

INDICTMENT

No. CC19CR135

Pick-up

STATE OF TENNESSEE

VS

JAMES CHARLES BOTBYL

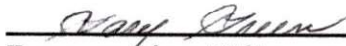
Charge(s):

Theft over \$60,000 (B/F)

Date Presented: April 29, 2019

TRUE BILL NO TRUE BILL

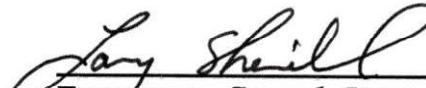

Foreman, Grand Jury


Prosecuting Witness

WITNESSES:

Gary Green ~ CCSO

Here duly summoned as witnesses and sworn by me, and testified before the Grand Jury on this indictment.


Foreman, Grand Jury

THE CLERK will issue summons for the following State witnesses:

Gary Green ~ CCSO
Terry McCarthy ~ FFG Fire Dept
Vince Peters ~ FFG Fire Dept
Bobby Smith ~ FFG Fire Dept

Bryant C. Dunaway
DISTRICT ATTORNEY GENERAL

STATE OF TENNESSEE, CUMBERLAND COUNTY SPECIAL APRIL TERM OF THE CRIMINAL COURT 2019

The Grand Jurors of Cumberland County, Tennessee, duly impaneled and sworn upon their oath present that **James Charles Botbyl**, between the 1st day of October, 2017 and the 13th day of September, 2018, in Cumberland County, Tennessee, and before the finding of this indictment, did unlawfully and knowingly exercise control over property, to-wit: \$239,559.78, of the value of over \$60,000.00, belonging to the Fairfield Glade Fire Department, without the effective consent of the owner, with the intent to deprive the owner thereof, in violation of T.C.A. §39-14-103, and against the peace and dignity of the State of Tennessee.

ENTERED
Jessica Burgess

APR 29 2019

CIRCUIT COURT CLERK


Office of the District Attorney General

IN THE CRIMINAL/CIRCUIT COURT FOR CUMBERLAND COUNTY, TENNESSEE

Case Number: 19-135 Count#: 1
Judicial District: 13th Judicial Division: Criminal II

State of Tennessee
vs.

Defendant: JAMES CHARLES BOTBYL Alias: Date of Birth: 01/20/1976 Sex: Male
Race: Caucasian SSN: [REDACTED]

CONTINUATION OF JUDGMENT [X] Original [] Amended [] Corrected

Table with 2 columns: Court Ordered Fees and Fines, Costs to be Paid by. Rows include Court Costs, Fine Assessed, Traumatic Brain Injury Fund, Drug Testing Fund, CICF, Sex Offender Tax, and Other.

Restitution: Victim Name Farfield Glade Fire Department
Address [REDACTED]
Total Amount \$ 239559.78 Per Month \$1,800 - \$1,900

[] Unpaid Community Service:
Hours Days Weeks Months

- [X] The Defendant having been found guilty is rendered infamous and ordered to provide a biological specimen for the purpose of DNA analysis.
[] Pursuant to 39-13-521, the defendant is ordered to provide a biological specimen for the purpose of HIV testing.
[] Pursuant to 39-13-524 or 39-13-518, the defendant is sentenced to community supervision for life following sentence expiration.
[] Pursuant to Title 68, Chapter 11, Part 10, 71-6-117, or 71-6-119, the clerk shall forward this judgment to the Department of Health.

Special Conditions:

Restitution shall be paid at a rate of \$1,800.00 or \$1,900.00 monthly; and a payment of \$65,000.00 was made at the time of this plea. Pursuant to State v. Price and Sims, 2018 Tenn. Crim. App. LEXIS 615, the defendant shall not be subject to the administrative review process mandated by T.C.A. §40-28-301, et seq.

DATE FILED July 12 2019
Jessica Burgess llb
Circuit Court Clerk 9:15am

ENTERED
Jessica Burgess

JUN 19 2019

CIRCUIT COURT CLERK

DAVID A. PATTERSON
Judge's Name

Counsel for State/Signature (optional)

Judge's Signature

Date of Entry of Judgment

Defendant/Defendant's Counsel/Signature (optional)

I, clerk, hereby certify that, before entry by the court, a copy of this judgment was made available to the party or parties who did not provide a signature above.