought you said you wanted the initial stop as far as my first stop. Well the ramp coming off goes more like that. It's more of a almost like a 90% curve. And, ah, it'll -- that little side street I was telling you about is about right here. Because there's a small little gore right there and the little side street goes straight back like that. Ah, they basically stopped --- right here, that's vehicle 1. I stopped about right here, my car. Ah, you got one subject bush bond go this way. Another subject bush bond go this way. Mind you they already bush bond before I even got my car in park so.

Lt. Williams: Where's the Texaco Station?

Tpr. Smith: That's the Texaco.

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Lt. Williams: Okay. And what did you do?

Tpr. Smith: This is my path of travel.

Lt. Williams: You went behind your car?

Tpr. Smith: Yes because, ah, he's probably gonna be the best chance that I had of catching right here due to the fact that he's already he's already having to run up the hill. And at first he jumped over that little guardrail right here. He jumped over and he was already initially already across this already into that yard by the time I could get out. So he was just getting up, in to, ah, a little hill. So I was like well I can catch him. So I get up to about right here and ---

Lt. Williams: Which is how many feet from the shoulder of the road?

Tpr. Smith: Are you --- from my final stop or -- this from my car?

Lt. Williams: From there to there.



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Tpr. Smith: I I wouldn't say 15 feet or so. I'd say from here to here is about 15 feet.

Lt. Williams: Okay.

Tpr. Smith: And, ah, he took off like this. But he was a -- he was already about right here when I got to right here. So and then that's when out of this backdoor she comes out and that's why I came back this way. Because basically put -- I have three violators at this point. The only violator that is gonna be apprehendable at the time is the one that's not moving. And she was the subject that I came back to.

Lt. Williams: Did you -- how far how close were you to him?

Tpr. Smith: I didn't no closer than maybe 12 feet away, I mean 12 feet to him. That's the closest I could get to him. That's the closest I got to him.

Lt. Williams: And that's all the area where you all looked for your gun.

Tpr. Smith: Yeah it's, ah, the area that we looked we looked behind as far as the initial entrance and the exit we came back probably about this far, and we came up to right here. And like I stated we came over to here and searched this

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area also. Right in this area just to check because after, ah, they had bush bonded and all she moved her car up to right here. And, ah, I moved my car up to right there.

Lt. Williams: Can you initial that and put the date right there in the corner? So you haven't talked to the lady who was driving the car anymore, is that correct?

Tpr. Smith: No ma'am, no ma'am. Well not – she wasn't the initial driver. Ah, the lady that I released the vehicle to, no I haven't spoke to her again.

Lt. Williams: Ah, I think when I talked to Sgt. Bowman when he questioned you, ah, he said that – well I I'll ask you. How did you know for sure that you had your weapon when you went to work?

Tpr. Smith: Ah, just like I stated to him, ah, sometimes that holster gets kinda itchy. And, ah, it'll do that little scratching thing that some people do at work with their toe, their other shoe or whatever. And I had done that and, ah, I felt the weapon. Ah, I mean I know my ankle may be hard or what not but I know for a fact that that weapon was there at the time.

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Lt. Williams: Okay. Do you keep it in your car?

Tpr. Smith: Usually I keep it in my car because of the fact that, ah, I take it in the house with my girlfriend, I don't – it's not that I don't feel comfortable with her being around the guns it's just that just for safe keeping I'd rather have it in my car than anywhere.

Lt. Williams: What's your girlfriend's name?

Tpr. Smith: Leona.

Lt. Williams: Is she from Pelham, or is she a different one?

Tpr. Smith: No she's, ah, from up here. Ah, I think she she she used to live in Fairburn.

Lt. Williams: L-E-O-N-A?

Tpr. Smith: L-E-O-N-A.

Lt. Williams: What's her last name?

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Tpr. Smith: Frieson.

Lt. Williams: F-R-I ---

Tpr. Smith: E-S-O-N.

Lt. Williams: What's ya'lls phone number there?

Tpr. Smith: Ah, we don't have a house phone number.

Lt. Williams: What's her cell phone number?

Tpr. Smith: I don't know it by heart. 404-790-0037.

Lt. Williams: Where does she work?

Tpr. Smith: Department of Public Safety, Communications.

Lt. Williams: Here? She working today?

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Tpr. Smith: Yes.

Lt. Williams: How long have ya'll been together?

Tpr. Smith: Ah, since May.

Lt. Williams: All right. So you, ah, always keep it in your car. Well do do you remember putting it on going to work that morning, I mean that afternoon?

Tpr. Smith: Oh yes, ah, this is my routine. But I take my, ah, gun belt inside, because of the fact that that's just a necessity to have inside the house for me. At least I've got to have some kind of protection. Ah, I take that inside. I'll - - when I get dressed I have this part on, gun belt goes on. Four four belt keepers. Belt, ah, the radio, then I go down. Then, ah, the first thing I do when I get in the car in the center console, well not center console, ah, there's a little box for the speaker for, ah, I think that's my troop C. I put it right there. I pull it out and put it on before I get in the car. And, ah, at the same time I turn on my computer and that'll be it because I usually crank up the car first, computer ---.

Lt. Williams: Do you keep your backup weapon in that -

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Tpr. Smith: Yeah it's with my shotgun.

Lt. Williams: Where's your shotgun.

Tpr. Smith: Shotgun sits on, ah, there's a little like I don't know if you want to call it rib holster but it's a little thing that's on the passenger side of the door that you just push the shotgun in and it's right there by the door the entire time.

Lt. Williams: So could anybody see it as they're walking by your patrol car you think?

Tpr. Smith: The ---

Lt. Williams: The backup weapon.

Tpr. Smith: No ma'am, due to the fact that the holster is black. I have tinted windows on my car. And, ah, I also have like a little folder that I keep all my paperwork as far as like, ah, ---

Lt. Williams: So you knew you put it on that, I say that morning that evening at 10.

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Tpr. Smith: Yes ma'am.

Lt. Williams: You knew you remember putting it on.

Tpr. Smith: Yes ma'am.

Lt. Williams: It's a matter of routine.

Tpr. Smith: Yeah.

Lt. Williams: And you remember it at what time during the shift did you remember or that you thought you remember having it?

Tpr. Smith: Ah, it was probably around 11 o'clock, 11:15 or so that I did the little scratching thing. And, ah, that was it.

Lt. Williams: So when you got home that evening, or that morning at 6 o'clock and you reached down to --

Tpr. Smith: Take off my weapon.

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Lt. Williams: --- take off your weapon to put it back where it normally goes.

Tpr. Smith: Yeah.

Lt. Williams: Your first instinct was to call Sgt. Moody?

Tpr. Smith: Yes. Ah, not because, ah, me and him are friends or anything. Because I knew -- because my computer was still up. I saw that he was already out and I knew that he was my NCO. So that's the person that I called.

Lt. Williams: Did you look, did you search your car?

Tpr. Smith: I didn't, I didn't search my car initially because I just knew for a fact that that weapon wasn't in my car it had to come out during this chase. So.

Lt. Williams: How did you know that?

Tpr. Smith: I just it's just that sixth instinct about myself that I felt that there ain't no way that this car is holding that gun. It had to happen out there.

Lt. Williams: So you didn't search the car.



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Tpr. Smith: Not initially no ma'am.

Lt. Williams: Okay. But you called Sgt. Moody.

Tpr. Smith: Yeah.

Lt. Williams: Okay. When you went up there with Sgt. Moody did, ah, did you tell him that you had gotten into the – did you tell him about the first traffic stop where the people sped off?

Tpr. Smith: I I told him, ah, exactly what happened from the get go. From the beginning to the end, everything that happened in between. From where I was checking at, to where he stopped at, to where the short pursuit occurred at.

Lt. Williams: And it didn't occur to either one of you to go back to where you first got out and ran back to the car?

Tpr. Smith: Ah, no ma'am. That's one of those things that he he asked me he said do you feel that it fell off up here, or anywhere else that you patrol? I said I

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feel that it fell off out here because I think anywhere else I patrol I didn't do anything really as far as physicality wise, as far as movement or, ah, jerks or what not. And the only time I really did any movements of any nature could have caused the gun to come out is when I went up that hill.

Lt. Williams: Okay well like Sgt. Bowman said, ah, he he he found it a little unrealistic that you would go from 11:30 to 6 o'clock and not at least at some point. Because you did go by the post, you got out of the car, walked in the post, turned in your tape. No you didn't, that was later. But you make three other traffic stops, according to CRMS to CADS.

Tpr. Smith: Right.

Lt. Williams: Ah, you did get out and talk to APD, is that correct?

Tpr. Smith: Yes that is.

Lt. Williams: So you had walked around a good bit did you stop at a convenience store that night, ah, go to the restroom? Did you stop anywhere take a break?

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Tpr. Smith: Ah, I don't -- usually I if I go to a convenience store it's gonna be at the very beginning of the shift. Ah, I'll get ---

Lt. Williams: Okay so you went a whole 8 shift, 8 hours, where did you eat supper at?

Tpr. Smith: I usually get a bag of chips or something. I'm the kind, ah, I I like to work. Ah, if I can get out and work I'm gonna try my best to work 8 hours straight. And, ah, ---

Lt. Williams: You didn't eat you didn't stop at the convenience store, did you stop and get gas?

Tpr. Smith: Ah, gas more than likely, I'm not 100% sure, I more than likely did that at the very beginning of the shift also. And, ah, if I, ah, I try to wait until my car gets all the way empty if I'm gonna get gas, which is not a very good thing but. At the very beginning I'll get gas, then go from there just like this morning I got gas at the very beginning of my shift. I went by the convenience store and store it.

Lt. Williams: Okay so you finished your patrol shift and never noticed that that weapon wasn't there until you got home.

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Tpr. Smith: No ma'am.

Lt. Williams: Okay. Is where's your where's your is that your holster?

Tpr. Smith: Yes ma'am that's my holster.

Lt. Williams: Is that one of the newer ones, it's not is it.

Cpl. Searcy: It's one it's one of the new ones that they gave us after those old Uncle Mike's yeah.

Lt. Williams: Okay. And you're in the habit of wearing that every day.

Tpr. Smith: Yes because, ah, at the time Cpl. Langford, that was the firearms instructor down there at Trooper School he said, ah, if the state gives you something as a tool to use you might as well darn use it because you never know when you may need it. Ah, that's as far as bullet proof vest and everything else that you are you happened to get a laser, anything.

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Lt. Williams: Okay let's talk about the inspection on August the 10<sup>th</sup> when you didn't have your weapon on you that you wear every day. Can you explain where it might have been that day?

Tpr. Smith: I know for a fact that was at the house. That was because I cleaned my weapons the night before. And, ah, just trying to get ahead and ended up leaving it at home. I asked the Captain I said do you want me to go back and get my weapon? He said just make sure nobody takes your, ah, big gun or your sidearm. But it was at the house just sitting there when I got back. Why didn't I put you back. Because both of my weapons was at the time I wasn't staying where I stay at now.

Lt. Smith: Where were you staying then?

Tpr. Smith: I was staying in, ah, Paulding County in, ah, off of Brown Town Road. The name of the street is 233 Glory Lane.

Lt. Williams: Who were you staying with?

Tpr. Smith: I was staying with my ex-girlfriend's mother at the time.

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Lt. Williams: When did you move out of the house with your father?

Tpr. Smith: Ah, I moved out of my father's house --- I would say probably about six or seven months prior.

Lt. Williams: You moved into Paulding County with your ex-girlfriend's mother. What's her name?

Tpr. Smith: Her name is Deborah Chandler, D-E-B-O-R-A-H, Chandler, C-H-A-N-D-L-E-R.

Lt. Williams: Okay and she lives at what's the address do you remember?

Tpr. Smith: 233 Glory (common spelling) Lane. And that's gonna be Powder Springs. I don't have the zip code for you.

Lt. Williams: Do you have her phone number?

Tpr. Smith: Ah, I think I have it, I don't know if her cell phone number is ---

Lt. Williams: What does she do, what does Deborah do?

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Tpr. Smith: Ah, she works for the IRS.

Lt. Williams: In Atlanta?

Tpr. Smith: Yes.

Lt. Williams: You have her phone number?

Tpr. Smith: No ma'am.

Lt. Williams: So you had your weapon on August 10<sup>th</sup> but you just didn't have it with you is that right?

Tpr. Smith: No it's due to the fact that I cleaned all of my weapons that night at home. I cleaned my shotgun, I cleaned my 37 and my 39 at home.

Lt. Williams: Okay. For inspection?

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Tpr. Smith: Yes. Because I knew I on inspection, the only thing that needed to be done was my car needed to be washed which but the inmate done it when I got there that morning.

Lt. Williams: Okay you've been living where you are now for since May.

Tpr. Smith: No I've been living where I'm at now since August the 15<sup>th</sup>, that's the day I signed my lease.

Lt. Williams: So just a month or so.

Tpr. Smith: Yes.

Lt. Williams: Mike you want to ask him about the holster or anything?

Cpl. Searcy: I've got some questions.

Lt. Williams: Okay.

Cpl. Searcy: Ah, tell me tell me about the scratching thing you did.



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Tpr. Smith: Like this sir.

Cpl. Searcy: Okay. And you're in the car?

Tpr. Smith: Yes sir.

Cpl. Searcy: Okay.

Tpr. Smith: Like that. Cause I can, ah, I usually let the steering wheel up just far enough where I can get my knee under it.

Cpl. Searcy: Uh-huh, and that was when you were running laser?

Tpr. Smith: No it was when I was just sitting down in the car.

Cpl. Searcy: About 11:15 though right?

Tpr. Smith: Yes sir.

Cpl. Searcy: The stop was about 11:30. So you're operating your laser then right?

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Tpr. Smith: If you're asking was I operating laser at the time.

Cpl. Searcy: Yeah when you were scratching your leg.

Tpr. Smith: At the time I was scratching my leg no I wasn't. My laser was set back down on the dash. I sat down in the car, did that then got back up.

Cpl. Searcy: Was your foot in the car or outside the car?

Tpr. Smith: It was in the car at the time.

Cpl. Searcy: Okay. Ah, and you're absolutely sure that you lost your weapon during this chase, during this foot chase.

Tpr. Smith: Yes sir.

Cpl. Searcy: Because you were scratching your leg prior to and the weapon was on your leg.

Tpr. Smith: Yes sir.

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Cpl. Searcy: Okay. Ah, --- now this is a heavy weapon, and this is 11:30 at night. Ah, you got 6 more hours of patrol, do you not realize it wasn't there?

Tpr. Smith: Sir, ah, just like I told Sgt. Bowman it feels like it's not there. I know that I understand that you what you're saying as far as the weapon being a a weighted weapon as far as it should be something that you feel. But after carrying it as long as I have I mean I've not been on for 10 - 20 years or anything of that nature but just carrying it every day as I do I I really don't feel it. I mean there's been a prior chase that I was in where the weapon came off and I didn't even realize it until another said hey your pant leg, ah, is up and your weapon is not there. And, ah, ---

Lt. Williams: Who would that be?

Tpr. Smith: Ah, 191. He's in Perry now.

Lt. Williams: What's his name?

Tpr. Smith: John Sellers.

Cpl. Searcy: Okay when was that?

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Tpr. Smith: That was in – I want to say the beginning of June, end of May. It was a chase with a Dodge, no a Chevy Impala.

Cpl. Searcy: Was it a foot chase too?

Tpr. Smith: He ended up he jumped out of the car and bush bonded and a foot chase, yes sir.

Cpl. Searcy: Okay.

Tpr. Smith: Basically it was the same situation.

Cpl. Searcy: No problems with the holster? Do you latch it?

Tpr. Smith: Yes sir.

Cpl. Searcy: Ah, and you wear it every day.

Tpr. Smith: Yes sir.

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Cpl. Searcy: You didn't you didn't – there wasn't by any chance that it was gone before this chase.

Tpr. Smith: No sir it was there before hand.

Cpl. Searcy: Okay. And there wasn't any chance it was something that happened between midnight or 11:30 till 6 a.m. that this gun could have been gone.

Tpr. Smith: No sir.

Cpl. Searcy: Okay and you just when you take it off, when you take the holster off do you just stick it you stick it in your in between your seats right?

Tpr. Smith: Yeah.

Cpl. Searcy: But you don't get out of the car with the gun, you basically you just reach down and pull it off and set it in between the seats.

Tpr. Smith: On on – yeah it's more or less right here.

Cpl. Searcy: Okay.

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Tpr. Smith: Because ah, they have our new console with the printer right here so it goes behind that. And there's there's a little folder that it goes behind.

Cpl. Searcy: Okay. Do you know if it's been entered into the GCIC.

Tpr. Smith: Ah, I know Sgt. Moody called, ah, I think he spoke with, ah, what's her name, it wasn't Ms. Gayla or Jason at the time, ah, Renee. I think he spoke with Renee first and then, ah, I think Gayla happen to get there a little bit later and he talked to her to have it entered.

Cpl. Searcy: Okay. You know that your weapon was on your leg when you was scratching your leg.

Tpr. Smith: Yes sir.

Cpl. Searcy: All right when you went to the inspection that day in August that Lt. Williams brought up, you cleaned your weapons. I mean that's typical with everybody cleaning their weapons. Ah, what made you remember the shotgun and not the back up?

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Tpr. Smith: Well the shotgun was sitting right there by the door, and the backup it was more or less by the bed. At the time where I was staying at I had, ah, two boxes, my hat boxes, my big hat boxes ---

Cpl. Searcy: Okay.

Tpr. Smith: --- they sit by the bed and it was sitting there. But, ah, I was walking out of the room the only thing I was looking at was that front at that door, which just went for that shotgun.

Cpl. Searcy: So you didn't just keep them all three together as you cleaned them.

Tpr. Smith: No sir. Because I first and foremost I always put my, ah, 37 back in my holster of my gun belt and I lay my gun belt at the bottom of the bed, at the foot of the bed.

Cpl. Searcy: Okay. Now what made you not decision not to charge her with anything?

Tpr. Smith: Ah, because of the fact that she wasn't the driver ---

Cpl. Searcy: Okay.

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Tpr. Smith: She was in the backseat so she didn't have any control over what the vehicle did. And, ah, it was a traffic offense, I mean, ah, and ah, there wasn't really anything I could really charge her with as far as offenses because she really didn't do anything.

Cpl. Searcy: Is it her vehicle?

Tpr. Smith: It was her mother's vehicle.

Cpl. Searcy: Okay. And you don't have any way of contacting her?

Tpr. Smith: No sir I didn't get a phone number, because she was so adamant about I'm gonna call you back and I'm gonna give you his cell phone number and blah, blah, blah.

Cpl. Searcy: Did you get her address?

Tpr. Smith: Ah, I didn't get her address but, ah, I ran like I said I ran her through GCIC/NCIC just to check and see everything was valid and active. On her driver's license everything came back valid and active.



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Cpl. Searcy: Okay. Did that address match up to the same address as the registration on the car? We got to go to two different houses?

Tpr. Smith: Sir?

Cpl. Searcy: Do we have to go to two difference houses, does she live with her Mom?

Tpr. Smith: No she doesn't.

Cpl. Searcy: Okay. Ah, ---

Lt. Williams: Can you go back up there and could you pull her up, do you have a history on your computer on where, ah, ---

Tpr. Smith: I I erase my stuff my daily due to the fact that when we first got the system it I had a bad habit of just clicking ACE, and, ah, we had the wrong vehicle up at the time so, ah, Sgt. Moody told us to start -- you need to be more cognizant of what you're pacing instead of just going page, page, page trying to get a ticket done. Instead so now I just every time I get a chance I'll erase them all after like 12 or so that I've entered, I'll

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erase all those 12 and then start over. And then every time it builds up just erase again.

Lt. Williams: Ah, I'm not real clear on the tape, you say you popped the tape out and took it back when you went back to meet Sgt. Moody the first time? When you went to meet Sgt. Moody. Did you look at the tape again to try to see?

Tpr. Smith: Yes but unfortunately for me when I looked at the tape it was black.

Lt. Williams: Ah, was that the first time you had looked at it that night?

Tpr. Smith: Uh-huh. And, ah, when I asked him I said, ah, Sarg the tape is black what what am I supposed to do? He said well we'll we'll handle that as it comes, because the main thing he was concerned with was the, ah, the weapon. I went down to the garage later and they they said that something was wrong with the, ah, box or something, the connections of the camera. They fixed it, and now my cameras working fine.

Lt. Williams: When did you do that?

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Tpr. Smith: Ah, Friday at around 8 o'clock. That I worked those, ah, I think I worked Tuesday, Tuesday night for Wednesday, Wednesday night for Thursday, the rest of Thursday I was off and I came out Friday morning at 8 o'clock. And I went straight to the Garage, that's the first thing because due to the fact that the video failure, I mean I may have had audio but I didn't have video. So that meant that I needed to get that video fixed immediately so that's why I went straight there.

Lt. Williams: Okay but you didn't know before that that there was something wrong with your camera,

Tpr. Smith: No ma'am.

Lt. Williams: That it was coming up alright on the screen and all like that it just wasn't recording right.

Tpr. Smith: The the screen has always basically been blank but it's always recorded everything. I mean, ah, the screen would just go out by itself so many times that it just was natural for it to be just blank. But, ah, as far as knowing that the video wasn't recording, I had no earthly idea whatsoever.

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Lt. Williams: Okay.

Cpl. Searcy: How long were you at the scene when you made that traffic stop and they bush bonded on you?

Tpr. Smith: After, ah, they bush bond and what not, ah, I say I stayed out there with the young lady, ah, maybe about half an hour to 45 minutes.

Cpl. Searcy: Okay. Did you let her drive the car?

Tpr. Smith: Yes sir because of the fact that she had a valid license and the vehicle was not stolen or it had the registration and valid insurance on it.

Cpl. Searcy: Okay. So when you took off after the guy to the right, you went around your car and took off after him to the right. You saw her and you stopped and you went back to her car. Did you go back down into the grass? Did you go back down in there off the shoulder, did you go back where he went?

Tpr. Smith: Did I go back where he went are you saying where he entered at?

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Cpl. Searcy: Uh-huh did you go back down in there in the direction he went?

Tpr. Smith: No sir after I came back out I went in, saw her and came back out. And that was it.

Cpl. Searcy: You didn't go back down in there.

Tpr. Smith: No I didn't go back like well did he is he laying down in the grass, uh-uh.

Cpl. Searcy: Okay, all right now what about the other guy, did you go after him at all?

Tpr. Smith: No sir because, ah, ---

Cpl. Searcy: Okay.

Tpr. Smith: --- like I said I had concentrated on the guy that came out on the passenger's side.

Cpl. Searcy: All right.

Tpr. Smith: Then after that I just turned all my attention to her and her alone.

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Cpl. Searcy: Basically you just went down and just came right back up like that.

Tpr. Smith: Yeah.

Cpl. Searcy: So it shouldn't be hard to find that gun if it was right in there.

Tpr. Smith: Yes sir.

Cpl. Searcy: And you know it was there on your leg 20 minutes before the stop. And you you're absolutely sure that that's where you lost the gun at.

Tpr. Smith: Yes sir.

Cpl. Searcy: And you and Sgt. Moody and Sgt. Bowman?

Tpr. Smith: He never, Sgt. Bowman never, ah, went down there.

Cpl. Searcy: Okay but you and Sgt. Moody went and looked all around there and didn't find it.

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Tpr. Smith: Yes sir.

Cpl. Searcy: Do you know if anybody else came up there, were there any other deputies or City police officers that come up to the scene?

Tpr. Smith: I mean they came by, but they never got out of their vehicle.

Cpl. Searcy: Okay. Did anybody else get out of any cars while you were there?

Tpr. Smith: No sir. I had traffic back up the ramp, but like I said I moved her over so traffic could – navigate off the highway.

Cpl. Searcy: All right now is this a spot that's – I mean it's a ramp.

Tpr. Smith: Uh-huh.

Cpl. Searcy: How many people do you think would stop on that ramp unless their car broke down?

Tpr. Smith: Ah, ---

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Cpl. Searcy: On any given day?

Tpr. Smith: There, all I know is there are a few homeless people that actually sit there on that ramp. That I don't know if they're beggars for money or whatnot. There's a -- I don't know if he's an older gentleman that has on a Army fatigue jacket that stands right there at the bottom of the ramp. There is two trees that he usually sits behind, or sits beside that.

Cpl. Searcy: Uh-huh.

Tpr. Smith: He stands right there. And, ah, there's usually a Caucasian male that sits there with a -- what you call the thing, the oxygen tank. He'll sit there also asking for money.

Cpl. Searcy: An oxygen tank.

Tpr. Smith: Yes. I think he says he won't be pitiful.

Cpl. Searcy: Ah, -- is do they are they -- do you ever see them in that area where you made the stop in there, right in there?



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Tpr. Smith: Yes sir, ah, ---

Cpl. Searcy: Walking around in there any?

Tpr. Smith: I don't see them walking in there.

Cpl. Searcy: Because I don't think they'd stay out there on that road because the grass is probably that high right now.

Tpr. Smith: Yeah. I see them walking around not specifically in that area but they're usually in that area as far as, ah, that location.

Cpl. Searcy: Okay. I mean it's just not a common place that you'd think the gun would still be there if that's where you absolutely think it fell out at.

Tpr. Smith: Yes sir it should have stayed.

Lt. Williams: Chattam you know, ah, people get lose their weapons all the time around here. I mean it's not an usual occurrence really. It gets stolen out of their car, lost them and all like that and, ah, they don't end up here you know getting questioned because, ah, they just don't. They turn in a reports or

whatever. Ah, why do you think Sgt. Bowman recommended that it come here?

Tpr. Smith: Ah, honestly that one I I couldn't tell you. Ah, -- because me and Sgt. Bowman we he asked me upfront he said Chattam if you lost your weapon any other way just tell me, just tell me straight up straight up front. I said sir I have no reason to hide anything from you. I mean you've been a great Post Commander I have no reason to sit up here and take your trust and throw it away so. Ah, it could be the fact that, ah, I didn't realize that at the very beginning of it that that's the only thing I can think of. As far as the reason behind why I'm here today is probably because, ah, I did not realize that my weapon was gone off my ankle until 6 hours later. That's the only thing I can think of. Because we have a positive worker, ah, employer/employee relationship I mean.

Lt. Williams: Okay you got, you had a written reprimand a couple of months ago didn't you?

Tpr. Smith: Yes ma'am.

Lt. Williams: Okay. You have some paperwork that's in your permanent file right?

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Tpr. Smith: Yes that is correct.

Lt. Williams: Do you feel like if you get another piece of paperwork that you're gonna maybe not make permanent status or about to lose your probationary period?

Tpr. Smith: Ah, I mean the way I feel if I did get something else in my file I feel that it may increase the time that I'm on probation. Or even like you said I may not reach TFC status or whatnot. I may may be another year and a half that they set back set me back before I reach that next status. Ah, and, ah, I mean that's just the the deal of it that if that happens then I just have to deal with it as it comes. But yes, ah, I do feel that it would do something as far as a a future fore coming as far as going up the ladder.

Lt. Williams: Your career.

Tpr. Smith: Yes of going up that ladder.

Lt. Williams: Your career would be damaged if you had something else.

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Tpr. Smith: Yeah, yes ma'am.

Lt. Williams: Well here's the problem I've got, I've got several but one of them is that nobody - you're gonna have to tell me somebody that has seen that weapon since August 10<sup>th</sup>. You took it in the house to clean it and left it laying where on the kitchen table you say?

Tpr. Smith: No ma'am I left it on two boxes.

Lt. Williams: And that would be in which ---

Tpr. Smith: That was in my bedroom, ah, at Ms. Chander ---

Lt. Williams: At Deborah Chandler's house?

Tpr. Smith: Yes and Ms. Chandler she wouldn't go she would go in my room but she she's terrified of weapons. I mean terrified. That's why I would keep them in my room away from her sight. If I brought them when I brought that in that night I would keep them in my room out of her sight because she seen me with a gun one time and she ---

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Lt. Williams: You're a trooper come on. She thinks you don't have a gun?

Tpr. Smith: I mean I -- she understands that I'm gonna have to carry a weapon, but she's very cautious of weapons and she's very like she tiptoes around, ah, as far as when she knows that if I have my guns inside the house, other than my one.

Lt. Williams: Do you go by Dad's house and eat supper or do anything like that when you're on duty?

Tpr. Smith: When I'm off you ask or when I'm at work?

Lt. Williams: Yeah when you're at work.

Tpr. Smith: No ma'am because I I just feel that that I'm I'm like I said I'm at work and my Dad also works. He works at the Firestone at Lenox you know in Buckhead.. So he comes home usually he'll go to work at 7 o'clock, he'll get off at probably 7 o'clock. And due to -- sometimes there's traffic sometimes there's not. He may get home 8 -- 8:30 and, ah, ---

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Lt. Williams: Is there anybody that can tell us you had your weapon between inspection and September 15<sup>th</sup>?

Tpr. Smith: Not that I can just right up and think of right off.

Lt. Williams: Do you go, do you pal around with any of the guys at 48?

Tpr. Smith: No ma'am. I mean I may -

Lt. Williams: Do you go eat with them or --- what about the secretary?

Tpr. Smith: The secretary I speak to them, and we may have a little chat about something going on like hey how ya'll doing or whatnot. That's about it I mean. I usually just - they they call me the loner of the post because I've always been one to keep to myself. Ah, Jerome has talked to me about that because he says that we're all a family, we're all blue shirts. I mean I try my best to, ah, try to break up that but at the same time it's kinda difficult. You know but that's the thing about it, ah, I've always been a loner type. I just like to get out there and do my thing.

Lt. Williams: Do you and, ah, Leona socialize with anybody else?

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Tpr. Smith: No ma'am. Ah, as far as ---

Lt. Williams: Eat dinner and go to movies, things like that?

Tpr. Smith: We go to movies, ah, ---

Lt. Williams: With any other people?

Tpr. Smith: No ma'am, it's just us two.

Lt. Williams: Okay. Well it's not just the fact that you didn't miss your weapon, okay. Ah, it's not unusual, again, for a trooper to say hey my stuff's gone and I really can't remember. You know the way we work and in and out and all like that it's not unusual to have somebody to lose their weapon and can't pinpoint the last time they saw it and everything. It's just the totality of circumstances.

Tpr. Smith: I understand what you're saying.

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Lt. Williams: Ah, I know what I would do if I got home and realized one of my weapons was missing. I've talked to other troopers and asked them what would you do if you got home and your weapon's missing. And, ah, the general consensus is not pick the phone and call your NCO. The general consensus is A) I'd turn my car upside down; B) I'd retrace every step I made that night. Ah, I would spend at least a couple of hours if not a couple of days beating my head against the wall trying to figure out where that gun is. You see what I'm saying?

Tpr. Smith: I I understand that but.

Lt. Williams: And at 6 minutes after 6 is when Sgt. Moody got the call that you'd lost your weapon.

Tpr. Smith: I understand that.

Lt. Williams: You know, ah, I know you're young and I know this is the beginning of your career and I know this is what you've wanted to do. And God knows I know what Trooper School is like. I know you don't want to throw away what you worked so hard for in Trooper School.



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Tpr. Smith: No ma'am.

Lt. Williams: I mean I'm with you on that, okay?

Tpr. Smith: Yes ma'am.

Lt. Williams: And the standard answer that we get all the time in these IA cases is I was scared. I was scared to, I was scared I was gonna lose my job, I was scared I wasn't gonna get promoted; I was scared of losing my creditability with my co-workers. I was scared of what my Post Commander would do, you know I'm scared comes up every time ---

Tpr. Smith: Right.

Lt. Williams: --- if we flip somebody and they say well I would have told you the truth first but I was scared. I would of I would of done this this way, I wouldn't have told you this or whatever because I was scared.

Tpr. Smith: Right.

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Lt. Williams: And that's a valid you know -- people don't want to lose their job, they don't want to lose what they've worked so hard for in their career. And, ah, -- I'm sure I spoke to your Trooper School.

Tpr. Smith: Yes ma'am that's why I about the hazards, I remember you.

Lt. Williams: I know, and I think I made it very clear that one of the reasons we put you through a background investigation the way we did, the way we contact people and everything is I can't make you be ethical.

Tpr. Smith: That's correct.

Lt. Williams: I cannot make you be ethical, I teach it to you, I can lecture and all this kind of stuff so we try to hire ethical individuals.

Tpr. Smith: Correct.

Lt. Williams: And I have pulled your background file. And I looked back through it to see if there was anything in here that would give me a clue as to your personality. And it was wonderful. Everybody gave you the highest remarks you could ever imagine. This is the kind of stuff that we look for

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to hire somebody. Ah, Gerald Brown said you're honorable. Ah, Mr. Close said his character is a great public service, he has a lot of character. The De'Angelo guy said you were very dependable and trustworthy. The school teacher, Ms. Bowlinger ---

Tpr. Smith: Yeah.

Lt. Williams: --- he's considered an honest person. Ah, the man you worked for at the Boys and Girls Club, or the lady Ms. Payne, his honesty and dependability are great. And that's the kind of comments we got about you and it's the kind of thing we want to get in an applicant. And, ah, so it really disturbs me that somebody that we put so much stock in is sitting here answering questions in IA because of a lost gun okay.

Tpr. Smith: Yes.

Lt. Williams: I've got a stack of lost gun reports in there in my office about this high.  
It's not uncommon.

Tpr. Smith: Right.

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Lt. Williams: It happens every day. We have two and three weapons. You know they're ---

Cpl. Searcy: Or four and five.

Lt. Williams: --- they're stolen, they're lost. You know and all like that. And, ah, I've also got a a, ah, a note in there from a detective that called me about two weeks ago because he's got some robberies done with 45 gap shells in scene. He wants to know do we have any lost or stolen weapons in that area. And I found one report that might match up, but basically I told him no, that I didn't know of any or whatever. And now this case hits my desk and basically I can't find you you can't give me anybody and I can't find anybody that can say you had your weapon after the inspection on August 10<sup>th</sup>.

Tpr. Smith: Honestly ma'am I can't think of anybody that has dealt with me in that kind of capacity to the point where they've actually looked at my weapon past the 10<sup>th</sup> of August. I really honestly can't think of anyone.

Lt. Williams: Okay. Did you lose your weapon some other time and you worried that that report would cost you in your career?

Tpr. Smith: No ma'am, ah, like I said the reason I reported it immediately once I saw it was because that's what I thought was necessary to do. I mean I wouldn't want to walk around just without knowing that my weapon is gone just talking about it.

Lt. Williams: Well another issue I have with the not looking for the weapon is you know you it's like you've got this story of the chase, and that's where you think you lost your weapon. But you didn't go back to the other places you stopped cars, you didn't go back to where you run radar, you didn't look in your car. I mean I would have been retracing every breathe I took all night long you know frantic search. It appears that you knew you weren't gonna find the gun.

Tpr. Smith: It's not that I didn't feel I wasn't gonna find it, it's just the fact that I felt that it was in that location where I chased the subject on foot.

Lt. Williams: But when you didn't find it there.

Tpr. Smith: I guess I after not finding it that's when they said it was time to start thinking about where it could possibly be. I mean Sgt. Moody he said

brother, I mean the only thing you can do is just think about where you possibly could have been that's the only thing I can say. So I mean after that day I mean like I said on my next midnight shift while outside the car I looked right there by the where I was at at the time. But I mean on the shoulder where we were at the stop I looked and there was nothing there. I mean I know how important that weapon is, I know how I know how high the crime is on that side of town. If somebody finds that weapon and uses it then I could be in even more serious trouble and then I have a guilty conscious because I lost my weapon and somebody got it and they used it. They could possibly kill someone. So I mean I understand what you're saying as far as being in front of the state I should have went back looking every single place I went. At the time the only thing I could think of what to do was to call Sgt. Moody. That's the only thing I could think Ma'am.

Lt. Williams: Do you know where that gun is now?

Tpr. Smith: No ma'am.

Lt. Williams: Look one of my biggest concerns here is doing just like you say trying to figure out where the gun is.

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Tpr. Smith: Yeah.

Lt. Williams: Or where the last time it was you saw it to where we can get a lead on it.  
Okay?

Tpr. Smith: Yes.

Lt. Williams: You say you get out of the car and run laser, and you have to stand up now  
instead of just sitting in your car?

Tpr. Smith: Yes ma'am at that spot yeah.

Lt. Williams: Okay. And it just never -- entered your mind that you could have lost it  
any other time, any other place?

Tpr. Smith: No ma'am it never did.

Lt. Williams: You know like Sgt. Bowman said, you need to --- you really need to think  
about this Chattam.

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Tpr. Smith: I understand, I really do. I understand exactly what he said to me, I understand exactly what you're saying to me too.

Lt. Williams: But do you understand that it's pretty, ah, it seemed very unlikely to not just Sgt. Bowman but to us here that that that what you say happened happened?

Tpr. Smith: I understand that, I do, I really do. I mean yeah it's very hard that you see somebody lose a gun. I mean but like ya'll say ya'll say you have gun missing reports day in day out.

Lt. Williams: Uh-huh.

Tpr. Smith: But the only problem is mine is I didn't realize until 6 hours later.

Lt. Williams: Well we got, I got one sitting in there on my desk he couldn't pin point it for three days. I mean it's no big it's nothing to say I didn't notice it until I got home. Ah, another huge problem I've got with this case ---

Tpr. Smith: Yes ma'am.



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Lt. Williams: --- is that I've got the video right over there. And he and I have sit and timed it, I've sit and timed it by myself and there's all of five and a half seconds between when you hear your door open and you tell that lady not to even think about it. And it's just really really unlikely that you could run around behind -- you got to get out of your car, put both feet on the ground, run around behind the car, 10 - 15 feet up a bank and come back down and talk to her in the amount of time that shows on that video tape.

Tpr. Smith: Yes ma'am.

Lt. Williams: And that's just -- even if you did run around back behind your car that location I mean that -- that wasn't even a chase that's just I mean that's the amount of time it takes for you to get out of your car to walk up to another car, even if you're walking fast. Okay the -- if you ran him across 100 yard field -- you know we might not be sitting here. Bottom line is you're spending about four and a half to six seconds of getting out of your car and start a conversation with this woman.

Tpr. Smith: I understand.

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Lt. Williams: All right. Well it just, ah, that you know you you put all your stock in this foot chase which you know we just can't envision it being like you say it was because of the brief time on that video tape. It just didn't add up Chattam.

Tpr. Smith: I understand what you're saying ma'am.

Lt. Williams: You know you didn't look for it, that's because you knew it wasn't there. You didn't look for it in your car. You didn't spend a lot of time chasing these people. Didn't have your gun for the last inspection. It's not all adding up.

Tpr. Smith: No ma'am like I stated, just like I told you just like I'm going on record saying the last time I had that weapon was just prior to this traffic stop.

Lt. Williams: The reason I'm getting all these people's names and everything is because now I'm gonna have to go talk to your girlfriend.

Tpr. Smith: Right.

Lt. Williams: I have to go talk to this lady you lived with, Deborah.

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Tpr. Smith: Yes ma'am.

Lt. Williams: Gonna have to go talk to your father and say do you realize this is what is happening to him.

Tpr. Smith: He does know of the situation as far as losing my weapon.

Lt. Williams: Well I'm gonna tell him what our side of it.

Tpr. Smith: Okay.

Lt. Williams: Okay. And, ah, I would really really like to get this over with right now.

Tpr. Smith: Yes ma'am, I understand that.

Lt. Williams: Let me tell you let me tell you what we can do okay? What me and you can sit here and do okay? We can – readjust everything. And I can turn it in to the Major, straight to the Major. Okay. You can do away with this statement. You can do away with this lost or stolen property, okay?

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Tpr. Smith: Right.

Lt. Williams: You can re-write one today before we go back up, and you can re-sign it. Okay? But I don't want to embarrass you to your father, I don't want to embarrass you to your girlfriend and to the lady you lived with. And I certainly don't want to break these people's trust in you that said such nice things about you for your background.

Tpr. Smith: Yes ma'am.

Lt. Williams: Okay. You're early in your career.

Tpr. Smith: Correct.

Lt. Williams: Okay. We can make it right right now. We can make it right right now. Sgt. Bowman and Sgt. Moody will be instructed not to talk about this to anybody. Okay? If you're as private as you say nobody else has seen this but me and you and Sgt. Moody and Sgt. Bowman, right?

Tpr. Smith: Yes that is correct.

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Lt. Williams: Okay. And what you've told your girlfriend and your Dad will never be changed. I'll never talk to them, I'll never say a word to them. But we've got to make it right right now and get this up to the Major and tell him exactly what happened, and exactly when you realized your gun was missing, and exactly how all the measure you took to look for it before this night in that brief little incident.

Tpr. Smith: In this little incident?

Lt. Williams: Yeah your as you would put it your, ah, momentary ---

Tpr. Smith: Yeah, yes ma'am.

Lt. Williams: --- foot chase. Okay. I know I know what you're going through. And I know what you're thinking. The reason we got this job is we've been doing it a long time.

Tpr. Smith: Ya'll are good at what you do.

Lt. Williams: And let me tell you something, I've been sitting right where you are. I've had paperwork put on me pal. Okay. Nobody, one of the things I try to

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tell the Trooper School nobody thinks you're perfect Chattam. We're not perfect, you're not perfect. We can deal with people who are not perfect. But you've got to be honest, and you've got to keep that integrity.

Tpr. Smith: Yes ma'am.

Lt. Williams: Okay? You got to keep that level of integrity or else you can't be a law enforcement officer.

Tpr. Smith: Correct, that is correct.

Lt. Williams: And if if things roll along and things go as they may and we do anything with this then POST knows about it too.

Tpr. Smith: Yeah.

Lt. Williams: We're required to tell POST. And you're not just damaged here in this office you're damaged from law enforcement okay?

Tpr. Smith: From law enforcement yeah.

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Lt. Williams: So, ah, I can I can help you make it right. And nobody is going to expect you to be perfect. And let me tell you something else there are 10 year troopers, 15 year troopers sitting right where you are that tell me Jenny I was scared. I was scared that's why I told you that to begin with because I was scared. You know I've got 15 years invested in this job. But I can assure you you're human just like just like everybody else in the world.

Tpr. Smith: Yes ma'am.

Lt. Williams: We understand that people make mistakes. And what I'm seeing here is a young man who desperately wants to be a Trooper, and whose already got one piece of paperwork in his file and he's scared of another one. You're scared of wherever you left that gun, whoever took that gun, when was the first time you saw it missing, you don't know when you saw it missing, somebody broke into your car at your apartment, you lost it in the move, you left it at your father's and you went back to get it whatever happened that you're scared to tell us because you're scared it's gonna be strike number two and you're not gonna have a career. That's what I'm seeing.

Tpr. Smith: Well – with this situation all I can tell you is, ah, this gun – it's been it's been one of those things that that like I said before I have had issues as far

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as with the holster. I I feel that it did come off at that location, but at the same time I will say this I have had situations with this holster where it has caused the gun to fallout even when I was getting out of the car. Ah, I --- because I mean I don't know I feel as if ---

Lt. Williams: So you really don't know when you lost it?

Tpr. Smith: I mean I can honestly say I did put it on that night. That night at 10. But like you said I did get in and out of the car a lot. And, ah, there there's a chance that it came off before that. Lieutenant I mean like you said ---

Lt. Williams: How many days before then?

Tpr. Smith: It it wasn't days ma'am, it was that it was that day. But as far as -- this I mean, it could have been prior to. Like you said, ah, there's a lot going on.

Lt. Williams: Is there a lot going on with you?

Tpr. Smith: No there's -- I I'm good as far as my personal life, job. I mean I love it. Like you said this thing could have happened prior to, I'm not sure of it



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I'm really not 100% positive that it did. I I in my personal feeling I feel that it happened out there. It's not ---

Lt. Williams: Well you went out there and looked for the gun.

Tpr. Smith: I understand that ma'am. Ah, that's where I feel that I lost the gun. That -- now after thinking about it and looking at everything and I mean there is a possibility that it could have fell out elsewhere. And it could it could be in those locations that you, ah, that I stated that you cars where I run laser and whatnot or where I was checking vehicles from my car or whatnot. I mean it could be -- you know ---

Lt. Williams: Where all did you look?

Tpr. Smith: I looked at 20 east at Holmes. I looked on the shoulder, I looked at that ramp. I looked at 20 west at MLK, I looked at 20 west at 285, there's a a what's it called, an accident investigation sight that I sit and run laser. And, ah, I usually stand up there also ma'am. Ah, but as far as everywhere else I mean I -- if it's somewhere else I wouldn't know. I mean honestly I wouldn't know where it would be at. If it's somewhere

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else ma'am I honest don't know where. Because those four areas I did check.

Lt. Williams: When did you check those?

Tpr. Smith: I checked them that very next midnight shift. I did check that very next mission because my main concern was seeing if my weapon would pop up that next night. But ---

Lt. Williams: Pop up where?

Tpr. Smith: Pop up at like the locations where I worked at the previous night as far as, ah, like the Holmes, ah, behind that bush where I stated at before, or at MLK where the ramp is or on the other side of the interstate going westbound at MLK right or at that accident investigation sight. I mean I worked the other areas, yes I drove up and down in a few other areas but I mean as far as where the weapon could be I have ---

Lt. Williams: So you lost it.

Tpr. Smith: Pretty much I've lost the weapon.

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Lt. Williams: Ah, did you know that you're -- that you were up for inspection this month?

Tpr. Smith: Yes. I did know I was up for inspection but that's not the reason for me trying to make up a report or anything of that nature. This isn't some type of issue where I'm like oh I'm up for inspection and ---

Lt. Williams: And you knew you couldn't produce your weapon.

Tpr. Smith: I it's not like that no. Not that I'm I knew before hand and then I know I'm up for inspection give them an excuse. This is not an excuse, this is a valid lost weapon that I I have no earthly idea.

Lt. Williams: Okay let me tell you what I believe. I believe you lost it. I believe you don't know where it is at all, that you just lost it. But I don't believe that you honestly believe you lost it out there at that foot chase. That's what I'm asking this now. And it's okay. We lost them every day. You wear them on your ankle, you wear them on your shoulder. You put them in the jail, salliport. You take them out and clean them. You take them to

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firearms. You lock them in the trunk. You leave them in the front seat, lose them all the time.

Tpr. Smith: Yeah.

Lt. Williams: Okay. So – tell me exactly what happened.

Tpr. Smith: Ma'am as far as the weapon is concerned I can't I know I I just don't know where it's at. Ah, ---

Lt. Williams: I know you don't know where it's at, but tell me exactly when you realized you didn't know where it's at.

Tpr. Smith: I didn't realize I didn't realize that the weapon was gone ---

Lt. Williams: It's okay Chattam, it's okay. It's okay.

Tpr. Smith: (Long Pause). I actually realized the weapon was gone, ah, since the end of September. Ah, and --- it's just been rough trying to figure out.

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Lt. Williams: So you've gone back and looked at all these places right? All these places you worked and everything like that right?

Tpr. Smith: Yeah.

Lt. Williams: Okay. So at the beginning of September you lived with Ms. Deborah right?

Tpr. Smith: The beginning of September I had already into the, ah, apartment. August 15<sup>th</sup> is when I moved into the apartment.

Lt. Williams: Okay. So you lived in that apartment so you didn't go back to Deborah's house to look there because you knew you'd had it since then.

Tpr. Smith: Cause it was – yes ma'am. It was it was with me.

Lt. Williams: Okay. And so has anybody had any break-ins in that apartment?

Tpr. Smith: No ma'am. None, my apartment, ah, it's even they the, ah, apartment staff has even told me that it seemed safer especially since I've, ah, moved in because my patrol car is back there.

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Lt. Williams: Okay. Give me the give me your address of where you are now.

Tpr. Smith: 37 Old Mill Court, ah, that is gonna be College Park. Do you need the name of the town?

Lt. Williams: Yeah.

Tpr. Smith: 30349 is the area, ah, zip code. The name of it is Lakeside Townhomes.

Lt. Williams: Okay. Who's the apartment manager?

Tpr. Smith: Ah, they have changed managers a few times so I'm not positive.

Lt. Williams: Okay. All right so did it come up missing like maybe out of your car or out of the apartment?

Tpr. Smith: No ma'am it was —

Lt. Williams: It was on patrol?

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Tpr. Smith: It it – it was on patrol.

Lt. Williams: Okay. You think maybe getting in and out of the car running laser it might of popped out? Cause I know I know when I go to get jump back in sometimes you know you bang it around or whatever.

Tpr. Smith: More than likely if anything because, ah, I have a habit because I always step in with my right leg and, ah, pull up my left leg, which usually causes that that little like that.

Lt. Williams: Uh-huh you're right.

Tpr. Smith: I've had it come out that way before but I've noticed it. But, ah, this time it could have possibly been one of those situations where I didn't notice it and just kept on about my business. Because you know if you get behind somebody that's doing 95 and they're only 500 feet away from you you're scurrying back to the car and you're trying to get everything back in pretty quick. And the only thing you're concerned with is that car at the time so. More than likely, ah, that's that's what has occurred.

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Lt. Williams: So when you first noticed it missing you did go back and look at all these places. You searched you turned everything upside down.

Tpr. Smith: I mean if you would of saw how the hair that was there was instantly gone because I stressed to the point of no return. I mean nerve bad it's almost like I had Parkinson's Disease how bad I was shaking. Because I – left me a dilemma like well what am I gonna do if I like you said I already knew about the the, ah, reprimand about my vehicle where I went down to south Georgia when my Grandmother was sick in my patrol car. Which is a big no no. Ah, and I knew for a fact that you know like you said I'm a young trooper, very young. Not even off his probation yet, anything happens the Department can get rid of you like that (snapped fingers). And with that knowledge I was like man what am I gonna do, what am I gonna do, what am I gonna do, what am I gonna do the whole time. I mean I looked anywhere I patrol at, I've looked at every jail that I've taken anybody at in that time. I looked everywhere now, I mean everywhere. And there was no place that I could find that had that weapon at it.

Lt. Williams: Well one of the things I wanted to make sure of was that you didn't hock it, you didn't know who stole it, you didn't give it to your girlfriend and she did something with it.



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Tpr. Smith: No. She's not that kind.

Lt. Williams: So we've established that you've lost it on patrol.

Tpr. Smith: Yeah.

Lt. Williams: Okay and that you went back and looked for it and it was in the first part of September is that right?

Tpr. Smith: Yes ma'am.

Lt. Williams: Okay, it's okay. It's all right. Ah, and because it had come off before you thought that, ah, this foot chase would cover you on that huh?

Tpr. Smith: Because it's perspective like you said, it was one of those moments where you're like man I don't know what I'm gonna do, just frightened to death. Because I mean I've got the greatest Post Commander in the world in Jerome. I mean anything and everything he can do for a person he will. He will go to bat for you in a heartbeat.

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Lt. Williams: I've known Jerome since he was less less time on than you.

Tpr. Smith: I mean I can't -- that man is the greatest Post Commander I could have and then you got Sgt. Moody that backs him up. I mean you've got two great people and I mean those two people alone just --- I mean you work so hard to get to them as far as coming from Trooper School and get to a post. Then you get two great people like them two who are always trying to work with you trying to make it happen. And then -- you get out there and you screw up and have a knuckleball moment, then you're like ---

Lt. Williams: I understand. I understand. And you're right those are two two exceptional leaders on this department so. Well what we need to do is --- let me think who is here today, ah, --- Gary, Gary's not here today is he?

Cpl. Searcy: He's in training.

Lt. Williams: If I put you in an office with, ah, one of our one of our investigators who's not here today, can we re-write this memo and re-fill this thing out. Okay because that's an affidavit okay.

Tpr. Smith: Yes ma'am I understand exactly what you mean.

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Lt. Williams: All right. So I feel comfortable doing that and submitting that to the Major, do you?

Tpr. Smith: Yes ma'am I do.

Lt. Williams: Okay, all right. Ah, is there anything other specifics that I need to know before?

Cpl. Searcy: No I just want to make sure that the the gun is lost right?

Tpr. Smith: Yes sir I have not given that weapon to anyone, I have not let nobody – nobody has broken into any of my vehicles. The last time my vehicle was broken into was, ah, --- it was at the beginning of this year. Ah, they stole my DVD player, I had a little flip out screen DVD player but at night I took all my – it was in my personal car. And I I was just happened to take all my personal – I had my weapons with me, I had them in my bag where I was at at that time. So they were in the house with me. So no I have not had any run-ins as far as break-ins or anything of that nature of me giving the weapon to.

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Cpl. Searcy: Pawn it or nothing like that?

Tpr. Smith: I've not, if it gets that's bad I'll just go to the credit union and take out a loan.

Cpl. Searcy: You sure you lost it on patrol?

Tpr. Smith: Yes sir I'm positive.

Cpl. Searcy: Okay.

Lt. Williams: Because you – how do you know you lost it on patrol?

Tpr. Smith: Because that's the only – I don't, that's the only place I last had it. That's the only time I use it. Other than that like I say I may have had that – after that incident where my car got broke in and I was like man what if I had left my weapons in here in my personal car. So now I always leave it in my patrol car. Put it on, take it off and put it in the patrol car, leave it in there, lock it. The only time I use it is at work. I don't want to use my weapons outside of work because the more apparent that you look to be a

IA-0094-2009

Lt. Williams: Because you wear it every day?

Tpr. Smith: Yeah. I knew for a fact.

Cpl. Searcy: And that was around September the 1<sup>st</sup>?

Tpr. Smith: Yeah just right right there at the ---

Cpl. Searcy: Did you have it before the holiday?

Tpr. Smith: Yes sir I did have it before Labor Day.

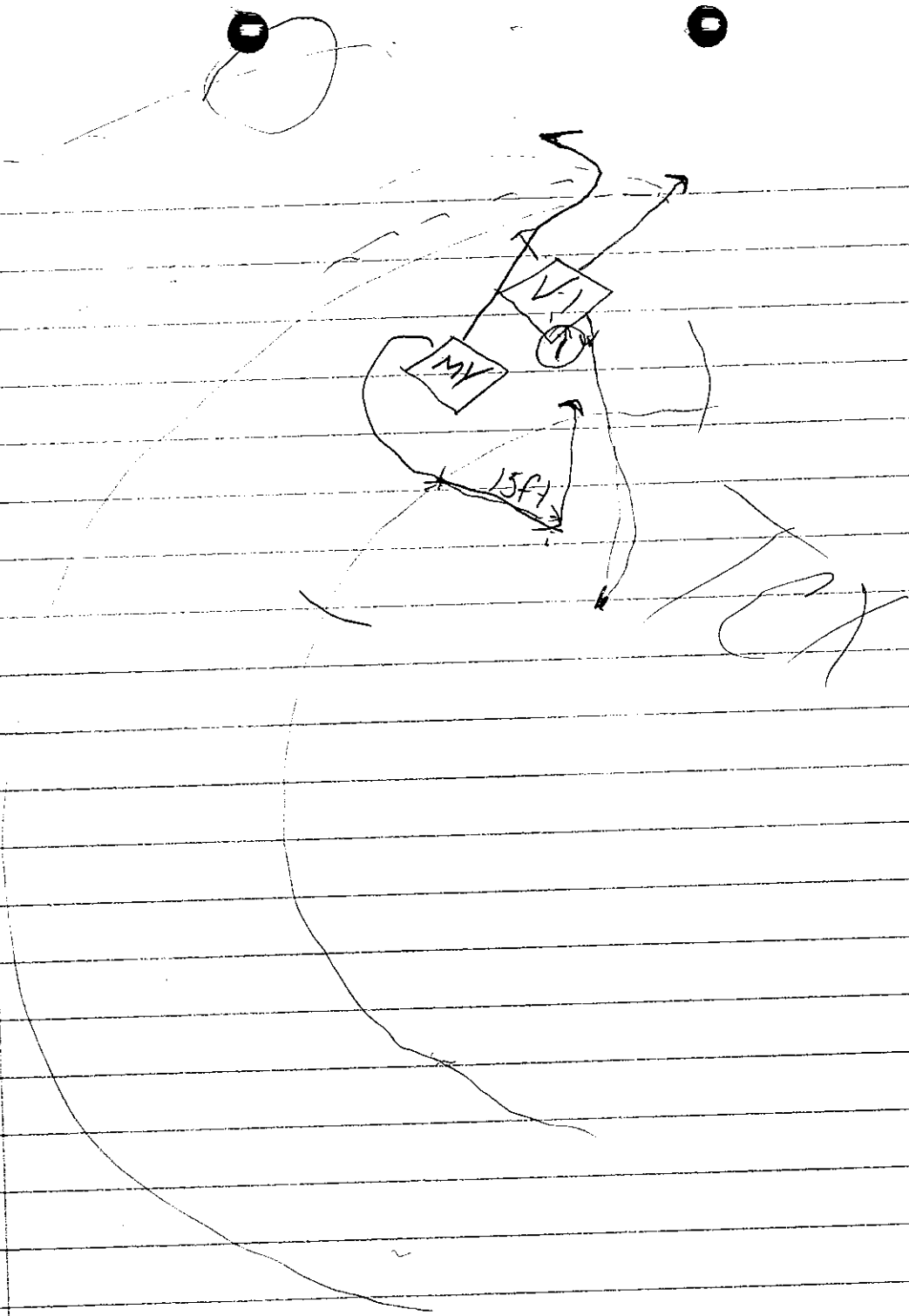
Lt. Williams: That was the 10<sup>th</sup>. That was the 4, 5, 6<sup>th</sup> I think.

Cpl. Searcy: Like the 6<sup>th</sup>.

Tpr. Smith: Ah, ---

Cpl. Searcy: And you're absolutely sure you didn't leave it at this woman's house when you moved.

CSA  
9-23-09



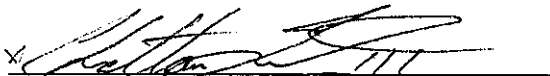


**GEORGIA DEPARTMENT OF PUBLIC SAFETY**

**SPECIAL INVESTIGATIONS DIVISION**

**GARRITY WARNING**

I wish to advise you that you are being questioned as part of an official investigation of the Georgia Department of Public Safety, Special Investigations Division. You will be asked questions specifically, directly and narrowly related to the performance of your official duties or fitness for office. You are entitled to all the rights and privileges guaranteed by the laws and the Constitution of this state and the Constitution of the United States, including the right not to be compelled to incriminate yourself. I further wish to advise you that if you refuse to testify or to answer questions relating to the performance of your official duties or fitness for duty, you will be subject to departmental charges which could result in your dismissal from the Georgia Department of Public Safety. If you do answer, neither your statements nor any information or evidence which is gained by reason of such statements can be used against you in any subsequent criminal proceeding. However, these statements may be used against you in relation to subsequent administrative charges.

  
Signature

10-1-09  
Date

Lt Lenny Williams  
Signature

10-1-09  
Date



C. J. H.  
101-09

1 In regards to the location of my weapon on August 10, 2009, it was located on top of my big hat box next to the bed I was sleeping in at the time. The home that I was residing at the time belonged to my ex-girlfriend's mother. The gun in question and my two other firearms (sidearm & shotgun) were taken into my room that evening to be cleaned for the upcoming inspection on the following day. After cleaning my Glock 37, I placed it back in its holster & laid my gun belts at the foot of my bed. Upon completing the task of cleaning my shotgun, I placed it next to the door so that I'd be able to grab it on my way out. I placed my Glock 39 back in its holster & laid it atop of my two big hat boxes. Once inspection began, I took & unloaded my weapons and placed them in the seat. I went to reach behind my front seats to upload my Glock 39, but realized that I had left it at home. I went to E.F.C. Bowman & asked him did he want me to return home & get my weapon. He stated, "let's see what Capt. Fielding says." While Capt. Fielding was inspecting my vehicle, I advised him that I did leave my weapon at home. He replied by stating, "just make sure some gets your big gun."

2 The first time I noticed my weapon was missing was after parking my patrol vehicle in front of my apartment. I went through my normal routine as far as completing my activity log's mileage for the day, I shut my computer down & opened my door up, I propped my foot up so that I can remove my ankle holster & place it in between my seats. Upon pulling my pants leg up, I noticed my holster was unstrapped & my backup weapon was no longer in the holster.

3 As far as locations that I searched, I began with my patrol vehicle, I thoroughly & carefully looked through my entire patrol vehicle. The next place I looked was within my apartment. I searched upstairs & downstairs. The locations I searched included I-20 East at Holmes Drive, I-20 East just east of Holmes Drive, I-20 East at MK Jr Drive, I-20 East at Lowery Blvd, I-285 South at MK Jr Drive, I-285 South at Co-166, I-285 South at Washington Rd, I-285 North at Cascade Rd, I-285 North at Hollowell Parkway, I-285 South at Hollowell Parkway, Co-400 North at Leroy Rd, Co-400 North just south of the toll, Co-400 South at Cambridge Connector, Co-400 South at the Northland Drive Overpass, Co-400 South at the Uieuca Rd Overpass, I-20 West at MK Jr Drive, I-20 West at I-285 North. These are all the areas I searched.

### **Interview Summary**

On October 1, 2009, Trooper Chattam Smith was interviewed in the SID office at DPS Headquarters by Lt. Jenny WILLIAMS. The following is a synopsis of that interview:

Smith was requested to write a statement answering the following questions:

- 1) Where was your gun during inspection on August 10, 2009.
- 2) When and where you were the first moment you noticed the weapon missing.
- 3) All the locations you searched.

After Smith submitted his written statement, Williams reviewed the statement and reviewed the information included in Smith's first interview and in Smith's written statement. Smith was asked to be more specific about question #2, when and where he was when he first noticed his weapon was missing. Smith stated he first noticed the weapon missing after a patrol like he stated in the beginning, but it was after a first shift patrol. Smith recalled he was sitting in the parking lot of his apartment building, and he started to take off his backup gun and saw that the snap on the holster was open and the gun was gone. Smith searched his vehicle and his apartment, upstairs and downstairs. The following day, on a first shift patrol, Smith went back to all the locations listed in his written statement to look for the weapon. Smith stated he searched everywhere he'd pulled over a car and everywhere he operated Laser.

Smith stated he knows he had the weapon during the September Labor Day Holiday period because he recalled on Sunday, September 6<sup>th</sup>, he was working a motorcycle round up and he thought a motorcyclist was going to run from him. Smith stated he exited the vehicle in a rush and his pant leg got hung over the weapon. Smith stated he was off on Monday, September 7<sup>th</sup>, so Smith concluded the weapon had been missing sometime between September 8<sup>th</sup> and September 15<sup>th</sup> when he made the false report.

Smith stated on September 15<sup>th</sup>, he took his video tape out of the recorder shortly after the female left the scene and secured it to be turned in per policy. Later in the shift, Smith stated he put the video back into the recorder and viewed the tape. That is when Smith realized the visual portion of the tape was not operational. Smith stated he did not do anything to the camera to make it malfunction. Smith admitted that knowing the tape did not record his movements during that "pursuit" influenced his decision to use that opportunity to report the weapon missing.

Smith was questioned about the discrepancies in his statements that he did not return to Post #48 on the 15<sup>th</sup> after the reported chase, but that the tape was turned in sometime that night. Smith stated he normally pulls a tape after a chase and puts it in his mailbox for the NCO on call. Smith stated it is policy for the NCO on call to be notified of all chases and the NCO's know to look in trooper's mail boxes for the tapes. Smith knows he stated he did not go back to the patrol post that night, but he can't recall how the tape was turned in. Smith knows he did not have it on

him when he went back to the scene to meet with Moody. (note: Moody stated Smith had turned in the tape sometime during that midnight shift).

Smith admitted he did not chase any violators up the grassy embankment on the 15<sup>th</sup>. Smith stated he ran to the curb, and then saw the female passenger in the car.

Smith stated he discontinued carrying his weapon with him when off duty after he learned it raised too much suspension and attention towards him. Smith stated he felt like leaving his weapons in his locked patrol car was a safe measure, more safe than in his personal vehicle.

Smith wrote in his statement that he left his weapon on a hat box beside his bed, at his residence in Hiram, Georgia on August 10<sup>th</sup> during inspection. (See attached statement)

Lt. Jenny Williams  
October 5, 2009

# Calendar for September 2009 (United States)

September						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2	3	4	5
6 <i>6</i>	7 <i>7</i>	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

Phases of the moon: 4: ☉ 11: ☾ 18: ☀ 26: ☾

Holidays and Observances: 7: Labor Day

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Home page | Linking | Site Map | Site Search | Date Menu | The World Clock | Calendar | Countdown

Exhibit #2b

IA-0094-2009



**Memorandum**

09-16-2009

TO : Major Mark W. McDonough #03  
Commanding Officer

THRU : Captain H.W. Fielding #13  
Troop C Commander

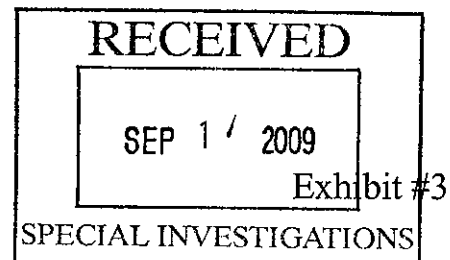
THRU : SFC J.J. Bowman #637 *JJB*  
Post 48 Commander

FROM : TPR. C. Smith #926 *[Signature]*  
Post 48 Atlanta

SUBJECT : Lost Back-Up Service Weapon

On September 15, 2009, I performed a traffic stop at I-20 East, just west of the ramp to Martin Luther King Jr. Drive, on a vehicle for speeding. As I approached the vehicle, I noticed that the driver placed the vehicle back in gear and sped off. I ran back to my patrol vehicle and pursued the suspect's vehicle. The vehicle exited off of I-20 East onto the ramp to Martin Luther King Jr Drive. Approximately halfway down the ramp, the driver and the front seat passenger exited the vehicle. The driver ran in an eastwardly direction towards Martin Luther King Jr. Drive, while the front seat passenger ran in a westwardly direction up a grassy hill towards Martin Luther King Jr. Drive. I attempted to pursue the front seat passenger, but once I made it approximately ten to fifteen feet up the hill, I noticed a third subject that was still in the vehicle. I approached the subject and told her not to move. She advised me that she did not understand what was happening. She advised that she was asleep in the backseat of the car and was unfamiliar with the reason why the two men bailed from the car. I asked her for the names of the two men, and she advised that their names were Joseph Riley Holcomb and Willie Baker. She stated that Mr. Baker was the driver of the vehicle. I asked her if she knew if either subject had a warrant for their arrest. She stated that Mr. Holcomb had a warrant out of Douglasville Police Department. At this point, I asked for her driver's license. She displayed a Georgia driver's license, which identified her as Ms. Bridget Ann Sheehan. I checked her driver's license through GCIC/NCIC to make sure that they were valid. She had a valid license, and I released the vehicle to her. I completed the rest of my shift and went home. At my residence, I removed my ankle holster. I noticed that my back-up weapon (Glock Model 39 Serial GSP1036B) was not in my holster. I immediately called Sgt. Moody and advised him of the situation. Sgt. Moody and myself returned to the scene of where the subjects bailed to look for my weapon. We both were unsuccessful in finding my weapon after a thorough search of the area where I entered the grassy hill.

IA-0094-2009





# GEORGIA DEPARTMENT OF PUBLIC SAFETY

## LOST, STOLEN, DAMAGED OR DESTROYED PROPERTY

### ITEM DETAILS

NAME OF ITEM/ DESCRIPTION	DECAL NUMBER	SERIAL NUMBER
Glock 39		GSP 036B

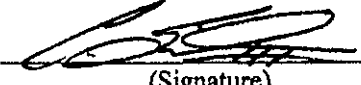
### INCIDENT INFORMATION

LOCATION:	I-20 East at the ramp to Martin Luther King Jr. Drive	DATE:	9/15/2009
DETAILS OF INCIDENT:	I momentarily pursued a subject on foot after a police chase. The area where I chased the subject was a hill covered in high grass. When I returned home after my shift, I checked my ankle holster and I noticed that my weapon was not there.		
LAW ENFORCEMENT OFFICIAL CONTACTED:			
ADDRESS:		PHONE:	

\*\* If theft or fire, attach a copy of the police or fire report.

### AFFIDAVIT

I hereby certify that the article(s) listed above have been lost, stolen, damaged or destroyed. Binding myself under penalty of immediate dismissal for entry of any false or erroneous information, I do hereby certify these facts to be true and correct.

C. Smith  09-16-2009  
 (Print Name and Badge #) (Signature) (Date)

REVIEWED:  637 (Post/Unit Commander) REVIEWED: \_\_\_\_\_ (Troop/Region Commander/Supervisor)

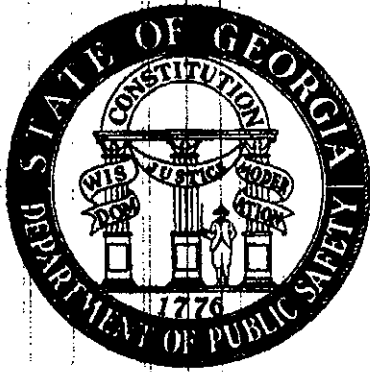
REVIEWED: \_\_\_\_\_ (Commanding Officer/Division Director) REVIEWED: \_\_\_\_\_ (Lt. Colonel, Deputy Commissioner)

REIMBURSEMENT REQUIRED?  YES  NO  
 DISCIPLINARY ACTION TAKEN  YES  NO

cc: Administrative Services Division Director  
 Commanding Officer  
 Troop/Region Commander  
 Post/Unit File  
 Property Management  
 Supply  
 Accounting

LA-0094-2009  
 DPS-494 (04/08)

Exhibit #3



# GEORGIA STATE PATROL

TO : LT JENNY WILLIAMS  
 LOCATION : BACKGROUND UNIT  
 TELEPHONE # : 404-624-7541  
 FAX # : 404-624-7879

\*\*\*\*\*

FROM : CAPTAIN H. W. FIELDING  
 LOCATION : TROOP C COMMAND  
 TELEPHONE # : 404-669-3974  
 FAX # : 404-669-3437

COMMENTS : \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

DATE : TIME :  
 NUMBER OF PAGES (INCLUDING COVER SHEET) :




## Memorandum

09-23-2009

TO : Major Mark W. McDonough #03  
Commanding Officer

THRU : Captain H.W. Fielding #13  
Troop C Commander

THRU : SFC J.J. Bowman #637  
Post 48 Commander

FROM : TPR. C. Smith #926   
Post 48 Atlanta

Subject: Lost Back-Up Service Weapon

After working an 8 hour patrol shift sometime after the Labor Day holiday, I returned home. Once I arrived at my residence, I removed my ankle holster from my left ankle. I noticed that my back-up weapon (Glock Model 39 Serial# GSP1036B) was no longer in my holster. I searched my entire patrol car from front to rear and was unsuccessful in finding my weapon. On my next patrol, I checked every area that I had patrolled the previous day. All my searching was to no avail. I continued to search for my weapon every day, but was unsuccessful in every attempt. I reported the weapon lost on September 16, 2009 to a Post 48 NCO. At the present time, I have no knowledge of the weapons current location.



# GEORGIA DEPARTMENT OF PUBLIC SAFETY

## LOST, STOLEN, DAMAGED OR DESTROYED PROPERTY

### ITEM DETAILS

NAME OF ITEM/ DESCRIPTION	DECAL NUMBER	SERIAL NUMBER
Glock 39		GSP1036B

### INCIDENT INFORMATION

LOCATION:	Unknown	DATE:	9/23/2009
DETAILS OF INCIDENT:	After completing my patrol shift sometimes after the Labor Day Holiday, I returned home. I removed my ankle holster and noticed that my backup weapon was no longer in the holster. I searched my vehicle and everywhere else for the weapon.		
LAW ENFORCEMENT OFFICIAL CONTACTED:			
ADDRESS:		PHONE:	

\*\* If theft or fire, attach a copy of the police or fire report.

### AFFIDAVIT

I hereby certify that the article(s) listed above have been lost, stolen, damaged or destroyed. Binding myself under penalty of immediate dismissal for entry of any false or erroneous information, I do hereby certify these facts to be true and correct.

C. Smith III #926  
(Print Name and Badge #)

(Signature)

9/23/2009  
(Date)

REVIEWED: \_\_\_\_\_  
(Post/Unit Commander)

REVIEWED: \_\_\_\_\_  
(Troop/Region Commander/  
Supervisor)

REVIEWED: \_\_\_\_\_  
(Commanding Officer/  
Division Director)

REVIEWED: \_\_\_\_\_  
(Lt. Colonel,  
Deputy Commissioner)

REIMBURSEMENT REQUIRED?  YES  NO  
DISCIPLINARY ACTION TAKEN  YES  NO

cc: Administrative Services Division Director  
Commanding Officer  
Troop/Region Commander

Property Management  
Supply  
Accounting

IA-0094-2009 File

Exhibit #4



## Interview Summary

On September 16, 2009, this investigator contacted SFC Jerome BOWMAN at Post 48 in reference to Tpr. Chattam SMITH. SFC BOWMAN stated SMITH worked the midnight shift and at approximately 0606 hours this morning he reported to Sgt. Robert MOODY that he had lost his backup weapon apparently in a short foot chase at 1132 hours while on patrol. SMITH told MOODY that he stopped a vehicle at 20 West/MLK Blvd and the driver drove off as he approached the vehicle. SMITH ran back to his patrol vehicle and gave chase briefly to the next exit where the driver stopped the vehicle and fled on foot. SMITH began to give chase until he reached the car and discovered it was occupied by a passenger. He stopped and questioned the passenger and learned she was the owner of the vehicle. The owner was licensed and she told SMITH the driver had outstanding warrants. SMITH told MOODY he allowed the owner to leave the scene.

MOODY and SMITH returned to the scene where the driver fled on foot and searched the scene. They did not discover the weapon. MOODY and SMITH returned to Post 48 and SMITH was instructed to begin writing his letter of explanation to Major MCDONOUGH.

SFC BOWMAN met with SMITH at Post 48 at approximately 0815 and he questioned SMITH about the incident. BOWMAN asked SMITH if he noticed his weapon in the ankle holster prior

to the incident. SMITH replied he recalled having the weapon prior to the chase. BOWMAN asked how it was possible SMITH worked for another six hours without noticing the weapon missing. SMITH stated he was accustomed to wearing it to the point that he didn't miss it until his shift was over and he was undressing. SMITH told MOODY and BOWMAN he was certain he had the weapon on at the beginning of his shift.

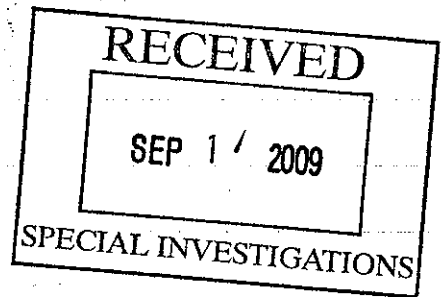
SMITH told BOWMAN he did not make any other traffic stops after that chase, but BOWMAN states the CADS system indicated SMITH made at least 3 more stops. BOWMAN and SMITH returned a second time to the scene, and this time included the location where SMITH states he made the initial stop, and they did not recover the weapon.

BOWMAN had not watched the video, but he stated he had it in hand and will view it and make this investigator a copy. BOWMAN stated he delivered SMITH's letter to Captain Fielding, but Fielding's secretary returned it indicating format errors that needed to be changed. BOWMAN made the changes and is waiting on SMITH to return to work tonight for his signature on the document.

Lt. Jenny Williams  
September 16, 2009



Chattam Smith



9.16.09.

<sup>0606</sup>  
~~0600~~ → Chattam advised Sgt. Moody he lost gun during foot pursuit.  
He advised he did not realize until he got home.

0630 Sgt. Moody called SFC Bowman and advised him and Sgt. Moody stated that Chattam was back in rental and they was going to return to area to look for gun.

0715 Sgt. Moody called SFC Bowman and advised they did not locate, returning to post to fill out paperwork and pass Major letter, and notify Radio Room to enter on GIC.

0725 SFC Bowman notified Capt. Fielding.

085 SFC Bowman questioned Chattam about how he could lose something he he could feel on his leg. He advised he was so use to wearing it, he did not miss it until he got home. ~~SFC~~

-1 station in front of Cpl. Ensky if he  
and he started

had he

and

in this incident, or did he lose it by neglect or by some other circumstance. Chatham refused to lost it to why he explained it earlier.

0930. SFC Bowman, Sgt. Moody and Chatham returned to the original stop. On I-20 east just before exit. After walking to shoulder, Sgt. Moody + Chatham went to the area that the violator on passenger Bush Banded they did not locate the weapon.

0945. Sgt. Moody instructed Chatham to go home.

1020. SFC Bowman notified Capt. Fielding of all the events that took place from 0915 at this time since



## Interview Summary

On September 21, 2009, this investigator contacted Sgt. Robert MOODY at Post 48 via telephone. The following is a synopsis of that interview.

Sgt. MOODY stated Tpr. SMITH notified him via telephone at 0606 hours stating he'd just discovered his weapon missing. MOODY told SMITH to meet him back at the scene and SMITH met MOODY in plain clothes. They looked for the weapon at the I-20 MLK exit ramp in a grassy area and on the shoulders of the roadway. They returned to Post 48 and SMITH was instructed to begin the lost property paperwork. When SFC BOWMAN came to work, they all three returned to the scene and this time SMITH told of his quick return back to his vehicle when the violator ran from the traffic stop. (Information SMITH had not told MOODY). They searched that area also and found nothing. SMITH told MOODY he knew he had the weapon on his ankle earlier that shift because he had scratched his ankle and felt the weapon.

MOODY stated as SMITH retraced his steps when looking for the weapon, he exited the patrol vehicle, ran slightly to the left, came back around the patrol vehicle and ran 10-18 feet up the grassy embankment before stating he saw a passenger and returned to the violator's vehicle. MOODY found nothing unusual in that scenario until he and BOWMAN reviewed the tape and

noted the time between SMITH exiting the vehicle and his conversation with the passenger was approximately 4-5 seconds, and SMITH did not sound winded or excited.

MOODY stated it is policy to immediately turn in all video tapes when a chase occurs. SMITH had turned in the tape sometime during that shift. SMITH told MOODY that he had looked at the tape and the visual was not working. MOODY faxed WILLIAMS a copy of Post 48's August 10<sup>th</sup> Post Inspection form. (Exhibit #7)

Lt. Jenny Williams  
September 21, 2009



# Georgia State Patrol Monthly Post Inspection Report

<b>Troop: C</b>	<b>Post: 48</b>	<b>City: Atlanta</b>	<b>Date: 8/10/2009</b>
-----------------	-----------------	----------------------	------------------------

## Administration and Supervision: Very Satisfactory

Rate each of the following subcategories independently	Excellent	Very Satisfactory	Satisfactory	Unsatisfactory
Records and Reports	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Employee Performance Management	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scheduling and Manpower Allocation	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Evidence and Property Management	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

## Buildings and Grounds: Very Satisfactory

Rate each of the following subcategories independently	Excellent	Very Satisfactory	Satisfactory	Unsatisfactory
Post Structural Condition	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Post Cleanliness and Maintenance	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lawn Condition	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Furniture and Appliances	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

## Equipment: Excellent

VEHICLES INSPECTED: 637, 226, 304, 396, 568, 926, 899 - Pool Car

Rate each of the following subcategories independently	Excellent	Very Satisfactory	Satisfactory	Unsatisfactory
Motor Vehicles (Maintenance and Readiness for Patrol)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Post Generator (Maintenance and Test Operations)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Radio Equipment	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Computers, Printers, etc.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

## Personnel: Excellent

PERSONNEL PRESENT: 637, 226, 683, 304, 396, 568, 745, 899, 926, 988

Rate each of the following subcategories independently	Excellent	Very Satisfactory	Satisfactory	Unsatisfactory
Uniforms and Appearance	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Military Courtesy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Demeanor and Morale	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
On Time and Prepared for Inspection	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

## Activities and Personnel Comparisons:

Activities	Current Month	Last Month	Same Month Last Year	Year-to-Date Current Year	Year-to-Date Last Year	# Personnel Assigned to Post	Current Month	Same Month Last Year
Crashes	172	157	139	1134	1157	Sergeants	3	3
Fatalities	0	0	0	3	2	Corporals	2	2
Arrests	884	718	1355	5337	5078	Troopers	16	11
Warnings	624	524	553	3987	2427	CEO's	0	0
DUI Arrests	11	11	14	60	89	Secretary	2	2
Vehicle Stops	1152	921	1401	5666	5514			

**General Remarks:** Post 48 issued 49 seatbelt citations, 10 child restraint citations, 1 felony drug arrest, 3 non-felony drug arrests and 1 misdemeanor drug arrest. They apprehended 3 wanted persons, recovered 6 stolen vehicles, and assisted 121 motorists. Personnel expended 34 hours for training, 36 hours for court, 36 special detail hours, and 263 accident report hours. Tpr. Smith led the Post with 136 vehicle stops and 123 arrests. Tpr. Hinkle led the Post with 84 warnings issued and 21 motorist assists. There were good increases noted in arrests, warnings, and vehicle stops. Old citation books were checked off for destruction.

*If additional remarks are necessary, attach a memo to this form.*

**Inspecting Officer's Name and Rank:** Capt. H. W. Fielding #13

**Inspecting Officer's Signature:** \_\_\_\_\_

IA-0094-2009

Exhibit #7

**Post 48***Capt. [Signature] #13***August 10, 2009****Inspection – Performance Notes****Ready for Inspection**

All forms to be inspected were pulled and ready for the Troop Officer.

**Daily/Monthly Rosters**

The supervisors are properly scheduling personnel according to Department Policy.

**Vehicles/Equipment**

All vehicles checked were ready for patrol purposes. Trooper's 568 and 926 did not have their back-up weapon.

**ACCIDENT REPORTS**

Post 48 personnel investigated 172 crashes this month.

Citations were issued in 29% of the crashes.

Twenty-one of the reports were checked past the 5 day deadline. This is over an 88% compliance rate. GREAT JOB!

Fifty-five of the reports were checked past the 3 day Troop C goal. This is over an 68% compliance rate.

#1004 – No mention of video in remarks

#1005 – No mention of video in remarks

#1009 – No remarks on next page

#1080 – No name for NCO approval, nothing but video # in remarks

#1098 – Remarks misspelled crash and recorded (cras & recodrded)

#1127 – No video recording due to location of crash? Not sure what that means

**CAR REPORTS**

226 – No PM odometer reading – corrected during inspection

926 – Don't know why 926 had oil changed 2<sup>nd</sup> time – NCO had already noted on car report.

All other vehicles were maintained according to Department Policy.

**Consumption Report**

The report was checked and found to be accurate.



**Vehicle Impound Sheets DPS818**

Vehicle inventory sheets were properly completed and filed.

**Incident Reports**

Incident Reports were properly filed and coincided with Incident Report Log. Of the 23 incidents reports, 60% were checked within the 5 day deadline.

**ALS Monthly Reports**

All DPS1205 reports were filled out on DUI arrests that fit the proper criteria.

**Credit Card Statement & Credit Card Statement Log**

The credit card bill coincided with the statement log. All purchases appeared to be necessary and appropriate.

**Summary**

Overall activity for the post was good. Supervisors' continue to do an outstanding job of monitoring personnel and seeing to the completion of crash reports incidents reports and all other related reports.

Cpl. Ensley is doing a very good job cataloging evidence and remains diligent in his efforts to obtain destruction orders from the courts.



Interview Summary

On September 22, 2009, Lt. WILLIAMS contacted Captain Hank FIELDING via telephone.

The following is a synopsis of that interview:

Captain FIELDING stated he had received Tpr. SMITH's reports and had forwarded them onto Major MCDONOUGH's office. FIELDING stated he recalled during his August 10<sup>th</sup> inspection that SMITH did not have his back up weapon. FIELDING could not recall SMITH's exact explanation, but FIELDING stated he found nothing unusual with the situation until the recent events surfaced. FIELDING had noted SMITH and another trooper did not have their back up weapons available for inspection on the report.

FIELDING faxed WILLIAMS a copy of SMITH's DPS Form-494: Lost, Stolen, Damaged or Destroyed Property form. (Exhibit #3)

Lt. Jenny WILLIAMS  
September 24, 2009





**TROOP C**  
**CALL HISTORY RECORD**

<b>DISPATCH TO LOCATION</b>											
Address				Apt / Lot							
20				53							
20W MLK/W LAKE AVE/SR139/ANDERSON AVE/MM53											
Cross Street											
20W MLK/W LAKE AVE/SR139/ANDER											
City		Incorporated?	State	County		Zip Code					
		No		FULTON							
TROOP	Post	County	Fire	RunArea	EMS	EMS2	EMS3	Wrecker			
GSPC		FULT						ATOW			
<b>LOCATION OF OCCURRENCE</b>											
Address				Apt / Lot							
20				53							
20W MLK/W LAKE AVE/SR139/ANDERSON AVE/MM53											
Cross Street											
20W MLK/W LAKE AVE/SR139/ANDER											
City		Incorporated?	State	County		Zip Code					
		No									
TROOP	Post	County	Fire	RunArea	EMS	EMS2	EMS3				
GSPC		FULT									
Complaint Type / Call Nature			Priority	Weapon	Complainant		Phone Number	Ext	Contact	911	
CHASE			1		GSPC / 0926				N	N	
Primary Unit	BackUp Units					Dispatcher		Disposition Codes			
0926						0926/GSPC		(1) 1080 (4)			
GSPC						Call Taker		(2) N (5)			
						0926/GSPC		(3) (6)			
Incident Number	CALL DATES & TIMES (Note: Individual Unit Times & Close/Code Times are listed after the Call Notes)										
GSPC09CAD037907	Received		Shipped		Dispatched		Enroute		Onscene		Closed
	09/15/2009		09/15/2009		09/15/2009		09/15/2009		09/15/2009		09/16/2009
	23:32:51		23:32:51		23:32:51		23:32:51		23:32:51		00:11:24
CALL STATISTICS			Create Time	Hold Time	Rollout Time	Enroute Time	Onscene Time				
			00:00:00	00:00:00	00:00:00	00:00:00	00:38:33				
			Dispatch Time	Response Time	Total Call Time						
			00:00:00	00:00:00	00:38:33						

IA-0094-2009

Exhibit #9



**TROOP C**  
**CALL HISTORY RECORD**

**SUBJECT RECORD**

Date Added 09/15/2009 Time Added 23:32:51 Added By Subject Type  
COMPLAINANT

Last Name / 0926 First Name GSPC Middle Name Title (jr, sr, etc.)

Race Sex DoB Age Hair Eyes Height Weight  
0 0

SSN DL/ID Number State

Description/Comments

Activity  Drinking  Drugs  Weapon Weapon Description

Extent of Injuries  Seat Belt Required?  Airbag Installed?  Childseat Used?  
 Seat Belt Used?  Airbag Deployed?  Childseat Required?

Next of Kin

Notified? Notified by:

Allow Public Release of Information on this Subject? Approved for Release By:

**SUBJECT RECORD**

Date Added 09/16/2009 Time Added 00:05:47 Added By BWATTS Subject Type  
DRIVER

Last Name HOLCOMBE First Name JOSEPH Middle Name RILEY Title (jr, sr, etc.)

Race Sex DoB Age Hair Eyes Height Weight  
W M 11/26/1968 40 HAZ 6'00" 170

SSN DL/ID Number State  
026888032 GA

Description/Comments

Activity UNKNOWN  Drinking  Drugs  Weapon Weapon Description

Extent of Injuries N/A  Seat Belt Required?  Airbag Installed?  Childseat Used?  
 Seat Belt Used?  Airbag Deployed?  Childseat Required?

Next of Kin

Notified? Notified by:

Allow Public Release of Information on this Subject? Approved for Release By:

IA-0094-2009

Exhibit #9



**TROOP C**  
**CALL HISTORY RECORD**

Page 3 of 6  
Printed By:  
JSTOVALL  
Printed On:  
9/16/2009 2:59:25 PM

**VEHICLE RECORD**

Date Added 09/15/2009 Time Added 23:32:52 Added By 0926/GSPC

State GA Tag Number 868CRX Tag Year Description

VIN 1LNLM82W5PY773667 Year 1993 Make LINCOLN Model TOWN CAR Color WHI

Vehicle Type AUTOMOBILE Vehicle Activity Crash Type

LIC/868CRX LIT/ LIY/ LIENS:  
ATTENTION:

VEHICLE DETAIL RESPONSE

VIN: 1LNLM82W5PY773667 1993 LINCOLN TOWN CAR SIG/J 4S WHI  
TITLE NO: 778040020649057 PURCHASE DT: 19931025

Towed?  Rotation?  Requested?  Other Tow Type

Description of Other Tow Type

Abandoned?  Cleared?

Abandoned On Date/Time:

Removal Due On Date/Time:

IA-0094-2009

Exhibit #9



**TROOP C**  
**CALL HISTORY RECORD**

CALL NOTES

Added By	Date	Time	Note
BWATTS	09/15/2009	23:35:44	926 ADV 10-80 TWO SUBJECTS BUSHBUND RAN TOWARDS TEXACO
BWATTS	09/15/2009	23:39:46	JOSEPH RILEY HOLCOMBE 112668 SUBJECTS HAS WARRANT OUT DOUGLAS COUNTY
BWATTS	09/15/2009	23:40:09	APD BEEN NOTIFIED AND PHONIX OPR CRYSTAL BURTON
BWATTS	09/15/2009	23:41:34	WILLIE BAKER WHT T BLU JEANS SHIRT BLK RED TENNIS
BWATTS	09/15/2009	23:42:07	COMPLAINT TYPE CHANGED FROM: [TRAFFIC STOP/] TO: [CHASE/IN PROGRESS]
BWATTS	09/15/2009	23:42:07	CALL STATUS CHANGED FROM [BLANK] TO IN PROGRESS.
BWATTS	09/16/2009	00:01:49	013 AND 303 NOTIFIED
BWATTS	09/16/2009	00:04:14	926 ADV THE VEH RELEASED TO PASSANGER
BWATTS	09/16/2009	00:08:20	SP00-2644 S DDSQ-9465 09/16/09 00:05:33 - 09/16/09 00:05:33 8C4Z0CQL02J7
BWATTS	09/16/2009	00:08:21	DR.GAGBI0051.GAGSP0000.TXT
BWATTS	09/16/2009	00:08:22	NAM/HOLCOMBE, JOSEPH RILEY.DOB/19681126.SEX/M.
BWATTS	09/16/2009	00:08:23	NAME:HOLCOMBE, JOSEPH RILEY
BWATTS	09/16/2009	00:08:24	ADDR:469 TALLWOOD DR
BWATTS	09/16/2009	00:08:25	STONE MTN GA 30083
BWATTS	09/16/2009	00:08:26	LIC NUM:026888032 ADAP:N
BWATTS	09/16/2009	00:08:27	SEX:M DOB:11/26/1968 HGT:600 WGT:170 EYE:HAZ
BWATTS	09/16/2009	00:08:28	
BWATTS	09/16/2009	00:08:29	CLASS: A ISSUE DT:08/06/2009 EXPIRE DT:11/26/2011
BWATTS	09/16/2009	00:08:30	TYPE:COMMERCIAL SURR DT:
BWATTS	09/16/2009	00:08:31	RESTRICTION:A/NONE
BWATTS	09/16/2009	00:08:32	ENDORSEMENT:NONE
BWATTS	09/16/2009	00:08:33	COMMERCIAL STATUS:VALID
BWATTS	09/16/2009	00:08:34	NON-COMMERCIAL STATUS:VALID
BWATTS	09/16/2009	00:08:35	PERMIT STATUS:NONE
BWATTS	09/16/2009	00:08:36	ACTIVE SUSPENSIONS:NONE
BWATTS	09/16/2009	00:08:37	
BWATTS	09/16/2009	00:08:38	END OF NAM/DOB/SEX/ INQUIRY
BWATTS	09/16/2009	00:08:59	***MESSAGE KEY QWA SEARCHES ALL NCIC PERSONS FILES WITHOUT LIMITATIONS.
BWATTS	09/16/2009	00:09:00	MKE/WANTED PERSON - CAUTION
BWATTS	09/16/2009	00:09:01	KNOWN TO ABUSE DRUGS
BWATTS	09/16/2009	00:09:02	3 - EXTRADITION - SURROUNDING STATES ONLY
BWATTS	09/16/2009	00:09:03	ORI/GA0480010 NAM/HOLCOMBE, JOSEPH SEX/M RAC/W POB/GA DOB/19681126
BWATTS	09/16/2009	00:09:04	HGT/600 WGT/170 EYE/HAZ HAI/GRY FBI/454898HA4 CTZ/US
BWATTS	09/16/2009	00:09:05	SMT/TAT CHEST
BWATTS	09/16/2009	00:09:06	FPC/CIPIPOP015POP0DIPI13 MNU/PI-GA1326541M SOC/257139543
BWATTS	09/16/2009	00:09:07	OLN/026888032 OLS/GA OLY/2011
BWATTS	09/16/2009	00:09:08	OFF/FORGERY - FORGERY
BWATTS	09/16/2009	00:09:09	DOW/20090723 OCA/MJD090656
BWATTS	09/16/2009	00:09:10	WNO/MJD090656
BWATTS	09/16/2009	00:09:11	MIS/NOTIFY DOUGLAS CO WARRANT DIV 770 949 5656 EXTRADITE SURROUNDING STATES ONLY
BWATTS	09/16/2009	00:09:12	MIS/ HISTORY OF NARCOTIC OFFENSES
BWATTS	09/16/2009	00:09:13	DNA/N
BWATTS	09/16/2009	00:09:14	ADD/01 - RESIDENCE (LAST KNOWN) DDA/20090723
BWATTS	09/16/2009	00:09:15	ORI IS DOUGLAS CO SO DOUGLASVILLE 770 942-2121
BWATTS	09/16/2009	00:09:15	SNU/499 SNA/TALLWOOD DRIVE
BWATTS	09/16/2009	00:09:16	AKA/HOLCOMBE, JOSEPH LILEY
BWATTS	09/16/2009	00:09:16	CTY/STONEMOUNTAIN STA/GA ZIP/30083
BWATTS	09/16/2009	00:09:17	AKA/HOLCOMBE, JOSHEPH
BWATTS	09/16/2009	00:09:18	AKA/HOLCOMBE, JOSEPH R
BWATTS	09/16/2009	00:09:19	AKA/HOLCOMBE, JOSEPH RILEY
BWATTS	09/16/2009	00:09:20	AKA/JOLCOMBE, JOE
BWATTS	09/16/2009	00:09:21	AKA/HOLCOMBE, JOE

Exhibit #9





**TROOP C**  
**CALL HISTORY RECORD**

BWATTS 09/16/2009 00:09:22 AKA/HOLCOMBE, JOSEPH RILER  
 BWATTS 09/16/2009 00:09:23 AKA/VOE, JOSEPH LILEY  
 BWATTS 09/16/2009 00:09:24 AKA/HOLCOMBE, VOE  
 BWATTS 09/16/2009 00:09:25 SMT/TAT ABDOM  
 BWATTS 09/16/2009 00:09:26 SMT/TAT L HIP  
 BWATTS 09/16/2009 00:09:27 SMT/TAT R HIP  
 BWATTS 09/16/2009 00:09:28 SMT/TAT L BUTK  
 BWATTS 09/16/2009 00:09:29 SMT/TAT R BUTK  
 BWATTS 09/16/2009 00:09:30 SMT/TAT BUTTK  
 BWATTS 09/16/2009 00:09:31 MNU/NS-257139543  
 BWATTS 09/16/2009 00:09:32 MNU/OA-DOC249077  
 BWATTS 09/16/2009 00:09:33 MNU/OA-DOCEF249077  
 BWATTS 09/16/2009 00:09:34 SOC/257133943  
 BWATTS 09/16/2009 00:09:35 NIC/W576926918 DTE/20090723 2108 EDT DLU/20090724 0856 EDT  
 BWATTS 09/16/2009 00:09:36  
 BWATTS 09/16/2009 00:09:37  
 BWATTS 09/16/2009 00:10:05 RE: NAME/HOLCOMBE, JOSEPH RILEY SEX/M RACE/ DOB/1968-11-26 SSN/  
 BWATTS 09/16/2009 00:10:06  
 BWATTS 09/16/2009 00:10:07  
 BWATTS 09/16/2009 00:10:08 RESPONDANT NUMBER 01 OF 1 MATCH SCORE = 192  
 BWATTS 09/16/2009 00:10:09 \*\*\*\*\*  
 BWATTS 09/16/2009 00:10:10 \* INDIVIDUAL IS ON PROBATION FROM GEORGIA \*  
 BWATTS 09/16/2009 00:10:11  
 BWATTS 09/16/2009 00:10:12  
 BWATTS 09/16/2009 00:10:13 \*\*\*\*\*  
 BWATTS 09/16/2009 00:10:14 GDC INFO: NAM/HOLCOMBE, JOSEPH RILEY SEX/M RAC/W DOB/19681126 SSN/25  
 BWATTS 09/16/2009 00:10:15 7139543  
 BWATTS 09/16/2009 00:10:16 AKA/HOLCOMBE, JOSEPH LILEY GDC ID/518666  
 BWATTS 09/16/2009 00:10:17  
 BWATTS 09/16/2009 00:10:18 \*\*\* LEVEL OF SUPERVISION:  
 BWATTS 09/16/2009 00:10:19  
 BWATTS 09/16/2009 00:10:20 NAME/HOLCOMBE, JOSEPH RILEY SEX/M RACE/W DOB/19681126 SSN/257139543  
 BWATTS 09/16/2009 00:10:21  
 BWATTS 09/16/2009 00:10:22 HGT/61 WGT/170 EYE/HAZ HAI/BRO  
 BWATTS 09/16/2009 00:10:23  
 BWATTS 09/16/2009 00:10:24 FBI/454898HA4 SID/1326541M INM/  
 BWATTS 09/16/2009 00:10:25 PAROLE START DATE: PAROLE END DATE:  
  
 BWATTS 09/16/2009 00:10:26 IF ARRESTED CALL PAROLE/PROBATION OFFICER: WILSON,  
 BWATTS 09/16/2009 00:10:27 OFFICE: DEKALB CENTRAL PROBATION  
 BWATTS 09/16/2009 00:10:27 DAYS: 4043705113 NIGHTS: 4043705113  
 BWATTS 09/16/2009 00:10:28 PROVIDE: DATE/TIME OF ARREST, OFFENSE CODE, POLICE AGENCY.  
 BWATTS 09/16/2009 00:10:29 IF NO REPLY NIGHTS OR WEEKENDS CALL PAROLE DUTY OFFICER AT 404-651-6511  
 BWATTS 09/16/2009 00:10:30 NOTIFY TERMINAL GA060025C TERM: DOOR  
 BWATTS 09/16/2009 00:10:31  
 BWATTS 09/16/2009 00:10:32 \*\*\* THIS OFFENDERS ACTIVITIES ARE CLOSELY MONITORED \*\*\*  
 BWATTS 09/16/2009 00:10:33 \*\*\* NOTIFY PROBATION OR PAROLE OFFICE IF ARRESTED \*\*\*  
 BWATTS 09/16/2009 00:10:34  
 BWATTS 09/16/2009 00:10:35  
 BWATTS 09/16/2009 00:10:36

IA-0094-2009

Exhibit #9



**TROOP C**  
**CALL HISTORY RECORD**

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Printed By:

JSTOVALL

Printed On:

9/16/2009 2:59:26 PM

*UNIT / CALL TIMES*

<i>DATE</i>	<i>TIME</i>	<i>CALLNO</i>	<i>AGENCY</i>	<i>DESCRIPT</i>	<i>DISPATCHER</i>
09/15/2009	23:32:51	0926	GSPC	ONSCENE	0926/GSPC
09/15/2009	23:32:52	0926	GSPC	REPORTING	0926/GSPC
09/16/2009	00:11:24	0926		CLOSED	BWATTS
09/16/2009	00:11:29			CODED	

END OF CALL HISTORY RECORD

IA-0094-2009

Exhibit #9

9/16/2009	2:55:26	926 MLK DR x[NORTHSIDE DR] [ATLA	1038	N
9/16/2009	2:11:50	926 20 [20E MLK/W LAKE AVE/SR139/	1038	N
9/16/2009	0:47:11	926 FIB x[COMMERCE CIR] [ATLANTA	1038	1A

9/15/2009	23:32:51	926 20 [20] x[20W MLK/W LAKE AVE/	1080	N	
9/15/2009	23:17:28	926 20 [20W FIB (FULTON INDUSTRIAL	1038	1A	
9/15/2009	23:03:05	926 20 [20] x[20W MLK/W LAKE AVE/	1038	0A	2W
9/15/2009	22:51:21	926 20 [20] x[20E MLK/W LAKE AVE/S	1038	0A	2W

Exhibit #10

IA-0094-2009

IA-0094-2009

Exhibit #10

September 16, 2009

Tpr. Chattam Smith  
Georgia State Patrol  
Post 48, Atlanta  
3940 Aviation Circle  
Atlanta, GA 30336

Dear Tpr. Smith,

The Special Investigations Division of the Department of Public Safety has begun an investigation into the circumstances surrounding the loss of your Glock model 39. I have been assigned to investigate this matter and will be in contact with you in the near future. Please take time to review your rights and responsibilities under DPS Policy Statements #3.01 and #8.02.

Thank you in advance for your cooperation in this matter. Should you have any questions you may contact me at (404) 624-7523.

Respectfully,

Lt. Jenny Williams  
Special Investigations Division

cc: Captain Frank Fielding  
SFC Jerome Bowman

IA-0094-2009

Exhibit #10



# WORK TICKET

RADIO MAKE                      DATE                      TRP NAME  
REMOVED FROM PERM#                      BADGE#                      POST#  
INSTALLED IN PERM#                      BADGE#                      POST#  
RADIO DPS#                      SERIAL#  
POWER OUTPUT                      REFLECTED POWER  
VRS REPEATER DPS#                      SERIAL#  
FUTURECOMM DPS                      SERIAL#  
PROBLEM                      PERM                      RESOLVE

CAMERA SYSTEM *MV7*                      DATE *9-18-09*                      TRP NAME *Chatham Smith*  
REMOVED FROM PERM#                      BADGE# *926*                      POST# *48*

INSTALLED IN PERM#                      BADGE#                      POST#

CAMERA DPS#                      SERIAL#

RECORDER DPS#                      SERIAL#

PROBLEM                      *Badge #926*                      *Post #48*                      RESOLVE

*Monitor shows  
Blue screen*

*Bad audio on  
monitor*

*Locks on ped broken  
Bad plug connection on vault*

*RER monitor*

*RER pedestal*

*Master reset vault (blue staff)*

*OPS. CK. BD.*

TIME IN *8:00*

TIME OUT *9:05*

<b>RECEIVED</b>
<b>SEP 28 2009</b>
A-0094-2009
SPECIAL INVESTIGATIONS

Exhibit #11





# Georgia Department of Public Safety DVD/Videotape Evidence Report

COPY

Videotape Number: 926 - 043 - 2009 Post/Unit/Region: 48  
Badge #                      3-Digit Sequence #                      4-Digit Year

Trooper TPR Chattam Smith Badge #: 926

Date DVD/Videotape Began: 9/14/2009 Time DVD/Videotape Began: 0920  
(HH:MM)

Date DVD/Videotape Ended: 9/15/2009 Time DVD/Videotape Ended: 2355  
(HH:MM)

Incident Reports Associated With This DVD/Tape (DVD/Videotape number must be indicated on all Incident Reports)

\_\_\_\_\_

\_\_\_\_\_

Crash Reports Associated With This DVD/Tape (DVD/Videotape number must be indicated in the narrative on all Crash Reports)

\_\_\_\_\_

\_\_\_\_\_

Chain of Custody Record			
Action	Date	Released By (Initials and Badge #)	Received By (Initials and Badge #)
Logged into Evidence Room	09-17-2009	CS 926 926 037	926 037
Released to Internal Affairs	9-17-09 <sup>1225</sup>	926 037	IA 0045-09 Lt. Williams 064
Released to P48-Storage	10-7-09	E 683	Lt. Williams - (Released)

RECEIVED

SEP 1 / 2009

SPECIAL INVESTIGATIONS

*After three (3) years, or when all cases/investigations are completed, the DVD /Videotape shall be forwarded to the Public Information Office at GSP Headquarters for destruction. The Evidence Custodian shall complete the following information when the videotape is released to be destroyed:*

Custodian's Signature \_\_\_\_\_
Date Released for Destruction \_\_\_\_\_

Exhibit #11

IA-0094-2009

See rear of casefile for DVD



ref. missing weapon  
Tpr 926 / R48

SG-0001-09

SPO0-2684 S NCIC1-9483 09/16/09 10:55:52 - 09/16/09 10:55:51 1R4ZOCQL9C6W  
1L0113E00078B73EG  
GAGSP0000  
NIC/G782129475 SER/GSP1036B  
DCA/SG-001-09

SPRR-6628 S NCIC1-0379 09/16/09 14:20:27 - 09/16/09 14:20:27 2W4YWCQLC  
1L0113DC018F343QG  
GAGSP0002

MKE/STOLEN GUN  
ORI/GAGSP0000 SER/GSP1036B MAK/GLC CAL/39  
TPI DOT/20090916  
CG-001-09  
NOA/N  
MIS/LOST BY TPR SMITH 926 DURING A FOOT CHASE CONTACT GSP HEADQUARTERS  
MIS/COMMUNICATIONS 404 624 6077  
NIC/G782129475 DTE/20090916 1055 EDT DLU/20090916 1055 EDT  
ORI IS SP HDQ ATLANTA 404 624-6077



### Interview Summary

On September 30, 2009, CSA Leona FRIESON was interviewed in the SID office at DPS Headquarters by Lt. Jenny WILLIAMS. The following is a synopsis of that interview:

CSA FRIESON was questioned concerning her knowledge of Tpr. SMITH's missing weapon. FRIESON stated after they moved in together on August 15<sup>th</sup>, SMITH came home after a midnight shift and told her he had lifted up his pant leg and noticed his backup weapon was missing. SMITH told her he'd been in a foot chase and must have lost it then. SMITH notified a supervisor and went back and looked for the gun, but had no luck. FRIESON stated SMITH is panicked over the loss of the weapon and feels his supervisors will think he acted irresponsibly, and he is afraid the gun will wind up in the hands of criminals and he will feel responsible.

FRIESON stated she has not seen the gun since they moved in together on August 15<sup>th</sup>. She stated he does not bring anything in the residence other than his gun belt. SMITH leaves all other equipment in his vehicle. FRIESON stated SMITH sometimes carried his gun when they went out to the movies, but she has not seen him carry the gun in several months. Likewise, she has not actually seen the gun in several months.

SMITH has not mentioned a previous, or an upcoming, post inspection to FRIESON.

Lt. Jenny Williams  
October 5, 2009







Interview Summary

On October 5, 2009, Lt. Jenny WILLIAMS contacted Trooper John SELLERS via telephone at Post 15 in Perry. The following is a synopsis of that interview:

Trooper SELLERS recalled an incident sometime in June just before he was transferred to Perry on June 15, 2009, when SMITH chased a violator on foot in the MLK Drive area and lost his backup weapon. SELLERS stated he helped SMITH look for the weapon in the immediate area, but SELLERS remained with the patrol vehicles and the violators while SMITH retraced his steps through several private yards until SMITH located his weapon. SELLERS stated SMITH had run quite a distance and had crossed at least one fence during that foot chase.

Lt. Jenny Williams  
October 5, 2009



# Georgia State Patrol Daily Duty Roster

Unit: Post 48 Atlanta

Roster Date: Tuesday, September 8, 2009

Duty: Patrol	Route	Orders
593-Boyd Jr,A 6:00 - 14:00	ABC	10-50 Call
683-Ensley,J 6:00 - 14:00	Post	
988-Miller,B 6:00 - 14:00	ABC	10-50 Call
303-Parham Jr,R 7:00 - 15:00	Post	Memo
962-Brown,M 7:00 - 15:00	ABC	10-50 Call
881-Calhoun,C 12:00 - 20:00	ABC	10-50 Call
977-Reeder,K 13:00 - 21:00	ABC	10-50 Call
396-Searcy,C 14:00 - 22:00	ABC	10-50 Call
Duty: Supervisor Call	Route	Orders
303-Parham Jr,R 0:00 - 0:00		
Duty: Furlough	Route	Orders
568-Crozier,D 0:00 - 0:00		Furlough Day
899-Hinkle,C 0:00 - 0:00		Furlough Day
926-Smith III,C 0:00 - 0:00		Furlough Day
Duty: Regular Pass	Route	Orders
729-Smith,P 0:00 - 0:00		
Duty: Annual Leave	Route	Orders
226-Moody,R 0:00 - 0:00		Annual Leave
Duty: Office	Route	Orders
Cuendet,C 8:00 - 16:30		
Verner,K 8:00 - 16:30		
Duty: Detached	Route	Orders
482-Allen Jr.,M 0:00 - 0:00		CIU
624-Davis,K 0:00 - 0:00		Capitol Police
637-Bowman,J 0:00 - 0:00		Dive Training
745-Carlisle,C 0:00 - 0:00		CIU
797-Rucker,R 0:00 - 0:00		MCCD
814-Wright,T 0:00 - 0:00		Capitol Police
824-Cain,J 0:00 - 0:00		Post 33

Memoranda: 637-Dive team training  
303-Atlanta Traffic Court

By Order Of:  
(#683) Corporal Ensley,J.

From: Troop C Command  
On Call:  
#13-Captain Hank Fielding  
Contact Info: [Primary Phone #] 404-669-3974; [Other Numbers]

# Georgia State Patrol Daily Duty Roster

Unit: Post 48 Atlanta

Roster Date: Wednesday, September 9, 2009

Duty: Patrol		Route	Orders
962-Brown,M	6:00 - 14:00	ABC	10-50 CALL/MEMO
988-Miller,B	6:00 - 14:00	ABC	10-50 CALL/MEMO
303-Parham Jr,R	7:00 - 15:00	POST	MEMO
593-Boyd Jr,A	7:00 - 15:00	ABC	10-50 CALL/MEMO
683-Ensley,J	7:00 - 15:00	POST	MEMO
977-Reeder,K	7:00 - 15:00	ABC	10-50 CALL/MEMO
396-Searcy,C	8:00 - 16:00	ABC	10-50 CALL/MEMO
637-Bowman,J	8:00 - 16:00	POST	
729-Smith,P	8:00 - 16:00	ABC	10-50 CALL/MEMO
881-Calhoun,C	8:00 - 16:00	ABC	10-50 CALL/MEMO
226-Moody,R	12:00 - 20:00	POST	
568-Crozier,D	12:00 - 20:00	ABC	10-50 CALL
899-Hinkle,C	13:00 - 21:00	ABC	10-50 CALL
926-Smith III,C	14:00 - 22:00	ABC	10-50 CALL

Duty: Supervisor Call		Route	Orders
226-Moody,R	0:00 - 0:00		

Duty: Office		Route	Orders
Cuendet,C	8:00 - 16:30		
Verner,K	8:00 - 16:30		

Duty: Detached		Route	Orders
482-Allen Jr.,M	0:00 - 0:00		CIU
624-Davis,K	0:00 - 0:00		CAPITOL POLICE
745-Carlisle,C	0:00 - 0:00		CIU
797-Rucker,R	0:00 - 0:00		MCCD
814-Wright,T	0:00 - 0:00		CAPITOL POLICE
824-Cain,J	0:00 - 0:00		POST 33

- Memoranda: 303  
683  
396  
593  
729  
881  
962  
977  
988

POST INSPECTION!!!

By Order Of:  
(#683) Corporal Ensley,J.

From: Troop C Command  
On Call:  
#39-1st Lt. Nikki Renfro  
Contact Info: [Primary Phone #] 404-669-3974; [Other Numbers]

# Georgia State Patrol Daily Duty Roster

Unit: Post 48 Atlanta

Roster Date: Thursday, September 10, 2009

Duty: Patrol		Route	Orders
881-Calhoun,C	6:00 - 14:00	ABC	10-50 CALL
962-Brown,M	6:00 - 14:00	ABC	10-50 CALL
303-Parham Jr,R	7:00 - 15:00	ABC	10-50 CALL
683-Ensley,J	7:00 - 15:00	ABC	10-50 CALL
988-Miller,B	7:00 - 15:00	ABC	10-50 CALL/MEMO
926-Smith III,C	8:00 - 16:00	ABC	10-50 CALL
226-Moody,R	12:00 - 20:00	ABC	10-50 CALL
396-Searcy,C	12:00 - 20:00	ABC	10-50 CALL
899-Hinkle,C	12:00 - 20:00	ABC	10-50 CALL
568-Crozier,D	13:00 - 21:00	ABC	10-50 CALL
593-Boyd Jr,A	14:00 - 22:00	ABC	10-50 CALL

Duty: Supervisor Call		Route	Orders
226-Moody,R	0:00 - 0:00		

Duty: Furlough		Route	Orders
729-Smith,P	0:00 - 0:00		FURLOUGH LEAVE

Duty: Regular Pass		Route	Orders
977-Reeder,K	0:00 - 0:00		

Duty: Holiday Leave		Route	Orders
637-Bowman,J	0:00 - 0:00		HOLIDAY LEAVE

Duty: Office		Route	Orders
Cuendet,C	8:00 - 16:30		
Verner,K	8:00 - 16:30		

Duty: Detached		Route	Orders
482-Allen Jr.,M	0:00 - 0:00		CIU
624-Davis,K	0:00 - 0:00		CAPITOL POLICE
745-Carlisle,C	0:00 - 0:00		CIU
797-Rucker,R	0:00 - 0:00		MCCD
814-Wright,T	0:00 - 0:00		CAPITOL POLICE
824-Cain,J	0:00 - 0:00		POST 33

Memoranda: 988-Dekalb County Court

MOTOR UNIT WILL NOT BE IN CRASH ROTATION DUE TO TRAINING.

By Order Of:  
(#683) Corporal Ensley,J.

From: Troop C Command  
On Call:  
#39-1st Lt. Nikki Renfro  
Contact Info: [Primary Phone #] 404-669-3974; [Other Numbers]

# Georgia State Patrol Daily Duty Roster

Unit: Post 48 Atlanta

Roster Date: Friday, September 11, 2009

Duty: Patrol		Route	Orders
226-Moody,R	6:00 - 14:00	POST	
396-Searcy,C	6:00 - 14:00	ABC	10-50 CALL
926-Smith III,C	6:00 - 14:00	ABC	10-50 CALL
683-Ensley,J	7:00 - 15:00	ABC	10-50 CALL
303-Parham Jr,R	12:00 - 20:00	ABC	10-50 CALL
729-Smith,P	12:00 - 20:00	ABC	LASER
593-Boyd Jr,A	13:00 - 21:00	ABC	10-50 CALL
899-Hinkle,C	14:00 - 22:00	ABC	10-50 CALL

Duty: Supervisor Call		Route	Orders
303-Parham Jr,R	0:00 - 0:00		

Duty: Furlough		Route	Orders
637-Bowman,J	0:00 - 0:00		FURLOUGH LEAVE
962-Brown,M	0:00 - 0:00		FURLOUGH LEAVE
977-Reeder,K	0:00 - 0:00		FURLOUGH LEAVE
988-Miller,B	0:00 - 0:00		FURLOUGH LEAVE

Duty: Regular Pass		Route	Orders
568-Crozier,D	0:00 - 0:00		
881-Calhoun,C	0:00 - 0:00		

Duty: Office		Route	Orders
Cuendet,C	8:00 - 16:30		
Verner,K	8:00 - 16:30		

Duty: Detached		Route	Orders
482-Allen Jr.,M	0:00 - 0:00		CIU
624-Davis,K	0:00 - 0:00		CAPITOL POLICE
745-Carlisle,C	0:00 - 0:00		CIU
797-Rucker,R	0:00 - 0:00		MCCD
814-Wright,T	0:00 - 0:00		CAPITOL POLICE
824-Cain,J	0:00 - 0:00		POST 33

Memoranda:

By Order Of:  
(#683) Corporal Ensley,J.

From: Troop C Command  
 On Call:  
 #39-1st Lt. Nikki Renfro  
 Contact Info: [Primary Phone #] 404-669-3974; [Other Numbers]

# Georgia State Patrol Daily Duty Roster

Unit: Post 48 Atlanta

Roster Date: Saturday, September 12, 2009

Duty: Supervisor Call	Route	Orders
303-Parham Jr,R	0:00 - 0:00	

Duty: Regular Pass	Route	Orders
Cuendet,C	0:00 - 0:00	
Verner,K	0:00 - 0:00	
226-Moody,R	0:00 - 0:00	
303-Parham Jr,R	0:00 - 0:00	
396-Searcy,C	0:00 - 0:00	
568-Crozier,D	0:00 - 0:00	
593-Boyd Jr,A	0:00 - 0:00	
637-Bowman,J	0:00 - 0:00	
683-Ensley,J	0:00 - 0:00	
729-Smith,P	0:00 - 0:00	
881-Calhoun,C	0:00 - 0:00	
899-Hinkle,C	0:00 - 0:00	
926-Smith III,C	0:00 - 0:00	
962-Brown,M	0:00 - 0:00	
977-Reeder,K	0:00 - 0:00	
988-Miller,B	0:00 - 0:00	

Duty: Detached	Route	Orders
482-Allen Jr.,M	0:00 - 0:00	Criminal Interdiction Unit
624-Davis,K	0:00 - 0:00	Capitol Hill Detachment
745-Carlisle,C	0:00 - 0:00	Criminal Interdiction Unit
797-Rucker,R	0:00 - 0:00	MCCD Region 2 Franklin County
814-Wright,T	0:00 - 0:00	Capitol Hill Detachment
824-Cain,J	0:00 - 0:00	Post 33 Milledgeville

Memoranda:

By Order Of: (#683) Corporal Ensley,J.
---

From: Troop C Command On Call: #39-1st Lt. Nikki Renfro Contact Info: [Primary Phone #] 404-669-3974; [Other Numbers]
--

# Georgia State Patrol Daily Duty Roster

Unit: Post 48 Atlanta

Roster Date: Sunday, September 13, 2009

Duty: Supervisor Call	Route	Orders
303-Parham Jr,R	0:00 - 0:00	

Duty: Regular Pass	Route	Orders
Cuendet,C	0:00 - 0:00	
Verner,K	0:00 - 0:00	
226-Moody,R	0:00 - 0:00	
303-Parham Jr,R	0:00 - 0:00	
396-Searcy,C	0:00 - 0:00	
568-Crozier,D	0:00 - 0:00	
593-Boyd Jr,A	0:00 - 0:00	
637-Bowman,J	0:00 - 0:00	
683-Ensley,J	0:00 - 0:00	
729-Smith,P	0:00 - 0:00	
881-Calhoun,C	0:00 - 0:00	
899-Hinkle,C	0:00 - 0:00	
926-Smith III,C	0:00 - 0:00	
962-Brown,M	0:00 - 0:00	
977-Reeder,K	0:00 - 0:00	
988-Miller,B	0:00 - 0:00	

Duty: Detached	Route	Orders
482-Allen Jr.,M	0:00 - 0:00	Criminal Interdiction Unit
624-Davis,K	0:00 - 0:00	Capitol Hill Detachment
745-Carlisle,C	0:00 - 0:00	Criminal Interdiction Unit
797-Rucker,R	0:00 - 0:00	MCCD Region 2 Franklin County
814-Wright,T	0:00 - 0:00	Capitol Hill Detachment
824-Cain,J	0:00 - 0:00	Post 33 Milledgeville

Memoranda:

By Order Of: (#683) Corporal Ensley,J.
---

From: Troop C Command On Call: #39-1st Lt. Nikki Renfro Contact Info: [Primary Phone #] 404-669-3974; [Other Numbers]
--



# Georgia State Patrol Daily Duty Roster

Unit: Post 48 Atlanta

Roster Date: Monday, September 14, 2009

Duty: Patrol		Route	Orders
226-Moody,R	6:00 - 14:00	POST	
926-Smith III,C	6:00 - 14:00	ABC	10-50 CALL
977-Reeder,K	6:00 - 14:00	ABC	10-50 CALL/MEMO
568-Crozier,D	7:00 - 15:00	ABC	10-50 CALL/MEMO
617-Lester,R	7:00 - 15:00	ABC	PATROL
303-Parham Jr,R	12:00 - 20:00	POST	
396-Searcy,C	12:00 - 20:00	ABC	10-50 CALL
899-Hinkle,C	13:00 - 21:00	ABC	10-50 CALL
881-Calhoun,C	14:00 - 22:00	ABC	10-50 CALL
593-Boyd Jr,A	22:00 - 6:00		TROOP C

Duty: Supervisor Call		Route	Orders
303-Parham Jr,R	0:00 - 0:00		

Duty: Regular Pass		Route	Orders
637-Bowman,J	0:00 - 0:00		
729-Smith,P	0:00 - 0:00		
962-Brown,M	0:00 - 0:00		

Duty: Holiday Leave		Route	Orders
683-Ensley,J	0:00 - 0:00		HOLIDAY LEAVE

Duty: Annual Leave		Route	Orders
988-Miller,B	0:00 - 0:00		ANNUAL LEAVE

Duty: Office		Route	Orders
Cuendet,C	8:00 - 16:30		
Verner,K	8:00 - 16:30		

Duty: Detached		Route	Orders
482-Allen Jr.,M	0:00 - 0:00		CIU
624-Davis,K	0:00 - 0:00		CAPITOL POLICE
745-Carlisle,C	0:00 - 0:00		CIU
797-Rucker,R	0:00 - 0:00		MCCD
814-Wright,T	0:00 - 0:00		CAPITOL POLICE
824-Cain,J	0:00 - 0:00		POST 33

Memoranda: 226-Atlanta & DeKalb Co. Court

568  
729  
988  
DeKalb County Court

977-ALS Hearing

By Order Of: (#683) Corporal Ensley,J.
---

From: Troop C Command On Call: #13-Captain Hank Fielding Contact Info: [Primary Phone #] 404-669-3974; [Other Numbers]
---

Exhibit #15

IA-0094-2009

# Georgia State Patrol Daily Duty Roster

Unit: Post 48 Atlanta

Roster Date: Tuesday, September 15, 2009

Duty: Patrol		Route	Orders
396-Searcy, C	6:00 - 14:00	ABC	10-50
926-Smith III, C	6:00 - 14:00	ABC	10-50 CALL
962-Brown, M	6:00 - 14:00	ABC	10-50 CALL
303-Parham Jr, R	7:00 - 15:00	POST	
899-Hinkle, C	7:00 - 15:00	ABC	10-50 CALL
977-Reeder, K	7:00 - 15:00	ABC	10-50 CALL
637-Bowman, J	8:00 - 16:00	POST	
226-Moody, R	12:00 - 20:00	POST	
568-Crozier, D	12:00 - 17:00	ABC	10-50 CALL/MEMO
881-Calhoun, C	13:00 - 21:00	ABC	10-50 CALL
617-Lester, R	14:00 - 22:00	ABC	PATROL
593-Boyd Jr, A	22:00 - 6:00		TROOP C

Duty: Supervisor Call		Route	Orders
226-Moody, R	0:00 - 0:00		

Duty: Regular Pass		Route	Orders
683-Ensley, J	0:00 - 0:00		
729-Smith, P	0:00 - 0:00		

Duty: Annual Leave		Route	Orders
988-Miller, B	0:00 - 0:00		ANNUAL LEAVE

Duty: Office		Route	Orders
Cuendet, C	8:00 - 16:30		
Verner, K	8:00 - 16:30		

Duty: Detached		Route	Orders
482-Allen Jr., M	0:00 - 0:00		CIU
624-Davis, K	0:00 - 0:00		CAPITOL POLICE
745-Carlisle, C	0:00 - 0:00		CIU
797-Rucker, R	0:00 - 0:00		MCCD
814-Wright, T	0:00 - 0:00		CAPITOL POLICE
824-Cain, J	0:00 - 0:00		POST 33

Memoranda: 568-Atlanta Court

- 593
- 881
- 962
- 988
- ALS Hearing

By Order Of:  
(#226) Sergeant Moody, R.

From: Troop C Command  
 On Call:  
 #13-Captain Hank Fielding  
 Contact Info: [Primary Phone #] 404-669-3974; [Other Numbers]

# Georgia State Patrol Daily Duty Roster

Unit: Post 48 Atlanta

Roster Date: Wednesday, September 16, 2009

Duty: Patrol		Route	Orders
226-Moody,R	6:00 - 14:00	POST	
396-Searcy,C	7:00 - 15:00	ABC	10-50
617-Lester,R	7:00 - 15:00	ABC	
683-Ensley,J	7:00 - 15:00	POST	
899-Hinkle,C	7:00 - 15:00	ABC	10-50
977-Reeder,K	7:00 - 15:00	ABC	10-50
637-Bowman,J	8:00 - 16:00	POST	
303-Parham Jr,R	12:00 - 20:00	POST	
729-Smith,P	12:00 - 20:00	TRAINING	MEMO
881-Calhoun,C	13:00 - 21:00	ABC	10-50
962-Brown,M	13:00 - 21:00	ABC	10-50
926-Smith III,C	22:00 - 6:00	TROOP C	

Duty: Supervisor Call		Route	Orders
303-Parham Jr,R	0:00 - 0:00		

Duty: Regular Pass		Route	Orders
568-Crozier,D	0:00 - 0:00		
593-Boyd Jr,A	0:00 - 0:00		

Duty: Annual Leave		Route	Orders
988-Miller,B	0:00 - 0:00		

Duty: Office		Route	Orders
Cuendet,C	8:00 - 16:30		
Verner,K	8:00 - 16:30		

Duty: Detached		Route	Orders
482-Allen Jr.,M	0:00 - 0:00		CIU
624-Davis,K	0:00 - 0:00		CAPITOL POLICE
745-Carlisle,C	0:00 - 0:00		CIU
797-Rucker,R	0:00 - 0:00		MCCD
814-Wright,T	0:00 - 0:00		CAPITOL POLICE
824-Cain,J	0:00 - 0:00		POST 33

Memoranda: BE AT HQ COMPUTER SERVICES NLT 1245 HRS.

By Order Of:  
 (#226) Sergeant Moody,R.

From: Troop C Command  
 On Call:  
 #13-Captain Hank Fielding  
 Contact Info: [Primary Phone #] 404-669-3974; [Other Numbers]