

IN THE CRIMINAL COURT FOR SCOTT COUNTY, TENNESSEE  
JANUARY 2023 TERM

State of Tennessee

Vs.

Case # 12113

Nash Isiah Lay

DOB: [REDACTED]  
SSN: [REDACTED]

A TRUE BILL

On May 11, 2023, the following witness(es): [REDACTED] was/were sworn during open Court before the Grand Jury to give evidence on this indictment, and a true bill was returned by the Grand Jury on the following charges:

<u>Count</u>	<u>Charge</u>	<u>Tenn Code Annotated §</u>	<u>(Class)</u>
1	THEFT < \$1,000	39-14-146	A M

[REDACTED]  
Prosecutor

Dorothy Watson  
Foreman of the Grand Jury

Summon for the State at trial, the prosecutor, all Grand Jury witnesses and the following witnesses and evidence:

[REDACTED] Tennessee Comptroller's Office  
Oneida Water & Wastewater

FILED  
DATE: 5/11/23 TIME: 1:35 PM  
DONNIE PHILLIPS, CLERK

This indictment returned to the Court by the Grand Jury and filed, and the subpoenas for the same authorized this the 11 day of May, 2023.

[Signature]  
Clerk

Jared Effler  
Jared Effler  
District Attorney General  
By: David Pollard, ADA6

STATE OF TENNESSEE, SCOTT COUNTY

Criminal Court, Eighth Judicial District

JANUARY 2023 TERM

COUNT 1

The Grand Jurors for the State of Tennessee, duly elected, impaneled, sworn, and charged to inquire in and for the body of the County of Scott, in the State of Tennessee, upon their oath, present: That

**NASH ISIAH LAY**

prior to the finding of this indictment, on or about May 28, 2022 - July 06, 2022, in the County and State aforesaid, did unlawfully, knowingly and without the effective consent of the owner, obtain gasoline, the property of Oneida Water & Wastewater, with the intent to deprive the said owner of the property, valued at \$1,000 or less, in violation of T.C.A. §39-14-103, and against the peace and dignity of the State of Tennessee.

*Jared Effler*

Jared Effler  
District Attorney General

By: *David Pollard, ADA*

62916

IN THE CRIMINAL COURT FOR SCOTT COUNTY, TENNESSEE

STATE OF TENNESSEE

VS.

CASE # 12113

NASH ISIAH LAY

DOB: [REDACTED]  
SSN: [REDACTED]

FILED  
DATE 5/12/23 TIME 9:00 AM  
DONNIE PHILLIPS, CLERK

To the Sheriff of Scott County:

You are hereby commanded to take the body of the above defendant if to be found in your County, and him/her safely keep, so that you have him/her before the Judge of our Criminal Court for the County of Scott, at the Courthouse in the town of Huntsville on the next day Court is in session then and there to answer the State of Tennessee for the charges of Theft < \$1,000.

Bail: \$1,000 (secure)

Herein fail not, and have you then and there this writ:

Issued this the 11th day of May, 2023 .

 Clerk

RETURN

On the 12 day of may, 20 23, the above defendant was arrested and placed into custody.

Sgt Geister 12  
SHERIFF/DEPUTY SHERIFF

**IN THE CRIMINAL/CIRCUIT COURT FOR SCOTT COUNTY, TENNESSEE**

Case Number: 12113 Count#: 1 Counsel for the State: DAVID M POLLARD  
 Judicial District: 8th Judicial Division: Criminal Counsel for the Defendant: JOHN W. GALLOWAY JR.  
 Co-Counsel for the Defendant: \_\_\_\_\_

Retained  Pub Def Appt  Private Atty Appt  
 Counsel Waived  Pro Se

**State of Tennessee**  
vs.

**Defendant:** NASH ISIAH LAY Alias: \_\_\_\_\_ Date of Birth: 01/20/1998 Sex: Male  
 Race: White SSN: \_\_\_\_\_ Driver License #: \_\_\_\_\_ Issuing State: TN  
 State ID #: \_\_\_\_\_ County Offender ID # (if applicable): \_\_\_\_\_ TDOC 00607482  
 Relationship to Victim: \_\_\_\_\_ Victim's Age: \_\_\_\_\_  
 State Control #: \_\_\_\_\_ Arrest Date: 05/12/2023 Indictment Filing Date: 05/11/2023

**JUDGMENT**  Original  Amended  Corrected

**Come the parties for entry of judgment.**

On the 23rd day of October, 20 23, The defendant:



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) 1<sup>st</sup> A B C D E  Felony  Misdemeanor  
 Indicted Offense Name: Theft < \$1,000  
 Indicted Offense TCA §: 39-14-146  
 Amended Offense Name: \_\_\_\_\_  
 Amended Offense TCA §: \_\_\_\_\_  
 Offense Date: 05/28/2022 - 7/6/2022 County of Offense: SCOTT  
 Conviction Offense Name: Theft < \$1,000  
 Conviction Offense TCA §: 39-14-146  
**Conviction:** Class (circle one) 1<sup>st</sup> A B C D E  Felony  Misdemeanor  
 Sentence Imposed Date: 10/23/2023

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"/> Agg Child Neg/En 70%		
<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"/> Agg Child Neg/En 85%		
<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"/> Agg Vehicular Homicide 60%		
<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"/> Carjacking 75%		
<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"/> §40-35-501(u) 85%		
	<input type="checkbox"/> Career 60%	<input type="checkbox"/> § 39-13-518 100%	<input type="checkbox"/> Att 1 <sup>st</sup> Deg Murder w/SBI 85%			

1<sup>st</sup> 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 11 Months 29 Days \_\_\_\_\_ Hours  Life  Life w/out Parole  Death  
 Mandatory Minimum Sentence Length: \_\_\_\_\_ §§ 39-17-417, 39-13-513, 39-13-514, or 39-17-432 in Prohibited Zone  
 \_\_\_\_\_ § 55-10-401 DUI 4<sup>th</sup> Offense  
 \_\_\_\_\_ § 39-17-1324 Possession/Employment of Firearm  
 \_\_\_\_\_ §§ 40-39-208, -211 Violation of Sex Offender Registry  
 \_\_\_\_\_ 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: 75 % (Misdemeanor Only)  
**Alternative Sentence:**  Sup Prob  Unsup Prob  Comm Corr  Prob Sup By Comm. Corr (CHECK ONE BOX)  
 \_\_\_\_\_ Years 11 Months 29 Days Effective: 10/23/2023- supervised by ETHRA Misd. Probation  
 WAS DRUG/RECOVERY COURT ORDERED AS A CONDITION OF THE ALTERNATIVE SENTENCE?  Yes  No  
 \_\_\_\_\_  
 Judge's Name Judge's Signature



IN THE CRIMINAL/CIRCUIT COURT FOR SCOTT COUNTY, TENNESSEE

Case Number: 12113 Count#: 1
Judicial District: 8th Judicial Division: Criminal

State of Tennessee

vs.

Defendant: NASH ISIAH LAY Alias: Date of Birth: 01/20/1998 Sex: Male
Race: White 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: ECF.

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

[ ] Unpaid Community Service: Hours, Days, Weeks, Months

- Options for DNA analysis, HIV testing, life supervision, and Department of Health forwarding.

Special Conditions:

The monetary obligations shall be paid at the rate of \$75 per month beginning 12/1/2023. The defendant shall complete 40 hours of community service and provide proof to the court. The defendant shall be on supervised probation until completing the 40 hours of community service and costs are paid in full. All currency, automobiles, contraband, or firearms shall be forfeited to the seizing agency.

ZACHARY R. WALDEN

Judge's Name

[Handwritten Signature]

Judge's Signature

10/23/2023

Date of Entry of Judgment

[Handwritten Signature]
Counsel for State/Signature (optional)

[Handwritten Signature]
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.