

IN THE CRIMINAL COURT FOR THE TENTH JUDICIAL DISTRICT
STATE OF TENNESSEE

STATE OF TENNESSEE

vs.

McMinn County
No. 06-254

KAREN REYNOLDS
Defendant

NOTICE OF SUSPENSION OF PROSECUTION

It appearing that the defendant named above has been charged with an offense against the State of Tennessee on or about Oct. 1, 2002, to Feb. 28, 2006, in violation of Tennessee Code Annotated 39-14-103 39-16-402(a)(4) in that he/she did take property belonging to Calhoun-Charleston Utility District while an employee; and,

By the signature of the defendant to this agreement and after an investigation of the offense and the defendant's background it appearing that the interests of the State of Tennessee and the defendant's own interests and the interests of justice will be served by the following procedure; therefore,

On authority of the District Attorney General for the Tenth Judicial District of the State of Tennessee, prosecution in this District for this offense shall be deferred for a period of two years from the date of the Memorandum of Understanding provided the defendant shall abide by the following conditions and the requirements of this Memorandum of Understanding set forth below.


Assistant District Attorney General
Tenth Judicial District, State of Tennessee

MEMORANDUM OF UNDERSTANDING

The parties to this agreement, being the State of Tennessee and the defendant, Karen Reynolds, do hereby agree that the defendant shall observe the following conditions and requirements of conduct during the period of diversion:

1. That the defendant shall not violate any law, Federal, State or local.
2. That the defendant will pay all court costs in this cause.
3. That the defendant will pay all costs of supervision for the diversion.
4. That the defendant will report as directed to his/her supervising officer and will keep the supervising officer informed of the defendant's whereabouts and any changes in the defendant's residence or employment.
5. That the defendant will behave in a manner consistent with good citizenship.
6. That the defendant will comply with any other listed conditions, to wit:

will not be employed by any public entity
in a capacity involving handling
money

The defendant has made the following statement concerning the facts of the alleged offense: attached statement

(Source: statement of defendant to auditors)

Pursuant to Tennessee Code Annotated 40-15-106, there is attached hereto the certificate from the Tennessee Bureau of Investigation that the defendant is not disqualified from pretrial diversion.

The parties may by mutual consent modify the terms of the Memorandum of Understanding at any time before it is terminated.

The Memorandum of Understanding shall be terminated and the prosecution may resume as if there had been no Memorandum of Understanding if either the defendant or the prosecuting attorney files a notice that the Memorandum of Understanding is terminated pursuant to the statute.

The defendant acknowledges that the Tennessee and United States Constitutions provide him/her with the right to a speedy trial and public trial of this cause. In availing himself/herself of the privilege of pretrial diversion, the defendant does hereby agree and consent that any delay from the date of this Memorandum of Understanding to the date of any subsequent initiation of prosecution of the same is deemed a necessary delay at the defendant's request and the defendant expressly, freely and voluntarily waives any defense to the prosecution of this cause on such grounds for a period equal to the time period of this agreement.

The foregoing has been read by and explained to the defendant by himself/herself and his/her legal counsel as signified below. The defendant, by signing, acknowledges that he/she understands the terms and conditions of this Memorandum of Agreement and the pretrial diversion program and agrees to comply with them during its term.

Agreed, this 7 day of December, 2006

Harold Reynolds
Defendant

Casey Stoker
Counsel for Defendant

[Signature]
Assistant District Attorney General
State of Tennessee

ORDER OF APPROVAL

Upon review of the foregoing Memorandum of Understanding and the Notice of the District Attorney General, the pretrial diversion of this cause for a period of

two years is approved, this 7 day of Dec.
2006

Carole Rose
JUDGE

Approval for entry:

[Signature]
Assistant District Attorney General
State of Tennessee

Casey Stoker
Counsel for Defendant