

The Daily Edition 50¢

Serving Loudon, Monroe and Surrounding Counties

Tuesday July 19, 2011

Verse of the Day

"And he said unto them, Ye are they which justify yourselves before men; but God knoweth your hearts: for that which is highly esteemed among men is abomination in the sight of God." Luke 16:15

Obituaries

Pearly B. Cox Easter
 Agnes Smithey Tinnell Gray
 Stephen Christopher McFall
 Carl O. Wattenbarger

Wazzup

Happy Birthday, Taylor Provost!

Happy birthday to Al Braswell!

If you want to check on the remaining elk hunt permit on eBay, it will be easier found if you type in *Special 2011 Tennessee Elk License*. As of press time Monday, there were 24 bids with the current bid standing at \$6800 and 6 days plus a handful of hours to go.....

A great big THANK YOU to Food City: have never been escorted from *any* store by workers carrying umbrellas to keep customers and their goods dry. Now *that's* Customer Service at it's finest! Kudos to you!!!

Weather

Today: Partly cloudy in the morning followed by scattered thunderstorms in the afternoon. A few storms may be severe. High 91. Winds NNW at 5 to 10 mph. Chance of rain 40%.

Tonight: Scattered thunderstorms, especially in the evening. A few storms may be severe. Low 73. Winds light and variable. Chance of rain 40%.

(Continued on page 2)

Mooch now charged with aggravated burglary, more

A local man who allegedly preys on unsuspecting citizens has now been charged with aggravated burglary and theft after he reportedly broke into a mobile home at Rambling Acres Trailer Park where he stole a man's wallet and pain medication while the man lay sleeping in what he thought was the comfort and safety of his own home.



(see Mooch pg. 3) Smith

Revoked driver runs, nabbed



Mizer

(see Mizer pg. 8)

June Revenues

NASHVILLE – Total tax collections for June were above state budget estimates for the month. Finance and Administration Commissioner Mark Emkes announced that overall June revenues were \$1.07 billion, which is \$31.8 million more than the state

(see Revenues pg. 5)

Pillbilly busted



Owens

A Georgia man in possession of at least two weapon and who was loaded down with numerous bottles of prescription pills that were not prescribed to him was taken into custody on multiple charges after being involved in an accident along I-75 Thursday.

(see Owens pg. 3)

Unwanted drunk

A local man called authorities to help him get rid of a heavily intoxicated man who

(see Garner pg. 6)

UT Medical Center breaks ground on new Cancer institute

(see Institute pg. 7)



Community leaders joined representatives of The University of Tennessee Medical Center in the groundbreaking ceremony for the new UT Medical Center Cancer Institute on the campus of the academic medical center in Knoxville. At the trough in the foreground scooping the ceremonial first shovel of dirt are (left to right) Dr. Wahid Hanna, Renee Hawk, Dr. Keith Gray and Dr. John Stancher. Others who participated in the ceremony included Bruce and Brandy Pearl, Joe Landsman, Dr. John Bell, Dr. Daedra Charles-Furrow, Bill Rukeyser, Dr. Fred Klein, Anne Sprouse, Dr. Eric Carlson, Dr. Kathy Hudson and Dr. Dan Green.

Mooch

Dennis Samuel "DJ" Smith Jr., 24, Grayson Freeman Lane/Rambling Aces Trailer Park, Lenoir City was charged with aggravated burglary and theft.

According to affidavits filed by Detective Jack Fine, LCPD; on Thursday, July 7th, 2011, at approximately 12:30 AM, Dennis S. "DJ" Smith, Jr. entered

a residence in Rambling Acres Trailer Park and took a billfold containing \$60 and a prescription bottle containing 177 oxycodone.

Smith committed the offense while the male victim was asleep on his couch.

The man reported he woke up and saw Dennis "DJ" Smith standing inside his residence at the front door. The total loss was \$108.50.

Deputy Daniel Ferguson, LCSO served the warrant and made the arrest Wednesday at the jail.

Owens

Joey Lee Owens, 29, Laremont Way, Dalton, Georgia was charged with DUI 1st offense, possession of a handgun while intoxicated, and possession of schedule II.

According to affida-

vits filed by Trooper Mark Chitwood, THP; on Thursday, around 2:33 PM, Mr. Owens' gold Chevy pickup truck was involved in a crash on Interstate 75 at the 78 mile marker. Owens had slurred speech, dilated pupils and performed poorly on field sobriety.

Upon consensual search of his vehicle, a loaded 9 mm Hi-Point pistol was discovered within Mr. Owens' reach. A New England .20 gauge shotgun was behind the seat.

Several bottles of medications were also found including a bottle containing 30 citalopram pills, a bottle containing 6 cymbalta capsules, a bottle of 31 mag-tab sr 84 mg pills, a bottle of 30 simvastatin tablets, a bottle containing 3 lisinopril pills and a bottle of 103 endocet pills (schedule II). None of the pills were prescribed to Mr. Owens.

Trooper Chitwood noted in his report that Mr. Owens fell asleep in his patrol car four

times. He was transported to the Fort Loudoun ER for a BAC test before going to jail.

Sgt. Jimmy Whitt, THP was also on the scene.

Police Beat

Joy Lynn Dailey, 32, Johnson Drive, Lenoir City was charged with DUI.

According to reports, Officer Brandon Gentry, LCPD responded to a motor vehicle accident Saturday and when he arrived he discovered a red Chevrolet Impala sitting in a ditch. The driver was Joy Dailey.

Ms. Dailey could barely keep her eyes open, her actions were very delayed and her pupils very restricted.

The officer had Ms. Dailey perform several field sobriety tasks and she did poorly on all of them.

Dailey stated she took suboxone and xanax earlier in the day.

Ms. Dailey was placed under arrest and taken to Fort Loudoun ER for a blood sample before going to jail.

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Revenues

budgeted. June sales tax collections represent consumer spending that took place in the month of May.

June marks the 11th consecutive month this fiscal year in which total collections have exceeded the budgeted estimates. Sales tax collections in June recorded the 15th consecutive month of positive growth, exceeding the budgeted estimate, and corporate tax collections also performed above June expectations.

On an accrual basis, June is the eleventh month in the 2010-2011 fiscal year.

The general fund was over collected by \$31.1 million, and the four other funds were over collected by \$700,000.

Sales tax collections were \$28.8 million more than the estimate for June. The June growth rate was 6.32%. For eleven months revenues are over collected by \$195.6 million. The year-to-date growth rate for eleven months was

positive 4.60%.

Franchise and excise taxes combined were \$29.6 million above the budgeted estimate of \$253.2 million. The growth rate for June was 13.18%. For eleven months revenues are over collected by \$47.8 million and the year-to-date growth rate was 6.99%.

Privilege tax collections were \$3.7 million below the June estimate. For eleven months collections are \$9.7 million below the budgeted estimate.

Business tax collections were \$20.3 million less than the June estimate. Year-to-date collections for eleven months are \$38.8 million below the budgeted estimate.

Inheritance and estate tax collections were \$800,000 below the June estimate. For eleven months collections are \$26.7 million above the budgeted estimate.

Tobacco tax collections were \$1.6 million below the budgeted estimate of \$29.5 million. For eleven months revenues are un-

der collected by \$7.2 million.

Gasoline and motor fuel collections for June were over collected by \$800,000. For eleven months revenues are over collected by \$10.7 million.

All other taxes for June were under collected by a net of \$1.0 million

The budgeted revenue estimates for 2010-2011 are based on the State Funding Board's consensus recommendation of April 7, 2010 and adopted by the second session of the 106th General Assembly in June. They are available on the state's website at <http://www.tn.gov/finance/bud/budget.html>.

The State Funding Board met on the 8th and 14th of December 2010, and again on February 7, 2011. As a result of these meetings the board adopted mid-year revised revenue ranges for 2010-2011. The board issued a formal letter addressed to the Governor and Chairman of House and Senate Finance Ways and Means Committees dated February 25, 2011 detailing the board's actions.

The 2010-2011 revised ranges adopted by the board reflect growth rates ranging from 3.60% to 4.00% in total taxes, and 3.95% to 4.45% in general fund taxes.

Based on the board's consensus recommendation, the official budgeted estimates for 2010-2011 were revised in March 2011. The revised estimates are reflected on pages A-72 and A-74 in the 2011-2012 Budget Document and assume an over collection in total taxes

in the amount of \$198.5 million, and an over collection of \$161.3 million in general fund taxes.

Year-to-date collections through June compared to the February revision are \$77.4 million above the total estimate, and \$67.2 million above the general fund estimate. The four other funds that share in state tax collections are \$10.2 million above the revised estimate.

The funding board met again on April 12, 2011 to hear updated revenue estimating presentations on the state's near-term economic outlook for fiscal years 2010-2011 and 2011-2012, taking final action on April 15th to revise the February ranges.

The action taken by the board in April recognized an increase at the top of the range for 2010-2011 from 4.00% to 4.15% in total taxes and from 4.45% to 4.50% in general fund taxes. The result of this action increased projected revenues for total taxes by \$15.1 million and general fund taxes by \$15.2 million for this fiscal year. This increase was recognized in the administration's budget amendment and adopted by the General Assembly on Saturday May 21, 2011.

Year-to-date collections through June compared to the final action taken by the board and approved by the General Assembly are \$62.3 million above the total estimate, and \$52.0 million above the general fund estimate.

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Garner

was at his house and refused to leave after he already ran everybody else off, including a ride home.

Paul Eddie Garner, 37, Smokey Drive, Loudon was charged with public intoxication.

According to reports, Wednesday, around 4:42 AM, Deputy Jake Keener, LCSO responded to Old Hollow Road on a call of an unwanted, intoxicated male. The complainant stated Eddie Garner was drunk and wouldn't leave his residence.

The man further stated everyone had been drinking and Garner ran everyone off and no one would give him a ride home. The complainant went on to say, if Garner was not

removed from the residence, "there would be a fight."

Deputy Keener spoke with Mr. Garner and found him to be very impaired. Garner had trouble standing and walking in a straight line. No field sobriety was given due to his level of intoxication.

Garner was deemed a danger to himself and others if left in public and was taken into custody. Deputy Jim Stegall, LCSO was also on the scene.

Police Beat

Michael Earl Frank, 55, Hillview Drive, Loudon was charged with assault by domestic violence.

According to the affidavit filed by FTO Bobby Lankford, LPD; Friday, around 12:24 PM, Loudon Police Department received a

call of a disturbance at a residence on Hillview Drive. On arrival, Officer Lankford found a female sitting on the driveway crying. She told the officer she and her husband Michael E. Frank had been in a fight.

Officer Lankford then found Michael Frank standing in the garage. Mr. Frank also stated he and his wife had been in an argument.

A witness at the scene advised they heard a disturbance at the home and went to see what was going on and saw Michael Frank follow Mrs. Frank out of their garage and grab her from behind which resulted in her

falling to the ground and striking her head on the driveway.

Officer Lankford noted in his report he observed scratches and redness on the right forearm of Michael Frank, however, the officer determined Mr. Frank to be the primary aggressor and placed him under arrest.

Carmen Jeannae Stegall, 19, Old Holderfield Road, Kingston

was charged with violation of probation.

Deputy Olwin Norman, LCSO made the arrest Wednesday at the Loudon County Court.

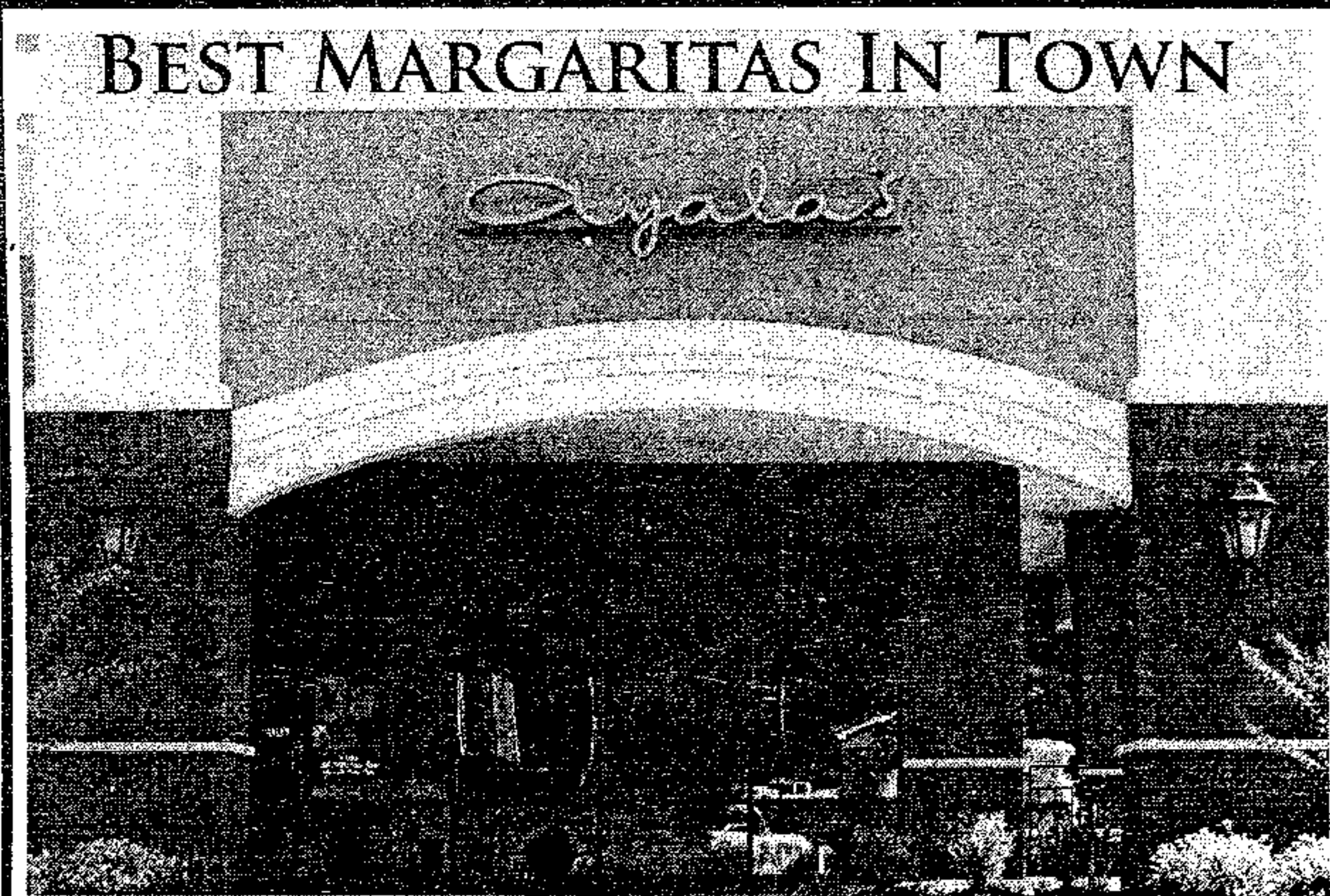
Kayla Michelle Viars, 'aka' Ferguson, 20, Jim Hartsook Drive, Lenoir City was charged Wednesday with violation of probation.

Deputy Olwin Norman, LCSO made the arrest at the Loudon County Court.

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Institute

Hundreds attended the official groundbreaking ceremony for a new cancer institute at The University of Tennessee Medical Center in Knoxville. Representatives of the comprehen-

sive academic medical center said the new facility will more than double the size of the current cancer institute space and will accommodate the numerous oncology services added in recent years at The University of Tennessee Medical

Center Cancer Institute as well as the significant increase in new cancer cases projected throughout the next 20 years.

"The new cancer institute represents our ongoing commitment at the medical center to support patients and

families throughout the region facing a cancer diagnosis," said Dr. John L. Bell, director of The University of Tennessee Medical Center Cancer Institute. "Next year, we'll be opening a facility that will be more comfortable and user-friendly for patients and families dealing with cancer. We've designed a patient-centered care facility to house all of our outpatient oncology services under one roof and serve our community for years to come."

Bell said the new building is expected to take about a year to construct and will help the medical center further enhance the delivery of its oncology services, including patient care, education resources and research. Medical center officials said the cost of the 100,000 square-foot facility is in the \$20 - \$25 million range.

"We have engaged our physicians, staff and most importantly, patients, in designing a new cancer institute that will maximize the convenience, privacy and comfort for our patients and families, all in a healing environment," said Joe Landsman, President and CEO of The University of Tennessee Medical Center. "Completion of this fa-

cility will result in the provision of care that works best for both the patients and the physicians, nurses and staff who treat them. As our volumes rise, it is a priority to effectively accommodate that growth while also enhancing the care experience."

The American Cancer Society projects a 45 percent jump in new cancer cases nationally in the next two decades. According to Bell, The University of Tennessee Medical Center Cancer Institute diagnosed and treated more than 2,000 new cancer cases in 2010, an 11 percent increase in new cases as compared to the previous year.

Along with the rise in patient volumes, the cancer institute has more than doubled its programs and services as well as improving technology, increasing cancer research projects and adding specialized physicians to treat the growing number of cancer cases, Bell said.

"We are building the largest and most comprehensive facility in the region dedicated exclusively to cancer care, education and research that will benefit those in our region and beyond facing a cancer diagnosis," Bell added.



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Mizer

A Knoxville man reportedly told officials he ran from the scene after he rear-ended another vehicle because his driving privileges are revoked and he didn't want to go to jail.

George Scott Mizer, 24, Caren Circle, Knoxville was charged with leaving the scene of an accident.

According to reports, Corporal Pete McGinley, LCSO was dispatched to a motor vehicle accident on Sugarlimb Road near Loudon Ridge Road Thursday afternoon. While he was looking for the accident, dispatch informed him it was a hit and run and Loudon City was out with the perpetrator in a green Ford Expedition at the Marathon Station.

The other party involved went to the Justice Center and the corporal made contact with them there. The driver of the other vehicle, a silver Honda Accord, stated she was rear-ended by a white male in a green Ford Expedition on Sugarlimb Road.

Corporal McGinley then spoke with Mr. Mizer, the driver of the Expedition, at the jail. After reading him his rights, Mr. Mizer stated he was involved in a motor vehicle accident with a gray Honda Ac-

cord on Sugarlimb. Mr. Mizer further stated he was scared because his license are revoked and he left the scene to avoid going to jail.

Mr. Mizer was brought to the Loudon County Jail by Officer Lankford, LPD for other charges.

Police Beat

William James Hill, 24, West 7th, Avenue, Lenoir City was charged with public intoxication.

According to records, Saturday, at approximately 10:41 AM, Lenoir City Police De-

partment received a call to respond to a Kelly Lane apartment in reference to an intoxicated person, however, the suspect, William Hill, had left the apartment where the call originated and was located walking on Kelly Lane near McGhee Boulevard.

Hill had a strong smell of an alcoholic beverage on his person, slurred speech and he couldn't perform field sobriety tasks correctly. He was deemed a threat to himself and the public and was transported to the jail.

Did You Know?

Q&A from the Tennessee Department of Labor & Workforce Development (http://www.tn.gov/labor-wfd/faq_laws.html)

TENNESSEE WAGE REGULATION ACT Title 50-2-101

What is the law concerning payment of final paychecks to employees?

Tennessee employees who are laid off, fired, or who quit must be paid their wages in full at the next regular payday, not to exceed 21 days from the date of their discharge or termination. Claims against an employer for late payment may be filed with the Labor Standards Division. The Tennessee Department of Labor and Workforce Development has the authority to enforce this law. You may review this law at **Tennessee Revised Statutes Title 50-2-103(g)**

Isn't my employer required to provide breaks and a meal period?

State law requires that each employee scheduled to work six (6) consecutive hours must have a thirty (30) minute meal or rest period, except in workplace environments that by their nature of business provides for ample opportunity to rest or take an appropriate break. The failure to give a (30) minute meal or rest period is a violation of State law only. There are no State or Federal requirements for additional breaks. The Federal Law does require breaks of less than 30 minutes in duration to be paid if the employer chooses to grant such breaks. **Title 50-2-103 (h)**



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