

INDICTMENT

NEW AS TO ALL COUNTS

No. 9188

STATE OF TENNESSEE
VS.

STEPHANIE GWYN MASSENGILL
232 R. Laymance Road
Wartburg, TN 37887
SSN: [REDACTED]
DOB: 08/11/1971
Race: White Sex: F
Drivers License: 069380751 TN

WITNESSES

THE CLERK will issue summons for the following State Witnesses:

Philip Job
Division of Municipal Audit
James K. Polk Building, Suite 1600
Nashville, TN 37243-0271
615.747.5360

Richard W. Hill
Mitchell, Emert, & Hill, P.C.
2117 Middlebrook Pike
Knoxville, TN 37921
865.522.2396

William Bright
Division of Municipal Audit
James K. Polk Building, Suite 1600
Nashville, TN 37243-0271
615.747.5355

Mitchell R. Heidel
Morgan County Vocational Center
132 Flat Fork Road
Wartburg, TN 37887
423.346.6285

David L. Frcels
Morgan County Superintendent
710 Main Street
Wartburg, TN 37887
423.346.6214

1 COUNT THEFT OF PROPERTY - \$1,000-\$10,000

DAG
Fraud & Economic
Crime Fund

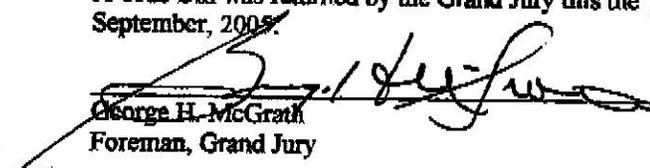

J. Scott McCluen
District Attorney General

A TRUE BILL

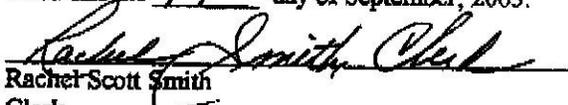
Philip Job
Prosecutor

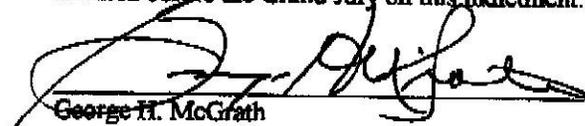
A True Bill was returned by the Grand Jury this the 17 day of
September, 2005.

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


George H. McGrath
Foreman, Grand Jury

Filed this the 19 day of September, 2005.


Rachel Scott Smith
Clerk


George H. McGrath
Foreman, Grand Jury

TRUE BILL**NEW AS TO ALL COUNTS
INDICTMENT NO. _____****STATE OF TENNESSEE, COUNTY OF MORGAN****CRIMINAL COURT**

The Grand Jurors of the State of Tennessee, duly summoned, elected impaneled, sworn, and charged to inquire in and for the body of the County aforesaid, in the State aforesaid, upon their oath, present that **Stephanie Gwyn Massengill**, on or between July 1, 2003 and June 30, 2004, in the County and State aforesaid and before the finding of this Indictment, did unlawfully and knowingly obtain property, to-wit: United States Currency in amount of \$1,743.00, which is over \$1,000 but less than \$10,000 in value, of the said Morgan County Voc-Tech Center, without its effective consent with the intent to deprive the said Morgan County Voc-Tech Center thereof, in violation of T.C.A. Section 39-14-103 and against the peace and dignity of the State of Tennessee.



J. SCOTT MCCLUEN
DISTRICT ATTORNEY GENERAL

IN THE CRIMINAL COURT FOR MORGAN COUNTY, TENNESSEE

STATE OF TENNESSEE

vs.

NO: 9188

Stephane Massengill

ORDER AND NOTICE
OF
SUSPENSION OF PROSECUTION

In this cause, pursuant to the Memorandum of Understanding of the parties under Section 40-35-313, Tennessee Code Annotated, the entry of Judgment in this cause is suspended for a period of 2yrs from the date of filing of the Memorandum of Understanding, which is 2yrs from the date of 02 March, 2007.

APPROVED and ENTERED this 02 day of March, 2007

J. Eugene Coblen
JUDGE

Frank [Signature]
SENIOR ASSISTANT DISTRICT ATTORNEY GENERAL

X Stephane Massengill
DEFENDANT

[Signature]
ATTORNEY FOR DEFENDANT

FILED
AM MAR 2 2007 PM pl.
MORGAN CO. CIRCUIT CLERK

IN THE CRIMINAL COURT FOR Morgan COUNTY, TENNESSEE

STATE OF TENNESSEE

VS.

NO: 9188

Stephanie Messerly

**MEMORANDUM OF UNDERTANDING, PLEA, AND
PRE-TRIAL DIVERSION, T.C.A. 40-35-313**

The State of Tennessee and the defendant hereby request the Court defer entry of Judgment of guilty against the defendant of the charge(s) of Theft Over

\$1,000

The defendant fully understands the nature of the charge(s) against him/her and his/her right to a speedy trial, trial by jury, to be charged by presentment of indictment, or have witnesses appear against him/her, to subpoena witnesses in his/her behalf, to appeal if convicted, and that this filing may toll any applicable statute of limitations during the pendency of the diversionary period. The defendant hereby waives each of these rights voluntarily and upon the advice and enters a plea of guilty to Theft Over \$1,000.

After extensive investigation of the matter and upon lengthy and thorough negotiations with counsel for the defendant, all parties hereto agree to enter into this Memorandum of Understanding for a Pre-Trial Diversion of the matters pending in this cause under the following terms and conditions:

1. The defendant specifically agrees to abide by and observe the following conditions during the period of suspension:
 - a. That the defendant not commit any offense.
 - b. That the defendant not engage in any activity, conduct, or association which in any way would cause the defendant to commit any offense.
 - c. That appropriate restitution be made, if required.
 - d. That all the court costs be paid by the defendant.
 - e. That all costs pertaining to his/her supervision be paid, if required.
 - f. That the defendant shall not move his/her residence without specific written notice to the Court.

- g. That the defendant conduct himself/herself in a manner consistent with good citizenship.
- h. That the defendant agrees to abide by all of the applicable provisions of the Section 40-35-313 of Tennessee Code Annotated, et. seq.
- i. Specific provisions:

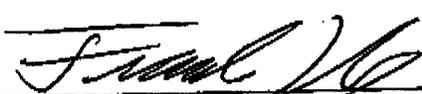
- \$1700 restitution + 43 ^{MO} _{EX}

- unsupervised upon regvlr - payments

+ good behavior

2. By the signing hereof, the defendant waives his/her right to a trial and understands that the filing of this Memorandum tolls the entry of a judgment of guilt against him/her during the pendency of the diversionary period, the successful completion of which shall result in dismissal of all charges. Upon violation of a condition of probation, the Court may enter an adjudication of guilt and proceed according to law.

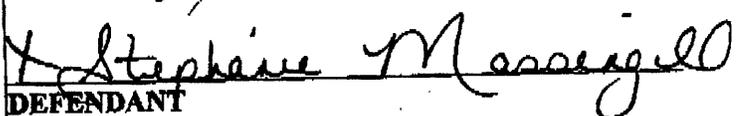
Enter this the _____ day of _____, 2006. 7



 SENIOR ASSISTANT DISTRICT ATTORNEY GENERAL



 ATTORNEY FOR DEFENDANT



 DEFENDANT