

D

**D-1**



4/3/24, 12:44 PM

Gmail - Fwd: Officer Crosby's Insubordination Employee Notification

<wmorse@wskllc.com>, morrolawcenter <morrolawcenter@bellsouth.net>  
**Subject: Fwd: Officer Crosby's Insubordination Employee Notification**

Wendell W Major  
Sent from my iPhone

Begin forwarded message:

**From:** Wendell Major <WMajor@tarrantpd.com>  
**Date:** February 19, 2024 at 6:27:04 AM CST  
**To:** cat15a@aol.com  
**Subject: Fw: Officer Crosby's Insubordination Employee Notification**

---

**From:** Wendell Major <WMajor@tarrantpd.com>  
**Sent:** Sunday, February 18, 2024 6:32 PM  
**To:** Cynthia Morrow <CMorrow@tarrantpd.com>; Jimmy Hill <jhill@tarrantpd.com>  
**Cc:** Michael Brymer <mbrymer@msnattorneys.com>; Wayne Morse <wmorse@wskllc.com>; Charlie Waldrep <cwaldrep@wskllc.com>; cat15a@aol.com <cat15a@aol.com>; Tracie Threadford <mrstraciebthread@gmail.com>; Tommy Bryant <jtb103@aol.com>; Veronica Bandy Freeman <choson2@gmail.com>; Debbie Matthews <matthewsd334@gmail.com>  
**Subject:** Re: Officer Crosby's Insubordination Employee Notification

Jimmy, please serve on the named personnel. I will forward to the Mayor and the council for their review. This policy violation can not go unaddressed without subjecting the City to potential civil liability my attempts to get this employee to understand this strip search under these conditions is UNREASONABLE.

---

**From:** Cynthia Morrow <CMorrow@tarrantpd.com>  
**Sent:** Sunday, February 18, 2024 5:41 PM  
**To:** Wendell Major <WMajor@tarrantpd.com>  
**Subject:** RE: Officer Crosby's Insubordination Employee Notification

Sunday, February 18, 2024

Chief

**See attached** for Officer Chante Crosby

Thanks

**CYNTHIA MORROW, SERGEANT**  
Internal Affairs Division  
City of Tarrant Police Department  
2593 Commerce Circle  
Tarrant, Alabama, 35217-2352  
**Office Phone:** (205) 849-2811 x1206  
**Cellular Phone:** (205) 616-9121  
**Email:** cmorrow@tarrantpd.com

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**3 attachments**



**Outlook-10h50dxi.png**  
24K

 **Employee Notification INSUBORDINATION 2.18.24.docx**  
18K

 **Williamson Termination.pdf**  
344K

1 P R O C E E D I N G S

2 THE COURT: I want to try to get  
3 something clear before we go very far at all  
4 here. It was represented to me in a phone  
5 conversation between the attorneys that  
6 Ms. Morrow had been -- or that her  
7 employment had been terminated by the mayor  
8 and was the subject of an appeal to the  
9 Jefferson County personnel board. Is that  
10 correct?

11 MR. MORRO: Not wholly, Judge.

12 THE COURT: Okay.

13 MR. MORRO: She was terminated by  
14 the mayor on February 2nd, reinstated by the  
15 city council on February 5th. The mayor  
16 sent a letter -- a threatening letter to  
17 Ms. Morrow saying that her termination was  
18 valid, and that was on February 12th. And  
19 on February 14th, out of an abundance of  
20 caution, I did file an appeal stating that I  
21 wanted to make sure that the personnel board  
22 knew that this was occurring and that they  
23 could give an order dismissing -- actually  
24 dismissing the appeal. But I didn't want --  
25 after speaking with counsel at the personnel

1 procedure.

2 MR. MORRO: No, sir. And there  
3 you go with the historical normal proper  
4 procedure. That's what the personnel board  
5 keeps saying, historical. And this is not  
6 an end around to try to get somebody paid  
7 who is an employee of a city by the  
8 legislative body. It's not an end around.  
9 We're trying to utilize the courts to do the  
10 right thing, to pay somebody who is  
11 considered an employee by the proper  
12 legislative body, not by one person.

13 THE COURT: Well, the problem,  
14 like I said, with that is that it seems  
15 undisputed that the mayor terminated her  
16 employment and the city doesn't have the  
17 power to reinstate her.

18 MR. MORRO: No. That is  
19 disputed. You say it's undisputed, but we  
20 dispute that the city council doesn't have  
21 the power.

22 THE COURT: I understand that you  
23 -- I'm saying that the fact that the mayor  
24 terminated her is undisputed.

25 MR. MORRO: That's correct.



IN THE CIRCUIT COURT  
OF JEFFERSON COUNTY, ALABAMA

CYNTHIA MORROW, )  
 Plaintiff, )  
 )  
 VS. ) CIVIL ACTION NO:  
 SHAYLA MYRICKS, in her ) CV 2024-901090  
 official capacity as )  
 the Principal )  
 Accountant of the )  
 City of Tarrant, )  
 Alabama; and the CITY )  
 of TARRANT, ALABAMA, )  
 Defendant. )

C A P T I O N

The above-styled case was heard before the Honorable Patrick J. Ballard on the 21st day of March, 2024, at the Jefferson County Courthouse, 716 Richard Arrington Jr. Boulevard, Birmingham, Alabama 35203.

Commissioner: Karen Smith

1 to be valid law and it had to be -- and that  
2 city ordinances that are inconsistent with  
3 the statutory law are not valid.

4 MR. MORRO: Well, that's  
5 unfortunate that's your ruling. I mean,  
6 it's unfortunate. We're seeking relief and  
7 you're not going to give it to us.

8 THE COURT: Well, I'm doing that  
9 because I don't think the law gives me --  
10 you know, I wouldn't be following the law in  
11 my opinion if I did. If I tried to do that,  
12 I don't think I would be following the law.

13 MR. MORRO: Understood, Judge.

14 THE COURT: All right. So I will  
15 be dismissing this action.

16

17 (Proceedings concluded.)

18

19

20

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**D-2**

**NOTICE TO EMPLOYEE OF  
DISCIPLINARY ACTION**

TO: Lashundra Jackson  
Employee's Name & Classification

DATE: September 29, 2023

FROM: Wayman Newton  
Appointing Authority

TITLE: Mayor

YOU ARE HEREBY NOTIFIED THAT THE FOLLOWING DECISION HAS BEEN MADE WITH RESPECT TO THE CHARGES of. YOU HAVE BEEN FOUND GUILTY OF VIOLATING THE FOLLOWING: *[Cite all specific Personnel Board Rules & Regulations under Rule 12.2 CAUSE OF ACTION and any departmental rules or policies that the employee was found to be in violation of and repeat the basis for the charges.]*

**Violation of Personnel Board of Jefferson County Rule 12.2 L (Violation of any rule or regulation of the Appointing Authority, or failure to comply with instructions made and given by a superior officer or supervisor); 12.2M (Violation of any of the provisions of the Act or of these Rules)**

*[Specify the type of disciplinary action to be taken: Dismissal; Suspension; Demotion; and/or specify the outcome of the Predetermination Hearing]*

AS A RESULT OF YOUR ACTIONS YOU ARE HEREBY Suspended without pay for one (1) day EFFECTIVE CLOSE-OF-BUSINESS OCTOBER 1, 2023. You are to return to work on Tuesday October 3, 2023.

In making the foregoing decision, your entire work record with the City of Tarrant has been considered. You have the right to request and receive copies of documentation utilized in arriving at the aforementioned decision.

\_\_\_\_\_  
Signature of Appointing Authority

**DISCIPLINARY APPEAL RIGHTS**

**If you are dissatisfied with this decision, you have available the following procedures for review (check one):**

- You have ten (10) calendar days to appeal a termination, demotion, or suspension of six (6) days or more (or more than 10 days within past 12 months) by filing a Notice of Appeal at the **Personnel Board of Jefferson County**, which is located at 2121 Rev. Abraham Woods Jr. Blvd. See Rule 12.4 of the Personnel Board Rules and Regulations.
- You have ten (10) calendar days to seek review of this disciplinary decision if you are an unclassified employee who has completed a probationary period, or classified employee whose discipline is a suspension of five (5) days or less, by submitting a written Request for Review to the **Mayor of the City of Tarrant**. At the time of filing, you should submit a written statement that details the nature of the discipline, relevant events, and the reason why you feel the disciplinary decision should be overturned.
- There is no right of appeal for employees who are temporary, provisional, or have not completed a probationary period of employment. There is no right of appeal for documented counseling, written warnings, performance improvement plans or paid administrative leave.



**NOTICE TO EMPLOYEE OF  
CONTEMPLATED DISCIPLINARY ACTION**

TO: Lashaundra Jackson DATE: October 19, 2023  
Employee's Name & Classification  
FROM: Wayman Newton TITLE: Mayor of Tarrant  
Department Head or Appointing Authority

You are hereby notified that disciplinary action is being contemplated against you for violation of the following rules and regulations: [Cite all specific *Personnel Board Rules and Regulations* under Rule 12.2 "FOR CAUSE" and any departmental rules or policies that are applicable to the infraction]

c. Conduct unbecoming a Classified Employee;; h. Insubordination; l. Violation of any rule or regulation of the Appointing Authority, or failure to comply with instructions made and given by a superior officer or supervisor; m. Violation of any of the provisions of the Act or of these Rules.

IN THAT:[Cite all specific incidents or activities that constitute violation of the above-listed rules and regulations]

On or about September 29, 2023 Mayor Newton by hand-delivery served notice of a one (1) day suspension from work without pay. The date of the suspension was October 2, 2023, and you were instructed to return to work on October 3, 2023. However, in defiance of the decision to suspend you for one (1) day, you reported working eight (8) regular hours plus eight (8) hours overtime at time and a half on the day of suspension, October 2, 2023. In a week that you should have worked not more than 32 hours, you submitted time for 40 regular hours and 12 overtime hours. Also on October 2, four other Dispatchers worked which is more than the regularly scheduled. Due to the ongoing discipline dated September 29, 2023, you are not considered to be in Good Standing. That is, you were subject to impending or ongoing discipline, suspension, or investigation into alleged misconduct or other behavior outlined in Rule 12.2.

**YOUR RIGHTS**

You are advised that you have the right to present to me a written and/or ORAL RESPONSE to the above charges within two (2) working days. Any WRITTEN RESPONSE you wish to present must be delivered to the undersigned on or before close of business October 23, 2023. Any ORAL RESPONSE you wish to offer must be presented to me on October 23, 2023 at \_\_\_\_\_.

**IF YOU DO NOT PRESENT A WRITTEN OR ORAL RESPONSE IN ACCORDANCE WITH THE INSTRUCTIONS SPECIFIED ABOVE IT SHALL BE ASSUMED YOU DO NOT WISH TO PRESENT SUCH RESPONSE UNLESS OTHER ARRANGEMENTS ARE AGREED TO BY THE UNDERSIGNED WRITING**

\_\_\_\_\_  
Signature of Person Preparing Notice \_\_\_\_\_  
Job Title

**SERVICE OF NOTICE**

NOTICE: \_\_\_\_\_ TO THE ABOVE-NAMED EMPLOYEE ON  
(Hand Delivered; Mailed)  
\_\_\_\_\_, 20\_\_\_\_; at \_\_\_\_\_ a.m./p.m.

BY: \_\_\_\_\_  
Signature of Person Delivering Notice \_\_\_\_\_  
Job Title

pdf

**LaShaundra Jackson  
100223 Time.pdf**

1.5 MB

pdf

**Lashundra 5 day  
Suspension.pdf**

1.4 MB



# Personnel Board of Jefferson County

The Foundation of Your Merit System Career

November 28, 2023

Lashaundra Jackson  
P.O. Box 1644  
Gardendale, Alabama 35071

**RE: Lashaundra Jackson vs. City of Tarrant Case No. DA-2023-2464-TC**

Dear Ms. Jackson:

The Personnel Board is in receipt of your Notice of Appeal filed on November 8, 2023, regarding a six (6) day suspension without pay you received in your position of Public Safety Dispatcher with the City of Tarrant Police Department. When reviewing the disciplinary paperwork, attached, it was indicated that one of the days, October 2, 2023, was paid. Therefore, it was necessary for us to conduct research to determine if the suspension was six (6) days or five (5) days, since a five (5) day suspension is not appealable. We secured payroll records and upon a thorough review, those records indicated that you were compensated for this day. The compensation occurred over the following pay periods: 10/13/23, 10/27/23 and 11/9/23 as listed below:

Pay Date	Pay Period	Hours	Amount
10/13/23	9/25 - 10/6	80	\$2321.60
10/27/23	10/9 - 10/20	60	\$1741.20
11/9/23	10/23 - 11/3	80	\$2321.60
11/9/23	10/23 - 11/3	"Other Regular"	\$ 580.40

The 11/9/23 "Other Regular" pay item of \$580.40 is the amount paid to you for the 10/27/23 pay date where you were paid \$1741.20, rather than \$2321.60, as you are normally paid. The \$580.40 + \$1741.20 = \$2321.60.

The second suspension was five (5) days, which began on November 6, 2023, and ended at the close of business on November 10, 2023. Based on these records, it has been determined that your appeal is ineligible for review pursuant to Rule 12.14 of the Personnel Board of Jefferson County Rules and Regulations. Specifically, this single suspension did not exceed five (5) working days, nor have you had any additional suspensions in the 12-month period proceeding with this

**WAYMAN A. NEWTON  
MAYOR**



**WENDELL W. MAJOR  
CHIEF OF POLICE**

## **CITY OF TARRANT POLICE DEPARTMENT**

**2593 COMMERCE CIRCLE  
Tarrant, Alabama 35217-0220**

Date: October 23, 2023  
To: Mayor Newton  
From: LaShaundra Jackson  
Subject: Disciplinary Notice

I was suspended on October 2, 2023 and did not report for duty. However, I did utilize that time to complete task previously assigned by Chief Major for the month of October to review/ update dispatch logs and reports to coordinate with supervisor.



TARRANT POLICE DEPARTMENT



Statement of Chief Wendell Major

Date: 20 October 2023

I make this statement about the disciplinary notice served on Dispatcher LaShaundra Jackson for working overtime on 2 October 2023.

Ms. Jackson was notified of a suspension of one day (8 hours of work) for 2 October 2023. Ms. Jackson served her suspension and did not work 8 hrs. as directed by Mayor Newton; however, Ms. Jackson, prior to the notice of suspension had been by me the task of reconciling TPD dispatch records and our report records for the period of 15 March 2023 thru 30 September 2023. I provide her with a printed list of report noting a number of cases without status (open, close, inactive, pending...etc.,) I directed her to review our dispatch logs and the reports to coordinate with supervisor to ascertain they records current status and ensure our system reflect it accurate status in preparation for the year end crime statistics review. I noted to Ms. Jackson it would be difficult to do such while actively dispatching and I was authorizing her to do up to 24 hours of overtime to accomplish the task within the month of October.

Ms. Jackson did make the review in the time frame allotted. Ms. Jackson did not appear at Tarrant PD on 2 October 2023 and did not fail to comply with the mayor's instruction. Ms. Jackson worked **after her 8-hour suspended shift** for which she had been suspended and earned time for the work performed in compliance with my instructions to perform police department dispatcher I related duties at my direction.

Employees appear to being targeted for performing the task assigned by the TPD Department Head. This targeting is making the department less effective and creating an environment where employees have no idea which instructions to follow about carrying out the Tarrant Police Department/Tarrant City Policies.

Wendell Major  
Wendell W. Major

From: Stephen Fancher [sfancher@cityoftarrant.com](mailto:sfancher@cityoftarrant.com)  
Subject: Re: Info needed  
Date: Apr 1, 2024 at 2:56:55 PM  
To: Debra Leo [debraleo.adr@gmail.com](mailto:debraleo.adr@gmail.com)  
Cc: [Wnewton@cityoftarrant.com](mailto:Wnewton@cityoftarrant.com), [sfancher@cityoftarrant.com](mailto:sfancher@cityoftarrant.com)

Good afternoon, attached are documents related to Lashaundra Jackson's unauthorized work while suspended and receiving stiffer discipline for so doing.

Stephen

----- Original Message -----

From: "Debra Leo" <[debraleo.adr@gmail.com](mailto:debraleo.adr@gmail.com)>  
Sent: 4/1/2024 11:05:58 AM  
To: "Stephen Fancher" <[sfancher@cityoftarrant.com](mailto:sfancher@cityoftarrant.com)>  
Subject: Re: Info needed

Thank you

Debra Leo, Esq.  
DLeo & Associates LLC  
(205)305-2510  
[www.debraleo.com](http://www.debraleo.com)

On Apr 1, 2024, at 10:22 AM, Stephen Fancher  
<[sfancher@cityoftarrant.com](mailto:sfancher@cityoftarrant.com)> wrote:

Good morning, the answer the 1st question is yes. That would be Magistrate Supervisor Tanilya Jackson.

To the second is subjective as it was a suspension rather than administrative leave. Public Safety Dispatcher LaShaundra Jackson was suspended without pay for one (1) day. She didn't attend work but reported either (8) regular hours and eight (8) overtime hours for a total of 20 hours of pay for that day with the approval of Chief Major. She was

paid for the unauthorized time. But was then suspended for five (5) days without pay for working during the one (1) day suspension.

The Personnel Board upheld the suspension. I'll send you the documents.

----- Original Message -----

From: "Debra Leo" <[debraleo.adr@gmail.com](mailto:debraleo.adr@gmail.com)>

Sent: 4/1/2024 7:45:06 AM

To: "Stephen Fancher" <[sfancher@cityoftarrant.com](mailto:sfancher@cityoftarrant.com)>

Subject: Info needed

<[sfancher@cityoftarrant.com](mailto:sfancher@cityoftarrant.com)><[debraleo.adr@gmail.com](mailto:debraleo.adr@gmail.com)>

Good morning, has anyone other than McMichaels, Crosby and Williamson within the Police Department made written complaints?

Also, are you aware of any unauthorized work or activities engaged in by employees while on administrative leave. other than Chief Major?

To see my schedule and request mediation date [click here](#)

Debra Black Leo

DLeo & Associates, LLC

(205)305-2510

[www.debraleo.com](http://www.debraleo.com)

pdf

**Lashundra Jackson 1 day  
suspension.pdf**

256 KB



SOC-SEC-NBR	NAME	FROM DATE
-----	-----	10-22-23 10

EMPLOYEE NAME LA Shaunder F

JURISDICTION TARRANT DEPARTMENT

DEPT. NUMBER 1200

EXPLANATION: Status Update Report

March 2023

SIGNATURES EMPLOYEE: [Signature]

SUPERVISOR: \_\_\_\_\_

DEPARTMENT HEAD: \_\_\_\_\_

D-3





# Personnel Board of Jefferson County

The Foundation of Your Merit System Career

November 17, 2023

Mayor Wayman Newton  
City of Tarrant  
P.O. Box 170220  
Tarrant, Alabama 35217

Re: Request for Administrative Leave with Pay – Wendell Major

Dear Mayor Newton:

The Board received your request to place Police Chief Wendell Major on leave with pay for a total of 45 days beginning November 11, 2023. Pursuant to Rule 13.20 of the *Rules and Regulations of the Personnel Board*, we acknowledge the first 5 days and I approve an additional 10 days. In accordance with Rule 13.20 (b)(3), your request for 30 additional days of leave with pay for Chief Major will be presented to the Three Member Board at the December 5, 2023, meeting for their approval. We will send you confirmation after the Board Meeting. Please note that Mr. Newton has reached the maximum time that a “Classified Employee” can be on Administrative Leave with Pay, which is 45 days.

If you have any questions or the leave dates referenced are incorrect, please contact Thaddeus Smith, Employee Relations Manager at (205) 279-3478.

Sincerely,

*Kim Kinder*

for Jeff Crenshaw, Director  
Personnel Board of Jefferson County

cc: Stephen Fancher



**NOTICE TO EMPLOYEE  
OF DISCIPLINARY CHARGES AND DETERMINATION HEARING**

To:	Wendell Major	Police Chief I	Police	1000205
	Employee Name	Classification	Department	ID#

FROM: Wayman Newton

DATE: March 13, 2024

Mayor/Appointing Authority

You are hereby notified that disciplinary action is being contemplated against you for the charges of misconduct outlined below. To ensure the accuracy of these charges, a thorough investigation into this matter is currently in progress. As part of this investigation, a determination hearing has been scheduled during which time you will be given the opportunity to respond to these charges. It is your obligation to answer any questions truthfully and to provide any additional information deemed necessary by the City of Tarrant.

The determination hearing will be held:

Time: 9:45 AM on Date: March 14, 2024, at Tarrant City Hall City Council Conference Room

**You have been charged with possible violations of the following rules and regulations:**

The Rules & Regulations of the Personnel Board of Jefferson County RULE 12: DISCIPLINARY ACTIONS AND APPEALS 12.2 c. Conduct unbecoming a Classified Employee; f. Abuse of leave policies; h. Insubordination; m. Violation of any of the provisions of the Act or of these Rules. Rule 13.20 ADMINISTRATIVE LEAVE; 13.20 a. General Rule. An employee placed on administrative leave, either with or without pay, shall not attend work and shall not perform his or her regular job duties. 13.20 c. Administrative Leave Without Pay. A Regular Employee who is involuntarily placed on administrative leave without pay for a period exceeding five (5) working days may appeal to the Board under Rule 12.

On or about February 1, 2024, as authorized by Rule 13.20 c. You were involuntarily placed on Administrative Leave without Pay for 51 working days. However, you continued to attend work and perform your regular job duties.

  
\_\_\_\_\_  
Appointing Authority/Mayor

**NOTICE TO EMPLOYEE  
OF DISCIPLINARY CHARGES AND DETERMINATION HEARING**

To:	Wendell Major	Police Chief I	Police	1000205
	Employee Name	Classification	Department	ID#

FROM: Wayman Newton

DATE: January 29, 2024

Mayor/Appointing Authority

You are hereby notified that disciplinary action is being contemplated against you for the charges of misconduct outlined below. To ensure the accuracy of these charges, a thorough investigation into this matter is currently in progress. As part of this investigation, a determination hearing has been scheduled during which time you will be given the opportunity to respond to these charges. It is your obligation to answer any questions truthfully and to provide any additional information deemed necessary by the City of Tarrant.

The determination hearing will be held:

Time: 11:00 AM on Date: January 30, 2024, at Tarrant City Hall City Council Conference Room

**You have been charged with possible violations of the following rules and regulations:**

The Rules & Regulations of the Personnel Board of Jefferson County RULE 12: DISCIPLINARY ACTIONS AND APPEALS 12.2 c. Conduct unbecoming a Classified Employee; f. Abuse of leave policies; h. Insubordination; j. m. Violation of any of the provisions of the Act or of these Rules. Rule 13.20 ADMINISTRATIVE LEAVE; 13.20 a. An employee placed on administrative leave, either with or without pay, shall not attend work and shall not perform his or her regular job duties. 13.20 a. 1. Up to Five (5) Days Authorized by Appointing Authority; 2. Up to Ten (10) Additional Days Authorized by the Director.; and 3. Up to Thirty (30) Additional Days Authorized by the Board.

You, Chief Major, worked 51 days while on Administrative Leave with Pay in violation of PBJCAL Rule 13.20 a. (see Attachments for specific dates.) The Appointing Authority on or about, November 11, 2023, authorized Rule 13.20 a. 1. Placing you on Administrative Leave for five (5) working days. Simultaneously, the PBJCAL Director extended as allowed by Rule 13.20 a. 2. your administrative leave with pay for ten (10) additional working days in addition to the five (5) days authorized by the Appointing Authority. Further at the General Meeting of the PBJCAL that convened on December 5, 2023, the Board extended your administrative leave with pay for thirty (30) additional working days in addition to the fifteen (15) days previously authorized by Rules 13.20 a. 1. & 2. Nevertheless, while placed on Administrative Leave with Pay for 45 working days or 69 calendar days, you attended work 36 days, you perform your regular job duties an additional 15 days for a total of 51 violations. As a department head, you knew or should have known, that an employee placed on administrative leave, either with or without pay, shall not attend work and shall not perform his or her regular job duties.

  
Appointing Authority/Mayor





# NOTICE TO EMPLOYEE OF DISCIPLINARY CHARGES AND DETERMINATION HEARING

TO: Wendell Major Police Chief I Police 1000205  
Employee Name Classification Department COT ID#

FROM: Mayor Wayman Newton DATE: April 24, 2023  
Department Head/Appointing Authority

You are hereby notified that disciplinary action is being contemplated against you for the charges of misconduct outlined below. To ensure the accuracy of these charges, a thorough investigation into this matter is currently in progress. As part of this investigation, a determination hearing has been scheduled during which time you will be given the opportunity to respond to these charges. It is your obligation to answer any questions truthfully and to provide any additional information deemed necessary by the City of Tarrant.

The determination hearing will be held:

(Time) 4:00PM on (Date) April 26, 2023 at (Location) Tarrant City Hall City Council Conference Room

**You have been charged with possible violations of the following rules and regulations:**

The Rules & Regulations of the Personnel Board of Jefferson County 12.2 c. Conduct unbecoming a Classified Employee; g. Incompetence or inefficiency; h. Insubordination; j. Neglect of duty; l. Violation of any rule or regulation of the Appointing Authority, or failure to comply with instructions made and given by a superior officer or supervisor; m. Violation of any of the provisions of the Act or of these Rules; p. Any other legitimate and nondiscriminatory reason that constitutes good cause for disciplinary action, is reasonably specific, is consistent with the Act and these Rules, and is not motivated by any non-work-related preference or animus for or against any person. Alabama Rules of Criminal Procedure Rule 4. Arrest and Initial appearance. Rule 4.3. Procedure upon arrest

**The charges set out above are based on the following conduct:**

On or about April 24, 2023, you refused to obey orders regarding Alabama Rules of Criminal Procedure Rule 4. made and given by Tarrant Mayor Wayman Newton. Further, you failed to order Tarrant police personnel to comply with orders regarding the execution Bail Bond transactions made and given by the mayor. Your inaction caused the unnecessary retention of two inmates in the Tarrant City Jail. Further, you incompetently placed the city in financial jeopardy by holding people under arrest who should be released upon execution of a bond without legal footing to do so. Bail Bondsman Mike Neely's transaction with the city was inefficiently handled causing a loss of revenue.

MICHAEL BRYMER  
KNIGHT  
CITY ATTORNEY

WAYMAN A. NEWTON  
MAYOR

DR. LAVERNE  
CITY CLERK

## CITY OF TARRANT

1133 Eastlake Blvd.

P. O. Box 170220  
Tarrant, Alabama 35217-0220

Phone (205)849-2800

Fax (205)849-2805

COUNCIL MEMBERS

CATHY ANDERSON  
BANDY FREEMAN  
JOHN T. "TOMMY" BRYANT  
MATTHEWS

COUNCIL MEMBERS

VERONICA  
DEBORAH

TRACIE B. THREADFORD  
MAYOR PRO TEM

NOVEMBER 10, 2023

**To:** Jeffrey Crenshaw, Director

**FROM:** Mayor Wayman Newton

**Subject:** Rule 13.20 Administrative Leave

My administration is in the midst of multiple cases of hostile work environments, harassment and retaliation involving Police Chief Wendell Major. As the Appointing Authority I am placing Chief Major on administrative leave with pay for five (5) days effective November 11, 2023 in accordance with Rule 13.20 b. 1. In addition, due to the seriousness, complexity, and legalities involved in this matter I expect the investigation to be lengthy so I am requesting authorization of Rule 13.20 b. 2. & 3. as well.

Several employees have filed written complaints alleging mistreatment by the Chief Major. The city contracted Dr. Peggy Washington-Polk to investigate these claims. Among the concerns expressed by both citizens and employees are the fear of life-threatening situations for the public, coworkers, and themselves as a result of rash and possibly illegal undertakings by the Police Chief Major.

I suspect that Major's actions are in part if not totally what precipitated the tragedy that occurred today.

If you need additional information regarding this request please contact me.

cc: Lisa Baker  
Shayla Myricks  
Laverne Knight  
Ashley Valle





# NOTICE TO EMPLOYEE OF DISCIPLINARY DECISION

To:	Wendell Major	Police Chief I	Police	1000205
	Employee Name	Classification	Department	ID#

FROM: Wayman Newton  
 Mayor/Appointing Authority

DATE: March 21, 2024

A pre-determination hearing was scheduled for March 21, 2024, at 5:15pm. However, both you and your attorney informed me in person that you would not be attending. You also inappropriately insisted that the full Tarrant City Council participate in the hearing. According to the Hearing Rights that were detailed in the Notice of Disciplinary Charges and pre-Determination Hearing you were advised that if you appeared for the hearing, you had the right to respond to these charges orally, or by submitting a written statement, or you may choose not to respond. **From the original hearing date of March 14, 2024 through today you have offered no response to the charges against you.**

On or about February 1, 2024, as authorized by Rule 13.20 c. you were placed on Administrative Leave without Pay for 51 working days. However, in violation of Rule 13.20 Administrative Leave you continued to attend work and perform your regular job duties impeding the investigation of hostile work environments, harassment, and retaliation throughout the organization.

**Based on the information considered, the following charges have been sustained**

PBJCAL RULE 12: DISCIPLINARY ACTIONS AND APPEALS 12.2 c. Conduct unbecoming a Classified Employee; f. Abuse of leave policies; h. Insubordination; m. Violation of any of the provisions of the Act or of these Rules. Rule 13.20 Administrative Leave; 13.20 a. An employee placed on administrative leave, either with or without pay, shall not attend work, and shall not perform his or her regular job duties.

### DECISION

For reasons deemed to be in the best interest of the service following Judge Ballard's order that states in pertinent part: The mayor of the City of Tarrant shall continue to hold the appointing power for the City of Tarrant as well as all other powers and duties as set out in Alabama Code § 11-43-81 from the date of this Order through the hearing of the Plaintiff's motion for permanent injunctive relief. On or about November 11, 2023, while in the midst of investigating multiple cases of hostile work environments, harassment and retaliation against you. With the approval of the PBJCAL, I placed you on administrative leave with pay for forty-five (45) working days (69 calendar days). However, you attended work and performed your regular job duties for a total of 51 calendar days. To correct your abuse of leave policies, on or about February 1, 2024, I placed you on administrative leave without pay for 51 calendar days. Without pause, you continued to attend work and perform your regular job duties thereby continuing to impede the investigation of hostile work environments, harassment, and retaliation. This is my second time rendering a decision that is proportionate with your insubordination and contempt for the PBJCAL's Rule 13.20 Administrative Leave. In keeping with traditional progressive disciplinary action for recurring violations, it is my decision that you remain on administrative leave without pay for an additional 102 calendar days commencing March 23, 2024, and ending on July 2, 2024. My expectation is that with this decision you shall comply with the Rule 13.20 Administrative Leave restrictions, those

*NOTE: Suspensions will be served without pay. Employee is not permitted to use any accrued paid time, or comp time during the period of suspension.*

are an employee placed on administrative leave, either with or without pay, shall not attend work, and shall not perform his or her regular job duties. More importantly, cease all alleged hostile, harassing, and retaliatory behavior, and allow a thorough investigation to occur.

### DISCIPLINARY APPEAL RIGHTS

If you are dissatisfied with this decision, you have available the following procedures for review (check one):

You have ten (10) calendar days to appeal a termination, demotion, suspension of six (6) days or more (or more than 10 days within past 12 months), or administrative leave without pay for a period exceeding five (5) working days by filing a Notice of Appeal at the **Personnel Board of Jefferson County**, which is located at 2121 Rev. Abraham Woods Jr. Blvd. See Rule 12.4 of the Personnel Board Rules and Regulations.

You have ten (10) calendar days to seek review of this disciplinary decision if you are an unclassified employee who has completed a probationary period, or classified employee whose discipline is a suspension of five (5) days or less, by submitting a written Request for Review to the **City of Tarrant Office of the Mayor**. At the time of filing, you should submit a written statement that details the nature of the discipline, relevant events, and the reason why you feel the disciplinary decision should be overturned.

There is no right of appeal for employees who are temporary, provisional, or have not completed a probationary period of employment. There is no right of appeal for documented counselings, written warnings, performance improvement plans or paid administrative leave.

  
\_\_\_\_\_  
Mayor

### ACKNOWLEDGMENT OF SERVICE

*This is to certify that: (check one and date)*

I have **hand delivered** a copy of this notice to Police Chief Wendell Major  
(employee name)

Due to the unavailability of the employee, I have deposited this Notice in the United States Mail, properly addressed to the last known address of the above individual, postage prepaid, Certified Mail, Return Receipt Request

on this the 22<sup>nd</sup> day of March 2024

  
\_\_\_\_\_  
Signature of Person Serving Notice

Mayor  
\_\_\_\_\_  
Job Title

*NOTE: Suspensions will be served without pay. Employee is not permitted to use any accrued paid time, or comp time during the period of suspension.*

**From: Stephen Fancher** sfancher@cityoftarrant.com  
**Subject: Chief Major**  
**Date: Apr 13, 2024 at 10:57:06 AM**  
**To: debraleo.adr@gmail.com**  
**Cc: sfancher@cityoftarrant.com**

---

**Good morning,**

**Chief iMajor is meeting with the crime commission in his office.**

**Sgt. Williamson just solved another case. Guy had already identified a man that came into his garage and stole his puppies. Neighbor witnessed it. Guy breeds dogs. Said he thought we had forgot about his case. Neighbor said she saw the guy come take the dogs. Williamson working to get justice for these folks.**

**Stephen Fancher**

**City of Tarrant**



D-4

- H. Rule 12.2 (p) Any other legitimate and non-discriminatory reason that constitutes good cause for disciplinary action, is reasonably specific, is consistent with the Acts and these Rules, and is not motivated by any non-work related preference or animus for or against any person.

**Recommended Decision:**

The underlying issue in this cause is the failure to properly have a driver's blood drawn for vile testing, failure to properly secure the blood sample, failure to deliver the blood sample to a qualified testing facility, and failure to supplement an Incident Report following a series of poor judgment, and none of these factors fall on Curry. In contrast, the evidence supports Curry properly responding to an automobile accident, determining injuries and concerns for driver impairment, securing a search warrant for blood testing, and instructing a Certified Evidence Technician to serve such warrant and deliver the sample to ADFS. Multiple witnesses testified that ADFS can take over one (1) year to produce testing results in instances similar to this. That ADFS places priority on cases involving murders and rapes, as opposed to, potential DUI charges. So the fact that there were no results coming from ADFS in just a few months, Curry nor Chief Major saw this as out of the ordinary. Further, there was no reason to believe Evidence Technician Giles did not properly do his job due to his specialized training/certification, years in service, and clear instructions from Curry.

Curry was ultimately placed in an untenable position with the Mayor requesting updates on the blood test results after being taught and instructed by his Chief to only share "general" answers when a non-law enforcement officials asks questions about an open investigation. Curry seemed to have respected the chain of command and gave efforts to effectively communicate in an appropriate manner. Once Curry learned that the blood samples were never transported to ADFS, he did what he could to secure original samples (from Giles) or supplemental samples (from the hospital) to get them tested, but without success.

Accordingly to Chief Major, Curry began his career in law enforcement in or about 1986 and is unaware of him being written up or disciplined in any manner before this incident. Chief testified that Curry is an exemplary police supervisor and well qualified for this job and is not deserving of termination. The Chief testified Curry performed his duties in accordance with the standards of the department. In fact, following the termination of Curry, Chief Major brought him back on at the department as a "reserve officer" without pay consistent with the Chief's

**PERSONNEL BOARD OF JEFFERSON COUNTY, ALABAMA**

<b>WAYNE CURRY,</b>	)	
	)	
<b>COMPLAINANT,</b>	)	
	)	
<b>v.</b>	)	<b>CASE NO. DA-2023-2448-TC</b>
	)	
<b>CITY OF TARRANT,</b>	)	
	)	
<b>RESPONDENT.</b>	)	

**HEARING OFFICER'S FINDING OF FACT, LAW  
AND RECOMMENDED DECISION**

**THIS CAUSE**, coming on to be heard based on the timely appeal of Complainant, Wayne Curry, hereinafter "Curry" and was called for hearing on August 31, 2023. Present for the Hearing was the Honorable Michael D. Brymer for the City of Tarrant, hereinafter the "City", with Mayor Waymon Newton in attendance as the City's representative, and the Complainant, Wayne Curry, appearing along with his attorney of record, Honorable Adam P. Morel. All parties consented to allowing the undersigned ten (10) business days to complete the Recommendation herein (if necessary).

**Finding of Fact:**

During the hearing, this Hearing Officer was presented with closing remarks, tangible exhibits, and the following witnesses provided sworn testimony by virtue of their professional employment and/or association with the issues in this matter:

- |                 |  |
|-----------------|--|
| Wendell Major   | - Chief of Police for the City of Tarrant            |
| Shannon Gile    | - Patrolman and Evidence Technician                  |
| Stephen Fancher | - Human Resources/Administration for City of Tarrant |
| Waymon Newton   | - Mayor for the City of Tarrant                      |
| Cynthia Morrow  | - Sergeant and Internal Affairs Investigator         |

Curry was terminated from his position as a Police Sergeant with the City of Tarrant effective May 31, 2023 following his purported failure to fully explain or answer truthfully questions from the Mayor regarding the status of blood testing of a driver following an automobile accident in which a driver (James Gettys) was suspected of driving under the



influence. Curry denies he is guilty of the charges levied against him and that any alleged failures in professional responsibility would lie with Evidence Technician Shannon Giles in this instance and that the PBJC Rules were inappropriately applied to him. Curry seeks reinstatement of his employment, back pay, his charges set-aside and other employee benefits.

The testimony in the case revealed that there was an automobile accident on or about September 15, 2022 involving three (3) vehicles. At least some of the occupants were transported to medical facilities for treatment and it was suspected that the driver allegedly at fault, (James Gettys), was under the influence at the time. Curry got involved in the accident investigation and since there was no breathalyzer test performed on Gettys at the accident scene, Curry successfully secured a search warrant for blood testing and directed Shannon Giles as a Certified Evidence Technician, to the hospital to serve the warrant, secure the blood sample, and deliver same to Alabama Department of Forensic Sciences (ADFS) for testing. On September 16, 2023, Giles proceeded to the hospital, served the warrant, and entered Gettys' hospital room to collect the blood sample (collected incorrectly via swab rather than a vile which was actually necessary to measure blood/alcohol levels). Following his securing the blood sample, Giles proceeded to ADFS to drop off the sample for testing. Giles testified that he was unable to drop off the blood sample since the doors at ADFS were locked so he kept the samples in his possession and proceeded to his residence (with the intention of returning to ADFS at a later time). The following days (on or about September 19, 2023), while the blood sample remained in Giles' patrol vehicle, his vehicle was hit by an unknown driver while parked in front of Giles' residence. The vehicle was towed to A-1 towing property with the blood sample still inside. Ultimately and outside the knowledge of Curry, the vehicle would remain at A-1 towing for about 5 months with the blood sample still inside.

Mayor Newton learned of the auto accident in January 2023 when the city magistrate contacted him to advise that a Plaintiff's lawyer was calling the City requesting the status of the toxicology test on Gettys. The lawyer was representing one or more individuals involved in the auto accident with Gettys. The Mayor and magistrate became concerned that the City might have some exposure to liability unless they can respond with an explanation as to the status of such toxicology testing. Mayor Newton asked Chief Major and Curry for updates on the case involving Gettys and according to Mayor Newton, he felt he was only placated with responses.

Chief Major testified that it can prove problematic when a non-law enforcement individual inquires about an active investigation (in this instance, the Mayor) and that law enforcement should answer with “general” responses on a need to know basis. At the time of the Mayor’s inquires, Chief Major and Curry were not aware that the blood samples remained in Giles’ patrol vehicle at a towing yard and assumed the samples were still in the possession of ADFS awaiting the results (based on Giles’ involvement).

In or about the first week of April 2023, Curry contacted ADFS to inquire as to the status of the blood testing. Curry learned they never received the sample and Curry immediately contacted Giles to determine what had happened. When Giles advised Curry of the samples remaining in the vehicle, Curry ordered Giles to retrieve the samples from his patrol vehicle. Once Curry learned that the samples were swabs and not a vile to be tested, he ordered Giles to visit the hospital to determine if they still had samples of Gettys’ blood to be used for testing. At this time, Curry and Giles began to actively supplement the original Incident Report from the previous September to explain time line of the investigation. Ultimately, blood samples were not secured from Gettys for qualified or proper testing.

**Applicable Law:**

That the termination of Curry, was based on the following alleged violations:

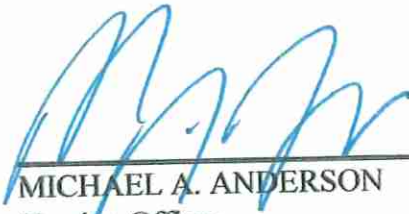
**Rules and Regulations of the Personnel Board of Jefferson County:**

- A. Rule 12.2 (c) Conduct unbecoming a Classified Employee;
- B. Rule 12.2 (g) Incompetence or inefficiency;
- C. Rule 12.2 (h) Insubordination;
- D. Rule 12.2 (j) Neglect of duty;
- E. Rule 12.2 (l) Violation of any rule or regulation of the Appointing Authority, or failure to comply with instructions made and given by a superior officer or supervisor;
- F. Rule 12.2 (m) Violation of any of the provisions of the Act or of these Rules;
- G. Rule 12.2 (n) Willful violation of any provisions of the Civil Service Law or of the Personnel Board Rules & Regulations;

understanding of Alabama Statutes.

In addition, Sergeant Morrow of Internal Affairs testified to the results of her investigation into this incident. Chief Major requested her involvement to investigate the problem that had arisen with the blood sample. Morrow testified that Giles admitted to her that he failed to inform Curry (as his supervisor) that he did not deliver the evidence to ADFS. Morrow did not find the Curry violated any practice or procedures in the department. Morrow concluded that she found no fault with Curry and that the responsibility lies with Giles in his failure to properly collect, package, document, and transport the evidence.

The undersigned finds that the termination of Curry was inappropriate and the charges by the City are not supported by the evidence as it relates to errors regarding evidence, administrative errors, or otherwise. Therefore, the undersigned recommends that the termination of Complainant Curry be **REVERSED**. That he should be reinstated to his professional position as Police Sergeant and that Curry be reimbursed for all back pay and other benefits to which he would have been entitled.

  
MICHAEL A. ANDERSON  
Hearing Officer

6 September 2023  
Date





Wayne Curry v. City of Tarrant  
DA-2023-2448-TC

Done this 3rd day of October, 2023.

*L. Moore*  
Hon. L. Kenneth Moore,  
Chairman

- Favor
- Oppose
- Abstain

*Jacqueline Smoke*  
Jacqueline Smoke, Esq.  
Associate Member

- Favor
- Oppose
- Abstain

*Donna D Smith*  
Donna Smith  
Associate Member

- Favor
- Oppose
- Abstain

ATTESTED BY:

*for* *Jeffrey Crenshaw*  
Jeffrey Crenshaw, Ph.D.  
Director of Personnel





# NOTICE TO EMPLOYEE OF DISCIPLINARY CHARGES AND DETERMINATION HEARING

TO: Wayne Curry Sergeant Police 1009878  
Employee Name Classification Department COT ID#

FROM: Mayor Wayman Newton  
Department Head/Appointing Authority

DATE: May 16, 2023

You are hereby notified that disciplinary action is being contemplated against you for the charges of misconduct outlined below. To ensure the accuracy of these charges, a thorough investigation into this matter is currently in progress. As part of this investigation, a determination hearing has been scheduled during which time you will be given the opportunity to respond to these charges. It is your obligation to answer any questions truthfully and to provide any additional information deemed necessary by the City of Tarrant.

The determination hearing will be held:

(Time) 4:00PM on (Date) May 17, 2023 at (Location) Tarrant City Hall City Council Conference Room

**You have been charged with possible violations of the following rules and regulations:**

The Rules & Regulations of the Personnel Board of Jefferson County 12.2 c. Conduct unbecoming a Classified Employee; g. Incompetence or inefficiency; h. Insubordination; j. Neglect of duty; l. Violation of any rule or regulation of the Appointing Authority, or failure to comply with instructions made and given by a superior officer or supervisor; m. Violation of any of the provisions of the Act or of these Rules; n. Refusal to cooperate fully and truthfully in any internal investigation conducted by the Board, the Director, or an Appointing Authority, including failure or refusal to answer truthfully any question put to the employee relating to the affairs of government or the conduct of any officer or employee thereof; p. Any other legitimate and nondiscriminatory reason that constitutes good cause for disciplinary action, is reasonably specific, is consistent with the Act and these Rules, and is not motivated by any non-work-related preference or animus for or against any person.

**The charges set out above are based on the following conduct:**

Since on or about January 30, 2023, approximately 137 days after the accident in question, you refused to explain or answer fully and truthfully questions from Mayor Waymon Newton about the collection and forensics testing of blood samples to be used to determine blood alcohol content of a driver involved in a vehicle accident with injuries (Case # 220901527 September 15, 2022 Mr. James Gettys).

## YOUR HEARING RIGHTS

You are advised that when you appear for the hearing, you have the right to respond to these charges orally or by submitting a written statement, or you may choose not to respond. You may also provide written statements from other employees who possess information relating to your charges. If you desire, you may be accompanied by a legal representative or union designee at your own expense (one person only), however the representative will not be allowed to participate in the hearing process. This hearing will not be of an adversarial nature and no examination of witnesses will be permitted. If there is a reason you are unable to appear at the scheduled time, you must contact the Mayor or your Director immediately to request another date.

In the event that you fail to appear at this hearing or fail to respond in any way to these charges, then the City will assume that you do not wish to contest these charges and that the City may proceed with any appropriate disciplinary action against you.

You will be notified of the decision, in writing, within seven (7) working days following your hearing. In the event disciplinary action is taken against you, the procedures for review or appeal will also be provided.

  
\_\_\_\_\_  
Appointing Authority

## ACKNOWLEDGMENT OF SERVICE

*This is to certify that: (check one and date)*

- I have hand delivered a copy of this notice upon the above-named employee.  
 Due to the unavailability of the employee, I have deposited this Notice in the United States Mail, properly addressed to the last known address of the above individual, postage prepaid, Certified Mail, Return Receipt Request

on this the 16 day of May 2023

  
\_\_\_\_\_  
Signature of Person Serving Notice

Principal Administrative Analyst  
Job Title

*\*At the time the employee is served, a copy of this hearing notice must be sent to the Personnel Board of Jefferson County (classified employees only).*

## WAIVER OF HEARING

I \_\_\_\_\_ hereby acknowledge that on \_\_\_\_\_ I received written notice of the charges  
(employee name printed) (date)  
against me, and I have voluntarily chosen to waive my right to a Determination Hearing. I understand that by waiving this right, the City will proceed with deciding on any disciplinary action against me. I also understand that by waiving this hearing, I have not waived any appeal rights that I might have.

\_\_\_\_\_  
Employee Signature

\_\_\_\_\_  
Date

**E**



**RE: WARRANT HOUSING**

Shekels, Lacy &lt;Lacy.Shekels@alea.gov&gt;

Tue 3/14/2023 3:52 PM

To:Derrick Williamson &lt;DWilliamson@tarrantpd.com&gt;

📎 1 attachments (1 MB)

NCIC Operating Manual.pdf;

For any entries to be in NCIC, the agency must have a copy of the original warrant at that location. All entries that are in the system must be accessible 24/7 unless you have a holder of record for outside of normal business hours.

**1.3 RESPONSIBILITY FOR RECORDS**

□ NCIC records must be kept accurate and up-to-date. Agencies that enter records in the NCIC System are responsible for their accuracy, timeliness, and completeness. To facilitate compliance with hit confirmation requirements, the originating agency must be available 24 hours a day to confirm its record entries. Nonterminal agencies must sign a "Holder of the Record" agreement with a 24-hour agency delineating the responsibility for hit confirmation. Originating agencies that are not available 24 hours must place instructions for after-hour hit confirmation, e.g. a 24-hour contact telephone number or an Originating Agency Identifier (ORI) in the Miscellaneous Field.

Let me check on the eForce issue.

Thank you,  
Lacy Shekels  
Compliance Specialist-Division G  
Criminal Justice Information Services Division  
Alabama State Bureau of Investigation  
334-300-1230



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6/4/23, 6:22 PM

Mail - Derrick Williamson - Outlook

**From:** Derrick Williamson <DWilliamson@tarrantpd.com>  
**Sent:** Tuesday, March 14, 2023 3:47 PM  
**To:** Shekels, Lacy <Lacy.Shekels@alea.gov>  
**Subject:** WARRANT HOUSING

**\*\*\*Warning EXTERNAL EMAIL\*\*\***

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Good afternoon,

Another discussion surfaced on today regarding where the original warrants are housed. We've informed Chief Major on several occasions that the original warrant must be physically housed, on physical paper, where an NCIC operator can access it 24/7. He previously eliminated the Tarrant Police Department's physical housing of warrants. Unfortunately, we do not have an on-call magistrate to confirm/verify the warrant's physical existence. I do want to resolve this conflict. I'm of the impression that the court must submit an original warrant to our dispatchers for entry into NCIC; as we do not have a 24/7 magistrate or an on-call magistrate. Please dispel this conflict if possible.

Furthermore, from my understanding, the State of Alabama mandates the use of Alabama Uniform Incident/Offense Report forms under Alabama Administrative Code 265. Eforce has created their own Incident/Offense form and I also do not approve of this. Do you believe the uniform form is required?

Thank you,



**DERRICK WILLIAMSON, JR., MJA, BCJ, ALEC, NP**

Police Officer | Agency Information Security Officer | Evidence Technician  
Terminal Agency Coordinator | Social Media Administrator

2593 Commerce Circle, Tarrant, Alabama, 35217

(205) 948-3218 (Work)

(205) 848-7760 (Fax)

(205) 848-2811 (Main)

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**RE: WARRANT HOUSING**

Shekels, Lacy &lt;Lacy.Shekels@alea.gov&gt;

Tue 2023-03-14 4:03 PM

To: Derrick Williamson &lt;DWilliamson@tarrantpd.com&gt;

[4:01 PM] Mancil, Matt

Since it is all electronic now I think they consider it irreverently as long as they capture all the state UCR data field collection requirements and the NIBRS data collection requirements. Derrick just needs to make sure eForce understands that they have to collect both sets of data.

Thank you,  
Lacy Shekels  
Compliance Specialist-Division G  
Criminal Justice Information Services Division  
Alabama State Bureau of Investigation  
334-300-1230



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**From:** Derrick Williamson <DWilliamson@tarrantpd.com>  
**Sent:** Tuesday, March 14, 2023 3:47 PM  
**To:** Shekels, Lacy <Lacy.Shekels@alea.gov>  
**Subject:** WARRANT HOUSING

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Good afternoon,



12/28/23, 10:58 AM

Mail - Derrick Williamson - Outlook

**EXHIBIT 1**

Another discussion surfaced on today regarding where the original warrants are housed. We've informed Chief Major on several occasions that the original warrant must be physically housed, on physical paper, where an NCIC operator can access it 24/7. He previously eliminated the Tarrant Police Department's physical housing of warrants. Unfortunately, we do not have an on-call magistrate to confirm/verify the warrant's physical existence. I do want to resolve this conflict. I'm of the impression that the court must submit an original warrant to our dispatchers for entry into NCIC; as we do not have a 24/7 magistrate or an on-call magistrate. Please dispel this conflict if possible.

Furthermore, from my understanding, the State of Alabama mandates the use of Alabama Uniform Incident/Offense Report forms under Alabama Administrative Code 265. Eforce has created their own Incident/Offense form and I also do not approve of this. Do you believe the uniform form is required?

Thank you,



**DERRICK WILLIAMSON, JR., MJA, BCJ, ALEC, NP**

Police Officer | Agency Information Security Officer | Evidence Technician  
Terminal Agency Coordinator | Social Media Administrator

2593 Commerce Circle, Tarrant, Alabama, 35217

(205) 948-3218 (Work)

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Re: WARRANT HOUSING

Shekels, Lacy <Lacy.Shekels@alea.gov>

Tue 2023-03-14 5:20 PM

To:Derrick Williamson <DWilliamson@tarrantpd.com>

from Maury, he basically said the same response as me.....I/O reports cannot be submitted to us via paper. Technically, there is not an official form any more. The locals can do as they please as far as providing paper reports. In a not to distant version of eCrime, I hope to have a much better paper report capability. And, yes, to me it irrelevant as long as they submit the required data.

Lacy Shekels  
Compliance Specialist-Division G  
Criminal Justice Information Services Division  
Alabama State Bureau of Investigation  
334-300-1230

From: Derrick Williamson <DWilliamson@tarrantpd.com>

Sent: Tuesday, March 14, 2023 4:16:02 PM

To: Shekels, Lacy <Lacy.Shekels@alea.gov>

Subject: Re: WARRANT HOUSING

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I've looked over eWarrant and I've seen it as a new practice. I'm sure we should be able to produce a digital copy without issue.

Thank you as usual,



**DERRICK WILLIAMSON, JR., MJA, BCJ, ALEC, NP**

Police Officer | Agency Information Security Officer | Evidence Technician  
Terminal Agency Coordinator | Social Media Administrator

2593 Commerce Circle, Tarrant, Alabama, 35217

(205) 948-3218 (Work)

(205) 848-7760 (Fax)

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12/28/23, 11:04 AM

Mail - Derrick Williamson - Outlook

EXHIBIT 2

**From:** Shekels, Lacy <Lacy.Shekels@alea.gov>  
**Sent:** Tuesday, March 14, 2023 4:12 PM  
**To:** Derrick Williamson <DWilliamson@tarrantpd.com>  
**Subject:** RE: WARRANT HOUSING

eWarrant is acceptable. They just have to be able to access and show a copy to us if needed. A lot of my agencies are going to eWarrant. I imagine the majority will be digital over the next couple of years. This is a push from AOC. There is not really much I can say regarding MAKING your agency have a physical hard copy printed and in a file.

Thank you,  
Lacy Shekels  
Compliance Specialist-Division G  
Criminal Justice Information Services Division  
Alabama State Bureau of Investigation  
334-300-1230



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**From:** Derrick Williamson <DWilliamson@tarrantpd.com>  
**Sent:** Tuesday, March 14, 2023 4:06 PM  
**To:** Shekels, Lacy <Lacy.Shekels@alea.gov>  
**Subject:** Re: WARRANT HOUSING

**\*\*\*Warning EXTERNAL EMAIL\*\*\***

**This message has originated from outside ALEA.gov. Do not click links or open attachments unless you recognize the sender and never give out your password.**

It appears that all the required data is being collected on the produced forms. Regarding the warrant issue, 3.4 and 3.5 permit electronic records but I'm ensuring that our practice is accepted. If it is not accepted, I will direct that the former practice be re-instituted.

Thank you,

6/4/23, 6:30 PM

Mail - Derrick Williamson - Outlook

**RE: Warrant Recalls (resent to fix grammatical error)**

Tanilya Jackson <tjackson@cityoftarrant.com>

Tue 5/9/2023 3:08 PM

To: Wendell Major <WMajor@tarrantpd.com>

Cc: All Personnel <AllPersonnel@tarrantpd.com>; 'Wayne Newton' <wnewton@cityoftarrant.com>; lharris@cityoftarrant.com <lharris@cityoftarrant.com>

...and another question...if the person you all are arresting asks for a copy of the warrant, what do you show them. The signed document that was used to enter the warrant into NCIC should be kept at the dispatch officer per the state of alabama law.

**From:** Wendell Major <WMajor@tarrantpd.com>

**Sent:** Tuesday, May 9, 2023 2:23 PM

**To:** Tanilya Jackson <tjackson@cityoftarrant.com>

**Cc:** All Personnel <AllPersonnel@tarrantpd.com>; Wayne Newton <wnewton@cityoftarrant.com>; lharris@cityoftarrant.com

**Subject:** Re: Warrant Recalls (resent to fix grammatical error)

I think you misunderstood what I said. I told the council that the documents which were unsigned and purporting to be warrants were removed from dispatch so those unsigned documents could not be used to verify the existence of a warrant.

Through our validation process we would remove NCIC entries of warrants from NCIC if the Court could not supply a signed warrant.

This was to prevent the arrest of anyone for an offense that no court signed documents existed to authorize the persons arrest.

If the Court department does not supply a signed copy of a warrant officers will not arrest the person.

The Police Department does not issue or recall warrants of any kind.

Wendell W Major  
Sent from my iPhone

On May 9, 2023, at 2:02 PM, Tanilya Jackson <tjackson@cityoftarrant.com> wrote:

Good Afternoon Officers,

At the last City Council meeting Chief Majors stated that ALL warrants that weren't signed were recalled last year, prior to my arrival, so with that being said, you no longer have to check in with me to make sure the paperwork is signed, because per the Chief, you all shouldn't have any warrant in the system that aren't signed. Once the warrant has been executed, I will now need a copy of the signed warrant that should've been filed when the previous Magistrate sent it to Dispatch, in addition to the signed appearance bond, certificate of execution and etc. If you all have any questions, please feel free to contact me. Have an awesome rest of the week!!



6/4/23, 6:30 PM

Mail - Derrick Williamson - Outlook

Tanilya L. Jackson  
Magistrate Supervisor/Court Clerk

**From:** Tanilya Jackson <[tjackson@cityoftarrant.com](mailto:tjackson@cityoftarrant.com)>  
**Sent:** Tuesday, May 9, 2023 1:59 PM  
**To:** 'allpersonnel@tarrantpd.com' <[allpersonnel@tarrantpd.com](mailto:allpersonnel@tarrantpd.com)>  
**Cc:** 'Wayne Newton' <[wnewton@cityoftarrant.com](mailto:wnewton@cityoftarrant.com)>; 'lharris@cityoftarrant.com' <[lharris@cityoftarrant.com](mailto:lharris@cityoftarrant.com)>  
**Subject:** Warrant Recalls

Good Afternoon Officers,  
At the last City Council meeting Chief Majors stated that ALL warrants that were signed were recalled last year, prior to my arrival, so with that being said, you no longer have to check in with me to make sure the paperwork is signed, because per the Chief, you all shouldn't have any warrant in the system that aren't signed. Once the warrant has been executed, I will now need a copy of the signed warrant that should've been filed when the previous Magistrate sent it to Dispatch, in addition to the signed appearance bond, certificate of execution and etc. If you all have any questions, please feel free to contact me. Have an awesome rest of the week!!

Tanilya L. Jackson  
Magistrate Supervisor/Court Clerk

**F**

JUSTICE INFORMATION COMMISSION  
ADMINISTRATIVE CODECHAPTER 265-X-3  
ALABAMA UNIFORM CRIME REPORTING FORMS265-X-3-.06      Electronic Submissions Of Uniform Crime Reporting  
(UCR) Data.

(1) Effective January 1, 2010, all local law enforcement agencies in Alabama shall submit data from Alabama Uniform Incident/Offense, Arrest and Supplemental Reports to ACJIC in an electronic file format as determined by the Director. Electronic submission specifications may be obtained by contacting Director, Alabama Criminal Justice Information Center, 201 South Union Street (Suite 300) Montgomery, Alabama 36130.

(2) Paper versions of Alabama Uniform Incident/Offense, Arrest and Supplemental Reports created on or before December 31, 2009 will be received by ACJIC through January 31, 2010. Information from Alabama Uniform Incident/Offense, Arrest and Supplemental Reports created on or after January 1, 2010 must be submitted electronically.

(3) Electronic file submissions shall be sent to ACJIC at least monthly. All submissions for the previous month shall be submitted to ACJIC no later than the 15th day of the current month.

(4) The Director may grant an extension of time, not to exceed ninety (90) days, for submitting reports electronically if there exist conditions beyond the control of the local law enforcement agency, such as severe damage to the department's physical premises by a natural or man-made disaster; severe financial hardship that would be incurred by local law enforcement agency; or some other reason of similar gravity and severity.

**Author:** Becki R. Goggins

**Statutory Authority:** Code of Ala. 1975, Section 41-9-620.

**History: New Rule:** Filed August 12, 2009; effective September 16, 2009.

**F-1**



11/22/23, 7:48 AM

Mail - Derrick Williamson - Outlook

RE: Zero Reports

Dillard, Shantay <Shantay.Dillard@alea.gov>

Tue 2023-11-21 2:00 PM

To: Derrick Williamson <DWilliamson@tarrantpd.com>

Thank you so much, just let me know once you have submitted the reports in question.

From: Derrick Williamson <DWilliamson@tarrantpd.com>

Sent: Tuesday, November 21, 2023 12:23 PM

To: Dillard, Shantay <Shantay.Dillard@alea.gov>

Cc: Wayne Newton <wnewton@cityoftarrant.com>; sfancher@cityoftarrant.com; Jimmy Hill <jhill@tarrantpd.com>; Cathy Anderson <cat15a@aol.com> <cat15a@aol.com>; Debbie Matthews <matthewsd334@gmail.com> <matthewsd334@gmail.com>; Veronica Freeman <choson2@gmail.com> <choson2@gmail.com>; tracie threadford <mrstraciebthread@gmail.com> <mrstraciebthread@gmail.com>; Tommy Bryant <jtb103@aol.com> <jtb103@aol.com>

Subject: Re: Zero Reports

Importance: High

\*\*\*\*\*Warning EXTERNAL EMAIL\*\*\*\*\*

This message has originated from outside ALEA.gov. Do not click links or open attachments unless you recognize the sender and never give out your password.

Good afternoon,

During the vetting process for EFORCE, I informed our chief that the process hadn't completed and EFORCE was still put into effect nonetheless. There is an API concern that is causing these reports to not reach the Alabama Law Enforcement Agency without an estimated time of correction. I had been removed from said designation for quite some time and have recently been re-instated. I understand that no crimes have been reported to the state at this time and I will be vigorously working to have this issue resolved as soon as possible.

Thank you,

*"For he is the minister of God to thee for good. But if thou do that which is evil, be afraid; for he beareth not the sword in vain: for he is the minister of God, a revenger to execute wrath upon him that doeth evil."* - Romans 13:4

*"He that soweth iniquity shall reap vanity: and the rod of his anger shall fail."* - Proverbs 22:8

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11/22/23, 7:48 AM

Mail - Derrick Williamson - Outlook

RE: Zero Reports

Dillard, Shantay <Shantay.Dillard@alea.gov>

Tue 2023-11-21 2:00 PM

To: Derrick Williamson <DWilliamson@tarrantpd.com>

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From: Derrick Williamson <DWilliamson@tarrantpd.com>

Sent: Tuesday, November 21, 2023 12:23 PM

To: Dillard, Shantay <Shantay.Dillard@alea.gov>

Cc: Wayne Newton <wnewton@cityoftarrant.com>; sfancher@cityoftarrant.com; Jimmy Hill <jhill@tarrantpd.com>; Cathy Anderson <cat15a@aol.com> <cat15a@aol.com>;

Debbie Matthews <matthewsd334@gmail.com> <matthewsd334@gmail.com>; Veronica Freeman <choson2@gmail.com> <choson2@gmail.com>; tracie threadford

<mrstraciebthread@gmail.com> <mrstraciebthread@gmail.com>; Tommy Bryant <jtb103@aol.com> <jtb103@aol.com>

Subject: Re: Zero Reports

Importance: High

Warning EXTERNAL EMAIL

Good afternoon,

During the vetting process for EFORCE, I informed our chief that the process hadn't completed and EFORCE was still put into effect nonetheless. There is an API concern that is causing these reports to not reach the Alabama Law Enforcement Agency without an estimated time of correction. I had been removed from said designation for quite some time and have recently been re-instated. I understand that no crimes have been reported to the state at this time and I will be vigorously working to have this issue resolved as soon as possible.

Thank you,

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"He that soweth iniquity shall reap vanity: and the rod of his anger shall fail." - Proverbs 22:8

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From: Dillard, Shantay <Shantay.Dillard@alea.gov>

Sent: Tuesday, November 21, 2023 11:10 AM

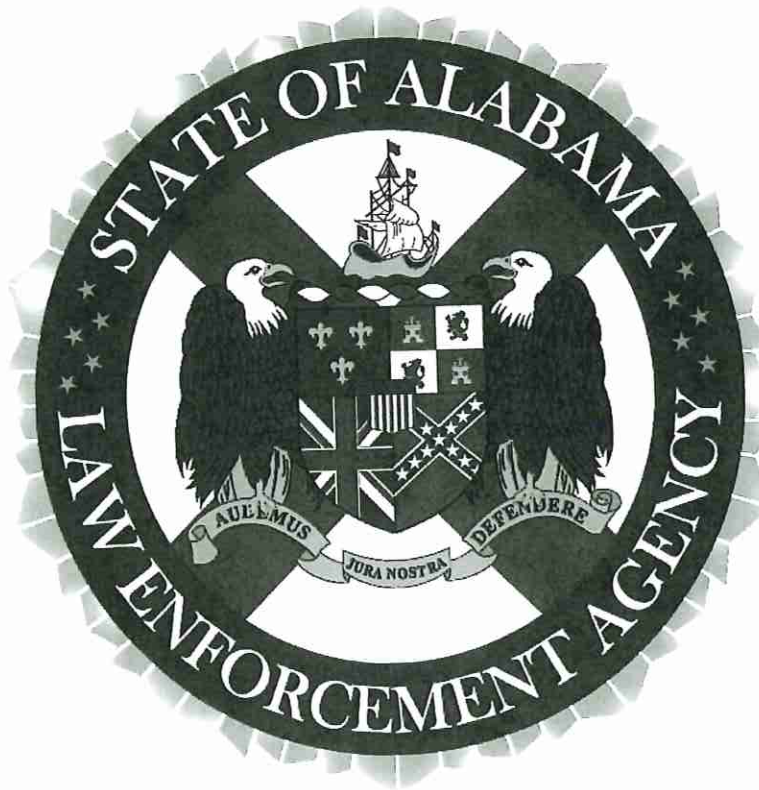
To: Derrick Williamson <DWilliamson@tarrantpd.com>

Subject: Zero Reports

Good morning, I am showing that your agency submitted no incident or offense reports for the months below. Can you please confirm if this is correct? If it is incorrect, please resubmit these reports, so that the system will reflect the data. This data will need to be resubmitted by end of day November 29, 2023. If you have any questions, feel free to contact me at the information below.

AgencyName	AgencyORI	Year	Month	ZeroReportSegment	Column1
Tarrant Police Department	AL0010800	2023	3	00430A102023 AL0010800000000000000000032023	Need to verify with agency
Tarrant Police Department	AL0010800	2023	4	00430A102023 AL0010800000000000000000042023	Need to verify with agency
Tarrant Police Department	AL0010800	2023	5	00430A102023 AL0010800000000000000000052023	Need to verify with agency
Tarrant Police Department	AL0010800	2023	6	00430A102023 AL0010800000000000000000062023	Need to verify with agency
Tarrant Police Department	AL0010800	2023	7	00430A102023 AL0010800000000000000000072023	Need to verify with agency
Tarrant Police Department	AL0010800	2023	8	00430A102023 AL0010800000000000000000082023	Need to verify with agency
Tarrant Police Department	AL0010800	2023	9	00430A102023 AL0010800000000000000000092023	Need to verify with agency
Tarrant Police Department	AL0010800	2023	10	00430A102023 AL0010800000000000000000102023	Need to verify with agency

**F-2**



## **NCIC Validation Process**

Effective March 1, 2020

Last Modified: 01/20/2022



# Introduction

---

Effective March 1, 2020, NCIC validations will be processed by each agency through the OpenFox Messenger client (or third-party vendor client, if available). Local agencies will no longer be required to submit paper validation certificates by fax and e-mail; however, a copy of each month's records to validate will continue to be posted to the AlaCOP.gov website for convenience.

Agencies with records entered by other agencies will still be able to download a copy of their monthly validations from AlaCOP.gov; however, the covering agency will be responsible for validating the records at their primary NCIC workstation. For example, if a Police Department is covered by a Sheriff's Office, the PD is responsible for reviewing their records posted on AlaCOP.gov while the SO is responsible for validating the records from their primary NCIC workstation. The PD notifies the SO about any modifications or cancelations of active records as needed, then the SO modifies or cancels any records requiring action and validates the remaining records.

NCIC validations will continue to be posted after the first Saturday of each month and must be validated within forty-five (45) days of being uploaded. **Records that are not validated within the forty-five (45) day window will be purged.** A copy of purged records will continue to be mailed to each agency monthly.

Any questions concerning the new validation process should be directed to your regional CJIS Compliance Specialist or e-mailed to [validations@alea.gov](mailto:validations@alea.gov). Any technical issues with the new validation process should be reported to the ALEA Support Center.

**CJIS Compliance Unit:** (334) 676-7700  
**ALEA Support Center:** (800) 392-8025

**VALIDATION NOTIFICATIONS**

Validation notifications will appear in the user’s OpenFox Messenger inbox. The notification messages are sent immediately after the new validation file is uploaded following the first Saturday of each month, as well as at the 10- and 20-day marks to report progress and provide reminders.

The notifications are sent to the primary DAC associated with an agency’s ORI. If an agency has an HOR (Holder of Record) agreement with multiple agencies, they will receive a separate notification for each agency’s validations.

**THIS MESSAGE SUMMARIZES THE NOVEMBER RECORDS REQUIRING VALIDATIONS BY YOUR AGENCY (AL0010000) WITHIN 45 DAYS OF THIS NOTICE .**

MISSING PERSON	6
PROTECTION ORDER	298
SEX OFFENDER	30
STOLEN GUN	14
STOLEN LICENSE PLATE	57
STOLEN VEHICLE	20
WANTED PERSON	715
<b>TOTAL</b>	<b>1140</b>

**VALIDATION MENU**

Shortcuts for the validation Message Keys are listed under the *Validations* folder in OpenFox Messenger. All users with Full Access should be able to view the *Query Validations List (QVAL)*, *Query Validations Record Detail (QVAD)*, and *Batch Validation Update (BVAL)*. If for some reason you do not see these options available, contact your regional CJIS Compliance Specialist at (334) 676-7700.

- Persons
- Vehicles
- Boats
- Articles
- Guns
- Securities
- NCIC
- Hit Confirmation
- Administrative Message
- VIN Assist
- Special Messages
- Audit Messages
- Validations**
  - Query Validations List
  - Query validations Record Detail
  - Batch Validation Update
- CCH Inquiry for ABI
- NLETS
- ORI Functions

**VALIDATION SUMMARY & PROCESS**

Record types requiring validation will appear as blue hyperlinks on validation notifications.

**THE FOLLOWING IS A SUMMARY OF NOVEMBER VALIDATION FOR ORI/AL0010000**

**WANTED PERSON 660**

**TOTAL 660**

**\*\*\*END OF RESPONSE\*\*\***

Clicking on any of the hyperlinks will load the **QVAD** (Query Validation Details) window. This window should be pre-filled with your agency's ORI\*, the record type selected, and the validation month.

Example of the Query Validation Details (QVAD) screen for Wanted Persons.

QVAD - Query Validation Details

Header Information

ORI ALLEA0000

Control Field

Required Information

ORI AL0010000

\* Record Type W = Wanted person

\* Record Index 1-50

\* Month 11 = November

Submit Clear Close

\*ORI will vary for agencies with HOR agreements covering other agencies.

The *Record Index* field is not pre-filled and will have to be completed by the user. The *Record Index* is a set of fifty (50) records per query that is required to return results. It is best to query in sequence, such as 1-50, 51-100, 101-150, 151-200, etc. After entering a sequence, hit *Submit* to receive a detailed listing of the records. For agencies with fewer than 50 records, use 1-50 as the *Record Index* to receive all records of that type.

A detailed listing of records will return with hyperlink options at the bottom of each record to *Validate*, *Modify*, *Cancel*, and/or *Clear* a record. (For the sake of security, no personally identifying information is being used in these examples.)

**Validate This Record**  
**Cancel This Record**

**Modify This Record**  
**Clear This Record**



These hyperlinks will open the corresponding transaction form and contain pre-filled information such as the Message Key, your agency's ORI\*, NCIC #, Agency Case #, and Name of Validator. Each record type has its own validation requirements, so not every record type will validate, modify, clear, or cancel using the same criteria. For example, not all warrants have NCIC #s, so Wanted Person records are modified, cleared, and canceled using the Name and Agency Case #. Also, not all record types allow the *Clear* option, so it will not appear on some record types.

Example of the Validation (VAL) screen for Wanted Persons.

\*ORI will vary for agencies with HOR agreements covering other agencies.

The *Name of Validator* field is pre-filled based on the credentials of the user who is currently logged into the OpenFox Messenger client. If the CEO, AISO, or TAC of an agency decides that they would prefer their name to be captured as the Validator, the user can simply type their CEO/AISO/TAC's name in LASTNAME, FIRSTNAME format in the *Name of Validator* field. (Example: SMITH, JOHN)

**BATCH VALIDATIONS**

As previously stated, each record type has its own validation requirements. The VAL screen typically uses NCIC # and Agency Case # for validating from Record Details, but not all records have NCIC #s or Agency Case #s. In those instances, the user will modify, clear, and cancel any records that need modification or removal and then perform a Batch Validation (BVAL) for each record type. The BVAL transaction automatically stamps the *Validator's Name (VLN)* and a *Validation Date (VLD)* on every record of the type selected.

**IMPORTANT NOTE:** Users **MUST** perform a Batch Validation (BVAL) after modifying records. Modifying a record from Record Details does **not** validate the record. Any records that do not contain the *Validator's Name (VLN)* and a *Validation Date (VLD)* **will be purged!!**



Example of the Batch Validation (BVAL) screen for Wanted Persons.

**BVAL - Batch Validation**

**Header Information**

ORI ALLEA0000

Control Field

**Required Fields**

\* ORI to be validated AL0010000

\* Record Type (FIL) W = Wanted person

\* Month (1-12) 11

\* Validator's Name LASTNAME, FIRSTNAME

Submit Clear Close

The Batch Validation (BVAL) screen is not pre-filled, so the user must enter their agency's ORI, select the record type, enter the month, and enter the Validator's Name. The format for month is 01, 02, 03...09, 10, 11, 12. Be sure to include a 0 before single digit months.

### QUERY VALIDATIONS

If a user is unable to complete validations during a single shift or the original notification message has been removed from their Messenger inbox, the Query Validation List (QVAL) transaction can be used to run an updated report of records that remain to be validated. This screen is not pre-filled, so the user must enter their agency's ORI and select the month they are validating.

**QVAL - Query Validation List**

**Header Information**

ORI ALLEA0000

Control Field

**Required Information**

ORI AL0010000

\* Month 11 = November

Submit Clear Close

The Query Validation List (QVAL) transaction will return an updated report of records that remain to be validated. Please be aware that validating records is sending a modification transaction to the Message Switch, so it could be several hours before the record count for your agency's validations is correct.

# Frequently Asked Questions

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**Question:** This process is a little confusing for me. Can I continue to validate my records the old way?

**Answer:** Yes. If an agency prefers to process their validations using the record listing from AlaCOP.gov, they can continue to work from that list to manually modify, clear, and cancel records that require action; however, the agency will still need to validate their records using the **BVAL** form within the forty-five (45) day window or their records will be purged.

**Question:** Do I still need to fax or e-mail a monthly validation certificate signed by the Chief?

**Answer:** No. All agencies will be responsible for validating their own records from their primary NCIC workstation.

**Question:** The validation notification gets lost in my Messenger inbox. Is there a way to pin the message to the top of my inbox?

**Answer:** No. If the validation notification becomes difficult to find in your Messenger inbox, simply run a new **QVAL** transaction to receive an updated list of records requiring validation.

**Question:** I can't save my place in the Record Details. Is there a way I can go between the messages in my Messenger inbox and get back to where I left off in the Record Details?

**Answer:** No. The validations product does not include this feature. We apologize for the inconvenience.

**Question:** My department is validating our records, but we continue to receive letters that our records were purged. How can we correct this?

**Answer:** Please ensure that you are receiving a "Batch Validation Processing" response when you use the **BVAL** transaction. If you are not receiving that response, then you have not done your validations correctly. Review the instructions on pages 5 and 6 and try again. You must use a 0 before any single digit months (ex: 06 for June) and the Validator's Name must be in LastName, FirstName format (ex: SMITH, JOHN). Also verify that you are validating the correct month for validations that are due.

**Question:** I have a Sex Offender on my validation report who no longer lives in my county or is deceased. Who do I contact to get the record removed?

**Answer:** Contact the CJIS Sex Offender Unit at 334-676-7898.

Any questions concerning the new validation process should be directed to your regional CJIS Compliance Specialist or e-mailed to [validations@alea.gov](mailto:validations@alea.gov). Any technical issues with the new validation process should be reported to the ALEA Support Center.

**CJIS Compliance Unit:** (334) 676-7700  
**ALEA Support Center:** (800) 392-8025

**F-3**

3/27/24, 11:20 AM

FBI letter needed

From: "Shekels, Lacy" <Lacy.Shekels@alea.gov>  
To: "Derrick Williamson" <DWilliamsonTPD@cityoftarrant.com>  
Subject: FBI letter needed  
Date: 3/21/2024 8:11:32 AM

Derrick,

Please see the response from Chad at the FBI regarding the purge. Once I receive the form, I'll submit it to Chad.

Good morning Lacy,

I am going to need a request from the interim Chief asking to purge all active NCIC persons and property records for your agency's ORI. Once received, I will submit a ticket on my end to have them removed. I don't know yet how long it will take to have them removed but I will provide an update once I do.

Thanks,  
Chad

Lacy Shekels  
Compliance Specialist-Division G  
Criminal Justice Information Services Division  
Alabama State Bureau of Investigation  
334-300-1230



3/27/24, 11:21 AM

Re: AUDIT Results

Compliance Specialist-Division G  
Criminal Justice Information Services Division  
Alabama State Bureau of Investigation  
334-300-1230

---

**From:** Derrick Williamson <DWilliamsonTPD@cityoftarrant.com>  
**Sent:** Wednesday, March 13, 2024 9:40:57 AM  
**To:** Shekels, Lacy <Lacy.Shekels@alea.gov>  
**Subject:** AUDIT Results

\*\*\*\*\*Warning EXTERNAL EMAIL\*\*\*\*\*

This message has originated from outside ALEA.gov. Do not click links or open attachments unless you recognize the sender and never give out your password.

Good morning,

We are requesting an formal report regarding the results of your audit. I assume the Mayor simply wants something on letterhead, especially regarding the shredded warrant concern. Unfortunately, we are going to need documentation to prevent this from occurring again.

Thank you,

DERRICK WILLIAMSON, JR.  
Police Sergeant | AISO | TAC | CSI | PIO  
Tarrant Police Department  
2593 Commerce Circle  
Farrant, Alabama, 35217-2352  
Work Phone: (205) 948-3218

3/27/24, 11:21 AM

Re: AUDIT Results

From: "Shekels, Lacy" <Lacy.Shekels@alea.gov>  
To: "Derrick Williamson" <DWilliamsonTPD@cityoftarrant.com>  
Cc: "Wayman Newton" <wnewton@cityoftarrant.com>  
Subject: Re: AUDIT Results  
Date: 3/13/2024 11:56:33 AM

I promise both of you I'll do everything I can to get you the report ASAP.

Lacy Shekels  
Compliance Specialist-Division G  
Criminal Justice Information Services Division  
Alabama State Bureau of Investigation  
334-300-1230

---

**From:** Derrick Williamson <DWilliamsonTPD@cityoftarrant.com>  
**Sent:** Wednesday, March 13, 2024 10:36:03 AM  
**To:** Shekels, Lacy <Lacy.Shekels@alea.gov>  
**Cc:** Wayman Newton <wnewton@cityoftarrant.com>  
**Subject:** Re: AUDIT Results

\*\*\*\*\*Warning EXTERNAL EMAIL\*\*\*\*\*

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Wonderful.

Thank you,

DERRICK WILLIAMSON, JR.  
Police Sergeant | AISO | TAC | CSI | PIO  
Tarrant Police Department  
2593 Commerce Circle  
Tarrant, Alabama, 35217-2352  
Work Phone: (205) 948-3218

---- Original Message ----

From: "Shekels, Lacy" <Lacy.Shekels@alea.gov>  
Sent: 3/13/2024 9:51:34 AM  
To: "Derrick Williamson" <DWilliamsonTPD@cityoftarrant.com>  
Subject: Re: AUDIT Results

You will get a formal letter in the coming weeks. I have to type everything out with section codes, send to Montgomery for review, then to the agency to wait for their response. This process usually takes 4-6 weeks with all agencies. Due to your circumstances, I'll try to have it done sooner.

Lacy Shekels

G

**FREDDY RUBIO  
CITY ATTORNEY**

**WAYMAN A. NEWTON  
MAYOR**

**KIM STONE  
INTERIM CITY CLERK**

**CITY OF TARRANT**

1604 Pinson Valley Parkway  
P. O. Box 170220  
Tarrant, Alabama 35217-0220  
205/849-2800  
Fax 205/849-2805

COUNCIL MEMBERS  
**CATHY ANDERSON  
JOHN T. "TOMMY" BRYANT**

COUNCIL MEMBERS  
**VERONICA BANDY FREEMAN  
DEBORAH MATTHEWS**

**TRACIE B. THREADFORD  
MAYOR PRO TEM**

July 26, 2021

Wendell W. Major  
3775 Gillespie Road  
Dolomite, Alabama 35061

RE: LETTER OF OFFER OF EMPLOYMENT

Dear Captain Major:

Following our recent discussions, we are delighted to offer you the position of Police Chief I with the City of Tarrant, AL conditioned upon the results of your background check and you successfully passing a substance abuse test.

If you join our organization, you will become part of a fast-paced and dedicated administration that works to provide the citizens of Tarrant with the highest possible level of service and advice.

As a member of the Tarrant Police Department, we expect your personal accountability in all the actions, advice, and results that you provide as a representative of our city. In return, we are committed to providing you with every opportunity to stretch to the highest level of your ability and potential.

We are hopeful you will find this new opportunity both challenging and rewarding. The following points outline the terms and conditions we are proposing:

Title:	Police Chief I
Job Description:	See attached
Start Date:	September 2, 2021
Salary:	Grade 28 Step 10 + 5% education premium - \$ 89,149.63



# EXHIBIT 1

Please confirm your acceptance of this offer by signing and returning this letter not later August 30, 2021.

We are excited to have you join our team! If you have any questions, please feel free to reach out at any time.

Sincerely,



Wayman Newton  
Mayor  
City of Tarrant  
1133 East Lake Blvd.  
Tarrant, AL 35217  
205.849.2800

Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Date: \_\_\_\_\_

## Job Description

Class Title: **Police Chief I**

Class Number: **06091**

Grade: **30**

### **SUMMARY:**

Employees working in the Police Chief I job class are responsible for planning, organizing, and directing the operation of a small sized police department and assuring all police services are delivered in an efficient and appropriate manner. Supervision is exercised over all employees (i.e., sworn officers and civilians) of the department. Employees in this job class exercise considerable initiative, discretion, and independent judgement in interpreting and applying policies, rules, and regulations. Work is reviewed by the mayor through regular meetings, reports, and annual performance appraisals. The Police Chief I job class applies to jurisdictions with a population of 10,000 or less citizens.

### **TYPICAL JOB DUTIES:**

Prepares, monitors, and administers departmental or organizational budget by reviewing spending trends, expenditure reports, analyzing financial data and ensuring expenditures are within annual budgetary limits. Represents the police department by meeting with citizen groups and businesses, collaborating with other law enforcement agencies, keeping the mayor, city manager, and/or city council updated on department activities, and communicating with the media.

Oversees the training of law enforcement personnel within the department by approving training, ensuring personnel are receiving required training, and teaching training courses.

Prepares and presents reporting documents regarding department activity to relevant parties (e.g., citizens, businesses, mayor, city manager, city council, state, federal) by reviewing police reports, compiling and analyzing statistics, and preparing reports.

Participates in law enforcement activities by taking command or assisting the scene commander by overseeing incidents, coordinating resources, talking to the media, and assisting with investigations.

Develops and oversees department activities by developing new policies and procedures to maintain compliance with local, state, and/or federal laws and guidelines, improving existing policies and procedures, and responding to citizen complaints regarding department personnel.

Plans, organizes, and directs department resources by obtaining required equipment and supplies, obtaining and monitoring grants, and determining personnel requirements.

Engages in activities designed to ensure professional development, awareness of developments in the field, and knowledge of relevant practices, rules, laws, policies, and/or guidelines.

Supervises staff by assigning and distributing work, directing staff in their job duties, monitoring progress of work, providing feedback and/or training.

### **MINIMUM QUALIFICATIONS:**

#### **Option A:**

Current Peace Officer Standards and Training (POST) certification.

Associate's degree or higher in business or police administration, criminal justice, law enforcement, public administration or a closely related field.

At least 3 years of experience in a supervisory capacity in law enforcement at the level of Police/Sheriff's Sergeant (or equivalent) or higher rank.

**Option B:**

Current Peace Officer Standards and Training (POST) certification.

Ten (10) years of law enforcement experience.

At least 3 years of experience in a supervisory capacity in law enforcement at the level of Police/Sheriff's Sergeant (or equivalent) or higher rank.

**PREFERRED QUALIFICATIONS:**

*Preferred Qualifications are examples of experience and education considered to be highly desirable by hiring agencies.*

Experience in a supervisory capacity in law enforcement at the level of Police/Sheriff's Lieutenant (or equivalent) or higher rank.

Experience researching, writing, and managing grants.

**COMPETENCIES:**

Adaptability & Flexibility.  
Computer & Technology Operations.  
Creativity & Innovation.  
Customer Service.  
Heavy Equipment & Vehicle Use.  
Leadership & Management.  
Learning & Memory.  
Mathematical & Statistical Skills.  
Oral Communication & Comprehension.  
Physical Abilities.  
Planning & Organizing.  
Problem Solving & Decision Making.  
Professionalism & Integrity.  
Psychomotor Abilities.  
Researching & Referencing.  
Reviewing, Inspecting & Auditing.  
Self-Management & Initiative.  
Small Tool & Equipment Use.  
Teamwork & Interpersonal.  
Technical & Job-Specific Knowledge.  
Technical Skills.  
Training & Facilitation.  
Written Communication & Comprehension.

**CRITICAL KNOWLEDGES:**

Knowledge of Alabama Peace Officers' Standards and Training (APOST) standards for maintaining officer and department certification.

Knowledge of basic law enforcement procedures (e.g., issuing warrants, arrests) and terminology.

Knowledge of budgetary principles and procedures, and encumbrances/expenditures such as revenues, expenditures, and appropriations involved in establishing and maintaining budgets.

Knowledge of City and Police Department rules and regulations, policies, and procedures regarding jail operation.

Knowledge of Code of Alabama.

Knowledge of constitutional law as it refers to Miranda Rights, Terry Stop, and Exclusionary Rule.

Knowledge of department policies and procedures on handling complaints (e.g., customer, citizen).

Knowledge of principles involved in the management of staff/personnel.



**WORK ENVIRONMENT:**

Work is conducted primarily indoors in office setting with occasional field visits to external locations such as crime scenes, community meetings, and public meetings. Work involves use of standard office equipment, such as computer, phone, copier, etc. Work may involve the use of specialized equipment such as firearms and hand-held weapons.

**PHYSICAL DEMANDS:**

Job is primarily sedentary involving sitting for long periods. May involve occasional lifting of items or objects weighing up to 75 lbs. Work involves physical ability necessary to occasionally subdue or restrain a combative individual and exercise necessary self-defense.

**DISCLAIMER: This job description is not meant to be an all-inclusive list of the job duties, responsibilities, or skills and abilities required to do the job and may be changed at the discretion of the Personnel Board at any time.**

**COMPETENCIES**

Adaptability & Flexibility; Planning & Organizing; Physical Abilities; Oral Communication & Comprehension; Mathematical & Statistical Skills; Written Communication & Comprehension; Training & Facilitation; Learning & Memory; Technical Skills; Technical & Job Specific Knowledge; Teamwork & Interpersonal; Leadership & Management; Heavy Equipment & Vehicle Use; Small Tool & Equipment Use; Customer Service; Self-Management & Initiative; Creativity & Innovation; Reviewing, Inspecting & Auditing; Computer & Technology Operations; Researching & Referencing; Psychomotor Abilities; Professionalism & Integrity; Problem Solving & Decision Making

**PERFORMANCE APPRAISAL COMPETENCIES**

Teamwork & Interpersonal; Oral Communication & Comprehension; Self-Management & Initiative; Professionalism & Integrity; Adaptability & Flexibility; Planning & Organizing; Leadership & Management; Written Communication & Comprehension

**COMPENSABLE FACTORS:**

Bachelor's Degree in Business or Police Administration, Criminal Justice, Law Enforcement, or a related field and five years of law enforcement experience with at least three years as a supervisor at the level of Sergeant.

**Survey Year:**

2026



### 15.1 CONFLICTS OF INTEREST

Employees have an obligation to conduct business within guidelines that prohibit actual or potential conflicts of interest. This policy establishes only the framework within which the City of Tarrant wishes the business to operate. The purpose of these guidelines is to provide general direction so that employees can seek further clarification on issues related to the subject of acceptable standards of operation. Contact your Department Head for more information or questions about conflicts of interest.

Transactions with outside firms must be conducted within a framework established and controlled by the executive level of the City of Tarrant. Business dealings with outside firms should not result in unusual gains for those firms. Unusual gain refers to bribes, product bonuses, special fringe benefits, unusual price breaks, and other windfalls designed to ultimately benefit the employer, the employee, or both. Promotional plans that could be interpreted to involve unusual gain require specific executive-level approval.

An actual or potential conflict of interest occurs when an employee is in a position to influence a decision that may result in a personal gain for that employee or for a relative as a result of the City of Tarrant's business dealings. For the purposes of this policy, a relative is any person who is related by blood or marriage, or whose relationship with the employee is similar to that of persons who are related by blood or marriage.

No "presumption of guilt" is created by the mere existence of a relationship with outside firms. However, if an employee has any influence on transactions involving purchases, contracts, or leases, it is imperative that he or she disclose to their immediate supervisor in writing as soon as possible the existence of any actual or potential conflict of interest so that safeguards can be established to protect all parties.

Personal gain may result not only in cases where an employee or relative has a significant ownership in a firm with which the City of Tarrant does business but also when an employee or relative receives any kickback, bribe, substantial gift, or special consideration as a result of any transaction or business dealings involving the City of Tarrant.

### 15.2 OUTSIDE EMPLOYMENT

An employee may hold a job with another organization as long as he or she satisfactorily performs his or her job responsibilities with the City of Tarrant. All employees will be judged by the same performance standards and will be subject to the City of Tarrant's scheduling demands, regardless of any existing outside work requirements.

If the City of Tarrant determines that an employee's outside work interferes with performance or the ability to meet the requirements of the City of Tarrant as they are modified from time to time, the employee may be asked to terminate the outside employment if he or she wishes to remain with the City of Tarrant.

Outside employment will present a conflict of interest if it has an adverse impact on the City of Tarrant's ability to conduct the business of the City. Outside employment will also be subject to each individual department's rules and procedures that affect that department only, and/or state or federal laws. In no case will these rules and procedures violate the Rules and Regulations as laid out by the Personnel Board of Jefferson County.

### 15.3 OUTSIDE EMPLOYMENT AND CONFLICTS OF INTEREST

March 14, 2011

An Appointing Authority may require that a Classified Employee who wishes to engage in any outside work or activity for personal profit file a written request setting out the nature of such outside employment. The Appointing Authority may reject the request if such employment may cause an actual or apparent conflict of interest, or if such employment would otherwise be incompatible with the employee's position in the Classified Service. The Appointing Authority's decision shall not be appealable to the Personnel Board of Jefferson County Director or to the Personnel Board of Jefferson County.

(Reference Rules & Regulations Personnel Board of Jefferson County Rule 17.3)

#### 15.4 CONDUCTING NON-CITY BUSINESS ON CITY PROPERTY OR DURING WORKING HOURS

City employees may not engage in advertising or selling activities or other non-City work during work hours in the workplace. City employees should be very careful to confine non-City business activities to break and lunch times away from the work area or after working hours. Interdepartmental Mail, including electronic mail, cannot be used for private business purposes, or to conduct or promote non-City activities.

#### 15.5 PROCEDURES AND STANDARDS RELATING TO CITY-OWNED INFORMATION TECHNOLOGY EQUIPMENT

This policy establishes the procedures and standards for the use of City owned information technology equipment, grant purchased equipment, or donated equipment (hereafter referred to as IT equipment"), which includes, but is not limited to, City owned and leased telephones or cell phones, radios, facsimile machines, voice mail, computers, electronic mail (e-mail), and internet functions. City IT resources are made available to employees to assist in the pursuit of organizational goals. It is expected that users will cooperate with each other in order to promote the most effective use of IT resources and will respect each other's ownership of work even though it is in electronic rather than printed form. All IT resources users are responsible for knowing and abiding by the City's policy. Failure to abide by this policy may result in elimination of communications resources privileges and/or disciplinary action up to and including termination.

##### (A) Information Technology General Guidelines

(1) Standards of conduct - The general standards of conduct expected of a City employee or official also apply to the use of City IT resources. The resources include hardware, software, and data. Individuals and organizations will be held no less accountable for their actions involving IT than they would be in other situations. Examples of conduct which violates the City's property rights with respect to these resources include:

- (a) Copying City-owned or licensed software or data to another computer system without proper authorization from the Information Technology Department;
- (b) Attempting to modify City-owned or licensed software or data files without proper authorization from the Information Technology Department;
- (c) Attempting to damage or disrupt operation of IT communications lines;
- (d) Attempting to intentionally access or modify data files, databases, directories, or software without proper authorization from the Information Technology Department;
- (e) Attempting to circumvent or subvert system or network security measures;

March 14, 2011



STATE OF ALABAMA  
**ETHICS COMMISSION**



MAILING ADDRESS  
 P.O. BOX 4840  
 MONTGOMERY, AL  
 36103-4840

STREET ADDRESS  
 RSA UNION  
 100 NORTH UNION STREET  
 SUITE 104  
 MONTGOMERY, AL 36104

COMMISSIONERS  
 Henry B. Gray III, Chairman  
 Camille S. Butrus, Vice-Chairman  
 Helen Shores Lee, Esq.  
 John H. Watson  
 Lewis G. Odom, Jr., Esq.

James L. Sumner, Jr.  
 Director

Hugh R. Evans, III  
 Assistant Director  
 General Counsel

TELEPHONE (334) 242-2997  
 FAX (334) 242-0248

June 3, 1998

**ADVISORY OPINION NO. 98-32**

C. M. Marty Keely  
 Chief of Police of Mountain Brook  
 409 Rosewood Street  
 Birmingham, Alabama 35210

**Conflict Of Interests/Outside Employment/  
 Chief Of Police Practicing Law On Off-Duty  
 Hours, When He Does Not Involve Himself  
 In Matters Concerning The City Of Which  
 He Serves As Chief Of Police.**

The Chief of Police for the City of Mountain Brook may not practice law in his off-duty hours while serving as Chief of Police, as the Chief of Police is on duty twenty-four hours a day.

Dear Chief Keely:

The Alabama Ethics Commission is in receipt of your request for an Advisory Opinion of this Commission, and this opinion is issued pursuant to that request.

**QUESTION PRESENTED**

May a Chief of Police practice law during his off-time, when he does not involve himself in matters concerning the City of which he serves as the Chief of Police?



C. M. Marty Keely  
Advisory Opinion No. 98-32  
Page two

### FACTS AND ANALYSIS

C. M. Keely is currently the Chief of Police for the City of Mountain Brook, Alabama. He has served municipal government as a law enforcement officer for 29 years. Chief Keely is interested in practicing law during his off-duty hours in matters not involving the City of Mountain Brook; and therefore, has requested an Advisory Opinion from the Ethics Commission in this regard.

Chief Keely advises that he has reviewed the Code of Alabama, Sections 34-3-1 through 34-3-107 (Professions and Business Attorneys-at-Law). In addition, Chief Keely has contacted the Alabama Bar Association to inquire if there would be a conflict of interests in serving as a police officer and an attorney. The Bar Association has informed Chief Keely, in a verbal communication, that no such conflict exists.

Chief Keely relates that Code of Alabama, Section 34-3-14 (Restriction on Practice of Law for Certain Persons), does not restrict a police officer from engaging in the practice of law. However, judges, certain clerks, sheriffs and deputy sheriffs are restricted under this Section. In addition, Chief Keely has reviewed the Ethics Law and states that he has failed to find a Section dealing with the circumstances that he has provided in this request. Chief Keely notes that it is apparent that any public employee engaged in a second profession or business by virtue of his conduct could find himself in conflict with the law.

The Alabama Ethics Law, Code of Alabama, Section 36-25-1(24) defines a public official as:

"PUBLIC OFFICIAL. Any person elected to public office, whether or not that person has taken office, by the vote of the people at state, county, or municipal level of government or their instrumentalities, including governmental corporations, and any person appointed to a position at the state, county, or municipal level of government or their instrumentalities, including governmental corporations. For purposes of this chapter, a public official includes the chairs and vice-chairs or the equivalent offices of each state political party as defined in Section 17-16-2."

Section 36-25-5(a) states:

"(a) No public official or public employee shall use or cause to be used his or her official position or office to obtain personal gain for himself or herself, or family member of the public employee or family member of the public official, or any business with which the person is associated unless the use and gain are otherwise specifically authorized by law. Personal gain is achieved when the



public official, public employee, or a family member thereof receives, obtains, exerts control over, or otherwise converts to personal use the object constituting such personal gain."

Section 36-25-5(c) states:

"(c) No public official or public employee shall use or cause to be used equipment, facilities, time, materials, human labor, or other public property under his or her discretion or control for the private benefit or business benefit of the public official, public employee, any other person, or principal campaign committee as defined in Section 17-22A-2, which would materially affect his or her financial interest, except as otherwise provided by law or as provided pursuant to a lawful employment agreement regulated by agency policy."

Section 36-25-8 states:

"No public official, public employee, former public official or former public employee, for a period consistent with the statute of limitations as contained in this chapter, shall use or disclose confidential information gained in the course of or by reason of his or her position or employment in any way that could result in financial gain other than his or her regular salary as such public official or public employee for himself or herself, a family member of the public employee or family member of the public official, or for any other person or business."

Section 36-25-1(2) states:

"(2) BUSINESS WITH WHICH THE PERSON IS ASSOCIATED. Any business of which the person or a member of his or her family is an officer, owner, partner, board of director member, employee, or holder of more than five percent of the fair market value of the business."

Section 36-25-1(8) states:

"(8) CONFLICT OF INTEREST. A conflict on the part of a public official or public employee between his or her private interests and the official responsibilities inherent in an office of public trust. A conflict of interest involves any action, inaction, or decision by a public official or public employee in the discharge of his or her official duties which would materially affect his or her financial interest or those of his or her family members or any business with which the person is associated in a manner different from the manner it affects the other members of the class to which he or she belongs."

C. M. Marty Keely  
Advisory Opinion No. 98-32  
Page four

Section 36-25-2(b) in pertinent part states:

“An essential principle underlying the staffing of our governmental structure is that its public officials and public employees should not be denied the opportunity, available to all other citizens, to acquire and retain private economic and other interests, except where conflicts with the responsibility of public officials and public employees to the public cannot be avoided.”

The position of Chief of Police is a position that requires the individual holding the office to be on-call twenty-four hours-a-day. He is subject to call at all hours of the night and the day and weekends; and therefore, technically, does not have any off-duty hours in which he could practice law.

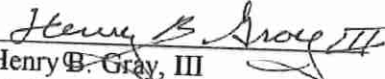
Based on the above law and the facts as presented, the Chief of Police for the City of Mountain Brook may not practice law in his off-duty hours while serving as Chief of Police, as the Chief of Police is on duty twenty-four hours a day.

#### CONCLUSION

The Chief of Police for the City of Mountain Brook may not practice law in his off-duty hours while serving as Chief of Police, as the Chief of Police is on duty twenty-four hours a day.

#### AUTHORITY

By 2-0-1 vote of the Alabama Ethics Commission on June 3, 1998.

  
Henry B. Gray, III  
Chair  
Alabama Ethics Commission

**Execute and Mail this Agreement to:**

Alacourt.com  
Post Office Box 8147  
Mobile, Alabama 36689-0147

On-Line Information Services, Inc. -- Alacourt.com Service Agreement SA-05.001  
Telephone: 251.344.3333 (Mobile) 877.799.9898 (Toll-Free)  
Email: [info@alacourt.com](mailto:info@alacourt.com) Website: <http://www.alacourt.com>

Customer Name : The Major Law Group LLC Wendell Warren Major  
Contact : Wendell Major  
Address : 428 Paramount Lane  
City: Hoover State: AL Zip: 35226  
Telephone: 12059651508 Fax:  
Email: [wendell3303@att.net](mailto:wendell3303@att.net)  
AOC Setup fee: \$150  
User Type: 2-5 User - \$104.00 (per month)  
Reason: Practice of Law

**TERMS AND CONDITIONS**

ON-LINE INFORMATION SERVICES, INC., as limited agent for the State of Alabama (ON-LINE) agrees to furnish certain online information database services herein specified and Customer agrees to make payments as provided for herein and abide by the terms and conditions of this Agreement.

1. The term of this agreement shall be for a period of one year and shall be renewed for successive one year periods without further action by the parties, but may be terminated at the end of any one year period by either of the parties hereto by not less than sixty days written notice sent via certified mail to the other party.
2. The On-Line service (service) consists of computing services, software and databases provided by On-Line. These terms and any operating rules published over the Service constitute the entire agreement between On-Line and Customer with regard to the Service and supersede all prior arrangements.
3. Upon notice published over the Service, On-Line may modify this Agreement, the operating rules or prices. On-Line may discontinue or revise any or all other aspects of the Service at its sole discretion and without prior notice.
4. Customer's right to use the Service is not transferable and is subject to any limits established by On-Line.
5. Customer is responsible for and must provide all telephone and other equipment and services necessary to access the Service.
6. Customer shall pay, in accordance with the Billing Options selected above, any registration, validation or installation fees, any hourly usage, minimums, communication, storage, and other charges at the rate in effect for the billing period in which those charges are incurred, including, but not limited to any purchases made through the Service, any premium and special transaction charges and for any surcharges incurred while using any supplemental networks or services other than the Service. Customer shall pay all applicable sales and use taxes relating to Customer's use of the Service. Customer shall be responsible for all use of the Service accessed through Customer's password. Customer further acknowledges that passwords are issued for a single Customer location and sharing of passwords by multiple users shall result in the immediate termination of service.



7. If the payment method for your On-Line account is by credit card or ACH and payment is not received by On-Line from the bank, card issuer or its agents, you agree to pay all amounts due upon demand by On-Line. Each time you use On-Line Services, or allow or cause On-Line Services to be used, you agree and reaffirm that On-Line is authorized to charge your designated account or card. Your bank or card issuer's agreement governs your use of your designated card or account in connection with On-Line, and you must refer to such agreement (not this Agreement) with respect to your rights and liabilities as an accountholder or cardholder. You agree that On-Line may (at its option) accumulate charges incurred during your monthly billing cycle and submit them as one or more aggregate charges during or at the end of such cycle, and that On-Line may delay obtaining authorization from your bank or card issuer until submission of the accumulated charge(s). This means that accumulated charges may appear on the statement you receive from your bank or card issuer. You agree that On-Line may submit charges for your usage fees and monthly service fee (if applicable) each month, without further authorization from you, until you provide prior notice (in accordance with On-Line's verification procedures, as may be established by On-Line from time to time in its sole discretion) that you have terminated this authorization or wish to change your designated card or bank account. Such notice will not affect charges submitted before On-Line reasonably could act on your notice. If you have any question regarding any charges that have been applied to your account, you must contact On-Line's Customer Service Department within 30 days of the charge date. Failure to use your account will not be deemed a basis for refusing to pay any charges submitted by On-Line in accordance with this Agreement. On-Line reserves the right to suspend or terminate your On-Line account without notice upon rejection of any card charges or if your bank or card issuer (or its agent or affiliate) seeks return of payments previously made to On-Line when On-Line believes you are liable for the charge. Such rights are in addition to and not in lieu of any other legal rights or remedies available to On-Line.

8. On-Line's bill for services will be rendered on the 1st day of each month. RealTime Access Service will be billed in advance. Tracking & Monitoring services and per search charges will be billed for services rendered in the month preceding. Customer agrees to pay a late fee of \$5.00 on any account upon which there is a prior balance due as of the billing date. Additionally, customer agrees to pay a late charge of one and one-half percent per month (eighteen percent per annum) on all unpaid balances outstanding more than thirty days from initial billing date. In the event Customer fails to make timely payments or otherwise breaches this Agreement, Customer agrees to pay to On-Line, the actual costs of collection, including a reasonable attorney's fee. TERMS ARE NET 10 DAYS.

9. CUSTOMER EXPRESSLY AGREES THAT USE OF THE SERVICE AND THE MATERIAL THEREIN AND STORAGE OF INFORMATION WHICH APPEARS IN THE SERVICE IS AT CUSTOMER'S SOLE RISK. NEITHER ON-LINE NOR ANY OF ITS LICENSORS, EMPLOYEES OR AGENTS OR AGENTS MAKE ANY WARRANTY AS TO THE RESULTS TO BE OBTAINED FROM THE USE OF THE SERVICE. THE SERVICE IS DISTRIBUTED ON AN "AS-IS" BASIS WITHOUT WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR USE. NEITHER ON-LINE, NOR ANYONE INVOLVED IN CREATING, PRODUCING OR DELIVERING THE SERVICE SHALL BE LIABLE FOR INDIRECT, INCIDENTAL, SPECIAL OR CONSEQUENTIAL DAMAGES ARISING OUT OF THE USE OF THE SERVICE OR INABILITY TO USE THE SERVICE OR OUT OF ANY BREACH OF WARRANTY. THE PROVISIONS OF THIS SECTION WILL SURVIVE ANY TERMINATION OF THIS AGREEMENT. LICENSORS INCLUDE THE ADMINISTRATIVE OFFICE OF COURTS, THE ADMINISTRATIVE DIRECTOR OF COURTS, AND ALL UJS PERSONNEL.

10. CUSTOMER EXPRESSLY AGREES AND UNDERSTANDS THAT ALL PUBLIC INFORMATION DATABASES FURNISHED BY ON-LINE REPRESENT DUPLICATIONS OF OFFICIAL RECORDS AND ARE MAINTAINED AND MADE AVAILABLE FOR CONVENIENCE PURPOSES ONLY. THE OFFICIAL PUBLIC RECORDS EXIST ONLY IN THE OFFICES OF APPROPRIATE PUBLIC OFFICIALS. ON-LINE DOES NOT WARRANT THE ACCURACY OR COMPLETENESS OF THE PUBLIC INFORMATION CONTAINED WITHIN ITS DATABASES. ANY LEGAL OR BINDING ACTIONS SHOULD BE BASED SOLELY UPON APPROPRIATE CHECKS OF OFFICIAL PUBLIC RECORDS.

11. CUSTOMER AGREES TO INDEMNIFY ON-LINE AND HOLD IT HARMLESS FROM CLAIMS OF ANY NATURE BY ANY PARTY WHICH ARISE AS A RESULT OF CUSTOMER'S USE OF SERVICE.

12. Except as expressly permitted in the operating rules, Customer may not comparetely exploit or reproduce, redistribute, retransmit, publish, or otherwise transfer any information which Customer receives through the Service or supplemental to the Service. Customer agrees to comply with all Federal, State and local laws, rules and regulations, including, but not limited to, the Fair Credit Reporting Act. It is expressly a violation of this agreement to use the service to conduct successive case retrieval in an effort to build a database of cases duplicating all or part of the records maintained by the State of Alabama Court System.

13. This Agreement is, and shall be governed by and in accordance with the laws of the State of Alabama. Any cause of action of Customer with respect to the Service must be instituted within one year after the claim or cause of action has arisen or is barred. Any dispute arising out of or in connection with this agreement shall be resolved by arbitration under the auspices and rules of the American Arbitration Association. Any failure of On-Line Information Services, Inc. to assert any rights it may have under this Agreement does not constitute a waiver of our right to assert the same or any other right at any other time or against any other person or entity. If any provision of this Agreement is found to be invalid or unenforceable, then the invalid or unenforceable provision will be stricken from this Agreement without affecting the validity or enforceability of any other provision.

Date:	Date: 2 March 2023
ON-LINE INFORMATION SERVICES, INC	CUSTOMER
By:	By: <i>W. W. M.</i>

Generated On: 3/2/2023 10:21:24 AM





## NOTICE TO FILER

Requirements for Completing Service

IN THE COURT OF JEFFERSON COUNTY, ALABAMA  
CAITLIN ELIZABETH CHERVENY V. ROBERT THEODORE CHERVENY JR

01-DR-2023-901018.00

To: WENDELL WARREN MAJOR  
wendell3303@att.net

In your subpoena filing, you requested that one or more of the Defendants be served by Private Process Server:

**In order to affect service, you must deliver the following document to the process server for service.**

The process server, once the process server has served the recipient, must complete the "service return". This service return must be returned to the Clerk of the Court issuing service.

JACQUELINE ANDERSON SMITH  
2124 7TH AVENUE NORTH, SUITE 100  
BIRMINGHAM, AL 35203

**The summons and complaint should be served in compliance with Alabama Rules of Civil Procedure 4:**

**How Served and Returned.** The person serving process shall locate the person to be served and shall deliver a copy of the process and accompanying documents to the person to be served. When the copy of the process has been delivered, the person serving process shall endorse that fact on the process and return it to the clerk, who shall make the appropriate entry on the docket sheet relating to the action. The return shall clearly indicate the name, address, and telephone number of the person serving process. The return of the person serving process in the manner described herein shall be prima facie evidence that process has been served.



EXHIBIT 12

AlaFile E-Notice

01-DR-2023-901018.00

To: CORPORAL IRBY  
1710 1ST AVENUE  
EAST PRECINT  
BIRMINGHAM, AL, 35203

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## NOTICE OF ELECTRONIC FILING

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IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

CAITLIN ELIZABETH CHERVENY V. ROBERT THEODORE CHERVENY JR  
01-DR-2023-901018.00

The following subpoena was FILED on 10/10/2023 8:27:16 PM

Notice Date: 10/10/2023 8:27:16 PM

JACQUELINE ANDERSON SMITH  
CIRCUIT COURT CLERK  
JEFFERSON COUNTY, ALABAMA  
2124 7TH AVENUE NORTH, SUITE 100  
BIRMINGHAM, AL, 35203

205-325-5400  
jackie.smith@alacourt.gov



**EXHIBIT 12**

AlaFile E-Notice

01-DR-2023-901018.00

To: WILL KEENE  
572 FORREST DRIVE SOUTH  
HOMEWOOD, AL, 35209

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## NOTICE OF ELECTRONIC FILING

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IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

CAITLIN ELIZABETH CHERVENY V. ROBERT THEODORE CHERVENY JR  
01-DR-2023-901018.00

The following subpoena was FILED on 10/10/2023 8:54:32 PM

Notice Date: 10/10/2023 8:54:32 PM

JACQUELINE ANDERSON SMITH  
CIRCUIT COURT CLERK  
JEFFERSON COUNTY, ALABAMA  
2124 7TH AVENUE NORTH, SUITE 100  
BIRMINGHAM, AL, 35203

205-325-5400  
jackle.smith@alacourt.gov



EXHIBIT 12

AlaFile E-Notice

01-DR-2023-901018.00

To: OFFICER SAMPSON  
1710 1ST AVENUE NORTH  
EAST PRECINT  
BIRMINGHAM, AL, 35203

---

## NOTICE OF ELECTRONIC FILING

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IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

CAITLIN ELIZABETH CHERVENY V. ROBERT THEODORE CHERVENY JR  
01-DR-2023-901018.00

The following subpoena was FILED on 10/10/2023 8:27:16 PM

Notice Date: 10/10/2023 8:27:16 PM

JACQUELINE ANDERSON SMITH  
CIRCUIT COURT CLERK  
JEFFERSON COUNTY, ALABAMA  
2124 7TH AVENUE NORTH, SUITE 100  
BIRMINGHAM, AL, 35203

205-325-5400  
jackie.smith@alacourt.gov







## NOTICE TO FILER

Requirements for Completing Service

IN THE COURT OF JEFFERSON COUNTY, ALABAMA  
CAITLIN ELIZABETH CHERVENY V. ROBERT THEODORE CHERVENY JR

01-DR-2023-901018.00

To: WENDELL WARREN MAJOR  
wendell3303@att.net

In your subpoena filing, you requested that one or more of the Defendants be served by Private Process Server:

**In order to affect service, you must deliver the following document to the process server for service.**

The process server, once the process server has served the recipient, must complete the "service return". This service return must be returned to the Clerk of the Court issuing service.

JACQUELINE ANDERSON SMITH  
2124 7TH AVENUE NORTH, SUITE 100  
BIRMINGHAM, AL 35203

**The summons and complaint should be served in compliance with Alabama Rules of Civil Procedure 4:**

**How Served and Returned.** The person serving process shall locate the person to be served and shall deliver a copy of the process and accompanying documents to the person to be served. When the copy of the process has been delivered, the person serving process shall endorse that fact on the process and return it to the clerk, who shall make the appropriate entry on the docket sheet relating to the action. The return shall clearly indicate the name, address, and telephone number of the person serving process. The return of the person serving process in the manner described herein shall be prima facie evidence that process has been served.



ELECTRONICALLY FILED 12  
10/10/2023 8:27 PM  
01-DR-2023-901018.00  
CIRCUIT COURT OF  
JEFFERSON COUNTY, ALABAMA  
JACQUELINE ANDERSON SMITH, CLERK

State of Alabama  
Unified Judicial System  
Form C-13 (front) Rev. 4/18

**ORDER TO APPEAR  
(SUBPOENA)**

Cas  
01-1

**IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA**

State of Alabama  
 Municipality of \_\_\_\_\_

**CAITLIN ELIZABETH CHERVENY V. ROBERT THEODORE CHERVENY JR**  
(For Juvenile cases only):

In the Matter of \_\_\_\_\_

CORPORAL IRBY

1710 1ST AVENUE  
EAST PRECINT  
BIRMINGHAM, AL 35203

A. Issued at the request of:

- 1.  Plaintiff/State
- 2.  Defendant
- 3.  Grand Jury

B. Special Instructions

You are ordered to:

- 1.  Appear at trial
- 2.  Produce records or documents-See attached schedule(s)
- 3.  Appear at deposition
- 4.  Other \_\_\_\_\_

You may contact: WENDELL WARREN MAJOR P.O. BOX 303 FAIRFIELD, AL 35064 (205) 965-1508

**YOU ARE ORDERED TO APPEAR to give testimony before the court or by deposition; and/or produce and permit inspection and copying of books, documents, or tangible things; and/or permit inspection of premises as stated below until otherwise excused. Failure to obey this subpoena may be deemed a contempt of court from which the subpoena was issued.**

**ADDITIONAL INSTRUCTIONS**

Any inspection or production of documents or records must be completed within 15 days

- 1) Incident reports detailing the circumstances of the arrest. 2) Any body camera footage or recordings of the incident. And 3) Photographs or visual evidence related to the arrest. For PD Case Number: 2023-00132561

DATE: 10/17/2023 12:00 AM  
ROOM: 240  
ADDRESS: 2124 7TH AVENUE NORTH, SUITE 100  
Courtroom 240  
BIRMINGHAM, AL 35203  
DATE ISSUED: 10/10/2023

/s/ JACQUELINE ANDERSON SMITH  
Signature of Court Clerk Deputy Clerk Initials

**TO ANY SHERIFF OF THE STATE OF ALABAMA** You are ordered to serve this order on the above named person and make return to this court.  
**OR ANY AUTHORIZED PERSON:**

**RETURN ON SERVICE**

I certify that I personally delivered a copy of this order to \_\_\_\_\_ on \_\_\_\_\_

(For Criminal cases only)

Served By Mail

Date Mailed \_\_\_\_\_

Signature and Title of Server \_\_\_\_\_

Sheriff \_\_\_\_\_

Deputy Sheriff \_\_\_\_\_



Form C-13 (back) Rev.4/18

## ORDER TO APPEAR (SUBPOENA)

## NOTICE

With respect to a subpoena which seeks only a production of documents or tangible things or an inspection of premises, as provided in Ala.R.Civ.P. 45(a) (3) (C), the production of documents or tangible things or the inspection of premises pursuant to this subpoena shall take place where the documents or tangible things are regularly kept or at some other reasonable place designated by the recipient of this subpoena. As recipient of this subpoena, you have the option to deliver or mail legible copies of the documents or things to the party causing issuance of this subpoena, and the preparation of copies may be conditioned on the payment in advance of the reasonable cost of making such copies. Other parties involved in this lawsuit have the right to be present at the time of the production or inspection. The recipient of this subpoena has the right to object to the production or inspection at any time prior to the date of production or inspection set forth in this subpoena. See Ala. R.Civ.P. 45(c) (2) (B), which is set out below.

Rule 45, Ala. R.Civ.P., Paragraphs (c) & (d)

## (c) Protection of person subject to subpoenas.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court from which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, document or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying at any time before the time specified for compliance may serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. "Serve" as used herein means mailing to the party or attorney. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expenses resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance;

(ii) requires a resident of this state who is not a party or an officer of a party to travel to a place more than one hundred (100) miles from the place where that person resides, is employed or regularly transacts business in person, or requires a nonresident of this state who is not a party or an officer of a party to travel to a place within this state more than one hundred (100) miles from the place of service or, where separate from the place of service, more than one hundred (100) miles from the place where that person is employed or regularly transacts business in person, except that, subject to the provision of clause (c)(3)(B)(iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden.

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expenses to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

## (d) Duties in responding to subpoena.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

(3) If a subpoena does not specify the form or forms for producing electronically stored information, a person responding to a subpoena must produce the information in a form or forms in which the person ordinarily maintains it or in a form or forms that are reasonably usable.

(4) A person responding to a subpoena need not produce the same electronically stored information in more than one form.

(5) A person responding to a subpoena need not provide discovery of electronically stored information from sources the person identifies to the requesting party as not reasonably accessible because of undue burden or cost. On motion to compel discovery or to quash, the person from whom discovery is sought must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(B). The court may specify conditions regarding the production of the discovery.

(6) If information is produced in discovery that is subject to a claim of privilege or of protection as trial-preparation material, the person or party making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has and may not use or disclose the information until the claim is resolved. Any party or the producing person may promptly present the information to the court under seal for a determination of the claim. If the receiving party disclosed the information before being notified, it must take reasonable steps to retrieve it. The person who produced the information must preserve the information until the claim is resolved.



State of Alabama  
Unified Judicial System  
Form C-13 (front) Rev. 4/18

**ORDER TO APPEAR  
(SUBPOENA)**

Case Number:  
01-DR-2023-901018.00

**IN THE CIRCUIT COURT OF JEFFERSON - BIRMINGHAM COUNTY, ALABAMA**

State of Alabama

Municipality of \_\_\_\_\_

**CAITLIN ELIZABETH CHERVENY V. ROBERT THEODORE CHERVENY JR**

(For Juvenile cases only):

In the Matter of \_\_\_\_\_

CORPORAL IRBY

1710 1ST AVENUE  
EAST PRECINT  
BIRMINGHAM, AL 35203

W002

A. Issued at the request of :

1.  Plaintiff/State

2.  Defendant

3.  Grand Jury

B. Special Instructions

You are ordered to:

1.  Appear at trial

2.  Produce records or documents-See attached schedule(s)

3.  Appear at deposition

4.  Other \_\_\_\_\_

You may contact: WENDELL WARREN MAJOR P.O. BOX 303 FAIRFIELD, AL 35064 (205) 965-1508

**YOU ARE ORDERED TO APPEAR to give testimony before the court or by deposition; and/or produce and permit inspection and copying of books, documents, or tangible things; and/or permit inspection of premises as stated below until otherwise excused. Failure to obey this subpoena may be deemed a contempt of court from which the subpoena was issued.**

**ADDITIONAL INSTRUCTIONS**

Any inspection or production of documents or records must be completed within 15 days

1) Incident reports detailing the circumstances of the arrest. 2) Any body camera footage or recordings of the incident. And 3) Photographs or visual evidence related to the arrest. For PD Case Number: 2023-00132561

DATE: 10/17/2023 12:00:00 AM

ROOM: 240

ADDRESS: 2124 7TH AVENUE NORTH, SUITE 100

Courtroom 240

BIRMINGHAM, AL 35203

DATE ISSUED: 10/10/2023

/s/ JACQUELINE ANDERSON SMITH

Signature of Court Clerk

Deputy Clerk Initials

**TO ANY SHERIFF OF THE STATE OF ALABAMA OR ANY AUTHORIZED PERSON:** You are ordered to serve this order on the above named person and make return to this court.

**RETURN ON SERVICE**

I certify that I personally delivered a copy of this order to \_\_\_\_\_

on \_\_\_\_\_

(For Criminal cases only)

Served By Mail

Date Mailed \_\_\_\_\_

Signature and Title of Server



01-DR-2023-901018,00-W002

Sheriff \_\_\_\_\_

Deputy Sheriff \_\_\_\_\_

**SERVICE RETURN COPY**



## NOTICE TO FILER

Requirements for Completing Service

IN THE COURT OF JEFFERSON COUNTY, ALABAMA  
CAITLIN ELIZABETH CHERVENY V. ROBERT THEODORE CHERVENY JR

01-DR-2023-901018.00

To: WENDELL WARREN MAJOR  
wendell3303@att.net

In your subpoena filing, you requested that one or more of the Defendants be served by Private Process Server:

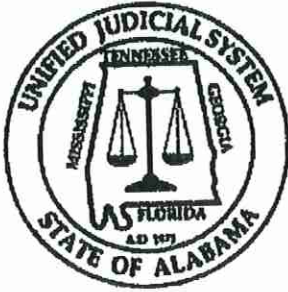
**In order to affect service, you must deliver the following document to the process server for service.**

The process server, once the process server has served the recipient, must complete the "service return". This service return must be returned to the Clerk of the Court issuing service.

JACQUELINE ANDERSON SMITH  
2124 7TH AVENUE NORTH, SUITE 100  
BIRMINGHAM, AL 35203

**The summons and complaint should be served in compliance with Alabama Rules of Civil Procedure 4:**

**How Served and Returned.** The person serving process shall locate the person to be served and shall deliver a copy of the process and accompanying documents to the person to be served. When the copy of the process has been delivered, the person serving process shall endorse that fact on the process and return it to the clerk, who shall make the appropriate entry on the docket sheet relating to the action. The return shall clearly indicate the name, address, and telephone number of the person serving process. The return of the person serving process in the manner described herein shall be prima facie evidence that process has been served.



AlaFile E-Notice

01-DR-2023-901018.00

To: CITY OF BIRMINGHAM CUSTODIAN OF RECORDS  
1710 1ST AVENUE NORTH  
BIRMINGHAM, AL, 35203

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## NOTICE OF ELECTRONIC FILING

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IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

CAITLIN ELIZABETH CHERVENY V. ROBERT THEODORE CHERVENY JR  
01-DR-2023-901018.00

The following subpoena was FILED on 10/10/2023 8:27:16 PM

Notice Date: 10/10/2023 8:27:16 PM

JACQUELINE ANDERSON SMITH  
CIRCUIT COURT CLERK  
JEFFERSON COUNTY, ALABAMA  
2124 7TH AVENUE NORTH, SUITE 100  
BIRMINGHAM, AL, 35203

205-325-5400  
jackie.smith@alacourt.gov



State of Alabama  
Unified Judicial System  
Form C-13 (front) Rev. 4/18

**ORDER TO APPEAR  
(SUBPOENA)**

Cas  
01-



**EXHIBIT 12**  
ELECTRONICALLY FILED  
10/10/2023 8:27 PM  
01-DR-2023-901018.00  
CIRCUIT COURT OF  
JEFFERSON COUNTY, ALABAMA  
JACQUELINE ANDERSON SMITH, CLERK

**IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA**

- State of Alabama
- Municipality of \_\_\_\_\_

**CAITLIN ELIZABETH CHERVENY V. ROBERT THEODORE CHERVENY JR**  
(For Juvenile cases only):

In the Matter of \_\_\_\_\_

CITY OF BIRMINGHAM CUSTODIAN OF RECORDS

1710 1ST AVENUE NORTH  
BIRMINGHAM, AL 35203

A. Issued at the request of :

- 1.  Plaintiff/State
- 2.  Defendant
- 3.  Grand Jury

B. Special Instructions

You are ordered to:

- 1.  Appear at trial
- 2.  Produce records or documents-See attached schedule(s)
- 3.  Appear at deposition
- 4.  Other \_\_\_\_\_

You may contact: WENDELL WARREN MAJOR P.O. BOX 303 FAIRFIELD, AL 35064 (205) 965-1508

**YOU ARE ORDERED TO APPEAR** to give testimony before the court or by deposition; and/or produce and permit inspection and copying of books, documents, or tangible things; and/or permit inspection of premises as stated below until otherwise excused. Failure to obey this subpoena may be deemed a contempt of court from which the subpoena was issued.

**DATE:** 10/17/2023 12:00 AM

**ROOM:** 240

**ADDRESS:** 2124 7TH AVENUE NORTH, SUITE 100  
Courtroom 240  
BIRMINGHAM, AL 35203

**DATE ISSUED:** 10/10/2023

**ADDITIONAL INSTRUCTIONS**

Any inspection or production of documents or records must be completed within 15 days

- 1) Incident reports detailing the circumstances of the arrest. 2) Any body camera footage or recordings of the incident. And 3) Photographs or visual evidence related to the arrest. For PD Case Number: 2023-00132561

/s/ JACQUELINE ANDERSON SMITH

Signature of Court Clerk

Deputy Clerk Initials

**TO ANY SHERIFF OF THE STATE OF ALABAMA OR ANY AUTHORIZED PERSON:** You are ordered to serve this order on the above named person and make return to this court.

**RETURN ON SERVICE**

I certify that I personally delivered a copy of this order to \_\_\_\_\_

on \_\_\_\_\_

(For Criminal cases only)

Served By Mail

Date Mailed \_\_\_\_\_

Signature and Title of Server \_\_\_\_\_

Sheriff \_\_\_\_\_

Deputy Sheriff \_\_\_\_\_



Form C-13 (back) Rev.4/18

## ORDER TO APPEAR (SUBPOENA)

## NOTICE

With respect to a subpoena which seeks only a production of documents or tangible things or an inspection of premises, as provided in Ala.R.Civ.P. 45(a) (3) (C), the production of documents or tangible things or the inspection of premises pursuant to this subpoena shall take place where the documents or tangible things are regularly kept or at some other reasonable place designated by the recipient of this subpoena. As recipient of this subpoena, you have the option to deliver or mail legible copies of the documents or things to the party causing issuance of this subpoena, and the preparation of copies may be conditioned on the payment in advance of the reasonable cost of making such copies. Other parties involved in this lawsuit have the right to be present at the time of the production or inspection. The recipient of this subpoena has the right to object to the production or inspection at any time prior to the date of production or inspection set forth in this subpoena. See Ala. R.Civ.P. 45(c) (2) (B), which is set out below.

Rule 45, Ala. R.Civ.P., Paragraphs (c) & (d)

## (c) Protection of person subject to subpoenas.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court from which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, document or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying at any time before the time specified for compliance may serve upon the party or attorney designed in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. "Serve" as used herein means mailing to the party or attorney. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expenses resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance;

(ii) requires a resident of this state who is not a party or an officer of a party to travel to a place more than one hundred (100) miles from the place where that person resides, is employed or regularly transacts business in person, or requires a nonresident of this state who is not a party or an officer of a party to travel to a place within this state more than one hundred (100) miles from the place of service or, where separate from the place of service, more than one hundred (100) miles from the place where that person is employed or regularly transacts business in person, except that, subject to the provision of clause (c)(3)(B)(iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden.

## (B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expenses to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

## (d) Duties in responding to subpoena.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

(3) If a subpoena does not specify the form or forms for producing electronically stored information, a person responding to a subpoena must produce the information in a form or forms in which the person ordinarily maintains it or in a form or forms that are reasonably usable.

(4) A person responding to a subpoena need not produce the same electronically stored information in more than one form.

(5) A person responding to a subpoena need not provide discovery of electronically stored information from sources the person identifies to the requesting party as not reasonably accessible because of undue burden or cost. On motion to compel discovery or to quash, the person from whom discovery is sought must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(B). The court may specify conditions regarding the production of the discovery.

(6) If information is produced in discovery that is subject to a claim of privilege or of protection as trial-preparation material, the person or party making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has and may not use or disclose the information until the claim is resolved. Any party or the producing person may promptly present the information to the court under seal for a determination of the claim. If the receiving party disclosed the information before being notified, it must take reasonable steps to retrieve it. The person who produced the information must preserve the information until the claim is resolved.



State of Alabama  
Unified Judicial System  
Form C-13 (front) Rev. 4/18

**ORDER TO APPEAR  
(SUBPOENA)**

Case Number:  
01-DR-2023-901018.00

**IN THE CIRCUIT COURT OF JEFFERSON - BIRMINGHAM COUNTY, ALABAMA**

- State of Alabama
- Municipality of \_\_\_\_\_

**CAITLIN ELIZABETH CHERVENY V. ROBERT THEODORE CHERVENY JR**  
(For Juvenile cases only):

In the Matter of \_\_\_\_\_

CITY OF BIRMINGHAM CUSTODIAN OF RECORDS

1710 1ST AVENUE NORTH  
BIRMINGHAM, AL 35203

W001

A. Issued at the request of:

- 1.  Plaintiff/State
- 2.  Defendant
- 3.  Grand Jury

B. Special Instructions

You are ordered to:

- 1.  Appear at trial
- 2.  Produce records or documents-See attached schedule(s)
- 3.  Appear at deposition
- 4.  Other \_\_\_\_\_

You may contact: WENDELL WARREN MAJOR P.O. BOX 303 FAIRFIELD, AL 35084 (205) 965-1508

**YOU ARE ORDERED TO APPEAR to give testimony before the court or by deposition; and/or produce and permit inspection and copying of books, documents, or tangible things; and/or permit inspection of premises as stated below until otherwise excused. Failure to obey this subpoena may be deemed a contempt of court from which the subpoena was issued.**

DATE: 10/17/2023 12:00:00 AM

ROOM: 240

ADDRESS: 2124 7TH AVENUE NORTH, SUITE 100  
Courtroom 240  
BIRMINGHAM, AL 35203

DATE ISSUED: 10/10/2023

**ADDITIONAL INSTRUCTIONS**  
Any inspection or production of documents or records must be completed within 15 days

- 1) Incident reports detailing the circumstances of the arrest. 2) Any body camera footage or recordings of the incident. And 3) Photographs or visual evidence related to the arrest. For PD Case Number: 2023-00132561

/s/ JACQUELINE ANDERSON SMITH  
Signature of Court Clerk

Deputy Clerk Initials

**TO ANY SHERIFF OF THE STATE OF ALABAMA OR ANY AUTHORIZED PERSON:** You are ordered to serve this order on the above named person and make return to this court.

**RETURN ON SERVICE**

I certify that I personally delivered a copy of this order to \_\_\_\_\_ on \_\_\_\_\_

(For Criminal cases only)

Served By Mail

Date Mailed \_\_\_\_\_

Signature and Title of Server



01-DR-2023-901018.00-W001

Sheriff

Deputy Sheriff

**SERVICE RETURN COPY**

**EXHIBIT 12**

**Lost Wages for Reimbursement**

**For**

**William Keene  
Licensed Medicare Broker  
10/17/2023**

**Please see the breakdown below for the wages lost due to a subpoena to witness for William Keene on 10/17/2023. The subpoena was for the Robert Cherveney vs. Caitlin Mantooth/Cherveney Case. Case # 01-DR-2023-901018.00**

**Lost wages are due per Subpoena Rule 45 Section (f)**

<b>Avg. Hourly Wage</b>	<b>Hours Missed While at Court</b>	<b>Total Wages Due for Reimbursement</b>
<b>\$56.25</b>	<b>5</b>	<b>\$281.25</b>

**Please mail reimbursement check to:**

**William Keene  
572 Forrest Drive South  
Homewood, AL 35209**

DOCUMENT 38

State of Alabama  
 Unified Judicial System  
 Form C-13 (front) Rev. 4/18

**ORDER TO APPEAR  
 (SUBPOENA)**

Cas  
 01-1

ELECTRONICALLY FILED  
 10/10/2023 8:54 PM  
 01-DR-2023-901018 00  
 CIRCUIT COURT OF  
 JEFFERSON COUNTY, ALABAMA  
 JACQUELINE ANDERSON SMITH, CLERK

**IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA**

- State of Alabama
- Municipality of \_\_\_\_\_
- CAITLIN ELIZABETH CHERVENY V. ROBERT THEODORE CHERVENY JR**  
 (For Juvenile cases only):
- In the Matter of \_\_\_\_\_

WILL KEENE

572 FORREST DRIVE SOUTH  
 HOMEWOOD, AL 35209

A. Issued at the request of :

- 1.  Plaintiff/State
- 2.  Defendant
- 3.  Grand Jury

B. Special Instructions

You are ordered to:

- 1.  Appear at trial
- 2.  Produce records or documents-See attached schedule(s)
- 3.  Appear at deposition
- 4.  Other \_\_\_\_\_

You may contact: **WENDELL WARREN MAJOR P.O. BOX 303 FAIRFIELD, AL 35064 (205) 965-1508**

**YOU ARE ORDERED TO APPEAR** to give testimony before the court or by deposition; and/or produce and permit inspection and copying of books, documents, or tangible things; and/or permit inspection of premises as stated below until otherwise excused. Failure to obey this subpoena may be deemed a contempt of court from which the subpoena was issued.

DATE: 10/17/2023 09:00 AM  
 ROOM: 240  
 ADDRESS: 2124 7TH AVENUE NORTH, SUITE 100  
 BIRMINGHAM, AL 35203

DATE ISSUED: 10/10/2023

/s/ JACQUELINE ANDERSON SMITH  
 Signature of Court Clerk Deputy Clerk Initials

**ADDITIONAL INSTRUCTIONS**  
 Any inspection or production of documents or records must be completed within 15 days

**TO ANY SHERIFF OF THE STATE OF ALABAMA OR ANY AUTHORIZED PERSON:** You are ordered to serve this order on the above named person and make return to this court.

**RETURN ON SERVICE**

I certify that I personally delivered a copy of this order to \_\_\_\_\_

on \_\_\_\_\_

(For Criminal cases only)

Served By Mail

Date Mailed \_\_\_\_\_

Signature and Title of Server \_\_\_\_\_

Sheriff \_\_\_\_\_

Deputy Sheriff \_\_\_\_\_



Form C-13 (back) Rev.4/18

## ORDER TO APPEAR (SUBPOENA)

## NOTICE

With respect to a subpoena which seeks only a production of documents or tangible things or an inspection of premises, as provided in Ala.R.Civ.P. 45(a) (3) (C), the production of documents or tangible things or the inspection of premises pursuant to this subpoena shall take place where the documents or tangible things are regularly kept or at some other reasonable place designated by the recipient of this subpoena. As recipient of this subpoena, you have the option to deliver or mail legible copies of the documents or things to the party causing issuance of this subpoena, and the preparation of copies may be conditioned on the payment in advance of the reasonable cost of making such copies. Other parties involved in this lawsuit have the right to be present at the time of the production or inspection. The recipient of this subpoena has the right to object to the production or inspection at any time prior to the date of production or inspection set forth in this subpoena. See Ala. R.Civ.P. 45(c) (2) (B), which is set out below.

Rule 45, Ala. R.Civ.P., Paragraphs (c) & (d)

## (c) Protection of person subject to subpoenas.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court from which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, document or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying at any time before the time specified for compliance may serve upon the party or attorney designed in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. "Serve" as used herein means mailing to the party or attorney. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expenses resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance;

(ii) requires a resident of this state who is not a party or an officer of a party to travel to a place more than one hundred (100) miles from the place where that person resides, is employed or regularly transacts business in person, or requires a nonresident of this state who is not a party or an officer of a party to travel to a place within this state more than one hundred (100) miles from the place of service or, where separate from the place of service, more than one hundred (100) miles from the place where that person is employed or regularly transacts business in person, except that, subject to the provision of clause (c)(3)(B)(iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden.

## (B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expenses to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

## (d) Duties in responding to subpoena.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation material, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

(3) If a subpoena does not specify the form or forms for producing electronically stored information, a person responding to a subpoena must produce the information in a form or forms in which the person ordinarily maintains it or in a form or forms that are reasonably usable.

(4) A person responding to a subpoena need not produce the same electronically stored information in more than one form.

(5) A person responding to a subpoena need not provide discovery of electronically stored information from sources the person identifies to the requesting party as not reasonably accessible because of undue burden or cost. On motion to compel discovery or to quash, the person from whom discovery is sought must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(B). The court may specify conditions regarding the production of the discovery.

(6) If information is produced in discovery that is subject to a claim of privilege or of protection as trial-preparation material, the person or party making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has and may not use or disclose the information until the claim is resolved. Any party or the producing person may promptly present the information to the court under seal for a determination of the claim. If the receiving party disclosed the information before being notified, it must take reasonable steps to retrieve it. The person who produced the information must preserve the information until the claim is resolved.



General Counsel Roman A. Shaul  
Alabama State Bar Office of General Counsel  
415 Dexter Avenue  
Montgomery, AL 36104









AlaFile E-Notice

01-DR-2023-901018.00

To: DHR WORKER MELICIA DERAMU  
2001 12TH AVE N  
BIRMINGHAM, AL, 35234

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## NOTICE OF ELECTRONIC FILING

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IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

CAITLIN ELIZABETH CHERVENY V. ROBERT THEODORE CHERVENY JR  
01-DR-2023-901018.00

The following subpoena was FILED on 10/10/2023 8:27:16 PM

Notice Date: 10/10/2023 8:27:16 PM

JACQUELINE ANDERSON SMITH  
CIRCUIT COURT CLERK  
JEFFERSON COUNTY, ALABAMA  
2124 7TH AVENUE NORTH, SUITE 100  
BIRMINGHAM, AL, 35203

205-325-5400  
jackle.smith@alacourt.gov

IN THE FAMILY COURT FOR JEFFERSON COUNTY



**EXHIBIT 10**  
ELECTRONICALLY FILED  
9/20/2023 1:02 PM  
01-CS-2022-000357.01  
JUVENILE COURT OF  
JEFFERSON COUNTY, ALABAMA  
LAKITIA M. HALL-WRIGHT, CLERK

FAHEEM HASON,

PLAINTIFF,

v.

FATUMA ROBERTSON,

DEFENDANT,

CASE NUMBER: CS-2022-000357  
DR-2022-500553

**PLAINTIFF'S MOTION TO CONSOLIDATE AND CONTINUE**

COMES NOW the Plaintiff, Faheem Hason (hereinafter "Plaintiff"), by and through his undersigned counsel of record, Wendell Major, in the above-styled causes and files this Motion to Consolidate and Continue the Initial Hearings in this matter currently set for November 3, 2023, at 8:30 a.m., and as grounds therefore, states as follows:

1. That on August 29, 2023, this Honorable Court entered an Order setting this matter for a trial on November 3, 2023, at 8:30 a.m. in front of the Honorable Brian Huff in Jefferson County (DR-2022-500553).
2. That a first hearing for Paternity is set on December 12, 2023, at 9:45 a.m. in front of the Honorable Pamela Wilson Cousins (CS-2022-000357.01)
3. That in the interest of upholding fundamental principles of due process and ensuring that justice and efficient resolution of the cases at hand, it is hereby requested that cases CS-2022-000357 and DR-2022-500553 be consolidated and continued.
4. That the foundational prerequisite of establishing paternity must be addressed prior to deliberating on the scope of the issues in the Protection from Abuse order.
5. That presently, the scheduled Protection from Abuse trial set for November 3, 2023, would proceed before the essential matter of paternity is determined.
6. That it is in the best interest of the children involved in the above-stated cases as well as the interest of justice and fair play that this Court continue the initial hearing in this matter for judicial economy.

WHEREFORE, PREMISES CONSIDERED, the Plaintiff respectfully requests that this Honorable Court enter an Order Consolidating cases CS-2022-000357 and DR-2022-500553 and the cases be Continued until the Paternity is established at which time a new hearing and trial date in these matters be set from the current setting of November 3, 2023, at 8:30 a.m., and for any other relief to which he may be entitled.

Respectfully submitted,

/s/ Wendell Major  
Wendell W. Major (MAJ011)  
P.O. Box 303  
Fairfield, Alabama  
Telephone: (205)965-1508  
Facsimile: (205)449-8923  
Email: wendell3303@att.net

**CERTIFICATE OF SERVICE**

I hereby certify that I have served a copy of the above and foregoing Motion on the Respondent by ALAFILE System, by email, by hand delivery, or by placing a copy of same in the United States Mail, first class postage-prepaid and properly addressed on the above-listed date.

Fatuma Robertson  
1777 Tall Oak Circle  
Birmingham, Al 35235

Attorney Lashetta S. Coleman  
COLE132 Attorney for Respondent

September 20, 2023

Wendell Major  
Attorney Wendell W. Major  
MAJ011  
ADDRESS: P.O. Box 303  
Fairfield, Alabama  
Telephone: (205)965-1508  
Facsimile: (205)449-8923  
Email: wendell3303@att.net





**EXHIBIT 10**

AlaFile E-Notice

01-CS-2022-000357.01

Judge: PAMELA WILSON COUSINS

To: HASON FAHEEM (PRO SE)  
3024 CARTON RD  
BIRMINGHAM, AL, 35205-0000

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## NOTICE OF ELECTRONIC FILING

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IN THE DISTRICT COURT OF JEFFERSON COUNTY, ALABAMA

FAHEEM HASON VS FATUMA ROBERTSON  
01-CS-2022-000357.01

The following matter was FILED on 9/20/2023 1:03:02 PM

**C001 HASON FAHEEM**  
MOTION FOR CONSOLIDATION  
[Filer: MAJOR WENDELL WARREN]

Notice Date: 9/20/2023 1:03:02 PM

LAKITIA M. HALL-WRIGHT  
CLERK  
JEFFERSON COUNTY, ALABAMA  
JEFFERSON COUNTY FAMILY COURT  
120 SECOND COURT NORTH  
BIRMINGHAM, AL, 35204

205-325-5491  
lakitia.hall-wright@alacourt.gov

**STATE OF ALABAMA**

Unified Judicial System

Revised 3/5/08

01-JEFFERSON

District Court  Circuit Court

Cas



ELECTRONICALLY FILED 10

9/20/2023 1:02 PM

01-CS-2022-000357.01

JUVENILE COURT OF

JEFFERSON COUNTY, ALABAMA  
LAKITIA M. HALL-WRIGHT, CLERK

CS2

FAHEEM HASON VS FATUMA ROBERTSON

**CIVIL MOTION COVER SHEET**

Name of Filing Party: C001 - HASON FAHEEM

Name, Address, and Telephone No. of Attorney or Party. If Not Represented,

WENDELL WARREN MAJOR

P.O. BOX 303

FAIRFIELD, AL 35064

Attorney Bar No.: MAJ011

Oral Arguments Requested

**TYPE OF MOTION**

**Motions Requiring Fee**

- Default Judgment (\$50.00)
- Joinder in Other Party's Dispositive Motion (i.e. Summary Judgment, Judgment on the Pleadings, or other Dispositive Motion not pursuant to Rule 12(b)) (\$50.00)
- Judgment on the Pleadings (\$50.00)
- Motion to Dismiss, or in the Alternative Summary Judgment (\$50.00)
- Renewed Dispositive Motion (Summary Judgment, Judgment on the Pleadings, or other Dispositive Motion not pursuant to Rule 12(b)) (\$50.00)
- Summary Judgment pursuant to Rule 56 (\$50.00)
- Motion to Intervene (\$297.00)
- Other \_\_\_\_\_ pursuant to Rule \_\_\_\_\_ (\$50.00)

\*Motion fees are enumerated in §12-19-71(a). Fees pursuant to Local Act are not included. Please contact the Clerk of the Court regarding applicable local fees.

Local Court Costs \$ 0

**Motions Not Requiring Fee**

- Add Party
- Amend
- Change of Venue/Transfer
- Compel
- Consolidation
- Continue
- Deposition
- Designate a Mediator
- Judgment as a Matter of Law (during Trial)
- Disburse Funds
- Extension of Time
- In Limine
- Joinder
- More Definite Statement
- Motion to Dismiss pursuant to Rule 12(b)
- New Trial
- Objection of Exemptions Claimed
- Pendente Lite
- Plaintiff's Motion to Dismiss
- Preliminary Injunction
- Protective Order
- Quash
- Release from Stay of Execution
- Sanctions
- Sever
- Special Practice in Alabama
- Stay
- Strike
- Supplement to Pending Motion
- Vacate or Modify
- Withdraw
- Other \_\_\_\_\_

pursuant to Rule \_\_\_\_\_ (Subject to Filing Fee)

Check here if you have filed or are filing contemporaneously with this motion an Affidavit of Substantial Hardship or if you are filing on behalf of an agency or department of the State, county, or municipal government. (Pursuant to §6-6-1 Code of Alabama (1975), governmental entities are exempt from prepayment of filing fees)

Date: 9/20/2023 1:02:12 PM

Signature of Attorney or Party  
/s/ WENDELL WARREN MAJOR

\*This Cover Sheet must be completed and submitted to the Clerk of Court upon the filing of any motion. Each motion should contain a separate Cover Sheet.  
\*\*Motions titled 'Motion to Dismiss' that are not pursuant to Rule 12(b) and are in fact Motions for Summary Judgments are subject to filing fee.

MUNICIPAL COURT OF THE CITY OF BIRMINGHAM

CITY OF BIRMINGHAM, )  
)  
)  
)  
)  
v. )  
)  
Anthony Joseph Piazza )  
)  
)

Case Nos. WR220874

**NOTICE OF APPEARANCE AND  
MOTION FOR DISCOVERY**

COMES NOW Wendell Major Anthony Piazza, for Anthony Piazza, Defendant, in the above cases, and moves this Honorable Court for an Order directing the City of Birmingham Prosecutor to immediately disclose and/or provide the below listed information and/or items to the undersigned counsel, forthwith:

1. All written, recorded, or electronic information of, concerning, or about the Defendant or Defendant's property, which is within the possession, custody or control of the any agent, servant, employee, magistrate, police officer, or prosecutor of the City of Birmingham, the existence of which is known, or could be known through the exercise of due diligence by any agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham.
2. All written, recorded, or electronic information of, concerning, or about all statements made by any witness or person as part of any investigation by any agent, servant, employee, magistrate, police officer, or prosecutor for City of Birmingham which is within the possession, custody or control of any agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham, the existence of which is known, or could be known through the



**Alabama Rule for Legal Internship by Law Students**

**Certification of Supervising Attorney**

I, Wendell Major, certify the

following with respect to the *Alabama Rule for Legal Internship by Law Students*:

1. I will assume professional responsibility under the *Alabama Rules of Professional Conduct* for all activities and services rendered by Eric Major as a student intern;
2. I will secure prior written consent of every client for services actually performed in court by this student intern;
3. I will keep the client advised of the services being performed by this student intern;
4. I will supervise the activities and services of this student intern which will be performed under my direction, knowledge and approval;
5. I will be present in court at all times with this student intern in any case tried before a jury; and
6. I will supply the court or tribunal a copy of this certification and a copy of the client's written consent upon seeking permission of the court or tribunal to permit the appearance of this student intern.

Wendell W. Major  
Signature

Wendell Major  
Print Name

State of ALABAMA

County of JEFFERSON

Sworn to and subscribed before me on this the 3rd day of October 2022.

[Signature]  
Signature of Notary

My Commission Expires: 11-09-25

## EXHIBIT 5

exercise of due diligence by any agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham.

3. Any photographs, papers, documents and tangible objects, including but not limited to all digital and electronic information, videos, photos, field notes, emails, texts, reports, journals, or other items which is in the possession, custody or control of any agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham and which may or may not be intended for use by any agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham as evidence at trial, of, concerning or pertaining to the Defendant; and are material to the preparation of a defense.

4. The names of all individuals, witnesses, agents, employees, magistrates, police officers, and/or any and all persons, information, or evidence, including but not limited to all digital and electronic information, 911 calls, police radio communications, videos, photos, field notes, emails, texts, reports, journals, or other items describing, depicting, evidencing, showing or tending to show the activities of the above individuals before, during, and after the arrest of defendant as part of any investigation by any individual, witness, agent, servant, employee, magistrate, police officer, or prosecutor for City of Birmingham which is within the possession, custody or control of the any individual, witness, agent, servant, employee, magistrate, or prosecutor of the City of Birmingham, the existence of which is known, or could be known through the exercise of due diligence by any agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham.

5. All tangible or intangible evidence, including but not limited to all digital and electronic information, videos, photos, field notes, emails, texts, reports, journals, or other items which is potentially exculpatory, or is exculpatory in nature, in the possession, custody or control of any

## EXHIBIT 5

agent, servant, employee, magistrate, police officer, or prosecutor of the City of Birmingham the existence of which is known, or could be known through the exercise of due diligence by any agent, servant, employee magistrate,, police officer, or prosecutor for the City of Birmingham.

6. All information, concerning the defendant or these cases, or which is potentially exculpatory, or is exculpatory in nature, including but not limited to evidence or statements by any witness, agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham which are inconsistent; or which conflict with any other evidence in the possession of any agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham the existence of which is known, or could be known through the exercise of due diligence by any agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham.
7. Any information from any source that any person has identified Defendant is the perpetrator of the acts with which the Defendant is charged.
8. A written or electronic copy of all written or oral waivers or consents given or executed by the Defendant.
9. Any results or reports of physical examinations or scientific tests or experiments which were made as part of any investigation by any agent, servant, employee, magistrate, police officer, or prosecutor for City of Birmingham in connection with the above cases and is within the possession, custody and control of any agent, servant, employee, magistrate, police officer, or prosecutor for the and the existence of which is known or could be known through the City of Birmingham exercise of due diligence by the any agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham.



## EXHIBIT 5

10. All internal orders, letters, policies, directives, and memorandums, whether written, formal, informal, oral, or electronic, of, concerning, or related to the investigation, focus of attention, and/or prosecution of the defendant by the City of Birmingham.

11. Order of the Court Directing the City of Birmingham to permit Defendant to inspect and copy or photograph all statements, including the substance of any oral statements, of the Defendant as provided in the Alabama Rules of Criminal Procedure, Rule 16.1(a)(1) and (2)

Permit the Defendant to inspect and copy or photograph all statements, including the substance of any oral statements, of any co-defendant or accomplice as provided in the Alabama Rules of Criminal Procedure Rule 16.1(a)(1) and (2).

Permit Defendant to inspect and copy or photograph all documents, papers, books, photographs, tangible objects, controlled substances, buildings, places or portions of these things as provided in the Alabama Rules of Criminal Procedure, Rule 16.1(c)(1),(2) and (3).

Permit Defendant to inspect and copy or photograph all results or reports of examinations, tests, and experiments, including the applicable ordinances as well as any ordinances regulating Care of Premises and Solid Waste which are in question in this case as well as the Certification by City Clerk of Publication said ordinances and the Certification by City Clerk of City Clerk of the adoption of the Alabama Criminal and the Alabama Traffic code as provided in the Alabama Rules of Criminal Procedure, Rule 16.1(d).

Provide Defendant with all exculpatory or otherwise favorable information as provided in Alabama Rules of Criminal Procedure, Rule 16.1(f) and as provided in such cases as Brady v. Maryland, Giles v. Maryland, Giglio v. United States & Williams v. Dutton.

## EXHIBIT 5

Furnish the Defendant with such evidence and information that would fall within the guidelines of Rule 404(b) of the Alabama Rules of Evidence.

12. To order the Prosecutor to provide all discoverable information and materials described, requested, and included herein to the undersigned counsel as soon as practicable.

WHEREFORE, PREMISES CONSIDERED, Counsel respectfully moves this Honorable Court to order the City of Birmingham Prosecutor to produce the above-mentioned items of discovery forthwith as requested by the undersigned counsel as soon as practicable.

Respectfully submitted date, November 15, 2021.

11/15/2022

/s/Wendell Major

Wendell Major  
MAJ011

Attorney for Defendant  
428 Paramount Lane  
Hoover, ALABAMA 35266  
(205) 965-1508

### OF COUNSEL

The Major Law Group, llc  
P. O. Box 303  
Fairfield, AL 352064  
Phone (205) 965-1508  
wendell3303@att.net

CERTIFICATION OF SERVICE

This is to certify that I have this day filed a copy of the foregoing Notice of Appearance and Motion for Discovery by hand delivery to and placing in the U.S. Mail postage prepaid, to the parties listed below, this the 15th day of November 2022.

Honorable Lee Powell  
Municipal Court Prosecutor  
City of Birmingham  
801 17<sup>th</sup> Street North  
Birmingham, AL 35203

Municipal Court Clerk  
City of Birmingham  
801 17<sup>th</sup> Street North  
Birmingham, AL 35203

/s/Wendell Major

Wendell Major  
MAJ011

Attorney for Defendant  
428 Paramount Lane  
Hoover, ALABAMA 35266  
(205) 965-1508

**OF COUNSEL**

The Major Law Group, llc  
P. O. Box 303  
Fairfield, AL 352064  
Phone (205) 965-1508  
wendell3303@att.net

FILED IN MUNICIPAL COURT  
CITY OF BIRMINGHAM  
2022 NOV 15 PM 3:29  
BY *scj*

*Office of the City Atty  
Susan J. S.  
11-15-22*



MUNICIPAL COURT OF THE CITY OF BIRMINGHAM

CITY OF BIRMINGHAM, )  
)  
)  
)  
v. )  
)  
Anthony Joseph Piazza )  
)  
)

Case Nos. WR220874

**NOTICE OF APPEARANCE AND  
MOTION FOR DISCOVERY**

COMES NOW Wendell Major Anthony Piazza, for Anthony Piazza, Defendant, in the above cases, and moves this Honorable Court for an Order directing the City of Birmingham Prosecutor to immediately disclose and/or provide the below listed information and/or items to the undersigned counsel, forthwith:

1. All written, recorded, or electronic information of, concerning, or about the Defendant or **Defendant's property**, which is within the possession, custody or control of the any agent, servant, employee, magistrate, police officer, or prosecutor of the City of Birmingham, the existence of which is known, or could be known through the exercise of due diligence by any agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham.
2. All written, recorded, or electronic information of, concerning, or about all **statements made by any witness or person as part of any investigation by any agent, servant, employee, magistrate, police officer, or prosecutor for City of Birmingham which is within the possession, custody or control of any agent, servant, employee, magistrate, police officer, or prosecutor** for the City of Birmingham, the existence of which is known, or could be known through the

## EXHIBIT 5

exercise of due diligence by any agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham.

3. Any photographs, papers, documents and tangible objects, including but not limited to all digital and electronic information, videos, photos, field notes, emails, texts, reports, journals, or other items which is in the possession, custody or control of any agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham and which may or may not be intended for use by any agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham as evidence at trial, of, concerning or pertaining to the Defendant; and are material to the preparation of a defense.

4. The names of all individuals, witnesses, agents, employees, magistrates, police officers, and/or any and all persons, information, or evidence, including but not limited to all digital and electronic information, 911 calls, police radio communications, videos, photos, field notes, emails, texts, reports, journals, or other items describing, depicting, evidencing, showing or tending to show the activities of the above individuals before, during, and after the arrest of defendant as part of any investigation by any individual, witness, agent, servant, employee, magistrate, police officer, or prosecutor for City of Birmingham which is within the possession, custody or control of the any individual, witness, agent, servant, employee, magistrate, or prosecutor of the City of Birmingham, the existence of which is known, or could be known through the exercise of due diligence by any agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham.

5. All tangible or intangible evidence, including but not limited to all digital and electronic information, videos, photos, field notes, emails, texts, reports, journals, or other items which is potentially exculpatory, or is exculpatory in nature, in the possession, custody or control of any

## EXHIBIT 5

agent, servant, employee, magistrate, police officer, or prosecutor of the City of Birmingham the existence of which is known, or could be known through the exercise of due diligence by any agent, servant, employee magistrate,, police officer, or prosecutor for the City of Birmingham.

6. All information, concerning the defendant or these cases, or which is potentially exculpatory, or is exculpatory in nature, including but not limited to evidence or statements by any witness, agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham which are inconsistent; or which conflict with any other evidence in the possession of any agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham the existence of which is known, or could be known through the exercise of due diligence by any agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham.
7. Any information from any source that any person has identified Defendant is the perpetrator of the acts with which the Defendant is charged.
8. A written or electronic copy of all written or oral waivers or consents given or executed by the Defendant.
9. Any results or reports of physical examinations or scientific tests or experiments which were made as part of any investigation by any agent, servant, employee, magistrate, police officer, or prosecutor for City of Birmingham in connection with the above cases and is within the possession, custody and control of any agent, servant, employee, magistrate, police officer, or prosecutor for the and the existence of which is known or could be known through the City of Birmingham exercise of due diligence by the any agent, servant, employee, magistrate, police officer, or prosecutor for the City of Birmingham.



## EXHIBIT 5

10. All internal orders, letters, policies, directives, and memorandums, whether written, formal, informal, oral, or electronic, of, concerning, or related to the investigation, focus of attention, and/or prosecution of the defendant by the City of Birmingham.

11. Order of the Court Directing the City of Birmingham to permit Defendant to inspect and copy or photograph all statements, including the substance of any oral statements, of the Defendant as provided in the Alabama Rules of Criminal Procedure, Rule 16.1(a)(1) and (2)

Permit the Defendant to inspect and copy or photograph all statements, including the substance of any oral statements, of any co-defendant or accomplice as provided in the Alabama Rules of Criminal Procedure<sup>1</sup> Rule 16.1(a)(1) and (2).

Permit Defendant to inspect and copy or photograph all documents, papers, books, photographs, tangible objects, controlled substances, buildings, places or portions of these things as provided in the Alabama Rules of Criminal Procedure, Rule 16.1(c)(1),(2) and (3).

Permit Defendant to inspect and copy or photograph all results or reports of examinations, tests, and experiments, including the applicable ordinances as well as any ordinances regulating Care of Premises and Solid Waste which are in question in this case as well as the Certification by City Clerk of Publication said ordinances and the Certification by City Clerk of City Clerk of the adoption of the Alabama Criminal and the Alabama Traffic code as provided in the Alabama Rules of Criminal Procedure, Rule 16.1(d).

Provide Defendant with all exculpatory or otherwise favorable information as provided in Alabama Rules of Criminal Procedure, Rule 16.1(f) and as provided in such cases as Brady v. Maryland, Giles v. Maryland, Giglio v. United States & Williams v. Dutton.

## EXHIBIT 5

Furnish the Defendant with such evidence and information that would fall within the guidelines of Rule 404(b) of the Alabama Rules of Evidence.

12. To order the Prosecutor to provide all discoverable information and materials described, requested, and included herein to the undersigned counsel as soon as practicable.

WHEREFORE, PREMISES CONSIDERED, Counsel respectfully moves this Honorable Court to order the City of Birmingham Prosecutor to produce the above-mentioned items of discovery forthwith as requested by the undersigned counsel as soon as practicable.

Respectfully submitted date, November 15, 2021.

11/15/22022

/S/Wendell Major

Wendell Major  
MAJ011

Attorney for Defendant  
428 Paramount Lane  
Hoover, ALABAMA 35266  
(205) 965-1508

### OF COUNSEL

The Major Law Group, llc  
P. O. Box 303  
Fairfield, AL 352064  
Phone (205) 965-1508  
wendell3303@att.net

**CERTIFICATION OF SERVICE**

This is to certify that I have this day filed a copy of the foregoing Notice of Appearance and Motion for Discovery by placing in the U.S. Mail postage prepaid, to the parties listed below, this the 15th day of November 2022.

Honorable Lee Powell  
Municipal Court Prosecutor  
City of Birmingham  
801 17<sup>th</sup> Street North  
Birmingham, AL 35203

Municipal Court Clerk  
City of Birmingham  
801 17<sup>th</sup> Street North  
Birmingham, AL 35203

/S/Wendell Major

Wendell Major  
MAJ011

Attorney for Defendant  
428 Paramount Lane  
Hoover, ALABAMA 35266  
(205) 965-1508

**OF COUNSEL**

The Major Law Group, llc  
P. O. Box 303  
Fairfield, AL 352064  
Phone (205) 965-1508  
wendell3303@att.net





PUTTING PEOPLE FIRST

STATEMENT

CITY OF BIRMINGHAM  
 Office of the City Attorney  
 710 North 20<sup>th</sup> Street, Room 600  
 Birmingham, AL 35203  
 (205)254-2369

DATE: December 6, 2022

BILL TO: Mr. Wendell Major  
 Attorney for the Defendant  
 428 Paramount Lane  
 Hoover, AL 35266  
 Phone: 205-965-1508  
 Email: [wendell303@att.net](mailto:wendell303@att.net)

COMMENTS: Please include invoice with payment. You may contact our office once your payment has posted for faster delivery of your documents/items. Thank you. Adrienne Hubbard

DATE	DESCRIPTION	BALANCE	AMOUNT
	Summons to Appear WR2200874 (1 page @ \$1.00 per page) WR22000874		\$1.00
	Deposition (2 pages @ \$1.00 per page) WR22000874		\$2.00
	Complaint (2 pages @ \$1.00 per page) WR22000874		\$1.00
	Copy of City of Birmingham Ordinance Sec. 11-8-8 (2 pages @ \$1.00 per page)		\$2.00
City of Birmingham vs. Anthony Piazza			

CURRENT	1-30 DAYS PAST DUE	31-60 DAYS PAST DUE	61-90 DAYS PAST DUE	OVER 90 DAYS PAST DUE	AMOUNT
					\$6.00

REMITTANCE	
Date: December 6, 2022	Date:
Amount Due: \$6.00	Amount Due:
Amount Enclosed:	Amount Enclosed

Make all checks payable to CITY OF BIRMINGHAM





STATE OF ALABAMA  
ETHICS COMMISSION

MAILING ADDRESS  
P.O. BOX 4840  
MONTGOMERY, AL  
36103-4840

STREET ADDRESS  
RSA UNION  
100 NORTH UNION STREET  
SUITE 104  
MONTGOMERY, AL 36104



COMMISSIONERS  
John Plunk, Chair  
Lyn Stuart, Vice-Chair  
Stanton H. McDonald  
Brig Gen (R) Edward F. Crowell (USAF)

EXECUTIVE DIRECTOR  
Thomas B. Albritton

TELEPHONE (334) 242-2997  
FAX (334) 242-0248  
WEB SITE: [www.ethics.alabama.gov](http://www.ethics.alabama.gov)

November 23, 2022

Wendell W Major  
P O Box 303  
Fairfield, Al 35064

Dear Wendell Major:

Your name was submitted to this office by the Jefferson County Commission as meeting the qualifications to file a Statement of Economic Interests form. As of the date of this letter, our office has not received your filing for calendar year 2021 that was due April 30, 2022. **Do not disregard this letter even if you believe you are not required to file.** If you believe you are not required to file this form for any reason, you must contact our office immediately. If you do not contact us or file your form, you will be fined. **If you filed under an agency/department other than what is listed on this letter, you must refile your form in order to have an accurate form on file with our office.** You may review your filing at this link - <https://seiform.alabama.gov/publicRecords> to confirm the correct agency.

Section 36-25-14(d) of The Code of Alabama states:

**If the information required herein is not filed as required, the commission shall notify the public official or public employee concerned as to his or her failure to so file and the public official or public employee shall have 10 days to file the report after receipt of the notification. The commission may, in its discretion, assess a fine of ten dollars (\$10) a day, not to exceed one thousand dollars (\$1,000), for failure to file timely.**

Consider this a notice that your form must be filed within 10 days of receipt of this notification. You may complete the form online at our website, [www.ethics.alabama.gov](http://www.ethics.alabama.gov).

*If you do not come into compliance within 10 days of receipt of this letter, we will present your name to the Ethics Commission at its next meeting on December 9, 2022, at 9:30 a.m. and request that they assess the \$10.00 per day penalty, computed from the date of your receipt of this notification, as well as possible referral for prosecution for your failure to file the form as required.*

Finally, I draw your attention to Section 36-25-27(a)(7) that states:

**"Any person subject to this chapter who intentionally fails to disclose information required by this chapter shall, upon conviction, be guilty of a Class A misdemeanor." A conviction carries a monetary fine of not more than \$6,000 and imprisonment of up to one year.**

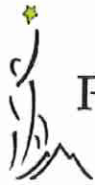
If you have questions or need assistance, please contact our office and we will be happy to provide assistance.

Sincerely,

Cynthia Propst Raulston  
Special Assistant to the Director



# APPEAL OF DISCIPLINARY ACTION TO PERSONNEL BOARD EXHIBIT 8



## Personnel Board of Jefferson County

The Foundation of Your Merit System Career

EMPLOYEE RELATIONS DEPARTMENT  
205-279-3474 ER@pbjcal.org

Pursuant to Rule 12 of the Personnel Board Rules and Regulations, a Regular employee (full-time employee who has completed twelve (12) months of uninterrupted service) who has been terminated, demoted or suspended for more than five (5) working days or more than a total of ten (10) working days in a twelve (12) month period, may appeal the disciplinary action to the Personnel Board of Jefferson County.

The appeal must be submitted to the Personnel Board within ten (10) calendar days after receipt of the notice of disciplinary action from the Appointing Authority. This form should be fully completed, signed, printed and submitted to the Personnel Board within the ten (10) calendar days described. Please refer to Rule 12 of Personnel Board Rules and Regulations and the Personnel Board's Administrative Appeals Procedures for detailed guidance for handling your appeal.

Name

Employee Number

Address

City

Zip

Phone

Alternate Phone

Email Address (for case-related communications)

Jurisdiction

Department

Job Class

Appointing Authority who Issued Discipline

Name of Department Head

Date Notified of Discipline  
(mm/dd/yyyy)

Disciplinary Decision:

- Termination
- Suspension
- Demotion
- Admin Leave w/o Pay

Length of  
Suspension/  
Administrative Leave

If suspended for five days or less, have  
you been suspended previously in the  
last 12 months?

- Yes
- No
- Unsure

In response to the charges against me, I:

- Deny guilt
- Admit to Guilt
- Admit, in part, to guilt

If you contend that you are not guilty of the actions for which you have been charged, state your reason(s):

# EXHIBIT 8

Do you contend that any rule, policy, procedure or guideline was inappropriately applied to you?  Yes  No

If Yes, please list the applicable rule, policy, or procedure

The level of punishment for initial infractions

Do you contend that other employees received less severe discipline for the same or similar actions?  Yes  No

If Yes, please list the names of each employee who received less severe discipline

To be discovered via the discovery process

Describe what relief you are seeking if this appeal is successful?

If other employee benefit or relief is being sought, describe here:

- reinstatement
- backpay
- charges set aside
- reduced discipline
- other employee benefit

**You are entitled to represent yourself (pro se) in this appeal, or you may hire an attorney to represent you. If you choose to hire an attorney, all communications related to your appeal will be directed to your attorney.**

Will you be represented by an attorney or union representative?  Yes  No

Name, Address, Phone and Email Address of Attorney or Union Representative

Wendell W. Major (205)965-1508  
wendell3303@att.net

*(Attorneys must file a Notice of Appearance to the Employee Relations Dept.)*

**\*\*\*To Complete Your Appeal You Must Attach a Copy of the Disciplinary Decision You are Appealing and Any Other Related Materials**

.....

**In accordance with Rule 12 of the Personnel Board Rules and Regulations, I hereby request a hearing of the challenged disciplinary action set forth above to the Director of the Personnel Board of Jefferson County, and I represent that the information provided herein is true and accurate to the best of my knowledge.**

Signature of Employee

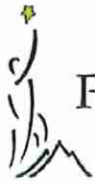
Date

\_\_\_\_\_

\_\_\_\_\_

**AFTER YOU HAVE COMPLETED THIS FORM, PLEASE PRINT, SIGN, AND DATE, AND FILE YOUR APPEAL, ALONG WITH ANY ATTACHMENTS, WITH THE PERSONNEL BOARD EITHER IN PERSON, OR VIA EMAIL TO ER@PBJCAL.ORG.**

# APPEAL OF DISCIPLINARY ACTION TO PERSONNEL BOARD EXHIBIT 8



## Personnel Board of Jefferson County

The Foundation of Your Merit System Career

EMPLOYEE RELATIONS DEPARTMENT  
205-279-3474 ER@pbjcal.org

Pursuant to Rule 12 of the Personnel Board Rules and Regulations, a Regular employee (full-time employee who has completed twelve (12) months of uninterrupted service) who has been terminated, demoted or suspended for more than five (5) working days or more than a total of ten (10) working days in a twelve (12) month period, may appeal the disciplinary action to the Personnel Board of Jefferson County.

The appeal must be submitted to the Personnel Board within ten (10) calendar days after receipt of the notice of disciplinary action from the Appointing Authority. This form should be fully completed, signed, printed and submitted to the Personnel Board within the ten (10) calendar days described. Please refer to Rule 12 of Personnel Board Rules and Regulations and the Personnel Board's Administrative Appeals Procedures for detailed guidance for handling your appeal.

Name		Employee Number
<input type="text"/>		<input type="text"/>
Address	City	Zip
<input type="text"/>	<input type="text"/>	<input type="text"/>
Phone	Alternate Phone	Email Address (for case-related communications)
<input type="text"/>	<input type="text"/>	<input type="text"/>

Jurisdiction	Department	Job Class
<input type="text" value="Birmingham"/>	<input type="text" value="Police Department"/>	<input type="text" value="Police Officer"/>

Appointing Authority who Issued Discipline	Name of Department Head	Date Notified of Discipline (mm/dd/yyyy)
<input type="text" value="Mayor Randall Woodfin"/>	<input type="text" value="Chief Scott Thumond"/>	<input type="text" value="07/28/2023"/>

Disciplinary Decision:	Length of Suspension/ Administrative Leave	If suspended for five days or less, have you been suspended previously in the last 12 months?
<input checked="" type="radio"/> Termination	<input type="text" value="5"/>	<input type="radio"/> Yes <input checked="" type="radio"/> No
<input type="radio"/> Suspension		<input type="radio"/> Unsure
<input type="radio"/> Demotion		
<input type="radio"/> Admin Leave w/o Pay		

In response to the charges against me, I:

Deny guilt       Admit to Guilt       Admit, in part, to guilt

If you contend that you are not guilty of the actions for which you have been charged, state your reason(s):

Amended Appeal I contend similarly siliuated employees were treated less harshly than I.



# EXHIBIT 8

Do you contend that any rule, policy, procedure or guideline was inappropriately applied to you?  Yes  No

If Yes, please list the applicable rule, policy, or procedure

The level of punishment for initial infractions

Do you contend that other employees received less severe discipline for the same or similar actions?  Yes  No

If Yes, please list the names of each employee who received less severe discipline

To be discovered via the discovery process

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If other employee benefit or relief is being sought, describe here:

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- reduced discipline
- other employee benefit

**You are entitled to represent yourself (pro se) in this appeal, or you may hire an attorney to represent you. If you choose to hire an attorney, all communications related to your appeal will be directed to your attorney.**

Will you be represented by an attorney or union representative?

Yes  No

Name, Address, Phone and Email Address of Attorney or Union Representative

Wendell W. Major (205)965-1508  
wendell3303@att.net

*(Attorneys must file a Notice of Appearance to the Employee Relations Dept.)*

**\*\*\*To Complete Your Appeal You Must Attach a Copy of the Disciplinary Decision You are Appealing and Any Other Related Materials**

**In accordance with Rule 12 of the Personnel Board Rules and Regulations, I hereby request a hearing of the challenged disciplinary action set forth above to the Director of the Personnel Board of Jefferson County, and I represent that the information provided herein is true and accurate to the best of my knowledge.**

Signature of Employee

Date

\_\_\_\_\_

\_\_\_\_\_

**AFTER YOU HAVE COMPLETED THIS FORM, PLEASE PRINT, SIGN, AND DATE, AND FILE YOUR APPEAL, ALONG WITH ANY ATTACHMENTS, WITH THE PERSONNEL BOARD EITHER IN PERSON, OR VIA EMAIL TO ER@PBJCAL.ORG.**

IN THE PERSONNEL BOARD OF JEFFERSON COUNTY, ALABAMA

MARCUS MATTHEWS-LEVINS, )  
 )  
 COMPLAINANT, )  
 )  
 v. )  
 )  
 CITY OF BIRMINGHAM )  
 (BIRMINGHAM POLICE DEPT), )  
 )  
 RESPONDENT. )

DA-2023-2454-BH

COMPLAINANT'S REQUESTS FOR PRODUCTION

1. A list of all current civil or criminal litigation that Respondent or Respondent's agents, servants and or employees are a party to related to employee disciplinary actions, including corresponding case numbers.
2. All documentation related to any pending civil or criminal litigation is identified in reference to Question 1.
3. All medical records or doctor's excuses relating to the purported injured arrestee related to these disciplinary charges.
4. All documentation related to any training, procedures, operational orders or directives provided to Police personnel employed by the Respondent within the preceding 24 month of the date of the Respondents disciplinary decision related to Complainant as well as Complainant's departmental training and disciplinary files.
5. All communication, text messages, and written or electronic correspondence of agents, employees, or servants of Respondents, agents or employee who reviewed, processed, documented, and or participated in Respondents decision in the disciplinary charge subject to this appeal, absent communications with Respondent's Attorneys.
6. List the names and contact information for all individuals employed by or for Respondent's agents and or employees and with whom they discussed the details of this disciplinary charge absent communications with Respondent's Attorneys.
7. Any and all pictures, audio or video statements associated or related to the disciplinary charges.

8. Any documents or reports in possession of the Respondent that the City of Birmingham did or could have relied upon in determining Complainant's discipline, to include but not limited to decisions of other similar disciplinary actions purported by the responded to its employees, to include comparable disciplinary decisions, settlement, agreements and or punitive or non-punitive action of respondent's employee in similar capacity as Complainant.
  
9. Any and all statements (written or oral, to include email and memos of supervisory personnel of the Complainant during his term of employment with Respondent) made by the Respondent's agents, employees or servants relating to the disciplinary charge.

Respectfully submitted,

/s/ Wendell Major  
Attorney Wendell W. Major  
MAJ011  
ADDRESS: P.O. Box 303  
Fairfield, Alabama  
Telephone: (205)965-1508  
Facsimile: (205)449-8923  
Email: wendell3303@att.net



**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the above and foregoing was served on all parties via electronic filing to the Respondent's representative on this 8<sup>TH</sup> day of August 2023.

**City of Birmingham**  
Office of the City Attorney  
710 North 20<sup>th</sup> Street – Room 600  
Birmingham, Alabama 35203  
(205) 254-2369  
Pamela.jones.clemente@birminghamal.gov

Employee Relations  
[er@pbjcal.org](mailto:er@pbjcal.org)

/S/Wendell W. Major

Attorney Wendell W. Major  
MAJ011  
ADDRESS: P.O. Box 303  
Fairfield, Alabama  
Telephone: (205)965-1508  
Facsimile: (205)449-8923  
Email: wendell3303@att.net

IN THE PERSONNEL BOARD OF JEFFERSON COUNTY, ALABAMA

MARCUS MATTHEWS-LEVINS, )  
 )  
 COMPLAINANT, )  
 )  
 v. )  
 )  
 CITY OF BIRMINGHAM )  
 (BIRMINGHAM POLICE DEPT), )  
 )  
 RESPONDENT. )

DA-2023-2454-BH

PARTIES' JOINT MOTION TO DISMISS APPEAL AND SETTLEMENT AGREEMENT

The City of Birmingham's Police Department ("Respondent") and Marcus Matthews-Levins ("Complainant"), hereby jointly move the Personnel Board of Jefferson County to Dismiss the appeal in the above styled matter according to the terms of settlement listed below:

- A. Complainant, Marcus Matthews-Levins was *terminated* from the City of Birmingham's Police Department at the close of business on July 28, 2023.
- B. The Parties stipulate that Complainant's appeal was timely filed.
- C. The Parties now wish to *Dismiss* the appeal as settled. In addition, the Parties request that the Personnel Board allow this action based upon the terms listed below.

Respectfully submitted,

*[Handwritten Signature]*  
Pamela E. Jones  
Attorney for Respondent  
Birmingham Police Department

*10/1/23*  
Date

*[Handwritten Signature]*  
Ted E. Smith  
Attorney for Respondent  
Birmingham Police Department

*10/1/23*  
Date

*[Handwritten Signature]*  
Wendell W. Major  
Attorney for Complainant  
Marcus Matthews Levins

*5 Oct 2023*  
Date

*[Handwritten Signature]*  
Marcus Matthews Levins  
Complainant

*10/5/23*  
Date



**TERMS OF SETTLEMENT**

1. Complainant's termination shall be rescinded and Complainant will be allowed to resign.
2. Complainant acknowledges that he will not be eligible for rehire with the City of Birmingham.
3. The resignation shall be effective July 28, 2023.
4. Respondent will not reimburse Complainant any back pay.
5. Complainant is eligible to receive all accrued vacation time and other benefits for which he would have been eligible had he resigned effected July 28, 2023.
6. The parties acknowledge that the Rules and Regulations of the Personnel Board of Jefferson County control Complainant's eligibility for rehire in the Merit System and that pursuant to PBJC Rule 9.5, an applicant may be deemed ineligible for rehire for any given position.
7. Upon receipt by the Personnel Board of Jefferson County, Respondent will prepare and file an amended Personnel Action form reflecting the terms of this settlement.
8. Upon written acceptance by the Personnel Board of Jefferson County, Respondent shall promptly comply with the Personnel Board's Order.

Respectfully submitted,

---

**EXHIBIT 8**

Pamela T. Jones  
Attorney for Respondent  
Birmingham Police Department

Date

Wendell W. Major  
Wendell Major  
Attorney for Complainant  
Marcus Matthews-Levins

\_\_\_\_\_  
Date

Marcus Matthews-Levins  
Complainant

\_\_\_\_\_  
Date

09/19/23

Chief Mayer:

I didn't want to

email this to you for  
fear of it getting in the

wrong hands

Have a blessed day!



Bond No. 93-CW-V672-5

BOND OF EXECUTOR, ADMINISTRATOR OR GUARDIAN  
STATE FARM FIRE AND CASUALTY COMPANY  
BLOOMINGTON, ILLINOIS

RECEIVED  
-7 JUN 2022  
William S. Eby  
Judge Of Probate

STATE OF ALABAMA

PROBATE COURT

COUNTY OF SHELBY

ss.

IN THE MATTER OF THE

- Estate  
 Guardianship

OF DONALD LEE JONES

- Deceased  
 Incompetent  
 Minor

Bond of

- Execut  
 Administrat OR  
 Guardian

KNOW ALL PERSONS BY THESE PRESENTS:

That we, LUTHER SCOTT RAY  
as Principal, and State Farm Fire and Casualty Company, a corporation of Illinois, as surety, are held firmly bound unto  
Judge of the Court of Probate for said County, and his successors in  
office, in the penal sum of ONE HUNDRED THOUSAND AND NO/100 Dollars  
\$ 100,000 ), for which payment, well and truly to be made and done, we bind ourselves, our heirs,  
executors and administrators, jointly and severally, firmly by these presents. And we waive in favor of this bond all right to  
claim any exemption of personal property allowed by the laws of the State of Alabama.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that if the above bound principal shall faithfully  
discharge the duties of his, her, their trust as ADMINISTRATOR, of the estate of

(EXECUTOR, ADMINISTRATOR, GUARDIAN, ETC)

DONALD LEE JONES

according to law, then the above obligation is to be void, else to  
remain in full force.

Dated, signed and sealed with our seals this 16TH day of MAY, 2022.

Luther Scott Ray  
Principal



STATE FARM FIRE AND CASUALTY COMPANY  
Three State Farm Plaza South, Bloomington, IL 61791 • (309) 786-2080

By: [Signature]  
Attorney-in-fact

[Signature]  
Licensed Resident Agent

2110 BESSEMER ROAD, BIRMINGHAM, AL 35208  
Agent's address (street, city, state, ZIP code)

205-780-2955  
Phone

Taken, approved and ordered to be recorded this \_\_\_\_\_ day of \_\_\_\_\_,

Judge of Probate

# STATE OF ALABAMA EXHIBIT 162431

## — LICENSE —

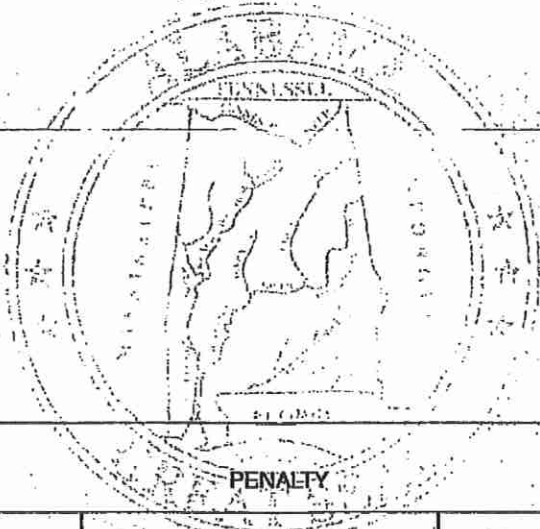
ISSUED TO:  
Wendell Warren Major  
The Major Law Group, LLC  
PO Box 303  
Fairfield, AL 35084-0303

ATTORNEY-AT-LAW  
LICENSE YEAR  
  
**2021-2022**

LICENSE NO.  
166  
  
DATE ISSUED  
09/06/2021

**BUSINESS LOCATION**

3779 Gillespie Rd  
Dolomite, AL 35061-1052



**EXPIRES**  
SEPTEMBER 30, 2022

LICENSE AMOUNT	PENALTY	TOTAL
300.00	0.00	300.00

THE PERSON WHOSE NAME APPEARS ABOVE HAS PAID THE REQUIRED LICENSE FEE AND IS AUTHORIZED TO ENGAGE IN THE PRACTICE OF LAW IN THE STATE OF ALABAMA FOR THE LICENSE PERIOD NOTED ABOVE.

ISSUING AUTHORITY

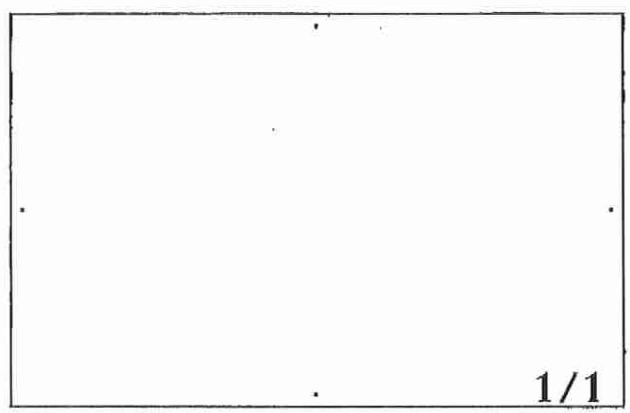
TERRI B. LOVELL, SECRETARY, BOARD OF COMMISSIONERS,  
ALABAMA STATE BAR



**ALABAMA STATE BAR**  
TELEPHONE (334) 269-1515  
415 DEXTER AVENUE  
P.O. BOX 671  
MONTGOMERY, ALABAMA 36101

WE ARE PLEASED TO ENCLOSE A WALLET-SIZE DUPLICATE CARD OF YOUR ANNUAL OCCUPATIONAL LICENSE FOR THE BAR YEAR. THIS CARD CAN BE USED AS BAR MEMBERSHIP IDENTIFICATION.

WE APPRECIATE YOUR CONTINUED ACTIVE INTEREST IN THE ALABAMA STATE BAR.





STATE OF ALABAMA

I swear that I will faithfully discharge the duties of my trust as ADMINISTRATOR  
(EXECUTOR, ADMINISTRATOR, GUARDIAN, ETC.)

of the person and estate of DONALD LEE JONES according to law; so help me God.

Luther S. Ray  
Principal

Subscribed and sworn to before me, the 16TH day of MAY, 2022.

ACKNOWLEDGEMENT OF SURETY

STATE OF ALABAMA } ss.  
County of JEFFERSON

I, KATHERINE ELIZABTH LADD SMITH, in and for said county in the state aforesaid, do hereby certify that JOYCE BURT LADD, Attorney-in-Fact of STATE FARM FIRE AND CASUALTY COMPANY of Bloomington, Illinois, a corporation duly organized and existing under the laws of the State of Illinois, personally known to me to be the same person whose name is subscribed to the foregoing instrument as Attorney-in-Fact of STATE FARM FIRE AND CASUALTY COMPANY, appeared before me this day in person and acknowledged that he/she signed and delivered the said instrument as his/her and State Farm Fire and Casualty Company's free and voluntary act for the uses and purposes therein set forth.

Given under my hand and official seal this 16TH day of MAY, 2022.

My Commission Expires May 18, 2022 Katherine Elizabeth Ladd Smith  
Month and Day Year Notary Signature

ACKNOWLEDGEMENT OF PRINCIPAL

STATE OF ALABAMA } ss.  
County of JEFFERSON

I, JOYCE BURT LADD  Notary Public  County Clerk

in and for said County, do hereby certify that LUTHER SCOTT RAY personally known to me to be the same person(s) whose name is subscribed to the forgoing instrument as Principal, appeared before me this day in person and acknowledged that HE signed, sealed and delivered said instrument as HIS free and voluntary act for the uses and purposes therein set forth.

Given under my hand and official seal this 16TH day of MAY, 2022.

My Commission Expires April 12, 2025 Joyce Burt Ladd  
 Notary Public  County Clerk



EXHIBIT 3

STATE FARM FIRE AND CASUALTY COMPANY

No. \_\_\_\_\_

PROBATE COURT

County

State of Alabama

BOND OF

- ADMINISTRATOR
- ADMINISTRATOR WITH WILL ANNEXED
- EXECUTOR
- GUARDIAN
- CONSERVATOR

On Behalf of

As

In the Matter of the \_\_\_\_\_ of \_\_\_\_\_

Deceased  Ward(s)

Approved \_\_\_\_\_

Judge of Probate

Filed in the office of the Judge of Probate Court of \_\_\_\_\_ County, the

\_\_\_\_\_ day of \_\_\_\_\_ and recorded in \_\_\_\_\_ Record, Page \_\_\_\_\_

Judge of Probate





POWER OF ATTORNEY
STATE FARM FIRE AND CASUALTY COMPANY

KNOW ALL PERSONS BY THESE PRESENTS: That STATE FARM FIRE AND CASUALTY COMPANY, an Illinois corporation, with its principal office in Bloomington, Illinois, does hereby constitute and appoint: JOYCE BURT LADD of BIRMINGHAM, ALABAMA its true and lawful Attorney(s)-in-Fact, to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in the nature of a bond as follows:
\$ 2,500 - License, Permit or Indemnity - Financial Guarantee
\$25,000 - License & Permit - Code Compliance
\$25,000 - Public Official
\$100,000 - Administrator, Executor, or Trustee of a decedent's estate
\$50,000 - Guardian, Conservator, or Committee
\$25,000 - Receiver
\$ 2,500 - Judicial

THIS POWER OF ATTORNEY IS NOT VALID FOR THE EXECUTION OF ANY CONTRACT (CONSTRUCTION OR SUPPLY) BOND - BID, PERFORMANCE OR PAYMENT.

This appointment is made under and by the authority of a resolution which was passed by the Executive Committee of the Board of Directors of State Farm Fire and Casualty Company on the 25th day of February, 2021, as is duly authorized by the Board of Directors in Article II, Section 6 of the By-Laws of the Company, which resolution is:

WHEREAS, the Board desires to delegate the authority to appoint persons as Attorneys-in-Fact for certain bonds, undertakings, or other writings obligatory in the nature of a bond.

RESOLVED, that any Officer of the Company who works regularly with surety bonds is hereby authorized to appoint and empower any representative of the Company as Attorney-in-Fact to execute on behalf of the Company any bonds, undertakings, or other writings obligatory in the nature of a bond, which the Company might execute through its officers. Any said execution of such documents by an Attorney-in Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by he regularly elected or appointed officers of the Company. Any Attorney-in-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

IN WITNESS THEREOF, STATE FARM FIRE AND CASUALTY COMPANY has caused this instrument to be signed by its Officer, and its Corporate Seal to be affixed this 25th day of February, 2021.

This APPOINTMENT SHALL CEASE AND TERMINATE AUTOMATICALLY AS OF DECEMBER 31, 2025, UNLESS SOONER REVOKED AS PROVIDED.

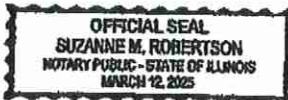


STATE FARM FIRE AND CASUALTY COMPANY

By: John R. Horton - Assistant Secretary Treasurer

STATE OF ILLINOIS
COUNTY OF McLEAN

On this 25th day of February, 2021, before me personally came John R. Horton to me known, who being duly sworn, did depose and say that he is Assistant Secretary Treasurer of STATE FARM FIRE AND CASUALTY COMPANY, the corporation described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such Corporate Seal; and that he executed said instrument on behalf of the corporation by authority of his office under the By-Laws of said corporation.



Suzanne M. Robertson
Notary Public
My commission expires March 12, 2025

CERTIFICATE

I, the undersigned Assistant Secretary Treasurer of STATE FARM FIRE AND CASUALTY COMPANY, do hereby certify that the original Power of Attorney of which the foregoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and sealed at Bloomington, Illinois, Dated this 16TH day of MAY, 2022



Julia Klingling - Assistant Secretary Treasurer

If you have a question concerning the validity of this Power of Attorney, call 309-766-2090.

STATE OF ALABAMA}

COUNTY OF SHELBY}

AMENDED PETITION FOR LETTERS OF ADMINISTRATION

TO THE HONORABLE ALLISON S. BOYD, JUDGE OF PROBATE:

Comes now Luther Scott Ray the "Petitioner" and petitions the Court to grant Letters of Administration to Luther Scott Ray and as a basis for this petition sets for the following facts:

1. Donald Lee Jones the "Deceased," died on December 12, 2021.
2. The Deceased was a resident of Shelby County, Alabama at the time of death.
3. The Deceased left no Last Will or Testament, so far as Petitioner knows or believes.
4. The Deceased left real property of an estimated value of \$200,000 and personal property of an estimated value of \$90,000.
5. The Deceased left surviving, so far as your Petitioner knows, the following heirs at law and next of kin:

Son

Luther Scott Ray  
1000 First Street  
Alabaster, Alabama 35007

Daughter

Erica Hudson  
1515 Cunningham Drive  
Helena, Alabama 35080

6. Erica Hudson is the daughter of the Deceased. Petitioner is the son of the Deceased and is a resident of the State of Alabama and is over the age of nineteen years. Petitioner is in no respect disqualified under the law from serving as the Personal Representative in this matter.

**WHEREFORE**, the premises considered, Petitioner prays that this Honorable Court will enter such orders and decrees as may be necessary to appoint the Petitioner as Personal Representative of the Estate of the Deceased and issue to Petitioner, Letters of Administration upon the Estate of the Deceased, subject to the filing and approval of such bond as may be required by law.



Respectfully submitted, May 26, 2022.

\_\_\_\_\_  
LUTHER SCOTT RAY  
PETITIONER

Wendell Major  
The Major Law Group, LLC  
P.O. Box 303  
Fairfield, Alabama 35064

\_\_\_\_\_  
Attorney for Petitioner

**STATE OF ALABAMA}**

**COUNTY OF SHELBY}**

Before me, the undersigned authority personally appeared Luther Scott Ray whose name as Petitioner is affixed to the foregoing petition, who is known to me and who being first duly sworn deposes and says that he/she is informed and believes and that upon such information and belief states that the facts set out in the foregoing petition are true and correct.

\_\_\_\_\_  
PETITIONER

Sworn to and subscribed before me on \_\_\_\_\_ 2022

\_\_\_\_\_  
NOTARY PUBLIC  
My Commission Expires:

STATE OF ALABAMA}

COUNTY OF SHELBY}

**AMENDED PETITION FOR LETTERS OF ADMINISTRATION**

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4. The Deceased left real property of an estimated value of \$200,000 and personal property of an estimated value of \$90,000.
5. The Deceased left surviving, so far as your Petitioner knows, the following heirs at law and next of kin:

Son  
Luther Scott Ray  
1000 First Street  
Alabaster, Alabama 35007

Daughter  
Erica Hudson  
1515 Cunningham Drive  
Helena, Alabama 35080

6. Erica Hudson is the daughter of the Deceased. Petitioner is the son of the Deceased and is a resident of the State of Alabama and is over the age of nineteen years. Petitioner is in no respect disqualified under the law from serving as the Personal Representative in this matter.

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Respectfully submitted, May 26, 2022.

\_\_\_\_\_  
LUTHER SCOTT RAY  
PETITIONER

Wendell Major  
The Major Law Group, LLC  
P.O. Box 303  
Fairfield, Alabama 35064

\_\_\_\_\_  
Attorney for Petitioner

**STATE OF ALABAMA}**

**COUNTY OF SHELBY}**

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\_\_\_\_\_  
PETITIONER

Sworn to and subscribed before me on \_\_\_\_\_ 2022

\_\_\_\_\_  
NOTARY PUBLIC  
My Commission Expires:





CASHIER'S CHECK  
05/24/2022

~~55011551534~~

The Major Law Group / The Estate of Donald Jones  
Purchaser / Purchased For

**VOID**

ONE HUNDRED SEVENTY FIVE DOLLARS AND 00 CENTS

PAY TO THE ORDER OF: **Shelby County Reporter**

\$175.00

Fee           \$10.00

**NOT NEGOTIABLE  
CUSTOMER COPY**

Regions Bank

Branch AL00391  
CC000391

9/17



CASHIER'S CHECK  
05/24/2022

~~5507381533~~

The Major Law Group / The Estate of Donald Jones  
Purchaser / Purchased For

**VOID**

FIFTY EIGHT DOLLARS AND 00 CENTS

PAY TO THE ORDER OF: Shelby County Probate Court

\$58.00

Fee \$10.00

**NOT NEGOTIABLE  
CUSTOMER COPY**

Regions Bank

Branch AL00391  
CC000391

10/17

STATE OF ALABAMA}

COUNTY OF SHELBY}

**AMENDED PETITION FOR LETTERS OF ADMINISTRATION**

**TO THE HONORABLE ALLISON S. BOYD, JUDGE OF PROBATE:**

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5. The Deceased left surviving, so far as your Petitioner knows, the following heirs at law and next of kin:

**Son**

Luther Scott Ray  
1000 First Street  
Alabaster, Alabama 35007

**Daughter**

Erica Hudson  
1515 Cunningham Drive  
Helena, Alabama 35080

6. Erica Hudson is the daughter of the Deceased and is over the age nineteen years.
7. Petitioner is the son of the Deceased and is a resident of the State of Alabama and is over the age of nineteen years. Petitioner is in no respect disqualified under the law from serving as the Personal Representative in this matter.

**WHEREFORE**, the premises considered, Petitioner prays that this Honorable Court will enter such orders and decrees as may be necessary to appoint the Petitioner as Personal Representative of the Estate of the Deceased and issue to Petitioner, Letters of Administration upon the Estate of the Deceased, subject to the filing and approval of such bond as may be required by law.





STATE OF ALABAMA}

COUNTY OF SHELBY}

PETITION FOR LETTERS OF ADMINISTRATION

TO THE HONORABLE ALLISON S. BOYD, JUDGE OF PROBATE:

ORDER GRANTING LETTERS OF  
ADMINISTRATION

On this day came LUTHER SCOTT RAY and presented a petition in writing, under oath, praying that Letters of Administration be granted to Petitioner in the above referenced matter. This petition was examined by the Court, and it was filed and recorded. It appears to the Court that the allegations contained in said petition are true and correct and that those statements are as follows:

1. The Deceased departed this life in Shelby County on the 12<sup>TH</sup> day of December 2021.
2. At the time of death, the Deceased was a resident of Shelby County, Alabama.
3. The Deceased left no Last Will or Testament.
4. The Deceased left real property of an estimated value of \$200,000 and personal property of an estimated value of \$100,000.
5. The following constitute all the heirs at law and next of kin of the Deceased:

Luther Scott Ray  
1000 First Street  
Alabaster, Alabama 35007

Erica Hudson  
1515 Cunningham Drive  
Helena, Alabama 35080

6. The Petitioner is the son of the Deceased and is a resident of the State of Alabama. The Petitioner is over the age of Nineteen and is in no respect disqualified under the law from serving as personal representative of this estate.

It further appears to the satisfaction of the Court that the Petition was filed more than five days after the date of the Decedent's death.

STATE OF ALABAMA}

COUNTY OF SHELBY}

LETTERS OF ADMINISTRATION

TO THE HONORABLE ALLISON S. BOYD, JUDGE OF PROBATE:

ORDER GRANTING LETTERS OF  
ADMINISTRATION

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4. The Deceased left real property of an estimated value of \$200,000 and personal property of an estimated value of \$100,000.
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Luther Scott Ray (Son)  
1000 First Street  
Alabaster, Alabama 35007

Erica Hudson (Daughter)  
1515 Cunningham Drive  
Helena, Alabama 35080

6. The Petitioner is the son of the Deceased and is a resident of the State of Alabama. The Petitioner and is over the age of Nineteen and is in no respect disqualified under the law from serving as personal representative of this estate.

It further appears to the satisfaction of the Court that the Petition was filed more than five days after the date of the Decedent's death.

It further appears that the Petitioner has filed for approval, a bond as required by §43-2-851 of the Code of Alabama in the penal sum of \$100,000. It appears to the Court, having examined the bond, that it is in order, with sufficient sureties thereon and that the bond should be approved.

**EXHIBIT 3**

It is therefore **ORDERED, ADJUDGED AND DECREED** by the Court that Letters of Administration be granted to Luther Scott Ray and that **Luther Scott Ray** be and hereby is authorized to administer the **Estate of Donald Lee Jones**.

It is further **ORDERED**, that the petition heretofore filed be recorded, and that the Administrator's bond heretofore filed is hereby approved and taken and is to be recorded.

Done this the day of \_\_\_\_\_ 20\_\_\_\_\_.

\_\_\_\_\_  
Judge of Probate  
Jefferson County, Alabama



STATE OF ALABAMA}

COUNTY OF SHELBY}

**PETITION FOR LETTERS OF ADMINISTRATION**

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Luther Scott Ray  
1000 First Street  
Alabaster, Alabama 35007

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1515 Cunningham Drive  
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6. Petitioner is the son of the Deceased and is a resident of the State of Alabama and is over the age of nineteen years. Petitioner is in no respect disqualified under the law from serving as the Personal Representative in this matter.

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 1000 First Street  
 Alabaster, Alabama 35007

Erica Hudson (Daughter)  
 1515 Cunningham Drive  
 Helena, Alabama 35080

6. The Petitioner is the son of the Deceased and is a resident of the State of Alabama. The Petitioner and is over the age of Nineteen and is in no respect disqualified under the law from serving as personal representative of this estate.

It further appears to the satisfaction of the Court that the Petition was filed more than five days after the date of the Decedent's death.

It further appears that the Petitioner has filed for approval, a bond as required by §43-2-851 of the Code of Alabama in the penal sum of \$100,000. It appears to the Court, having examined the bond, that it is in order, with sufficient sureties thereon and that the bond should be approved.

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It is further **ORDERED**, that the petition heretofore filed be recorded, and that the Administrator's bond heretofore filed is hereby approved and taken and is to be recorded.

Done this the day of \_\_\_\_\_ 20\_\_\_\_\_.

\_\_\_\_\_  
Judge of Probate  
Jefferson County, Alabama



H

An Appointing Authority may require that a Classified Employee who wishes to engage in any outside work or activity for personal profit file a written request setting out the nature of such outside employment. The Appointing Authority may reject the request if such employment may cause an actual or apparent conflict of interest, or if such employment would otherwise be incompatible with the employee's position in the Classified Service. The Appointing Authority's decision shall not be appealable to the Personnel Board of Jefferson County Director or to the Personnel Board of Jefferson County.  
(Reference Rules & Regulations Personnel Board of Jefferson County Rule 17.3)

#### 15.4 CONDUCTING NON-CITY BUSINESS ON CITY PROPERTY OR DURING WORKING HOURS

City employees may not engage in advertising or selling activities or other non-City work during work hours in the workplace. City employees should be very careful to confine non-City business activities to break and lunch times away from the work area or after working hours. Interdepartmental Mail, including electronic mail, cannot be used for private business purposes, or to conduct or promote non-City activities.

#### 15.5 PROCEDURES AND STANDARDS RELATING TO CITY-OWNED INFORMATION TECHNOLOGY EQUIPMENT

This policy establishes the procedures and standards for the use of City owned information technology equipment, grant purchased equipment, or donated equipment (hereafter referred to as IT equipment"), which includes, but is not limited to, City owned and leased telephones or cell phones, radios, facsimile machines, voice mail, computers, electronic mail (e-mail), and Internet functions. City IT resources are made available to employees to assist in the pursuit of organizational goals. It is expected that users will cooperate with each other in order to promote the most effective use of IT resources and will respect each other's ownership of work even though it is in electronic rather than printed form. All IT resources users are responsible for knowing and abiding by the City's policy. Failure to abide by this policy may result in elimination of communications resources privileges and/or disciplinary action up to and including termination.

##### (A) Information Technology General Guidelines

- (1) Standards of conduct - The general standards of conduct expected of a City employee or official also apply to the use of City IT resources. The resources include hardware, software, and data. Individuals and organizations will be held no less accountable for their actions involving IT than they would be in other situations. Examples of conduct which violates the City's property rights with respect to these resources include:
  - (a) Copying City-owned or licensed software or data to another computer system without proper authorization from the Information Technology Department;
  - (b) Attempting to modify City-owned or licensed software or data files without proper authorization from the Information Technology Department;
  - (c) Attempting to damage or disrupt operation of IT communications lines;
  - (d) Attempting to intentionally access or modify data files, databases, directories, or software without proper authorization from the Information Technology Department;
  - (e) Attempting to circumvent or subvert system or network security measures;

March 14, 2011

City of Tarrant

Employee Handbook

I



11/1/23, 1:37 PM

Mail - Derrick Williamson - Outlook

**Wendell Major**

Tracy at Alignable <membersuccess@alignable.com>

Wed 2022-07-27 3:04 PM

To: All Personnel <AllPersonnel@tarrantpd.com>



Felicia T Rucker-Sumerlin



Hi Felicia,

Congrats, you are now connected with Wendell from The Major Law Firm, LLC! Build on this relationship with a Recommendation.

Do you recommend **The Major Law Firm, LLC** ?

Yes

Maybe Later

[Help Center](#)

[Download the iOS App](#)

You are receiving updates on who's looking at your business profile and how you can improve it

This email was intended for allpersonnel@tarrantpd.com. [Unsubscribe](#)

Made with from Alignable.  
PO Box 1666, North Falmouth MA 02556

11/1/23, 1:18 PM

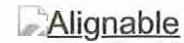
Mail - Derrick Williamson - Outlook

## The Tarrant Police Department

Wendell Major via Alignable <invitations@alignable.com>

Wed 2022-07-27 12:32 PM

To:All Personnel <AllPersonnel@tarrantpd.com>



Hi,

It's Wendell from The Major Law Firm, LLC in Fairfield.

I'd like to be able to refer customers to you, so I've added you to my network on Alignable, a site exclusively for business owners to network with each other.

Accept my invitation

(Note: this invite expires in 24 hours)

If you no longer wish to receive these type of emails, you can [unsubscribe](#)

[Alignable](#) PO Box 1666  
North Falmouth MA 02556

11/1/23, 1:19 PM

Mail - Derrick Williamson - Outlook

## Welcome to Alignable!

Tessa at Alignable <membersuccess@alignable.com>

Wed 2022-07-27 1:04 PM

To: All Personnel <AllPersonnel@tarrantpd.com>

Felicia T Rucker-Sumerlin



## Felicia, grow your business with us.

Alignable is a referral network for small businesses just like yours.

Finish your free business profile by describing your ideal customer and what you do. We'll share it with all of the businesses in Pleasant Grove, so they can refer customers to you.

[Finish Profile](#)

[Help Center](#)

[Download the iOS App](#)

You are receiving updates on who's looking at your business profile and how you can improve it

This email was intended for allpersonnel@tarrantpd.com. [Unsubscribe](#)

Made with from Alignable.  
PO Box 1666, North Falmouth MA 02556



11/1/23, 1:52 PM

Mail - Derrick Williamson - Outlook

**Fwd: The Tarrant Police Department**

Chante Crosby <CCrosby@tarrantpd.com>

Wed 2023-11-01 1:51 PM

To: Derrick Williamson <DWilliamson@tarrantpd.com>

Sent from my iPhone

Begin forwarded message:

**From:** Wendell Major via Alignable <invitations@alignable.com>

**Date:** July 27, 2022 at 12:32:22 PM CDT

**Subject:** The Tarrant Police Department



Hi,

It's Wendell from The Major Law Firm, LLC in Fairfield.

I'd like to be able to refer customers to you, so I've added you to my network on Alignable, a site exclusively for business owners to network with each other.

Accept my invitation

(Note: this invite expires in 24 hours)

If you no longer wish to receive these type of emails, you can [unsubscribe](#)

[Alignable](#) PO Box 1666  
North Falmouth MA 02556

11/1/23, 1:54 PM

Mail - Derrick Williamson - Outlook

Fwd: Welcome to Alignable!

Chante Crosby <CCrosby@tarrantpd.com>

Wed 2023-11-01 1:54 PM

To: Derrick Williamson <DWilliamson@tarrantpd.com>

Sent from my iPhone

Begin forwarded message:

**From:** Tessa at Alignable <membersuccess@alignable.com>

**Date:** July 27, 2022 at 1:04:15 PM CDT

**Subject:** Welcome to Alignable!

 Felicia T Rucker-Sumerlin



## Felicia, grow your business with us.

Alignable is a referral network for small businesses just like yours.

Finish your free business profile by describing your ideal customer and what you do. We'll share it with all of the businesses in Pleasant Grove, so they can refer customers to you.

[Finish Profile](#)

[Help Center](#)

[Download the iOS App](#)

You are receiving updates on who's looking at your business profile and how you can improve it

This email was intended for allpersonnel@tarrantpd.com. [Unsubscribe](#)

Made with  from Alignable.  
PO Box 1666, North Falmouth MA 02556

11/1/23, 1:55 PM

Mail - Derrick Williamson - Outlook

Fwd: Wendell Major

Chante Crosby <CCrosby@tarrantpd.com>

Wed 2023-11-01 1:54 PM

To: Derrick Williamson <DWilliamson@tarrantpd.com>

Sent from my iPhone

Begin forwarded message:

**From:** Tracy at Alignable <membersuccess@alignable.com>

**Date:** July 27, 2022 at 3:04:27 PM CDT

**Subject:** Wendell Major

 Felicia T Rucker-Sumerlin



Hi Felicia,

Congrats, you are now connected with Wendell from The Major Law Firm, LLC! Build on this relationship with a Recommendation.

Do you recommend **The Major Law Firm, LLC** ?

Yes

Maybe Later

[Help Center](#)

[Download the iOS App](#)

You are receiving updates on who's looking at your business profile and how you can improve it

This email was intended for allpersonnel@tarrantpd.com. [Unsubscribe](#)

Made with  from Alignable.  
PO Box 1666, North Falmouth MA 02556





Join Wendell and 8.5+ million other Small Business Owners

Join Today

Alignable

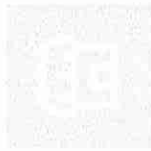
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## The Major Law Firm, LLC

Fairfield, AL

Highly Recommended (10)

Attorney At Law

Refer

### Our Recognition



### Highly Recommended

By 5+ Local Business Owners!

Share

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- [Bank](#)
- [Business Consultant](#)
- [Real Estate Title & Development](#)
- [Accountant](#) [Show all 6](#)

P. O. Box Fairfield, AL 35064

(205) 937-9960

[Visit Website](#)

### About Us

The products and services we offer

[Law Firm](#)

### Our Team

Wendell Major

## Recommendations Given (12)



**April Hunt**  
Southern Land & Title  
LLC

*"Great customer service"*

★ Highly Recommended



**LaWanda Bonner** from OCD Company, LLC



**Tracy Davison** from Tracy Davison, LLC



**JJ Johnson** from JJ Johnson Enterprises

CB

**Charles Buchannon** from Jefferson County

MT

**Major Tawanna** from EPI Real Estate

MW

**Michael Williams** from Security Consultant

MM

**Michael McClure Sr** from NOSHAMENONE

**FN**

**Fred Neighbors**  
National General  
Insurance Company

*"Wendell is a law school classmate of mine. He is knowledgeable and a honorable attorney that can..."*

[Read more](#)

**BJ**

**Brittany James from The Stacey House**



**Felicia T Rucker-Sumerlin from The Stacey House**

**TT**

**Tonya Terry from RE/MAX Southern GA**

**MW**

**Michael Williams from Security Consultant**

**MH**

**Malinda H. Coleman from Malinda Coleman**

## Recommendations Received (10)



**LaWanda Bonner**  
OCD Company, LLC

*"Attorney Wendell Major has a wealth of knowledge, skills, and experience executing federal,..."* [Read more](#)



**Charles Buchannon**  
Jefferson County

*"Loyal, dependable and knowledgeable. A better person would be hard to find, professionally..."*

[Read more](#)



**Lorrie Burch**  
The Venue

*"I have worked with Mr. Major before. I have found him to be reliable, honest, straightforward..."* [Read more](#)



**Johnnie Edwards**  
Edwards Consulting

*"Wendell Major is an outstanding and knowledgeable attorney. I would trust my family needs to his..."*

[Read more](#)





**Lorrie Burch from The Venue**

**RD**

**Robert Diasio from Law office of Thomas B. Diasio**



**Keisa Sharpe-Jefferson from All Shea Naturals**

**RJ**

**Ron Jackson from Papa Jack youth development foundation and RJ2**

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[PRIVACY POLICY](#)

[TERMS & CONDITIONS](#)

[CODE OF CONDUCT](#)

**J**



## MEMORANDUM OF UNDERSTANDING

Memorandum of Understanding, hereinafter referred to as "MOU", Between Alawreck and TARRANT P.D.

**Purpose:** This MOU establishes a collaborative framework between Alawreck and TARRANT P.D. hereinafter referred to as "The Entity" to streamline the acquisition and distribution of authorized wreck reports, as well as the provision of enhanced wreck reporting cards.

### Terms:

#### 1. **Wreck Report Authorization:**

- Individuals seeking a free wreck report and other associated wreck resources will visit Alawreck.com, where they will provide authorization, granting Alawreck the authority to order and obtain their wreck reports.
- After an individual has authorized Alawreck to access their wreck report, Alawreck will proceed to place an order for the report with the Entity.

#### 2. **Ordering and Payment Process:**

- Alawreck will order and pay for authorized wreck reports through the designated representative of the Entity.

#### 3. **Financial Arrangements:**

- At the discretion of the Entity, Alawreck will cover the cost of its authorized wreck reports through the following options: monthly, weekly, or per individual order.

#### 4. **Delivery of Wreck Reports:**

- Upon ordering, the Entity will securely email the wreck reports to Alawreck's designated secured email address.

#### 5. **Report Forwarding:**

- Alawreck will promptly forward individual's wreck reports to the respective authorized persons.

#### 6. **Wreck Reporting Cards Enhancement:**

- Alawreck will provide the Entity with improved wreck reporting cards identical to the existing ones, featuring an added QR code with the text "Scan for a free wreck report."

7. **QR Code Functionality:**

- Individuals scanning the QR code will be directed to Alawreck's notice page, providing information and facilitating the authorization process for obtaining a free wreck report.

8. **Authorization Process Notice:**

- The notice page will inform individuals and guide them to grant Alawreck the authority to order their wreck reports.

9. **Contact Person Designation:**

- Alawreck and the Entity will designate a contact person for effective communication, ensuring seamless coordination in ordering authorized wreck reports.

10. **Resource Contribution:**

- The Entity supports Alawreck's community initiatives by allowing the inclusion of a QR code on the back of its wreck reporting cards.
- Alawreck will furnish the improved wreck report cards for the Entity's use. Therefore, this collaboration incurs no costs for the entity or citizens utilizing Alawreck's services.

**Duration:** This MOU will commence on \_\_\_\_\_ and remain in effect until terminated by either party with ninety days [90] written notice.

**Termination:** Either party may terminate this MOU with written notice to the other party, and such termination shall not relieve the parties of their obligations accrued up to the effective termination date.

**ALAWRECK**

Kenneth Collins

Name

Kenneth Collins

Signature

Regional Mgr.

Title

12/19/23

Date

**THE ENTITY**

Wendell W. Major

Name

Wendell W. Major

Signature

Chief of Police

Title

19 December 2023

Date





### CONTACT PERSON IDENTIFICATION FORM

Please complete the following information to designate the contact person for wreck report orders within the municipal entity.

#### Entity Details:

- Entity Name: TARRANT Police Dept
- Department/Division: TRAFFIC
- Address: 2593 Commerce Cir
- Contact Number: (205) 849-2811
- Email Address: wmajor@tarrantpd.com

#### Contact Person Information:

- Full Name: LaShundra Jackson
- Position/Title: Assistant
- Department: Dispatch
- Contact Number: (205) 849-2811
- Email Address: lJACKSON@tarrantpd.com

#### Responsibilities:

The designated contact person will be responsible for efficiently processing wreck report order requests from Alawreck, ensuring timely coordination with relevant departments, verifying authorization details, and facilitating the secure and accurate delivery of requested reports to Alawreck.

#### Approval:

Authorized Signature: Wendell W. Major Date: 19 December 2023

The State of Alabama }  
Jefferson County }

**AFFIDAVIT**

I, Wendell Major, being duly sworn, depose and state as follows:

1. I am above the age of 19 years.
2. I am a resident of Jefferson County, Alabama.
3. I am employed as the Chief of Police of the City of Tarrant Alabama.
4. On or about 19 December 2023, I, in my capacity of Chief of Police of the City of Tarrant Alabama made Kenneth Collins aware of the practice of the City of Tarrant Alabama to sale publicly available Police Reports to the public (See Memorandum of Understanding attached and incorporated herein).
5. Kenneth Collins offered to provide case cards denoting the Tarrant Police Officer name and official contact number to notice citizen of their case number of the police incident.
6. I affirm that I have never in my personal, official or any capacity at all entered into any agreement, either formal or informal, with Kenneth Collins, AlaWreck.com, Dan Crane or Dan Crane, P.C, to refer cases for any form of compensation or benefit. Furthermore, I have never in my personal capacity referred any cases to Dan Crane, Dan Crane, P. C.
7. I further affirm that I have not entered into any agreement with Dan Crane or Dan Crane Law P.C. to refer cases to Dan Crane or Dan Crane P.C. for any type of compensation or benefit.
8. I assert that any claim suggesting that I or my business have made any agreement to refer business Kenneth Collins, AlaWreck.com, Dan Crane, Or Dan Crane Law P.C. is categorically false.
9. I have no knowledge of Dan Crane's or Dan Crane, P. C. involvement with AlaWreck.com or Kenneth Collins
10. I declare under penalty of perjury under the laws of the State of Alabama that the foregoing is true and correct.

I make this Affidavit to attest to the facts in my individual and my professional capacity and for the purpose of providing accurate information concerning the above-mentioned activities.

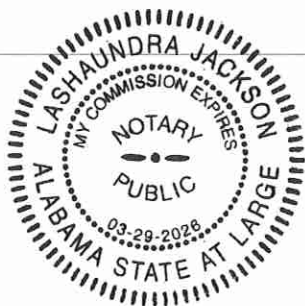
Executed on this 9<sup>th</sup> day of February 2024

Wendell W. Major 9 Feb 2024  
Wendell Major Date

The State of Alabama }  
Jefferson County }

I, Lashaundra Jackson Notary Public, hereby certify that Wendell Major whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date. Given under my hand this 9<sup>th</sup> day of February, D. 2024.

[SEAL]



Lashaundra Jackson  
Notary Public Signature  
Print Name: LASHAUNDRAS JACKSON  
My Seal Expires: 3/29/2026

THE STATE OF ALABAMA )  
JEFFERSON COUNTY )

AFFIDAVIT OF KENNETH COLLINS

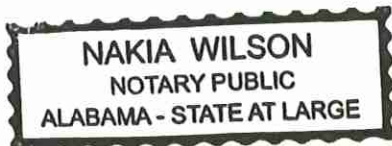
1. My name is Kenneth Collins, I am over the age of 19.
2. I am the owner of Alawreck.
3. Alawreck's platform is dedicated to assisting individuals involved in car accidents by providing resources and discounts for their post-wreck needs.
4. Our services include discounts on new car purchases, body shop repairs, and offering free wreck reports to those affected by car accidents.
5. To make the free wreck reports available, I established Memorandums of Understanding (MOUs) with municipalities, allowing us to purchase (customer authorized) wreck reports for those customers utilizing this resource.
6. In reaching out to Tarrant P.D., I was connected with the Police Department Chief.
7. During our discussion, I explained the resources offered through our platform to individuals involved in car wrecks. The Chief recognized the potential benefits for the citizens of Tarrant. Consequently, we proceeded with an MOU, and I initiated the production of enhanced Police Department cards.
8. The association between the Police Department Chief/Tarrant and Alawreck is solely defined by the MOU signed by the Police Department Chief. I affirm that there is no personal agreement between Alawreck, Dan Crane, Dan Crane Law, Wendell Major, and the Major Law Group, LLC. As it relates to case referring.

  
Kenneth Collins

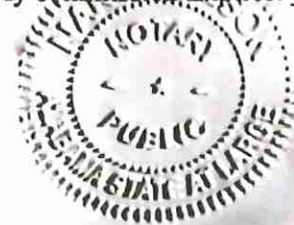
STATE OF ALABAMA )  
JEFFERSON COUNTY )

Before me, the undersigned authority, a Notary Public in and for said State and County personally appeared Kenneth S. Collins, who being known to me upon oath fully administered, deposes, and said that the matters and things alleged in the foregoing testimony are true and correct.

Sworn to and subscribed to before me this the 12<sup>th</sup> day of 2, 2024.



  
NOTARY PUBLIC  
My commission Expires: 2-14-2026





## Sec. 2-1. - Mayor—Duties.

The mayor shall, in addition to other duties imposed upon such official by law, be charged with the performance of the following duties:

- (1) Administering the oath of office to each of the other officers of the city.
- (2) Seeing that all contracts and agreements with the city are faithfully executed and performed; and to this end the mayor shall cause legal proceedings to be instituted and prosecuted against all persons failing to execute or perform their contracts or agreements with the city.
- (3) Supervision, direction and control of the heads of the various departments of the city government and their subordinates; and, in the performance of this duty, the mayor shall see to the faithful and economical execution of all the ordinances, regulations and laws of the city, and that each officer faithfully and efficiently discharges such officer's duties.
- (4) Increasing the police force of the city when such official deems it necessary for the preservation of good order and peace of the city; and such increased police force may be continued until the next meeting of the council if deemed necessary by the mayor; the mayor shall report such action and the cause thereof at such meeting.
- (5) The mayor shall prescribe rules, not inconsistent with the laws of the state or the ordinances of the city, for regulating the distribution and performance of all business of the city, and for the regulation of officers and employees under such official's control. The mayor shall see that a record of the money paid out for work done for the city, or otherwise expended by the city, is kept by the proper officers; that the records shall show the monthly expenditures, the true condition of the city's affairs, and that such records shall show all contracts, with the names of the contractors, in which the city is interested, and the bonded and other indebtedness of the city.
- (6) The mayor shall exercise general supervision over the fiscal affairs of the city, the collection and return into the treasury and disbursements of all revenues and money of the city; of all property, assets and claims, and the sale and other disposition thereof. The mayor shall see that all necessary proceedings are had for the protection of the city's interest in all its property, assets and claims; that proper rules and regulations are prescribed in relation to all accounts and settlements; that all reports connected with the fiscal department of the city are properly made; that no expenditure is made from the treasury without authority of law, and that the appropriations are not overdrawn.
- (7) The mayor is especially charged with the preservation of the faith and credit of the city in relation to its public debt and other liabilities; and shall see that proper provision is made to meet all principal and interest when due, but the mayor shall not bind the city or borrow money in its name except as provided by law and by ordinance of the city council.



- (8) The mayor shall from time to time, as the council may require, lay before it a full statement of the fiscal affairs of the city, and may communicate in writing to the council at all times, and shall at least once a year suggest to it changes in the ordinances and government of the city, if, in such official's judgment, any such changes be necessary or desirable. The mayor shall make annual reports to the council as to the financial condition and requirements of the city, with careful statement and estimate of the receipts and disbursements from every source.
- (9) The mayor shall require all officers having charge or oversight of city property at the close of each fiscal year to make and return to the council a full inventory of all such property in their respective hands or under their control. The mayor shall perform such other duties in relation to the property of the city and reports to the council as may be by law or ordinance required of such official.

{Code 1931, § 115)

**Cross reference**— Remitting fines, commuting sentences, granting pardons, § 6-9.

**State Law reference**— Mayor, Code of Ala. 1975, § 11-43-80 et seq.

- H. Rule 12.2 (p) Any other legitimate and non-discriminatory reason that constitutes good cause for disciplinary action, is reasonably specific, is consistent with the Acts and these Rules, and is not motivated by any non-work related preference or animus for or against any person.

**Recommended Decision:**

The underlying issue in this cause is the failure to properly have a driver's blood drawn for vile testing, failure to properly secure the blood sample, failure to deliver the blood sample to a qualified testing facility, and failure to supplement an Incident Report following a series of poor judgment, and none of these factors fall on Curry. In contrast, the evidence supports Curry properly responding to an automobile accident, determining injuries and concerns for driver impairment, securing a search warrant for blood testing, and instructing a Certified Evidence Technician to serve such warrant and deliver the sample to ADFS. Multiple witnesses testified that ADFS can take over one (1) year to produce testing results in instances similar to this. That ADFS places priority on cases involving murders and rapes, as opposed to, potential DUI charges. So the fact that there were no results coming from ADFS in just a few months, Curry nor Chief Major saw this as out of the ordinary. Further, there was no reason to believe Evidence Technician Giles did not properly do his job due to his specialized training/certification, years in service, and clear instructions from Curry.

Curry was ultimately placed in an untenable position with the Mayor requesting updates on the blood test results after being taught and instructed by his Chief to only share "general" answers when a non-law enforcement officials asks questions about an open investigation. Curry seemed to have respected the chain of command and gave efforts to effectively communicate in an appropriate manner. Once Curry learned that the blood samples were never transported to ADFS, he did what he could to secure original samples (from Giles) or supplemental samples (from the hospital) to get them tested, but without success.

Accordingly to Chief Major, Curry began his career in law enforcement in or about 1986 and is unaware of him being written up or disciplined in any manner before this incident. Chief testified that Curry is an exemplary police supervisor and well qualified for this job and is not deserving of termination. The Chief testified Curry performed his duties in accordance with the standards of the department. In fact, following the termination of Curry, Chief Major brought him back on at the department as a "reserve officer" without pay consistent with the Chief's

**PERSONNEL BOARD OF JEFFERSON COUNTY, ALABAMA**

WAYNE CURRY,	)	
	)	
COMPLAINANT,	)	
	)	
v.	)	CASE NO. DA-2023-2448-TC
	)	
CITY OF TARRANT,	)	
	)	
RESPONDENT.	)	

**HEARING OFFICER'S FINDING OF FACT, LAW  
AND RECOMMENDED DECISION**

**THIS CAUSE**, coming on to be heard based on the timely appeal of Complainant, Wayne Curry, hereinafter "Curry" and was called for hearing on August 31, 2023. Present for the Hearing was the Honorable Michael D. Brymer for the City of Tarrant, hereinafter the "City", with Mayor Waymon Newton in attendance as the City's representative, and the Complainant, Wayne Curry, appearing along with his attorney of record, Honorable Adam P. Morel. All parties consented to allowing the undersigned ten (10) business days to complete the Recommendation herein (if necessary).

**Finding of Fact:**

During the hearing, this Hearing Officer was presented with closing remarks, tangible exhibits, and the following witnesses provided sworn testimony by virtue of their professional employment and/or association with the issues in this matter:

- |                 |  |
|-----------------|--|
| Wendell Major   | - Chief of Police for the City of Tarrant            |
| Shannon Gile    | - Patrolman and Evidence Technician                  |
| Stephen Fancher | - Human Resources/Administration for City of Tarrant |
| Waymon Newton   | - Mayor for the City of Tarrant                      |
| Cynthia Morrow  | - Sergeant and Internal Affairs Investigator         |

Curry was terminated from his position as a Police Sergeant with the City of Tarrant effective May 31, 2023 following his purported failure to fully explain or answer truthfully questions from the Mayor regarding the status of blood testing of a driver following an automobile accident in which a driver (James Gettys) was suspected of driving under the



Debra Leo <debraleo.adr@gmail.com>

---

**confirming**

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**Stephen Fancher** <sfancher@cityoftarrant.com>  
To: Debra Leo <debraleo.adr@gmail.com>

Wed, Apr 10, 2024 at 1:35 PM

Sorry for the delay,  
I am a little under the weather. But I confirm that Tarrant has neither Reserve nor Volunteer Police Officers.

Stephen Fancher  
[Quoted text hidden]



K



## Section 11-43-210

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**Section 11-43-210** : Reserve Law Enforcement Officers; Appointment By City Or Town; Qualifications; Powers.

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(a) The appointing authority of any city or town in the State of Alabama may appoint, with or without compensation, one or more reserve law enforcement officers to assist or aid full-time or part-time certified law enforcement officers as defined by this section. Reserve law enforcement officers appointed pursuant to this section shall serve at the pleasure of the municipal appointing authority.

(b) Any person desiring appointment as a reserve law enforcement officer after April 12, 1990, shall submit a written application to the municipal appointing authority certifying that the applicant is 19 years of age or older, of good moral character and reputation, and that he or she has never been convicted of a felony or of a misdemeanor involving force, violence, or moral turpitude. The applicant must also consent in writing to a fingerprint and background search.

(c) For the purposes of this section, the term "certified law enforcement officer" shall mean a municipal police officer who has completed the training requirements of the Alabama Peace Officers' Standards and Training Commission as set out in Article 3, Chapter 21, Title 36. The functions of a reserve law enforcement officer appointed pursuant to this section shall be confined to the following:



4/3/24, 12:44 PM

Gmail - Fwd: Officer Crosby's Insubordination Employee Notification

<wmorse@wskllc.com>, morrolawcenter <morrolawcenter@bellsouth.net>  
**Subject: Fwd: Officer Crosby's Insubordination Employee Notification**

Wendell W Major  
Sent from my iPhone

Begin forwarded message:

**From:** Wendell Major <WMajor@tarrantpd.com>  
**Date:** February 19, 2024 at 6:27:04 AM CST  
**To:** cat15a@aol.com  
**Subject: Fw: Officer Crosby's Insubordination Employee Notification**

---

**From:** Wendell Major <WMajor@tarrantpd.com>  
**Sent:** Sunday, February 18, 2024 6:32 PM  
**To:** Cynthia Morrow <CMorrow@tarrantpd.com>; Jimmy Hill <jhill@tarrantpd.com>  
**Cc:** Michael Brymer <mbrymer@msnattorneys.com>; Wayne Morse <wmorse@wskllc.com>; Charlie Waldrep <cwaldrep@wskllc.com>; cat15a@aol.com <cat15a@aol.com>; Tracie Threadford <mrstraciebthread@gmail.com>; Tommy Bryant <jtb103@aol.com>; Veronica Bandy Freeman <choson2@gmail.com>; Debbie Matthews <matthewsd334@gmail.com>  
**Subject:** Re: Officer Crosby's Insubordination Employee Notification

Jimmy ,please serve on the named personnel. I will forward to the Mayor and the council for their review. This policy violation can not go unaddressed without subjecting the City to potential civil liability my attempts to get this employee to understand this strip search under these conditions is UNREASONABLE.

---

**From:** Cynthia Morrow <CMorrow@tarrantpd.com>  
**Sent:** Sunday, February 18, 2024 5:41 PM  
**To:** Wendell Major <WMajor@tarrantpd.com>  
**Subject:** RE: Officer Crosby's Insubordination Employee Notification

Sunday, February 18, 2024

Chief

**See attached** for Officer Chante Crosby

Thanks

**CYNTHIA MORROW, SERGEANT**  
Internal Affairs Division  
City of Tarrant Police Department  
2593 Commerce Circle  
Tarrant, Alabama, 35217-2352  
**Office Phone:** (205) 849-2811 x1206  
**Cellular Phone:** (205) 616-9121  
**Email:** cmorrow@tarrantpd.com

*This email may contain legally privileged and/or confidential information. This message and/or any files transmitted with it are intended solely for the use of the addressee(s). This email is to be treated as confidential and may not be used or disclosed except for the purpose for which it was sent. If you receive this email in error, please contact the sender immediately, delete it, any attachments, and all copies of it from your system, and destroy any hard copies of it. You are hereby notified that disclosing, copying, distributing, or taking any action on the contents, attachments, or information herein is strictly prohibited.*

**3 attachments**



**Outlook-10h50dxi.png**  
24K

 **Employee Notification INSUBORDINATION 2.18.24.docx**  
18K

 **Williamson Termination.pdf**  
344K



1 PROCEEDINGS

2 THE COURT: I want to try to get  
3 something clear before we go very far at all  
4 here. It was represented to me in a phone  
5 conversation between the attorneys that  
6 Ms. Morrow had been -- or that her  
7 employment had been terminated by the mayor  
8 and was the subject of an appeal to the  
9 Jefferson County personnel board. Is that  
10 correct?

11 MR. MORRO: Not wholly, Judge.

12 THE COURT: Okay.

13 MR. MORRO: She was terminated by  
14 the mayor on February 2nd, reinstated by the  
15 city council on February 5th. The mayor  
16 sent a letter -- a threatening letter to  
17 Ms. Morrow saying that her termination was  
18 valid, and that was on February 12th. And  
19 on February 14th, out of an abundance of  
20 caution, I did file an appeal stating that I  
21 wanted to make sure that the personnel board  
22 knew that this was occurring and that they  
23 could give an order dismissing -- actually  
24 dismissing the appeal. But I didn't want --  
25 after speaking with counsel at the personnel

1 to be valid law and it had to be -- and that  
2 city ordinances that are inconsistent with  
3 the statutory law are not valid.

4 MR. MORRO: Well, that's  
5 unfortunate that's your ruling. I mean,  
6 it's unfortunate. We're seeking relief and  
7 you're not going to give it to us.

8 THE COURT: Well, I'm doing that  
9 because I don't think the law gives me --  
10 you know, I wouldn't be following the law in  
11 my opinion if I did. If I tried to do that,  
12 I don't think I would be following the law.

13 MR. MORRO: Understood, Judge.

14 THE COURT: All right. So I will  
15 be dismissing this action.

16

17 (Proceedings concluded.)

18

19

20

21

22

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24

25

IN THE CIRCUIT COURT  
OF JEFFERSON COUNTY, ALABAMA

CYNTHIA MORROW, )  
 Plaintiff, )  
 )  
 VS. ) CIVIL ACTION NO:  
 SHAYLA MYRICKS, in her ) CV 2024-901090  
 official capacity as )  
 the Principal )  
 Accountant of the )  
 City of Tarrant, )  
 Alabama; and the CITY )  
 of TARRANT, ALABAMA, )  
 Defendant. )

C A P T I O N

The above-styled case was heard before  
 the Honorable Patrick J. Ballard on the 21st  
 day of March, 2024, at the Jefferson County  
 Courthouse, 716 Richard Arrington Jr.  
 Boulevard, Birmingham, Alabama 35203.

Commissioner: Karen Smith

L



WAYMAN A. NEWTON  
MAYOR



WENDELL W. MAJOR  
CHIEF OF POLICE

# CITY OF TARRANT POLICE DEPARTMENT

2593 COMMERCE CIRCLE  
Tarrant, Alabama 35217-0220

Date: 26 September 2023  
TO: Mayor Wayman Newton  
FROM: Wendell Major, Chief of Police *Wendell W. Major*  
RE: Chief of Police Letter in Support of Dispatcher LaShaundra Jackson  
Recommended Disciplinary Action

On 26 September 2023 a Notice of Comtemplated Disciplinary was served on Dispatcher LaShonda Jackson to wit:

*"On or about August 21, 2023, you were instructed to discontinue the Classification of Public Safety Dispatcher Supervisor on your email signature. However, as recent as September 11, 2023, you continued to send/reply to email using the unauthorized classification."*

Ms. LaShaundra Jackson is the employee I designated to perform the duties of Dispatch Supervisor in the Tarrant Dispatch Center. Ms. Jackson has performed these duties as I expect and with a high degree of excellence. I designated her the Point of Contact/Supervisor for the complex and demanding position. I have communicated this to all the Police Department personnel. Ms. Jackson and all other Police Department Personnel have been provided with an organizational chart of the Tarrant Police Department noting issues with the Tarrant Dispatch Center are reported to Ms. Jackson who reports the same to a Police Sergeant or to me. No Organizational Chart of the other City Departments have been disseminated to me, and I have not noticed any police departmental personnel of such organizational structures.

Ms. Jackson could not have disobeyed an order or instruction given by a superior officer or supervisor as none of Ms. Jackson superior officers or supervisors sent any email or communicated such instructions to her.

Cc: Ms. LaShaundra Jackson  
President Pro Temp Tracie Threadford  
Personnel File of LaShondra Jackson  
City Attorney Michael Bryamer

WAYMAN A. NEWTON  
MAYOR



WENDELL W. MAJOR  
CHIEF OF POLICE

**CITY OF TARRANT POLICE DEPARTMENT**  
2593 COMMERCE CIRCLE  
Tarrant, Alabama 35217-0220

Date: September 28, 2023  
To: Mayor Wayman Newton  
From: LaShaundra Jackson  
Subject: Notice To Employee Of Contemplated Disciplinary Action

In spite of the fact that I acknowledged receipt of the email, I was unsure who sent the directive and how they fit into my chain of command. Upon receiving the information, I forwarded it to my supervisor, Chief Major, who advised me not to have "Dispatch Supervisor" removed from my email signature.

I never received an organizational chart outside the Police Department. Therefore, I am not aware of who does what outside of this department.

As of now, I am unclear who gives me orders and what chain of command exists. Having this information is imperative and communicated properly would be helpful.

Attached is a statement from my immediate Supervisor Chief Major.

sfancher@cityoftarrant.com

- Email
- Inbox
- Drafts
- Sent
- Deleted (184)
- Address Books
- Contacts
- Calendars
- Calendar
- Tasks
- Tasks
- Notes
- Notes
- RSS Feeds

Today Inbox Sent Job Classification

Delete Reply Reply All Forward Report As Spam

From: "Stephen Fancher" <sfancher@cityoftarrant.com>  
To: ljackson@tarrantpd.com  
Cc: "Wmajar@tarrantpd.com" <wnewton@cityoftarrant.com>  
Date: 8/21/2023 3:11:02 PM  
Subject: Job Classification

Ms. Jackson please correct the classification that you use in your email signature to Public Safety Dispatcher. I understand that you have requested an audit of your classification by the Personnel Board of Jefferson County. Please acknowledge your receipt and understanding of this directive by replying to this email. If you have questi

M. Stephen Fancher  
Principal Administrative Analyst HR  
285.849.2800 ext. 1024

**NOTICE TO EMPLOYEE OF  
CONTEMPLATED DISCIPLINARY ACTION**

TO: Lashaundra Jackson

FROM: Waymon Newton  
Employee's Name & Classification

DATE: September 25, 2023

Department Head or Appointing Authority

TITLE: Mayor

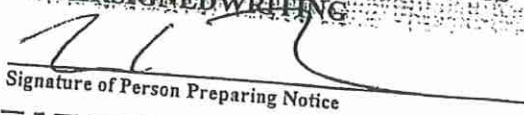
You are hereby notified that disciplinary action is being contemplated against you for violation of the following rules and regulations: [Cite all specific *Personnel Board Rules and Regulations* under Rule 12.2 "FOR CAUSE" and any departmental rules or policies that are applicable to the infraction]  
i. Violation of any rule or regulation of the Appointing Authority, or failure to comply with instructions made and given by a superior officer or supervisor; m. Violation of any of the provisions of the Act or of these Rules;

IN THAT: [Cite all specific incidents or activities that constitute violation of the above-listed rules and regulations]  
On or about August 21, 2023 you were instructed to discontinue the use of the Classification of Public Safety Dispatch Supervisor on youemail signature. However, as recent as September 11, 2023 you continued to send/reply to email using the unauthorized classification.

**YOUR RIGHTS**

You are advised that you have the right to present to me a written and/or ORAL RESPONSE to the above charges within three working days. Any WRITTEN RESPONSE you wish to present must be delivered to the undersigned on or before close of business September 29, 2023. Any ORAL RESPONSE you wish to offer must be presented to me on September 29, 2023 at 9:00AM.

**IF YOU DO NOT PRESENT A WRITTEN OR ORAL RESPONSE IN ACCORDANCE WITH THE INSTRUCTIONS SPECIFIED ABOVE IT SHALL BE ASSUMED YOU DO NOT WISH TO PRESENT SUCH RESPONSE UNLESS OTHER ARRANGEMENTS ARE AGREED TO BY THE UNDERSIGNED WRITING**

  
Signature of Person Preparing Notice

Mayor  
Job Title

**SERVICE OF NOTICE**

NOTICE: \_\_\_\_\_ TO THE ABOVE-NAMED EMPLOYEE ON \_\_\_\_\_  
(Hand Delivered; Mailed)

BY: \_\_\_\_\_, 20\_\_\_\_; at \_\_\_\_\_ a.m./p.m.

Signature of Person Delivering Notice

Job Title



**NOTICE TO EMP  
DISCIPLINARY**

9/29/23

Lashundra Jackson

Disciplinary Decision from

Mayor for using Supervisor as her title

TO: Lashundra Jackson  
Employee's Name & Classification

FROM: Wayman Newton  
Appointing Authority

YOU ARE HEREBY NOTIFIED THAT THE FOLLOWING RESPECT TO THE CHARGES OF YOU HAVE BEEN FOLLOING: [Cite all specific Personnel Board Rules & Regulation departmental rules or policies that the employee was found to be in violation of and repeat the basis for the charges.]

Violation of Personnel Board of Jefferson County Rule 12.2 L (Violation of any rule or regulation of the Appointing Authority, or failure to comply with instructions made and given by a superior officer or supervisor); 12.2M (Violation of any of the provisions of the Act or of these Rules)

[Specify the type of disciplinary action to be taken: Dismissal; Suspension; Demotion; and/or specify the outcome of the Predetermination Hearing]

AS A RESULT OF YOUR ACTIONS YOU ARE HEREBY Suspended without pay for one (1) day EFFECTIVE CLOSE-OF-BUSINESS OCTOBER 1, 2023. You are to return to work on Tuesday October 3, 2023.

In making the foregoing decision, your entire work record with the City of Tarrant has been considered. You have the right to request and receive copies of documentation utilized in arriving at the aforementioned decision.

  
Signature of Appointing Authority

**DISCIPLINARY APPEAL RIGHTS**

If you are dissatisfied with this decision, you have available the following procedures for review (check one):

- You have ten (10) calendar days to appeal a termination, demotion, or suspension of six (6) days or more (or more than 10 days within past 12 months) by filing a Notice of Appeal at the Personnel Board of Jefferson County, which is located at 2121 Rev. Abraham Woods Jr. Blvd. See Rule 12.4 of the Personnel Board Rules and Regulations.
- You have ten (10) calendar days to seek review of this disciplinary decision if you are an unclassified employee who has completed a probationary period, or classified employee whose discipline is a suspension of five (5) days or less, by submitting a written Request for Review to the Mayor of the City of Tarrant. At the time of filing, you should submit a written statement that details the nature of the discipline, relevant events, and the reason why you feel the disciplinary decision should be overturned.
- There is no right of appeal for employees who are temporary, provisional, or have not completed a probationary period of employment. There is no right of appeal for documented counseling, written warnings, performance improvement plans or paid administrative leave.

**ACKNOWLEDGMENT OF SERVICE**

*This is to certify that: (check one and date)*

- I have hand delivered a copy of this notice upon the above-named employee.
- Due to the unavailability of the employee, I have deposited this Notice in the United States Mail, properly addressed to the last known address of the above individual, postage prepaid, Certified Mail, Return Receipt Request

on this the 29<sup>th</sup> day of September 2023

[Signature]  
Signature of Person Serving Notice

Mayor  
Job Title

*\*At the time the employee is served, a copy of this hearing notice must be sent to the Personnel Board of Jefferson County (classified employees only).*

M

--- Original Message ---

From: "Shekels, Lacy" <Lacy.Shekels@alea.gov>

Sent: 4/11/2024 11:02:02 AM

To: "Derrick Williamson"

<DWilliamsonTPD@cityoftarrant.com>

Cc: "Jimmy Hill" <jhill@tarrantpd.com>

Subject: Chief Wendall Major

Good morning,

Per Maury Mitchell, under no circumstances will Wendall Major's AlaCop account be enabled until further notice by ALEA. This will stay in place even after if he is returned to Chief duties unless otherwise noted.

Thank you,

Lacy Shekels

Compliance Specialist-Division G

Criminal Justice Information Services  
Division

Alabama State Bureau of Investigation

334-300-1230





N

1) He informed the city council that he had terminated my employment, which he has no legal authority to do so, because I conducted an "unreasonable" strip search of a juvenile back in November. A juvenile female accused another juvenile male of having penetrated her and both juveniles admitted to physical contact while alone with one another. The female's mother said her daughter was bleeding in the area of her vagina and not on her period. I requested consent from the parental guardian to view the male juvenile's genitals to ensure no blood was present in the area of his genitals. I was given consent and utilized an ultra violet light on the proper spectrum which would reveal bodily fluids on the exterior of the body which revealed no indication of blood. I did not even touch the juvenile and the parental guardian, a pastor, and another officer were present. More so, I was the on-call crime scene investigator who would retrieve evidence of bodily fluids. If the juvenile had blood on his person, I would have utilized a sterile swab to preserve evidence of sexual contact. Chief Major told them it was unreasonable, in written documentation, without any further rationale and he "terminated" my employment. I asked the detective who even agreed with me who has been here nearly fifteen years and advised he would have even taken the male juvenile's underwear.

2) He lied at the last council meeting advising that the Personnel Board ruled Sergeant Morrow's appeal as being timely because she was fired twice. It was a straight out lie because I was present virtually at the hearing and nothing of the sort was stated by the board.

3) He lied to all of us saying that former "Sergeant" Rucker-Sumerlin was a sergeant when she was not and allowed her to supervise people here in the department in violation of personnel board rules. He advised me and Crosby to keep everything documented as it was, unethically, and we both refused and changed her designation to officer on all materials and within official law enforcement databases because it was a lie.

4) He lied to the council advising he didn't have the warrants shredded and we all know he had the paper warrants in dispatch shredded because he wished to go paperless. I swore to those details.

5) Yes, he made a comment about women being unfit to be employed in law enforcement during EFORCE training which had several of us stunned that he stated anything of the sort. It was clearly sexist. He also informed the trainer for the software that her telling him that the warrants must remain in dispatch, as she was a previous dispatcher, was incorrect. Several of us disagreed with him.

6) He informed me personally, after Sergeant Wayne Curry informed I was the next detective, that he made Detective Crosby the detective because women can better relate in domestic violence circumstances.

I recently filed another EEOC charge of discrimination against him because he directed me, while

on his suspension, to take strictures off of my email in violation of my right to display of religion which violates Title VII and personnel board rules.



To whom it may concern,

I'm writing this letter because I'm tired of the false narrative and allegations that have been made about me and my character by Chief Major. I will address the City Council meeting on July 17, 2023; it was said that I refused Eforce training...that is a lie! I've had TWO training sessions with eforce, the first week I started in December and in May when we hired another Magistrate for the office. Chief Major scheduled a training for the police department without asking me if I was available, once the date and time was given to me after it had been scheduled, I could not attend the class because not only would my schedule not permit, I would've had to close down Municipal Court for a day because I was in the office by myself at that time. Refusing and not being able to attend are 2 different things! Also, I don't need to get training for a system I don't and can not use! Attached you will find an email response from one of the eforce representatives stating their system would not work for Municipal Court. As far as me "telling eforce what I need," It's not what I need, it's what the law of Alabama says in the State code book. It's not my job to build a system that's supposed to be already built! All other systems (InCode, ETA, RMS and etc.) already have this in place and I didn't have to tell them that a harassment charge shouldn't be under simple assault, it's their job to make sure this is correct when they are presenting their product. To the matter at hand, the problem wasn't so much the charge, because I have discretion to correct the charge when issuing a warrant, the issue was what was in the narrative. What was written in the narrative did not support the sworn testimony of the victim and his witness, and when told to do a supplement report of the narrative (I wrote this on a sticky note for the victim), the Chief refused, just like he refused to release an inmate after he had authorization from me and the paperwork he needed, then got up and lied about it at the council meeting! Officer Johnston was then called by the Mayor and he came to do the supplement report that the Chief refused to do! I also saw where me "doing my job" was questioned....I have been in the workforce since the age of 12 and I've ALWAYS done my job! I even stayed late on the day in questioned and got a late fee for my child to make sure the gentleman got his warrant! I don my job so well that EVERY employer I've ever had still wants me back, including where I left to come here! I do my job so well, that I've called out your Chief on incorrect procedures, paperwork and etc. and that's what the problem is! Let's call a spade a spade! Since my first day here, I've discovered illegal and incorrect practices done by both the prior Magistrate and the current Chief, for example, the Chief wrote in the report that he had no way of verifying if a warrant was "good" and you know why? Because not only did I discover that the Chief had illegally shredded all the original warrant paperwork, that legally has to be kept at the police department, I've had 2 officers and one of the dispatch officers confirm that they told him he couldn't do it and he did it anyway! He also told me himself, along with the dispatch supervisor that they did not keep the paperwork until I started. He also lied to the council and said that he had all warrants with no paperwork removed from NCIC! I've sat back and quietly watched two council meetings where I've been lied on, my character questioned by city council members who are going off lies from someone trying to



cover his butt, and now, if I "did my job" and I refuse to keep silent! Every time I try to correct the paperwork I get a tug and pull from the Chief. He's even lied and told his officer's that the reason why he doesn't want them to fill out the paperwork (that they legally MUST do) is because I called his officers "stupid" and that has never happened. I've have officers ask me about this, to the point where I called a meeting with them to let them know that was a lie! I can go on and on! I've even had officers do the paperwork correctly and when they bring it to me, say "things run so smoothly when he's not here" because he goes out of his way to try to make it difficult for Municipal Court to get the correct paperwork, because of his issue with me!. This is the same Chief, along with Sgt. Curry, that tried to tell me a "Protection from abuse order" is a felony, when I told him it's a misdemeanor! All of this is being documented on my end, and by Magistrate Harris as well!

Signed THE CHIEF MAGISTRATE....not "THAT Magistrate!"

Detective Chante Crosby  
Investigations Division / Internal Affairs  
Tarrant Police Department  
2593 Commerce Cir  
Tarrant, Alabama 35217  
W: 205-849-2811  
C:205-948-3258  
ccrosby@tarrantpd.com

**"He is my refuge and my fortress, my God in who I trust" Psalm 91**

---

**From:** Chante Crosby <CCrosby@tarrantpd.com>  
**Sent:** Tuesday, December 26, 2023 2:29 PM  
**To:** Jimmy Hill <jhill@tarrantpd.com>  
**Cc:** Wendell Major <WMajor@tarrantpd.com>; Derrick Williamson <DWilliamson@tarrantpd.com>; sfancher@cityoftarrant.com <sfancher@cityoftarrant.com>; Wayne Newton <wnewton@cityoftarrant.com>  
**Subject:** Fw: City of Tarrant Crime Commission

Good afternoon, Sergeant Hill,

Chief Major never replied to my email below. Can you discuss my questions and concerns and advise. I am requesting that the Crime Commission delete the post concerning the death of the 2-year-old due to the information they are putting out being incorrect false. Detective Morrow was not waiting on the autopsy report. The autopsy report was completed on July 19, 2023.

Very respectfully,  
Detective Crosby  
[Quoted text hidden]



Debra Leo &lt;debraleo.adr@gmail.com&gt;

**Fw: City of Tarrant Crime Commission**

2 messages

Chante Crosby <CCrosby@tarrantpd.com>  
To: Debra Leo <debraleo.adr@gmail.com>

Mon, Apr 15, 2024 at 7:00 AM

Please read email below

Detective Chante Crosby  
Investigations Division / Internal Affairs  
Tarrant Police Department  
2593 Commerce Cir  
Tarrant, Alabama 35217  
W: 205-849-2811  
C:205-948-3258  
ccrosby@tarrantpd.com

**"He is my refuge and my fortress, my God in who I trust" Psalm 91**

---

**From:** Chante Crosby  
**Sent:** Sunday, December 17, 2023 12:52 PM  
**To:** Wendell Major <WMajor@tarrantpd.com>  
**Cc:** Jimmy Hill <jhill@tarrantpd.com>; Wayne Newton <wnewton@cityoftarrant.com>;  
sfancher@cityoftarrant.com <sfancher@cityoftarrant.com>  
**Subject:** City of Tarrant Crime Commission

Good afternoon, Chief Major,

I was informed of a post on Facebook written by the City of Tarrant Crime Commission concerning the death of a two-year-old juvenile. The City of **Tarrant Crime Commission stated below.**

***"The third case we reviewed was of the death of a 2 year old juvenile that was found unresponsive and transported to Childrens Hospital and was pronounced deceased and the child was autopsied by the Medical Examiner to determine cause of death. This case was also was investigated thoroughly and was awaiting information from the autopsy pending arrest of the appropriate individual. There is no Statute of Limitations on this case also no new evidence was supplied. "***

***The City of Tarrant Crime Commission stated, " This case was also investigated thoroughly and was awaiting the autopsy pending arrest of the appropriate individual." That was a false statement made by***



I think you misunderstand my statement. I believe you are an authorized NCIC user, who may enter and remove entries from the various ACICS databases. I don't know how skilled you may be in any particular database. I apologize if I am inaccurate.

Wendell W Major  
Sent from my iPhone

On Nov 10, 2023, at 8:45 AM, Chante Crosby <CCrosby@tarrantpd.com> wrote:

Good morning, Chief Major,

Sir, with all due respect, you stated, "Officers Crosby and Williamson are ACJIS certified and may log in and remove warrants when receive written recall orders." Chief Major, your above statement needs to be corrected, **as I have never been trained to clear a warrant out of NCIC.** I have not sat at an NCIC terminal belonging to the Tarrant Police Department and have been trained to remove a warrant from NCIC.

Yes, I am ACJIS certified; however, I was never physically trained on removing a warrant from NCIC. **This is the second incident where you said I could do a task but could not.** Please, for future reference, please discuss my capabilities with me; only I can tell you what I can and cannot do.

Thanks in advance for your time and consideration concerning this matter.

Very respectfully,  
Crosby

---

**From:** Derrick Williamson <DWilliamson@tarrantpd.com>  
**Sent:** Thursday, November 9, 2023 8:50 AM  
**To:** Wendell Major <WMajor@tarrantpd.com>; Tanilya Jackson <tjackson@cityoftarrant.com>  
**Cc:** Lajessica Harris <lharris@cityoftarrant.com>; wnewton@cityoftarrant.com <wnewton@cityoftarrant.com>; sfancher@cityoftarrant.com <sfancher@cityoftarrant.com>; lbaker@cityoftarrant.com <lbaker@cityoftarrant.com>; Chante Crosby <CCrosby@tarrantpd.com>; Pbenett@cityoftarrant.com <pbenett@cityoftarrant.com>  
**Subject:** Re: reccall brandon graves

Chief Major, your efforts at retaliation are not taken kindly. If this is your method of making a point then I'd like to know why two dispatchers remain as Agency Information Security Officer (AISO) and Terminal Agency Coordinator (TAC) which would be in violation of ACJIS rules according to your mentality.

*This email may contain legally privileged and/or confidential information. This message and/or any files transmitted with it are intended solely for the use of the addressee(s). This email is to be treated as confidential and may not be used or disclosed except for the purpose for which it was sent. If you receive this email in error, please contact the sender immediately, delete it, any attachments, and all copies of it from your system, and destroy any hard copies of it. You are hereby notified that disclosing, copying, distributing, or taking any action on the contents, attachments, or information herein is strictly prohibited.*

---

**From:** Wendell Major <WMajor@tarrantpd.com>  
**Sent:** Thursday, November 9, 2023 8:37:37 AM  
**To:** Tanilya Jackson <tjackson@cityoftarrant.com>





Debra Leo &lt;debraleo.adr@gmail.com&gt;

**Fw: reccall brandon graves**

1 message

**Chante Crosby** <CCrosby@tarrantpd.com>

Mon, Apr 15, 2024 at 7:25 AM

To: Debra Leo &lt;debraleo.adr@gmail.com&gt;

Detective Chante Crosby  
Investigations Division / Internal Affairs  
Tarrant Police Department  
2593 Commerce Cir  
Tarrant, Alabama 35217  
W: 205-849-2811  
C:205-948-3258  
ccrosby@tarrantpd.com

**"He is my refuge and my fortress, my God in who I trust" Psalm 91****From:** Chante Crosby <CCrosby@tarrantpd.com>**Sent:** Friday, November 10, 2023 10:24 AM**To:** Wendell Major <WMajor@tarrantpd.com>**Subject:** Re: reccall brandon graves

Thanks, Chief, I appreciate your apology and clearing up the miscommunication. I am not skilled in removing warrants from NCIC. I am an authorize NCIC user. But I only used NCIC here at the Tarrant Police Department, when it came to the hiring of sworn personnel to complete a back ground check. I have not been trained on entering or removing entries from the various ACICS databases.

When I worked in Internal Affairs for the Sheriff's Office, I only used NCIC for the background checks when it came to hiring sworn personnel and unsworn personnel.

Very respectfully,  
Crosby

**From:** Wendell Major <WMajor@tarrantpd.com>**Sent:** Friday, November 10, 2023 10:17 AM**To:** Chante Crosby <CCrosby@tarrantpd.com>**Subject:** Re: reccall brandon graves

**Cc:** Lajessica Harris <lharris@cityoftarrant.com>; wnewton@cityoftarrant.com <wnewton@cityoftarrant.com>; sfancher@cityoftarrant.com <sfancher@cityoftarrant.com>; lbaker@cityoftarrant.com <lbaker@cityoftarrant.com>; Derrick Williamson <DWilliamson@tarrantpd.com>

**Subject:** Re: reccall brandon graves

Officers Crosby and Williamson are ACJIS certified and may login and remove warrants when receive written recall orders.

Wendell W Major  
Sent from my iPhone

On Nov 9, 2023, at 8:24 AM, Tanilya Jackson <tjackson@cityoftarrant.com> wrote:

Please be mindful we have yet to get a response and the individual took care of the warrant to have his license reinstated, and still has a warrant. As Magistrate Harris stated, if this person get pulled over he could be detained for a warrant he shouldn't have, which could result in a lawsuit.

**From:** Lajessica Harris <lharris@cityoftarrant.com>

**Sent:** Wednesday, November 8, 2023 5:29 PM

**To:** wmajor@tarrantpd.com

**Cc:** wnewton@cityoftarrant.com; sfancher@cityoftarrant.com; lbaker@cityoftarrant.com; dwilliamson@tarrantpd.com; tjackson@cityoftarrant.com

**Subject:** Fwd: Re: reccall brandon graves

I tried to have a recall done and it was brought to my attention from one of the dispatchers that they no longer have any access to NCIC. My question is how are the warrants to be cleared if they do not have access? Also will you be able to assist in removing this warrant for person? I would hate for him to be stopped by law enforcement and they serve a FTA warrant that shouldn't be in the system.

----- Original Message -----

From: "Rachel Brown" <RBrown@tarrantpd.com>

Sent: 11/8/2023 4:54:20 PM

To: "Lajessica Harris" <lharris@cityoftarrant.com>, "LaShaundra Jackson" <ljackson@tarrantpd.com>

Subject: Re: reccall brandon graves

We no longer have access to NCIC. We are unable to enter nor clear any warrants out of the system.

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**From:** Lajessica Harris <lharris@cityoftarrant.com>

**Sent:** Wednesday, November 8, 2023 4:50 PM

**To:** Rachel Brown <RBrown@tarrantpd.com>; LaShaundra Jackson <ljackson@tarrantpd.com>

**Subject:** reccall brandon graves

----- Original Message -----

From: tarrantscanners@gmail.com

Sent: 11/8/2023 4:19:21 PM

To: "LaJessica Harris" <Lharris@cityoftarrant.com>

Subject: Message from "RNP5838797BB6A1"

This E-mail was sent from "RNP5838797BB6A1" (IM C3000).

Scan Date: 11.08.2023 15:24:22 (-0600)

Queries to: tarrantscanners@gmail.com

charge Farrah if I thought I had a crime. Sergeant Morrow also said to me that she did not verify Kajuan Crawford's alibi on the day (July 18, 2023) his daughter died.

Chief Major stated on the news that the Detective (Morrow) on the case was waiting for the Alabama Department of Forensic Science toxicology report to come back. Chief Major, that statement is false. Sergeant Morrow made it clear that she did not have a crime; therefore, she did not have a charge, which means she was not awaiting the toxicology results.

Furthermore, Sergeant Morrow did not need the toxicology results to charge Farrah Bates. Once the autopsy report came back that showed Fentanyl in Ariyah's system along with the drugs and drug paraphernalia found in the same area as Farrah and Ariyah, that within itself is enough to know that you have a crime, which means you have a charge.

It behooves me to know that with the experience that Sergeant Morrow has, she could not determine that she had a crime, which is concerning to me, especially for future cases where she works. As a Detective, if you do not know when a crime occurred, you do not need to be in the Detective Division.

Fentanyl is a lethal drug, and Officer Johnston, along with the Fire Department personnel and RPS personnel, could have also died if the child had had the Fentanyl on any area of her body that they touched.

With all due respect, Chief Major, please refrain from putting false information concerning this case in the media. Sergeant Morrow did not tell me she was waiting for the toxicology results to proceed with charges. Sergeant Morrow made it clear that she did not have a crime; therefore, she could not charge Farrah with anything. I do not want Farrah's attorney to be able to use your false statements against us, as this is an ongoing investigation.

Thanks in advance for your time and consideration concerning this matter.

Very respectfully,  
Crosby

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**Chante Crosby** <CCrosby@tarrantpd.com>  
To: Debra Leo <debraleo.adr@gmail.com>

Mon, Apr 15, 2024 at 7:27 AM

[Quoted text hidden]





Debra Leo &lt;debraleo.adr@gmail.com&gt;

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**. w: Case 23004128**

2 messages

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**Chante Crosby** <CCrosby@tarrantpd.com>  
To: Debra Leo <debraleo.adr@gmail.com>

Mon, Apr 15, 2024 at 7:17 AM

Detective Chante Crosby  
Investigations Division / Internal Affairs  
Tarrant Police Department  
2593 Commerce Cir  
Tarrant, Alabama 35217  
W: 205-849-2811  
C:205-948-3258  
ccrosby@tarrantpd.com

**"He is my refuge and my fortress, my God in who I trust" Psalm 91**

---

**From:** Chante Crosby  
**Sent:** Friday, November 24, 2023 7:16 PM  
**To:** Wendell Major <WMajor@tarrantpd.com>; Cynthia Morrow <CMorrow@tarrantpd.com>  
**Cc:** Jimmy Hill <jhill@tarrantpd.com>; Wayne Newton <wnewton@cityoftarrant.com>;  
sfancher@cityoftarrant.com <sfancher@cityoftarrant.com>  
**Subject:** Case 23004128

As you all know, I have been reassigned to work case #23004128. On November 16, 2023, Mayor Newton, Sergeant Morrow, and I were on a three-way call via cellular phone. I was obtaining information from Sergeant Morrow concerning the listed case because she was the previous Detective.

During the phone call, Sergeant Morrow told Mayor Newton and me that she did not read Farrah Bates her Miranda Rights because she did not have a crime; therefore, she did not have a charge. Sergeant Morrow went on to tell me that the coroner ruled the manner of death undetermined. I responded to Sergeant Morrow, stating the autopsy stated that the child had Fentanyl in her system. I also told Sergeant Morrow that drugs and drug paraphernalia were found in the same bedroom where the mother was sleeping, and the child was found unresponsive. So how can you say that you do not have a crime? I told Sergeant Morrow that she could have at least charged the mother with the drugs found at the scene. Sergeant Morrow continued telling me she did not have a crime or a charge. Sergeant Morrow told me I should

# Below is Chief Major interview.

## Tarrant police chief placed on leave, mayor files lawsuit against chief and city council

by: Maddie McQueen

Posted:

Nov 14, 2023 / 05:41 AM CST

Updated:

Nov 14, 2023 / 05:41 AM CST

TARRANT, Ala. (WIAT) — On Monday morning, Tarrant Mayor Wayman Newton placed Police Chief Wendell Major on a five day administrative leave.

According to Newton, the stolen vehicle Friday's I-59 S shootout centered around was originally reported in Tarrant. According to a lawsuit Newton filed against Major and the city council, this stolen vehicle issue is directly tied to issues happening in Tarrant regarding some city employees' access to the National Crime Information Center (NCIC).

### 2 injured in Center Point shooting

The correlation all comes down to a change in who Tarrant's public safety dispatchers report to. At the end of October, Newton made the decision that the city's dispatchers would report to the fire chief instead of the police chief. This became an issue because there's a law stating that in order to access NCIC, you must be under someone who is certified by the Alabama Criminal Justice Information Center (ACJIS). In Tarrant, the police chief is ACJIS certified while the fire chief is not.

"I had to go certify who worked for me and who would retain access. I did that, I went there, clicked on the people there I had working under my direction, certified they're there, and I removed everybody I did not supervise so that they would not have access," said Major.



"Allowing someone to have unauthorized access to criminal justice information is a felony in Alabama, punishable by 5 years in prison. I do not intend to spend a day in Alabama prison," said Chief Wendell Major.

Newton filed a lawsuit in the Jefferson County Circuit Court against Major and the Tarrant City Council, asking the judge to require the chief to reinstate dispatcher access to NCIC and keep city council from interfering with and ending the chief's administrative leave.

In the lawsuit, Newton says dispatchers' access to NCIC was removed on November 8, two weeks after the change was made, but neither he nor the fire chief were made aware of this access removal. Major says when he received notice of the dispatcher change on October 24, he emailed ALEA to verify what the law was regarding NCIC access. Major said when ALEA told him certification was required for access, he forwarded that email to Tarrant Fire Chief Paul Bennett.

"We have been in contact with ALEA and they're walking us through the process to which Chief Bennett will be able to supervise them and he'll be able to have access to all of the databases," said Newton. "We're in talks with ALEA in terms of coming in and doing an investigation. So depending on how long or when they're able to come in and do the investigation, and the length of time it's going to take them to do the investigation, we're going to move forward with permission to extend the administrative leave."

The public safety dispatchers without access to NCIC creates a trickle-down effect of problems. This database is where warrants are checked, car tags and licenses are run and stolen vehicle information is stored. Without dispatchers being able to help officers checking and updating the database, police officers are having to do this themselves.

On November 10, a Tarrant police officer responded to a report of a stolen vehicle. According to the lawsuit, when writing the report the officer said "the vehicle could not be entered into NCIC due to the dispatchers not having NCIC access." This allegedly stolen vehicle was later seen in Birmingham.

Newton's lawsuit said the victim called police to alert them their stolen vehicle was spotted but because the information was not entered into NCIC, it slowed down police response as they had to manually verify the information.

"I think that the reporting officer did say that, but the indication is that that reporting officer has certified access to NCIC and there's a manual maintained to tell anybody who is certified how to actually do everything," said Major. "Even if that was the case, the dispatcher who knew the process could have told the officer how to do it."



In the meantime, Lieutenant James Hill will re-assume the role of Acting Police Chief. Mayor Newton expressed his full confidence in Lieutenant Hill's ability professionalism and dedication during this critical time. Mayor Newton concluded by saying, "Our police department plays a vital role in keeping our comm and ensuring the department's leadership adheres to the highest ethical standards is essential. We will work diligently to complete the investigation, take a with renewed commitment to transparency and accountability."

Chief Wendell Major issued the following statement to WBRC:

"I and my attorney will address the mayor's allegations in the appropriate administrative, legislative and judicial authorities."

On Feb. 3, Chief Major and his attorneys released the following statement:

*Chief Major stated, "The allegations made by Mayor Newton are not only false but also raise serious questions about his understanding of the criminal justice system in Alabama. It is important for the public to be informed that the Police Department, including the Chief, has no authority to bring or delete charges; that is a judicial process determined by the courts."*

*The Mayor's accusations centered around specific actions attributed to Chief Major, including the deletion of charges in criminal cases. Chief Major clarifies that the police department's role is to make allegations, and these allegations must go through the proper legal channels before charges can be formally filed.*

*Chief Major emphasized, "Any first semester criminal law student can verify the fact that police can only make allegations, and charges must be brought before the court for any individual to be charged."*

*Regarding the specific instances mentioned by Mayor Newton, Chief Major stated, "I believe some of the cases are open, and the Tarrant Police Department followed proper police protocol. All parties in these open cases are suspects, and our criminal justice system presumes innocence until proven guilty in a court of law." Chief Major further addressed the Mayor's statements on the Personalized Business Cards, "I am a licensed practicing attorney. I categorically deny that I entered into any agreement with Dan Crane or Dan Crane Law, P.C. for the distribution of personalized business cards in exchange for any business with Dan Crane. I have never entered into any business relationship with Dan Crane or his law firm, and my law firm has never been in any business relationship with Dan Crane or his law firm. I demand that Mayor Newton, having made this public allegation that affects my reputation, immediately provide a copy of this alleged agreement or retract his statement."*

*Chief Major concluded, "Since I testified truthfully in court about the inappropriate statements made by Mayor Newton about Councilman Tommy Bryant's wife, I have been the target of several unsubstantiated false allegations by Mayor Newton. Over eight months ago, he accused me of destroying Court records, an allegation that proved untrue. He accused me of denying access to a State and Federal database to Tarrant Dispatchers, which I have never had control over; again, this allegation proved untrue.*

*The Tarrant city council and the citizens of Tarrant have a responsibility to bring these slanderous and defamatory allegations to a halt. I call on the citizens of Tarrant and the city council of the city of Tarrant, who appointed me as Police Chief, to require the Mayor to present proof of these allegations or call for Mayor Newton's resignation or the Council should call for the Mayor's impeachment.*

*Chief Major reiterates, "These reckless statements made by Mayor Newton not only demonstrate a lack of understanding of the criminal justice system but also an apparent disconnect from reality. As the Chief of Police, my commitment is to ensure that the department operates within the bounds of the law, and I will continue to uphold the highest standards of professionalism." The Tarrant Police Department encourages the public to seek accurate information and refrain from drawing*





## Chief Major and his attorney statement on deleting charges

message

Chante Crosby <CCrosby@tarrantpd.com>  
To: Debra Leo <debraleo.adr@gmail.com>

Please read article below. Chief Major lied.

# Tarrant police chief placed on administrative leave again

By WBRC Digital Staff

Published: Feb. 1, 2024 at 10:48 AM CST | Updated: Feb. 3, 2024 at 6:19 PM CST

TARRANT, Ala. (WBRC) - Tarrant's police chief has been placed on administrative leave without pay again, Mayor Wayman Newton announced Thursday.

Newton said this action comes after Chief Wendell Major demonstrably disregarded a previous administrative leave directive by engaging in conduct that raises serious concerns about public safety, the constitutional rights of citizens and the chief's commitment to transparency and accountability.

"As Mayor, my number one priority is the safety and well-being of our community," stated Mayor Newton. "That responsibility entails ensuring the highest standards of ethical conduct and effective leadership within our police department. Unfortunately, Chief Major's recent actions have fallen far short of these expectations," said Mayor Newton.

According to a news release following his initial placement on administrative leave on Nov. 11, 2023, Chief Major was instructed to refrain from all official duties. However, evidence has emerged proving the chief continued to engage in official activities, including attempts to fraudulently manipulate crime statistics by deleting murder charges on cases and an attempt to get Tarrant police officers to solicit personal injury clients on behalf of a local law firm.

Some of the actions that Chief Major took while on administrative leave, according to the news release, include:

- **Dec. 21, 2023:** Major deleted a murder charge on a case despite the fact that the case received substantial media coverage because it involved the death of a child. The murder charge was added back to the case.
- **Dec. 27, 2023:** Major deleted the charge again. Major also removed the detective's access to the case multiple times in an effort to prevent her from identifying the suspect.

The Jefferson County District Attorney's office currently has five open cases against the suspect for reckless manslaughter, chemical endangerment of a child, possession of a controlled substance (fentanyl), unlawful possession of marijuana and unlawful possession of drug paraphernalia.

- **Dec. 30, 2023:** Major deleted a murder and arson charge on a case despite there being overwhelming evidence supporting those charges. The charge was added back to the case.
- **Jan. 1, 2024:** Major deleted the charges again. The case was taken over by the Birmingham Police Department who properly pursued murder and arson charges.

The Jefferson County District Attorney's Office currently has an open case against the suspect for capital murder (arson).

- **Jan. 2, 2024:** Major deleted two attempted murder charges on a case despite knowing that warrants for attempted murder had been issued nearly a year ago. The Jefferson County District Attorney's Office currently has two open cases against the suspect for attempted murder.
- **Dec. 25, 2023:** Major deleted three attempted murder charges on a case despite knowing that three attempted murder warrants against the suspect had been issued.
- **Jan. 1, 2024:** The three attempted murder charges were added back and Major deleted the charges again. The Jefferson County District Attorney's Office currently has one open case against the suspect for attempted murder.
- **Jan. 12, 2024:** Major, who is a licensed practicing attorney, gave out personalized business cards to Tarrant police officers to hand out to car accident victims. The cards were supplied through a partnership between Major and Dan Crane Law, P.C. d/b/a Alawreck. Each business card contains a QR code on the back which allows them to sign up to receive a free copy of their accident report along with medical treatment and legal representation presumably through Major's law firm, LLC, or Dan Crane Law, P.C. This form of advertisement violates Alabama Code § 36-25- 5 and Rule 7.3 of the Alabama Rules of Professional Responsibility.

"Chief Major's efforts to manipulate crime statistics and to use Tarrant police officers to advertise for his and another law firm are deeply troubling," said Mayor Newton. "Citizens deserve accurate and reliable information about crime in our city and they deserve to know that our police are out working for them and not chasing ambulances for any reason is completely unacceptable and a violation of the public trust." The specific nature of the alleged data manipulation and advertisement investigation, and the Mayor has emphasized the importance of a thorough and independent review.

"We must stand by the principles of transparency and accountability," said Mayor Newton. "That is why on Monday night I will ask the Tarrant City Council to conduct a comprehensive investigation into all the allegations. We owe it to citizens to get to the bottom of this matter and take appropriate action based on the findings."

User: Lashaundra Denise Jackson (lj9475) | ADAPT Admin

Agency	Administrator	Action	Action Date
NONE	Williamson, Derrick	User Removed	11/14/2023, 3:06:23 PM
AL0010800	Williamson, Derrick	User Added	11/14/2023, 3:06:23 PM
AL0010800	Shekels, Lacy	Administrator Removed	11/14/2023, 3:01:39 PM
NONE	Major, Wendell	User Added	11/11/2023, 8:48:08 AM
AL0010800	Major, Wendell	User Removed	11/11/2023, 8:48:08 AM
AL0010800	Shekels, Lacy	Administrator Added	6/6/2023, 11:54:52 AM
AL0010800	Crosby, Chante	User Added	2/1/2022, 11:12:31 AM
NONE	Crosby, Chante	User Removed	2/1/2022, 11:12:31 AM
NONE	Reese, Tommie	User Added	4/2/2018, 9:56:07 AM
AL0012400	Reese, Tommie	User Removed	4/2/2018, 9:56:07 AM

User: Barnard Evans (be6067) | ADAPT Admin

Agency	Administrator	Action	Action Date
AL0010800	Williamson, Derrick	User Added	11/14/2023, 3:03:38 PM
NONE	Williamson, Derrick	User Removed	11/14/2023, 3:03:38 PM
NONE	Major, Wendell	User Added	11/8/2023, 1:19:43 PM
AL0010800	Major, Wendell	User Removed	11/8/2023, 1:19:43 PM
AL0010800	Crosby, Chante	User Added	7/12/2022, 12:22:10 PM
NONE	Crosby, Chante	User Removed	7/12/2022, 12:22:10 PM
NONE	Boulware, Thomas	User Added	1/10/2022, 11:37:10 AM
AL0010300	Boulware, Thomas	User Removed	1/10/2022, 11:37:10 AM

User: Belinda McMichael (bc3334) | ADAPT Admin

Agency	Administrator	Action	Action Date
AL0010800	Williamson, Derrick	User Added	11/14/2023, 3:06:23 PM
NONE	Williamson, Derrick	User Removed	11/14/2023, 3:06:23 PM
NONE	Major, Wendell	User Added	11/8/2023, 1:25:49 PM
AL0010800	Major, Wendell	User Removed	11/8/2023, 1:25:49 PM
AL0010800	Crosby, Chante	User Added	10/6/2022, 7:59:53 AM
NONE	Crosby, Chante	User Removed	10/6/2022, 7:59:53 AM
NONE	Sparks, Sonja	User Added	9/30/2022, 2:20:55 PM
AL0011000	Sparks, Sonja	User Removed	9/30/2022, 2:20:55 PM
AL0011000	Suttles, Jerry	User Added	11/30/2021, 10:00:27 AM
NONE	Suttles, Jerry	User Removed	11/30/2021, 10:00:27 AM
NONE	Mayfield, Jennifer	User Added	11/29/2021, 12:18:46 PM
AL0011100	Mayfield, Jennifer	User Removed	11/29/2021, 12:18:46 PM
AL0011100	Shekels, Lacy	Administrator Removed	10/29/2021, 12:18:12 PM
AL0011100	Merriweather, Phillip	Administrator Added	12/29/2020, 4:17:21 PM



User: Rachel Antoinette Brown (rb3771) | ADAPT Admin

Agency	Administrator	Action	Action Date
AL0010800	Williamson, Derrick	User Added	11/14/2023, 3:06:22 PM
NONE	Williamson, Derrick	User Removed	11/14/2023, 3:06:22 PM
AL0010800	Major, Wendell	User Removed	11/8/2023, 1:21:42 PM
NONE	Major, Wendell	User Added	11/8/2023, 1:21:42 PM

User: Kelly R Gann (kg4882) | ADAPT Admin

Agency	Administrator	Action	Action Date
AL0010800	Williamson, Derrick	User Added	11/14/2023, 3:06:23 PM
NONE	Williamson, Derrick	User Removed	11/14/2023, 3:06:23 PM
AL0010800	Major, Wendell	User Removed	11/8/2023, 1:21:04 PM
NONE	Major, Wendell	User Added	11/8/2023, 1:21:04 PM

User: Tangible Dee Finley (tf7178) | ADAPT Admin

Agency	Administrator	Action	Action Date
AL0010800	Williamson, Derrick	User Added	11/14/2023, 3:06:22 PM
NONE	Williamson, Derrick	User Removed	11/14/2023, 3:06:22 PM
AL0010800	Major, Wendell	User Removed	11/8/2023, 1:22:23 PM
NONE	Major, Wendell	User Added	11/8/2023, 1:22:23 PM

User: Derrick James Williamson (dw8208) | ADAPT Admin

Agency	Administrator	Action	Action Date
AL0010800	Shekels, Lacy	Administrator Added	11/14/2023, 3:01:39 PM
AL0010800	Shekels, Lacy	Administrator Removed	6/6/2023, 11:54:52 AM
AL0010800	Shekels, Lacy	Administrator Added	10/12/2022, 5:52:07 PM
AL0010800	Page, Jonathan	User Added	8/25/2021, 7:12:50 AM
NONE	Page, Jonathan	User Removed	8/25/2021, 7:12:50 AM
NONE	Thompson, Linda	User Added	8/23/2021, 3:49:16 PM
AL0012000	Thompson, Linda	User Removed	8/23/2021, 3:49:16 PM
AL0012000	Thompson, Linda	User Added	7/14/2021, 9:26:50 AM
NONE	Thompson, Linda	User Removed	7/14/2021, 9:26:50 AM
NONE	Madden, Montoya	User Added	7/12/2021, 2:09:26 PM
AL0630500	Madden, Montoya	User Removed	7/12/2021, 2:09:26 PM
AL0630500	Madden, Montoya	User Added	7/12/2021, 1:47:51 PM
NONE	Madden, Montoya	User Removed	7/12/2021, 1:47:51 PM
NONE	Madden, Montoya	User Added	8/18/2020, 10:49:45 AM
AL0630500	Madden, Montoya	User Removed	8/18/2020, 10:49:45 AM
AL0630500	Madden, Montoya	User Added	6/8/2017, 9:33:05 AM
NONE	Madden, Montoya	User Removed	6/8/2017, 9:33:05 AM
NONE	Vaughn, Edward	User Added	6/6/2017, 12:39:36 PM
AL0630100	Vaughn, Edward	User Removed	6/6/2017, 12:39:36 PM
AL0630100	Vaughn, Edward	User Added	11/5/2015, 10:09:48 AM
NONE	Vaughn, Edward	User Removed	11/5/2015, 10:09:48 AM
NONE	Johnson, Thomas	User Added	6/1/2015, 4:12:43 PM
AL0011300	Johnson, Thomas	User Removed	6/1/2015, 4:12:43 PM
NONE	Shobe, Lynn	User Removed	12/3/2013, 9:34:23 AM
AL0011300	Shobe, Lynn	User Added	12/3/2013, 9:34:23 AM
AL0591100	Boothe, Tommy	Administrator Removed	3/24/2011, 10:53:54 AM
NONE	Boothe, Tommy	User Added	3/24/2011, 10:53:54 AM
AL0591100	Boothe, Tommy	User Removed	3/24/2011, 10:53:54 AM



User: Wayne Robin Curry (wc760) | ADAPT Admin

Agency	Administrator	Action	Action Date
NONE	Shekels, Lacy	User Removed	6/2/2023, 9:59:03 AM
AL0010800	Shekels, Lacy	User Added	6/2/2023, 9:59:03 AM
AL0010800	Williamson, Derrick	User Removed	5/31/2023, 6:49:13 PM
NONE	Williamson, Derrick	User Added	5/31/2023, 6:49:13 PM
AL0010800	Crosby, Chante	User Added	3/29/2022, 9:44:31 AM
NONE	Crosby, Chante	User Removed	3/29/2022, 9:44:31 AM
NONE	Wright, David	User Added	3/9/2022, 8:06:24 AM
AL0010000	Wright, David	User Removed	3/9/2022, 8:06:24 AM

# INTERVIEW NOTES

**INITIAL INTERVIEW**  
**DERRICK WILLIAMSON & JIMMY HILL**  
**MARCH 19, 2024**

Chief Majors was appointed by the City Council after being recommended by the Mayor in September 2022.

Hill – Mass exodus of law enforcement about the time the Chief came in. He made immediate changes. I accepted it but didn't care for it. I was an SR Officer in school but was promoted and now I'm a lieutenant.

Williamson – Chief never listens, there are major issues. He brought his friends in. He brought in a general police officer (Felicia Rucker) and listed her as a Sergeant. She supervised Officers, received on-call pay. She was never in uniform, never carried a gun or badge, she couldn't have performed if she needed to. There was an investigation that revealed he was paid 400 hours of on-call pay. She was terminated.

He investigated Sydney Clements at ABC Auto Parts for receiving stolen property and had a warrant issued. Chief had the warrant recalled.

Chief refuses Officers to sign appearance bonds, although they are authorized to do so by law. This has caused prisoners to be held longer than legal.

Chief has sent emails recommended his law firm. Major Law Group LLC. He terminated Williamson without authority.

Warrants are housed in the Police Department. Chief instructed dispatcher to shred warrants. It messed up the NCIC system. Now they have to purge warrants from the system by order of ALEA. This means some warrants may be lost because the paper warrants were shredded.

Hill – has trouble understanding the Chief. Chief gives instructions based on his interpretation of the law, which may or may not be correct or anyone else's interpretation. Crosby filed and got a warrant on a case. Chief changed it in UCR reporting based on his opinion.

Department reports to the state by electronic system. Chief modifies they system (reports) before they go to the state.

Eforce – Chief is flooding the system by requiring officers to file a report on everything, i.e., answered a call on dogs, got there & dogs were gone – no need to file report but Chief insists. Traffic tickets/stops don't require a report but Chief insists. This takes up time that officers could be pursuing criminals and responding to crimes. AQ reports should go through a supervisor. Chief has them coming directly to him.

Chief also closes cases before they are assigned. This way they don't show up as a crime and makes it appear that crime is going down. It also affects the Statute of Limitations on cases.

Both Hill and Williamson have been locked out of the system.

Curry was terminated. Chief reprimanded (terminated?) Williamson because he wouldn't put him, Curry, back in the system, which is unlawful. Chief rehired Curry as a reserve office, which he doesn't have authority to do. Chief testified for Curry and he is now rehired.

City Council agrees with the Chief on issues because they don't like the Mayor.

Chief doesn't want to arrest people or retain them in jail. Afraid of liability. An example, someone broke into a firefighter's vehicle. Chief and Curry saw it but wouldn't make an arrest until they obtained a warrant. Perpetrator died of a drug overdose before a warrant was obtained.



**INITIAL INTERVIEW**  
**CHIEF WENDELL MAJORS (205)965-1508**  
**MARCH 20, 2024**

Majors was with the Sheriff's Department for 30 years before coming to Tarrant. He was recruited by the Mayor. He believes issues began when the Mayor hired Anthony Fields as a PO and made him a corporal. Fields hired Grant who alleged Fields forced her into a relationship. In August 2022 Majors recommended Fields be terminated, but Mayor would not fire him; he was suspended and demoted. Stephen Fancher, HR, and Mayor did terminate Fields. Grant was at Academy. Mayor said to bring her back to be available for possible litigation. She could not be in PD, was given a job in another department.

Councilman Bryant hit Mayor at meeting. Majors arrested Bryant and had his auto towed. Bryant got his auto without paying and Majors got a warrant for auto theft.

Jackson, Magistrate, wanted PD to do bond work. Mayor, Jackson & Fancher. PD will collect money after hours.

Majors put on administrative leave. Returned to work by Council.

Complaints by WF Dispatcher about hours assigned. Dispatchers assigned to Fire Chief

Majors put on admin leave

Dispatchers assigned to Fire Chief

Have to be certified to enter in NCIC system. Four Officers were authorized – Curry, Whit, Williams & Crosby. Dispatchers couldn't access NCIC because Majors removed them  
Williamson assigned as AISO

Curry (Friend and Officer) was terminated. Williamson removed him from the system. Majors instructed Williamson to put Curry back in system. Said Curry was going to work as unpaid reservist. Williamson would not put him back in system so Majors started termination procedure against Williamson.

Stolen vehicle – four people shot – Admin leave because of delay of authorizing Dispatchers

Appropriate authority – City Council Personnel Code 1143.55?

Lawsuit seeking Declaratory Judgement about Mayor & Police Chief. Who is authority

Admin leave without pay for working while on admin leave

EEOC charge by Jackson. IT showed him video of Jackson striking a child in her office. Majors reported to Morrow and called DHR and sent video and report. What he is required to do. Never approached Jackson. He did take her to Jack's one time

Officer makes report based on going on call. Sgt, Ltnt or Chief can make changes, ie, assault v. attempted murder. For murder must have intent. If no suspect, can't have intent. Officers assessment v. supervisors assessment or chiefs assessment. Eforce, new system for reporting. Shows an audit trail. Better than old system. Court would not change over to Eforce so two separate systems of accounting for warrants.

3-4 homicides year prior, only 1 homicide since 2021

Closing cases – Officers have a que of cases they reported. If there is nothing left to do, case is closed. If you do supplement, case reopens. Warrant closes a case. If command lt. can see whats in que, if he doesn't expect Officer to submit supplement case closed and Officer can work on most actionable cases.

PD doesn't charge; Magistrate determines what charge will be.

Upload copy of complaint with warrant. 48 hours to hold or let out of jail.

Court may satisfy warrant without notifying PD so warrant (paper) still in file at PD. PD incurs liability if they say warrant is active and it isn't. Can't sue Court – Court has no liability

Bond schedule for bail

Paper warrants were with Dispatchers

NCIC must maintain record

Ewarrant – original should be with Court

Dispatcher puts in and clears warrant in system

No electronic communication between court & PD

Court not communicating if warrant is resolved

Title 15 Chap 10

Code of Public Records

ASIO

**INITIAL INTERVIEW**  
**MAYOR WAYMAN NEWTON**  
**MARCH 21, 2024**

Mayor Newton states he believes Police Chief Wendel Majors is attempting to manipulate crime data; possible for political reasons.

PD responded to a fire, a family member of victim sated "I killed him". Responding Officer classified as arson and homicide. Majors changed classification to house fire. Officer changed back; eventually the perpetrator was charged and convicted of capital murder.

When Chief approves a case in Eforce it closes the case.

When Officer gets warrant they sign an affidavit stating what they believe the charges should be.

All crime stats are reported to the State and Federal government

In one case ...2436 Majors himself signed an affidavit for a warrant for attempted murder. He later changed the crime in the system

4,000 cases have to be reopened. Some may be fluff cases, i.e., traffic stops but some may be major crimes. Majors required Officers to complete a report on everything even minor issues where no follow up is required, which is considered fluff cases. This flooded the data base

A dog attack where Rouse was detective kept getting closed by Majors. Majors closed 50 of Rouse's cases.

Eforce is a system that Majors wanted. All kinks have not been worked out

According to the State, paper warrants must be kept

City has no full-time magistrate so Dispatchers must respond to inquiries about active warrants

Majors removed Dispatchers from system and would not put them back in, but left Shandra Jackson in system

TRO to make Williamson ISO

Cury was fired, taken out of system. Can't have access to system if you're not employed.  
Can work as a "reserve" office only if approved by Mayor

**INITIAL INTERVIEW  
DETECTIVE ROUSE  
MARCH 22, 2024**

Rouse had been in the Police Department for 16 years

Doesn't know the initial reason that conflict started between Mayor, Police Chief and Council. There is a lot of bitterness against the Mayor from City Hall. Rouse tries to stay out of politics.

What affected him was Majors bringing in people from the outside and giving them authority of Sergeant when they were not

New system, EForce. Work should be displayed in a que and you can see what cases you have and manage your cases. If you don't see a case, you can't work a case. On Good Friday of 2023, Rouse had over 50 cases on Thursday. When he came in on Monday there were no cases in his que. Chief Majors said he didn't do anything. Rouse went through ALEA to see how to go into the system and saw that Majors had closed all of his cases.

Rouse tries to triage his cases, if he can't see them he can't triage.

City Council all hate the mayor. Mayor has good ideas and plans but his presentation can "piss" people off and he believe that is what happened with City Council. He believes their dislike for Mayor clouds judgement of council members. The Mayor has been beneficial in getting some programs back and getting the department things they need to do a better job.

Chief Majors threw Rouse "under the bus" on a dog case. Two people were mauled, a suspect was identified and Majors closed the case. Majors lied and said the case had been sent to DA for screening but that was not true. Majors closed case before it could get to DA.

Rouse states that Majors is the most difficult person he has ever worked with. No structure in the department, no one is held accountable

Anthony Fields did a lot of damage between the old crew and the Mayor. He believes Fields was feeding the Mayor bad information. Fields was forced to resign because of allegation between him and a female.

Rouse stated Jimmy Hill and himself are the most unbiased people in the department. They have both been there a long time and are dedicated to serving the people and having a great Police Deptt.



**INITIAL INTERVIEW  
STEPHEN FANCHER, HR  
MARCH 22,2023**

Retired from Jefferson County Public Works in 2016, came to Tarrant in 2021 because needed someone who knew rules for municipalities

Tarrant Handbook follows Jefferson County Personnel rules except that Jefferson County has been updated. Tarrant has not been updated since 2011. Fancher tried to update in 2021-22 but the Council refused to pass because they hate the mayor and the mayor presented the update. Generally they follow Jefferson County rules. Rule #12 exact rules, exact process to reprimand. Can suspend up to five days without appeal; if suspended more than 10 days in 12 months you can appeal or if suspended for more than five days you can appeal. You can appeal a termination after the decision to terminate has been made by the mayor. It then goes to a three- member board who can accept or reject. If overturned you get reimbursed for all time off, vacation and all.

You can't work while terminated  
Mayor or ALEA can appoint a reserve officer  
Curry was not a reserve officer

Newton was elected Mayor over the prior Mayor. Prior Mayor Loxill Tuck had been Mayor for 16 years. She was 84 years old. The Council did not think that Newton would be elected and do not accept him. Newton is young and aggressive is more innovative and motivated ideas.

There is a conflict in the State Code to allow the Council or Mayor to appoint and/or supervise Police Chief. This issue is in Court now. Tarrant has no City Manager. Court told Council they could hire a City Manager but that person would be supervised by the Mayor. The Council has appealed the decision. The Council can appoint a Police Chief but that person is still a Civil Servant. Wendell Majors applied for the job through the Civil Service Process. JeffCo Personnel Board supplied names or qualified applicants; the Mayor selected Majors and the Council consented to his hire.

Fancher had concerns after Majors was hired in that  
#1 Majors didn't know what he was selected for or accepted. There are three classifications of Police Chiefs; 1 if population is less than 6,000; 2 if population is between 6,000 and 12,000, and 3 if population is greater than 12,000. Majors was hired as Chief 1. However, on the day he was processed in he told admin that he was hired as a Chief 3 which has a pay difference in the 20,000 – 25,000 range. Fancher was concerned because not knowing his classification and pay indicated he didn't pay attention to details.

#2 Majors requested to fill two sergeant positions  
1 – Wayne Curry who was still employed by the Sheriff's department. You can work for a secondary employer. Curry's primary employer would be JeffCo and Tarrant would be his secondary. What ever happens at the primary employment carries to the secondary, i.e., pay promotion, etc. Curry did switch from secondary to primary with Tarrant.

2- Felicia Rucker Summerlin was Major's supervisor at JeffCo. When the qualified list came from Personnel Board she did not qualify. Majors still wanted to hire her. He was told he could hire her as an Officer. She wanted Sergeant pay so she turned down the job. Within two weeks she came back and accepted the job. Majors referred to her as Sergeant, her nameplate stated Sergeant, she disciplined and supervised Officers as Sergeant. Officer Williamson brought this to HR's attention. Majors then made her his administrative assistant. To compensate Rucker-Summerlin, Majors paid her on-call pay. For every eight hour shift you can be paid for one hour on-call. In 40 hours (week) you could receive 16 extra hours of pay and each pay-period 32 hours. She was informed that she either had to resign or pay back the on-call pay she received. She resigned.

Majors ran for State Attorney General. Summerlin ran for Sheriff. Both used campaign material on the job and recruiting Officer to join their campaigns. You can not do this as a Civil Servant.

Incident involving Sgt. Curry. Rear end collision with three vehicles, all three drivers were transported to hospital. The Officer suspected driver James Gettus of driving under the influence but couldn't do a sobriety test because he was in the hospital. Curry got a subpoena for a blood test and came back to the Police Department. He instructed an off-duty officer, Giles, to go to the hospital and get a blood sample. Giles went to hospital and got a swab rather than a sample. He took it to forensics but they were closed and it was a Friday. Giles put in a call to Curry. Giles was off duty on Monday. On Tuesday Giles' vehicle was disabled and was towed. The swab was in the vehicle. This was in July.

In December an attorney for the other two victims telephoned the Mayor for a case status. Majors told him they didn't have blood results back and DUI could take a very long time to come back. The swab was still in the patrol car. Curry was charged with neglect of duties and not following up. Curry stated he was misled by Giles. In March Curry ordered Giles to get the sample from the wrecked car and arranged with the wrecker company owner for Giles to get in. The swab was taken to forensics - can't use a swab for blood alcohol that is 8-9 months old. Curry blamed everything on Giles. Mayor terminated Giles based on texts, phone recordings, etc. Curry appealed. At the Hearing Officer level, Majors was called as a witness for the City. He testified that Curry had kept him informed and was approved. Testified that Giles was lying and the car was still missing. Curry got his job back. He is now a non-issue/absent figure. He stays at the desk and works night shift.

Dispatcher Belinda McMichael complained that she was singled out and treated in a manner that created a hostile work environment. McMichaels was off and another Dispatcher called a Chilton County Sheriff to send a car to her house and tell her to come to work. She complained about other issues such as not being allowed to wear similar attire that other Dispatchers wore, i.e. tops with logo from other departments.

Emails to Chief Majors from Officers asking why their cases were closed.

Majors boasts about no fatalities on his watch, but there was a dead two year old in which the case was closed before the detective could get a warrant.

Another case, someone shoplifted, person showed a gun and leaves (all on camera). Officer writes case as menacing, Majors changes it to purse snatching.

Another case involved someone getting mauled by pit bulls. Rouse had the case. Majors took the case out of his que as closed so he didn't notice it gone.

**INITIAL INTERVIEW  
CHRIS SMOKE, IT  
MARCH 28, 2024**

Someone entered the Court building on a Saturday and it set off the alarm

Alarm notified Major also

Logged into the camera and saw Tanilya Jackson hit her son. Major was on the phone with him when he logged into the camera and asked what happened. Major requested the video from him. Smoke did not alert Major that abuse was happening and only forwarded video at Major's request

Smoke did not look at the video in detail so cannot describe the incident

Posting of Sgt Curry making derogatory remarks was posted on webpage



**INITIAL INTERVIEW  
CORDELL SMITH, PATROL OFFICER  
MARCH 28, 2024**

Smith has been with the Police Dept approximately two years. He usually works a split schedule

Officer classifies charges on the report. Attempted murder changed to assault 1. Detective usually gets warrant.

Cases closed – Cases have been closed on report system

Curry used N word. It was posted on Tarrant website from his body camera.

A lot of bickering back and forth, but he stays out of it and isn't affected

**INITIAL INTERVIEW**  
**TANILYA JACKSON, MAGISTRATE**  
**MARCH 28, 2024**

██████████  
Major would come to Court every day, several times a day. Would ask her to lunch repeatedly. She refused. Tried to get her home address. After she refused several times, he started retaliating

Chief Majors wouldn't take bail

Still refuses to take bail

Must pay bail at PD

Lies to City Council, i.e., "Didn't take bail because Bond wasn't set" You wouldn't know what

Bail was if Bond wasn't set

Refused to release a prisoner

Bondsman had to go back and forth between Court and PD

A citizen came in trying to get a warrant. His story was completely different from the report written by Majors. Majors refused to give a supplemental report. Officer Johnstone gave a supplemental report so that a warrant could be issued

Majors told City Council that she has access to Eforce and NCIC, when she does not

Has had three trainings on Eforce

Eforce does not transfer to old system; for Court to have Eforce would have to pay again

Majors had paper warrants shredded

Failed ALEA audit because couldn't verify warrants. To verify – look in NCIC then confirm with paper warrant. Paper warrants housed at PD because dispatchers are 24/7

Jackson came into office on a Sunday. Officer Fields was in parking lot

Majors has access to security cameras from his home. City Council gave him access to security cameras

Jackson popped her son on the arm and shook finger at him for talking back

Majors reported to DHR that she was abusing son

She & son had to stay with her uncle because of DHR report. Uncle is a drunk. Also couldn't take son to school by herself, had to pick up uncle, drive 25 minutes to school, drive 25 minutes to take uncle back then 25 minutes back to work

DHR closed case within 48 hours

Majors took video to DA and requested warrant. DA refused

Majors sent Morrow to Court. Morrow was laughing about DHR

Majors showed video of her popping her son to Council and to others

Majors ordered not to come into Court

Majors still comes to Court and parks near her vehicle

Majors' brother, Eric, defamed her on social media accusing her of child abuse

Has panic attacks whenever she encounters Majors

Appearance Bonds – basically documents that prisoner was given time and date to appear at Court. Can be signed by Judge, Magistrate or Officer

Majors send a stack of Appearance Bonds stating they were unsigned, accusing her of not doing job, when Officer can sign them.

Majors wouldn't let Officers sign Appearance Bonds and wouldn't release prisoner

Majors released DUI offender in less than 24 hours, Required to keep in jail at least 24 hours

Majors removed Dispatchers from NCIC so Belinda, Dispatcher, could not access system.

No NCIC portal in Court. Portal must be in separate secure room with no cameras

Court cannot remove warrants from system. If warrant is to be removed by court, an email is sent to dispatchers, when removed dispatcher sends back to Court. Check & balance system

**INTERVIEW  
LASHUNDRA JACKSON  
APRIL 4, 2024**

Jackson is a dispatcher. She used to be a supervisor or lead dispatcher. Her pay was decreased, However she was never paid the salary of a supervisor.

Jackson stated she wouldn't give the mayor copies of complete police reports, so she was demoted. Her off days were changed to Tuesday and Wednesday when they were Saturday & Sunday before.

Asked for desk audit in August 2023– Personnel Board stated she was performing supervisory duties. Announced to supervisor job. She applied but was not selected

April was selected but is not being trained

Jackson stated she was suspended for using "Supervisor" in her email. That was a one day suspension, then she was suspended a week without pay because she had overtime that week even though she took a day without pay

Warrants were shredded because Chief Major wanted to go paperless. Jackson stated that shredded warrants were copies. Original warrants in Magistrate office. Now originals in dispatch

ALEA is requiring all warrants to be purged because we don't have proper documentation. No signature sheet

Old system was "mom & pop"

Derrick Williamson now has to validate warrant. Compare what you have to what's in the system. Must have a signature sheet on stolen articles, property, etc. Before all dispatchers validated. Night shift entered because less busy.

Eforce System – Magistrate has access to Eforce so does Fire Department. Everyone is under one system. Eforce can be accessed online and via cell phone

Jackson feels like it's a hostile work environment



**INTERVIEW**  
**SHAYLA MYRICKS**  
**APRIL 4, 2024**

Myricks is Principal Accountant in Finance Administration. Her office is located in City Hall. When asked if she ever noticed Chief Major hanging out or frequenting the Magistrate's office, she stated she saw him there a couple of times. Myricks stated that Magistrate Jackson did mention that Chief Major asked her (Jackson) out but she is not sure if she went or not

Myricks stated that she believes Chief Major retaliates. Stated she filed an incident report about a citizen, it was classified as harassment and went to court. He wrote a separate report stating that he didn't see anything when he was a witness.

Major telephoned her and asked if she was going to pay him, although he was placed on leave without pay, and pay Morrow, who had been terminated. She responded she could not pay them without consent from the Personnel Board. He then filed a lawsuit against her personally for not paying him

Myricks stated Major told City Counsel that she was not paying vouchers and not doing her job

Stated two City Council members went to bank and withdrew \$25,000. She does not know where the money went to or how it was used.

**INTERVIEW  
LAWRENCE PARKER  
APRIL 4, 2024**

Parker is evidence and property technician. He takes property and log it into the system. He worked with Chief Major at the County

Parker stated he keeps to himself and doesn't get involve in department controversy. States he was hurt on the job and off for eight months. He has been back approximately one year.

Parker stated he was in Eforce training with Chante Crosby. When asked if he observed Chief Major watching porn on his ipad, Parker stated he couldn't make out the image. Stated Chief turned ipad on and an image came up. Chief then shut down ipad

**INTERVIEW**  
**BELINDA MCMICHAEL, DISPATCHER**  
**APRIL 4, 2024**

McMichael was hired as a Dispatcher in October 2022. She was the only Caucasian dispatcher at that time. LaShundra Jackson was the Dispatch Supervisor and was supposedly working from home. McMichael believed Jackson to be racist. Scheduling was one of the ways Jackson showed disparity between races. She tried to prevent McMichael from taking pre-approved weekend off while permitting a Black male to take selected time off. Jackson sent Chilton County Sheriff to her house to tell her she must come into work on her off day so that Jackson could take off. McMichael eventually filed a complaint about the difference in treatment. Jackson tried to write her up because of uniform. McMichaels contact an attorney and sent a letter of concern to Chief Major and to HR

NCIC Validation – to validate a warrant it should be pulled up in NCIC, check to see if person is deceased, then check to see if the warrant is signed. When she began employment with Tarrant PD they were not validating warrants for signatures. To her knowledge Chief Major and the prior Magistrate had shredded warrants.

NCIC person doing act is responsible, not person telling you to do it. Can be \$5,000 fine or imprisonment for abuse. Have to be NCIC certified to enter info into the system.

Eforce is a new system ad not a good one. Doesn't connect with Court. Fire Department had to pay \$7-8,000 to have the system too and it still doesn't work. Old software, Southern Source didn't transfer to Eforce and is not compatible with Eforce. Eforce doesn't upload to NCIC

When Patrick, Fire Chief, was put over dispatchers they could not access the NCIC system for 24-48 hours because he needed to get certified

Dispatchers have no rights to go into Eforce. Info is put into Eforce by the Police Officers, the evidence tech or investigator can add supplements to reports in Eforce

Warrants deleted out of the system because the warrants were at the Magistrate's office instead of at the PD. Warrants should be housed at PD because of 24/7 coverage

Failed ALEA Audit. Only 50 warrants in the system. Only 4 or 5 warrants out of ten were correct

Have to purge system and reenter warrants with original date

To validate warrant, must put hands on paper warrant

McMichael discovered that Jackson was not a supervisor

If someone bonds out you must give them an Appearance Bond which notifies them of their court date. \$35 cash bond fee. Write receipt and put in safe. Chief has keys to safe so can't get money out right now. If inmate sick they can be released on Signature Bond

Fire Chief, Patrick, was put over dispatch. Now everything runs much smoother



**INTERVIEW**  
**SERGEANT WAYNE CURRY**  
**APRIL 9,2024**

Sgt. Curry began working with Tarrant Police Department in March 2022. He retired from Jefferson County Sheriff's Department. Curry has over 35 years in law enforcement and never had any issues until he came to Tarrant.

Curry has five officers reporting to him.

Curry originally worked a 2:00pm – 10:00 pm shift; v was moved to a 7:00 pm – 3:00 am because of EEOC charges.

Curry was terminated because an individual under his supervision did not collect evidence as instructed and did not turn evidence in. Curry sent Officer Giles to collect a blood sample from an individual involved in an auto accident who was believed to be intoxicated. Giles got a swab instead of a blood sample; he left the swab in his vehicle; his vehicle was involved in an accident; and by the time of follow-up the sample could not be used. No disciplinary action was taken against Giles. Curry subpoenaed the medical records of the individual which indicated he was intoxicated. However, no victim has serious injuries so no warrant was obtained.

Curry recommended discipline for Giles but Morrow, Internal Affairs, determined there was no problem.

Curry was terminated and off work for approximately four to five months, at which time he was reinstated by the Personnel Board. While terminated, Curry worked approximately four weeks as a volunteer without pay.

While working as a volunteer, Curry was in his office on a personal phone call and used the "N" word. Curry stated he used the word "Nugga" and not in a negative way. This conversation was captured on his body camera. Someone went through the footage on his body cam and found the video clip. It was posted on a web page. Curry stated that no one heard this conversation first hand and the language was not directed toward anyone in particular.

Curry stated that Officer Karmondi had used the "N" word when telling a story about his Grandparents and quoting one of them. He stated it was not directed at anyone and used more in jest mocking his Grandparents.

Curry stated that supervisors will review and correct I/O reports that are submitted by officers. He used an example of "harassment" vs "harassing communication", where harassing communication is when someone is threatened verbally and harassment involves touching. Another example he gave was "assault 2" where the victim must have visible injuries or a

weapon was involved, whereas "assault 3" is a lesser charge where no visible injuries are present. He stated the reports would be changed based on the narrative written by the officer.

Curry stated that the dispatchers were taken out of NCIC when they were placed under the Fire Chief because the Fire Chief was not NCIC certified. Curry states he (Curry) is NCIC certified and could have accessed the system.

Curry stated that original warrants are now housed in the Police Department. He states what was housed before were copies and not actual warrants.

MISC

MEMORANDUM

TO: Chief Wendell Major  
FROM: Cynthia Hurd-Threatt, District I – Commissioner  
DATE: September 19, 2023  
RE: Complaint from Mrs. Tonaya Keller and Mr. Jarvis Williams

On Monday, September 18, 2023, in the morning, I received a call from Mrs. Tonaya Keller. Mrs. Keller does not live in the Tarrant area of Brummitt Heights, she is a resident of the Birmingham/Brummitt Heights area. I have known Mrs. Keller for over 30 years.

Mrs. Keller informed me that she had been in a court case with Mrs. Boykin who lives next door to her, who had taken out a warrant against her son Jarvis in the past sometime in August. Mrs. Keller stated that Mrs. Boykin called Birmingham Police and stated that her son had an outstanding warrant after seeing him at his mother's house on a Sunday morning. Mrs. Keller stated that the Birmingham officer told Mrs. Boykin there was not a warrant on her son, that he was straight.

Mrs. Keller stated that Jefferson County came to her home with a Tarrant officer asking Jarvis to come to the door. Mrs. Keller stated that she told the officers that she was not dressed, and it would take her a minute to get to the door. Mrs. Keller is disabled and uses a cane, and it takes her a minute or so to become mobile. She stated that officers were looking through her door and she felt that was an invasion of privacy.



Page – 2

September 19, 2023

**KELLER/WILLIAMS WARRANT MISTAKE**

Mrs. Keller stated that Jarvis went to the door and that the officer from Tarrant instructed him to surrender himself because he had a warrant. Mrs. Keller stated that Jarvis told the officer from Tarrant that he did not have a warrant. Jarvis had called his attorney who told him not to go to the door. He had called someone at Jefferson County who informed Mrs. Keller and Jarvis that there was a new employee who was making mistakes when it came to some warrants and apologized to Mrs. Keller and Jarvis for the mistake and inconvenience.

Jefferson County stated that other individuals had been inconvenienced by this same mistake made by a new employee.

**Chief Major, Mrs. Keller feels that if Jefferson County apologized to her and Jarvis for making this mistake, she feels that the Tarrant officer should apologize also.** She stated that she had been in the hospital and was not feeling well and having to be treated the way that she was treated, was uncalled for. She also feels that Mrs. Boykin is just harassing her every chance that she gets, and it really needs to stop.

This information was taken by me, as it was relayed to me; I did not have any personal input to this Complaint. I was contacted as the Crime Commissioner in this District.



**EXHIBIT 9**  
ELECTRONICALLY FILED  
8/7/2023 1:52 PM  
01-CC-2022-002147.00  
CIRCUIT COURT OF  
JEFFERSON COUNTY, ALABAMA  
JACQUELINE ANDERSON SMITH, CLERK

**IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA  
BIRMINGHAM DIVISION**

STATE OF ALABAMA

)

V.

)

Case No.: CC-2022-002147.00

)

WILLIAMS JARVIS D  
Defendant.

)

)

**ORDER**

Defendant failed to appear on the City's MOTION TO REVOKE BOND. Alias writ is hereby issued. Upon arrest, the defendant is to be held on a NO BOND in the Jefferson County Jail. The Scheduling Order shall remain as entered.

**DONE this 7<sup>th</sup> day of August, 2023.**

/s/ T. TODD  
**CIRCUIT JUDGE**

1-866-874-3972

4/15/26

942100 +

Monday 11

2300 - 9420

04662

7 April 88

1423395479

# TARRANT POLICE DEPARTMENT

## PRIDE EXCELLENCE HONOR



**WAYMAN A. NEWTON, MAYOR**  
**WENDELL W. MAJOR, CHIEF OF POLICE**

## AFFIDAVIT

**Reference:** November 14, 2023 Hearing before Honorable Circuit Judge Pat Ballard

**Date:** November 15, 2023

On November 14, 2023, I was requested to attend a hearing before the Honorable Circuit Judge Pat Ballard in the case of *Wayman Newton v. Wendell Major & Tarrant City Council*, 01-CV-2023-904087.00 (Nov. 13, 2023). At said hearing, Wendell Warren Major ("Major"), the Defendant, was observed to be present. According to Major as stated at said hearing, he was of the belief that Tarrant, Alabama's Public Safety Dispatchers, both police and fire, had been transferred to the Tarrant Fire Department. Major informed that he had to certify the employees under his supervision and provided an impression that the removal of Tarrant, Alabama's Public Safety Dispatchers was conducted by someone other than himself. Major, following my testimony and Mayor Newton's arguments before the court, was ordered to comply with Mayor Newton's instructions in order to address the safety concern currently before the court. The Honorable Pat Ballard informed that Major may be taken off of administrative leave in order to conduct the task of restoring the Public Safety Dispatchers' access by assigning an Agency Information Security Officer ("AISO") and thereafter *placed back on administrative leave*.

Major questioned who should he appoint, even after Mayor Newton had informed that I would be appointed to supervise the NCIC functions of the Public Safety Dispatchers. Mayor Newton thereafter re-iterated that I would be assigned as AISO and Major pointed at me and stated that I was appointed. The Honorable Pat Ballard thereafter re-iterated his order that whatever is necessary to make the transition occur should happen. The Honorable Pat Ballard did not state that Mayor Newton was at fault for any of the allegations Major made that there was not a plan in progress; as there were documented efforts refused to be followed by Major. I testified that Major had unlawfully had the previously terminated employee, Sergeant Wayne Curry, entered back into the ALACOP system and had also unlawfully removed the Public Safety Dispatchers. Major asked who could determine that and I informed that I am a law enforcement officer who should know whether something is unlawful or not. I witnessed that attorney's present for the Tarrant City Council had no objections to the Public Safety Dispatchers having access and also witnessed Major stated that he wished to be immune from criminal liability. The Honorable Pat Ballard informed Major that if everything was done properly as stated there should be no concern. More so, Major advised that the Alabama Law Enforcement Agency should be made a party and the Honorable Pat Ballard informed he would not address a matter that was not currently before him and a Tarrant City Council attorney informed, "that's what motions are for".

Importantly, after re-instated and all authority restored as Agency Information Security Officer, I was able to locate within the system's audit trails the following times of Public Safety Dispatcher removal from ALACOP to remove their access to criminal justice systems: On **November 8, 2023**, Chief Wendell Major personally removed the following individuals from ALACOP as shown in the "Agency History" audit trail:

Evans, Barnard - 1:19:43 PM  
Gann, Kelly - 1:21:04 PM  
Brown, Rachel - 1:21:42 - PM  
Finley, Tangible - 1:22:23 PM  
McMichael, Belinda - 1:25:49 PM



On **November 11, 2023**, Chief Wendell Major personally removed the following individuals from ALACOP as shown in the "Agency History" audit trail:

Jackson, LaShaundra - 8:48:08 AM

ADAPT, the criminal justice system utilized to log such matters, presented electronically that Major had removed those subjects, on the indicated dates at the indicated times above, himself. Major had represented to the court otherwise. More so, Major failed to mention that one Public Safety Dispatcher, LaShaundra Jackson, was not removed until an alternate later date as he stated before the court. Finally, the agency's Full-Time Law Enforcement Employee ("FLEE") report<sup>1</sup>, as I assumed Major was referencing during court, had not been submitted by Major. I certified to ALEA the number of employees under the Tarrant Police Department on November 15, 2023.

Also, for the record, Mayor Newton had ordered my re-instatement to Agency Information Security Officer on November 8, 2023 at 6:26 am via email. Major had not complied with this directive prior to this hearing. As testified, I had operated in this designation previously, as well as the Terminal Agency Coordinator. I also maintained the designations of Social Media Administrator for Facebook and Crime Scene Investigator. I have been employed with the agency since August 2, 2021.

Thank you,



Signature



**DERRICK WILLIAMSON, JR., MJA, BCJ, ALEC, NP**

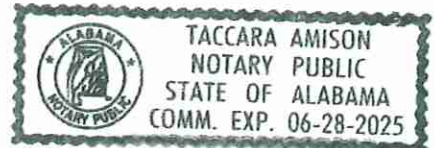
CORPORAL | AISD | TAC | CSI | SOCIAL MEDIA ADMINISTRATOR

2593 Commerce Circle, Tarrant, Alabama, 35217 (205) 422-9664 (Personal)  
(205) 948-3218 (Work Cell) (205) 849-2811 (Main) (205) 848-7760 (Fax)  
Visit us at [CityofTarrant.com/Police](http://CityofTarrant.com/Police) & [Facebook.com/TarrantPolice](https://Facebook.com/TarrantPolice)

I certify that the information and personal recollections submitted in connection with this affidavit are true and correct to the best of my personal knowledge.

Sworn to and subscribed before Taccara Amison this 15<sup>th</sup> Day of November, 2023.  
Notary Public

Signature: Taccara Amison My Commission Expires: 06/28/25 Seal



<sup>1</sup> This report includes non-sworn personnel as well including dispatchers.

1:42



Maybe: Derrick Williamson >



**New contact information**

Add



Derrick Williamson

shredded because he wished to go paperless. I swore to those details.

5) Yes, he made a comment about women being unfit to be employed in law enforcement during EFORCE training which had several of us stunned that he stated anything of the sort. It was clearly sexist. He also informed the trainer for the software that her telling him that the warrants must remain in dispatch, as she was a previous dispatcher, was incorrect. Several of us disagreed with him.

6) He informed me personally, after Sergeant Wayne Curry informed I was the next detective, that he made Detective Crosby the



iMessage



# Incident Report #23002921



## TARRANT POLICE DEPARTMENT

2593 COMMERCE CIRCLE  
TARRANT, ALABAMA, 35217  
MAIN: (205) 849-2811  
FAX: (205) 848-7760

### Event Info

Case Status PENDING	Date 05/06/2023			
Date Reported 05/06/2023	Time Reported 13:28	Time Dispatched 13:28	Time Arrived 13:28	Time Completed 13:29
Addr. of Occ. 2593 COMMERCE CIR (TARRANT POLICE DEPARTMENT)		State AL	County JEFFERSON	City TARRANT
Date Occ. Range 05/06/2023 - 05/06/2023		Time Occ. Range 08:00 - 12:00	District TARRANT, AL	Grid JEFFERSON COUNTY
How Reported IN PERSON	Dispatch Disposition A	Entered Into NCIC? 2	Signature Obtained? 2	

### Synopsis

CALL TYPE: DAMAGED PROPERTY/VANDALISM/MISCHIEF

### Dispatch Notes

CALL TYPE: DAMAGED PROPERTY/VANDALISM/MISCHIEF

### Agency 1

TARRANT POLICE DEPARTMENT

### Initial Investigator

MAJOR, WENDELL

### Classification Completed

Class DAMAGED PROPERTY	Subclass Criminal Mischief		
Hate/Bias Motivation NONE	Premises GOVERNMENT/PUBLIC BLDG	Auto Weapon Indicator No	Suspected Using NOT APPLICABLE

### Suspect

Name Type Suspect	Name UNKNOWN, UNKNOWN	Class associations DAMAGED PROPERTY/Criminal Mischief
----------------------	--------------------------	--

### Victim (Business)

Name Type Business	Name THE MAJOR LAW GROUP, LLC	Address P.O. BOX 303	City FAIRFIELD	State AL
Grid JEFFERSON COUNTY	Zip 35226	Main [REDACTED]		

### Class associations

DAMAGED PROPERTY - Criminal Mischief

### Property

Record Type DAMAGED	Date Reported 05/06/2023	Status NOT IN CUSTODY	Property Type VEHICLE PARTS/ACCESSORIES	Color GRY/GRY
Brand TESLA	Model/Desc MODEL Y LONG RANGE	Stolen Value \$0.00	Recovered Value \$0.00	Damaged Value \$4,500.00



**Property Classification**

DAMAGED PROPERTY - Criminal Mischief

**Vehicle**

<b>Record Type</b> DAMAGED	<b>Date Reported</b> 05/06/2023	<b>Status</b> VICTIM VEHICLE	<b>Year</b> 2021	<b>Make</b> OT	<b>Model</b> MODEL Y LO
<b>Style</b> 3 DOOR TRUCK	<b>Color</b> GRY/GRY	<b>Vehicle Classification</b> DAMAGED PROPERTY - Criminal Mischief		<b>Damages</b> SCRATCHED PAINT	
<b>Vehicle Owner</b> THE MAJOR LAW GROUP, LLC (Business)					

**Narrative**

<b>Written By</b> MAJOR, WENDELL	<b>Date Written</b> 05/06/2023
-------------------------------------	-----------------------------------

At approximately 0830 hrs. I parked the listed vehicle at the Tarrant Police Department near the Tarrant Fire Department rear garage door in the parking slot adjacent to the Tarrant Tesla Charging Station. While I entered the Tarrant Police Department where I work. I exited the building at approximately 1200 hrs. when I discovered several scratches on the rear passenger side quarter panel just above the rear passenger side tire well.

I searched the vehicle's security camera system storage drive, but found no images between 0827 hrs. and 1112 hrs. I reviewed the available images and found no with anyone approaching the vehicle. I contacted Tesla Corporation Customer Service and requested all data for the vehicle to ascertain if the data contained image of the individual scratching the vehicle. The scratches appear to be letters, but I could not make out the words. I took photo of the damage area.

**Case Management**

<b>Initial Investigator</b> MAJOR, WENDELL	<b>Report Status</b> Sent	<b>Sent By</b> MAJOR, WENDELL	<b>Date Sent</b> 05/06/2023 14:00	<b>Solvability</b> 0.00%
<b>Case Status</b> PENDING				

**Graphics**

23002921 Victims vehicle.jpg



## Audit History

Module	Details/Action	Date	Officer
REPORT	CREATED	4 hours, 40 minutes ago	MAJOR, WENDELL
EVENT INFO	Edited	4 hours, 39 minutes ago	MAJOR, WENDELL
COMMENTS	ADDED	4 hours, 39 minutes ago	MAJOR, WENDELL
Classification	Edited: DAMAGED PROPERTY - Criminal Mischief	4 hours, 37 minutes ago	MAJOR, WENDELL
INVOLVED	changed to COMPLAINANT	4 hours, 35 minutes ago	MAJOR, WENDELL
INVOLVED	COMPLAINANT Edited	4 hours, 35 minutes ago	MAJOR, WENDELL
INVOLVED	changed to Suspect	4 hours, 32 minutes ago	MAJOR, WENDELL
INVOLVED	Suspect Edited	4 hours, 32 minutes ago	MAJOR, WENDELL
Relationships	Victim added to relationship: VICTIM WAS OTHERWISE KNOWN	4 hours, 32 minutes ago	MAJOR, WENDELL
VEHICLE	3 DOOR TRUCK OTHER Edited	4 hours, 25 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 24 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 24 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 24 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 24 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 23 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 23 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 22 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 22 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 22 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 22 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 22 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 21 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 21 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 21 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 21 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 20 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 20 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 20 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 20 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 19 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 19 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 19 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 18 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 18 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 17 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 17 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 17 minutes ago	MAJOR, WENDELL

Draft	Narrative 519 Draft	4 hours, 16 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 16 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 16 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 15 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 15 minutes ago	MAJOR, WENDELL
Draft	Narrative 519 Draft	4 hours, 15 minutes ago	MAJOR, WENDELL
Attachment	Added: 23002921 Victims vehicle.jpg	4 hours, 13 minutes ago	MAJOR, WENDELL
Attachment	Updated: 23002921 Victims vehicle.jpg	4 hours, 12 minutes ago	MAJOR, WENDELL
PROPERTY	VEHICLE PARTS/ACCESSORIES Added	4 hours, 11 minutes ago	MAJOR, WENDELL
PROPERTY	VEHICLE PARTS/ACCESSORIES Edited	4 hours, 10 minutes ago	MAJOR, WENDELL
Submitted	Narrative 519 Submitted	4 hours, 10 minutes ago	MAJOR, WENDELL
Submitted	Narrative 519 Submitted	4 hours, 10 minutes ago	MAJOR, WENDELL
Submitted	Narrative 519 Submitted	4 hours, 9 minutes ago	MAJOR, WENDELL
Submitted	Narrative 519 Submitted	4 hours, 9 minutes ago	MAJOR, WENDELL
Submitted	Narrative 519 Submitted	4 hours, 9 minutes ago	MAJOR, WENDELL
Approved	Narrative 519 Approved	4 hours, 9 minutes ago	MAJOR, WENDELL
INCIDENT REPORT	Created Incident Report	4 hours, 7 minutes ago	MAJOR, WENDELL
INCIDENT REPORT	Emailed Incident Report To: [REDACTED]	4 hours, 6 minutes ago	MAJOR, WENDELL
INCIDENT REPORT	Created Incident Report	1 hour, 35 minutes ago	WILLIAMSON, DERRICK
INCIDENT REPORT	Created Incident Report	1 hour, 34 minutes ago	WILLIAMSON, DERRICK
INCIDENT REPORT	Printed Incident Report	1 hour, 34 minutes ago	WILLIAMSON, DERRICK

**FW: Bond Approval**

Tanilya Jackson <tjackson@cityoftarrant.com>

Thu 5/11/2023 9:20 AM

To:Derrick Williamson <DWilliamson@tarrantpd.com>

Cc:Chante Crosby <CCrosby@tarrantpd.com>

**From:** Tanilya Jackson <tjackson@cityoftarrant.com>

**Sent:** Thursday, May 11, 2023 9:04 AM

**To:** 'Stephen Fancher' <sfancher@cityoftarrant.com>

**Subject:** FW: Bond Approval

**From:** Tanilya Jackson <tjackson@cityoftarrant.com>

**Sent:** Thursday, May 11, 2023 8:57 AM

**To:** 'Wendell Major' <WMajor@tarrantpd.com>; 'Michael Brymer Attorney At Law' <mbrymer@msnattorneys.com>; 'tracie threadford' <mrstraciebthread@gmail.com>

**Cc:** 'Wayne Newton' <wnewton@cityoftarrant.com>; 'lharris@cityoftarrant.com' <lharris@cityoftarrant.com>

**Subject:** RE: Bond Approval

Good Morning,

The Appearance Bonds can be signed by a Judge, Magistrate, Sheriff (or Officer, this is the same), upon his/her release. Neither have to signed by a Magistrate during, or if after hours, to release the inmate, they can be signed Chief, Releasing Officer, or anyone the Police Chief designates. You all have been signing them after hours (I have copies) prior to last night. Is there a new memo that states otherwise? A bond can be given written and or verbally by Judge or Magistrate, and if neither is available then it can be given by the law enforcement agency based upon the bonding schedule.

**§ 15-13-107. Who may or shall accept, take, and approve bail and under what circumstances.**

- (a) Judges of any court within the State of Alabama may accept, take, and approve bail within the jurisdiction of their respective courts.
- (b) Circuit, district, and municipal court clerks, including magistrates, may accept, take, and approve bail within the jurisdiction of their respective courts.
- (c) Only judicial officers and circuit, district, and municipal court clerks or a designee of the court may accept and approve appeal bonds and cash bonds. Provided, however, that any person designated by the court to receive cash bonds, shall be bonded to receive court moneys, and have the written approval of their chief administrative officer. Clerks of the courts of Alabama may delegate to their employees the right to accept and approve appeal bonds and cash bonds.
- (d) Sheriffs of the state and chiefs of police having custody of a defendant may accept, take, and approve property or professional surety bail. The authority may be delegated to their deputies and officers.
- (e) The judicial officers and persons in subsections (a), (b), (c), and (d) shall accept and shall release the defendant when bail meets the requirements as set out in Division 10, applying to professional surety. The judicial officers and persons in subsection (c) shall accept, approve, and release the defendant when the bail meets the requirements as set out in Division 9, applying to cash bail. The judicial officers and persons in subsections (a), (b), (c), and (d) may accept, approve, and release the defendant when the officer or person, as designated, is of the opinion the bail meets the requirements as set out in Division 8 of this chapter, applying to property bail.

As far as the Conditional Release form, that also doesn't require a Magistrates signature prior to releasing the inmate.

**Alabama Code Title 15. Criminal Procedure § 15-13-190**

(b) The judge or magistrate MAY impose conditions of release or bail on the person to protect the alleged victim of domestic violence or the person protected by a protection order, and to ensure the appearance of the person at a subsequent court proceeding.

(c) If conditions of release are imposed, the judge or magistrate shall issue a written order for conditional release, immediately distribute a copy of the order to the law enforcement agency having custody of the arrested or charged person, place information pertaining to the order in the domestic violence protection order registry, and provide the law enforcement agency with any available information concerning the location of the alleged victim in a manner that protects the safety of the victim. Law enforcement shall provide a copy of the written order to the victim within 24 hours of receipt, provided that the victim provides law enforcement with current and accurate contact information

Have a great day!

**From:** Wendell Major <[WMajor@tarrantpd.com](mailto:WMajor@tarrantpd.com)>

**Sent:** Wednesday, May 10, 2023 6:14 PM

**To:** Tanilya Jackson <[tjackson@cityoftarrant.com](mailto:tjackson@cityoftarrant.com)>; lharris@cityoftarrant.com; Michael Brymer Attorney At Law <[mbrymer@msnattorneys.com](mailto:mbrymer@msnattorneys.com)>; tracie threadford <[mrstraciebthread@gmail.com](mailto:mrstraciebthread@gmail.com)>

**Subject:** Bond Approval

These unsigned documents (attached) were delivered to the Tarrant City Jail in this unsigned condition. As such they are unacceptable to acknowledge the Court's approval of the individual release from custody!

Please sign indicating the Court's (your) agreement this person should be released from custody and under what circumstances (bond Amount if any)

Wendell W Major  
Sent from my iPhone



# TARRANT POLICE DEPARTMENT

## PRIDE EXCELLENCE HONOR



WAYMAN A. NEWTON, MAYOR  
WENDELL W. MAJOR, CHIEF OF POLICE

**Reference:** Removal of Certain Investigated Criminal Offenses from EFORCE

It has been brought to my attention that Chief Wendell Major has presented the rationale that criminal activity may be underreported, which he does not agree with based upon information investigated by the reporting officer. The following details pertinent law pertaining to this concern which has been an ongoing issue for quite some time:

During a previous appointment as Agency Information Security Office (AISO), clarification was sought on whether we may utilize EFORCE's format to produce Incident/Offense Reports. (Exhibit 1) The Tarrant Police Department received strict guidance that, "[s]ince it is all electronic now I think they consider it irreverently as long as they capture all the state UCR data field collection requirements and the NIBRS data collection requirements. Derrick just needs to make sure eForce understands that they have to collect both sets of data." *Id.* This guidance was confirmed by Maury Mitchell, the State Crime Information Director for the Alabama Law Enforcement Agency. (Exhibit 2)


### PERTINENT LAW

"The commission shall provide for a uniform crime reporting system for the periodic collection and analysis of crimes reported to any and all criminal justice agencies within the state. The collection of said data and the time for submission of said data shall be subject to the commission's regulation-making authority."

*Alabama Code § 41-9-620*

This former request for clarification was premised upon a review of Alabama Administrative Code § 265-X-3-.03. As specified within this portion of Administrative Code, "[t]he following data elements are included in the event section on page one of the I/O Report... Type Incident or Offense (10, 14) – Select the appropriate box to indicate if the offense is a 1) felony or 2) misdemeanor. Also select whether the offense was 1) attempted or 2) completed. List the nature of the offense or incident being investigated. When more than one offense is involved, list each offense beginning with the most serious. (Required data element.)" This rule has been created under authority vested by Alabama Code § 41-9-621 to the Alabama Criminal Justice Information Center Commission ("Commission"). Apparently, it is required that each offense being investigated is listed, indicated, and reported to the Commission.

The Commission shall, "[p]eriodically publish statistics, no less frequently than annually, that do not identify persons and report such information to the chief executive officers of the agencies and branches of government concerned; *the information shall accurately reflect the level and nature of crime in this state and the general operation of the agencies within the criminal justice system.*" Alabama Code 41-9-621(5). In the event these inaccuracies continue, the commission is empowered to, "establish guidelines for violations of data reporting or unlawful dissemination..."



**DERRICK J. WILLIAMSON, JR., MJA, BCJ, ALEC, NP**

***Police Corporal | Agency Information Security Officer (AISO) | Crime Scene Investigator (CSI)***

***Terminal Agency Coordinator (TAC) | Social Media Administrator***

Tarrant Police Department (AL0010800)

2593 Commerce Circle, Tarrant, Alabama, 35217-2352

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(205) 849-2811 (Main Office)

(205) 848-7760 (Facsimile)

Visit us at [CityofTarrant.com](http://CityofTarrant.com) & [Facebook.com](https://www.facebook.com/cityoftarrant)

The measures established may include, but are not limited to, any of the following:

1. Suspension of access to ALEA information systems pending investigation.
2. Temporary or permanent suspension of access to ALEA information systems if it is determined a violation occurred.
3. Implementation of a user agency's administrative sanction.
4. Pursuance of prosecution for misuse of information.
5. Denial of access if convicted of any criminal offense."

### **CRIMINAL OFFENSE**

Finally, Alabama Code § 13A-8-112 specifies that "[a] person who acts without authority or who exceeds authorization of use commits the crime of computer tampering by knowingly... Altering, damaging, deleting, or destroying computer programs or data... If any violation relates to access to an Alabama Criminal Justice Information Center information system or to *data regulated under the authority of the Alabama Justice Information Commission*, the offense is a Class B felony, punishable as provided by law. Misuse of each individual record constitutes a separate offense under this subsection." *Id.* at (a)(1), (b)(5) (emphasis added). This charge has been formerly presented to Chief Wendell Major by being disseminated via email.

### **SOME RELEVANT INCIDENTS**

The following are a few cases which have revealed a removal of simply any, and all, indications of homicide investigations occurring:

- ✓ 23004128 – Removal of Indication of Homicide, Willful Other (Reckless Manslaughter)
- ✓ 23005085 - Removal of Indication of Homicide, Willful Other (Attempted Murder)
- ✓ 23002436 - Removal of Indication of Homicide, Willful Other (Attempted Murder)
- ✓ 230200505 - Removal of Indication of Attempted Murder

Documents detailing those audit trails, and more, are readily available if deemed public information to be released by Mayor Wayman Newton. Unfortunately, Mayor Wayman Newton's concerns of underreporting crime by Chief Wendell Major is accurate.

### **CONCLUSION**

With those laws in mind, several cases have had investigated charges altered and removed to present incorrect data to the commission and finally, the Federal Bureau of Investigation (FBI). See Alabama Code § 41-9-595. Accordingly, this practice is perceived to be unlawful. In the event this concern continues, the commission will be petitioned for a declaratory judgment pursuant to Alabama Administrative Code § 265-X-1-.07. I find it quite perplexing that I must continue to address some of the most trivial issues which several officers continue to express disapproval of. I'm requesting that this practice cease.

Respectfully submitted this 28<sup>th</sup> day of December 2023.



With all due respect, you are incorrect as per usual and will you please follow the law and policy of this city as requested on numerous occasions.

Tarrant Municipal Code 2-1 is clear that:

"The mayor shall, in addition to other duties imposed upon such official by law, be charged with the performance of the following duties...

Supervision, direction and control of the heads of the various departments of the city government and their subordinates; and, in the performance of this duty, **the mayor shall see to the faithful and economical execution of all the ordinances, regulations and laws of the city**, and that each officer faithfully and efficiently discharges such officer's duties...

**The mayor shall exercise general supervision over** the fiscal affairs of the city, the collection and return into the treasury and disbursements of all revenues and money of the city; **of all property, assets and claims, and the sale and other disposition thereof.**

The mayor shall require all officers having charge or oversight of city property at the close of each fiscal year to make and return to the council a full inventory of all such property in their respective hands or under their control. **The mayor shall perform such other duties in relation to the property of the city** and reports to the council as may be by law or ordinance required of such official." (Code 1931).

Detective Crosby, you may follow his directive but failing to follow the Mayor's request would still be exercising unlawful control over city property and a warrant may issue.

Thank you,

<Outlook-ejwk3ahl.png>

*"For he is the minister of God to thee for good. But if thou do that which is evil, be afraid; for he beareth not the sword in vain: for he is the minister of God, a revenger to execute wrath upon him that doeth evil." - Romans 13:4*  
*"He that soweth iniquity shall reap vanity: and the rod of his anger shall fail." - Proverbs 22:8*

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**From:** Wendell Major <WMajor@tarrantpd.com>

**Sent:** Saturday, February 17, 2024 5:57 PM

**To:** Chante Crosby <CCrosby@tarrantpd.com>

**Cc:** Wendell Major <wwm5007@icloud.com>; wendell3303@att.net <wendell3303@att.net>; ddmorrow@aol.com <ddmorrow@aol.com>; Cynthia Morrow <CMorrow@tarrantpd.com>; Wayne Newton <wnewton@cityoftarrant.com>; sfancher@cityoftarrant.com <sfancher@cityoftarrant.com>; Jimmy Hill <jhill@tarrantpd.com>; Derrick Williamson <DWilliamson@tarrantpd.com>

**Subject:** Re: Important



**Fw: New procedure for money sign in sheet**

LaShaundra Jackson <ljackson@tarrantpd.com>

Mon 2/12/2024 11:51 AM

To: Wendell Major <WMajor@tarrantpd.com>

📎 2 attachments (610 KB)

Sign in sheet memo.docx; receipt of various.docx;

**LaShaundra Jackson**

"I can do all things through Christ who strengthens me." Philippians 4:13

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**From:** Rachel Brown <RBrown@tarrantpd.com>

**Sent:** Saturday, February 10, 2024 3:25 PM

**To:** LaShaundra Jackson <ljackson@tarrantpd.com>

**Subject:** Fw: New procedure for money sign in sheet

---

**From:** Desiree Fitts <dfitts@tarrantpd.com>

**Sent:** Friday, April 29, 2022 2:23 PM

**To:** Rachel Brown <RBrown@tarrantpd.com>; Tangible Finley <TFinley@tarrantpd.com>; LaShaundra Jackson <ljackson@tarrantpd.com>

**Cc:** Anthony Fields <afields@tarrantpd.com>

**Subject:** New procedure for money sign in sheet

Good Afternoon,

Please be aware that we now have three separate money sign-in sheets that are located hanging on the clipboard in the kitchen.

The sign-in sheets are listed as follows:

Sex Offender Registration

Court money (bonds)  
Incident/Offense  
Wreck Reports

Please read the sign-in memo on the new procedure, and sign the receipt for that you have received it.  
Print out the receipt, sign it and place it in my box to be filed.

If you have any questions please don't hesitate to ask.

Respectfully,  
Desiree Fitts

## Relevant Provisions

Derrick Williamson <DWilliamson@tarrantpd.com>

Tue 4/25/2023 6:11 PM

To:Wendell Major <WMajor@tarrantpd.com>

Cc:Sergeant Wayne Curry <wcurry@tarrantpd.com>

📎 1 attachments (600 KB)

Relevant Provisions.pdf;

This stuff may be helpful in understanding my opinion if it's worth anything; just out of my own concern. I understand having things in writing but the concern is for who is simply designated to complete a task according to law. The council has also designated the same authority as of a Sheriff to the Chief within Tarrant.



**DERRICK WILLIAMSON, JR., MJA, BCJ, ALEC, NP**

Police Officer | Agency Information Security Officer (AISO, TAC & UCR)  
Evidence Technician | Social Media Administrator | APOSTC Liaison

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