

Serving Loudon, Monroe and Surrounding Counties

Thursday, October 11, 2012

Verse of the Day

Blessings crown the head of the righteous, but violence overwhelms the mouth of the wicked.

— Proverbs 10:6

Obituaries

None

Wazzup

The official start of forest fire season in Tennessee is Oct. 15, which means it's burning permit time. Activities requiring a burning permit include unconfined outdoor burning of brush and leaves, untreated wood waste and burning to clear land.

Weather

Today: Sunny. Highs: upper 60s.

Tonight: Mostly clear in the evening, then mostly cloudy with a 20% chance of showers & thunderstorms after midnight. Lows: lower 40s.

Friday: Partly sunny with a chance of showers. Highs: upper 60s to lower 70s; Lows: upper 40s. CoR: 30%.

Saturday: Partly sunny. Highs: mid 70s; Lows: mid 50s.

Sunday: Partly sunny with a 20% chance of showers & thunderstorms. Highs: lower 70s; Lows: upper 50s.

Horoscopes

Libra 9/23-10/22

You need to meet new people today -- which

(Continued on page 6)

Assistant District Attorney Frank A. Harvey promoted to Deputy District Attorney

9th District Attorney General Russell Johnson recently announced the elevation of Senior Assistant District Attorney Frank Harvey to the position of Deputy District Attorney General. Johnson noted that the "promotion" recognizes Harvey's 30 years of service as a state prosecutor with the 9th District Attorney General's Office.

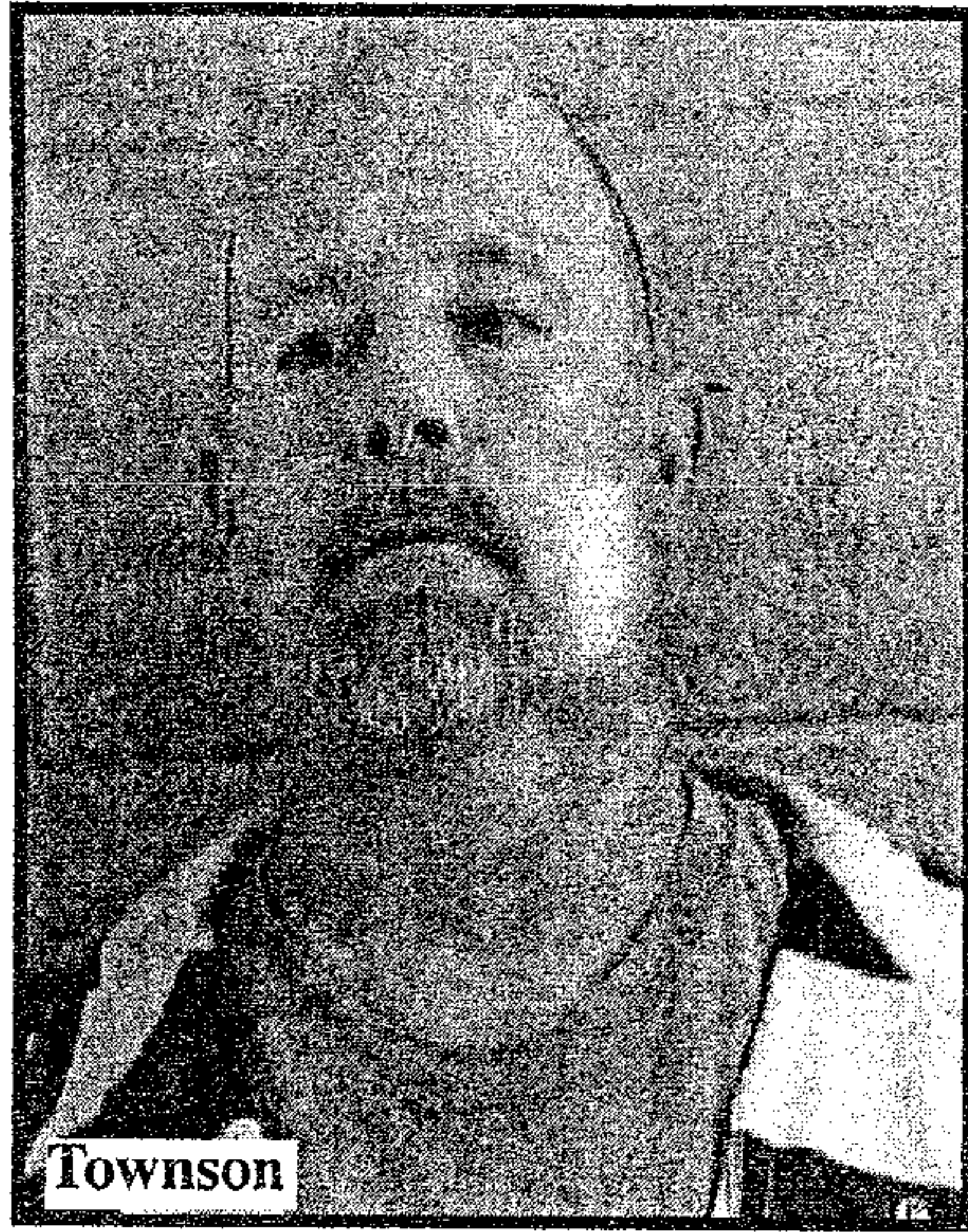
Currently Harvey handles the Criminal Court responsibilities for Loudon and Morgan Counties where he prosecutes more serious felony cases and any other felony or misdemeanor case that is not resolved at the General Sessions Court level. "Gen-

(see Promotion pg. 7)

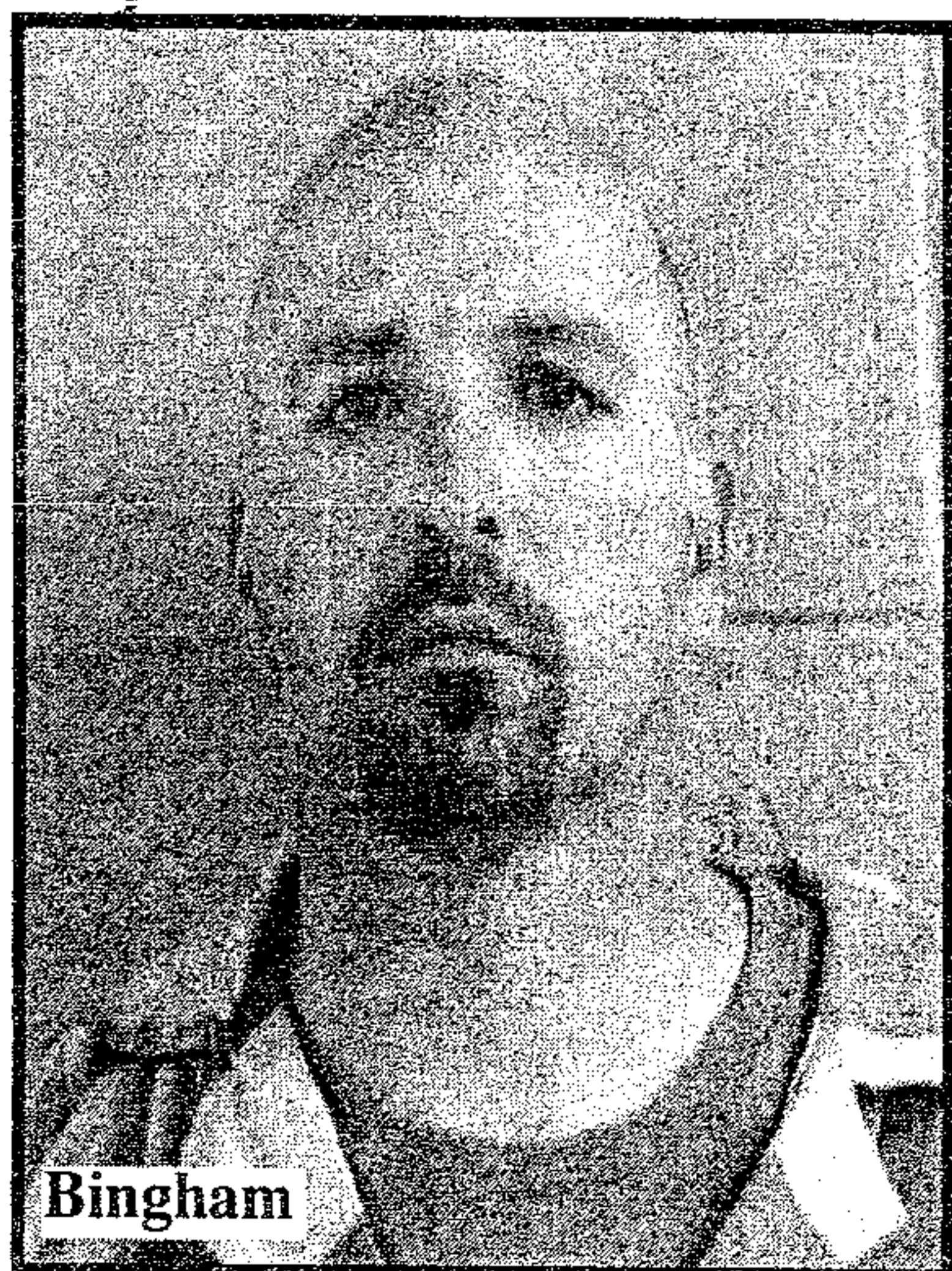


Deputy District Attorney Frank A. Harvey

LCPD nabs duo with pills



Townson



Bingham

Officer Kevin Condee, LCPD was in the parking lot of Food City on Hwy 321 and he observed a white male, later identified as Paul Bingham, carrying out a prescription bag. Bingham then got into

his vehicle, a silver Ford Expedition. There was another white male already seated in front seat of Bingham's vehicle. This subject was later identified as Toby James Townson.

(see Nabbed pg. 3)

September revenues show marginal growth

NASHVILLE — Sales tax collections in Tennessee continued to show marginal growth in September revenue figures. Finance and Administration

Commissioner Mark Emkes reported that overall September revenues were \$1.1 billion, which is 5.45% above the

Drunk man plucked from farm

A Powell man found himself behind bars in Loudon County when he reportedly was found drunk in public at a holiday family attraction.

Joseph Ryan Loveday, 34, of Canter Lane, Powell was charged with public intoxication.

(see Drunk Man pg. 4)

Leaning driver drank "a lot," goes to jail

A Louisville woman reportedly told officials she had drunk "a lot," after police received a call about her leaning on her car in an intoxicated manner and deputies arrived to find she had been driving while allegedly under the influence of alcohol.

Melanie Renee Maxfield, 35, Buelah Drive, Louisville was charged with DUI 2nd offense, driving on revoked and

(see Leaning Driver pg. 5)

Driver blows .15%, passenger jailed too

A Madisonville man and his buddy went to the hoosegow after authorities stopped the vehicle they were in for suspicion of DUI and found both men under the influence. The driver later registered .15% on a BAC after being taken into custody.

Nicholas Sherman Hatfield, 24, Torbetts Road, Madisonville was charged with DUI.

(see Busted Buddies pg. 4)

budgeted estimate. September sales tax collections reflect spending that occurred in Au-

(see Revenues pg. 4)

Nabbed

According to the report, Officer Condee then observed Bingham handing what appeared to be prescription bottles to Townson.

Townson and Bingham continued to sit in the vehicle and appeared to be eating pills.

After a short time, Bingham drove himself and Townson out of the

parking lot. The officer followed the vehicle and initiated a traffic stop after they pulled into the parking lot of Bojangles.

Both Bingham and

Townson appeared to be moving*around frantically inside the vehicle and Townson looked to the officer, as though he was stuffing something between the seat and the center console.

The officer spoke with Bingham and Townson and asked them to step out of the vehicle and then asked Bingham if he could check his prescription bottles. Bingham consented to a pill count.

The officer counted Oxycodone and Oxymorphone pills that Bingham had been prescribed and there were 20 oxycodone missing from the bottle.

Bingham stated to the officer had eaten six and later admitted he had given Townson 14 of the oxycodone in exchange for Townson paying him \$40 to pay for his prescriptions.

Bingham gave consent to search the vehicle and between the front passenger seat and center console the officer located a silver pill canister believed to be the property of Townson. Inside the pill canister was 14 30mg oxycodone pills.

Based on the evidence and circumstances, there was probable cause to believe that Townson obtained and possessed 14 30mg oxycodone pills with the intent to resell them.

Christopher Paul Bingham, 41, of Hillcrest River Drive, Loudon was charged with delivery of schedule II.

Toby James Townson, 44, of Church Drive, Lenoir City was charged with possession of schedule II for resale. Officer Condee made the arrests.

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Drunk Man

According to the report, Deputy Stegall responded to Dead Man's Farm on Hwy 11 on an intoxicated person. Upon arrival the deputy made contact with Joseph Loveday. Mr. Loveday had been approached by an off duty deputy after he was advised that Mr. Loveday had made several trips to his vehicle.

Mr. Loveday had an odor of alcohol on his person and stated he had been drinking. Due to Mr. Loveday being from another county, and for safety reasons, he was taken into custody.

Deputy Stegall, LCSO made the arrest.

Revenues

gust. "The sales tax is the 'bread and butter' of our revenue collections in Tennessee, and it's our leading economic indicator," Emkes said. "September sales tax collections continue to reflect the sluggish national economy, but we are very pleased with the positive growth rates reported in corporate franchise and excise taxes.

"Leading economic indicators on the national level continue to reflect mixed results, which calls for continued scrutiny of expenditures for the balance of this fiscal year, so we can keep the budget in balance and conservatively manage the

state's spending."

On an accrual basis, September is the second month in the 2012-2013 fiscal year.

September collections were \$55.8 million more than the budgeted estimate. The general fund was over collected by \$57.7 million and the four other funds were under collected by \$1.9 million.

Sales tax collections were \$2.2 million less than the estimate for September. The September growth rate was 2.84%.

Franchise and excise taxes combined were \$54.9 million above the September budgeted estimate of \$254.2 million. The September growth rate was positive 22.31%.

Gasoline and mo-

tor fuel collections for September decreased by 2.12% and were \$3.0 million below the budgeted estimate of \$71.5 million.

Tobacco tax collections for the month were under collected by \$2.9 million, and the growth rate was negative 7.51%.

Privilege tax collections were \$5.3 million more than the budgeted estimate of \$15.4 million.

Inheritance and estate tax collections were \$0.1 million above the budgeted estimate.

All other taxes were over collected by a net of \$3.6 million.

Year-to date collections for two months were \$41.9 million more than the budgeted estimate. The general

fund was over collected by \$51.4 million and the four other funds were under collected by \$9.5 million.


The budgeted revenue estimates for 2012-2013 are based on the State Funding Board's consensus recommendation of December 19th, 2011 and adopted by the second session of the 107th General Assembly in April 2012. They are available on the state's website at <http://www.tn.gov/finance/bud/budget.html>.

Police Beat

Jacob Elibra Henderson, 24, of Whitower Drive was charged with violation of probation.

Deputy Wilburn, LCSO made the arrest.

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Eddie



Leaning Driver

implied consent.

According to reports, Officer D. Lorenz, LCPD was dispatched to Highway 321 near

Interstate 40 regarding a female who appeared to be intoxicated leaning on a white Honda Accord on the side of the road. The officer

identified the woman as Melanie Maxfield after finding her leaning on the hood of her car.

During their conversation, the officer re-

ported he smelled an odor of alcohol. Ms. Maxfield kept closing her eyes and she had slurred speech. He asked her if she had been drinking and she said "a lot."

Maxfield stated she had been driving the car and she was on her way to Louisville. Ms. Maxfield refused field sobriety and implied consent. She was transported to the Loudon County Jail.

Busted Buddies

Carl Wayne Lennen, 24, Creekside Lane, Knoxville was charged with public intoxication.

According to reports, Officer Bennie Houser, LPD noticed a blue Ford F-150 traveling east on Highway 72. The truck was doing 64 mph in a 45 mph zone and crossed the center

line numerous times. The officer conducted a traffic stop on Carding Machine Road and identified the driver as Nicholas S. Hatfield.

Mr. Hatfield had a strong odor of an intoxicant on his person and stated he drank two drinks at a club in Knoxville and he was just trying to get his friend home.

After getting Mr. Hatfield out of the vehicle, he stated he drank four Long Island Teas. He did poorly on field sobriety tasks, was read the implied consent advisement and agreed. His BAC was .15%.

The passenger was identified as Carl W. Lennen. Mr. Lennen had a strong odor of an intoxicant about his person and stated he drank three beers. Officer Houser felt it was unsafe for Mr. Lennen to be left in the public in his condition and placed him under arrest. Officer Samuel Harrison, LPD was also on the scene.

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Promotion

eral Harvey has always played a leadership role in my office in terms of helping formulate policy and deciding how key investigations are handled, as well as how major or more difficult cases are prosecuted through the

system," Johnson stated. "The designation of Deputy District Attorney basically puts the appropriate label on the hat that Frank has already been wearing for the last few years in my administration". Johnson went on, "I told Frank that the promotion

means more responsibility and more work but the same amount of pay."

One of the primary roles Harvey has played at the office for a number of years has been in providing POST certification training for officers and investigators, especially

in the areas of search and seizure. He also served as a faculty advisor at the National College of District Attorneys in Houston, Texas. Several of the higher profile cases in the district that Harvey has prosecuted have caught national attention and have appeared on episodes of Snapped, with one to be aired in December.

A number of the thirty-one districts across the State have an assistant district attorney who is designated as the Deputy District Attorney. Johnson went on to say that Frank will basically be in charge of the office when General Johnson is trying cases or out of the office with his extended duties on the Judicial Nomination Commission (the committee that nominates attorneys for open Judge positions across the State)

and with his duties as the State of Tennessee's designated board member on the National District Attorney's Association.

Frank Harvey has always been active outdoorsman as a rock climbing enthusiast and as a certified scuba diver. He has ice climbed in the Alps and in Western Canada. He has rock climbed throughout the United States. He has been scuba diving in some of the more remote areas of the Caribbean Sea. One of his current hobbies is crafting art sculptures out of metal using his welding skills. Johnson and Harvey have also started an annual hiking vacation where in 2011 they hiked in the Rocky Mountains in Idaho and this past summer they hiked a fifty mile section of the Appalachian Trail together.



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