

**Gordon County Sheriff's Office
Internal Report**

Re: Jail Missing Cash Item 1.

**Inmate Erin Irene Legate # 47344
Knoxville TN**

**01-01-2020 at 445 a.m. arrested by GSP Trooper J. Bullock
Probate Court charges DUI & Following Too Close**

**01-01-2020 1044 a.m. bonded out with a Cash Bond of \$ 1020.00
Bond prepared by Jailer R.S. Carnes and approved by SGT J.W. Lovins**

Cash Bond with documents was never placed into the safe or logged.

Appropriate photocopies were in the inmate's file.

02-27-2020 220 p.m. SGT G.B. Brannon was contacted by Probate Court Steven Cochran looking for the cash bond and paperwork on Erin Legate. According to SGT Brannon's report he and SGT Lovins proceeded to the Jail Sergeant's office with the Bond Receipt Book to follow up on the request at which point SGT Lovins told SGT Brannon he just remembered when he heard Erin Legate's name that he had taken the cash bond home from the Jail and placed it in a drawer at his residence.

It is noted in the report written by LT Vick that SGT Lovins had originally stated to him that his wife had located the cash bond etc in the laundry and that she had laid it all out to dry. When confronted by the fact it did not appear to have been wet and dried out SGT Lovins then stated she found it before it was washed.

02-28-2020 SGT Lovins brought the cash bond, bond fee, original citations and documents to LT Vick which were then turned over to the Probate Court

Attachments:

Receipt # 528091 and # 528092 for Legate cash bond and bond fee

Page 24 of Cash Log Book showing Legate cash bond and bond fee never recorded

Bond, citations, and Arrest Booking Report for Legate

Cash Bond / Receipt Log showing it was not received by LT Vick when Booking safe cleared

Receipt Form showing bond received by Probate Court on 02-28-2020

Reports by LT Vick, SGT Brannon and SGT Lovins



MAJ P.H. Bedford

Commander, Judicial Bureau

05MAR2020

RECEIPT

RECEIVED FROM Connie Sue Berg DATE 01-01-2020 No. 528091

One Thousand Twenty and 00/100 \$ 1020.00 DOLLARS

FOR RENT Cash Paid For Erin T. Legate #47344 (Private)

ACCOUNT	1020	00
PAYMENT	1020	00
BAL. DUE	0	00

CASH
 CHECK
 MONEY ORDER
 CREDIT CARD

BY JRB RS Legate #556 TO _____

3-11

RECEIPT

RECEIVED FROM Connie Sue Berg DATE 01-01-2020 No. 528092

Twenty and 00/100 \$ 20.00 DOLLARS

FOR RENT Bond Fee For Erin T. Legate #47344 (Private)

ACCOUNT	20	00
PAYMENT	20	00
BAL. DUE	0	00

CASH
 CHECK
 MONEY ORDER
 CREDIT CARD

BY JRB RS Legate #376 TO _____

3-11

12/22/19 528070 \$20.00 B/F For Diaz, ALVARADO #47318
 12/26/19 528076 \$905.00 C/B For Diaz, ALVARADO #47318
~~12/27/19 528072 20.00 B/F Garcia, Fernando~~
 12/27/19 528078 \$20.00 B/F for Dessie Lynn Riel — 322
 12/27/19 528079 \$270.00 C/B for Dessie Lynn Riel — 322
 12/30/19 528080 \$20.00 B/F for Perez-Salinas, Reynaldo — 322
 12/30/19 528081 \$920.00 C/B for Perez-Salinas, Reynaldo — 322
 12/30/19 528082 \$20.00 B/F for Dungan, Blake — 346
 12/30/19 528082 \$1120.00 C/B for Dungan, Blake — 346
 12-30-19 528084 \$20.00 B/F For: Bailey, Sasha — 322
 12-31-19 528086 \$1440.00 C/B For Pate, Heather Marie #15801 — 322
 12-31-19 528087 \$20.00 B/F For Pate, Heather Marie #15801 — 322
 12-31-19 528088 \$270.00 C/B For Reece, Regina Lynn #29322 — 322
 12-31-19 528089 \$20.00 B/F For Reece, Regina Lynn #29322 — 322
 01-01-20 528090 \$20.00 B/F for Rich, Lester — 322
 1-2-20 528094 \$20.00 B/F for Tate, Dustin Craig — 346
 1-2-20 528093 \$1720.00 C/B for Tate, Dustin Craig — 346
 1-2-20 528095 \$20.00 B/F for Tate, Dustin Craig — 346
 1-6-20 528096 \$20.00 B/F for Queen, Tresa — 322
 1-6-20 528097 \$395.00 C/B for Queen, Tresa — 322
 1-6-20 528098 20.00 B/F for Queen, Tresa — 322
 LE 12-24-19 528071 \$990.00 C/B for Garcia, Fernando — 322
 LE 12-24-19 528072 \$20.00 B/F for Garcia, Fernando — 322
 01/07/20 527802 \$20.00 B/F for Farias, Jonathan Mieves — 346
 01/07/20 527803 \$785.00 C/B for Farias, Jonathan Mieves — 346
 01/08/20 527805 \$20.00 B/F for Canales, Daniel — 346
 01/08/20 527804 \$785.00 C/B for Canales, Daniel — 346
 1-9-20 527806 \$785.00 C/B for Moore, Maltebu — 346
 1-9-20 527807 \$26.00 B/F for Moore, Maltebu — 346
 1-13-20 527808 \$20.00 B/F for Lynch, Lori — 346
 1-13-20 527809 \$20.00 B/F for Dixon, Jordan #46881 — 346
 1-13-20 527810 \$270.00 C/B for Dixon, Jordan #46881 — 346

Bond Rec # 1000000
Bond Fee Per #: 508092

STATE OF GEORGIA, GORDON COUNTY

SUPERIOR COURT RESACA CITY PROBATE COURT MAGISTRATE COURT

WARRANT NO. E03458850 OFFENSE (S) Dui - Alcohol

WARRANT NO. E034588 Following to Closely

DATE OF BOND 01-01-2020

BOND AMOUNT \$ 1020.00 Cash

PRINCIPAL Erin Irene Legate SECURITY Connie Sue Berry

KNOWN ALL MEN BY THESE PRESENTS, that we the undersigned Principal and the undersigned Security, are held and firmly bound unto the State of Georgia, in the penal sum of the above stated amount for the true payment whereof we bind ourselves, our heirs, executors and administrators, jointly and severally, firmly by these presents. Each of us expressly waive and renounce for ourselves and respective families all benefits of homestead exemption authorized under the laws of this State, the United States, or any other State, until the obligation is fully discharged.

SIGNED WITH OUR HANDS, SEALED WITH OUR SEALS, AS OF THE ABOVE STATED DATE.

The conditions of the above obligations are such, that if the above named Principal shall personally appear as required by law in the COURT designated above and from day to day, and from term to term thereafter, to answer for the above stated offense, then the above obligation shall be null and void, else to remain in full force and effect.

Signed, Sealed and Acknowledged
in the presence of

JLR R.S. Carnes #336
DEPUTY SHERIFF
SGT J.W. Lewis #313
APPROVED

COURT DATE
PROBATE 4-28-2020 10:00 A.M.
MAGISTRATE _____ 9:00 A.M.
SUPERIOR _____ To Be Mailed
RESACA CITY _____ 5:00 P.M.

Erin Irene Legate
PRINCIPAL
615 ...
STREET ADDRESS
Knoxville TN 37917
CITY STATE ZIP
Connie Sue Berry
SECURITY
[Redacted]
Knoxville TN 37917
CITY STATE ZIP

NOTICE

A NOTICE WILL BE SENT AS REQUIRED BY LAW TO THE ABOVE PRINCIPAL AND SECURITY, TO THE ADDRESSES SHOWN NOTIFYING THE PRINCIPAL OF THE DATE TO APPEAR IN COURT.

FAILURE OF THE PRINCIPAL TO APPEAR AS REQUIRED BY LAW WILL RESULT IN AN ORDER FOR THE ARREST OF THE PRINCIPAL BEING ISSUED. NOTIFY CLERK OF ABOVE STATED COURT IN WRITING IF ADDRESS CHANGES.

DRIVER LICENSE

DUP

USA
TN



DL NO [REDACTED] DOB 02/25/1968
 EXP 02/26/2026 ISS 01/08/2019
 CLASS D END NONE
 REST NONE
 SEX F HGT 5'-10" EYES GRN
 DD 7011901081443570
 BERRY

[Handwritten Signature]

KNOXVILLE, TN 37918-4223

DATE _____ COURT ACTION AND OTHER ORDERS
The within complaint has been examined and there is probable cause for filing the same. Leave is hereby granted to file the complaint.

Complaint filed _____ or cash deposit of \$ _____
Bail fixed at \$ _____

Signature of person taking bail _____
Signature of person giving bail _____
Fine in the amount of \$ _____ received as required by court schedule.

Signature of Clerk _____

Continuance to _____ Reason _____

Continuance to _____ Reason _____

Warrant issued _____ Warrant Served _____

Waives Trial by Jury _____

ON ARRAIGNMENT, THE DEFENDANT PLEADS _____

APPEARANCE, PLEA OF GUILTY AND WAIVER

I, _____ have been advised that I am being charged with _____ and that the maximum punishment that I can receive is _____ mos. imprisonment and/or a \$ _____ fine.

I have been advised of my rights to be represented by counsel and have counsel appointed to represent me if I am indigent; plead not guilty and be tried by a jury or a judge; confront the witnesses against me; and, not give incriminating evidence against myself. I hereby waive these rights; state that I have not been induced by any threat or promise to enter this plea and do freely and voluntarily enter my plea of Guilty.
This _____ day of _____

Accused _____

I, _____ have advised the above-named accused as indicated above of his/her rights, the nature of the case against him/her and the possible consequences of the plea as entered. I am satisfied that there is a factual basis for the guilty plea which the accused has entered and that it was entered freely and voluntarily with understanding of the nature of the charge and the consequences of the plea.

JUDGE _____

DISPOSITION AND SENTENCE

Court _____ City _____

Defendant Pleads: [] (3) Guilty [] Not Guilty [] (4) Nolo Cont'd

Trial: [] Jury [] Court Adjudicated [] (1) Guilty [] Not Guilty

Other Action: [] (2) Bond Forfeiture [] Nolle Prossed [] No Bill [] No Record

Sentence: Amount Fine/Forfeiture \$ _____
Days (Months) in jail _____ Traffic School _____ Days (Months) probation _____

Other order _____

Appeal Bond of \$ _____ filed (for _____ Court
Appeal to _____ Court

As provided by law, I hereby certify that the information on this ticket is a true abstract of the record of this court or bureau in this case.

DISPOSITION _____

DATE _____

Signature of Judge or Clerk _____

COURT ACTION AND OTHER ORDERS

DATE _____ The within complaint has been examined and there is probable cause for filing the same. Leave is hereby granted to file the complaint.

Complaint filed _____ or cash deposit of \$ _____
Bail fixed at \$ _____

Signature of person taking bail _____
Signature of person giving bail _____

Fine in the amount of \$ _____ received as required by court schedule.

Continuance to _____ Reason _____
Signature of Clerk _____

Continuance to _____ Reason _____

Warrant issued _____ Warrant Served _____

Waives Trial by Jury _____

ON ARRAIGNMENT, THE DEFENDANT PLEADS _____

APPEARANCE, PLEA OF GUILTY AND WAIVER

I, _____ have been advised that I am being charged with _____ and that the maximum punishment that I can receive is _____ mos. imprisonment and/or a \$ _____ fine.

I have been advised of my rights to be represented by counsel and have counsel appointed to represent me if I am indigent; plead not guilty and be tried by a jury or a judge; confront the witnesses against me; and, not give incriminating evidence against myself. I hereby waive these rights; state that I have not been induced by any threat or promise to enter this plea and do freely and voluntarily enter my plea of Guilty.

This _____ day of _____
Accused _____

I, _____ have advised the above-named accused as indicated above of his/her rights, the nature of the case against him/her and the possible consequences of the plea as entered. I am satisfied that there is a factual basis for the guilty plea which the accused has entered and that it was entered freely and voluntarily with understanding of the nature of the charge and the consequences of the plea.

This _____ day of _____
Accused _____

JUDGE _____

DISPOSITION AND SENTENCE

Court _____ City _____

Defendant Pleads: (3) Guilty Not Guilty (4) Nolo Cont'd

Trial: Jury Court Adjudicated (1) Guilty Not Guilty

Other Action: (2) Bond Forfeiture Nolle Prossed No Bill No Record

Sentence: Amount Fine/Forfeiture \$ _____
Days (Months) in jail _____ Traffic School _____ Days (Months) probation _____

Other order _____

Appeal Bond of \$ _____ filed for _____ Court _____

Appeal to _____ Court _____

As provided by law, I hereby certify that the information on this ticket is a true abstract of the record of this court or bureau in this case.

DISPOSITION _____

DATE _____ Signature of Judge or Clerk _____

Agency ID (ORI)

GA0640000

ARREST/BOOKING REPORT

INTERNAL COPY

Booking Date: 01/01/2020

Time: 0543

Inmate #: 47344

Page 1

DEFENDANT NAME (LAST, FIRST, MIDDLE) LEGATE, ERIN IRENE RACE W SEX F DATE OF BIRTH PLACE OF BIRTH OHIO



Age at Booking 28 CURRENT AGE 28 HEIGHT 509 WEIGHT 115 HAIR BRO EYES BLU INS NO. SOCIAL SECURITY #

Visible Scars and Marks LEFT ARM BAND/ BACK TATTOO

Address KNOXVILLE, TN 37917

ALIAS DRIVERS LICENSE NUMBER STATE

LAST KNOWN EMPLOYER NURSE LOCATION H179 / 179 / 10

GANG INVOLVED? N GANG NAME

ARRESTING AGENCY CPD - CALHOUN POLICE DEPARTMENT ARRESTING OFFICER BULLOCK #688 # GSP

BOOKING OFFICER B. NESBITT SEARCHED BY B. NESBITT FINGERPRINTED BY B. NESBITT OCA

ATTORNEY ATTORNEY PHONE # ATTORNEY FAX #

ATTORNEY E-MAIL

LOCATION I-75 N/ MM 310 Do you want to consult with your consulate?

HOLD FOR

CLASSIFICATION MINIMUM CLASSIFICATION OFFICER 144 - B. NESBITT CLASS. DATE 01/01/2020 CLASSIFICATION REMARKS

ANY SIGNS/HISTORY OF DRUG USE N STRIP SEARCHED N

IF YES, INDICATE TYPE(S):

DATE 1/1/20 TIME 1044 RELEASE TYPE Cash Bond RELEASING OFFICER SGT J.W. Lovins #313 REMARKS \$1020 cash

RELEASE TO WHOM RECEIVING SIGNATURE DATE

CASH AT TIME OF ARREST \$0 OFFICER WHO RECORDED PROPERTY B. NESBITT STORAGE LOCATION 16-A TOP RCPT#

Table with columns: Item, Qty, Description. Rows include WALLET, WATCH, RING, KEYS, BELT, KNIFE, LIGHTER, PEN/PENCIL, CR CARDS, CELL PHONE (1 BLK).

Table with columns: Description, Qty, Description, Qty. Row: JACKET BLU, 1.

I HEREBY STATE THAT THE PROPERTY LISTED ABOVE CONSTITUTES ALL CLAIMS TO PROPERTY ON MY PERSON AT THE TIME OF MY ARREST.

DEFENDANT'S SIGNATURE AT TIME OF ARREST

WITNESS signature

I HEREBY STATE THAT THE ABOVE PROPERTY WAS RETURNED TO ME, IN SATISFACTION OF ALL CLAIMS TO PROPERTY ON MY PERSON AT THE TIME OF MY ARREST, ON THE DATE OF MY RELEASE

DEFENDANT'S SIGNATURE AT TIME OF RELEASE

WITNESS signature SGT J.W. Lovins #313

Agency ID (ORI)

GA0640000

A. REST/BOOKING REPORT

INTERNAL COPY

Booking Date: 01/01/2020

Time: 0543

Inmate #: 47344

REQUIRED BOND TOTAL \$1,020.00

POSTED BOND TOTAL

CHARGE	OFFENSE DATE CNT	STATUTE	UCR	TYPE	CASE#	CHARGE	OFFENSE DATE CNT	STATUTE	UCR	TYPE	CASE#		
	01/01/2020	1	40-6-49	7399	MISD.		01/01/2020	1	40-6-391(A)(1)	5404	MISD.		
	CHARGE	REQ. BOND	WARRANT#		CIT# E0345885		CHARGE	REQ. BOND	WARRANT#		CIT# E0345885		
	FOLLOWING TOO CLOSELY						CCH Code	DUI - DRIVING UNDER THE INFLUENCE OF ALC					
LOCATION	AT/NEAR		OFFENSE		ARREST	LOCATION	AT/NEAR		OFFENSE		ARREST		
	Y		COUNTY		STATE		Y		COUNTY		STATE		
	TYPE						COMPANY	TYPE					COMPANY
							AMOUNT						AMOUNT
DISPOSITION	DATE	SENTENCE				DISPOSITION	DATE	SENTENCE					
	COURT DATE						COURT DATE						
	COURT						COURT						
	04/28/2020						04/28/2020						
	Probate						Probate						

Gordon County Sheriff's Office

Cash Bond Receipt Form

e: Jan 2020

Offender	Receipt #	\$ Amount
Mieves, Jonathan	527802	20.00
Conales, Daniel	527805	20.00
Moore, Malikabo	527807	20.00
Lynch, Lori	527808	20.00
Dixon, Jordan	527809	20.00
Hobgood, Brittany	527811	20.00
Hall, Travis	527812	20.00
Hancy, Raymond	527813	20.00
Shaffer, Nana	527815	20.00
Reynolds, Lonnie	527816	20.00
Palmerin, Moises	527821	20.00
Griffin, Brett	527823	20.00
Crawford, Kelly	527824	20.00
Ernard, Garry	527826	20.00
York, Kenneth	527828	20.00
Epic, Shawn	527829	20.00
Swain, Basui	527830	20.00
Wright, Caleb	527832	20.00
Wright, Caleb	527834	20.00
Gwin, Amber	527835	20.00
Petty, Jeremy	527837	20.00
Arthur, Jeffery	527838	20.00
Queen, Tresa	528096	20.00
Oliver, Robert	528098	20.00
Higgins, Terese	528099	20.00
Rich, Lister	528090	20.00
Tate, Dustin	528094	20.00
Tate, Dustin	528095	20.00
Pring, Toni	527818	5.00
Edwards, Michael	527819	5.00
Seay, Tonya	527822	5.00
		<u>575.00</u>

002337

Dollars \$ 575.00

CASH RECEIPT

Received From: OC Sheriff's Dept. Date: 2-28-20

Address: Bond Fee \$560.00

For: Copy #1 \$15.00

AMOUNT PAID: 575.00

HOW PAID: CASH

BY: JH

1-2-20	315
1-18-20	148
1-19-20	334
1-23-20	334

Total Amount \$ 575.00

Received by: JH

Date: 2-28-20

Internal Report

On January 01, 2020 Sgt. J.W. Lovins #313 mistakenly took home a one thousand and twenty dollar cash bond. When he found this happened, he failed to notify his supervisor. He notified Jail Administration fifty eight days later. He returned the documents and the cash, fifty nine days after the bond was taken.

At approximately 1745 hours on February 27, 2020 Sgt. Lovins approached me and advised, Mr. Steven Cochran from the Probate Court had called and was talking with Sgt. G.B. Brannon # 192 looking for the original documents and the cash bond on Ms. Erin Irene Legate #47344. Sgt. Lovins told me that when he pulled Ms. Legate up on Eagle he recognized her and knew he took a cash bond on her. He then remembered that after taking the bond he had placed it in his pocket while completing other tasks. After returning to work the next day his wife called him and told him she found the cash bond in his pocket when she was doing laundry. He said she laid it all out and dried it. He told her to put it in a safe place and he would return it when he returned to duty. He said she placed it in her safe and he forgot about it until he looked at Ms. Legate on Eagle and remembered he still had the bond. I told him to return it, log it and drop it in the cash bond safe, then complete a report. I then notified Captain M.D. Garigan # 05.

On February 28, 2020 he returned the bond and turned it over to me. I said it does not look like it had been washed. He said no she found it before she washed my pants. I forwarded it to the Probate Court along with the original documents. Sgt. Lovins completed a report on this incident along with Sgt. Brannon. See attached reports.

Lt. J.K. Vick # 01

March 03, 2020

Lt. J.K. Vick # 01

Incident Documentation

February 27, 2020

On Thursday, February 27, 2020 at 1440 hours, SGT G.B. BRANNON #192 received a telephone call from Steven Cochran at Gordon County Probate Court concerning a cash bond that was posted on a Ms. ERIN IRENE LEGATE on January 1, 2020. He stated that court did not have the cash bond with the citations.

I advised Mr. Cochran that I would pull the dead file and look in the bond receipt book for information concerning the bond and return his phone call.

SGT. J.W. LOVINS #313 and I proceeded to the SGT'S Office in Booking with the Bond Receipt Book to begin looking up the bond information.

At this time, SGT. LOVINS stated that he just remembered when he heard Ms. LEGATE'S name that he had taken the cash bond home from the jail and placed it in a drawer at his residence.

I told SGT. LOVINS that he need to tell SFC. WRIGHT #306 of the cash bond issue.

Nothing further to report.



SGT. G.B. BRANNON #192

On February 27th 2020 I SGT J.W. LOVINS #313 was working in booking. SGT G.B BRANNON #192 was also in booking. STEVEN COCHRAN called from Probate Court looking for a cash bond from January. BRANNON and I began to search the females name. It showed she posted a cash bond of \$1020.00. After looking at the name I came to realize this was a cash bond I had taken home by mistake. At some point after taking the bond home my wife located it when doing laundry. She called me stating she had found an envelope with money in my work pants. I told her to place the money somewhere safe and I would bring it back in when I came to work. My wife placed the envelope with all contents in a personal safe we have at home that contains documents such as birth certificates. At some point I had forgotten the bond was in there due to never going into the safe. When I had realized what the issue was after Steven Cochran called I informed BRANNON of what had happened. I then met with LT J.K. VICK #019 and notified him of the issue and circumstances around it. I advised him the cash bond was complete and I would return it to the Jail to be logged and complete a report of this occurrence. At this time I have returned the cash bond with all contents and had BRANNON verify everything needed was present. It was at this time VICK took custody of the cash bond. I understand the severity of the issue and can assure this is something that will never occur again.

SGT J.W. Lovins #313

02/28/20