

RESOLUTION 25-188

A RESOLUTION TO AUTHORIZE THE DISPOSAL OF CITY VEHICLES AND FORFEITED VEHICLES AWARDED TO THE POLICE DEPARTMENT

WHEREAS, the Spring Hill Police Department seized six (6) vehicles and were awarded the vehicles from the State of Tennessee through the Appeals Divisions of the Tennessee Department of Safety; and

WHEREAS, the Final Order of Forfeiture on all vehicles declare, it is Therefore, ordered that said Property be Forfeited to the Seizing Agency pursuant to T.C.A. 40-33-206 (c) for disposition by law; and

WHEREAS, the City of Spring Hill Board of Mayor and Alderman authorized the Spring Hill Police Department to purchase police vehicles in years past; and

WHEREAS, the purchased and seized vehicles listed below are older model vehicles with high mileage and or court ordered disposals; and

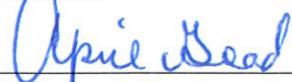
WHEREAS, the following vehicles are recommended to be sold at auction (Gov Deals).

Year	Make	VIN	Condition/information
2012	Ford Focus	7894	Drug Seizure
2009	Jeep Liberty	6893	Drug Seizure
2004	BMW 645	1806	Drug Seizure
2009	Nissan Acura	2530	Drug Seizure
2014	Nissan Altima	3502	Drug Seizure
2004	Honda CRV	1487	Drug Seizure
2012	Chevrolet Tahoe	4468	mechanical
2012	Chevrolet Caprice	4892	mechanical
2013	Chevrolet Caprice	2895	mechanical
2014	Chevrolet Impala	4263	mechanical

NOW, THEREFORE BE IT RESOLVED, that the City of Spring Hill Board of Mayor and Alderman authorizes the police department to dispose of said vehicles by selling at auction, (Gov Deals) or if the vehicle does not sell, it will be taken to a salvage yard to be sold as scrap metal or donated to the fire department for training. Funds from the sale of vehicles will be deposited into the Police Departments Drug Fund or City General Fund.

Passed and adopted by the Board of Mayor and Aldermen of the City of Spring Hill, Tennessee on the 18th day of August 2025.

ATTEST:



April Goad, City Recorder



Matt Fitterer, Mayor

LEGAL FORM APPROVED:



Patrick Carter, City Attorney



REQUEST: Approval of Resolution 25-188

SUBMITTED BY: Don Brite, Chief of Police

DATE: August 18th, 2025

RE: sell surplus vehicles on Gov Deals

ATTACHMENTS: Resolution
Listing of vehicles, state letters of award
BOMA memo

PURPOSE: The purpose of this report is to authorize approval to advertise surplus police vehicles and seized vehicles awarded to the department to sell on Gov Deals.

BACKGROUND: The City purchased police vehicles which now have high mileage and are older model vehicles. The department also seized vehicles that were involved in criminal activities. The State of Tn. Has awarded the vehicles to the department and allows us to dispose of said vehicles.

Proposal Details: The department requests the authorization to advertise said vehicles on Gov Deals to be sold to the highest bidder. If a vehicle does not sell, it will be donated to the fire department for training purposes.

FINANCIAL IMPACT:

Revenue from the sale on Gov Deals will go back to the general fund or drug fund if it was a seized vehicle.

STAFF RECOMMENDATION:

2012 Chevy Tahoe	1GNSK2E04CR184468	186,899 miles
2012 Chevy Tahoe	1GNSK2E06CR184892	181,824 miles
2013 Chevy Tahoe	1GN1C2E0XDR342895	172,561 miles
2014 Chevy Impala	2G1WD5E34E1114263	121,539 miles



State of Tennessee
Department of State
Administrative Procedures Division
312 Rosa L. Parks Avenue
6th Floor, William R. Snodgrass Tower
Nashville, Tennessee 37243-1102
Phone: (615) 741-7008/Fax: (615) 741-4472

May 21, 2024

Marquie Young, Esq.
Tennessee Dept. of Safety and Homeland Security
McCord Hall, Room 108
1150 Foster Avenue
Nashville, TN 37243
Sent via email only to: Address on File

Bryan Tipton
436 Lake Circle
Columbia, TN 38401
Sent via email only to:
bryan.tipton.61@gmail.com

Spring Hill Police Department
3636A Royal Park Boulevard
Spring Hill, TN 37174

**RE: TENNESSEE DEPARTMENT OF SAFETY AND HOMELAND SECURITY V.
BRYAN TIPTON, APD Case No. 19.01-235952J**

Enclosed is a/an *FO OF DEFAULT AND DISMISSAL* rendered in this case.

Administrative Procedures Division
Tennessee Department of State

Enclosure(s)

**BEFORE THE COMMISSIONER OF THE
TENNESSEE DEPARTMENT OF SAFETY AND HOMELAND SECURITY**

IN THE MATTER OF:

**TENNESSEE DEPARTMENT OF
SAFETY AND HOMELAND SECURITY,
*Petitioner,***

v.

**\$981.00 IN U.S. CURRENCY
ONE: 2009 ACURA TSX
VIN# JH4CU26679C032530
SEIZED FROM: BRYAN TIPTON
DATE OF SEIZURE: SEPTEMBER 12,
2023
CLAIMANT: BRYAN TIPTON
SEIZING AGENCY: SPRING HILL
POLICE DEPARTMENT**

APD Case Number: 19.01-235952J

**TDOSHS Case Number: 02983-N-
2023-M**

FINAL ORDER OF DEFAULT AND DISMISSAL

This matter was heard by Webex video conference on February 21, 2024, before Administrative Judge Stephanie Bergmeyer.¹ Claimant, Bryan Tipton, did not appear. Attorney Marquie Young represented the Department of Safety and Homeland Security (“Department”). The Department moved for default and dismissal based on Claimant’s failure to attend the hearing and filed 3 exhibits in support of the motion.

After consideration of the record, the Department’s motion is **GRANTED**. This determination is made based upon the following findings of fact and conclusions of law.

¹ Judge Bergmeyer has been assigned by the Tennessee Secretary of State to sit for the Commissioner of the Tennessee Department of Safety and Homeland Security.

FINDINGS OF FACT

1. The 2009 Acura TSX, VIN JH4CU26679C032530, and \$981.00 in U.S. currency (“seized property”) were seized on September 12, 2023, resulting in the issuance of a Property Forfeiture Warrant. (Notice of Hearing, pp. 12–20.)

2. On October 4, 2023, the Department sent Claimant a forfeiture letter explaining how to file a written claim on the seized property. (Notice of Hearing, p. 11.)

3. Claimant filed a Petition for Hearing on the seized vehicle and provided his address as 436 Lake Circle, Columbia, TN, 38401. (Notice of Hearing, p. 6.)

4. The Department served a Notice of Hearing to Claimant at his address. (Notice of Hearing, pp. 1–4.)

5. Claimant appeared at a hearing on December 13, 2023, but the hearing was continued to allow him time to determine whether to hire counsel and for lab report results. (Order of Continuance entered Dec. 27, 2023.)

6. The hearing was continued to February 21, 2024, at 10 a.m. Central Time. (Order of Continuance entered Dec. 27, 2023.) Instructions on how to access the February 21 WebEx hearing were attached to the order. The Order of Continuance and WebEx instructions were sent to Claimant by e-mail at his request to bryan.tipton.61@gmail.com.

7. The Department mailed the WebEx instructions for the February 21, 2024, hearing to Claimant’s address. In addition, on February 6, 2024, the Department e-mailed the WebEx instructions to Claimant at bryan.tipton.61@gmail.com.

8. Claimant did not appear of the hearing of this matter on February 21, 2024.

ANALYSIS and CONCLUSIONS OF LAW

1. The Rules of Procedure for Asset Forfeiture Hearings, provide, in pertinent part:

(1) At a reasonable time prior to a hearing, a “Notice of Hearing” shall be filed by the Legal Division and served on all parties, per Rule 1340-02-02-.03(4).

(2) In serving a “Notice of Hearing,” the Legal Division shall rely upon the addresses of record as given by a claimant or by claimant’s counsel. Proof of service per Rule 1340-02-02-.03(4) to the addresses of record shall establish a rebuttable presumption that claimant or claimant’s counsel received notice of the hearing date.

(3) Notice of hearing for a second or subsequent setting of the hearing will be by certified mail, return receipt requested. Such notice may be proven as set forth in Rule 1340-02-02-.06(2). Claimants and their attorneys shall have an affirmative duty to notify the Legal Division in writing of any change in address.

(4) All claims filed against a specific seized property shall be consolidated for a single hearing.

Tenn. Comp. R. & Reg. 1340-02-02-.11 (2015).

2. “If a party fails to attend or participate in a prehearing conference, hearing or other stage of a contested case, the administrative judge . . . may hold the party in default.” Tenn. Code Ann. § 4-5-309(a).

3. An order holding an absent party in default at the second setting or subsequent proceedings of a forfeiture hearing is also authorized by Tenn. Comp. R. & Reg. 1340-02-02-.17(1):

(a) The failure of a party to attend or to participate in a prehearing conference, a party’s non-attendance at a second setting of a hearing on the merits in a case or a party’s non-attendance at another stage of contested case proceedings after notice thereof are each causes for holding such party in default pursuant to T.C.A. §4-5-309.

(b) The failure of a party to comply with any lawful order of the administrative judge that is necessary to maintain the orderly conduct of a hearing may be deemed a failure to participate in a stage of a contested case and be cause for a holding of default.

(c) In any situation set out in subparagraphs (a) and (b) of this Rule, a motion may be made to hold the absent party in default and to enter an initial default order or to continue on an uncontested basis.

(d) No default shall be entered against a claimant for failure to attend except upon proof, that the Legal Division has given notice of the hearing per Rule 1340-02-02-.06(2)(e).

(e) Upon default by a party, an administrative judge may enter either an initial default order or an order for an uncontested proceeding. An order under this part must be in writing, with reasons given and appeal rights stated. Uncontested proceedings may go forward at the time of default. These orders must subsequently be filed with the Legal Division.

(f) The defaulting party, no later than ten (10) days after service of an order may file a motion for reconsideration under T.C.A. § 4-5-317, requesting that the default be set aside for good cause shown, and stating the grounds relied upon. The administrative judge may enter an order pursuant to T.C.A. § 4-5-317. These orders by an administrative judge are reviewable by the commissioner.

(g) No party shall be required by the administrative judge to call or inquire as to the whereabouts of a missing party.

(h) A default shall be deemed effective as of the date and time that the party failed to appear after having been properly noticed to the hearing.

4. "Upon a default by a claimant, a claimant's claim shall be stricken." Tenn. Comp. R. & Reg. 1340-02-02-.17(2)(b).

5. The Department served the Notice of Hearing to Claimant at the address he provided. An Order of Continuance (entered Dec. 27, 2023) set a hearing on the merits for February 21, 2024, and included the WebEx instructions for the hearing. In addition, the Department sent the WebEx instructions to Claimant by regular mail and e-mail in advance of the hearing.

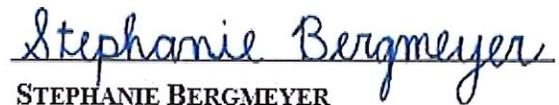
6. Claimant is in default for failing to appear at the hearing on February 21, 2024.

It is **ORDERED** that Claimant's Petition for Hearing is stricken from the record. Claimant's interest in the seized property is ordered forfeited to the seizing agency, the Spring Hill

Police Department. The policy reasons for this decision are to uphold the laws of the State of Tennessee while providing appropriate protections for the property rights of individuals.

It is so **ORDERED**.

This Final Order entered and effective this the **21st day of May, 2024**.



STEPHANIE BERGMAYER
ADMINISTRATIVE JUDGE
ADMINISTRATIVE PROCEDURES DIVISION
OFFICE OF THE SECRETARY OF STATE

Filed in the Administrative Procedures Division, Office of the Secretary of State, this the **21st day of May, 2024**.

**IN THE MATTER OF:
TENNESSEE DEPARTMENT OF SAFETY AND
HOMELAND SECURITY V. BRYAN TIPTON**

APD CASE No. 19.01-235952J

NOTICE OF APPEAL PROCEDURES

REVIEW OF FINAL ORDER

The Administrative Judge's decision in your case with the **Tennessee Department of Safety and Homeland Security**, called a Final Order, was entered on **May 21, 2024**. If you disagree with this decision, you may take the following actions.

1. **File a Petition for Reconsideration:** You may ask the Administrative Judge to reconsider the decision by filing a Petition for Reconsideration with the Administrative Procedures Division (APD). A Petition for Reconsideration should include your name and the above APD case number and should state the specific reasons why you think the decision is incorrect. APD must **receive** your written Petition no later than 15 days after entry of the Final Order, which is no later than **June 5, 2024**. Filing instructions are included at the end of this document.

The Administrative Judge has 20 days from receipt of your Petition to grant, deny, or take no action on your Petition for Reconsideration. If the Petition is granted, you will be notified about further proceedings, and the timeline for appealing (as discussed in paragraph (2), below) will be adjusted. If no action is taken within 20 days, the Petition is deemed denied. As discussed below, if the Petition is denied, you may file an appeal no later than **July 22, 2024**. *See* TENN. CODE ANN. §§ 4-5-317 and 4-5-322.

2. **File an Appeal:** You may appeal the decision by filing a Notice of Review of the Final Order in the Circuit Court or Chancery Court of "Davidson, Washington, Knox, Hamilton, Putnam, Madison, Dyer, Lawrence, or Shelby County; provided, that, the Notice of Review shall be filed in the county which corresponds with the location of the hearing," within 60 days of the date of entry of the Final Order, which is no later than **July 22, 2024**. *See* TENN. CODE ANN. §§ 4-5-322 & 40-33-213. The filing of a Petition for Reconsideration is not required before appealing. *See* TENN. CODE ANN. § 4-5-317.

STAY

In addition to the above actions, you may file a Petition asking the Administrative Judge for a stay that will delay the effectiveness of the Final Order. A Petition for Stay must be received by APD within 7 days of the date of entry of the Final Order, which is no later than **May 28, 2024**. *See* TENN. CODE ANN. § 4-5-316. A reviewing court also may order a stay of the Order upon appropriate terms. *See* TENN. CODE ANN. §§ 4-5-322 and 4-5-317.

**IN THE MATTER OF:
TENNESSEE DEPARTMENT OF SAFETY AND
HOMELAND SECURITY V. BRYAN TIPTON**

NOTICE OF APPEAL PROCEDURES

FILING

Documents should be filed with the Administrative Procedures Division by email *or* fax:

Email: APD.filings@tnsos.gov

Fax: 615-741-4472

In the event you do not have access to email or fax, you may mail or deliver documents to:

Secretary of State
Administrative Procedures Division
William R. Snodgrass Tower
312 Rosa L. Parks Avenue, 6th Floor
Nashville, TN 37243-1102

23500002

CASE NUMBER: 00029-N-2024-M
S.A. NUMBER: TN0600300
VEHICLE: 2014 NISSAN ALTIMA
VIN: IN4AL3APXEN353502
PROPERTY:
SEIZED FROM: DARRIE LEACH
SEIZED BY: SPRING HILL POLICE DEPT
SEIZED ON: DECEMBER 6, 2023

ORDER OF ADMINISTRATIVE FORFEITURE
(NO PETITION)

This matter is before the Appeals Division, sitting at Nashville, Tennessee, pursuant to the Order of Delegation issued January 22, 2019 and Rule 1340-02-02-.21(4). Based upon the agency record in this case, the CAPTIONED PROPERTY was seized pursuant to T.C.A. §53-11-201 and §40-33-201, et seq.; a judicial forfeiture warrant was obtained as required by T.C.A. §40-33-204; a notice of seizure and issuance of the warrant was given or reasonably attempted as required by T.C.A. §§40-33-203 and 204; and NO PETITION has been filed by any person asserting a claim to, or proof of a security interest in, the CAPTIONED PROPERTY within thirty (30) days of such notice(s) as required by T.C.A. §§40-33-205 and 206, et seq. Therefore, it is hereby

ORDERED that said CAPTIONED PROPERTY be FORFEITED to the SEIZING AGENCY pursuant to T.C.A. §40-33-206(c) for disposition as provided by law.

29 February 2024
Entry Date

Dustin
Brandon
Dustin Brandon
Appeals Division
Commissioner Designee
Tennessee Department of Safety
1150 Foster Avenue
Nashville, TN 37243-4400

Digitally signed by Dustin Brandon
DN: cn=Dustin Brandon, o, ou,
email=claudette.brown@tn.gov,
c=US,
Date: 2024.02.21 09:14:58 -0600

DELEGATION ORDER ON FILE IN APPEALS DIVISION AND IS AVAILABLE ON REQUEST.



Department of
**Safety &
Homeland Security**

Legal Division / Office of General Counsel

FEBRUARY 29, 2024

SPRING HILL POLICE DEPT
THOMAS GOETZ
199 TOWN CNTR PKWY-PO BOX 789
SPRING HILL, TN 37174-0789

RE: ORDER FOR TDOHS No.: 00029-N-2024-M

Enclosed is an Order of Administrative Forfeiture (No Petition). If you have any questions or concerns, please do not hesitate to contact the Legal Division Middle - Tel: 615-251-5296.

Legal Division

Enclosures

CC: File

Case Number: 00029-N-2024-M

Notice of Legal Rights Regarding This Administrative Order of Forfeiture

Within fifteen (15) days of the Entry Date of this Order, you may file a written request for a hearing to contest this Order, stating legal and factual reasons for your position. Such request must be filed with the Appeals Division at:

Tennessee Department of Safety and Homeland Security, Appeals Division
1150 Foster Avenue
Nashville, TN 37243

The request must be received at the Department of Safety & Homeland Security within this fifteen (15) day period. **Date of postmark will not be accepted.**

Within thirty (30) days of receipt of your request, the Department will schedule a hearing date on your request. This hearing will be held before an Administrative Judge from the Secretary of State's office. You will receive notification of the hearing date and location from the Department of Safety and Homeland Security.

Certificate of Service

Comes now the Legal Division of the Department of Safety, by its undersigned counsel, and certifies that a true and correct copy of the above notice of legal rights and the Order of Administrative Forfeiture entered by the Appeals Division in the above captioned case has been mailed, first class United States postage prepaid, to all known interested parties

on this the 29th day of February, 2024



TDOSHS Staff

SPRING HILL POLICE DEPT
THOMAS GOETZ
199 TOWN CNTR PKWY-PO BOX 789
SPRING HILL, TN 37174-0789

DARRIE LEACH
5028 DEER CREEK CT
SPRING HILL, TN 37174



Department of
Safety &
Homeland Security

Legal Division / Office of General Counsel

APRIL 15, 2024

SPRING HILL POLICE DEPT
RORY KENNEDY
199 TOWN CNTR PKWY-PO BOX 789
SPRING HILL, TN 37174-0789

RE: ORDER FOR TDOHS No.: 00377-N-2024-M

Enclosed is an Order of Administrative Forfeiture (No Petition). If you have any questions or concerns, please do not hesitate to contact the Legal Division Middle - Tel: 615-251-5296.

Legal Division

Enclosures
CC: File

CASE NUMBER: 00377-N-2024-M
S.A. NUMBER: TN0600300
VEHICLE: 2004 HONDA CRV
VIN: SHSRD78834U231487
PROPERTY:
SEIZED FROM: ISAAH BROWNING
SEIZED BY: SPRING HILL POLICE DEPT
SEIZED ON: FEBRUARY 6, 2024

ORDER OF ADMINISTRATIVE FORFEITURE
(NO PETITION)

This matter is before the Appeals Division; sitting at Nashville, Tennessee, pursuant to the Order of Delegation issued January 22, 2019 and Rule 1340-02-02-.21(4). Based upon the agency record in this case, the CAPTIONED PROPERTY was seized pursuant to T.C.A. §53-11-201 and §40-33-201, et seq.; a judicial forfeiture warrant was obtained as required by T.C.A. §40-33-204; a notice of seizure and issuance of the warrant was given or reasonably attempted as required by T.C.A. §§40-33-203 and 204; and NO PETITION has been filed by any person asserting a claim to, or proof of a security interest in, the CAPTIONED PROPERTY within thirty (30) days of such notice(s) as required by T.C.A. §§40-33-205 and 206, et seq. Therefore, it is hereby

ORDERED that said CAPTIONED PROPERTY be FORFEITED to the SEIZING AGENCY pursuant to T.C.A. §40-33-206(c) for disposition as provided by law.

15 April 2024
Entry Date

Dustin
Brandon

Digitally signed by Dustin Brandon
DN: cn=Dustin Brandon, o, ou,
email=claudette.brown@tn.gov,
c=US
Date: 2024.04.04 09:17:02 -0500

Dustin Brandon
Appeals Division
Commissioner Designee
Tennessee Department of Safety
1150 Foster Avenue
Nashville, TN 37243-4400

DELEGATION ORDER ON FILE IN APPEALS DIVISION AND IS AVAILABLE ON REQUEST,

Case Number: 00377-N-2024-M

Notice of Legal Rights Regarding This Administrative Order of Forfeiture

Within fifteen (15) days of the Entry Date of this Order, you may file a written request for a hearing to contest this Order, stating legal and factual reasons for your position. Such request must be filed with the Appeals Division at:

Tennessee Department of Safety and Homeland Security, Appeals Division
1150 Foster Avenue
Nashville, TN 37243

The request must be received at the Department of Safety & Homeland Security within this fifteen (15) day period. Date of postmark will not be accepted.

Within thirty (30) days of receipt of your request, the Department will schedule a hearing date on your request. This hearing will be held before an Administrative Judge from the Secretary of State's office. You will receive notification of the hearing date and location from the Department of Safety and Homeland Security.

Certificate of Service

Comes now the Legal Division of the Department of Safety, by its undersigned counsel, and certifies that a true and correct copy of the above notice of legal rights and the Order of Administrative Forfeiture entered by the Appeals Division in the above captioned case has been mailed, first class United States postage prepaid, to all known interested parties

on this the 15th day of April , 2024

BR

TDOSHS Staff

SPRING HILL POLICE DEPT
RORY KENNEDY
199 TOWN CNTR PKWY-PO BOX 789
SPRING HILL, TN 37174-0789

ISAIAH BROWNING
625 BENTON AVE
NASHVILLE, TN 37204

ANTHONY MARTIN
4593 MOORE LANE
CULLEOKA, TN 38451



Legal Division / Office of General Counsel
November 6, 2024

SPRING HILL POLICE DEPT
THOMAS GOETZ
199 TOWN CNTR PKWY-PO BOX 789
SPRING HILL, TN 37174-0789

RE: TDOSHS Docket No.: 02274-N-2024-M

Please find enclosed the Proposed Settlement . If you have any questions or concerns, please do not hesitate to contact the Legal Division at 615-251-5296.

Enclosures
CC: File

**BEFORE THE COMMISSIONER OF
THE TENNESSEE DEPARTMENT OF SAFETY
AND HOMELAND SECURITY**

IN THE MATTER OF:

**TENNESSEE DEPARTMENT OF
SAFETY AND HOMELAND SECURITY**

vs.

**APD CASE NO. 19.01-244160J
TDOSHS CASE NO. 02274-N-2024-M
02275-N-2024-M**

**ONE 2021 NISSAN MURANO
VIN: 5N1AZ2AS9MC137248
CURRENCY: \$ 36499.00 IN US CURRENCY
SEIZED FROM: SHANNON HOLLIDAY
DATE OF SEIZURE: July 23, 2024
CLAIMANT: SHANNON HOLLIDAY
SEIZING AGENCY: SPRING HILL POLICE DEPT**

**ONE 2012 FORD FOCUS
VIN: 1FAHP3N28CL187894
SEIZED FROM: SHANNON HOLLIDAY
DATE OF SEIZURE: July 23, 2024
CLAIMANT: SHANNON HOLLIDAY
SEIZING AGENCY: SPRING HILL POLICE DEPT**

ORDER OF COMPROMISE AND SETTLEMENT

This case was set to be heard before the undersigned Administrative Judge on 11/19/24 pursuant to Tenn. Code Ann. § 40-33-201, *et seq.* This Order is based on the agreement between the Claimant and the Department of Safety and Homeland Security, as evidenced by the signatures on the attached executed Proposed Civil Settlement Agreement and Release of Liability.

It is hereby **ORDERED**:

1. That the terms of settlement in the attached executed Proposed Civil Settlement Agreement and Release of Liability are hereby incorporated into this Order and shall constitute the terms of settlement between the parties in this matter;
2. That the Claimant shall pay all amounts agreed to in the executed Proposed Civil Settlement Agreement and Release of Liability and/or take possession of the seized property within thirty (30) days of the date of this Order; and
3. That this case is **DISMISSED**.

IT IS SO ORDERED and **EFFECTIVE** this the _____ day of _____, _____.

ADMINISTRATIVE JUDGE
ADMINISTRATIVE PROCEDURES DIVISION
OFFICE OF THE SECRETARY OF STATE

Prepared for Entry by:

Jeanie Williams

STATE OF TENNESSEE
DEPARTMENT OF SAFETY - DIVISION OF LEGAL SERVICES
1150 FOSTER AVE
MCCORD HALL ROOM 108NASHVILLE, TN 37243-0000
615-251-5296

CERTIFICATE OF SERVICE

On 11/6/24, a copy of this proposed Order of Compromise and Settlement and attachments were served by.

Hand Delivery

First Class Mail, Postage Prepaid

on the following:

SPRING HILL POLICE DEPT
199 TOWN CNTR PKWY-PO BOX 789
SPRING HILL, TN 37174
(931) 486-2252

SHANNON HOLLIDAY
215 B NOWLIN DR
COLUMBIA, TN 38401

COLLEY AND COLLEY
JOHN COLLEY III
715 NORTH MAIN STREET
COLUMBIA, TN 38401

Jeanie Williams

STAFF
STATE OF TENNESSEE
DEPARTMENT OF SAFETY - DIVISION OF LEGAL SERVICES
1150 FOSTER AVE
MCCORD HALL ROOM 108NASHVILLE, TN 37243-0000

STATE OF TENNESSEE
DEPARTMENT OF SAFETY - DIVISION OF LEGAL SERVICES
1150 FOSTER AVE
MCCORD HALL ROOM 108NASHVILLE, TN 37243-0000

Phone: 615-251-5296

Fax: 615-253-2098

PROPOSED CIVIL SETTLEMENT AGREEMENT AND RELEASE OF LIABILITY

DATE: 11/6/24 TDOSHS CASE #: 02274-N-2024-M DATE OF SEIZURE: July 23, 2024
PERSON PROPERTY SEIZED FROM: SHANNON HOLLIDAY SEIZING AGENCY FILE #: 600300
SEIZING AGENCY: SPRING HILL POLICE DEPT (931) 486-2252

The following Settlement is presented after careful consideration for your review and consent. It is understood that this proposed SETTLEMENT AGREEMENT is not binding on the State until signed by a Department of Safety and Homeland Security Attorney or designee. By mutual consent of all parties involved, it is agreed that the CLAIMANT(S), SHANNON HOLLIDAY, and PROPERTY OWNERS, will compromise their claim to the following property:

1. CURRENCY: \$ 36499.00 IN US CURRENCY
2. VEHICLE: 2021 NISSAN MURANO (VIN) 5N1A22AS9MC137248
3. JEWELRY: NONE
4. MISC. PROPERTY: NONE

IT IS AGREED THAT:

1. Forfeit Vehicle to the Seizing Agency.
 2. Forfeit Vehicle to the Seizing Agency Subject to the Lien.
 3. \$ 26,324 of U.S. Currency Forfeited to the Seizing Agency, and \$ 10,175 of U.S. Currency Returned to the Claimant,
 4. Forfeit _____ to the Seizing Agency.
 5. Return _____ to the Claimant, _____, for a Civil Settlement of _____ to the SPRING HILL POLICE DEPT Drug Enforcement Fund.
 6. Return: _____

Claimant Will Pay Tow Fee of \$ N/A and a Flat Fee of \$ N/A to the Impound Facility to retrieve any property and Department of Safety and Homeland Security Administrative Costs of \$ 175.00 will be taxed to the CLAIMANT when applicable.

Pauper (No Administrative Costs Due) Attorney Surety (Administrative Costs Due) Cost Bond Paid (No additional Costs Due)

This Settlement is contingent upon the CLAIMANT having properly filed a petition with the Department of Safety and Homeland Security within the thirty (30) days required by Tenn. Code Ann. § 40-33-206(A) and having met all other requirements in Tenn. Code Ann. § 40-33-206. Seized property shall not be returned before the issuance of an ORDER by an Administrative Judge with the Secretary of State Administrative Procedures Division.

CLAIMANT UNDERSTANDS THAT BY ENTERING INTO THIS SETTLEMENT AGREEMENT, AND SIGNING BELOW, HE/SHE:

- Acknowledges that Administrative Costs, if not already paid, must be submitted to the Department of Safety and Homeland Security within thirty (30) days of the above date or this SETTLEMENT AGREEMENT will not be submitted to an Administrative Judge with the Secretary of State Administrative Procedures Division and the case will be placed on the next available docket for a hearing on the merits;
- Agrees to pay any Settlement amounts and/or take possession of the seized property before the expiration of the time period set forth in the ORDER OF COMPROMISE AND SETTLEMENT issued by the assigned Administrative Judge with the Secretary of State Administrative Procedures Division;
- Agrees that failure to meet the terms of this SETTLEMENT AGREEMENT will result in a request for a Show Cause hearing which may result in forfeiture of CLAIMANT'S interest;
- Voluntarily waives his/her constitutional right to be free from excessive fines or cruel and unusual punishment under the federal and state constitutions as it may apply to any future criminal prosecution for those acts giving rise to this forfeiture action, or to this forfeiture proceeding;
- Waives any legal claim or cause of action which he/she might otherwise have as a result of any acts underlying this forfeiture proceeding;
- Releases the SPRING HILL POLICE DEPT, the State of Tennessee, the Department of Safety and Homeland Security, and all their agents, officers, employees, servants, successors, assigns, executors, heirs, and administrators from all claims for injuries or damages, whether now known or what may accrue in the future, arising out of this seizure; and
- Acknowledges that no promise, inducement, or agreement not contained herein has been made to him/her, and that this SETTLEMENT AGREEMENT contains the entire terms of the agreement between the parties, which terms are contractual and not a mere recital.

The parties have carefully read this SETTLEMENT AGREEMENT, know, and understand its contents and sign as their own free act and deed.

This SETTLEMENT AGREEMENT is not intended and should not be construed as an admission of liability of the State, the seizing agency, or its employees, or as a waiver of the State's sovereign immunity or the employee's official immunity.

It being the intent of the parties to fully settle all claims under Tennessee's civil forfeiture law arising in connection with the above seizure, this CIVIL SETTLEMENT AGREEMENT is entered into by and between CLAIMANT(S) and the STATE OF TENNESSEE through the COMMISSIONER OF THE TENNESSEE DEPARTMENT OF SAFETY AND HOMELAND SECURITY, or its agents. I certify by signature on this document that CLAIMANT/CLAIMANT'S ATTORNEY acknowledges that the above has been explained to CLAIMANT, and that CLAIMANT is in agreement with the above Settlement, and that said Settlement shall constitute the final disposition of the above-described property.

Seizing Agency Rep/Title

Jeanie Williams

Department of Safety and Homeland Security Attorney

(Claimant(s))

John Colley

(Claimant's Attorney of Record) John Colley Nov 6 2024 15:50 CST



Legal Division / Office of General Counsel

NOVEMBER 25, 2024

SPRING HILL POLICE DEPT
HUNTER BLAIR
199 TOWN CNTR PKWY-PO BOX 789
SPRING HILL, TN 37174-0789

RE: ORDER FOR TDOHS No.: 02995-N-2024-M

Enclosed is an Order of Administrative Forfeiture (No Petition). If you have any questions or concerns, please do not hesitate to contact the Legal Division Middle - Tel: 615-251-5296.

Legal Division

Enclosures

CC: File

CASE NUMBER: 02995-N-2024-M
S.A. NUMBER: TN0600300
VEHICLE: 2009 JEEP LIBERTY
VIN: 1J8GP28K49W516893
PROPERTY: \$113 IN US CURRENCY
SEIZED FROM: JOSIAH CARTER
SEIZED BY: SPRING HILL POLICE DEPT
SEIZED ON: SEPTEMBER 23, 2024

ORDER OF ADMINISTRATIVE FORFEITURE
(NO PETITION)

This matter is before the Appeals Division, sitting at Nashville, Tennessee, pursuant to the Order of Delegation issued January 22, 2019 and Rule 1340-02-02-.21(4). Based upon the agency record in this case, the CAPTIONED PROPERTY was seized pursuant to T.C.A. §53-11-201 and §40-33-201, et seq.; a judicial forfeiture warrant was obtained as required by T.C.A. §40-33-204; a notice of seizure and issuance of the warrant was given or reasonably attempted as required by T.C.A. §§40-33-203 and 204; and NO PETITION has been filed by any person asserting a claim to, or proof of a security interest in, the CAPTIONED PROPERTY within thirty (30) days of such notice(s) as required by T.C.A. §§40-33-205 and 206, et seq. Therefore, it is hereby

ORDERED that said CAPTIONED PROPERTY be FORFEITED to the SEIZING AGENCY pursuant to T.C.A. §40-33-206(c) for disposition as provided by law.

25 November 2024
Entry Date

Dustin
Brandon

Digitally signed by Dustin Brandon
DN: cn=Dustin Brandon, o.ou,
email=claudette.kronm@tn.gov, c=US
Date: 2024.11.22 14:02:38 -0600

Dustin Brandon
Appeals Division
Commissioner Designee
Tennessee Department of Safety
1150 Foster Avenue
Nashville, TN 37243-4400

DELEGATION ORDER ON FILE IN APPEALS DIVISION AND IS AVAILABLE ON REQUEST.

Case Number: 02995-N-2024-M

Notice of Legal Rights Regarding This Administrative Order of Forfeiture

Within fifteen (15) days of the Entry Date of this Order, you may file a written request for a hearing to contest this Order, stating legal and factual reasons for your position. Such request must be filed with the Appeals Division at:

Tennessee Department of Safety and Homeland Security, Appeals Division
1150 Foster Avenue
Nashville, TN 37243

The request must be received at the Department of Safety & Homeland Security within this fifteen (15) day period. Date of postmark will not be accepted.

Within thirty (30) days of receipt of your request, the Department will schedule a hearing date on your request. This hearing will be held before an Administrative Judge from the Secretary of State's office. You will receive notification of the hearing date and location from the Department of Safety and Homeland Security.

Certificate of Service

Comes now the Legal Division of the Department of Safety, by its undersigned counsel, and certifies that a true and correct copy of the above notice of legal rights and the Order of Administrative Forfeiture entered by the Appeals Division in the above captioned case has been mailed, first class United States postage prepaid, to all known interested parties

on this the 25th day of November, 2024



TDOSHS Staff

SPRING HILL POLICE DEPT
HUNTER BLAIR
199 TOWN CNTR PKWY-PO BOX 789
SPRING HILL, TN 37174-0789

JOSIAH CARTER
256 ASHLEY NICOLE LN
SMYRNA, TN 37167

JOSIAH CARTER
710 CLEO MILLER DR
APT 344
NASHVILLE, TN 37206



Legal Division / Office of General Counsel

MARCH 3, 2025

SPRING HILL POLICE DEPT
ROBERT GURLEY
199 TOWN CNTR PKWY-PO BOX 789
SPRING HILL, TN 37174-0789

RE: ORDER FOR TDOHS No.: 00002-R-2025-M

Enclosed is an Order of Administrative Forfeiture (No Petition). If you have any questions or concerns, please do not hesitate to contact the Legal Division Middle - Tel: 615-251-5296.

Legal Division

Enclosures

CC: File

NUMBER: 00002-R-2025-M
S.A. NUMBER: NA
VEHICLE: 2004 BMW 645
VIN: WBAEK73454B321806
SEIZED FROM: ROBERT SPIVEY
SEIZED BY: SPRING HILL POLICE DEPT
SEIZED ON: DECEMBER 12, 2024

ORDER OF ADMINISTRATIVE FORFEITURE
(NO PETITION)

This matter is before the Appeals Division, sitting at Nashville, Tennessee, pursuant to the Order of Delegation issued January 22, 2019 and Rule 1340-02-02-.21(4). Based upon the agency record in this case, the CAPTIONED PROPERTY was seized pursuant to T.C.A. §55-10-414, et seq., and/or §55-50-504; a judicial forfeiture warrant was obtained as required by T.C.A. §40-33-204; a notice of seizure and issuance of the warrant was given or reasonably attempted as required by T.C.A. §§40-33-203 and 204; and NO PETITION has been filed by any person asserting a claim to, or proof of a security interest in, the CAPTIONED PROPERTY within thirty (30) days of such notice(s) as required by T.C.A. §§40-33-205 and 206, et seq. Therefore, it is hereby ORDERED that said CAPTIONED PROPERTY be FORFEITED to the SEIZING AGENCY pursuant to T.C.A. §40-33-206(c) for disposition as provided by law.

3 March 2025
Entry Date

Dustin
Brandon
Dustin Brandon
Appeals Division
Commissioner Designee
Tennessee Department of Safety
1150 Foster Avenue
Nashville, TN 37243-4400

Digitally signed by Dustin Brandon
DN: cn=Dustin Brandon, o, ou,
email=claudette.brown@tn.gov,
c=US
Date: 2025.02.27 11:16:50 -06'00'

DELEGATION ORDER ON FILE IN APPEALS DIVISION AND IS AVAILABLE ON REQUEST.

Case Number: 00002-R-2025-M

Notice of Legal Rights Regarding This Administrative Order of Forfeiture

Within fifteen (15) days of the Entry Date of this Order, you may file a written request for a hearing to contest this Order, stating legal and factual reasons for your position. Such request must be filed with the Appeals Division at:

Tennessee Department of Safety and Homeland Security, Appeals Division
1150 Foster Avenue
Nashville, TN 37243

The request must be received at the Department of Safety & Homeland Security within this fifteen (15) day period. **Date of postmark will not be accepted.**

Within thirty (30) days of receipt of your request, the Department will schedule a hearing date on your request. This hearing will be held before an Administrative Judge from the Secretary of State's office. You will receive notification of the hearing date and location from the Department of Safety and Homeland Security.

Certificate of Service

Comes now the Legal Division of the Department of Safety, by its undersigned counsel, and certifies that a true and correct copy of the above notice of legal rights and the Order of Administrative Forfeiture entered by the Appeals Division in the above captioned case has been mailed, first class United States postage prepaid, to all known interested parties

on this the 3rd day of March, 2025

pm

TDOSHS Staff

SPRING HILL POLICE DEPT
ROBERT GURLEY
199 TOWN CNTR PKWY-PO BOX 789
SPRING HILL, TN 37174-0789

ROBERT SPIVEY
739 CEDAR ST
LEWISBURG, TN 37091

BAM RECORDS
739 CEDAR ST
LEWISBURG, TN 37091

AWARDED VEHICLES: AUGUST 2025

GD #	CASE NUMBER	YEAR	MAKE	MODEL	COLOR	REASON	NOTES	PAPERWORK	FORM	PHOTOS
25-1	2024001134	2012	FORD	FTU	BLUE	DRUG SEIZURE	HAVE KEYS	X		
25-2	2024001450	2009	JEEP	LIBERTY		DRUG SEIZURE	HAVE KEYS	X		
25-3	2024001868	2004	BMW	645	SILVER	DUI SEIZURE	HAVE KEYS	X		
25-4	23001620	2009	ACURA	TSX	MAROON	DRUG SEIZURE	HAVE KEYS	X		
25-5	23500006	2014	NISS	ALT	BLK	DRUG SEIZURE	HAVE KEYS	X		
25-6	24000163	2004	HONDA	CRV	WHITE	DRUG SEIZURE	HAVE KEYS	X		