

Sc# 130064

Johnson County Criminal Court
222 West Main St.
P.O. Box 73
Mountain City, TN 37683
423-727-9012

CAPIAS / PRESENTMENT

Page 1 of 1

Case Number
CC-22-CR-78

State of Tennessee
vs.
Defendant (s) SHEILA RENEE SHAW

Address [REDACTED]

Phone # _____

Defendant Information:

Date of Birth: [REDACTED]	Sex: FEMALE	Race:
Ht.:	Wt.:	SSN: [REDACTED]
Hair:	Eyes:	DL#:
Place of Employment:		

**ORIGINAL
RETURN TO CLERK
AFTER SERVICE**

Bond Amount: \$ 3,000

Initial Appearance Date: NEXT AVAILABLE CRIMINAL COURT DATE

To Any Lawful Officer of Said County:

You are commanded to take the body of SHEILA RENEE SHAW if to be found in your County, and keep him/her safely, so that you have him/her before the Judge of CRIMINAL COURT for the County of JOHNSON, at the COURT HOUSE in the town of MOUNTAIN CITY, instantler, and then and there to answer to the charge(s) of: T.C.A 39-16-402 OFFICAL MISCONDUCT

Issued: July 20, 2022

Melissa Hollaway
Judge/ Clerk/ Deputy Clerk

OFFICER'S RETURN: Came hand this date and executed by:

I Hereby Certify and Return that on the Below Date I Executed this Warrant by the Arrest of:

Sheila Renee SHAW

Not to be found: _____

Date: 7/20/22

By: Shuff Ethel Post
Officer, Title

ADA: If you need assistance or accommodations, please call Melissa Hollaway, ADA Coordinator, at 423-727-9012.

Rev 5/03

**ORIGINAL
RETURN TO CLERK
AFTER SERVICE**

PRESENTMENT

FILED

CASE NO. 22-cr-78

JUL 15 2022

**STATE OF TENNESSEE
VS.
SHEILA RENEE SHAW**

**MELISSA HOLLAWAY
JO CO CC CLERK**

OFFICIAL MISCONDUCT

INVESTIGATOR

[REDACTED]

PROSECUTOR

[REDACTED]

CLERK: Summon named witnesses
for the State of Tennessee.

Witnesses sworn by me in the presence
of the Grand Jury

July 15, 2022

Ken Baldwin
District Attorney General

Thomas E. Fortner
Foreperson of the Grand Jury

Filed this 15 day of July, 2022.

Bond: \$3000.00 (YD)

Melissa Hollaway
Clerk

[Signature]
Criminal Court Judge

A TRUE BILL

Thomas E. Fortner
Foreperson of the Grand Jury

Kimberly K. Lentz
Kim Pop
Tony J. Stat
Randy Ell
Jim J. [Signature]
Kimberly Crorder

James Pennington
Emma M. Snyder
Jim [Signature]
Tom [Signature]
Tony [Signature]

PRESENTMENT NUMBER _____

STATE OF TENNESSEE
VS.
SHEILA RENEE SHAW

STATE OF TENNESSEE, COUNTY OF JOHNSON
CRIMINAL COURT FOR JOHNSON COUNTY, TENNESSEE

CHARGE: OFFICIAL MISCONDUCT

The Grand Jurors for the State of Tennessee, upon their oaths, present that SHEILA RENEE SHAW, between the 1st day of January, 2019 and the 31st day of August, 2021, in the State and County aforesaid, did commit the offense of official misconduct by being a public servant and intentionally or knowingly with the intent to obtain a benefit or harm another committing an act relating to her employment that constitutes an unauthorized exercise of official power; a class E felony, in violation of Section 39-16-402 of the Tennessee Code Annotated, and against the peace and dignity of the State of Tennessee.

Rob Ray

DISTRICT ATTORNEY GENERAL
PRO TEM

**STATE OF TENNESSEE
VS.
SHEILA RENEE SHAW**

WITNESSES

Investigator [REDACTED] TN Comptroller
Investigator [REDACTED] DA's Office

CAPIAS INFORMATION FORM

*This form must be included with all Presentments/NIAs

** This defendant is required to submit to DNA sampling as set forth in T.C.A. §40-35-321. Please note on bond reflecting the requirement of collection prior to his/her release.

NAME SHEILA RENEE SHAW

ALIAS _____

LAST KNOWN ADDRESS: [REDACTED]

CITY, STATE, ZIP: , _____

PHONE NUMBER _____

DOB [REDACTED] SEX Female RAC White

HGT 5' 07" WGT _____ EYE Brown

SOC SEC # [REDACTED]

OLN # [REDACTED] STATE TN

SMT _____
(SCARS, MARKS, TATOOS)

ADDITIONAL INFORMATION (RELATIVES, WORK, ETC.)

APPROVED FOR EXTRADITION BY:

_____ DATE: _____

**DNA sample required for the following offense(s):

- | | | |
|---|--|---|
| 39-13-202-First Degree Murder | 39-13-210-Second Degree Murder | 39-13-304-Aggravated Kidnapping |
| 39-13-305-Especially Aggravated Kidnapping | 39-13-102-Aggravated Assault | 39-15-402-Aggravated Child Abuse |
| 39-13-401-Robbery | 39-13-402-Aggravated Robbery | 39-13-403-Especially Aggravated Robbery |
| 39-14-403-Aggravated Burglary | 39-14-403-Especially Agg. Burglary | 39-13-404-Carjacking |
| 39-13-504-Aggravated Sexual Battery | 39-13-505-Sexual Battery | 39-13-506-Aggravated Statutory Rape |
| 39-13-509-Aggravated Sexual Battery By Authority Figure | 39-13-532-Statutory Rape By Authority Figure | 39-13-503-Rape |
| 39-13-502-Aggravated Rape | 39-13-522-Rape of Child | 39-13-531-Aggravated Rape of Child |
| 39-14-302-Aggravated Arson | | |

A charge of attempt, conspiracy, criminal responsibility, facilitation or accessory after the fact pertaining to one of the aforementioned charges qualifies the defendant to submit to DNA collection.

SCU: 130065

Johnson County Criminal Court
222 West Main St.
P.O. Box 73
Mountain City, TN 37683
423-727-9012

CAPIAS / PRESENTMENT

Page 1 of 1

Case Number
CC-22-CR-79

State of Tennessee
vs.
Defendant (s) DONNA LEE NELSON

**ORIGINAL
RETURN TO CLERK
AFTER SERVICE**

Address [REDACTED]

Phone # _____

Defendant Information:

Date of Birth: <u>[REDACTED]</u>	Sex: <u>FEMALE</u>	Race: _____
Ht.: _____	Wt.: _____	SSN: <u>[REDACTED]</u>
Hair: _____	Eyes: _____	DL#: _____
Place of Employment: _____		

Bond Amount: \$ 10,000

Initial Appearance Date: NEXT AVAILABLE CRIMINAL COURT DATE

To Any Lawful Officer of Said County:

You are commanded to take the body of DONNA LEE NELSON if to be found in your County, and keep him/her safely, so that you have him/her before the Judge of CRIMINAL COURT for the County of JOHNSON, at the COURT HOUSE in the town of MOUNTAIN CITY, instanter, and then and there to answer to the charge(s) of: T.C.A 39-14-103 THEFT OF PROPERTY \$2,500 OR MORE LESS THAN \$10,000, 39-16-402 OFFICAL MISCONDUCT

Issued: July 20, 2022

Melissa Hollaway
Judge/ Clerk/ Deputy Clerk

OFFICER'S RETURN: Came hand this date and executed by:

I Hereby Certify and Return that on the Below Date I Executed this Warrant by the Arrest of:
Donna Lee Nelson

Not to be found: _____

Date: 7/20/22 By: S Heath Edin
Officer, Title

ADA: If you need assistance or accommodations, please call Melissa Hollaway, ADA Coordinator, at 423-727-9012.

Rev 5/03

**ORIGINAL
RETURN TO CLERK
AFTER SERVICE**

PRESENTMENT

CASE NO. 22-cr-79

FILED
JUL 15 2022
MELISSA HOLLAWAY
JO CO CC CLERK

STATE OF TENNESSEE
VS.
DONNA LEE NELSON

THEFT OF PROPERTY \$2,500.00 OR MORE LESS THAN \$10,000.00
OFFICIAL MISCONDUCT

INVESTIGATOR [REDACTED] TN COMPTROLLER, PROSECUTOR

CLERK: Summon named witnesses
for the State of Tennessee.

Ken Baldwin
District Attorney General

Witnesses sworn by me in the presence
of the Grand Jury

July 15, 2022

Thomas E. Fortner
Foreperson of the Grand Jury

Filed this 15 day of July, 2022.

Melissa Hollaway
Clerk

Bond: \$10,000.00 (Yes)

[Signature]
Criminal Court Judge

A TRUE BILL

Kimberly K. Bentley
Hina Pope
Tony J. Stout
Randy Elk
Jim St
Kimberly Crowder

Thomas E. Fortner
Foreperson of the Grand Jury
Jeff B. Travis
James Pennington
Emma McMyder
Jan S. [unclear]
Jim Crowder
Terry Sugar

PRESENTMENT NUMBER _____

STATE OF TENNESSEE
VS.
DONNA LEE NELSON

STATE OF TENNESSEE, COUNTY OF JOHNSON

CRIMINAL COURT FOR JOHNSON COUNTY, TENNESSEE

CHARGE: THEFT OF PROPERTY \$2,500.00 OR MORE LESS THAN \$10,000.00

The Grand Jurors for the State of Tennessee, upon their oaths, present that DONNA LEE NELSON, between the 1st day of September, 2017 and the 31st day of August, 2021, in the State and County aforesaid, did commit the offense of theft of property by knowingly obtaining or exercising control over property, to-wit: three thousand six hundred twenty-nine dollars and seventy-one cents (\$3,629.71) valued in the amount of two thousand five hundred dollars (\$2,500.00) or more, but less than ten thousand dollars (\$10,000.00) the property of the Town of Mountain City, Tennessee, without the owner's effective consent and with the intent to deprive the owner thereof; a class D felony, in violation of Section 39-14-103 of the Tennessee Code Annotated, and against the peace and dignity of the State of Tennessee.

COUNT 2

CHARGE: OFFICIAL MISCONDUCT

And the Grand Jurors aforesaid, upon their oaths aforesaid, do further present that DONNA LEE NELSON, between the 31st day of August, 2019 and the 31st day of August, 2021, in the State and County aforesaid, did unlawfully commit the offense of official misconduct by being a public servant and intentionally or knowingly with the intent to obtain a benefit or harm another committing an act relating to her employment that constitutes an unauthorized exercise of official power; a class E felony, in violation of Section 39-16-402 of the Tennessee Code Annotated, and against the peace and dignity of the State of Tennessee.



DISTRICT ATTORNEY GENERAL
PRO TEM

**STATE OF TENNESSEE
VS.
DONNA LEE NELSON**

WITNESSES

Investigator [REDACTED] TN Comptroller
Investigator [REDACTED] DA's Office

CAPIAS INFORMATION FORM

*This form must be included with all Presentments/NIAs

** This defendant is required to submit to DNA sampling as set forth in T.C.A. §40-35-321. Please note on bond reflecting the requirement of collection prior to his/her release.

NAME DONNA LEE NELSON

ALIAS _____

LAST KNOWN ADDRESS: _____

CITY, STATE, ZIP: , _____

PHONE NUMBER _____

DOB SEX Female RAC White

HGT 5' 01" WGT _____ EYE Blue

SOC SEC #

OLN # STATE TN

SMT _____
(SCARS, MARKS, TATOOS)

ADDITIONAL INFORMATION (RELATIVES, WORK, ETC.)

APPROVED FOR EXTRADITION BY: _____ DATE: _____

- **DNA sample required for the following offense(s):**
- | | | |
|---|--|---|
| 39-13-202-First Degree Murder | 39-13-210-Second Degree Murder | 39-13-304-Aggravated Kidnapping |
| 39-13-305-Especially Aggravated Kidnapping | 39-13-102-Aggravated Assault | 39-15-402-Aggravated Child Abuse |
| 39-13-401-Robbery | 39-13-402-Aggravated Robbery | 39-13-403-Especially Aggravated Robbery |
| 39-14-403-Aggravated Burglary | 39-14-403-Especially Agg. Burglary | 39-13-404-Carjacking |
| 39-13-504-Aggravated Sexual Battery | 39-13-505-Sexual Battery | 39-13-506-Aggravated Statutory Rape |
| 39-13-509-Aggravated Sexual Battery By Authority Figure | 39-13-532-Statutory Rape By Authority Figure | 39-13-503-Rape |
| 39-13-502-Aggravated Rape | 39-13-522-Rape of Child | 39-13-531-Aggravated Rape of Child |
| 39-14-302-Aggravated Arson | | |

A charge of attempt, conspiracy, criminal responsibility, facilitation or accessory after the fact pertaining to one of the aforementioned charges qualifies the defendant to submit to DNA collection.

IN THE CRIMINAL/CIRCUIT COURT FOR JOHNSON COUNTY, TENNESSEE

Case Number: 2022-CR-78 Count: 1 Counsel for the State: LEON T. MARSHALL
 Judicial District: 1st Judicial Division: II Counsel for the Defendant: MATTHEW SPIVEY
 State of Tennessee Retained Pub Def Appt Private Atty Appt
 vs. Counsel Waived Pro Se
 Defendant: SHEILA RENEE SHAW Alias: _____ Date of Birth: [REDACTED] Sex: Female
 Race: [REDACTED] SSN: [REDACTED] Relationship to Victim: _____ Victims Age: _____
 State ID #: _____ County Offender ID # (if applicable): _____ State Control #: _____
 Arrest Date: _____ Indictment Filing Date: 07/15/2022

ORDER OF DEFERRAL (JUDICIAL DIVERSION) Original Amended Corrected

On the 24th day of April, 2022, the defendant:

Pled Guilty Pled Nolo Contendere

Was Found Guilty By:

Jury Verdict
 Bench Trial

Indictment: Class (circle one) 1st A B C D E Felony Misdemeanor
 Indicted Offense Name AND TCA §: 39-16-402 - OFFICIAL MISCONDUCT
 Amended Offense Name AND TCA §: 39-14-103 Theft under \$1,000
 Offense Date: 01/01/2019-08/31/2021 County of Offense: Johnson
 Deferred Offense Name AND TCA §: 39-14-103 Theft under \$1,000
Deferred Offense: Class (circle one) A B C D E Felony Misdemeanor

Upon review of the case, the court finds the facts stated above as well as the following (For Item 3, Check ONE Of The Two Boxes):

- The defendant is eligible for deferral of the prosecution pursuant to Tennessee Code Annotated section (T.C.A.) 40-35-313;
- The Tennessee Bureau of Investigation has certified (per attached certificate) that the defendant does not have a prior felony or Class A misdemeanor conviction;
- The defendant was not charged with a violation of a criminal statute the elements of which constitute abuse, neglect or misappropriation of the property of a vulnerable person as defined in Title 68, Chapter 11, Part 10; **OR**
 The defendant agrees without contest or any further notice or hearing that the defendant's name shall be permanently placed on the registry governed by Title 68, Chapter 11, Part 10, whereupon a copy of this order shall be forwarded by the clerk to the department of health;
- The defendant consents to T.C.A. 40-35-313 deferral, as evidenced by the defendant's signature below; AND
- The defendant should be granted a deferral of charges pursuant to T.C.A. 40-35-313.

It is, therefore, **ORDERED** that the prosecution in this case is deferred pursuant to T.C.A. 40-35-313, and the defendant is placed on probation. The terms and conditions ordered by this court apply to the defendant's probation and are incorporated herein by reference thereto.

Probation Term: Total Length 11mo 29 days Beginning Date 4-24-2023 Ending Date 4-23-2024 Supervised Unsupervised

Supervising Entity (unless otherwise provided to the defendant by the court): Name: CEI

Phone Number: _____ Address: _____ FILED

Defendant's Contact Information (unless otherwise provided to the probation officer by the court): Phone Number _____ APR 24 2023

Address: _____ MELISSA HOLLAWAY
JO CO CC CLERK

Costs	Concurrent with:	Restitution	Pretrial Jail Credit Period(s):
\$ _____ Sex Offender Tax (39-13-709)	<u>NA</u>	Victim Name: _____	From <u>7-20-22</u> to <u>7-20-22</u>
\$ _____ Sex Offender Fine (40-24-108)		Address: _____	From _____ to _____
\$ _____ Drug Testing Fee (39-17-420)	<u>NA</u>	Total Amount \$ _____	From _____ to _____
\$ _____ Treatment Expenses (40-35-313)		Per Month \$ _____	From _____ to _____
\$ _____ Supervision Fees (40-35-313)			
\$ <u>10</u> Other: _____			

[Signature]
 Defendant

STACY L. STREET
 JUDGE'S NAME

ENTER this the 24th day of April, 2022

[Signature]
 JUDGE'S SIGNATURE

[Signature]
 Counsel for the Defendant

[Signature]
 Counsel for the State of Tennessee

IN THE CRIMINAL/CIRCUIT COURT FOR JOHNSON COUNTY, TENNESSEE

Case Number: 2022-CR-78 Count: 2 Counsel for the State: LEON T. MARSHALL
 Judicial District: 1st Judicial Division: II Counsel for the Defendant: MATTHEW SPIVEY
 State of Tennessee Retained Pub Def Appt Private Atty Appt
 Counsel Waived Pro Se
 vs.
 Defendant: SHEILA RENEE SHAW Alias: _____ Date of Birth: ██████████ Sex: Female
 Race: ██████████ SSN: ██████████ Relationship to Victim: _____ Victims Age: _____
 State ID #: _____ County Offender ID # (if applicable): _____ State Control #: _____
 Arrest Date: _____ Indictment Filing Date: 07/15/2022

ORDER OF DEFERRAL (JUDICIAL DIVERSION) Original Amended Corrected

On the 24th day of April, 2023, the defendant:

Pled Guilty Pled Nolo Contendere
 Was Found Guilty By:
 Jury Verdict
 Bench Trial

Indictment: Class (circle one) 1st A B C D E Misdemeanor
 Indicted Offense Name AND TCA §: 39-14-103 - THEFT OF PROPERTY \$1,000 OR LESS
 Amended Offense Name AND TCA §: _____
 Offense Date: 01/01/2019-08/31/2021 County of Offense: Johnson
 Deferred Offense Name AND TCA §: 39-14-103 That under \$1,000
 Deferred Offense: Class (circle one) A B C D E Felony Misdemeanor

- Upon review of the case, the court finds the facts stated above as well as the following (For Item 3, Check ONE Of The Two Boxes):
- The defendant is eligible for deferral of the prosecution pursuant to Tennessee Code Annotated section (T.C.A.) 40-35-313;
 - The Tennessee Bureau of Investigation has certified (per attached certificate) that the defendant does not have a prior felony or Class A misdemeanor conviction;
 - The defendant was not charged with a violation of a criminal statute the elements of which constitute abuse, neglect or misappropriation of the property of a vulnerable person as defined in Title 68, Chapter 11, Part 10; **OR**
 The defendant agrees without contest or any further notice or hearing that the defendant's name shall be permanently placed on the registry governed by Title 68, Chapter 11, Part 10, whereupon a copy of this order shall be forwarded by the clerk to the department of health;
 - The defendant consents to T.C.A. 40-35-313 deferral, as evidenced by the defendant's signature below; AND
 - The defendant should be granted a deferral of charges pursuant to T.C.A. 40-35-313.

It is, therefore, **ORDERED** that the prosecution in this case is deferred pursuant to T.C.A. 40-35-313, and the defendant is placed on probation. The terms and conditions ordered by this court apply to the defendant's probation and are incorporated herein by reference thereto.

Probation Term: Total Length 11 mo 29 day Beginning Date 4-24-2024 Ending Date 4-23-2025 Supervised Unsupervised

Supervising Entity (unless otherwise provided to the defendant by the court): Name: CCJ FILED

Phone Number: _____ Address: _____

Defendant's Contact Information (unless otherwise provided to the probation officer by the court): Phone Number _____ APR 24 2023

Address: _____ MELISSA HOLLAWAY
JO CO CC CLERK

Costs	Concurrent with:	Restitution	Pretrial Jail Credit Period(s):
\$ _____ Sex Offender Tax (39-13-709)	<u>NA</u>	Victim Name: _____	From <u>7-20-22</u> to <u>7-20-22</u>
\$ _____ Sex Offender Fine (40-24-108)		Address: _____	From _____ to _____
\$ _____ Drug Testing Fee (39-17-420)	<u>Count 1</u>	_____	From _____ to _____
\$ _____ Treatment Expenses (40-35-313)		Total Amount \$ _____	From _____ to _____
\$ _____ Supervision Fees (40-35-313)		Per Month \$ _____	
\$ <u>10</u> Other: _____			

Sheila Shaw
 Defendant

STACY L. STREET
 JUDGE'S NAME

Matthew Spivey
 Counsel for the Defendant

ENTER this the 24th day of April, 2023

Matthew Spivey
 JUDGE'S SIGNATURE

Leon T. Marshall
 Counsel for the State of Tennessee

IN THE CRIMINAL/CIRCUIT COURT FOR JOHNSON COUNTY, TENNESSEE

Case Number: 2022-CR-78 Count: 3 Counsel for the State: LEON T. MARSHALL
 Judicial District: 1st Judicial Division: II Counsel for the Defendant: MATTHEW SPIVEY
State of Tennessee Retained Pub Def Appt Private Atty Appt
 vs. Counsel Waived Pro Se
 Defendant: SHEILA RENEE SHAW Alias: _____ Date of Birth: [REDACTED] Sex: Female
 Race: [REDACTED] SSN: [REDACTED] Relationship to Victim: _____ Victims Age: _____
 State ID #: _____ County Offender ID # (if applicable): _____ State Control #: _____
 Arrest Date: _____ Indictment Filing Date: 07/15/2022

ORDER OF DEFERRAL (JUDICIAL DIVERSION) Original Amended Corrected

On the 24th day of April, 2023, the defendant:

Pled Guilty Pled Nolo Contendere

Was Found Guilty By:

Jury Verdict
 Bench Trial

Indictment: Class (circle one) 1st A B C D E Misdemeanor
 Indicted Offense Name AND TCA §: 39-14-103 - THEFT OF PROPERTY \$1,000 OR LESS
 Amended Offense Name AND TCA §: _____
 Offense Date: 01/01/2019-08/31/2021 County of Offense: Johnson
 Deferred Offense Name AND TCA §: 39-14-103 Theft under \$1,000
Deferred Offense: Class (circle one) A B C D E Felony Misdemeanor

Upon review of the case, the court finds the facts stated above as well as the following (For Item 3, Check ONE Of The Two Boxes):

- The defendant is eligible for deferral of the prosecution pursuant to Tennessee Code Annotated section (T.C.A.) 40-35-313;
- The Tennessee Bureau of Investigation has certified (per attached certificate) that the defendant does not have a prior felony or Class A misdemeanor conviction;
- The defendant was not charged with a violation of a criminal statute the elements of which constitute abuse, neglect or misappropriation of the property of a vulnerable person as defined in Title 68, Chapter 11, Part 10; **OR**
 The defendant agrees without contest or any further notice or hearing that the defendant's name shall be permanently placed on the registry governed by Title 68, Chapter 11, Part 10, whereupon a copy of this order shall be forwarded by the clerk to the department of health;
- The defendant consents to T.C.A. 40-35-313 deferral, as evidenced by the defendant's signature below; AND
- The defendant should be granted a deferral of charges pursuant to T.C.A. 40-35-313.

It is, therefore, **ORDERED** that the prosecution in this case is deferred pursuant to T.C.A. 40-35-313, and the defendant is placed on probation. The terms and conditions ordered by this court apply to the defendant's probation and are incorporated herein by reference thereto.

Probation Term: Total Length 11 mo 29 days Beginning Date 4-24-2023 Ending Date 4-23-2026 Supervised Unsupervised

Supervising Entity (unless otherwise provided to the defendant by the court): Name: CCF FILED
 Phone Number: _____ Address: _____

Defendant's Contact Information (unless otherwise provided to the probation officer by the court): Phone Number: _____ APR 24 2023
 Address: _____

MELISSA HOLLAWAY
 JO CO CC CLERK

Costs	Concurrent with:	Restitution	Pretrial Jail Credit Period(s):
\$ _____ Sex Offender Tax (39-13-709)	NA	Victim Name: _____	From <u>7-20-22</u> to <u>7-20-22</u>
\$ _____ Sex Offender Fine (40-24-108)		Address: _____	From _____ to _____
\$ _____ Drug Testing Fee (39-17-420)	Consecutive to: <u>Count 2</u>	_____	From _____ to _____
\$ _____ Treatment Expenses (40-35-313)		Total Amount \$ _____	From _____ to _____
\$ _____ Supervision Fees (40-35-313)		Per Month \$ _____	From _____ to _____
\$ <u>10</u> Other: _____			

Sheila Renee Shaw
 Defendant

STACY L. STREET
 JUDGE'S NAME

Matthew Spivey
 Counsel for the Defendant

ENTER this the 24th day of April, 2023

[Signature]
 JUDGE'S SIGNATURE

[Signature]
 Counsel for the State of Tennessee

IN THE CRIMINAL/CIRCUIT COURT FOR JOHNSON COUNTY, TENNESSEE

Case Number: 2022-CR-79 Count#: 2 Counsel for the State: LEON T. MARSHALL
 Judicial District: 1st Judicial Division: II Counsel for the Defendant: NIKKI HIMEBAUGH
 Co-Counsel for the Defendant: _____
 Retained Pub Def Appt Private Atty Appt
 Counsel Waived Pro Se

State of Tennessee

vs.
Defendant: DONNA LEE NELSON Alias: _____ Date of Birth: _____ Sex: Female
 Race: _____ SSN: _____ Driver License #: _____ Issuing State: _____
 State ID #: _____ County Offender ID # (if applicable): _____ TDOC _____
 Relationship to Victim: _____ Victim's Age: _____
 State Control #: _____ Arrest Date: _____ Indictment Filing Date: 07/15/2022

JUDGMENT

Original Amended Corrected

APR 24 2023

Come the parties for entry of judgment.

On the 24th day of April 2023 The defendant:

MELISSA HOLLAWAY
 JO CO CC CLERK

Pled Guilty
 Pled Nolo Contendere
 Pled Guilty - Certified Question Findings
 Incorporated by Reference
 Dismissed
 Nolle Prosequi with costs
 Nolle Prosequi without costs
 Is found: Guilty Not Guilty
 Not Guilty by Reason of Insanity
 Jury Verdict
 Bench Trial Merged with Count: _____

Indictment: Class (circle one) 1st A B C D E Felony Misdemeanor
 Indicted Offense Name: OFFICIAL MISCONDUCT
 Indicted Offense TCA §: 39-16-402
 Amended Offense Name: _____
 Amended Offense TCA §: _____
 Offense Date: 08/31/2019-08/31/2021 County of Offense: JOHNSON
 Conviction Offense Name: _____
 Conviction Offense TCA §: _____
Conviction: Class (circle one) 1st A B C D E Felony Misdemeanor
 Sentence Imposed Date: _____

After considering the evidence, the entire record, and in the case of sentencing, all factors in Tennessee Code Annotated Title 40, Chapter 35, all of which are incorporated by reference herein, it is ORDERED and ADJUDGED that the conviction described above is imposed hereby and that a sentence and costs are imposed as follows:

Offender Status (Check One)	Release Eligibility for Felony Offense (Check One)		
<input type="checkbox"/> Mitigated	<input type="checkbox"/> Mitigated 20%	<input type="checkbox"/> § 40-35-501(i) 100%	<input type="checkbox"/> Agg Rob 85%
<input type="checkbox"/> Standard	<input type="checkbox"/> Mitigated 30%	<input type="checkbox"/> Multiple Rapist 100%	<input type="checkbox"/> Agg Rob w/Prior 100%
<input type="checkbox"/> Multiple	<input type="checkbox"/> Standard 30%	<input type="checkbox"/> Child Rapist 100%	<input type="checkbox"/> § 39-17-1324(a), (b) 100%
<input type="checkbox"/> Persistent	<input type="checkbox"/> Multiple 35%	<input type="checkbox"/> Agg Rapist 100%	<input type="checkbox"/> Mult § 39-17-1324(j) 100%
<input type="checkbox"/> Career	<input type="checkbox"/> Persistent 45%	<input type="checkbox"/> Child Predator 100%	<input type="checkbox"/> Agg Assault w/Death 75%
	<input type="checkbox"/> Career 60%	<input type="checkbox"/> § 39-13-518 100%	<input type="checkbox"/> Att 1 st Deg Murder w/SBI 85%
			<input type="checkbox"/> Agg Child Neg/En 70%
			<input type="checkbox"/> Agg Child Neg/En 85%
			<input type="checkbox"/> Agg Vehicular Homicide 60%
			<input type="checkbox"/> Carjacking 75%
			<input type="checkbox"/> §40-35-501(u) 85%

1st Degree Murder
 Pre-1989
 Reform Act 1989
 Drug Free Zone
 Gang Related
 Repeat Violent Off

Concurrent with: _____
 Consecutive to: _____

Pretrial Jail Credit Period(s):
 From _____ to _____ From _____ to _____
 From _____ to _____ From _____ to _____
It is not the intent of the court for duplication of Jail Credit to be applied to consecutive sentences

Sentenced To: TDOC County Jail Workhouse
Sentence Length: _____ Years _____ Months _____ Days _____ Hours Life Life w/out Parole Death
 Mandatory Minimum Sentence Length: Judg Mi §§ 39-17-417, 39-13-513, 39-13-514, or 39-17-432 in Prohibited Zone
Judg Mi § 55-10-401 DUI 4th Offense
Judg Mi § 39-17-1324 Possession/Employment of Firearm
Judg Mi §§ 40-39-208, -211 Violation of Sex Offender Registry
Judg Mi Meth §§ (39-17-434, -417, -418)
 Period of incarceration to be served prior to release on probation or Community Corrections: _____ Months _____ Days _____ Hours
 Minimum service prior to eligibility for work release, furlough, trusty status and rehabilitative programs: _____% (Misdemeanor Only)
Alternative Sentence: Sup Prob Unsup Prob Comm Corr Prob Sup By Comm. Corr (CHECK ONE BOX)
 _____ Years _____ Months _____ Days Effective: _____
 WAS DRUG/RECOVERY COURT ORDERED AS A CONDITION OF THE ALTERNATIVE SENTENCE? Yes No
STACY L. STREET _____
 Judge's Name Judge's Signature

IN THE CRIMINAL/CIRCUIT COURT FOR JOHNSON COUNTY, TENNESSEE

Case Number: 2022-CR-79 Count#: 2
Judicial District: 1st Judicial Division: II

State of Tennessee

vs.

Defendant: DONNA LEE NELSON Alias: Date of Birth: Sex: Female
Race: SSN:

CONTINUATION OF JUDGMENT

[x] Original [] Amended [] Corrected

Court Ordered Fees and Fines:
Costs to be Paid by
\$ Court Costs
\$ Fine Assessed
\$ Traumatic Brain Injury Fund (68-55-301 et seq.)
\$ Drug Testing Fund (TN Drug Control Act)
\$ CICF
\$ Sex Offender Tax
\$ Other:

Restitution:
Victim Name
Address
Total Amount \$ Per Month \$

[] Unpaid Community Service:
Hours Days Weeks Months

- 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:

[Empty box for Special Conditions]

STACY L. STREET
Judge's Name

[Signature]
Judge's Signature

4/24/2023
Date of Entry of Judgment

Counsel for State/Signature (optional)

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.

IN THE CRIMINAL/CIRCUIT COURT FOR JOHNSON COUNTY, TENNESSEE

Case Number: 2022-CR-79 Count: 1 Counsel for the State: LEON T. MARSHALL
 Judicial District: 1st Judicial Division: ii Counsel for the Defendant: NIKKI HIMEBAUGH
 State of Tennessee Retained Pub Def Appt Private Atty Appt
 vs. Counsel Waived Pro Se
 Defendant: DONNA LEE NELSON Alias: _____ Date of Birth: [REDACTED] Sex: Female
 Race: [REDACTED] SSN: [REDACTED] Relationship to Victim: _____ Victims Age: _____
 State ID #: _____ County Offender ID # (if applicable): _____ State Control #: _____
 Arrest Date: _____ Indictment Filing Date: 07/15/2022

ORDER OF DEFERRAL (JUDICIAL DIVERSION) Original Amended Corrected

On the 24th day of April, 2023, the defendant:

Pled Guilty <input type="checkbox"/> Pled Nolo Contendere <input checked="" type="checkbox"/>	Indictment: Class (circle one) 1 ^A A B C D E <input checked="" type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor Indicted Offense Name AND TCA §: <u>39-14-103 - THEFT OF PROPERTY \$2,500.00 OR MORE LESS THAN \$10,000.00</u> Amended Offense Name AND TCA §: _____ Offense Date: <u>09/01/2017-08/31/2021</u> County of Offense: <u>Johnson</u> Deferred Offense Name AND TCA §: <u>39-14-103 Theft + \$2,500 to \$10,000</u> Deferred Offense: Class (circle one) A B C <u>D</u> E <input checked="" type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor
Was Found Guilty By: <input type="checkbox"/> Jury Verdict <input type="checkbox"/> Bench Trial	

- Upon review of the case, the court finds the facts stated above as well as the following (For Item 3, Check ONE Of The Two Boxes):
1. The defendant is eligible for deferral of the prosecution pursuant to Tennessee Code Annotated section (T.C.A.) 40-35-313;
 2. The Tennessee Bureau of Investigation has certified (per attached certificate) that the defendant does not have a prior felony or Class A misdemeanor conviction;
 3. The defendant was not charged with a violation of a criminal statute the elements of which constitute abuse, neglect or misappropriation of the property of a vulnerable person as defined in Title 68, Chapter 11, Part 10; **OR**
 The defendant agrees without contest or any further notice or hearing that the defendant's name shall be permanently placed on the registry governed by Title 68, Chapter 11, Part 10, whereupon a copy of this order shall be forwarded by the clerk to the department of health;
 4. The defendant consents to T.C.A. 40-35-313 deferral, as evidenced by the defendant's signature below; AND
 5. The defendant should be granted a deferral of charges pursuant to T.C.A. 40-35-313.

It is, therefore, **ORDERED** that the prosecution in this case is deferred pursuant to T.C.A. 40-35-313, and the defendant is placed on probation. The terms and conditions ordered by this court apply to the defendant's probation and are incorporated herein by reference thereto.

Probation Term: Total Length 2.5 years Beginning Date 4-24-2023 Ending Date 10-23-2025 Supervised Unsupervised
 Supervising Entity (unless otherwise provided to the defendant by the court): Name: TPOC FILED
 Phone Number: _____ Address: _____
 Defendant's Contact Information (unless otherwise provided to the probation officer by the court): Phone Number _____
 Address: _____ APR 24 2023
MELISSA HOLLAWAY
JO CO CC CLERK

Costs	Concurrent with:	Restitution	Pretrial Jail Credit Period(s):
\$ _____ Sex Offender Tax (39-13-709)		Victim Name: <u>Town of Mountain City</u>	From <u>7-20-22</u> to <u>7-20-22</u>
\$ _____ Sex Offender Fine (40-24-108)		Address: _____	From _____ to _____
\$ _____ Drug Testing Fee (39-17-420)			From _____ to _____
\$ _____ Treatment Expenses (40-35-313)	Consecutive to:		From _____ to _____
\$ _____ Supervision Fees (40-35-313)		Total Amount \$ <u>3,959.71</u>	
\$ <u>10</u> Other: <u>Fine</u>		Per Month \$ <u>50.⁰⁰</u>	
		<u>5/15/2023</u>	

Donna Nelson
 Defendant
 STACY L. STREET
 JUDGE'S NAME

 Counsel for the Defendant

ENTER this the 24th day of April, 2023
[Signature]
 JUDGE'S SIGNATURE

 Counsel for the State of Tennessee