

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

**DATE:** September 19, 2024

**TIME:** 1:00 P.M.

**LOCATION:** The Lodge at Flat Rock  
42 McMurray Road, Flat Rock, North Carolina, 28731

**SUBMITTED BY:** Richard Squires, Director

**I. CALL TO ORDER**

**Vice Chair Sheriff Jack Smith**

The North Carolina Sheriffs' Education and Training Standards Commission's Final Agency Decision meeting was called to order by Sheriff Jack Smith on Thursday, September 19, 2024. Vice Chair Jack Smith welcomed everyone to Henderson County. Vice Chair Smith requested a roll call of Commission members. Alex Radford recorded the following:

**MEMBERS PRESENT**

**MEMBERS ABSENT**

Sheriff Jack Smith	Sheriff Shelton White (Probable Cause)
Sheriff Alan Norman	Sheriff Jeff Crisco (Probable Cause)
Sheriff James McVicker	Sheriff Mike Roberson (Probable Cause)
Sheriff Lowell Griffin	Sheriff Don Brown (Probable Cause)
Sheriff Banks Hinceman	Sheriff Ed McMahon (Probable Cause)
Sheriff Van Shaw	
Sheriff Terry Johnson	
Sheriff Chip Hughes	
Mr. George Dunlap	
Mr. Marc Nichols	
Ms. Jennifer Fisher	

Mr. Jamie Markham

**September 19, 2024, Minutes – N.C. Sheriffs’ Education and Training Standards Commission – Final Agency Decisions**

**STAFF**

Richard Squires	North Carolina Sheriffs' Standards Division
Alex Radford	North Carolina Sheriffs’ Standards Division
Chris Brooks	North Carolina Department of Justice
Joy Strickland	North Carolina Department of Justice

Alex Radford announced that a quorum was present.

Vice Chair Smith 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.

Vice Chair Smith welcomed everyone to the North Carolina Sheriffs’ Training and Standards Commission meeting and asked the visitors to stand and introduce themselves.

**VISITORS**

Barry K. Henline	Counsel for Darien K. Herbin
Michael Gross	Counsel for John Galloway
Jimmy Barmer	Northampton County Sheriff’s Office
Mark Dockery	Alamance County Sheriff’s Office
Mantrese Dodson	Alamance County Sheriff’s Office
Darien Herbin	Alamance County Sheriff’s Office
Sheriff Aaron Ellenburg	Rutherford County Sheriff’s Office
Jeslynn Hill	Rutherford County Sheriff’s Office
Latoya Melton	Mecklenburg County Sheriff’s Office
Eddie Caldwell	North Carolina Sheriffs’ Association
Lauren Earnhardt	North Carolina Sheriffs’ Association
Leslie Cooley Dismukes	North Carolina Department of Justice
Benjamin Zellinger	North Carolina Department of Justice

**II. OATHS**

Vice Chair Smith asked Alex Radford to administer oaths for re-appointed members, Sheriff Jack Smith, Sheriff Don Brown, Sheriff Jeff Crisco, Sheriff Lowell Griffin, Sheriff Alan Norman and newly appointed member Sheriff Banks Hinceman.

**III. ELECTION OF CHAIR**

**Sheriff Jack Smith**

Vice Chairman Smith opened the floor for any recommendations for Chair of the Sheriffs’ Commission.

A <b>MOTION</b> was made by Sheriff Terry Johnson to elect Alan Norman as Chair; seconded by Sheriff James McVicker.
A <b>MOTION</b> was made by Sheriff Shelton White to elect Jack Smith as Chair; seconded by Sheriff Alan Norman.

Sheriff Mike Roberson closed the meeting for nominations. Alex Radford passed ballots out for individuals. The official numbers were:

- Sheriff Alan Norman (9 votes)
- Sheriff Jack Smith (4 votes)
- Retired Sheriff Alan Jones (1 vote)

Sheriff Alan Norman was elected as Chair of the Commission

**IV. ELECTION OF VICE-CHAIR**

**Sheriff Alan Norman**

Chairman Norman opened the floor for any recommendations for Vice-Chair of the Sheriffs’ Commission.

A <b>MOTION</b> was made by Sheriff Lowell Griffin to elect Sheriff Van Shaw as the Vice-Chair of the North Carolina Sheriffs’ Commission; seconded by Sheriff Don Brown. <b>MOTION CARRIED</b>
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**V. APPROVAL OF JUNE FAD MINUTES**

**Sheriff Alan Norman**

Chairman Norman requested a motion to approve minutes for the June 20, 2024, Final Agency Decisions.

A **MOTION** was made by Sheriff Lowell Griffin to approve the minutes from the June 20, 2024, Final Agency Decision meeting; seconded by Sheriff Chip Hughes. **MOTION CARRIED**

**VI. FINAL AGENCY DECISION**

**Joy Strickland**

**\*Darrien K. Herbin**

Sheriff Terry Johnson Recused himself from the discussion.

Mr. Herbin was not present proceedings. Attorney Barry K. Henline was representing Mr. Herbin. Mrs. Joy Strickland presented oral arguments regarding the case against Herbin. Mr. Herbin is a Certified Detention Officer with the Alamance County Sheriff's Office. In 2019, Mr. Herbin was a certified officer with the Forsyth County Sheriff's Office and was charged with a Class B Misdemeanor Go Armed to Terror People. At Mr. Herbin’s hearing, and it was disclosed that he was chasing his cousin down and firing a rifle in the air to intimidate him for stealing a pair of shoes from him. The Commissions counsel recommends that his justice officer certification be revoked for a period of five years.

The petitioner’s attorney, Barry K. Henline presented oral arguments regarding the case. Mr. Henline acknowledged that Mr. Herbin committed a commission offense crime. Petitioner exercised poor judgement and engaged in dangerous conduct. He has since completed a gun safety course and an anger management course. He asked the Commission to adopt the decision of the Administrative Law Judge.

Chair Norman asked the Commission if there were any questions.

A **MOTION** was made by Sheriff Alan Norman to enter closed session; seconded by Commissioner George Dunlap. **MOTION CARRIED**

A **MOTION** was made by Commissioner Marc Nichols to enter open session; seconded by Sheriff Lowell Griffin. **MOTION CARRIED**

A **MOTION** was made by Commissioner Marc Nichols in the matter of Darien K. Herbin; Adopt the proposed final agency decision with the change that the petitioner’s officer’s certification be **SUSPENDED** for a period of **THREE** years and that suspension be suspended and be placed on probation for a period of probation of **ONE** year, under the usual terms of probation; seconded by Sheriff Van Shaw. **MOTION CARRIED.**

**\*Jeslynn Ryan Hill**

Ms. Hill was present for the proceedings while also accompanied by Sheriff Aaron Ellenburg. Mrs. Joy Strickland presented oral arguments regarding the case against Ms. Hill. Ms. Hill is an applicant for Detention Officer Certification with the Rutherford County Sheriff’s Office. A few years ago, she engaged in a romantic relationship with a supervisor working with the Shelby Police Department. There was a situation while in the relationship, she was renovating a home with the individual and someone at a party informed her that her boyfriend was with another person in their renovated home. She began to breakout windows of the individual’s personal car and act aggressively. Today, Ms. Hill continues to maintain her distance from her past relationship. The recommendation from the Commission’s Legal Counsel is to grant her certification and place her on a two-year probation period.

Ms. Hill was asked to speak about the circumstances. She stated that she has overcome significant adversity and Thorley expressed that she wanted a second chance for her actions.

Chairman Norman asked the Commission if there were any more questions.

A **MOTION** was made by Sheriff Terry Johnson to enter closed session; seconded by Sheriff James McVicker. **MOTION CARRIED**

A **MOTION** was made by Commissioner George Marc Nichols to enter open session; seconded by Sheriff James McVicker. **MOTION CARRIED**

A **MOTION** was made by Sheriff Chip Hughes in the matter of Jeslynn Ryan Hill; to **ADOPT** the proposed final agency decision; seconded by Sheriff Terry Johnson. **MOTION CARRIED.**

**\*Latoya Shaunice Melton**

Ms. Melton was present for the proceedings. Mrs. Joy Strickland presented oral arguments regarding the case against Ms. Melton. Ms. Melton currently hold Detention Officer Certification with the Mecklenburg County Sheriff’s Office. While applying with the Sheriff’s Office, on her F-8 background, she stated that she never used drugs before. It had been reviewed and, on her F-3 she stated that she did use Marijuana so that opened an investigation for material misrepresentation with the Sheriffs’ Standards Division. The ALJ proposed that her certification be granted, but Ms. Strickland has exceptions for that proposed decision, which are provide a written reprimand and for her to be placed on probation for two years.

Ms. Melton was asked to speak regarding the case. She apologized for the inconsistency in her application and did not intend to mislead the commission with her drug use.

Chairman Norman asked the Commission if there were any questions.

A **MOTION** was made by Commissioner Marc Nichols to enter closed session; seconded by Sheriff Lowell Griffin. **MOTION CARRIED**

A **MOTION** was made by Sheriff Chip Hughes to enter open session; seconded by Sheriff Lowell Griffin. **MOTION CARRIED**

A **MOTION** was made by Commissioner George Dunlap in the matter of Latoya Shaunice Melton; **ADOPT** the proposed final agency decision, with the necessary corrections in grammar, provided that grammar errors be correct, strongly recommend she be drug tested; seconded by Sheriff Terry Johnson. **MOTION CARRIED.**

**\*John Galloway**

Mr. Galloway was not present for the proceedings. Attorney Michael Gross was representing Mr. Galloway. Mrs. Joy Strickland presented oral arguments regarding the case against Mr. Galloway. Mr. Galloway was an applicant for Deputy Sheriff with the Brunswick County Sheriff's Office. During an investigation with the Sheriffs’ Standards Division, petitioners’ application for appointment and certification, a check for criminal history revealed that petitioner hands failed to list a charge of shoplifting/ petit larceny in violation of Virginia. The charge is listed as a Class B Misdemeanor in North Carolina. The petitioner committed the Class B Misdemeanor offense of Virginia’s “Shoplifting, Petit Larceny, violation of 18, 2-103 and committed four or more Class B Misdemeanors and the petitioner committed a felony. Proposed Final Agency Decision recommends petitioner’s certification be granted and be places on a three-year probation period.

A **MOTION** was made by Commissioner Marc Nichols to enter closed session; seconded by Sheriff Terry Johnson. **MOTION CARRIED**

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

A **MOTION** was made by Sheriff Terry Johnson in the matter of John Galloway; **ADOPT** the proposed final agency decision with the additional determination that the petitioner committed a material misrepresentation on the application with the exclusion of the Virginia offense of shoplifting/Petite Larceny. 12 NCAC 10B .0205 (2)(b), the certification is **DENIED** for a period not less than **FIVE** years. The petitioner committed four or more class B misdemeanors. Under 12 NCAC 10B .0205 the certification be **DENIED INDEFINITELY**. As to the commission of a felony, the certification be **DENIED** permanently; seconded by Sheriff James McVicker. **MOTION CARRIED.**

**VII. LEGAL COUNSEL’S REPORT**

**Joy Strickland**

Mrs. Joy Strickland summarized the Legal Counsel’s Report, and reviewed the various stages of litigation for the administrative cases as follows:

- 23 active cases.
- 4 cases closed since the June 20, 2024, meeting.
- 2 cases pending judicial review

**VI. RECESS**

A **MOTION** by Commissioner March Nichols to recess the September 2024 Sheriff’s Final Agency Decision meeting:  
Seconded by Sheriff Van Shaw. **MOTION CARRIED**



**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>Quintana, Archie</b>  <b>Counsel:</b> J. Michael McGuinness PO Box 952 Elizabethtown, NC 28337 910-862-7087 jmichael@mcguinnesslaw.com	23 DOJ 02639 Raleigh Nelson	12 NCAC 10B.0301(a)(9): LGMC		December 2024 or January 2025 hearing date	6/2/2023: Case opened 6/5/2023: Initial docs 7/3/2023: P-PHS 7/5/2023: R-PHS 7/10/2023: Order granting motion and Notice CV 7/12/2023: P-Motion to modify scheduling order 7/24/2024: R-response to P motion to modify sched order 7/24/2023: Amend Sched Ord 8/15/2023: Amend Sched Ord 8/31/2023: Resp to P-Interrog 11/27/2023: P-Motion to Modify Scheduling Order 11/27/2023: Amend Sched Ord 2/21/2024: Order granting P more time for discovery 2/21/2024: P-Motion to Modify Scheduling Order (Discovery) 3/11/2024: NOH 4/18/2024: R-MTC 4/22/2024: Order Continuance and Notice of Hearing 5/24/2024: P-Amended PHS 6/13/2024: Joint MTC 6/13/2024: Order grant JT MTC 7/12/2024: Order XT status rpt

**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>Galloway, John</b></p> <p><b>Counsel:</b>  Mikael R. Gross  11510 Auldbury Way  Raleigh, NC 27617  919-791-5887  grosslawoffices@gmail.com</p>	<p>23 DOJ 02642  Brunswick  Morris</p>	<p>12 NCAC 10B.0204(d)(5):  Combination of Class A &amp; B  misd.</p> <p>12 NCAC 10B.0204(a)(1):  COMM of felony</p> <p>12 NCAC  10B.0204(c)(1)(2): Mat.  misrepresentation</p>	<p>FAD SEPTEMBER 2024</p>	<p>3/11/2024  Jacksonville</p>	<p>6/2/2023: Case opened  6/5/2023: Initial docs  7/5/2023: R-PHS // P-PHS  8/4/2023: R-Discovery to P  8/30/2023: Joint Stipulations  8/30/2023: NOH  8/30/2023: M-Protect Order  8/30/2023: Consent Order  8/31/2023: Protective Order  9/12/2023: P-MIL &amp; Brief  9/12/2023: Req Resp to Motion  9/14/2023: R-Resp to P-MIL  9/15/2023: P-Reply to R-  Responses to P-Brief &amp; MIL  10/18/2023: Motion grant MIL  10/18/2023: R-MTC  10/18/2023: Order Cont/NORH  1/11/2024: P-MSJ  1/12/2024: Order deny P-MSJ  1/12/2024: Memo P-MSJ  1/16/2024: Req Resp to Motion  1/16/2024: Joint MTC  1/17/2024: Order Cont/NORH  1/26/2024: MXT to respond MSJ  1/26/2024: Order granting XT  2/2/2024: Resp. to P-MSJ  2/6/2024: P-Legal Brief  2/15/2023: NOH on MSJ  3/12/2024: Post Hearing Order  4/26/2024: Transcript filed  5/28/2024: R &amp; P PFD  6/28/2024: ALJ PFD Notice</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>Cannon, Michael Thomas [HC]</b>  <b>Counsel:</b> Robert O. Crawford III 4242 Six Forks Road Suite 1550 Raleigh, NC 27609 984-220-8280 bob@crawfordlaw.biz	23 DOJ 02859 Edgecombe Duke	12 NCAC 10B.0204(d)(5): Combination of Class A & B misd.  12 NCAC 10B.0204(c)(1)(2): Mat. misrepresentation	<b>FAD SEPTEMBER 2024</b> <b>Continued at Petitioner's</b> <b>request</b> <b>FAD</b> <b>NOVEMBER 2024</b>	10/16/2023 Raleigh	6/16/2023: Case opened 6/19/2023: Initial docs 7/5/2023: P-NOA 7/19/2023: R-PHS 7/28/2023: P-PHS 9/12/2023: NOH 9/12/2023: Motion CV 10/17/2023: Order to file admitted exhibits and PFD 10/17/2023: Prehearing Order and Stipulations 10/23/2023: OAH Trans K 11/28/2023: Transcript filed 12/18/2023: P-MXT File PFD 12/21/2023: Order XT 1/26/2024: R-MXT 1/29/2024: Order XT 2/5/2024: R-PFD 2/5/2024: P-PFD 5/9/2024: ALJ PFD 5/15/2024: 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
Rein, Margaret [JPC]	23 DOJ 03114 Henderson Sutton	12 NCAC 10B.0204(a)(1): COMM of felony  12 NCAC 10B.0204(d)(5): Class A & B comb.	FAD NOVEMBER 2024	Tried on 5/10/2024 Waynesville	7/3/2023: Case opened 7/6/2023: Initial docs 7/10/2023: Initial docs 8/8/2023: R-PHS 8/14/2023: Request for Response to MTD 8/16/2023: P-PHS 9/6/2023: Order deny MTD 10/4/2023: NOH 10/27/2023: R-MTC 10/30/2023: Order Continuance 12/6/2023: NOH 12/20/2023: R-MTC (Joint) 12/22/2023: Order Continuance 02/06/2024: NOH 2/8/2024: R-Motion to allow remote testimony 2/20/2024: Order granting R- Motion allowing remote test 2/28/2024: Order Continuance 4/12/2024: NOH 4/12/2024: R-Motion to Allow Remote Testimony 4/15/2024: Order granting motion to allow remote test. 5/13/2024: Post Order Order 5/17/2024: OAH Transcript K 5/30/2024: Rec'd PDF Transc. 7/10/2024: Transcript filed 7/12/2024: R-PED 8/23/24

**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>Herbin, Darien K.</b></p> <p><u>Counsel:</u>            Barry K. Henline            PO Box 15862            Wilmington, NC 28408            910-523-6831            barrykhenline@outlook.com</p>	<p>Guilford            23 DOJ 04885            Dills</p>	<p>12 NCAC 10B.0204(d)(1):            Class B misd. after appt.</p>	<p><b>FAD SEPTEMBER 2024</b></p>	<p>4/23/2024            High Point</p>	<p>11/17/2023: Case opened            11/22/2023: Initial docs            12/1/2023: R-PHS            12/21/2023: P-NOA            12/22/2023: P-PHS            1/26/2024: NOH            3/14/2024: P-MTC            3/15/2024: NOH 4/23/2024            Hearing held R- PFD            P- PFD ALJ-            PFD Notice of            Rights letter Exceptions</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>Edmond, Kevin M.</b></p> <p><b>Counsel:</b>  Donavan Hylarides  Wyatt Early Harris Wheeler  LLP  1912 Eastchester Drive  Suite 400  High Point, NC 27265  dhylarides@wehwlaw.com</p>	<p>Guilford  23 DOJ 05110  Dills</p>	<p>12 NCAC 10B.0204(a)(1):  Commission of Felony</p> <p>12 NCAC 10B.0301(a)(12):  LGMC</p>	<p>FAD NOVEMBER 2024</p>	<p>Tried on  5/29/2024  High Point</p>	<p>12/8/2023: Case opened  12/11/2023: Initial docs  1/8/2024: R-PHS  1/10/2024: P-PHS  1/12/2024: P-request discov  1/23/2024: R-responses to P-  Interrogatories  3/12/2024: NOH  3/20/2024: P-MTC  3/22/2024: Order Continuance  4/15/2024: NOH  5/20/2024: Joint Stipulations  5/29/2024: Post hearing order  5/30/2024: OAH Transcript K  7/5/2024: Transcript Rec'd  7/17/2024: R-PFD 7/31/2024  P-PFD 09/09/2024 ALJ PFD  09/11/2024 Notice of Rights  Letter</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>Torrance, Christopher</b>	Pitt 23 DOJ 05111 Turrentine	12 NCAC 10B.0204(d)(1): Class B misc. after appt.	<b>FAD NOVEMBER 2024</b>	4/16/2024 Ayden	12/8/2023: Case opened 12/11/2023: Initial docs 1/8/2024: P-PHS 1/9/2024: R-PHS 3/7/2024: NOH & Pretrial Ord 4/5/2024: Joint Stipulations 4/18/2024: OAH Transcript K 4/22/2024: Post-hearing Order 5/30/2024: R-PFD 6/10/2024: P-PFD 6/17/2024: Transcript 7/25/2024 ALJ PFD Notice of Rights Letter
<b>Aboussleman, Alex W.</b>  <b>Counsel:</b> Daniel Allen Meier Meier Law Group PLLC 100 E. Parrish Street Suite 300 Durham, NC 27701 daniel@meierlegal.com	Durham 23 DOJ 05109 Byrne	12 NCAC 10B.0204(d)(1): Class B misc. after appt.  12 NCAC 10B.0204(d)(3): Comb. of 4 or more Class B misd.  12 NCAC 10B.0301(12): LGMC	<b>FAD NOVEMBER 2024</b>	6/27-28/2024 Raleigh	12/8/2023: Case opened 12/11/2023: Initial docs 1/10/2024: R-PHS 1/10/2024: NOH 1/10/2024: Amended NOH 1/10/2024: P-PHS 2/9/2024: Amended NOH 6/4/2024: R-M Rem Test 6/5/2024: Req for Resp to M 6/11/2024: P-Obj to Rem Test 6/13/2024: Order deny motion 6/14/2024: NORH 7/3/2024: OAH Transcript K 08/27/24 ALJ Issued PFD Notice of Rights Letter

**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>Caro, Roy</b>  <b>Counsel:</b> Barry K. Henline 115 N. 6th Street Wilmington, NC 28401 (910) 444-4811 barrykhenline@outlook.com	Onslow 23 DOJ 05278 Morris	12 NCAC 10B.0204(a)(1): Commission of Felony  12 NCAC 10B.0301(a)(12): LGMC	<b>FAD NOVEMBER 2024</b>	4/17/2024 Jacksonville	12/22/2023: Case opened 1/2/2024: Initial docs 1/4/2024: P-PHS 1/23/2024: R-PHS 2/29/2024: NOH 4/17/2024: Post-hearing Order 4/24/2024: OAH Transcript K 5/24/24: Transcript filed 6/18/2024: P-PFD 6/19/2024: R-PFD 8/2/2024 ALJ PFD Notice of Rights Letter
<b>Melton, Latoya Shaunice</b>	Mecklenburg 24 DOJ 00311 Dills	12 NCAC 10B.0204(c)(1)(2): Mat. misrepresentation	<b>FAD SEPTEMBER 2024</b>	5/6/2024 Charlotte	
<b>Kimbrell, Timothy G.</b>  <b>Counsel:</b> Garland F. Byers, Jr. PO Box 3386 Shelby, NC 28151 (704) 669-5419 gbyersjr@outlook.com	Cleveland 24 DOJ 00705 Dills	12 NCAC 10B.0301(a)(12): LGMC		Tried on 7/22/2024 High Point	2/26/2024: Case opened 2/27/2024: Initial docs 3/14/2024: R-PHS 4/8/2024: 2nd Order P-PHS 4/18/2024: P-PHS 5/9/2024: NOH 5/10/2024: Amended NOH 5/31/2024: P-NOA/MTC 5/31/2024: Order Continuance 6/14/2024: NOH 07/24/2024 Filed Transcript Contract



**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>Phillips, Joshua Andrew</b>	Cleveland 24 DOJ 00711 Dills	12 NCAC 10B.0301(a)(12): LGMC		Tried 8/26/2024 Winston Salem	2/26/2024: Case opened 2/27/2024: Initial docs 3/14/2024: R-PHS 4/8/2024: 2nd Order P-PHS 4/29/2024: R-MTD 4/30/2024: Order-Resp Dism 5/9/2024: NOH 5/14/2024: P-Resp to MTD 5/22/2024: Dismissal Denied 5/29/2024: P-MTC 5/30/2024: Order Continuance 6/14/2024: NOH 6/28/2024: Motion to Allow Remote Testimony 6/28/2024: Order-P to respond 7/12/2024: Order-remote test. 7/15/2024: P-MTC 7/15/2025: Order Continuance 7/16/2024: NOH 08/225/2024 Hearing            Post Hearing Order

**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>Hill, Jeslynn Ryan</b>	Cleveland 24 DOJ 00710 Dills	12 NCAC 10B.0204(d)(1): Class B Misd. after appt.	<b>FAD SEPTEMBER 2024</b>	6/3/2024 Morganton	2/26/2024: Case opened 2/27/2024: Initial docs 3/14/2024: R-PHS 4/8/2024: 2nd Order P-PHS 4/29/2024: R-MTD 4/30/2024: Order Resp MTD 5/9/2024: NOH 5/22/2024: Order Denial MTD 5/29/2024: P-PHS 6/3/2024: Post hearing order 6/18/2024: OAH Transcript K 7/15/2024: Transcript filed 7/17/2024: R-PFD 7/25/2024 ALJ-PFD Notice of rights letter
<b>Poteat, Craig Andrew</b>  <b>Counsel:</b> Mikael R. Gross 11510 Auldbury Way Raleigh, NC 27617 (919) 791-5887 grosslawoffices@gmail.com	Iredell 24 DOJ 02403 Sutton	12 NCAC 10B.0301(a)(12): LGMC		10/3/2024 Morganton	6/24/2024: Case opened 6/24/2024: P-NOA 6/26/2024: Initial docs 7/15/2024: R-PHS 07/29/2024 P- PHS 08/02/2024 Protective order entered 08/14/2024 Discovery request sent to P; response received Discovery from P; response sent 09/13/024 P- MSJ
<b>Slycord, Lynn Burns</b>	Cleveland 24 DOJ 02400 Sutton	12 NCAC 10B.0204(d)(3): Class B Misd. Comb.		10/3/2024 Morganton	6/24/2024: Case opened 6/26/2024: Initial docs 7/15/2024: R-PHS 07/24/2024 P- PHS NOH

**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>Taylor, Trenton Allen</b>  <b>Counsel:</b> William L. Hill Frazier Hill & Fury 2307 W. Cone Blvd. Suite 260 Greensboro, NC 27408 (336) 378-9411	Guilford 24 DOJ 02402 Dills	12 NCAC 10B.0204(d)(6): Class B Misd. after appt.  12 NCAC 10B.0301(a)(12): LGMC	9/30/2024: Discovery period ends 10/7/2024: Dispositive motions period ends	Week of 10/21/2024 High Point	6/24/2024: Case opened 6/26/2024: Initial docs 7/15/2024: R-PHS 07/22/2024 P-PHS
<b>Foster, Darrion James</b>	Union 24 DOJ 02500 Evans	12 NCAC 10B.0204(d)(1): Class B Misd. after appt.	8/1/2024: PHS period ends 10/14/2024: Discovery period ends 10/21/2024: Dispositive motions period ends	Week of 11/4/2024 Charlotte	7/1/2024: Case opened 7/2/2024: Initial docs 7/15/2024: R-PHS
<b>Polk, Lateshia Maquia</b>  <b>Counsel:</b> Daniel Meier Meier Law Group PLLC 100 E. Parrish St., Ste 300 Durham, NC 27701 (919) 455-380 daniel@meierlegal.com	Wake 24 DOJ 02657 Lassiter	12 NCAC 10B.0204(a)(1): Commission of Felony  12 NCAC 10B.0204(d)(1): Class B Misd. after appt.  12 NCAC 10B.0204(d)(5): Class A & Class B Misd. [combination]	10/28/2024: Discovery period ends 11/4/2024: Dispositive motions period ends	Week of 11/18/2024 Raleigh	7/12/2024: Case opened 7/15/2024: Initial docs 7/15/2024: R-PHS 08/12/2024 P-PHS

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

Petitioner	County OAH Case No. ALJ	Violation(s)	Scheduling Order	Hearing Date	Status
Lashly, Michael	24 DOJ 03310		9/25/24: PHS period ends Discovery period ends Dispositive motion period ends	Week of 12/9/2024	8/26/24 Case opened 8/28/24 Initial Docs R- PHS
Pate, David	24 DOJ 03484 Sutton		10/10/24: PHS period ends Discovery period ends Dispositive motion period ends	Week of 1/13/2025	09/09/2024 Case opened Initial Docs R- PHS
McCaskill, Alexandra	24 DOJ 03486		10/10/24: PHS period ends Discovery period ends Dispositive motion period ends	Week of 1/6/2025	9/10/24 Case opened Initial Docs R- PHS
<b>NEW CASES: 8</b> (Cases opened from 06/20/2024 to 09/17/2024):  <b>CLOSED CASES: 4</b> (Cases closed from 06/20/2024 to 09/16/2024):  <b>TOTAL ACTIVE            CASES: 23</b>					
<b>PJR FILED CASES</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>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	<u>0301(a)(8):</u> LGMC  <u>0204(b)(2):</u> Failure to notify  <u>0204(a)(1):</u> COMM felony	11/14/2023: Counsel for Commission emailed opposing counsel re case status  1/2024: Counsel for Commission contacted opposing counsel via phone and left a voice message about the matter. Attorney to file dismissal.		8/20/2019: PJR filed 9/10/2019: Response to PJR 07/04/2022: Trial Calendar 07/21/2022: NOA Mailed (RJP)
<b>Deese, Scottie</b>  <u>Counsel:</u> Barry K. Henline PO Box 15862 Wilmington, NC 28408 910-523-6831 barrykhenline@outlook.com	23 CVS 1387 Robeson			Week of 10/7/2024 Lumberton	5/15/2023: Complaint/PJR 7/6/2023: R-MXT to Respond or Otherwise Plead 7/6/2023: Order granting MXT 8/3/2023: Response to P-PJR 2/28/2024: NOH