

***THE NORTH CAROLINA SHERIFFS'***  
***EDUCATION AND TRAINING STANDARDS COMMISSION***  
***FINAL AGENCY DECISION MINUTES***

**DATE:** September 15, 2022  
**TIME:** 1:00 P.M.  
**LOCATION:** The LeGrand Center, 1800 E Marion Street, Shelby, NC 28152.  
**SUBMITTED BY:** Richard Squires, Director

**I. CALL TO ORDER**

**Sheriff Alan Cloninger**

The North Carolina Sheriffs' Education and Training Standards Commission's Final Agency Decision meeting was called to order by Sheriff Alan Cloninger on Thursday, September 15, 2022.

Chair Cloninger recognized host Sheriff Alan Norman; Sheriff Norman welcomed everyone to Cleveland County and asked the Cleveland County manager Brian Epley to say a few words. Chair Cloninger requested a roll call of Commission members. Alex Radford recorded the following:

**MEMBERS PRESENT**

Sheriff Shelton White  
Sheriff Jack Smith  
Sheriff Landric Reid  
Sheriff Mike Roberson  
Sheriff Alan Norman  
Sheriff Alan Cloninger  
Sheriff Doug Doughtie  
Retired Sheriff David Smith  
Mr. Lorin Dingle  
Mr. Jamie Markham  
Sheriff Ed McMahon (Probable Cause)  
Sheriff Ricky Oliver (Probable Cause)  
Sheriff John Ingram (Probable Cause)  
Sheriff Alan Jones (Probable Cause)  
Sheriff David Mahoney (Probable Cause)

**MEMBERS ABSENT**

Sheriff Terry Johnson  
Mr. Marc Nichols

**STAFF**

Richard Squires - Director - Sheriffs' Standards Division  
Sirena Jones - Deputy Director - Sheriffs' Standards Division  
Alex Radford - Sheriffs' Standards Division  
Chris Brooks - NC Dept. of Justice  
Bob Pickett - NC Dept. of Justice

Chair Cloninger announced that a quorum was present.

Chair Cloninger noted that Mr. Chris Brooks, Assistant Attorney General, would serve as the Commission Legal Counsel. Mr. Brooks read the ethics statement to the Commission members and reminded everyone that both the Petitioner and the Respondent would be limited to 30 minutes of oral argument.

Chair Cloninger welcomed everyone to the meeting. Sheriff Cloninger then asked visitors to stand and introduce themselves.

**VISITORS**

Tracy McPherson NC Community College System

**II. FINAL AGENCY DECISION**

**Bob Pickett**

**\*Jarvis Cortez James**

Mr. Bob Pickett addressed the Sheriffs' Commission Members and stated that Mr. Jarvis James is seeking certification as a Deputy Sheriff with the Bladen County Sheriff's Office. Mr. Bob Pickett presented oral arguments regarding the case against Mr. Jarvis James. He presented that the petitioner allegedly committed a Class B misdemeanor of cyberstalking by placing a GPS tracker on his girlfriend's car without her permission.

He stated an Administrative hearing was held on June 15, 2022, before Administrative Law Judge, Linda F. Nelson, regarding whether Petitioner committed the Class B misdemeanor of cyberstalking by placing a GPS tracker on his girlfriend's car and if the facts and circumstances surrounding the placement of the GPS tracker demonstrate that Petitioner lacks the good moral character. The Administrative Law Judge's proposal for decision based upon the foregoing findings of fact and conclusions of law, it is hereby proposed that petitioner's justice officer certification is not denied but placed on probationary status for five years.

Chair Cloninger asked the Commission if there were any questions. Sheriff Landric Reid and Sheriff Jack Smith both questioned Mr. Jarvis James. The petitioner's attorney, J. Michael McGuinness presented oral arguments regarding the case.

Attorney McGuinness does not dispute anything that Mr. Bob Pickett presented to the commission and agrees with the Administrative Law Judge's proposed decision that no action be taken against Mr. James's justice Officer Certification.

Mr. James was recognized and addressed the commission. He stated that he regrets what he did and that he would not do something like this ever again.

Chair Cloninger asked questions of Captain Daniel Clark and Mr. James' father, Joe James, who were both present to speak. They both spoke highly of Mr. James.

A **MOTION** was made by Sheriff Mike Roberson to enter into closed session; seconded by Sheriff Alan Norman. **MOTION CARRIED.**

A **MOTION** was made by Sheriff Doug Doughtie to enter open session; seconded by Retired Sheriff David Smith. **MOTION CARRIED.**

A **MOTION** was made by Sheriff Landric Reid in the matter of Mr. Jarvis Cortez James; we adopt counsel's proposed decision that Mr. Jarvis James' justice officer certification is not denied but placed on probation for five years; seconded by Sheriff Alan Norman. **MOTION CARRIED. [Attachment #1]**

**III. FINAL AGENCY DECISION**

**Bob Pickett**

**\*Tyler David Gilbraith**

Mr. Bob Pickett addressed the Sheriffs' Commission members and stated that Mr. Tyler David Gilbraith is an applicant for justice officer certification with the Iredell County Sheriff's Office. In his oral argument he stated an administrative hearing was held on April 25, 2022, before Administrative Law Judge Michael C. Byrne. The respondent informed petitioner by certified mail that the commission found probable cause to revoke the petitioner's justice officer certification. The specific grounds for this action were the Iredell County Sheriff's Office, discovered that in 2019 the petitioner was denied employment following a conditional offer of

employment by the Hickory Police Department. He failed to include the denial of employment by the Hickory Police Department on his Personal History Statement submitted to the Sheriff's Office. The Administrative Law Judge's proposal for decision based on the foregoing Findings of Fact and Conclusions of Law, recommends that the commission deny the petitioner's justice officer certification.

Mr. Gilbraith was not present for the Final Agency Decision.

Chair Cloninger asked the Commission if there were any questions. Negative response.

A **MOTION** was made by Sheriff Alan Norman to enter a closed session; seconded by Sheriff Shelton White. **MOTION CARRIED.**

A **MOTION** was made by Sheriff Jack Smith to enter open session; seconded by Sheriff Mike Roberson. **MOTION CARRIED.**

A **MOTION** was made by Sheriff Alan Norman in the matter of Tyler David Gilbraith; that we adopt counsel's recommendation, that his certification be denied; seconded by Sheriff Doug Doughtie. **MOTION CARRIED. [Attachment #2]**

#### **IV. FINAL AGENCY DECISION**

**Bob Pickett**

**\*Joshua Ryan Core**

**\*Caleb Dean Costner**

**\*Scottie Lynn Deese**

Mr. Bob Pickett addressed the Sheriffs' Commission members and asked the Commission to continue all three remaining cases since the petitioner's did not show up to the meeting.

Chair Cloninger asked the Commission if there were any questions. Negative response. The Final Agency Decisions for Joshua Ryan Core, Caleb Dean Costner and Scottie Lynn Deese were continued to the November meeting.

## **V. LEGAL COUNSEL'S REPORT**

Mr. Bob Pickett summarized Legal Counsel's Report. Mr. Pickett reviewed the various stages of litigation for the administrative cases as follows:

**[See Attachment #3]**

- 21 cases including 2 Final Agency Decisions heard today
- 8 new cases since June
- 4 Petition for Judicial Review cases

## **IX. ADJOURNMENT**

A **MOTION** was to adjourn the September 2022 Sheriffs' Final Agency Decision meeting; Seconded. **MOTION CARRIED.**

# Attachment 1

**ROLL CALL VOTE FOR  
FINAL AGENCY DECISION  
NORTH CAROLINA SHERIFFS' EDUCATION & TRAINING  
STANDARDS COMMISSION**

**DATE: 9/15/2022**

Jarvis James

<b>MEMBERS ELIGIBLE TO VOTE</b>	<b>Yes</b>	<b>No</b>
Sheriff Shelton White	X	
Sheriff Jack Smith	X	
Sheriff Landric Reid	X	
Sheriff Alan Cloninger	X	
Sheriff Mike Roberson	X	
Sheriff Alan Norman	X	
Sheriff Terry Johnson		
Sheriff Doug Doughtie	X	
Retired Sheriff David Smith	X	
Mr. Marc Nichols		
<b>NON-VOTING MEMBERS</b>		
Mr. Jamie Markham proxy for Mike Smith		
Mr. W. Lorin Dingler		

# Attachment 2



**ROLL CALL VOTE FOR  
FINAL AGENCY DECISION  
NORTH CAROLINA SHERIFFS' EDUCATION & TRAINING  
STANDARDS COMMISSION**

**DATE: 9/15/2022**

Tyler David Gilbraith

<b>MEMBERS ELIGIBLE TO VOTE</b>	<b>Yes</b>	<b>No</b>
Sheriff Shelton White	X	
Sheriff Jack Smith	X	
Sheriff Landric Reid	X	
Sheriff Alan Cloninger	X	
Sheriff Mike Roberson	X	
Sheriff Alan Norman	X	
Sheriff Terry Johnson		
Sheriff Doug Doughtie	X	
Retired Sheriff David Smith	X	
Mr. Marc Nichols		
<b>NON-VOTING MEMBERS</b>		
Mr. Jamie Markham proxy for Mike Smith		
Mr. W. Lorin Dingle		

# Attachment 3

**PENDING ADMINISTRATIVE CASES  
NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION**

Petitioner	County OAH Case No. ALJ	Violation(s)	Scheduling Order	Hearing Date	Status
<b>Chabot, Robert Jason (JC)</b>  <b>Counsel:</b> William L. Hill 2307 W. Cone Blvd Ste 260 Greensboro, NC 27408 (336) 378-9411 whill@frazierlaw.com	Randolph 19 DOJ 02703 May	12 NCAC 10B.0204(d)(5): COMM four or more Class A or Class B misd.	<b>CASE ON HOLD (CLOSED IN OAH 11/14/2019)</b>		8/9/19: Notice of Hearing 9/24/19: Order on Post-Hearing 10/11/19: R-Verified Exhibits 10/22/19: R-Amended PFD 11/14/19: ALJ PFD 11/19/19: NOR Letter 12/13/19: CD submitted to OAH
<b>Core, Joshua</b>	21 DOJ 01688 Wake Ward	12 NCAC 10B.0204(c)(1)(2): Mat. Misrepresentation	<b>SEPTEMBER FAD</b>	9/28/2021 Raleigh	4/6/2021: Case opened 4/7/2021: Initial docs 5/7/2021: P-PHS/Hearing Asst 5/10/2021: R-PHS filed 7/9/2021: R-MTC filed 7/12/2021: Order re Response to Respondent's MTC [7-10-2021] 7/21/2021: Order Continuance 7/29/2021: Order Reassignment 8/26/2021: NOH 9/29/2021: P-Community Ltrs 10/28/2021: R-PFD 5/31/2022: ALJ PFD 6/2/2022: NOR Ltr

**PENDING ADMINISTRATIVE CASES  
NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION**

Petitioner	County OAH Case No. ALJ	Violation(s)	Scheduling Order	Hearing Date	Status
<p><b>Costner, Caleb Dean</b></p> <p><b>Counsel:</b> William A. Anthony III 223 W. Main Street PO Box 981 Gastonia, NC 28053 bogleandanthony@gmail.com</p>	<p>21 DOJ 03745 Gaston Malherbe</p>	<p>12 NCAC 10B.0301(a)(8): LGMC</p> <p>12 NCAC 10B.0204(b)(2): Fail to meet/maintain min. employment standards</p>	<p><b>SEPTEMBER FAD</b></p>	<p>3/14/2022 WebEx</p>	<p>8/31/2021: Case opened 9/3/2021: Initial docs 10/4/2021: R-PHS 10/13/2021: 2nd Order PHS 10/21/2021: P-PHS/Hearing Asst 11/10/2021: NOH (Virtual) 11/19/2021: R-MTC 11/24/2021: Order Continuance 1/5/2022: NOH 1/13/2022: R-MTC 1/18/2022: Order Continuance 2/15/2022: Req for Interpreter 2/21/2022: NOH (Virtual) 3/1/2022: Amended R-PHS 3/4/2022: Joint Stipulations 3/7/2022: Joint Stipulations 3/15/2022: Order for PFD 4/19/2021: R-PFD 5/31/2022: ALJ PFD 6/2/2022: NOR Ltr</p>

**PENDING ADMINISTRATIVE CASES  
NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION**

Petitioner	County OAH Case No. ALJ	Violation(s)	Scheduling Order	Hearing Date	Status
<p><b>Deese, Scottie</b>  <b>Counsel:</b> Barry K. Henline PO Box 15862 Wilmington, NC 28408 910-523-6831 barrykhenline@outlook.com</p>	<p>21 DOJ 05195 Robeson Turrentine</p>	<p>12 NCAC 10B.0204(a)(1): COMM of felony  12 NCAC 10B.0204(c)(1)(2): Mat. misrepresentation</p>	<p><b>SEPTEMBER FAD</b> P-Oral arguments</p>	<p>5/9/2022 Fayetteville</p>	<p>12/3/2021: Case opened 12/6/2021: Initial docs 12/28/2021: P-NOA 12/28/2021: P-PHS 12/28/2021: P-1st Req Prod Docs 1/6/2022: R-PHS 1/12/2022: R-Response to P/D 3/7/2022: NOH 4/21/2022: P-M to reschedule hearing 4/21/2022: Order granting Ps Motion to Reschedule Hearing 4/21/2022: Order reassignment 4/22/2022: NOH 4/27/2022: Joint Stipulations 5/10/2022: R-PFD filed 5/10/2022: Amended Scheduling Order 5/24/2022: P-PFD 6/29/2022: ALJ PFD 6/30/2022: NOR Ltr</p>
<p><b>Gilbraith, Tyler David</b></p>	<p>21 DOJ 05301 Wake Byrne</p>	<p>12 NCAC 10B.0204(c)(1)(2): Mat. misrepresentation</p>	<p><b>SEPTEMBER FAD</b></p>	<p>4/25/2022 Raleigh</p>	<p>12/9/2021: Case opened 12/10/2021: Initial docs 12/30/2021: P-PHS 1/3/2022: NOH 1/7/2022: R-PHS 3/31/2022: Ltr of PC Notice 4/25/2022: ALJ PFD 6/8/2022: NOR Ltr</p>

**PENDING ADMINISTRATIVE CASES  
NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION**

Petitioner	County OAH Case No. ALJ	Violation(s)	Scheduling Order	Hearing Date	Status
<p><b>Jarvis, James</b></p> <p><u>Counsel:</u> J. Michael McGuinness P.O. Box 952 Elizabethtown, NC 28337</p>	<p>22 DOJ 00665 Cumberland Nelson</p>	<p>12 NCAC 10B.0204(d)(1): Class B misd. after appointment</p> <p>12 NCAC 10B.0301(a)(7): Failure to notify</p>	<p><b>SEPTEMBER FAD</b></p>	<p>6/15/2022 Fayetteville</p>	<p>2/22/2022: Case opened 2/23/2022: Initial Forms 3/16/2022: P-PHS 3/24/2022: R-PHS 3/25/2022: Motion-Virtual Test. 3/25/2022: Request for Response to Motion for Virtual Testimony 4/5/2022: Order allowing virtual testimony 4/29/2022: P-NOA 4/29/2022: P-Amended PHS 4/29/2022: Response to R- Motion to Allow Virtual Testimony 5/3/2022: Amended Order on virtual testimony 5/18/2022: NOH 6/9/2022: Amended NOH 6/15/2022: Joint Stipulations 7/15/2022: R-PFD 7/15/2022: P-PFD 7/28/2022: ALJ PFD 8/3/2022: NOR Ltr</p>

**PENDING ADMINISTRATIVE CASES  
NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION**

Petitioner	County OAH Case No. ALJ	Violation(s)	Scheduling Order	Hearing Date	Status
Davis, Jackie	22 DOJ 00666 Vance Byrne	12 NCAC 10B.0204(d)(1): Class B misd. after appointment  12 NCAC 10B.0301(a)(8): LGMC		10/5/2022 Raleigh	2/22/2022: Case opened 2/23/2022: Initial Forms 3/23/2022: P-Hearing Request 3/23/2022: P-PHS 3/23/2022: R-PHS 3/24/2022: P-PHS/Hearing Asst 5/13/2022: P-MTC 5/13/2022: Order Continuance/Reassignment 7/6/2022: NOH 7/29/2022: P-MTC 7/29/2022: Order Reassignmt 7/29/2022: NOH 8/1/2022: P-Email rec'd OAH 9/13/2022: P-2nd MTC 9/13/2022: Order deny P-MTC

**PENDING ADMINISTRATIVE CASES  
NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION**

Petitioner	County OAH Case No. ALJ	Violation(s)	Scheduling Order	Hearing Date	Status
<b>Devenport, Monty II</b>  <b>Counsel:</b> H. Clifton Hester Hester, Grady & Hester PO Box 130 Elizabethtown, NC 28337 chester@hghgp.com	22 DOJ 00667 Vance Bawtinheimer	12 NCAC 10B.0204(d)(1): Class B misd. after appointment  12 NCAC 10B.0301(a)(7): Failure to notify		6/2/2022 Jacksonville	2/22/2022: Case opened 2/23/2022: Initial Forms 3/22/2022: P-PHS 3/23/2022: R-PHS 3/25/2022: Motion-Virtual Test.  3/30/2022: Order for response to motion to allow virtual testimony 4/12/2022: Response rec'd 5/19/2022: NOH 6/1/2022: Joint Stipulations 7/18/2022: Order P-file PFD 8/1/2022: P-PFD 9/6/2022: ALJ PFD 9/7/2022: NOR Ltr
<b>Hallberg, Richard</b>	22 DOJ 02070 Henderson Sutton	12 NCAC 10B.0301(a)(8): LGMC  12 NCAC 10B.0204(b)(2): Fail to meet/maintain min. employment standards		Week of 10/3/2022 Waynesville	5/31/2022: Case opened 6/2/2022: Initial docs 7/5/2022: R-PHS 7/11/2022: 2nd Order P-PHS 8/10/2022: Order update Ps contact information 8/11/2022: Order XT P-PHS 8/15/2022: Order Continuance 9/13/2022: R-MTD



**PENDING ADMINISTRATIVE CASES  
NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION**

Petitioner	County OAH Case No. ALJ	Violation(s)	Scheduling Order	Hearing Date	Status
<p><b>Inman, Raymond Daryl</b></p> <p><b>Counsel:</b> John R. Sutton, Jr. THE SUTTON FIRM, PA P.O. Box 145 Candler, NC 28715 828-667-5476</p>	<p>22 DOJ 02069 Haywood Malherbe</p>	<p>12 NCAC 10B.0103(10)(b): Class B misdemeanor after appt.</p>		<p>Week of 10/31/2022 Waynesville</p>	<p>5/31/2022: Case opened 6/2/2022: Initial docs 7/1/2022: P-MTC 7/5/2022: Order XT PHS 7/5/2022: R-PHS 8/17/2022: Motion to allow virtual testimony 8/23/2022: P-NOA, MTC and Resp to R-M virtual testimony 8/24/2022: Order Continuance and 2nd Order X Time-PHS and Order of Reassignment 9/1/2022: Order allow VT 9/13/2022: P-PHS</p>
<p><b>Craft, Matthew Scott</b></p> <p><b>Counsel:</b> Brian Aus PO Box 1345 Durham, NC 27702 919-666-7690 brianauslaw@gmail.com</p>	<p>22 DOJ 02059 Person Morrison</p>	<p>12 NCAC 10B.0204(d)(1): Class B misdemeanor after appointment</p>		<p>10/6 &amp; 10/7/2022 Raleigh</p>	<p>5/27/2022: Case opened 5/31/2022: Initial docs 6/27/2022: P-PHS 6/29/2022: R-PHS 7/12/2022: Order Reassignmt 7/13/2022: P-NOA 8/31/2022: NOH</p>
<p><b>Sizemore, George Keith</b></p>	<p>22 DOJ 02316 Yadkin Dills</p>	<p>12 NCAC 10B.0301(a)(8): Failure to Notify 12 NCAC 10B.0204(d)(1): Class B misdemeanor after appointment</p>	<p>10/3/2022: Discovery period ends 10/10/2022: Dispositive motions period ends</p>	<p>Week of 10/24/2022 High Point</p>	<p>6/17/2022: Case opened 6/21/2022: Initial docs 7/19/2022: R-PHS 7/21/2022: P-PHS/Hear Asst</p>

**PENDING ADMINISTRATIVE CASES  
NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION**

Petitioner	County OAH Case No. ALJ	Violation(s)	Scheduling Order	Hearing Date	Status
<b>Williams, James Daryl</b>	22 DOJ 02578 Martin Turrentine	12 NCAC 10B.0204(b)(2): Fail to meet/maintain min. employment standards	10/24/2022: Discovery period ends 10/31/2022: Dispositive motions period ends	Week of 11/14/2022 Farmville	7/8/2022: Case opened 7/12/2022: Initial docs 8/8/2022: R-PHS filed 9/2/2022: 2nd Order P-PHS 9/13/2022: P-PHS
<b>Moore, Kevin</b>	22 DOJ 03174 Harnett Bawtinheimer	12 NCAC 10B.0301(a)(8): Failure to notify	9/22/2022: PHS period ends 11/21/2022: Discovery period ends 11/28/2022: Dispositive motions period ends	Week of 12/12/2022 Fayetteville	8/19/2022: Case opened 8/23/2022: Initial docs
<b>Taylor, Dylan Kimsey</b>	22 DOJ 03175 Wake Nelson	12 NCAC 10B.0204(d)(3): Combination of Class B misd.	9/22/2022: PHS period ends 11/21/2022: Discovery period ends 11/28/2022: Dispositive motions period ends	Week of 12/12/2022 Raleigh	8/19/2022: Case opened 8/23/2022: Initial docs
<b>Gaddis, Robert Shawn</b>	22 DOJ 03415 Haywood Sutton	12 NCAC 10B.0204(c)(1)(2): Mat. Misrepresentation	10/12/2022: PHS period ends 11/14/2022: Discovery period ends 11/21/2022: Dispositive motions period ends	Week of 12/5/2022 Waynesville	9/7/2022: Case opened 9/12/2022: Initial docs
<b>Covell, Jacquelyn</b>	22 DOJ 03476 Currituck Byrne	12 NCAC 10B.0301(a)(8): Failure to notify	10/13/2022: PHS period ends 11/21/2022: Discovery period ends 11/28/2022: Dispositive motions period ends	Week of 12/12/2022 Ayden	9/12/2022: Case opened 9/13/2022: Initial docs
<b>Drakeford, Calvin Lemorse</b>	22 DOJ 03475 Guilford Dills	12 NCAC 10B.0204(c)(1)(2): Material misrepresentation	11/13/2022: PHS period ends 11/21/2022: Discovery period ends 11/28/2022: Dispositive motions period ends	Week of 12/12/2022 High Point	9/12/2022: Case opened 9/13/2022: Initial docs

**PENDING ADMINISTRATIVE CASES  
NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION**

Petitioner	County OAH Case No. ALJ	Violation(s)	Scheduling Order	Hearing Date	Status
<b>Sands, Emileigh</b>	22 DOJ 03474 Macon Sutton	12 NCAC 10B.0204(c)(1)(2): Material misrepresentation	10/13/2022: PHS period ends 11/14/2022: Discovery period ends 11/21/2022: Dispositive motions period ends	Week of 12/5/2022 Waynesville	9/12/2022: Case opened 9/13/2022: Initial docs
<b>NEW CASES:</b> (Cases opened from 6/1/2022 to 9/13/2022): <b>8</b>					
<b>CLOSED CASES:</b> (Cases opened from 6/1/2022 to 9/13/2022): <b>7</b>					
<b>TOTAL ACTIVE CASES: 21</b>					

**PENDING ADMINISTRATIVE CASES  
NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION**

Petitioner	County OAH Case No. ALJ	Violation(s)	Scheduling Order	Hearing Date	Status
<b>PJR FILED CASES</b>					
<b>David, Joshua Orion</b>  <u>Counsel:</u> Barry K. Henline 115 N. 6th Street Wilmington, NC 28401 barryhenline@outlook.com	Sampson 19 DOJ 01622 Ward  PJR 20 CVS 695 Duplin County Andrew Heath	0301(a)(8): LGMC			08/05/2020: Civil Summons, PJR and Stay of FAD 8/6/2020: Calendar request and proposed NOH 8/10/2020: Motion for Stay granted 8/28/2020: R-Response to PJR (filed 9/2020) 7/25/2022: NOA Filed [RJP] <b>PETITIONER HAS NOT YET SCHEDULED HEARING</b>
<b>Brian Kenneth Wayne</b>  <u>Counsel:</u> E. Lee Turner, Jr. PO Box 990 Raleigh, NC 27602	Vance 18 DOJ 05183 Overby (reassign. 11/21) Wake 19 CV 011339	0301(a)(8): LGMC  0204(b)(2): Failure to notify  0204(a)(1): COMM felony	STATUS OF 7/5/2022 HEARING PENDING		8/20/2019: PJR filed 9/10/2019: Response to PJR 07/04/2022: Trial Calendar 07/21/2022: NOA Mailed (RJP)
<b>Zughbi, Mahmoud Omar</b>  <u>Counsel:</u> David H. Harris, Jr. Linck Harris Law Group 2530 Meridan Parkway Suite 300 Durham NC 27713 dharris@linckharris.com	Durham 19 DOJ 01617 Overby  Nash 20 CVS1066	0204(d)(1): COMM Class B misd.  0204(a)(1): COMM felony	February hearing did not take place. P-counsel submitted a calendar request for a trial date (December 12, 2022).	2/7/2022 Nash County  12/12/2022 TENTATIVE	8/1/2020: Filed FAD 8/31/2020: P-PJR filed 10/30/2020: R-Response to PRJ filed in Nash County 1/11/2022: Trial Calendar 4/13/2022: Case Status Form P filed calendar request for PJR hearing 06/02/2022: NOA Mailed [RJP]

**PENDING ADMINISTRATIVE CASES  
NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION**

Petitioner	County OAH Case No. ALJ	Violation(s)	Scheduling Order	Hearing Date	Status
<p><b>DeValle, Maurice (ACC)</b></p> <p><b>Counsel:</b> J. Michael McGuinness P.O. Box 952 Elizabethtown, NC 28337 910-862-7087 jmichael@mcguinnesslaw.co m</p>	<p>Columbus 20 CVS 1273 Judge James Bell</p>			<p>10/29/2021</p>	<p>12/8/2020: Served PJR (unfiled) 1/15/2021: R-Response to PJR 10/29/2021: Hearing 11/12/2021: Proposed Orders 11/22/2021: Order issued 12/20/2021: Notice of R-Appeal 1/20/2022: Served transcript docs (McGuinness, Gore, Sealey) 2/4/2021: Served ROA and 9(d) 3/3/2022: Rec'd Ps objections and proposed amendments to ROA 3/14/2022: Stipulations to ROA signed by counsel for Appellee 3/25/2022: Filed Record on Appeal 4/20/2022: Filed Motion for Extension 4/21/2022: Order granting motion 5/31/2022: D - Brief filed</p>