O	RIGA1190000 RABUN COUNTY SHERIFFS OFFICE FAMILY VIOLENCE REPORT Case # 2022-10-00097
L	Internal Copy
	INCIDENT TYPE COUNTS INCIDENT CODE PREMISE TYPE
	- DOMESTIC DISPUTE 1 7399 6 RESIDENCE
J	INCIDENT LOCATION LOCATION NAME LOC CODE
جا	1092 HUNTERS RIDGE TRAIL, Clayton, 30525 1092 HUNTERS RIDGE TRAIL WEAPON TYPE
LN II N	INCIDENT DATE INCIDENT TIME DATE TIME STRANGER TO STRANGER 4 OTHER
11	10/23/2022 22:40 TO 10/24/2022 00:50 YES NO X UNK
	COMPLAINANT ADDRESS PHONE NUMBER
	SPIVEY, KIRSTY RAE Clayton, GA 30525
	VICTIMS NAME RACE SEX AGE DOB RESIDENCE PHONE BUSINESS PHONE
5	APPLEWHAITE, IAN MARIO B M 44 1978
۱Ħ	ADDRESS CENSUS TRACT EMPLOYER OR OCCUPATION
VICTIM	2 1182 PANOLA RD, STONE MTN, GA 30088-290
	STUDENT? YES X NO IF YES, NAME VICTIM'S SCHOOL
-	NAME RACE SEX DATE OF BIRTH AGE
1	SPIVEY, KIRSTY RAE W F 1991 31
1	ADDRESS CENSUS TRACT HEIGHT WEIGHT HAIR EYES
ļ <u>ņ</u>	WANTED 1092 HUNTER RIDGE TRAIL, Clayton, GA 30525
2	WARRANT CHARGES COUNTS OFFENSE CODE OFFENSE / ARREST JURISDICTION
FEFNINED	16-11-102 - POINTING OR AIMING GUN OR PISTOL AT ANOTHER 1 5299 CI = CITY CO = COUNTY
Щ	ARREST 16-5-21 - AGGRAVATED ASSAULT 1 1314 ST = STATE
2	X 16-11-106 - POSSESSION OF FIREARM OR KNIFE DURING COMMISSION 1 5299 DU = OUT OF STATE
	UN = UNKNOWN
	TOTAL NUMBER ARRESTED ARREST AT OR NEAR OFFENSE SCENE DATE OF OFFENSE 1 YES X NO UNK 10/23/2022
-	TAG NUMBER STATE YEAR V.I.N. PLATE ONLY VIN PLATE ONLY
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4	DAVIGORVILLE, OA 30304
W/ITME	
	FOR CLEARANCE REPORT CLEARED BY ARREST EXCEPTIONALLY CLEARED UNFOUNDED 10/24/2022
	DATE OF CLEARANCE X ADULT JUVENILE CASE ACTIVE INACTIVE

IRRATIVE

On October 23, 2022 I Cpl. Dakota Dills along with Sgt. Gerrells were dispatched to 1092 Hunters Ridge Trail in reference to a dispute. While enroute dispatch advise it was a 10-10 in progress, shortly after advised that the parties were separated. On scene we spoke with Ian Applewhaite who stated that he would speak to us after we spoke with Kirsty Spivey. Myself and Sgt. Gerrells then relocated to the residence where we were met by Thomas Coggins, who stated that Kirsty was inside and was crying. We then walked into the residence to speak with Kirsty.

As we entered the residence I observed 3 firearms on the counter, a rifle and two handguns with a magazine inserted in all weapons. I also observed the odor of an alcoholic beverage. We then asked Kirsty what happened Kirsty stated that lan has been texting her nonstop and has gone as far as calling and texting Kirsty's mother Lisa Spivey. Kirsty stated that she believes Ian has had some kind of tracker on her but is not sure how or what. Kirsty also stated that she would like Ian criminally trespassed from the house. Kirsty stated that she had tried to kick Ian out on August 10,2022. Kirsty also stated that Ian had been calling and texting Thomas's wife soon to be ex-wife as well. Kirsty also informed us about Ian coming back to the residence at approximately 0630 am on Wednesday Morning after gathering his belongings the night before. The video showed Ian walking around the porch of the residence. Kirsty has been provided an E-mail address and has been asked to send the pictures of the messages, as well as the videos from her phone. As of this point I have not received any of the messages or video that we asked her to send.

Sgt. Gerrells then went back outside to speak with ian. I then went and entered a criminal trespass notice for Ian at Kirsty request. After I had finished with the criminal trespass notice, I went to speak with Ian. I then explained the notice to Ian and told him that if he comes back on the property then he will go to jail. Sgt. Gerrells then asked me to get a witness statement for Ian. I then sat with Ian while Sgt. Gerrells went back into the residence to see if Kirsty and Thomas were willing to fill out a statement, both said yes. Sgt. Gerrells then asked me for a couple witness forms, but was met in the driveway by Thomas who said that Kirsty did not wish to fill out a statement as of tonight, but would come by the Sheriff's Office on her way to work the following day. The criminal trespass and the witness statement from Ian has been scanned into attached files. Kirsty has also been advised to block all communication with Ian. Ian was identified as the predominate aggressor due to him showing up on scene, which initiated the confrontation. This incident will be passed to the investigation division for a follow up. End of Report.

Officer Supplementals Case No. 2022-10-00097								
DILLS, DAKOTA	550	PRITCHARD, CHANON	504	TALLEY, MARTY	503			
REPORTING OFFICER	NUMBER	APPROVING OFFICER	NUMBER	ASSIGNED INVESTIGATOR	NUMBER			

Officer Supplementals -- Case No. 2022-10-00097

Officer Name / Badge: GERRELLS, II, MARK ANTHONY / 604

Entry Date / Time: 10/24/2022 02:45

On October 23, 2022, Cpl. Dills and I responded to 1092 Hunter Ridge Trail in reference to a Domestic Disturbance. Upon arrival, we met with Ian Applewhaite. Ian was standing outside and informed us that he came to speak to Kirsty Spivey in order to rekindle their relationship. Ian informed us that he had spoken to Kirsty and that they agreed to meet at some point this week. When he did not receive an answer from her, he stated that he called her and told her that he was coming to her residence. Ian also stated that he wanted us to speak to Kirsty first before he gave his side of the story. Cpl. Dills instructed Ian to sit in his vehicle until we came back to speak to him.

While walking toward the residence, Cpl. Dills and I were met by a male identified as Thomas Coggins. Thomas stated that he was a friend of Kirsty and that he was staying there for the night. He explained that lan continued to come to the residence and that he continued to harass Kirsty. He then informed us that Kirsty was inside and that she was upset. At that time, Cpl. Dills and I entered into the residence along with Thomas.

After entering the home, I noticed a rifle and two pistols sitting on the kitchen counter. Each weapon had a magazine in it, but we did not check to see if they were loaded. Kirsty was in the kitchen when I began to ask her questions about the incident. She stated that she was constantly being harassed by Ian through phone calls and text messages. She also mentioned that her mother had been contacted by Ian as well. Kirsty stated that she had spoken to Cpl. Cook about the incident and that she was supposed to call him back about obtaining a temporary protective order against Ian. She stated that she hasn't called him back because she wanted to give him more evidence. Kirsty also mentioned that Ian had contacted Thomas' wife about the issues between the two. Thomas interjected and explained that he was going through a divorce. Kirsty was able to show me video from a Ring door bell camera from Wednesday morning (October 19, 2022) of Ian returning to the residence and using a flashlight to look through the windows of the home. She also played a voicemail where Ian stated that he was coming to meet her at her residence.

As the conversation continued, I asked Kirsty is she would like to have lan criminally trespassed from the residence; she agreed. Since lan had picked up his belongings days before, it was determined that he had vacated the residence and no longer stayed at the residence. Cpl. Dills and I exited the residence and spoke to lan once again. I also informed Kirsty to block lan's phone number to help prevent any unwanted calls or texts. Kirsty was also requested to email all text messages and videos to Cpl. Dills to include in the report.

lan asked what Kirsty had said and then gave his account of the incident. He stated that while pulling up the driveway of the residence, he noticed gunfire. He stated that he turned off his headlights, stepped out of his vehicle and heard a "racking sound" that he believed to be a rifle. As he approached closer to the residence, he stated that Kirsty shot at him with a gun. I asked if he thought it was a rifle or a pistol; he was unsure. He did stated that the shot went over his head and that Kirsty approached closer aiming a pistol at him and cursing. Ian also mentioned that during the incident, Kirsty had slapped him in the face. I looked at lan's face but did not observe any markings. Although no marks were noticed, it is important to note that lan's skin complexion is dark and marks would have been difficult to see. After giving his account, and being served with a criminal trespass warning, I asked lan if he would be willing to write a witness statement; he agreed. I also briefly checked the surrounding area to see if I could observe any shell casings from a firearm; nothing was located. It is important to note that fallen leaves covered the wooded area as well as portions of the driveway.

At that time, I entered back into the residence once again to ask if Kirsty and Thomas would write a witness statement. After some hesitation, they agreed. I retrieved two witness statements from Cpl. Dills and walked back to the residence. While walking back, Thomas met me in the driveway and stated that they did not want to fill out a statement now. He explained that Kirsty would call us back when she was ready to write one tomorrow. I informed him that Kirsty could stop by the Sheriff's Office to fill out a witness statement tomorrow if she wished to do so.

As we walked in the driveway toward the residence, I continued to speak to Thomas. I asked Thomas about the guns sitting on the counter in the kitchen. He informed me that he and Kirsty had been shooting in the back yard. He also mentioned that while shooting they observed headlights coming up the driveway. Thomas appeared to be puzzled by me asking about the firearms. I explained to him that it seemed abnormal to have three or four firearms sitting on the counter. Thomas and I continued to speak about miscellaneous topics.

Prior to leaving, both parties were given a business card with the corresponding case number. I also informed lan that this incident would need to be investigated further.

CID will be notified of this incident.

Nothing Further.

CASE NO: 2022-10-00097

INCIDENT PROPERTY LISTING

Stolen Value :

Stolen Value:

RECOVERED OTHER TOTAL:

Recovered Value:

INCIDENT DATE: 10/23/2022

STOLEN GRAND TOTAL

\$ 0.00

RECOVERED GRAND TOTAL

RECOVERED:

\$ 0.00

OTHER

VICTIM: APPLEWHAITE, IAN MARIO

RECEIPT#: 2022-10-00097 ITEM#: 3 PROPERTY TYPE:

HOLSTER TO WALTHER DESCRIPTION: SIZE: STOLEN:

RECOVERED: COLOR:

BRAND: QTY: PROP RECIEPT #: 2022-10-00097

MODEL: DISPOSITION:

SERIAL NO: NOTES:

OWNER: SPIVEY, KIRSTY

RECEIPT#: 2022-10-00097 ITEM#: 5 PROPERTY TYPE:

DESCRIPTION: SIX ROUNDS FROM .380 GLOCK SIZE: STOLEN: Stolen Value :

Recovered Value: COLOR: BRAND: PROP RECIEPT #: 2022-10-00097 QTY:

MODEL: DISPOSITION:

SERIAL NO: NOTES:

OWNER: SPIVEY, KIRSTY

ITEM#: 6 RECEIPT#: 2022-10-00097 PROPERTY TYPE:

LEATHER TYPE HOLSTER TO DESCRIPTION: SIZE: STOLEN: GLOCK 380

Recovered Value: COLOR: RECOVERED:

BRAND: QTY: 1 PROP RECIEPT #: 2022-10-00097

MODEL: DISPOSITION: NOTES:

SERIAL NO: OWNER: SPIVEY, KIRSTY

ITEM#: 9 RECEIPT#; 2022-10-00097 PROPERTY TYPE: DESCRIPTION: ALIENGEAR HOLSTER TO GLOCK 19

SIZE; STOLEN: Stolen Value: RECOVERED: Recovered Value : COLOR:

QTY: 1 PROP RECIEPT #: 2022-10-00097 BRAND:

OWNER: , TOMMY

MODEL: DISPOSITION:

SERIAL NO: NOTES:

STOLEN OTHER TOTAL:

TV, RADIO, ETC. VICTIM: APPLEWHAITE, IAN MARIO

RECEIPT#: 2022-10-00097 ITEM#: 1 PROPERTY TYPE:

SAMSUNG GALAXY S21 ULTRA 5G DESCRIPTION: SIZE:

STOLEN: Stolen Value: **CELLPHONE** COLOR: RECOVERED: Recovered Value:

BRAND: SAMSUNG PROP RECIEPT #: 2022-10-00097 QTY:

MODEL: SM-G998U DISPOSITION:

SERIAL NO: R5CR12BAC9M NOTES:

OWNER: SPIVEY, KIRSTY \$ 0.00 STOLEN TV, RADIO, ETC. TOTAL:

RECOVERED TV, RADIO, ETC. TOTAL:

\$ 0.00

\$ 0.00

\$ 0.00

ITEM#:	2	RECEIPT#:	2022-10-00097	PROPERTY TYPE:	
DESCRIPTION:	WALTHER 9MM W/MAG	SIZE:		STOLEN:	Stolen Value ;
		COLOR:		RECOVERED:	Recovered Value :
BRAND:		QTY:	1	PROP RECIEPT #:	2022-10-00097
MODEL:				DISPOSITION:	
SERIAL NO:	FDH0593	NOTES:			
<u></u>		OWNER:	SPIVEY, KIRSTY		
ITEM#:		RECEIPT#:	2022-10-00097	PROPERTY TYPE:	
DESCRIPTION:	GLOCK 42 .380 W/MAG	SIZE:		STOLEN:	Stolen Value :
		COLOR:		RECOVERED:	Recovered Value :
BRAND;		QTY:	1	PROP RECIEPT #:	2022-10-00097
MODEL:	A O ! / A O O 7			DISPOSITION:	
SERIAL NO:	ACKA087	NOTES:			
		OWNER:	SPIVEY, KIRSTY		
ITEM#:		RECEIPT#;	2022-10-00097	PROPERTY TYPE:	
DESCRIPTION:	BARRETT FIREARMS REC7 MULTICAL RIFLE	SIZE:		STOLEN:	Stolen Value :
	IVII EE	COLOR:		RECOVERED:	Recovered Value :
BRAND;		QTY:	1	PROP RECIEPT #:	2022-10-00097
MODEL:				DISPOSITION:	
SERIAL NO:	BR003696	NOTES:			
		OWNER:	SPIVEY, KIRSTY		
ITEM#:		RECEIPT#:	2022-10-00097	PROPERTY TYPE:	
DESCRIPTION:	GLOCK 19GEN4 9MM W/MAG	SIZE;		STOLEN:	Stolen Value :
		COLOR:		RECOVERED;	Recovered Value :
BRAND;		QTY:	1	PROP RECIEPT #:	2022-10-00097
MODEL:		,,,,		DISPOSITION:	
SERIAL NO:	BEHV185	NOTES:			
		OWNER:	, TOMMY		

		STOLEN 9 TOTAL: RECOVERED 9 TOTAL:	\$ 0.00 \$ 0.00
REPORT TOTALS	STOLEN TOTAL	RECOVERED TOTAL	
VEHICLES REPORT TOTAL	\$ 0.00	\$ 0.00	
CURRENCY, NOTES, ETC. REPORT TOTAL	\$ 0.00	\$ 0.00	
JEWELRY, PREC. METALS REPORT TOTAL	\$ 0.00	\$ 0.00	
FURS REPORT TOTAL	\$ 0.00	\$ 0.00	
CLOTHING REPORT TOTAL	\$ 0.00	\$ 0.00	
OFFICE EQUIP. REPORT TOTAL	\$ 0.00	\$ 0.00	
TV, RADIO, ETC. REPORT TOTAL	\$ 0.00	\$ 0.00	
HOUSEHOLD GOODS REPORT TOTAL	\$ 0.00	\$ 0.00	
FIREARMS REPORT TOTAL	\$ 0.00	\$ 0.00	
CONSUMABLE GOODS REPORT TOTAL	\$ 0.00	\$ 0.00	
LIVESTOCK REPORT TOTAL	\$ 0.00	\$ 0.00	
OTHER REPORT TOTAL	\$ 0.00	\$ 0.00	
	\$ 0.00	\$ 0.00	

INCEDIT TYPE 16-7-21 - CRIMINAL TRESPASS 1	Internal Copy	OF	RABUN COUNTY SHERIFFS OFFICE INCIDENT REPORT Case # 2022-10-00067
Total Number arrested Tota	G-7-21 - C-RIMINAL TRESPASS 1 5707 6 RESIDENCE		Internal Copy
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On October 18, 2022 at approximately 2345, I, Cpl. Dakota Dills was dispatched to 1092 Hunter Ridge Trail in reference to trespass. On scene I met with Ian Applewhaite who stated that he had been staying with his girlfriend who he found was cheating on him. The man was at the address stated above with Kirsty Spivey. Ian stated that he had left the house once she called 911. Ian stated that he had went to get his belongings out of the house. Ian was in possession of a key to the residence as well. Ian stated that he has been staying with Kirsty for off and on 4 months.

I then went and spoke with Kirsty, Kirsty stated that Ian had showed up probably 5 minutes after she and her company arrived home. Kirsty stated that she had no idea that Ian had a key to the residence. Kirsty stated that Ian had not made residence there yet, but stated that he had taken out 3 bags of personal belongings of clothes, speaker, other miscellanous items prior to our arrival. I explained that Kirsty would need to Evict Ian.

I then had lan come get the rest of his belongings from the inside of the house, but he was unable to collect the tools from the cellar. This report is for documentation purposes only and no evidence to suggest this to be a Family Violence Incident. End of Report.

REPORTING OFFICER	<u>NUMBER</u>	APPROVING OFFICER	NUMBER	ASSIGNED INVESTIGATOR	NUMBER
DILLS, DAKOTA	614	GERRELLS, II, MARK ANTHONY	604		

Uh	RABUN COUNTY SHERIFFS OFFICE INCIDENT REPORT	Case # 2016-06-00005
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	- DISPUTE 1 7399	6 RESIDENCE
	INCIDENT LOCATION LOCATION NAME LOC CODE	
E	1092 LONG LAUREL RIDGE , Lakemont, GA 30552	WEAPON TYPE
EVENT	INCIDENT DATE INCIDENT TIME DATE TIME STRANGER TO STRANGER	
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DRUG CLEAR ADM PROPERTY	VEHICLES CURRENCY, NOTES, ETC. JEWELRY, PREC. METALS FURS PROVERED STOLEN CLOTHING OFFICE EQUIP. TV, RADIO, ETC. HOUSEHOLD GOODS STOLEN RECOVERED FIREARMS CONSUMABLE GOODS LIVESTOCK OTHER TOTES STOLEN RECOVERED GCIC ENTRY WARRANT MISSING PERSONS VEHICLE ARTICLE BOAT VICTIM WILL PROSECUTE UNIF. FOLLOW UP PHOTO TAKEN? VIDEOVAUDIO CID NOTES REQUIRED DATA FIELDS FOR CLEARANCE REPORT CLEARED BY ARREST EXCEPTIONALLY CLEARED UNFOUNDED DATE OF CLEARANCE 08/02/2016 X ADULT JUVENILE CASE DID INVESTIGATION INDICATE THAT THIS INCIDENT WAS DRUG RELATED? IF YES, INDICATE THE TYPE OF DRUG(S) USED BY OFFENDER 1-AMPHETAMINE 2-BARBITURATE 3-COCAINE 4-HALLUCINOGEN G-MARIJUANA 7-METHAMPHETAMINE 8-OPIUM 9-SYNTHETIC NARCOTIC On the above date and time I. Deputy Caleb Tyler spoke to the complainant Travis Alley in	INFO ONLY
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RRATIVE DRUG CLEAR ADM PROPERTY	VEHICLES CURRENCY, NOTES, ETC. JEWELRY, PREC. METALS FURS PRECOVERED CLOTHING OFFICE EQUIP. TV, RADIO, ETC. HOUSEHOLD GOODS DV STOLEN RECOVERED STOLEN RECOVERED STOLEN RECOVERED STOLEN RECOVERED WARRANT MISSING PERSONS VEHICLE ARTICLE BOAT VICTIM WILL PROSECUTE UNIF. FOLLOW UP PHOTO TAKEN? VIDEOWAUDIO CID NO REQUIRED DATA FIELDS FOR CLEARANCE REPORT DATE OF CLEARANCE D8/02/2016 DATE OF CLEARANCE DID INVESTIGATION INDICATE THAT THIS INCIDENT WAS DRUG RELATED? IF YES, INDICATE THE TYPE OF DRUG(S) USED BY OFFENDER 1-AMPHETAMINE 2-BARBITURATE 3-COCAINE 4-HALLUCINOGEN 4-HALLUCINOGEN MO On the above date and time I, Deputy Caleb Tyler spoke to the complainant, Travis Alley in that had already occurred. Travis stated that he had been working construction for Jay Dress Weeks. While on the job site at 1092 Long Laurel Ridge, Travis stated the and Jay got into a Travis stated that Jay told him to leave the job site. Travis stated that he told Jay he was not larve and him for his last two days wares. Which was \$115.00. Travis stated that Lay said her lay said him for his last two days wares. Which was \$115.00. Travis stated that Lay said her lay said him for his last two days wares. Which was \$115.00. Travis stated that Lay said her lay said him for his last two days wares. Which was \$115.00. Travis stated that Lay said her lay said him for his last two days wares. Which was \$115.00. Travis stated that Lay said her lay said him for his last two days wares. Which was \$115.00. Travis stated that Lay said her lay said him for his last two days wares. Which was \$115.00. Travis stated that Lay said her lay said him for his last two days wares. Which was \$115.00. Travis stated that Lay said her	INFO ONLY HEFT/RECOVERY 3 = STATE 4 = OUT OF STATE 5 = UNKNOWN TAL GUN SECURITIES TIFIED? FORWARDED TO CID REPORT DATE 06/02/2016 ACTIVE X INACTIVE 5-HEROIN U-UNKNOWN reference to a dispute sser for the past three verbal disagreement. ot leaving the site until
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