

**STATE OF GEORGIA
OFFICE OF INSPECTOR GENERAL**

Case Title: DPS-14-085

Case Number: 14-085

MEMORANDUM OF INTERVIEW

Type of Activity:

- Personal Interview
- Telephone Interview
- Records Review
- Other, Receipt of Records

Interview of: Nigel Lange

Location of Interview: OIG

Details of Interview (Include the Date and Times)

On Thursday, November 13, 2014 at approximately 7:50 AM, Deputy Inspector General BILL DONALDON was contacted by NIGEL LANGE, Director of Technology for the Georgia Department of Public Safety ("DPS") via telephone. Also present on the telephone call was BRENTWOOD SMITH. LANGE contacted DIG DONALDSON to provide additional information about the submission of timesheets by DPS employees. LANGE stated essentially the following.

DPS employees use an electronic leave accounting sheet ("LAS") to record their time worked and leave taken over a 28-day period. The LAS resides on DPS' intranet system. Employees must affirmatively enter their time and submit the LASs electronically via the intranet system. At the bottom of the LASs, employees must check a box to certify that the information is accurate. Additionally, employees must click "OK" on a dialogue box that appears and explains that falsified information is considered a violation of DPS and State policy. The LASs are then submitted to supervisors for approval. Once approved by supervisors, LASs are then forwarded to the Human Resources Division at DPS Headquarters for payroll processing. The LASs are transferred electronically using DPS' intranet system.

LANGE agreed to send DIG DONALDSON a screenshot displaying the LAS and certification dialogue box via email. The interview ended at approximately 7:54 AM and was not recorded. At 7:55 AM, DIG DONALDSON received an email message from LANGE containing a screenshot of the LAS. A copy of the email will be attached hereto.


<p align="center"><u>WJD</u> Bill Donaldson</p> <p align="center">_____ Witness</p>	<p align="center"><u>11/13/14</u> Date</p> <p align="center">_____ Date</p>
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Donaldson, Bill

From: Nigel Lange <nlange@gsp.net>
Sent: Thursday, November 13, 2014 7:55 AM
To: Donaldson, Bill
Subject: screenshot

WH	LH	LT	WH	LH	LT	WH	LH	LT	WH	LH	LT								
11/10/2014 - Monday	<input type="button" value="Edit"/>	8.00	0.00	11/17/2014 - Monday	<input type="button" value="Edit"/>	0.00	0.00	PD	11/24/2014 - Monday	<input type="button" value="Edit"/>	0.00	0.00	PD	12/1/2014 - Monday	<input type="button" value="Edit"/>	0.00	0.00	PD	
11/11/2014 - Tuesday	<input type="button" value="Edit"/>	0.00	8.00	HL	11/18/2014 - Tuesday	<input type="button" value="Edit"/>	0.00	0.00	PD	11/25/2014 - Tuesday	<input type="button" value="Edit"/>	0.00	0.00	PD	12/2/2014 - Tuesday	<input type="button" value="Edit"/>	0.00	0.00	PD
11/12/2014 - Wednesday	<input type="button" value="Edit"/>	8.00	0.00	11/19/2014 - Wednesday	<input type="button" value="Edit"/>	0.00	0.00	PD	11/26/2014 - Wednesday	<input type="button" value="Edit"/>	0.00	0.00	PD	12/3/2014 - Wednesday	<input type="button" value="Edit"/>	0.00	0.00	PD	
11/13/2014 - Thursday	<input type="button" value="Edit"/>	0.00	0.00	PD	11/20/2014 - Thursday	<input type="button" value="Edit"/>	0.00	0.00	PD	11/27/2014 - Thursday	<input type="button" value="Edit"/>				12/4/2014 - Thursday	<input type="button" value="Edit"/>			
11/14/2014 - Friday	<input type="button" value="Edit"/>	0.00	0.00	PD	11/21/2014 - Friday	<input type="button" value="Edit"/>	0.00	0.00	PD	11/28/2014 - Friday	<input type="button" value="Edit"/>								
11/15/2014 - Saturday	<input type="button" value="Edit"/>	0.00	0.00	PD	11/22/2014 - Saturday	<input type="button" value="Edit"/>	0.00	0.00	PD	11/29/2014 - Saturday	<input type="button" value="Edit"/>								
11/16/2014 - Sunday	<input type="button" value="Edit"/>	0.00	0.00	PD	11/23/2014 - Sunday	<input type="button" value="Edit"/>	0.00	0.00	PD	11/30/2014 - Sunday	<input type="button" value="Edit"/>								
Total	16.00	8.00	24.00	Total	0.00	0.00	0.00	Total											

Message from webpage

 I understand that falsification of this time record may result in disciplinary action up to and including my termination. Falsification would constitute a violation of one or more of the following: DPS Policies #3.01 Code of Conduct, #5.09 Leave, 5.13 Work Hours & Overtime, and State Personnel Board Rule #16 Absence from Work.

HoursWorked	LeaveTaken	TotalHours	TotalGrantHours	GCinExcess	FCinExcess
16.00	8.00	24.00	0.00	0.00	0.00

I certify that the information provided is correct

Submit for Approval

Leave Taken Summary

Nigel Lange
Technology Director
Georgia Department of Public Safety
959 East Confederate Avenue, SE
Atlanta, GA 30316
Ph 404 624 7636
Fax 678 717 6463
email nlange@gsp.net



**STATE OF GEORGIA
OFFICE OF INSPECTOR GENERAL**

Case Title: DPS-14-085

Case Number: 14-085

MEMORANDUM OF INTERVIEW

Type of Activity:

- Personal Interview
- Telephone Interview
- Records Review
- Other, _____

Interview of: Angie Holt

Location of Interview: OIG

Details of Interview (Include the Date and Times)

On Thursday, November 13, 2014 at approximately 7:45 AM, Deputy Inspector General BILL DONALDSON contacted ANGIE HOLT, Director of the Georgia Department of Public Safety's ("DPS") Office of Professional Standards, to request additional information about the submission of timesheets by DPS employees. HOLT stated essentially the following.

DPS employees use an electronic leave accounting sheet ("LAS") to record their time worked and leave taken over a 28-day period. Employees must affirmatively enter their time and submit the LAS electronically via the time system. Prior to submitting the time, employees must check a box, certifying that the information is accurate. Once employees submit their LAS, a dialogue box appears and explains to the employees that falsifying information is considered a violation of DPS and State policy.

HOLT advised DIG DONALDSON that she would have NIGEL LANGE, DPS Technology Director, contact DIG DONALDSON and provide additional information. The interview ended at approximately 7:48 AM and was not recorded. HOLT can be reached via telephone at 404-624-7523.

<p style="text-align: center;"><u>WDO</u> _____ Bill Donaldson</p> <p style="text-align: center;">_____ Witness</p>	<p style="text-align: center;"><u>11/13/14</u> _____ Date</p> <p style="text-align: center;">_____ Date</p>
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**STATE OF GEORGIA
OFFICE OF INSPECTOR GENERAL**

Case Title: GDPS-14-085

Case Number: 14-085

MEMORANDUM OF INTERVIEW

Type of Activity:

- Personal Interview
- Telephone Interview
- Records Review
- Other, _____

Interview of: Captain Allen Marlowe

Location of Interview: OIG

Details of Interview (Include the Date and Times)

On Wednesday, November 05, 2014 at approximately 9:30 AM, Senior Deputy Inspector General BILL DONALDSON interviewed Captain ALLEN MARLOWE via telephone regarding an offer he purportedly made to DONALD "DONNIE" SMITH prior to the 2014 Masters Golf Tournament ("MGT") for someone to cover Georgia State Patrol ("GSP") Post 25 in Grovetown, Georgia. MARLOWE stated essentially the following.

CPT. MARLOWE is the commanding officer of GSP Post 25. Lieutenant DOUG WILSON and SMITH were direct reports to CPT. MARLOWE and were expected to manage POST 25 in CPT. MARLOWE's absence. During the week of the 2014 MGT (April 7 – April 13, 2014), CPT. MARLOWE attended training at the National FBI Academy in Quantico, Virginia. Additionally, LT. WILSON was on pre-approved leave during the same week. Approximately a couple of months before April, CAPT. MARLOWE noticed that both he and LT. WILSON were scheduled to be out of the office. CPT. MARLOWE realized that this schedule would conflict with SMITH's normal request to take leave during the MGT. Prior to 2014, SMITH had always taken leave during the MGTs to work the events. Accordingly, CPT. MARLOWE offered to SMITH that he would call one of the neighboring GSP Troop Commanders to request coverage for Troop E and Post 25 during the week of the 2014 MGT. SMITH declined the offer and informed CPT. MARLOWE that he had already made arrangements to take care of everything. CPT. MARLOWE trusted SMITH had worked out any conflicts and did not discuss the issue any further with SMITH.

SMITH reported as being at work during the week of the 2014 MGT and was also assigned to be on call for the week. CPT. MARLOWE indicated that SMITH was expected to be in the office at Post 25 conducting official GSP duties since he was on duty and not on leave. SMITH's call status would have required him to respond to any emergencies after normal work hours during the week. SMITH's presence at the Augusta Sports and Travel ("AST") Hospitality House in plain clothes while he was reported to have been on duty was inappropriate. If SMITH's intentions were to be at the AST house, he should have taken leave as he had done in previous years. CPT. MARLOWE opined that SMITH's reporting as being on duty each day was meant to deceive GSP and conceal his presence at the AST house.

MEMORANDUM OF INTERVIEW (continuation sheet)

The interview ended at approximately 9:42 AM and was not recorded. CPT. MARLOWE can be reached via this state issued mobile telephone at 404-430-8195 or his personal mobile telephone at 706-340-7082.

<p><u>Bill Donaldson</u> Bill Donaldson</p> <p>_____ Witness</p>	<p><u>11/5/14</u> Date</p> <p>_____ Date</p>
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**STATE OF GEORGIA
OFFICE OF INSPECTOR GENERAL**

Case Title: DPS-14-083

Case Number: 14-083

MEMORANDUM OF INTERVIEW

Type of Activity:

- Personal Interview
- Telephone Interview
- Records Review
- Other, _____

Interview of: Spiro Papadopoulos

Location of Interview: GBI Region 7 HQ
2549 Washington Road
Thomson, Georgia 30824

Details of Interview (Include the Date and Times)

On Wednesday, October 29, 2014 at approximately 10:20 AM, Senior Deputy Inspector General BILL DONALDSON, Investigator AUSTIN MAYBERRY, and Senior Assistant Attorney General DAVID MCLAUGHLIN met with SPIRO PAPADOPOULOS to discuss his business interactions with DONALD "DONNIE" SMITH. Also present in the interview was PETE THEODOCIAN, PAPADOPOULOS' attorney. PAPADOPOULOS is the owner and operator of Augusta Sports and Travel ("AST"), which operated a hospitality house during the 2014 Masters Golf Tournament ("MGT"). SMITH is a former Georgia State Patrol ("GSP") employee who allegedly falsified his timesheet by reporting he was on duty while he attended AST's hospitality house. SAAG MCLAUGHLIN placed PAPADOPOULOS under oath and PAPADOPOULOS stated essentially the following.

In addition to owning AST, PAPADOPOULOS is a Motorola dealer. PAPADOPOULOS knows SMITH through his interaction with various law enforcement agencies in the Augusta/Richmond County area. PAPADOPOULOS and SMITH are also members of the same country club. Between the time PAPADOPOULOS initially accepted and subsequently refused an interview with OIG, PAPADOPOULOS did not have any interaction with DONNIE SMITH. PAPADOPOULOS chose not to interview with OIG because he was tired of receiving scrutiny in the media for SMITH's actions and felt an interview may exacerbate the issue. PAPADOPOULOS indicated that he and his business had suffered from SMITH's actions and he did not have anything to do with it.

PAPADOPOULOS owns and operates AST. AST leased a house located at 1018 Northwood Road in Augusta, Georgia during the 2014 MGT. MICHAEL "MIKE" MCDONNELL owns the property and house leased by AST. In the Fall of 2013, SMITH approached PAPADOPOULOS and informed him that he could possibly get the Molson Coors Company to contract with AST's hospitality house during the 2014 MGT. However, SMITH requested that PAPADOPOULOS pay him a finder's fee for getting the company to sign. SMITH indicated that PAPADOPOULOS could insert the finder's fee into the total cost of Molson Coors Company's contract with AST. SMITH informed PAPADOPOULOS that he was very familiar with the executives at Molson Coors Company and had attended various events with them, including a Super Bowl. The Molson Coors Company was the only client SMITH brought to PAPADOPOULOS.


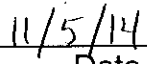
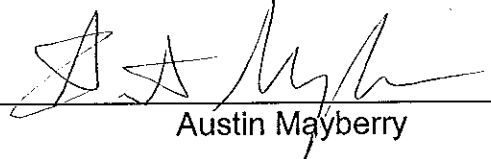
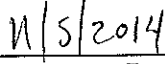
MEMORANDUM OF INTERVIEW (continuation sheet)

According to PAPADOPOULOS, SMITH explained that he previously served as the Transportation Director for American Corporate Events ("ACE"), which also provided hospitality services during previous MGTs. The Molson Coors Company had previously contracted with ACE. In his role as ACE's transportation director, SMITH hired various people to fill security and transportation positions during the MGT. After the 2012 MGT, ACE notified SMITH that it was filing for bankruptcy and could not pay the people SMITH had hired to work the event. Accordingly, SMITH used \$20,000 of his personal money to pay the people he had hired. SMITH's intentions were to use the finder's fee he requested from PAPADOPOULOS to recoup his \$20,000 loss. PAPADOPOULOS agreed to pay SMITH a finder's fee but told him that he could not pay him \$20,000 for the first contract. PAPADOPOULOS agreed to pay SMITH \$5,000 for the first year and \$5,000 for each subsequent year the Molson Coors Company signed with AST until SMITH recouped his total loss. PAPADOPOULOS paid SMITH his first and only payment of \$5,000 in December 2013.

The agreement between PAPADOPOULOS and SMITH was only a verbal agreement. Additionally, the agreement contained no explicit or implied obligation for SMITH to work at the AST hospitality house during the 2014 MGT. Although SMITH was not required to be at the house, PAPADOPOULOS frequently saw SMITH at the house during the MGT. SMITH spent the majority of his time in the upstairs suite rented by the Molson Coors Company entertaining his client. PAPADOPOULOS indicated that SMITH was not assigned a car during the week nor was he required to meet his client at the house. SMITH wore plain clothes most of the week, but PAPADOPOULOS remembered seeing SMITH in his GSP uniform once. PAPADOPOULOS indicated that SMITH may have also attended the MGT and dinner with the Molson Coors executives. According to PAPADOPOULOS, SMITH had a vested interest (additional finder's fees) in ensuring the executives from the Molson Coors Company enjoyed themselves.

PAPADOPOULOS learned that SMITH had not taken leave for the time he spent at AST's hospitality house when the news reported that SMITH was under investigation. PAPADOPOULOS indicated that he was shocked to learn of SMITH's behavior and had assumed SMITH took leave like other people who work second jobs at the MGTs. SMITH's conduct has negatively impacted PAPADOPOULOS' business even though PAPADOPOULOS did not have any involvement in SMITH's actions.

The interview ended at approximately 10:53 AM and was not recorded.

 _____ Bill Donaldson	 _____ Date
 _____ Austin Mayberry	 _____ Date



**STATE OF GEORGIA
OFFICE OF INSPECTOR GENERAL**

Case Title: DPS-14-085

Case Number: 14-085

MEMORANDUM OF ACTIVITY

Type of Activity:

- Personal Interview
- Telephone Interview
- Records Review
- Other, Meeting Request

Activity: Request meeting with Spiro Papadopoulos


Location of Activity:
OIG Office

Details of Activity (Include the Date and Times)

On Monday, September 29, 2014 at approximately 4:00 PM, Investigator AUSTIN MAYBERRY of the State of Georgia Office of the Inspector General ("OIG") called SPIRO PAPADOPOLOUS of Augusta Communications to request a meeting to discuss his interactions with DONALD "Donnie" SMITH surrounding the 2014 Augusta Masters Tournament.

PAPADOPOLOUS initially agreed to a meeting via telephone on September 29, 2014 and again via email on September 30, 2014. The meeting was scheduled for 9:00 AM on Thursday, October 2, 2014. However, on Wednesday, October 1, 2014, PAPADOPOLOUS declined the meeting via email stating "I do not see how I can add anything to what has already been reported."

Copies of all email communications with PAPADOPOLOUS will be attached hereto. PAPADOPOLOUS can be reached via his office telephone at 706-855-0404 or via email at spiro@augustacommunications.com

 <hr/> <p align="center">Austin Mayberry</p> <hr/> <p align="center">Witness</p>	<p align="center"><u>11/5/2014</u></p> <hr/> <p align="center">Date</p> <hr/> <p align="center">Date</p>
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Mayberry, Austin

From: Spiro Papadopoulos <spiro@augustacommunications.com>
Sent: Tuesday, September 30, 2014 9:46 AM
To: Mayberry, Austin
Subject: RE: State of Georgia OIG meeting

9 am is good

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Mayberry, Austin" <amayberry@oig.ga.gov>
Date: 09/29/2014 4:41 PM (GMT-05:00)
To: Spiro Papadopoulos <spiro@augustacommunications.com>
Cc: "Donaldson, Bill" <bdonaldson@oig.ga.gov>
Subject: State of Georgia OIG meeting

Mr. Papadopoulos,

As we discussed on the telephone this afternoon, we would like to schedule a meeting on Thursday morning. Would sometime around 9 AM be sufficient? Please let me know if this time works, and what location you would like to meet at.

Thanks again for your time.

Sincerely,

Austin Mayberry, CPA, CFE
2 M.L.K. Jr. Drive SW
1102 West Tower
Atlanta, GA 30334
D: 404.651.5849
M: 678.255.5723
F: 404.657.9716

Mayberry, Austin

From: Spiro Papadopoulos <spiro@augustacommunications.com>
Sent: Wednesday, October 01, 2014 8:30 AM
To: Mayberry, Austin
Subject: meeting

After careful consideration I do not see how I can add anything to what has already been reported, therefore I will not be available to meet with you on Thursday. I appreciate your understanding and professionalism.

Spiro Papadopoulos
113 Cherry Street
Augusta, Ga 30907
706-855-0404 (Office)
706-855-2878 (Fax)
Email: spiro@augustacommunications.com



**STATE OF GEORGIA
OFFICE OF INSPECTOR GENERAL**

Case Title: GDPS-14-085

Case Number: 14-085

MEMORANDUM OF INTERVIEW

Type of Activity:

Interview of: Angie M. Holt

- Personal Interview
- Telephone Interview
- Records Review
- Other, _____

Location of Interview: Dept. of Public Safety HQ
959 East Confederate Ave.
Atlanta, Georgia 30316

Details of Interview (Include the Date and Times)

On Tuesday, September 9, 2014 at approximately 9:30 a.m., Deputy Inspector General BILL DONALDSON met with ANGIE HOLT, Director of the Office of Professional Standards ("OPS") for the Georgia Department of Public Safety ("DPS"), to discuss DONNIE SMITH's alleged submission of fictitious timesheets. HOLT stated essentially the following.

OPS opened an internal investigation into Lieutenant DONNIE SMITH, then Assistant Troop Commander of Troop E for the Georgia State Patrol. The internal investigation's focus was to determine whether SMITH had inappropriately worked a second job and reported as being on duty with the Georgia State Patrol between April 7 and April 11, 2014. HOLT then provided a synopsis of OPS' investigation and provided DIG DONALDSON with a copy of the electronic case file.


The investigation revealed that SMITH received a finder's fee (unknown amount) from SPIRO PAPADOPOULOS in December 2013 for securing a contract between Augusta Sports & Travel ("AST") and Molson Coors. PAPADOPOULOS owns AST, which operates a hospitality house in Augusta, Georgia. Per the contract, AST would host Molson Coors executives and guests at the hospitality house during the week of the 2014 Masters Golf Tournament (April 7 – April 11). Between April 7 and April 11, SMITH reported on his official timesheets as being on duty as a DPS employee. However, SMITH was witnessed working at AST. SMITH admitted in an interview that he did not report for duty and performed virtually no duties as a DPS employee during this work week, with the exception of three to five hours. SMITH denied receiving any compensation for his work efforts at AST during the week. Rather, SMITH indicated that he spent his time "hanging out" with friends and getting one massage.

OPS provided a Garrity Warning to SMITH prior to his interview. OPS also asked SMITH if he would be willing to take a polygraph examination. SMITH indicated that he would take the polygraph examination if OPS required him to take one. OPS did not require SMITH to take the polygraph because it had obtained enough evidence to prove SMITH's administrative violations. Prior to the release of the investigation's findings, SMITH filed for and was granted retirement from DPS.

MEMORANDUM OF INTERVIEW (continuation sheet)

HOLT advised DIG DONALDSON that OPS is currently investigating other administrative allegations involving SMITH and inappropriate workplace behavior. OPS is referring the case involving SMITH's falsified timesheets to OIG for further investigation to determine if SMITH actually received any payment for his work at AST, and to consider whether the case should be referred to the Attorney General's Office for possible criminal prosecution.

The interview ended at approximately 9:50 a.m. and was not recorded. HOLT can be reached via telephone at 404-624-7523 or via email at aholt@gsp.net. Copies of the case summary and the electronic case file will be attached hereto and placed in OIG's electronic case file.

 _____ Bill Donaldson	<u>9/22/14</u> _____ Date
_____ Witness	_____ Date

CASE SUMMARY

On Tuesday, April 8, 2014, OPS Director Angie Holt received an allegation of misconduct against LT Donald Dixon Smith (Assistant Troop Commander, Troop E) from retired Georgia State Patrol (GSP) SGT Perry Hobbs (Exhibit #2). Hobbs alleged that Smith had worked a second job when he reported himself as being on duty with the Georgia State Patrol (GSP). Hobbs claimed that Smith was listed on the GSP Duty Roster as being on duty when he was at the Masters Golf Tournament (MGT) dressed in civilian clothes and driving a non-departmental vehicle (Exhibit #2). Hobbs said this occurred during the week of the MGT located in Augusta, Georgia, while Troop E CAPT Allen Marlowe was detached attending the FBI National Academy (FBINA) at Quantico, Virginia, and Troop E LT Doug Wilson was on annual leave. Holt informed Major Eddie Grier, (GSP Commanding Officer) about the contents of Hobbs' call and he requested that OPS conduct an administrative investigation. On April 10, 2014, CPL Jason Ellis and SFC James Morgan (OPS) were assigned to conduct the investigation.

On April 8, 2014, Holt verified that Marlowe was detached from Troop E attending the FBINA in Quantico, Virginia, and that Wilson was on annual leave on vacation out of state (Exhibit #2). Holt also verified that Smith was listed on the GSP Duty Roster on April 8, 2014, as being on-duty when Hobbs alleged that Smith was at the MGT attired in civilian clothes and driving a non-departmental vehicle. Hobbs said that Smith appeared to be working a private security job at the MGT when he was reflected on the DPS computer assisted dispatch (CAD)

system as being on-duty with the GSP (Exhibit #2). On April 8, 2014, Holt discussed the allegations against Smith with OPS Assistant Director CAPT Dennis Dixon (Exhibit #2). Dixon provided the following information associated with his observation of Smith on April 7, 2014 (Exhibit #2).

On April 7, 2014, at approximately 8:00 a.m., Dixon arrived at the MGT in an off duty status and met Smith at 1018 Northwood Road, Augusta, Georgia (Exhibit #2). Dixon purchased tickets from Smith to attend Monday's practice round at the MGT. Smith told Dixon the address belonged to a sports hospitality company named Augusta Sports & Travel (AST) with which Smith is affiliated that provides lodging, accommodations, and sports tickets to clients, especially during the MGT (Exhibit #2). Smith was attired in civilian clothes and invited Dixon into the residence for food, but Dixon declined. Smith drove Dixon and his companion from AST to the Augusta National Golf Club in a Ford Expedition. Smith told Dixon he would be upstairs at AST if he needed anything from Smith.

On April 8, 2014, Holt verified that 1018 Northwood Road Augusta, Georgia, is listed to AST (Exhibit #2). Dixon confirmed the address was the house where he met Smith on April 7, 2014. On April 8, 2014, Holt verified that Spiro A. Papadopoulos was listed as the Chief Executive Officer (CEO), Chief Financial Officer (CFO), and Secretary of AST.

Holt verified that the property of 113 Cherry Street is owned by Papadopoulos, and is the business location for Augusta Communications (Exhibit #2). Holt determined that Augusta Communications is owned by Papadopoulos who is listed as the CEO, CFO, and Secretary of

that business. A further query revealed that Michael E. McDonnell of 3475 Sapphire Drive Augusta, Georgia, is the owner of the address of 1018 Northwood Road, Augusta, Georgia (Exhibit #2).

Holt telephoned Tracy Sanders (DPS Records Management Unit) and determined that Smith's address was [REDACTED] Augusta, Georgia. Sanders verified that Smith had no approved DPS Request For Off-Duty Employment or DPS Secondary Employment Request Forms on file associated with AST (Exhibit #2).

On April 10, 2014, at approximately 1:50 p.m., Ellis and Morgan interviewed Hobbs at his residence and obtained the following information (Exhibit #3A). On April 7, 2014, Hobbs received a telephone call from an individual whose name he would not disclose. The caller told Hobbs that on April 7, 2014, Smith had been working an off duty security job all day transporting dignitaries at a house near the MGT while Smith was shown on the GSP CAD as being on duty (Exhibit 3A). The informant told Hobbs that Marlowe was detached to the FBINA, Wilson was on annual leave, and that Smith was the only Troop E commissioned officer on duty that day.

The informant told Hobbs that Smith had worked at the MGT on April 7, 8, 9, and 10 (Exhibit #3A). Hobbs also alleged that Smith had been "getting away with things" a long time and he did not think it was right. Hobbs reported Smith for allegedly working an off-duty job while on-duty as a troop officer because he viewed that as "stealing from the state". Hobbs said that in past years Smith had taken pre-approved annual leave from the DPS while working off-

duty or secondary employment in the area of the MGT. Hobbs said what was different this year was that Marlowe was attending the FBINA, and that LT Wilson was on annual leave in Florida during the week of MGT. Hobbs believed that Smith had become bold and considered himself as "too slick to get caught" (Exhibit #3A). During the interview, Hobbs received a phone call and a text message from his informant which stated that Smith was driving a charcoal gray Ford Expedition (Exhibit #3A).

Hobbs' informant told him that Smith had arrived at the AST residence on April 10, 2014, between 7:00 – 7:15 a.m., to greet guests and provide security (Exhibit #3A). The informant told Hobbs that Smith had left the residence on April 10, 2014, at approximately 1:00 p.m., probably to go to Post 25 Grovetown (Exhibit #3A). Hobbs would not disclose if his informant was a DPS employee. Hobbs described Smith as being a vindictive person who would retaliate. Hobbs also warned Ellis and Morgan that Smith's significant other was the current Richmond County District Attorney, and he suspected that if his informant was compromised "would never win another case in court" (Exhibit #3A).

On April 10, 2014, at approximately 2:45 p.m., Ellis and Morgan arrived at Post 25 Grovetown to verify if Smith or his DPS issued departmental vehicle was present at the post. Ellis and Morgan did not see Smith's DPS issued vehicle (Exhibit #3).

On April 10, 2014, at approximately 3:26 p.m., Ellis and Morgan verified that Wilson's DPS issued 2013 Dodge Charger was parked at Smith's residence (Exhibit #3). On April 10, 2014, at approximately 3:30 p.m., Ellis received a text message from Hobbs that read "just

notified that Smith just returned to the house (meaning AST) in same clothes, but off CADS now – R168” (Exhibit #3).

On April 10, 2014, at approximately 3:37 p.m., Ellis and Morgan arrived in the area of AST and surreptitiously observed TFC2 Ben Rollins (Post 25 Grovetown) attired in the Class B Trooper Uniform and campaign hat at the location. Rollins appeared to be providing security at AST and occasionally transported guests via golf cart (Exhibit #3). At approximately 3:59 p.m., Ellis received a text message from Hobbs that read “said they were checking on what he was driving, have not heard back yet. Sorry to keep you holding – R168”. Minutes later, Ellis and Morgan observed Smith at AST attired in khaki pants and a golf style pullover shirt as he greeted guests that arrived in a white Ford Econoline passenger van (Exhibit #3).

Ellis made several photographs of vehicles parked at Post 25 Grovetown, Wilson’s vehicle parked at Smith’s residence, and the residence and activities at AST for the case file (Exhibit #3C).

On April 11, 2014, at approximately 6:45 a.m., Ellis and Morgan verified that Wilson’s DPS issued vehicle was located at Smith’s residence (Exhibit #5). At 6:50 a.m., Ellis and Morgan arrived in the area of AST and observed Rollins, attired in the Class B trooper uniform and campaign hat, present standing post in the driveway area of AST.

Rollins appeared to be providing security at the location and occasionally transported guests via golf cart. Shortly after 7:00 a.m., Ellis and Morgan observed Smith exit the side door of the AST residence where he greeted guests who had arrived in a white Ford Econoline

passenger van in the driveway area. Smith was attired in khaki shorts and dark colored golf style pullover shirt. Ellis and Morgan remained in the area of AST until 11:00 a.m., but did not see Smith after he re-entered the AST building at approximately 7:15 a.m. At 11:06 a.m., Ellis received a text message from Hobbs that read "Been told he (Smith) has been at the hospitality house since 6:30 a.m. Driving POV (personal vehicle) today. Working on second floor. Not sure if on CADS or not – R168". At 11:07 a.m., Ellis received a text message from Hobbs which read "Just drove off in his POV – R168".

On June 11, 2014, Ellis and Morgan interviewed CPL Richard Fischel and Rollins separately (Exhibits #11 & #12). On June 17, 2014, Ellis and Holt interviewed Smith. Ellis obtained the following information as a result of those interviews.

Fishel was on annual leave the week of the MGT and worked off duty police employment for a company named "Sports Court" from April 7, 2014, through April 13, 2014, (Exhibits #11, #13, #15). Sports Court provides transportation services for clients who are attending the MGT. (Exhibit #11). Fishel had been previously approved by the DPS to work in an off duty status with Sports Court (Exhibit #15).

Rollins reported that he takes leave each year for the week of the MGT and works off duty police employment (Exhibit #12). This year Rollins worked parking lot security at the "Legends Club" on April 7 - 9, 2014. While employed by the Legends Club, Rollins had stopped by AST on occasion to eat and finally to see when he needed to report for duty at AST on April 10, 2014. The dates of April 10 – 13, 2014, Rollins worked off duty police employment for

"Executive Marketing" a company that provided security service and food for AST. Rollins arrived for his assignment at AST each day between 6:00 – 6:15 a.m., and worked until he was released (Exhibit #12). Rollins' responsibilities at AST included directing traffic, providing security, dumping the trash (Exhibit #12). Rollins was previously approved by the DPS to work off duty for the Legends Club and for Executive Marketing and submitted a DPS Off Duty Timesheet to his supervisors for the hours he worked off duty police employment at the MGT (Exhibit #14).

On April 8 & 9, 2014, between 10:00 a.m., and 1:00 p.m., Rollins witnessed Smith attired in civilian clothes at AST. On April 10 – 13, 2014, Smith was present at AST from the time that Rollins arrived for duty until he was released from duty in the late evenings between 6:00 p.m., and 10:00 p.m. (Exhibit #12). Rollins said that April 7 – 9, 2014, AST had no officers employed for off duty police employment because they did not have many clients (Exhibit #12). On April 13, 2014, Rollins witnessed Smith at AST from 6:00 a.m., until 10:00 or 11:00 p.m. (Exhibit #12). On April 13, 2014, Rollins assisted Papadopoulos and Smith as they counted and sorted MGT badges (Exhibit #12).

Rollins never witnessed Smith consume any alcoholic beverages at AST (Exhibit #12). Rollins witnessed Smith driving his personal vehicle (Nissan Murano) during the week of the MGT. Rollins never saw Smith's DPS issued vehicle or computer in his possession during the week of the MGT (Exhibit #12). Rollins perceived that Smith's duties at AST included assisting

clients. Rollins had verified through Fischel that Smith was listed as on duty on the CAD system on April 8-10, 2014 (Exhibit #12).

Fischel said it was common knowledge among DPS employees that were present working around the MGT that Smith was listed on the CAD system as being on duty when he was attired in civilian clothes at AST (Exhibit #11). Rollins and Fischel had become frustrated with Smith violating DPS policies and said they contacted Hobbs to discuss the matter (Exhibit #11). Fischel said several other DPS employees were tired of Smith seemingly doing whatever he wished (Exhibit #11). Fischel and Rollins went outside the chain-of-command and approached Hobbs to report Smith's behavior in an attempt to avoid retribution (Exhibit #11). Fischel explained that in the past Smith seemed to do whatever he wanted, but if a subordinate did something wrong he could be hard on them (Exhibit #11).

During the week of the MGT, Fischel received a telephone call from Hobbs who asked if he could verify if Smith was listed as on duty on the CAD system (Exhibit #11). Fischel verified for Hobbs that Smith was listed as being on duty on the CAD system. Fischel disclosed that there have been other occasions when he has provided Hobbs information about Smith such as CAD information of where Smith was located (Exhibit #11). Fischel said he never saw Smith in a state vehicle the week of the MGT (Exhibit #11).

On Monday or Tuesday, April 7 or 8, 2014, Fischel received a telephone call from Rollins who stated that he was working an off duty job at the AST location (Exhibits #11 & #12). Rollins asked CPL Fischel to verify if LT Smith was on duty at GSP. Fischel telephoned the

Troop E Communications Center at Post 25 Grovetown and verified that Smith was listed as on duty on the CAD. Fischel told Rollins that Smith was listed as being on duty on the CAD system.

During their interviews, Fischel and Rollins expressed that they were concerned about retribution from Smith, particularly if it was ever discovered that they had reported him (Exhibits #11 & #12).

During his interview, Smith said knew he was the only Troop E commissioned officer on duty during the week of the MGT (Exhibit #16). Smith claimed that prior to the week of the MGT, he discussed with Marlowe that he was in a bad situation (Exhibit #16). Smith denied that Marlowe had mentioned to him the possibility of having a troop officer from another troop to cover for Smith. Smith did say that Marlowe had previously been good to him previously by making his work hours flexible.

Smith described Papadopoulos as his friend, and said that Papadopoulos owns a corporation and several businesses to include AST. AST recruits companies to do business with them to purchase entertainment packages such as MGT tickets, etc.

Smith said he had recruited Molson Coors out of Canada for AST. Molson Coors had formerly done business with a company out of New York named "American Corporate Events" (ACE) during the week of the annual MGT. Molson Coors executives had asked Smith who they should do business with since ACE had dissolved, and Smith recommended AST. When Molson Coors contracted with AST for the 2014 MGT, Papadopoulos paid Smith a "finder's fee" in December 2013 (Exhibit #16).

For the past ten years, Smith has worked for the owners of ACE (Arch Galloway & Mike Taylor). Smith claimed that he had no financial interest in ACE other than paying their employees out of his pocket. Smith tracked and recorded the employees' time and rate of pay for ACE. ACE had always paid Smith directly for his work time and services managing the company's employees. ACE historically paid their employees based on the report submitted by Smith that outlined their work hours and rate of pay.

After several months, ACE had not paid their employees for their services rendered during the 2013 MGT. When ACE went out of business in 2013, Smith personally borrowed \$20,000.00 to compensate the company's employees for services and labor (Exhibit #16). At the time Smith believed he would be compensated for this expenditure. In June 2013, the owners of ACE called Smith and informed him that they could not reimburse him and filed bankruptcy. Smith filed a legal claim for the company's assets, but the company had no assets. The hospitality house ACE owned was repossessed by the owner that financed it.

Smith claimed that he has no financial interest in AST or Executive Marketing. Executive Marketing is owned by Louis Blanchard (LT, Richmond County S.O.). Smith explained that Michael McDonnell (Retired LT, New Jersey State Police) is a partner with Papadopoulos in AST. Smith also denied having any responsibilities assigned to him by AST and he was not compensated by the company during the week of the MGT.

Smith claimed that the AST owners were his friends and that the Molson Coors group did not arrive until April 9, 2014, and their program did not begin until April 10, 2014. Smith

claimed that all he did was "hang out and shoot the shit" with Papadopoulos and people that were present at AST during the week of the MGT. Smith said "in the old days we called it fucking off". Smith denied being an employee of Papadopoulos or McDonnell. Smith said that in his nine years as a GSP Lieutenant, he had never submitted a DPS Off Duty Timesheet and never completed a DPS Request For Outside Employment or DPS Request For Secondary Employment Form for the income he generated from the MGT.

Smith said Papadopoulos is the front man who greets clients, orchestrates, and opens up and closes and that McDonnell is the "organizer" of AST. Smith said the only group of AST's clients that he greeted was the Molson Coors group. The Molson Coors group arrived at staggered times on different planes. Some of the Molson Coors group arrived by vehicle and they had arranged in their contract and paid for two vans for transportation. The vans were driven by Mr. & Mrs. Mark Bringleson (Probation & Parole) (whom Smith had recommended to Papadopoulos) handled the transportation of the Molson Coors group. Mr. Bringleson also coordinated the off duty police employment at AST.

Smith said that he enjoyed hanging out at AST during the week of the MGT because they had an upstairs area that had two leather sofas, "you can hang out, be comfortable, talk on the phone and nobody bothers you." Smith said he welcomed other law enforcement officers from out of town when they came by AST from directing traffic to cool off, eat free and watch TV like he did previously when he was at ACE.

Smith provided the following information associated with his on duty and off duty activities on Monday, April 7, 2014. Smith claimed he took four hours GA COMP for the morning of April 7, 2014, which he said he did not submit a leave request for the four hours GA COMP through his chain-of-command. On April 7, 2014, according to DPS records, Smith reported himself as being on duty at 6:52 a.m., and being off duty at 3:34 p.m. (Exhibit #6). According to the DPS LAS Timesheet dated 3/31/2014 – 4/27/2014, Smith carried four hours GA COMP and four hours' work time on this date (Exhibit #8). The inconsistency noted between the work hours that Smith reported on his DPS LAS Timesheet and the times he reported himself as being on and off duty to GSP on April 7, 2014, is profound.

Smith claimed he was not compensated by AST for the hours he spent there that day. Smith claimed he had been on duty with GSP, but drove his personal vehicle all day. Smith claimed that he had left his DPS issued vehicle at his residence in the event that the DPS Executive Protection Unit were to call and need to utilize his DPS issued vehicle.

Smith said it rained on April 7, 2014, and he met Dixon between 7:00 – 8:00 a.m., and sold him two tickets to the MGT practice round. Smith initially claimed he could not remember when he worked on duty for GSP that day, or what time he began his tour of duty. Smith said he did remember that he notified Troop E Communications via cellular phone when he began his shift and that he always telephoned the radio room at the end of his shift because he had left his DPS issued computer (MDT) in his office the entire week of the MGT. Smith said he was unable to use his MDT because the MCCD pool car he had been issued did not have a computer stand.

Smith claimed that the hours he reported as his work time on this date were his GSP work hours. On April 7, 2014, according to DPS records, Smith reported himself as being on duty at 6:52 a.m., and being off duty at 3:34 p.m. (Exhibit #6).

On April 7, 2014, Smith drove his personal vehicle to the AST house where he had lunch, but he could not remember what he did after lunch. Smith thought he remembered that he talked to CAPT Gay (Richmond County S.O.), checked emails, and "hung around on call". Smith later said that he had "fucked off at Spiro's" (AST) during the time he reported that he was on duty with the GSP for this date.

Smith provided the following information associated with his on duty and off duty activities on Tuesday, April 8, 2014. Smith said that he reported himself to the Troop E Communications radio room as being on duty at either 6:00 or 8:00 a.m. (he claimed he could not remember). On April 8, 2014, according to DPS records, Smith reported himself as being on duty at 6:35 a.m., and being off duty at 3:02 p.m. (Exhibit #6). According to the DPS LAS Timesheet dated 3/31/2014 - 4/27/2014, Smith carried eight hours work time on this date (Exhibit #8). Smith did remember that after he called in that he was on duty, he went to AST for breakfast. After breakfast, Smith went to the Augusta National Golf Course and met Gay and they discussed the parking arrangements for Speaker of the House David Ralston. Smith remembered that he purchased a shirt at the golf course and then he was not sure where he went for a while. Smith said he returned to AST where he had lunch with Papadopoulos.

On April 8, 2014, Smith remembered he had driven Papadopoulos' vehicle and visited Louis Blanchard at Executive Marketing. Smith said he responded to an email that he received from SFC David Herring (DPS Executive Protection Unit). Smith said that any work he performed for GSP on this date was MGT related, but the GSP did not have any role in the MGT other than the limited role of troopers working off duty police employment. Smith estimated that he had worked with GSP eight hours on this date in and around the MGT area. Smith estimated he spent four hours at AST on this date, and called in to Troop E Communications that he was off duty sometime that afternoon. Smith said that he met Papadopoulos for dinner at 6:30 p.m., and accompanied him to Costco. Smith disclosed that he carried eight hours work time for this date, but didn't do much of anything for GSP. Smith said he did not have any assignments pending that day at GSP. Smith claimed he was not compensated by anyone else.

Smith provided the following information associated with his on duty and off duty activities on Wednesday, April 9, 2014. Smith estimated that he would have called in to Troop E Communications that he was on duty at 6:00 or 8:00 a.m. On April 9, 2014, according to DPS records, Smith called in that he was on duty at 7:14 a.m., and that he was off duty at 3:38 p.m. (Exhibit #6). According to the DPS LAS Timesheet dated 3/31/2014 - 4/27/2014, Smith carried eight hours work time on this date (Exhibit #8).

Smith said he spent the majority of his time on duty with the GSP on this date "hanging out at AST watching golf". On this date the Par 3 Tournament was held, and Smith could not remember conducting any GSP business. Smith said he was uncertain as to who coordinated the

off duty police employment at the MGT, but he had not handled any of the scheduling for off duty officers at the MGT or the AST. Smith estimated that during his eight our shift at GSP on this date, he spoke with Herring by telephone and Gay for approximately one hour combined, and the remaining seven hours of his shift he performed no duties associated with the GSP.

Smith provided the following information associated with his on duty and off duty activities on Thursday, April 10, 2014. On April 10, 2014, according to DPS records, Smith called in that he was on duty at 6:04 a.m., and that he was off duty at 2:27 p.m. (Exhibit #6). According to the DPS LAS Timesheet dated 3/31/2014 – 4/27/2014, Smith carried eight hours work time on this date (Exhibit #8). The MGT was initiated on this date and Smith said he was still utilizing his personal vehicle while on duty with the GSP. Smith said any work he performed for the GSP on this date was completed at AST. Smith said he attended the MGT, purchased a tie there, and “shot the breeze with the police there”.

Smith said he telephoned Brandy Cochran (State Patrol Command) and informed her that he wanted to request four hours GA COMP for Friday, April 11, 2014. Cochran informed Smith that MAJ Grier and CAPT Louis Young (State Patrol Command) were not available and for him to submit his request via email.

On April 10, 2014, Smith went to the MGT during the middle of the day and then went to his residence at some point and donned his GSP uniform. Smith said he traveled to Post 25 Grovetown to his office and checked in at the Troop E Communications regarding a prior issue with the computers or radios. Smith said he emailed Young his leave request, checked his emails,

and left his office at approximately 6:30 p.m. Smith said he then went to eat dinner at Luigi's with Papadopoulos and Jake Busby. Smith estimated that he worked for the GSP approximately three hours, from 3:00 – 6:30 p.m., on this date.

Smith provided the following information associated with his on duty and off duty activities on Friday, April 11, 2014. Smith claimed he could not remember the hours he took for GA COMP this date. Smith said he was pretty sure that he had taken GA COMP during the afternoon hours and that he had worked for GSP during the morning hours this date. On April 11, 2014, according to DPS records, Smith called in that he was on duty at 11:03 a.m., and that he was off duty at 3:14 p.m. (Exhibit #6). According to the DPS LAS Timesheet that Smith submitted dated 3/31/2014 – 4/27/2014, Smith carried four hours GA COMP leave on this date and four hours working on duty (Exhibit #8). Smith remembered that he went to breakfast in his personal vehicle because he was fairly certain that he would be going to the airport to take someone that was going home. Smith said he did not want to be in his DPS issued vehicle or have to go home to change clothes. Smith said it turned out that he did not have to go to the airport.

Smith finally disclosed that for the week of April 7 – 11, 2014, he worked no more than five hours for the GSP, and he was in uniform only three to four hours of that time. Smith said he did not maintain a daily journal of his activities in his employment with the DPS. Smith disclosed that with the exception of April 10, 2014, he "did very little work" with the GSP.

Smith said he had been at AST because it was fun, there was free food, he had hung out

with his friends and it was a "frat kind of place". Smith admitted he was wrong for his behavior, but asserted he had not been employed by anyone else; he used his personal vehicle that week, had been in civilian clothing, and had not been contractually obligated to do anything or provide any services during the MGT.

At the end of his interview, Smith verified for Ellis that the hours reflected on his DPS Leave Accounting System (LAS) Timesheet, the Troop E Communications CAD Reports, and the GSP Unit History Report for the dates of April 7 – 11, 2014, were the hours he reported himself as being on duty with the GA State Patrol (Exhibits #6, #8 & #10).

On June 18, 2014, Ellis received from Johnson items that he secured from Smith on June 11, 2014. On June 11, 2014, Johnson completed (2) GSP Evidence Sheets to memorialize the items he secured from Smith (Exhibit #17).

On June 18, 2014, Ellis received from Johnson a Motorola Cellular telephone, (2) Georgia State Patrol shirt badges (#43), (1) Georgia State Patrol hat badge (#43), (Georgia State Patrol identification card for Smith, (1) office key for Post 25 Grovetown, (1) Gateway computer (serial #0036971290), and (1) Dell laptop computer (DPS#7M0410) (Exhibit #17).

During the week of July 1-3, 2014, SFC Adam Howell (MCCD) performed a forensic analysis of clones of the hard drives removed from Smith's DPS issued computers (Exhibit #19). Howell recovered numerous images of sexually suggestive images from emails and files stored on both of Smith's DPS issued computers (Exhibit #19A).

FINDINGS

ALLEGATION: Hobbs alleged that during the week of April 7-11, 2014, LT Donald Smith worked a second job when he had reported himself as being on duty with the Georgia State Patrol. Hobbs claimed that Smith was listed on the GSP Duty Roster as being on duty when he was at the Masters Golf Tournament (MGT) dressed in civilian clothes and driving a non-departmental vehicle.

FINDING: Sustained.

During his interview, LT Smith disclosed that in December 2013, the owner of Augusta Sports & Travel (AST) (Spiro Papadopoulos) paid him a finder's fee for assisting Papadopoulos in securing a contract with Molson Coors for the week of the 2014 Masters Golf Tournament.

During the week of April 7-11, 2014, Smith reported to Troop E Communications each day when he was on duty and off duty as a Troop E commissioned officer. Smith disclosed that he had operated his personal vehicle on each of those days during the time he had reported himself as being on duty with the Georgia State Patrol (GSP).

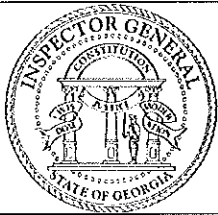
Smith disclosed that with the exception of about 3-5 hours during that 40 hour work week, he did not report for duty and performed virtually no duties as a DPS employee. Smith said he spent most of the week "hanging out" at AST with friends and having at some point

received a massage during the hours that he had reported himself as being on duty with the Georgia State Patrol. It stretches the imagination that Smith would spend more than 10 hours per day at AST without compensation.

Smith verified that the DPS Leave Accounting System (LAS) timesheet he signed and submitted for the work period of 3/31/2014 – 4/27/2014, was an accurate depiction of the work time he submitted. Smith also verified the times he reported to Troop E Communications that he was on and off duty represented on the GSP Unit History Report and the Troop E CAD Unit Status Change Log were accurate depictions of his reported status to Troop E Communications.

The case facts support that during the week of April 7-11, 2014, Smith violated numerous DPS Policies when he intentionally made a false report to Troop E Communications regarding his duty status as a Troop E commissioned officer, when he falsified his DPS LAS timesheet, he was derelict when he failed to report for duty and when it was discovered that in 2012-2013, he utilized his DPS issued computers to view sexually suggestive images.

Smith also violated state law and his Oath of Office when he falsified his DPS LAS timesheet and received compensation for virtually no services rendered to the citizens of the State of Georgia. Smith's conduct is unbecoming of a Georgia state trooper and violated the special trust that exists between members of the Georgia Department of Public Safety and the public it serves.



**STATE OF GEORGIA
OFFICE OF INSPECTOR GENERAL**

Case Title: DPS-14-085

Case Number: 14-085

MEMORANDUM OF INTERVIEW

Type of Activity:

- Personal Interview
- Telephone Interview
- Records Review
- Other, _____

Interview of: Angie Holt, Director of Professional Standards, GA Dept of Public Safety

Location of Interview:
OIG

On September 8, 2014, after receipt of two separate media inquiries, Interim Inspector General Deb Wallace telephoned Angie Holt, Director of Professional Standards at Georgia Department of Public Safety (DPS). Wallace asked Holt whether DPS was referring a matter to OIG involving former DPS employee Donald Smith, as referenced in an Augusta Chronicle news article dated September 5, 2014. Director Holt indicated DPS would in fact be referring the matter to OIG later this date. Wallace thanked Holt and told her OIG will contact her for additional information once the case is received and assigned to an OIG staff member.

<p align="center"><i>Deb Wallace</i> _____ Deb Wallace, Interim IG</p> <p align="center">_____ Witness</p>	<p align="center"><i>Sep 8, 2014</i> _____ September 8, 2014</p> <p align="center">_____ Date</p>
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**STATE OF GEORGIA
OFFICE OF INSPECTOR GENERAL**

Case Title: GDPS-14-085

Case Number: 14-085

MEMORANDUM OF INTERVIEW

Type of Activity:

- Personal Interview
- Telephone Interview
- Records Review
- Other, _____

Interview of: Captain Allen Marlowe

Location of Interview: OIG

Details of Interview (Include the Date and Times)

On Wednesday, November 05, 2014 at approximately 9:30 AM, Senior Deputy Inspector General BILL DONALDSON interviewed Captain ALLEN MARLOWE via telephone regarding an offer he purportedly made to DONALD "DONNIE" SMITH prior to the 2014 Masters Golf Tournament ("MGT") for someone to cover Georgia State Patrol ("GSP") Post 25 in Grovetown, Georgia. MARLOWE stated essentially the following.

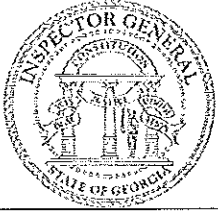
CPT. MARLOWE is the commanding officer of GSP Post 25. Lieutenant DOUG WILSON and SMITH were direct reports to CPT. MARLOWE and were expected to manage POST 25 in CPT. MARLOWE's absence. During the week of the 2014 MGT (April 7 – April 13, 2014), CPT. MARLOWE attended training at the National FBI Academy in Quantico, Virginia. Additionally, LT. WILSON was on pre-approved leave during the same week. Approximately a couple of months before April, CAPT. MARLOWE noticed that both he and LT. WILSON were scheduled to be out of the office. CPT. MARLOWE realized that this schedule would conflict with SMITH's normal request to take leave during the MGT. Prior to 2014, SMITH had always taken leave during the MGTs to work the events. Accordingly, CPT. MARLOWE offered to SMITH that he would call one of the neighboring GSP Troop Commanders to request coverage for Troop E and Post 25 during the week of the 2014 MGT. SMITH declined the offer and informed CPT. MARLOWE that he had already made arrangements to take care of everything. CPT. MARLOWE trusted SMITH had worked out any conflicts and did not discuss the issue any further with SMITH.

SMITH reported as being at work during the week of the 2014 MGT and was also assigned to be on call for the week. CPT. MARLOWE indicated that SMITH was expected to be in the office at Post 25 conducting official GSP duties since he was on duty and not on leave. SMITH's call status would have required him to respond to any emergencies after normal work hours during the week. SMITH's presence at the Augusta Sports and Travel ("AST") Hospitality House in plain clothes while he was reported to have been on duty was inappropriate. If SMITH's intentions were to be at the AST house, he should have taken leave as he had done in previous years. CPT. MARLOWE opined that SMITH's reporting as being on duty each day was meant to deceive GSP and conceal his presence at the AST house.

MEMORANDUM OF INTERVIEW (continuation sheet)

The interview ended at approximately 9:42 AM and was not recorded. CPT. MARLOWE can be reached via this state issued mobile telephone at 404-430-8195 or his personal mobile telephone at 706-340-7082.

<p><u>Bill Donaldson</u> Bill Donaldson</p> <p>_____ Witness</p>	<p><u>11/5/14</u> Date</p> <p>_____ Date</p>
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**STATE OF GEORGIA
OFFICE OF INSPECTOR GENERAL**

Case Title: DPS-14-083

Case Number: 14-083

MEMORANDUM OF INTERVIEW

Type of Activity:

- Personal Interview
- Telephone Interview
- Records Review
- Other, _____

Interview of: Spiro Papadopoulos

Location of Interview: GBI Region 7 HQ
2549 Washington Road
Thomson, Georgia 30824

Details of Interview (Include the Date and Times)

On Wednesday, October 29, 2014 at approximately 10:20 AM, Senior Deputy Inspector General BILL DONALDSON, Investigator AUSTIN MAYBERRY, and Senior Assistant Attorney General DAVID MCLAUGHLIN met with SPIRO PAPADOPOULOS to discuss his business interactions with DONALD "DONNIE" SMITH. Also present in the interview was PETE THEODOCIAN, PAPADOPOULOS' attorney. PAPADOPOULOS is the owner and operator of Augusta Sports and Travel ("AST"), which operated a hospitality house during the 2014 Masters Golf Tournament ("MGT"). SMITH is a former Georgia State Patrol ("GSP") employee who allegedly falsified his timesheet by reporting he was on duty while he attended AST's hospitality house. SAAG MCLAUGHLIN placed PAPADOPOULOS under oath and PAPADOPOULOS stated essentially the following.

In addition to owning AST, PAPADOPOULOS is a Motorola dealer. PAPADOPOULOS knows SMITH through his interaction with various law enforcement agencies in the Augusta/Richmond County area. PAPADOPOULOS and SMITH are also members of the same country club. Between the time PAPADOPOULOS initially accepted and subsequently refused an interview with OIG, PAPADOPOULOS did not have any interaction with DONNIE SMITH. PAPADOPOULOS chose not to interview with OIG because he was tired of receiving scrutiny in the media for SMITH's actions and felt an interview may exacerbate the issue. PAPADOPOULOS indicated that he and his business had suffered from SMITH's actions and he did not have anything to do with it.

PAPADOPOULOS owns and operates AST. AST leased a house located at 1018 Northwood Road in Augusta, Georgia during the 2014 MGT. MICHAEL "MIKE" MCDONNELL owns the property and house leased by AST. In the Fall of 2013, SMITH approached PAPADOPOULOS and informed him that he could possibly get the Molson Coors Company to contract with AST's hospitality house during the 2014 MGT. However, SMITH requested that PAPADOPOULOS pay him a finder's fee for getting the company to sign. SMITH indicated that PAPADOPOULOS could insert the finder's fee into the total cost of Molson Coors Company's contract with AST. SMITH informed PAPADOPOULOS that he was very familiar with the executives at Molson Coors Company and had attended various events with them, including a Super Bowl. The Molson Coors Company was the only client SMITH brought to PAPADOPOULOS.


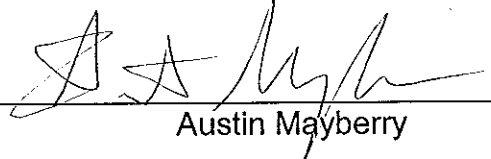
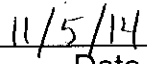
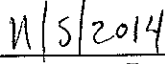
MEMORANDUM OF INTERVIEW (continuation sheet)

According to PAPADOPOULOS, SMITH explained that he previously served as the Transportation Director for American Corporate Events ("ACE"), which also provided hospitality services during previous MGTs. The Molson Coors Company had previously contracted with ACE. In his role as ACE's transportation director, SMITH hired various people to fill security and transportation positions during the MGT. After the 2012 MGT, ACE notified SMITH that it was filing for bankruptcy and could not pay the people SMITH had hired to work the event. Accordingly, SMITH used \$20,000 of his personal money to pay the people he had hired. SMITH's intentions were to use the finder's fee he requested from PAPADOPOULOS to recoup his \$20,000 loss. PAPADOPOULOS agreed to pay SMITH a finder's fee but told him that he could not pay him \$20,000 for the first contract. PAPADOPOULOS agreed to pay SMITH \$5,000 for the first year and \$5,000 for each subsequent year the Molson Coors Company signed with AST until SMITH recouped his total loss. PAPADOPOULOS paid SMITH his first and only payment of \$5,000 in December 2013.

The agreement between PAPADOPOULOS and SMITH was only a verbal agreement. Additionally, the agreement contained no explicit or implied obligation for SMITH to work at the AST hospitality house during the 2014 MGT. Although SMITH was not required to be at the house, PAPADOPOULOS frequently saw SMITH at the house during the MGT. SMITH spent the majority of his time in the upstairs suite rented by the Molson Coors Company entertaining his client. PAPADOPOULOS indicated that SMITH was not assigned a car during the week nor was he required to meet his client at the house. SMITH wore plain clothes most of the week, but PAPADOPOULOS remembered seeing SMITH in his GSP uniform once. PAPADOPOULOS indicated that SMITH may have also attended the MGT and dinner with the Molson Coors executives. According to PAPADOPOULOS, SMITH had a vested interest (additional finder's fees) in ensuring the executives from the Molson Coors Company enjoyed themselves.

PAPADOPOULOS learned that SMITH had not taken leave for the time he spent at AST's hospitality house when the news reported that SMITH was under investigation. PAPADOPOULOS indicated that he was shocked to learn of SMITH's behavior and had assumed SMITH took leave like other people who work second jobs at the MGTs. SMITH's conduct has negatively impacted PAPADOPOULOS' business even though PAPADOPOULOS did not have any involvement in SMITH's actions.

The interview ended at approximately 10:53 AM and was not recorded.

 _____ Bill Donaldson	 _____ Austin Mayberry
 _____ Date	 _____ Date



**STATE OF GEORGIA
OFFICE OF INSPECTOR GENERAL**

Case Title: DPS-14-085

Case Number: 14-085

MEMORANDUM OF ACTIVITY

Type of Activity:

- Personal Interview
- Telephone Interview
- Records Review
- Other, Meeting Request

Activity: Request meeting with Spiro Papadopoulos


Location of Activity:
OIG Office

Details of Activity (Include the Date and Times)

On Monday, September 29, 2014 at approximately 4:00 PM, Investigator AUSTIN MAYBERRY of the State of Georgia Office of the Inspector General ("OIG") called SPIRO PAPADOPOLOUS of Augusta Communications to request a meeting to discuss his interactions with DONALD "Donnie" SMITH surrounding the 2014 Augusta Masters Tournament.

PAPADOPOLOUS initially agreed to a meeting via telephone on September 29, 2014 and again via email on September 30, 2014. The meeting was scheduled for 9:00 AM on Thursday, October 2, 2014. However, on Wednesday, October 1, 2014, PAPADOPOLOUS declined the meeting via email stating "I do not see how I can add anything to what has already been reported."

Copies of all email communications with PAPADOPOLOUS will be attached hereto. PAPADOPOLOUS can be reached via his office telephone at 706-855-0404 or via email at spiro@augustacommunications.com

 <hr style="border: 0; border-top: 1px solid black; margin-bottom: 5px;"/> <p align="center">Austin Mayberry</p> <hr style="border: 0; border-top: 1px solid black; margin-top: 20px;"/> <p align="center">Witness</p>	<p align="center"><u>11/5/2014</u></p> <hr style="border: 0; border-top: 1px solid black; margin-bottom: 5px;"/> <p align="center">Date</p> <hr style="border: 0; border-top: 1px solid black; margin-top: 20px;"/> <p align="center">Date</p>
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Mayberry, Austin

From: Spiro Papadopoulos <spiro@augustacommunications.com>
Sent: Tuesday, September 30, 2014 9:46 AM
To: Mayberry, Austin
Subject: RE: State of Georgia OIG meeting

9 am is good

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Mayberry, Austin" <amayberry@oig.ga.gov>
Date: 09/29/2014 4:41 PM (GMT-05:00)
To: Spiro Papadopoulos <spiro@augustacommunications.com>
Cc: "Donaldson, Bill" <bdonaldson@oig.ga.gov>
Subject: State of Georgia OIG meeting

Mr. Papadopoulos,

As we discussed on the telephone this afternoon, we would like to schedule a meeting on Thursday morning. Would sometime around 9 AM be sufficient? Please let me know if this time works, and what location you would like to meet at.

Thanks again for your time.

Sincerely,

Austin Mayberry, CPA, CFE
2 M.L.K. Jr. Drive SW
1102 West Tower
Atlanta, GA 30334
D: 404.651.5849
M: 678.255.5723
F: 404.657.9716

Mayberry, Austin

From: Spiro Papadopoulos <spiro@augustacommunications.com>
Sent: Wednesday, October 01, 2014 8:30 AM
To: Mayberry, Austin
Subject: meeting

After careful consideration I do not see how I can add anything to what has already been reported, therefore I will not be available to meet with you on Thursday. I appreciate your understanding and professionalism.

Spiro Papadopoulos
113 Cherry Street
Augusta, Ga 30907
706-855-0404 (Office)
706-855-2878 (Fax)
Email: spiro@augustacommunications.com



**STATE OF GEORGIA
OFFICE OF INSPECTOR GENERAL**

Case Title: GDPS-14-085

Case Number: 14-085

MEMORANDUM OF INTERVIEW

Type of Activity:

Interview of: Angie M. Holt

- Personal Interview
- Telephone Interview
- Records Review
- Other, _____

Location of Interview: Dept. of Public Safety HQ
959 East Confederate Ave.
Atlanta, Georgia 30316

Details of Interview (Include the Date and Times)

On Tuesday, September 9, 2014 at approximately 9:30 a.m., Deputy Inspector General BILL DONALDSON met with ANGIE HOLT, Director of the Office of Professional Standards ("OPS") for the Georgia Department of Public Safety ("DPS"), to discuss DONNIE SMITH's alleged submission of fictitious timesheets. HOLT stated essentially the following.

OPS opened an internal investigation into Lieutenant DONNIE SMITH, then Assistant Troop Commander of Troop E for the Georgia State Patrol. The internal investigation's focus was to determine whether SMITH had inappropriately worked a second job and reported as being on duty with the Georgia State Patrol between April 7 and April 11, 2014. HOLT then provided a synopsis of OPS' investigation and provided DIG DONALDSON with a copy of the electronic case file.


The investigation revealed that SMITH received a finder's fee (unknown amount) from SPIRO PAPADOPOULOS in December 2013 for securing a contract between Augusta Sports & Travel ("AST") and Molson Coors. PAPADOPOULOS owns AST, which operates a hospitality house in Augusta, Georgia. Per the contract, AST would host Molson Coors executives and guests at the hospitality house during the week of the 2014 Masters Golf Tournament (April 7 – April 11). Between April 7 and April 11, SMITH reported on his official timesheets as being on duty as a DPS employee. However, SMITH was witnessed working at AST. SMITH admitted in an interview that he did not report for duty and performed virtually no duties as a DPS employee during this work week, with the exception of three to five hours. SMITH denied receiving any compensation for his work efforts at AST during the week. Rather, SMITH indicated that he spent his time "hanging out" with friends and getting one massage.

OPS provided a Garrity Warning to SMITH prior to his interview. OPS also asked SMITH if he would be willing to take a polygraph examination. SMITH indicated that he would take the polygraph examination if OPS required him to take one. OPS did not require SMITH to take the polygraph because it had obtained enough evidence to prove SMITH's administrative violations. Prior to the release of the investigation's findings, SMITH filed for and was granted retirement from DPS.

MEMORANDUM OF INTERVIEW (continuation sheet)

HOLT advised DIG DONALDSON that OPS is currently investigating other administrative allegations involving SMITH and inappropriate workplace behavior. OPS is referring the case involving SMITH's falsified timesheets to OIG for further investigation to determine if SMITH actually received any payment for his work at AST, and to consider whether the case should be referred to the Attorney General's Office for possible criminal prosecution.

The interview ended at approximately 9:50 a.m. and was not recorded. HOLT can be reached via telephone at 404-624-7523 or via email at aholt@gsp.net. Copies of the case summary and the electronic case file will be attached hereto and placed in OIG's electronic case file.

 _____ Bill Donaldson	9/22/14 _____ Date
_____ Witness	_____ Date

CASE SUMMARY

On Tuesday, April 8, 2014, OPS Director Angie Holt received an allegation of misconduct against LT Donald Dixon Smith (Assistant Troop Commander, Troop E) from retired Georgia State Patrol (GSP) SGT Perry Hobbs (Exhibit #2). Hobbs alleged that Smith had worked a second job when he reported himself as being on duty with the Georgia State Patrol (GSP). Hobbs claimed that Smith was listed on the GSP Duty Roster as being on duty when he was at the Masters Golf Tournament (MGT) dressed in civilian clothes and driving a non-departmental vehicle (Exhibit #2). Hobbs said this occurred during the week of the MGT located in Augusta, Georgia, while Troop E CAPT Allen Marlowe was detached attending the FBI National Academy (FBINA) at Quantico, Virginia, and Troop E LT Doug Wilson was on annual leave. Holt informed Major Eddie Grier, (GSP Commanding Officer) about the contents of Hobbs' call and he requested that OPS conduct an administrative investigation. On April 10, 2014, CPL Jason Ellis and SFC James Morgan (OPS) were assigned to conduct the investigation.

On April 8, 2014, Holt verified that Marlowe was detached from Troop E attending the FBINA in Quantico, Virginia, and that Wilson was on annual leave on vacation out of state (Exhibit #2). Holt also verified that Smith was listed on the GSP Duty Roster on April 8, 2014, as being on-duty when Hobbs alleged that Smith was at the MGT attired in civilian clothes and driving a non-departmental vehicle. Hobbs said that Smith appeared to be working a private security job at the MGT when he was reflected on the DPS computer assisted dispatch (CAD)

system as being on-duty with the GSP (Exhibit #2). On April 8, 2014, Holt discussed the allegations against Smith with OPS Assistant Director CAPT Dennis Dixon (Exhibit #2). Dixon provided the following information associated with his observation of Smith on April 7, 2014 (Exhibit #2).

On April 7, 2014, at approximately 8:00 a.m., Dixon arrived at the MGT in an off duty status and met Smith at 1018 Northwood Road, Augusta, Georgia (Exhibit #2). Dixon purchased tickets from Smith to attend Monday's practice round at the MGT. Smith told Dixon the address belonged to a sports hospitality company named Augusta Sports & Travel (AST) with which Smith is affiliated that provides lodging, accommodations, and sports tickets to clients, especially during the MGT (Exhibit #2). Smith was attired in civilian clothes and invited Dixon into the residence for food, but Dixon declined. Smith drove Dixon and his companion from AST to the Augusta National Golf Club in a Ford Expedition. Smith told Dixon he would be upstairs at AST if he needed anything from Smith.

On April 8, 2014, Holt verified that 1018 Northwood Road Augusta, Georgia, is listed to AST (Exhibit #2). Dixon confirmed the address was the house where he met Smith on April 7, 2014. On April 8, 2014, Holt verified that Spiro A. Papadopoulos was listed as the Chief Executive Officer (CEO), Chief Financial Officer (CFO), and Secretary of AST.

Holt verified that the property of 113 Cherry Street is owned by Papadopoulos, and is the business location for Augusta Communications (Exhibit #2). Holt determined that Augusta Communications is owned by Papadopoulos who is listed as the CEO, CFO, and Secretary of

that business. A further query revealed that Michael E. McDonnell of 3475 Sapphire Drive Augusta, Georgia, is the owner of the address of 1018 Northwood Road, Augusta, Georgia (Exhibit #2).

Holt telephoned Tracy Sanders (DPS Records Management Unit) and determined that Smith's address was [REDACTED] Augusta, Georgia. Sanders verified that Smith had no approved DPS Request For Off-Duty Employment or DPS Secondary Employment Request Forms on file associated with AST (Exhibit #2).

On April 10, 2014, at approximately 1:50 p.m., Ellis and Morgan interviewed Hobbs at his residence and obtained the following information (Exhibit #3A). On April 7, 2014, Hobbs received a telephone call from an individual whose name he would not disclose. The caller told Hobbs that on April 7, 2014, Smith had been working an off duty security job all day transporting dignitaries at a house near the MGT while Smith was shown on the GSP CAD as being on duty (Exhibit 3A). The informant told Hobbs that Marlowe was detached to the FBINA, Wilson was on annual leave, and that Smith was the only Troop E commissioned officer on duty that day.

The informant told Hobbs that Smith had worked at the MGT on April 7, 8, 9, and 10 (Exhibit #3A). Hobbs also alleged that Smith had been "getting away with things" a long time and he did not think it was right. Hobbs reported Smith for allegedly working an off-duty job while on-duty as a troop officer because he viewed that as "stealing from the state". Hobbs said that in past years Smith had taken pre-approved annual leave from the DPS while working off-

duty or secondary employment in the area of the MGT. Hobbs said what was different this year was that Marlowe was attending the FBINA, and that LT Wilson was on annual leave in Florida during the week of MGT. Hobbs believed that Smith had become bold and considered himself as "too slick to get caught" (Exhibit #3A). During the interview, Hobbs received a phone call and a text message from his informant which stated that Smith was driving a charcoal gray Ford Expedition (Exhibit #3A).

Hobbs' informant told him that Smith had arrived at the AST residence on April 10, 2014, between 7:00 – 7:15 a.m., to greet guests and provide security (Exhibit #3A). The informant told Hobbs that Smith had left the residence on April 10, 2014, at approximately 1:00 p.m., probably to go to Post 25 Grovetown (Exhibit #3A). Hobbs would not disclose if his informant was a DPS employee. Hobbs described Smith as being a vindictive person who would retaliate. Hobbs also warned Ellis and Morgan that Smith's significant other was the current Richmond County District Attorney, and he suspected that if his informant was compromised "would never win another case in court" (Exhibit #3A).

On April 10, 2014, at approximately 2:45 p.m., Ellis and Morgan arrived at Post 25 Grovetown to verify if Smith or his DPS issued departmental vehicle was present at the post. Ellis and Morgan did not see Smith's DPS issued vehicle (Exhibit #3).

On April 10, 2014, at approximately 3:26 p.m., Ellis and Morgan verified that Wilson's DPS issued 2013 Dodge Charger was parked at Smith's residence (Exhibit #3). On April 10, 2014, at approximately 3:30 p.m., Ellis received a text message from Hobbs that read "just

notified that Smith just returned to the house (meaning AST) in same clothes, but off CADS now – R168” (Exhibit #3).

On April 10, 2014, at approximately 3:37 p.m., Ellis and Morgan arrived in the area of AST and surreptitiously observed TFC2 Ben Rollins (Post 25 Grovetown) attired in the Class B Trooper Uniform and campaign hat at the location. Rollins appeared to be providing security at AST and occasionally transported guests via golf cart (Exhibit #3). At approximately 3:59 p.m., Ellis received a text message from Hobbs that read “said they were checking on what he was driving, have not heard back yet. Sorry to keep you holding – R168”. Minutes later, Ellis and Morgan observed Smith at AST attired in khaki pants and a golf style pullover shirt as he greeted guests that arrived in a white Ford Econoline passenger van (Exhibit #3).

Ellis made several photographs of vehicles parked at Post 25 Grovetown, Wilson’s vehicle parked at Smith’s residence, and the residence and activities at AST for the case file (Exhibit #3C).

On April 11, 2014, at approximately 6:45 a.m., Ellis and Morgan verified that Wilson’s DPS issued vehicle was located at Smith’s residence (Exhibit #5). At 6:50 a.m., Ellis and Morgan arrived in the area of AST and observed Rollins, attired in the Class B trooper uniform and campaign hat, present standing post in the driveway area of AST.

Rollins appeared to be providing security at the location and occasionally transported guests via golf cart. Shortly after 7:00 a.m., Ellis and Morgan observed Smith exit the side door of the AST residence where he greeted guests who had arrived in a white Ford Econoline

passenger van in the driveway area. Smith was attired in khaki shorts and dark colored golf style pullover shirt. Ellis and Morgan remained in the area of AST until 11:00 a.m., but did not see Smith after he re-entered the AST building at approximately 7:15 a.m. At 11:06 a.m., Ellis received a text message from Hobbs that read "Been told he (Smith) has been at the hospitality house since 6:30 a.m. Driving POV (personal vehicle) today. Working on second floor. Not sure if on CADS or not – R168". At 11:07 a.m., Ellis received a text message from Hobbs which read "Just drove off in his POV – R168".

On June 11, 2014, Ellis and Morgan interviewed CPL Richard Fischel and Rollins separately (Exhibits #11 & #12). On June 17, 2014, Ellis and Holt interviewed Smith. Ellis obtained the following information as a result of those interviews.

Fishel was on annual leave the week of the MGT and worked off duty police employment for a company named "Sports Court" from April 7, 2014, through April 13, 2014, (Exhibits #11, #13, #15). Sports Court provides transportation services for clients who are attending the MGT. (Exhibit #11). Fishel had been previously approved by the DPS to work in an off duty status with Sports Court (Exhibit #15).

Rollins reported that he takes leave each year for the week of the MGT and works off duty police employment (Exhibit #12). This year Rollins worked parking lot security at the "Legends Club" on April 7 - 9, 2014. While employed by the Legends Club, Rollins had stopped by AST on occasion to eat and finally to see when he needed to report for duty at AST on April 10, 2014. The dates of April 10 – 13, 2014, Rollins worked off duty police employment for

"Executive Marketing" a company that provided security service and food for AST. Rollins arrived for his assignment at AST each day between 6:00 – 6:15 a.m., and worked until he was released (Exhibit #12). Rollins' responsibilities at AST included directing traffic, providing security, dumping the trash (Exhibit #12). Rollins was previously approved by the DPS to work off duty for the Legends Club and for Executive Marketing and submitted a DPS Off Duty Timesheet to his supervisors for the hours he worked off duty police employment at the MGT (Exhibit #14).

On April 8 & 9, 2014, between 10:00 a.m., and 1:00 p.m., Rollins witnessed Smith attired in civilian clothes at AST. On April 10 – 13, 2014, Smith was present at AST from the time that Rollins arrived for duty until he was released from duty in the late evenings between 6:00 p.m., and 10:00 p.m. (Exhibit #12). Rollins said that April 7 – 9, 2014, AST had no officers employed for off duty police employment because they did not have many clients (Exhibit #12). On April 13, 2014, Rollins witnessed Smith at AST from 6:00 a.m., until 10:00 or 11:00 p.m. (Exhibit #12). On April 13, 2014, Rollins assisted Papadopoulos and Smith as they counted and sorted MGT badges (Exhibit #12).

Rollins never witnessed Smith consume any alcoholic beverages at AST (Exhibit #12). Rollins witnessed Smith driving his personal vehicle (Nissan Murano) during the week of the MGT. Rollins never saw Smith's DPS issued vehicle or computer in his possession during the week of the MGT (Exhibit #12). Rollins perceived that Smith's duties at AST included assisting

clients. Rollins had verified through Fischel that Smith was listed as on duty on the CAD system on April 8-10, 2014 (Exhibit #12).

Fischel said it was common knowledge among DPS employees that were present working around the MGT that Smith was listed on the CAD system as being on duty when he was attired in civilian clothes at AST (Exhibit #11). Rollins and Fischel had become frustrated with Smith violating DPS policies and said they contacted Hobbs to discuss the matter (Exhibit #11). Fischel said several other DPS employees were tired of Smith seemingly doing whatever he wished (Exhibit #11). Fischel and Rollins went outside the chain-of-command and approached Hobbs to report Smith's behavior in an attempt to avoid retribution (Exhibit #11). Fischel explained that in the past Smith seemed to do whatever he wanted, but if a subordinate did something wrong he could be hard on them (Exhibit #11).

During the week of the MGT, Fischel received a telephone call from Hobbs who asked if he could verify if Smith was listed as on duty on the CAD system (Exhibit #11). Fischel verified for Hobbs that Smith was listed as being on duty on the CAD system. Fischel disclosed that there have been other occasions when he has provided Hobbs information about Smith such as CAD information of where Smith was located (Exhibit #11). Fischel said he never saw Smith in a state vehicle the week of the MGT (Exhibit #11).

On Monday or Tuesday, April 7 or 8, 2014, Fischel received a telephone call from Rollins who stated that he was working an off duty job at the AST location (Exhibits #11 & #12). Rollins asked CPL Fischel to verify if LT Smith was on duty at GSP. Fischel telephoned the

Troop E Communications Center at Post 25 Grovetown and verified that Smith was listed as on duty on the CAD. Fischel told Rollins that Smith was listed as being on duty on the CAD system.

During their interviews, Fischel and Rollins expressed that they were concerned about retribution from Smith, particularly if it was ever discovered that they had reported him (Exhibits #11 & #12).

During his interview, Smith said knew he was the only Troop E commissioned officer on duty during the week of the MGT (Exhibit #16). Smith claimed that prior to the week of the MGT, he discussed with Marlowe that he was in a bad situation (Exhibit #16). Smith denied that Marlowe had mentioned to him the possibility of having a troop officer from another troop to cover for Smith. Smith did say that Marlowe had previously been good to him previously by making his work hours flexible.

Smith described Papadopoulos as his friend, and said that Papadopoulos owns a corporation and several businesses to include AST. AST recruits companies to do business with them to purchase entertainment packages such as MGT tickets, etc.

Smith said he had recruited Molson Coors out of Canada for AST. Molson Coors had formerly done business with a company out of New York named "American Corporate Events" (ACE) during the week of the annual MGT. Molson Coors executives had asked Smith who they should do business with since ACE had dissolved, and Smith recommended AST. When Molson Coors contracted with AST for the 2014 MGT, Papadopoulos paid Smith a "finder's fee" in December 2013 (Exhibit #16).

For the past ten years, Smith has worked for the owners of ACE (Arch Galloway & Mike Taylor). Smith claimed that he had no financial interest in ACE other than paying their employees out of his pocket. Smith tracked and recorded the employees' time and rate of pay for ACE. ACE had always paid Smith directly for his work time and services managing the company's employees. ACE historically paid their employees based on the report submitted by Smith that outlined their work hours and rate of pay.

After several months, ACE had not paid their employees for their services rendered during the 2013 MGT. When ACE went out of business in 2013, Smith personally borrowed \$20,000.00 to compensate the company's employees for services and labor (Exhibit #16). At the time Smith believed he would be compensated for this expenditure. In June 2013, the owners of ACE called Smith and informed him that they could not reimburse him and filed bankruptcy. Smith filed a legal claim for the company's assets, but the company had no assets. The hospitality house ACE owned was repossessed by the owner that financed it.

Smith claimed that he has no financial interest in AST or Executive Marketing. Executive Marketing is owned by Louis Blanchard (LT, Richmond County S.O.). Smith explained that Michael McDonnell (Retired LT, New Jersey State Police) is a partner with Papadopoulos in AST. Smith also denied having any responsibilities assigned to him by AST and he was not compensated by the company during the week of the MGT.

Smith claimed that the AST owners were his friends and that the Molson Coors group did not arrive until April 9, 2014, and their program did not begin until April 10, 2014. Smith

claimed that all he did was "hang out and shoot the shit" with Papadopoulos and people that were present at AST during the week of the MGT. Smith said "in the old days we called it fucking off". Smith denied being an employee of Papadopoulos or McDonnell. Smith said that in his nine years as a GSP Lieutenant, he had never submitted a DPS Off Duty Timesheet and never completed a DPS Request For Outside Employment or DPS Request For Secondary Employment Form for the income he generated from the MGT.

Smith said Papadopoulos is the front man who greets clients, orchestrates, and opens up and closes and that McDonnell is the "organizer" of AST. Smith said the only group of AST's clients that he greeted was the Molson Coors group. The Molson Coors group arrived at staggered times on different planes. Some of the Molson Coors group arrived by vehicle and they had arranged in their contract and paid for two vans for transportation. The vans were driven by Mr. & Mrs. Mark Bringleson (Probation & Parole) (whom Smith had recommended to Papadopoulos) handled the transportation of the Molson Coors group. Mr. Bringleson also coordinated the off duty police employment at AST.

Smith said that he enjoyed hanging out at AST during the week of the MGT because they had an upstairs area that had two leather sofas, "you can hang out, be comfortable, talk on the phone and nobody bothers you." Smith said he welcomed other law enforcement officers from out of town when they came by AST from directing traffic to cool off, eat free and watch TV like he did previously when he was at ACE.

Smith provided the following information associated with his on duty and off duty activities on Monday, April 7, 2014. Smith claimed he took four hours GA COMP for the morning of April 7, 2014, which he said he did not submit a leave request for the four hours GA COMP through his chain-of-command. On April 7, 2014, according to DPS records, Smith reported himself as being on duty at 6:52 a.m., and being off duty at 3:34 p.m. (Exhibit #6). According to the DPS LAS Timesheet dated 3/31/2014 – 4/27/2014, Smith carried four hours GA COMP and four hours' work time on this date (Exhibit #8). The inconsistency noted between the work hours that Smith reported on his DPS LAS Timesheet and the times he reported himself as being on and off duty to GSP on April 7, 2014, is profound.

Smith claimed he was not compensated by AST for the hours he spent there that day. Smith claimed he had been on duty with GSP, but drove his personal vehicle all day. Smith claimed that he had left his DPS issued vehicle at his residence in the event that the DPS Executive Protection Unit were to call and need to utilize his DPS issued vehicle.

Smith said it rained on April 7, 2014, and he met Dixon between 7:00 – 8:00 a.m., and sold him two tickets to the MGT practice round. Smith initially claimed he could not remember when he worked on duty for GSP that day, or what time he began his tour of duty. Smith said he did remember that he notified Troop E Communications via cellular phone when he began his shift and that he always telephoned the radio room at the end of his shift because he had left his DPS issued computer (MDT) in his office the entire week of the MGT. Smith said he was unable to use his MDT because the MCCD pool car he had been issued did not have a computer stand.

Smith claimed that the hours he reported as his work time on this date were his GSP work hours. On April 7, 2014, according to DPS records, Smith reported himself as being on duty at 6:52 a.m., and being off duty at 3:34 p.m. (Exhibit #6).

On April 7, 2014, Smith drove his personal vehicle to the AST house where he had lunch, but he could not remember what he did after lunch. Smith thought he remembered that he talked to CAPT Gay (Richmond County S.O.), checked emails, and "hung around on call". Smith later said that he had "fucked off at Spiro's" (AST) during the time he reported that he was on duty with the GSP for this date.

Smith provided the following information associated with his on duty and off duty activities on Tuesday, April 8, 2014. Smith said that he reported himself to the Troop E Communications radio room as being on duty at either 6:00 or 8:00 a.m. (he claimed he could not remember). On April 8, 2014, according to DPS records, Smith reported himself as being on duty at 6:35 a.m., and being off duty at 3:02 p.m. (Exhibit #6). According to the DPS LAS Timesheet dated 3/31/2014 - 4/27/2014, Smith carried eight hours work time on this date (Exhibit #8). Smith did remember that after he called in that he was on duty, he went to AST for breakfast. After breakfast, Smith went to the Augusta National Golf Course and met Gay and they discussed the parking arrangements for Speaker of the House David Ralston. Smith remembered that he purchased a shirt at the golf course and then he was not sure where he went for a while. Smith said he returned to AST where he had lunch with Papadopoulos.

On April 8, 2014, Smith remembered he had driven Papadopoulos' vehicle and visited Louis Blanchard at Executive Marketing. Smith said he responded to an email that he received from SFC David Herring (DPS Executive Protection Unit). Smith said that any work he performed for GSP on this date was MGT related, but the GSP did not have any role in the MGT other than the limited role of troopers working off duty police employment. Smith estimated that he had worked with GSP eight hours on this date in and around the MGT area. Smith estimated he spent four hours at AST on this date, and called in to Troop E Communications that he was off duty sometime that afternoon. Smith said that he met Papadopoulos for dinner at 6:30 p.m., and accompanied him to Costco. Smith disclosed that he carried eight hours work time for this date, but didn't do much of anything for GSP. Smith said he did not have any assignments pending that day at GSP. Smith claimed he was not compensated by anyone else.

Smith provided the following information associated with his on duty and off duty activities on Wednesday, April 9, 2014. Smith estimated that he would have called in to Troop E Communications that he was on duty at 6:00 or 8:00 a.m. On April 9, 2014, according to DPS records, Smith called in that he was on duty at 7:14 a.m., and that he was off duty at 3:38 p.m. (Exhibit #6). According to the DPS LAS Timesheet dated 3/31/2014 - 4/27/2014, Smith carried eight hours work time on this date (Exhibit #8).

Smith said he spent the majority of his time on duty with the GSP on this date "hanging out at AST watching golf". On this date the Par 3 Tournament was held, and Smith could not remember conducting any GSP business. Smith said he was uncertain as to who coordinated the

off duty police employment at the MGT, but he had not handled any of the scheduling for off duty officers at the MGT or the AST. Smith estimated that during his eight our shift at GSP on this date, he spoke with Herring by telephone and Gay for approximately one hour combined, and the remaining seven hours of his shift he performed no duties associated with the GSP.

Smith provided the following information associated with his on duty and off duty activities on Thursday, April 10, 2014. On April 10, 2014, according to DPS records, Smith called in that he was on duty at 6:04 a.m., and that he was off duty at 2:27 p.m. (Exhibit #6). According to the DPS LAS Timesheet dated 3/31/2014 – 4/27/2014, Smith carried eight hours work time on this date (Exhibit #8). The MGT was initiated on this date and Smith said he was still utilizing his personal vehicle while on duty with the GSP. Smith said any work he performed for the GSP on this date was completed at AST. Smith said he attended the MGT, purchased a tie there, and “shot the breeze with the police there”.

Smith said he telephoned Brandy Cochran (State Patrol Command) and informed her that he wanted to request four hours GA COMP for Friday, April 11, 2014. Cochran informed Smith that MAJ Grier and CAPT Louis Young (State Patrol Command) were not available and for him to submit his request via email.

On April 10, 2014, Smith went to the MGT during the middle of the day and then went to his residence at some point and donned his GSP uniform. Smith said he traveled to Post 25 Grovetown to his office and checked in at the Troop E Communications regarding a prior issue with the computers or radios. Smith said he emailed Young his leave request, checked his emails,

and left his office at approximately 6:30 p.m. Smith said he then went to eat dinner at Luigi's with Papadopoulos and Jake Busby. Smith estimated that he worked for the GSP approximately three hours, from 3:00 – 6:30 p.m., on this date.

Smith provided the following information associated with his on duty and off duty activities on Friday, April 11, 2014. Smith claimed he could not remember the hours he took for GA COMP this date. Smith said he was pretty sure that he had taken GA COMP during the afternoon hours and that he had worked for GSP during the morning hours this date. On April 11, 2014, according to DPS records, Smith called in that he was on duty at 11:03 a.m., and that he was off duty at 3:14 p.m. (Exhibit #6). According to the DPS LAS Timesheet that Smith submitted dated 3/31/2014 – 4/27/2014, Smith carried four hours GA COMP leave on this date and four hours working on duty (Exhibit #8). Smith remembered that he went to breakfast in his personal vehicle because he was fairly certain that he would be going to the airport to take someone that was going home. Smith said he did not want to be in his DPS issued vehicle or have to go home to change clothes. Smith said it turned out that he did not have to go to the airport.

Smith finally disclosed that for the week of April 7 – 11, 2014, he worked no more than five hours for the GSP, and he was in uniform only three to four hours of that time. Smith said he did not maintain a daily journal of his activities in his employment with the DPS. Smith disclosed that with the exception of April 10, 2014, he "did very little work" with the GSP.

Smith said he had been at AST because it was fun, there was free food, he had hung out

with his friends and it was a "frat kind of place". Smith admitted he was wrong for his behavior, but asserted he had not been employed by anyone else; he used his personal vehicle that week, had been in civilian clothing, and had not been contractually obligated to do anything or provide any services during the MGT.

At the end of his interview, Smith verified for Ellis that the hours reflected on his DPS Leave Accounting System (LAS) Timesheet, the Troop E Communications CAD Reports, and the GSP Unit History Report for the dates of April 7 – 11, 2014, were the hours he reported himself as being on duty with the GA State Patrol (Exhibits #6, #8 & #10).

On June 18, 2014, Ellis received from Johnson items that he secured from Smith on June 11, 2014. On June 11, 2014, Johnson completed (2) GSP Evidence Sheets to memorialize the items he secured from Smith (Exhibit #17).

On June 18, 2014, Ellis received from Johnson a Motorola Cellular telephone, (2) Georgia State Patrol shirt badges (#43), (1) Georgia State Patrol hat badge (#43), (Georgia State Patrol identification card for Smith, (1) office key for Post 25 Grovetown, (1) Gateway computer (serial #0036971290), and (1) Dell laptop computer (DPS#7M0410) (Exhibit #17).

During the week of July 1-3, 2014, SFC Adam Howell (MCCD) performed a forensic analysis of clones of the hard drives removed from Smith's DPS issued computers (Exhibit #19). Howell recovered numerous images of sexually suggestive images from emails and files stored on both of Smith's DPS issued computers (Exhibit #19A).

FINDINGS

ALLEGATION: Hobbs alleged that during the week of April 7-11, 2014, LT Donald Smith worked a second job when he had reported himself as being on duty with the Georgia State Patrol. Hobbs claimed that Smith was listed on the GSP Duty Roster as being on duty when he was at the Masters Golf Tournament (MGT) dressed in civilian clothes and driving a non-departmental vehicle.

FINDING: Sustained.

During his interview, LT Smith disclosed that in December 2013, the owner of Augusta Sports & Travel (AST) (Spiro Papadopoulos) paid him a finder's fee for assisting Papadopoulos in securing a contract with Molson Coors for the week of the 2014 Masters Golf Tournament.

During the week of April 7-11, 2014, Smith reported to Troop E Communications each day when he was on duty and off duty as a Troop E commissioned officer. Smith disclosed that he had operated his personal vehicle on each of those days during the time he had reported himself as being on duty with the Georgia State Patrol (GSP).

Smith disclosed that with the exception of about 3-5 hours during that 40 hour work week, he did not report for duty and performed virtually no duties as a DPS employee. Smith said he spent most of the week "hanging out" at AST with friends and having at some point

received a massage during the hours that he had reported himself as being on duty with the Georgia State Patrol. It stretches the imagination that Smith would spend more than 10 hours per day at AST without compensation.

Smith verified that the DPS Leave Accounting System (LAS) timesheet he signed and submitted for the work period of 3/31/2014 – 4/27/2014, was an accurate depiction of the work time he submitted. Smith also verified the times he reported to Troop E Communications that he was on and off duty represented on the GSP Unit History Report and the Troop E CAD Unit Status Change Log were accurate depictions of his reported status to Troop E Communications.

The case facts support that during the week of April 7-11, 2014, Smith violated numerous DPS Policies when he intentionally made a false report to Troop E Communications regarding his duty status as a Troop E commissioned officer, when he falsified his DPS LAS timesheet, he was derelict when he failed to report for duty and when it was discovered that in 2012-2013, he utilized his DPS issued computers to view sexually suggestive images.

Smith also violated state law and his Oath of Office when he falsified his DPS LAS timesheet and received compensation for virtually no services rendered to the citizens of the State of Georgia. Smith's conduct is unbecoming of a Georgia state trooper and violated the special trust that exists between members of the Georgia Department of Public Safety and the public it serves.



**STATE OF GEORGIA
OFFICE OF INSPECTOR GENERAL**

Case Title: DPS-14-085

Case Number: 14-085

MEMORANDUM OF INTERVIEW

Type of Activity:

- Personal Interview
- Telephone Interview
- Records Review
- Other, _____

Interview of: Angie Holt, Director of Professional Standards, GA Dept of Public Safety

Location of Interview:
OIG

On September 8, 2014, after receipt of two separate media inquiries, Interim Inspector General Deb Wallace telephoned Angie Holt, Director of Professional Standards at Georgia Department of Public Safety (DPS). Wallace asked Holt whether DPS was referring a matter to OIG involving former DPS employee Donald Smith, as referenced in an Augusta Chronicle news article dated September 5, 2014. Director Holt indicated DPS would in fact be referring the matter to OIG later this date. Wallace thanked Holt and told her OIG will contact her for additional information once the case is received and assigned to an OIG staff member.

Deb Wallace

Deb Wallace, Interim IG

Witness

Sep 8, 2014

September 8, 2014

Date