

# FRED G. ROBINETTE, III

P.O. Box 340  
Cartersville, Georgia 30120  
Office (770) 383-8933 Fax (770) 383-9676

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## Presentation of Professional Credentials

### PROFILE

A highly qualified and dedicated former **law enforcement professional** offering versatile strengths, and a twenty-five year record of successful performance in investigations, police consultation, and development of law enforcement training programs within the Federal Bureau of Investigation, the business community, local government agencies, international law enforcement, and the community-at-large - encompassing:

- investigation of allegations of violations of federal law;
  - development and presentation of Police training curriculum for non-federal law enforcement agencies;
  - establishment and maintenance of executive liaison with law enforcement, civic and political organizations;
  - publication of original law enforcement research and training materials;
  - frequent public speaking engagements;
  - development of program management systems, and authoring original technical documentation pertinent to program resources management and allocation;
  - community relations and development of non-law enforcement assets for specific objectives;
  - functioning as negotiator in critical and hostage situations;
  - organizing and participating in dangerous enforcement operations.
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### PROFESSIONAL EXPERIENCE

Currently	ROBINETTE AND ASSOCIATES, INC <b>President</b> Expert consultation and testimony, investigation and training.	<b>Cartersville, Georgia</b>
1964 to 1994 1968 to 1994 1974 to 1994	FEDERAL BUREAU OF INVESTIGATION <b>Special Agent</b> <b>Atlanta Field Office</b> <ul style="list-style-type: none"><li>• Civil Rights Program Coordinator</li><li>• Georgia Peace Officers Standards and Training Council Certified Police Instructor</li><li>• Witness Security Program Coordinator</li><li>• Electronic Surveillance Coordinator</li><li>• Informant / Criminal Intelligence Program Coordinator</li><li>• Principal Relief Supervisor Property Crime, Narcotics/Organized Crime, Public Corruption Foreign counterintelligence, Administrative/Civil Rights/Applicants</li><li>• Government Crimes / Military Liaison Coordinator</li></ul>	<b>Atlanta, Georgia</b> 1986 to 1994 1984 1985 to 1986 1983 to 1985 1981 to 1985
1970 to 1974	<b>El Paso Field Office</b> <ul style="list-style-type: none"><li>• Theft from Interstate Shipment Program Coordinator</li><li>• Government Crimes / Military Liaison</li></ul>	<b>El Paso, Texas</b> 1970 to 1973 1973 to 1974
1968 to 1969	<b>Minneapolis Field Office</b> <b>St. Paul Resident Agency</b> <ul style="list-style-type: none"><li>• General Criminal Investigation</li><li>• Fugitives</li></ul>	<b>Minneapolis, Minnesota</b> <b>St. Paul, Minnesota</b>
1964 to 1968	<b>F B I Headquarters</b> <ul style="list-style-type: none"><li>• Administrative Division Clerical Employee</li></ul>	<b>Washington, D. C.</b>

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<b>EDUCATION</b>	Batchelor of Science - Business Administration SOUTHEASTERN UNIVERSITY	<i>Cum Laude</i> Washington, D.C.
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**PROFESSIONAL EXPERIENCE**

1997	GACP Management Liability Seminar - <i>Attendee and Facilitator</i>	Atlanta, Georgia
1997	OC Pepper Spray Certified	Atlanta, Georgia
1997	ASP Baton Certified	Atlanta, Georgia
1995,97,98	I C L E Seminar (42 USC Section 1983) - <i>Attendee and Lecturer</i>	Atlanta, Georgia
1993	Cultural Diversity in the Workplace	F.B.I. Atlanta Seminar
1993	Civil Rights Supervisors	F.B.I. Inservice
1992	Cultural Awareness Course	Fulton County Police Academy
1992	Advanced Police / Death Investigation School	Cobb County Police Department
1991	Law Enforcement Workshop - <i>Certificate of Completion</i>	King Center
1990	Hostage Negotiations School	F.B.I. Inservice
1989	Soviet / Hostile Intelligence Operations Seminar	U.S. State Department
1988	Foreign Counterintelligence Indoctrination Course	F.B.I. Inservice
1986	Civil Rights Supervisors	F.B.I. Inservice
1983 and 1984	Annual International Motorcycle Gang Investigation Seminars	Regional Conference
1983	F.B.I. Management Aptitude Program - <i>Fully Qualified</i>	
1982	Electronics Surveillance Coordinator	F.B.I. Inservice
1980	Undercover Operations Seminar	F.B.I. Inservice
1980	Informant Coordinator	F.B.I. Inservice
1980	Special Operations Seminar	F.B.I. Inservice
1977	Abnormal Criminal Psychology	F.B.I. Inservice
1970	Advanced Criminology	F.B.I. Inservice

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**NOTABLE SPECIAL ASSIGNMENTS**

- Negotiated rescue of hostages  
Talladega Prison Riot, Alabama
1991
  - Negotiated rescue of hostages  
Forsyth County Middle School, Georgia
1990
  - Firebombing of NAACP Headquarters  
Riverdale, Georgia
1990
  - “VANPAC” Major Case  
Walter Leroy Moody bombing, Atlanta, Georgia
1989
  - Prison Riot  
U.S. Penitentiary, Atlanta, Georgia
1985
  - Wayne Williams  
Missing and Murdered Children, Atlanta, Georgia
1981
  - Wounded Knee Indian Uprising  
Rapid City, South Dakota
1973
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- *Certified Police Instructor - Civil Rights Under Color of Law*  
Georgia Peace Officers Standards and Training Council
- *Certified Police Instructor – Law Enforcement Firearms*  
Northeast Georgia Police Academy
- *Certified Police Instructor – Less Lethal Force Options*  
International Association of Chiefs of Police
- Georgia Association of Law Enforcement Firearms Instructors
- Law Enforcement Officer Firearms Instructors Association
- National Tactical Officers Association
- *Chairman - Georgia Committee on Civil Rights Under Color of Law*
- International Association of Chiefs of Police
- Georgia Association of Chiefs of Police
- American Society of Law Enforcement Trainers
- Society of Former Special Agents of the F. B. I.
- *ICLE Seminar Lecturer (42 USC Section 1983)*
- *Law Enforcement Consultant – Georgia Public Television*
- *Law Enforcement Consultant - WSB Television, Atlanta, Georgia*
- *Certified Forensic Consultant - American College of Forensic Examiners*
- International Association of Chiefs of Police/National Law Enforcement Policy Center
- *Law Enforcement Consultant – Fox News, Atlanta, Georgia*
- *Certified Instructor – Identification, Prevention, Management, and Investigation of Sudden and In-Custody Deaths – Institute for the Prevention of In-Custody Deaths, Inc.*
- *Columnist – Daily Tribune News, weekly column on law enforcement issues*

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**PUBLICATIONS**

- Produced *An Ounce of Prevention* - A Handbook for Law Enforcement Executives  
*Complete handbook on police use of force, problems and solutions*  
Distributed through the Governor’s Office to all Georgia law enforcement agencies  
May, 1994
  - GACP Newsletter – “State policy on police pursuits” January, 2003
  - Weekly columnist on law enforcement issues; *Daily Tribune News*
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**Internal Commendations**

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- 1995 Director Louis M. Freeh  
Commendation and substantial incentive award for KELRO, major case 107, Lemrick Nelson homicide, Crown Heights, New York
- 1994 Director Freeh  
Commendation and substantial incentive award as Chairman of the Georgia Committee on Civil Rights Under Color of Law
- 1994 Assistant Director Floyd Clarke  
Commendation for Office of Professional Responsibility Investigation
- 1993 Director William S. Sessions  
Commendation and cash incentive award for development and implementation, statewide, of Civil Rights Under Color of Law training for law enforcement officers
- 1991 Director Sessions  
“VANPAC” major case
- 1991 Director Sessions, Assistant Director Anthony E. Daniels, S A C Knoxville, S A C Birmingham  
Separate commendations and cash incentive award for hostage negotiations and rescue at Talladega Federal Prison, Talladega, Alabama
- 1990 Director Sessions  
Commendation and cash incentive award for leading task force investigating fire bombing of N A A C P Headquarters, Riverdale, Georgia
- 1990 Assistant Director William M. Baker  
Hostage negotiations at Forsyth County Middle School
- 1990 Inspector in Charge  
“VANPAC” major case (Walter Leroy Moody bombing)
- 1986 FBI Headquarters, Personnel Officer  
For discovering the clandestine lifestyle of a Special Agent Applicant during background investigation
- 1985 S A C, Lawrence K. York  
Participation in undercover operation
- 1984 Director William H. Webster  
Commendation and cash incentive award for performance as principal relief supervisor Narcotics / Organized Crime Squad
- 1983 Director Webster  
Commendation and cash incentive award, principal relief supervisor, Narcotics/Organized Crime Squad
- 1983 S A C York  
Undercover counter-fencing operation
- 1983 Director Webster  
Commendation and cash incentive award for performance as principal relief supervisor, Property Crime Squad
- 1982 Director Webster  
Commendation and cash incentive award for performance as Informant Coordinator
- 1982 Director Webster  
Recovery of \$100,000 stolen Lamborghini automobile

**Internal Commendations**

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- 1981 S A C John D. Glover  
RICO investigation in South Georgia
  
- 1981 Director Webster  
Commendation and cash incentive award for long-term counter-fencing undercover operation (1978-1979)
  
- 1980 Director Webster  
Extortion case, Hartsfield International Airport
  
- 1977 Director Clarence M. Kelley  
Interstate Pipeline Theft case, Tallapoosa, Georgia
  
- 1976 Director Kelley  
Interstate Gambling case, Savannah, Georgia
  
- 1975 Director Kelley  
Interstate Gambling case
  
- 1975 Director Kelley  
Theft of Government Property case
  
- 1974 Director Kelley  
Bank Robbery case
  
- 1973 Director Kelley  
Wounded Knee Indian Uprising, South Dakota
  
- 1973 Director Kelley  
Commendation and cash incentive award for outstanding statistical accomplishments
  
- 1973 Acting Director William D. Ruckelshaus  
Arrest of two illegal aliens in process of auto theft. Subjects deported to Mexico
  
- 1973 Director L. Patrick Gray  
Interstate Gambling investigation
  
- 1972 Director Gray  
Apprehension of escaped federal prisoner
  
- 1971 Director J. Edgar Hoover  
Personal audience - oral commendation
  
- 1971 Director Hoover  
Commendation and cash incentive award for prosecution of several interstate shipment theft rings
  
- 1970 Director Hoover  
Outstanding Statistical Accomplishments
  
- 1969 Director Hoover  
Outstanding Statistical Accomplishments
  
- 1969 Director Hoover  
Investigation and apprehension of armed and dangerous fugitive
  
- 1968 Outstanding Sustained Performance of Official Duties
  
- 1967 Dispatch and efficiency in processing information in a kidnapping case
  
- 1965 Outstanding Sustained Performance of Official Duties

**External Commendations**

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1994	Governor Zell Miller, State of Georgia Service as Chairman of the Georgia Committee on Civil Rights Under Color of Law	
1993	Chief of Police Civil Rights Under Color of Law (CRUCL)	Duluth, Georgia
1992	North Central Georgia Law Enforcement Academy CRUCL training	
1992	Fayette County Sheriff Investigation and testimony in arson case disguised as racial matter by perpetrators	
1992	Chief of Police Presentation of CRUCL instruction to area police executives	Macon, Georgia
1992	Plaque of Appreciation Civil rights investigation	Doraville Police Department
1991	Letter of Commendation from Chairman Don Edwards U.S. Senate Subcommittee on Civil and Constitutional Rights	
1991	Director, U.S. Bureau of Prisons Hostage negotiations and rescue	Talladega Federal Prison
1991	Georgia State Patrol and Georgia Department of Natural Resources CRUCL training	
1990	Chief of Police CRUCL training	LaGrange, Georgia
1990	Sparks Investigations Regarding direction of NCIC abuse investigation	Peachtree City, Georgia
1990	Cherokee County Sheriff CRUCL training	
1984	Postal Inspector in Charge Presentation to Postal Inspectors re: development of intelligence resources	Atlanta, Georgia
1981	Owner of recovered Lamborghini auto valued at \$100,000	
1980	President of Eastern Airlines Extortion case at Hartsfield International Airport	
1974	Chief of U.S. Army Criminal Investigative Detachment and Provost Marshall Exceptional Service	Fort Bliss, Texas
1974	Parents of child abducted and sexually assaulted on a military reservation	El Paso, Texas
1973	U.S. Attorney William S. Sessions, Western District of Texas Interstate gambling investigation	El Paso, Texas
1972	Santa Fe Railroad Arrest of subject responsible for numerous facilities burglaries	El Paso, Texas
1970	Hotel Manager Fraud investigation resulting in arrest of two subjects in Juarez, Mexico and recovery of \$10,000 in stolen cash	El Paso Texas

### QUALIFICATIONS

I am a resident of Bartow County, Georgia. I retired from the Federal Bureau of Investigation as a Special Agent, after 30 years of service, in 1994. I have knowledge, training, and experience in all aspects of federal, state, and local law enforcement operations and intelligence. During the last 8 years of my career, I specialized in civil rights investigations, most, of which constituted allegations of police misconduct. Over the course of my career, I have investigated thousands of such cases. Throughout my career, I have had extensive contact with state and local law enforcement agencies and officers, and have participated in countless joint operations. I have also worked extensively on Indian and Military reservations, where under the Assimilative Crimes Act, all crimes committed on the reservation by civilians that would be violations of state law are federal crimes. In that regard, I have conducted many investigations that would normally be considered police work.

Since my retirement in 1994, I have engaged in private practice as an expert consultant and witness in law enforcement misconduct litigation. I have, during that course of time, reviewed hundreds of cases, and evaluated police actions, policies, training, and supervision, among other things, to determine if police personnel and agencies violate legal, ethical, and constitutional standards of conduct under color of law.

I served as Chairman of the Georgia Committee on Civil Rights Under Color of Law, and published a handbook titled "An Ounce of Prevention" as a result of research done by this committee, which focused on many aspects of police misconduct, and the proper administrative response, primarily in the area of excessive force.

I have written authoritative articles for law enforcement publications, and write a column on law enforcement subjects that appears weekly in the Cartersville Daily Tribune News.

I have lectured, as a faculty member, at ICLE conferences on 42, USC, 1983 matters in 1995 "**Internal Investigations as a window of Liability**"; 1997 "**Evaluation and Analysis of Excessive Force Cases**"; 1998 "**Police Officer and Municipal Liability: Administrative Concerns**"; 2000 "**Establishing Custom and Practice of Deliberate Indifference – Case Studies**"; 2001 "**Expert Evaluation of Excessive Force Claims - The Use of Force Continuum, and Evolution of Use of Force Standards and Technology in Law Enforcement**"; 2002 "**Less Lethal Force Options – An Emerging Standard**"; and 2003 "**A Window of Vulnerability – The Integrity of the Internal Investigation Process**".

I have conducted three internal investigations of police departments, two at the request of the police chiefs (Dalton, Georgia and Marietta, Georgia), and one of the Cartersville, Georgia Police Department on behalf of the City Council. I have also conducted an internal investigation of the Fulton County Medical Examiner's Office, on behalf of the Fulton County Manager, Atlanta, Georgia,

I have been qualified as an expert in Superior Court trials in Lee County, GA, Fayette County, GA, Haralson County, GA, Cobb County, GA, Floyd County, GA, Bibb County, GA, Dougherty County, GA, Durham County, NC, Orange County, NC, Prince George's County, MD, and Berkeley County, WV. I also testified as an expert at a state commissioner hearing in Arkansas in a case involving an Arkansas State Trooper.

I have also been qualified as an expert at trial in United States District Courts, Northern District of Georgia, Atlanta Division (2), Southern District of Georgia, Statesboro Division, Middle District of North Carolina, Greensboro Division (2), Northern District of Iowa, Western Division, Northern District of West Virginia, Martinsburg Division, District of New Jersey, and District of Minnesota.

I have filed expert opinion reports and affidavits in numerous other cases in state and federal courts throughout the United States.

I am a certified police instructor by the Georgia Peace Officer Standards and Training Council, and have trained thousand of police officers, executives, chiefs, and sheriffs from hundreds of agencies in the area of civil rights under color of law, police misconduct and liability issues.

I am also a state certified Law Enforcement Firearms instructor, and a nationally certified instructor in Less Lethal Force weaponry. In addition, I am certified by the American College of Forensic Examiners, International, as a Certified Forensic Consultant, and am also certified as an In-Custody Death Prevention instructor by the Institute for the Prevention of In-Custody Deaths, Inc.

Attached, as Exhibit A, is my resume and other information relating to my experience and credentials, a list of cases in which I have previously provided expert opinions, via affidavit, report, deposition, and trial testimony, and the fee schedule which is applicable in this case.

**CONTINUING PROFESSIONAL DEVELOPMENT**

- October, 1994 Attendee and presenter, seminar facilitator, IACP National Convention  
Albuquerque, New Mexico  
Topic: *Excessive Force and Civil Rights Under Color of Law*
- November, 1995 Attendee and lecturer ICLE seminar  
42, USC, 1983, Atlanta, GA  
Topic: *The Internal Investigation As A Window Of Liability*
- November, 1995 Panelist: *“Law Enforcement and Your Community”*  
Program sponsored by the Georgia Human Relation Commission
- July, 1997 Certification course, **O.C. pepper spray**, Doraville, GA
- July, 1997 Certification course, **ASP baton**, Doraville, GA
- November, 1997 Attendee and facilitator, Georgia Association of Chiefs of Police seminar  
Columbus, GA  
Topic: *Management Liability*
- December, 1997 Attendee and lecturer ICLE seminar  
42, USC, 1983, Atlanta, GA  
Topic: *Evaluation And Analysis Of Excessive Force Claims*
- September, 1998 Attendee and lecturer ICLE seminar, Atlanta, GA  
Police Misconduct: Civil Rights Litigation in the Eleventh Circuit  
Topics: *Police Officer and Municipal Liability*  
*Administrative Concerns*  
*Creation and implementation of effective policy*  
*Evolution of nationally accepted standards*  
*The internal investigation process*  
*Policy revisions and training*  
*Record keeping*
- December, 1998 Attendee Georgia Association of Chiefs of Police seminar, Athens, GA  
Topic: *Policy Development and Implementation*
- December, 1999 Attendee IACP Training Course (4 days), Coconut Beach, FL  
Topic: *Investigation of Incidents of Excessive/Deadly Force by Police*
- May, 2000 Attendee Georgia Association of Chiefs of Police seminar, Smyrna, GA  
Topic: *Reducing Trauma & Liability: Increasing Retention*
- December, 2000 Attendee and lecturer, ICLE seminar, Atlanta, GA  
Civil Rights Litigation in the Eleventh Circuit.  
Topic: *Establishing Custom and Practice of Deliberate Indifference – Case Studies*

- April, 2001                    Attendee and lecturer, ICLE seminar, Atlanta, GA  
    Police Liability in Georgia  
    Topic: ***Expert Evaluation of Excessive Force Claims-The Use of Force Continuum, and Evolution of Use of Force Standards and Technology in Law Enforcement***
- May, 2002                    Certification course (40 hours) – **Law Enforcement Firearms Instructor**  
    Northeast Georgia Police Academy
- May, 2002                    Certification course (40 hours) - **Less-Lethal Weapons Instructor** – IACP,  
    Oklahoma City, Oklahoma
- June, 2002                    Attendee and lecturer, ICLE seminar, Marietta, GA  
    Police Liability in Georgia  
    Topic: ***Less Lethal Force Options As An Alternative To Deadly Force – An Emerging Industry Standard In Law Enforcement***
- September, 2003            Attendee and lecturer, ICLE seminar, Marietta, GA  
    Georgia Police Liability and Civil Rights Litigation in the Eleventh Circuit  
    Topic: ***A Window of Vulnerability: The Integrity of the Internal Investigation Process***
- April, 2004                    Attendee, Miami-Dade Medical Examiner’s Office seminar, Miami, FL  
    *Police Medicolegal Investigation of Death*
- June 2004                    Speaker, Police Training Session, Northeast Police Academy, Commerce, GA  
    Character Training for Law Enforcement  
    Topic: *Ethics and Morality in Law Enforcement - Trust*
- January, 2005                Attendee, Regional Conference, American College of Forensic Examiners, Peachtree  
    City, GA – *Certified Forensic Consultant Course* – Certified Forensic Consultant
- August, 2005                Attendee, Instructor Certification Course, Institute for the Prevention of In-Custody  
    Deaths, West Chester, Pennsylvania; *Identification, Prevention, Management, and Investigation of Sudden and In-Custody Deaths* – Certified Instructor
- December, 2006            Attendee, District Conference, Georgia Association of Chiefs of Police, Rome, Georgia  
    *Ethics in Law Enforcement*
- July, 2007                    Attendee, 8 hour Training Seminar, Georgia Association of Chiefs of Police,  
    Savannah, Georgia  
    *Federal Constitutional Law Review and Update – A Guide to Federal Constitutional Principles Affecting Field Law Enforcement Activities*  
    Topics:
- Voluntary contact: Seizures vs. non-seizures of persons
  - Seizures of persons: Investigative stops and arrests
  - Reasonable suspicion and probable cause
  - Vehicle stops and seizures
  - Forced entry into private premises
  - Miranda warnings and waivers

- Non-searches: Consent, abandonment, open fields and woods
- Right to silence & right to counsel
- Searches of persons
- Search warrants
- Non-testimonial identification procedures
- Non-searches: Plain view doctrine and sensory perception

November, 2010

Delivered 2 hour block of instruction on Police Use of Deadly Force to Annual Conference of *Law Enforcement Officer Firearms Instructors Association*, Bartow County, GA (POST Certified In-Service training)

**GENERAL REFERENCE RESOURCES**

The following is a list of authoritative manuals that I have reviewed, and which are available to me in my personal library for reference as needed.

1. *Police Misconduct – 3<sup>rd</sup> Edition*, Avery Rudovsky, and Blum - Clark Boardman Callaghan
2. *Section 1983 Litigation in State Courts* – Clark Boardman Callaghan
3. *Warrantless Search Law Desk Book* – Clark Boardman Callaghan
4. *Search Warrant Law Desk Book* – Clark Boardman Callaghan
5. *Civil Rights and Civil Liberties Litigation, the Law of Section 1983 – 4<sup>th</sup> Edition*, Nahmod - West Group
6. *Civil Rights and Civil Liberties Litigation – 3<sup>rd</sup> Edition* – Clark Boardman Callaghan
7. *Model Law Enforcement Operations Manual* – Georgia Dept. of Community Affairs
8. *Use of Unauthorized Force By Law Enforcement Personnel: Problems and Solutions* – Major City Chief Administrators, National Executive Institute Associates, October 1991 FBI Academy, Quantico, VA
9. *Internal Affairs Investigation Handbook* – Quinlan Publishing Group
10. *Handbook of Forensic Pathology* – College of American Pathologists
11. *Death Investigations* – Course materials
12. *Premises Liability* – Branthon and Lovett – Published by Knowles Publishing, Inc.
13. *Use of Force Model Policy* – IACP National Law Enforcement Policy Center
14. *Use of Force Policy (Resolution 14)* – U.S. Department of Justice
15. *Medicolegal Investigation of Death* – Spitz and Fisher, 3<sup>rd</sup> Edition, Charles C. Thomas, Publisher

I also subscribe to the following magazines and periodicals, which are generally published Monthly, and which I read in order to stay current on operations and standards in the law enforcement industry.

1. *Police Misconduct and Civil Rights Law Report* – Published by Clark Boardman Callaghan
2. *Search and Seizure Bulletin* – Published by Quinlan Publishing Company
3. *Arrest Law Bulletin* – Published by Quinlan Publishing Company
4. *National Bulletin on Police Misconduct* – Published by Quinlan Publishing Company
5. *Quinlan Law Bulletin on Police Immunity* – Published by Quinlan Publishing Company
6. *Police Department Disciplinary Bulletin* – Published by Northeast Publishing Group
7. *Police Chief Magazine* – Published by the International Association of Chief's of Police
8. *Georgia Chief's Newsletter* – Published by the Georgia Police Chief's Association
9. *Georgia Sheriff* – Published by the Georgia Sheriff's Association
10. *FBI Law Enforcement Bulletin* – Published by the Federal Bureau of Investigation
11. *Fulton Daily Report* (Daily)
12. *Fulton Daily Report Opinions Weekly* (Weekly synopsis of state and federal local, appellate, and supreme court cases)
13. *Lawyer's Weekly USA* (Weekly)
14. *North Carolina Lawyers Weekly*
15. *IACP Policy Review* – Published by IACP (Periodical release of current standards and practices policy recommendations and SOP discussion)
16. *The Tactical Edge* – Published by the National Tactical Officers Association
17. *Investigative Stops Law Bulletin* – Quinlan Publishing Group
18. *The Forensic Examiner* – Published by American College of Forensic Examiners International

**CASES INVOLVING WRITTEN REPORTS, AFFIDAVITS, DEPOSITIONS, AND TESTIMONY  
PAST 6 YEARS**

**(\*) Indicates qualified as expert by trial judge**

\* *State of Georgia v. Marcellus Jackson, et al*

1991 Testified as prosecution witness in arson case - Qualified as civil rights/hate crime expert  
Superior Court of Fayette County, Fayetteville, Georgia

\* *Cindy Harris v. Earline Richardson, Atlanta PD and cross claim*

1995 Plaintiff/defendant, Attorney Mark Bips, Atlanta, GA  
Prepared report and testified at trial, Qualified as police procedures expert/arrest and detention  
Superior Court of Lee County, Georgia

\* *Ralph Wesley Ensley, et al v. Cherokee County Sheriff, et al*

1996 Plaintiff, Attorney David Archer, Cartersville, GA  
Provided affidavit, and deposed. Testified at trial - Qualified as police misconduct, excessive force,  
internal investigations, negligent retention expert  
USDC, Northern District of Georgia, Atlanta Division

*Mayor and City Council of the City of Dalton, Ga.*

1996 Review and commentary on 3 shooting cases by Dalton Police Dept.  
Review of policies and S.O.P. of Dalton Police Dept.  
Filed report on review of policies and recommendations  
Provided oral presentation re review of findings in shooting cases

\* *State of Georgia vs. Danny Kevin Allen*

1996 Defendant, Attorney Thomas M. Rego, Tallapoosa, GA  
Testified at trial - Qualified as expert in crime scene analysis/firearm evidence  
Superior Court of Haralson County, Buchanan, Georgia

*Lynn Sapp, et al v. Lowndes County Sheriff G. Robert Carter, et al*

1996 Defendant, Attorney Wm Al Turner, Jr., Valdosta, GA  
Deposed  
USDC, Middle District of Georgia, Valdosta Division

\* *Reginald P. Craig v. City of Durham, et al*

1997 Plaintiff, Attorney Alexander Charns, Durham, NC  
Deposed, testified at civil trial - Qualified as expert in police misconduct, excessive force, baton bruise  
identification.  
State of North Carolina, Durham County General Court of Justice

\* *Douglas D. Roberts v. University of North Carolina, et al*

1998 Plaintiff, Attorney Ronald W. Merritt, Chapel Hill, NC  
Testified at trial - qualified as police misconduct, excessive force, false arrest and detention expert  
General Court of Justice, Superior Court Division  
Orange County, North Carolina

*Chief of Police, Marietta, Georgia*

1998, Appointed Special Investigator to conduct internal investigation at Marietta, GA Police Department, at request of Chief Bobby D. Moody (President, IACP)  
Conducted investigation, provided investigative report of findings and conclusions;  
Testified at Civil Service Review Board hearing

\* *Edward Dash v. City of Greensboro, North Carolina, et al*

1999 Plaintiff, Attorney Judith Behar, Greensboro, NC  
Provided Expert Opinion Report, supplemental report, and deposed,  
Testified at trial. Qualified as use of force expert  
USDC, Middle District of North Carolina, Greensboro Division

\* *Cobb County v. Jeffrey Burns*

2000 Defendant, Attorney George T. Smith, Marietta, GA  
Provided expert testimony at trial – qualified as police misconduct, excessive force, false arrest expert  
State Court of Cobb County, Georgia

\* *State of Maryland v. Brian Catlett, Prince George's County PD*

2001 Prosecution, Roland Patterson, Asst. State's Attorney for Prince George's County, MD.  
Provided report and testified at trial as expert in crime scene, firearms evidence, excessive force, false arrest and detention, and wound interpretation  
Superior Court of Prince George's County, Maryland

\* *Barry Heavner v. West Virginia State Police, et al*

2001 Plaintiff, Attorney Laura R. Rose, Martinsburg, WV  
Provided preliminary affidavit and opinion report, deposed, testified at trial, qualified as use of force, pepper spray, and police procedures expert.  
Circuit Court of Berkeley County, West Virginia

\* *Jeni Cruz and Milton Cruz v. City of Storm Lake, Iowa, et al*

2001 Plaintiff, Attorney Blake Parker, Fort Dodge, IA  
Provided expert opinion report, testified at trial, qualified as expert in suicide intervention protocol; police policies, training, and standards; high risk entries; reasonableness of investigative detention; and false arrest  
USDC, Northern District of Iowa, Western Division

\* *State of Georgia v. Rodney Cadle*

2001 Defendant, Attorney Adrian Lanser, Cartersville, GA  
Testified as expert on negotiation/tactical (SWAT) protocols and standards and reasonable use of force  
Superior Court of Floyd County, Georgia

\* *Scott and Victoria Dawson v. Rockingham, NC Sheriff Department, et al*

2001 Plaintiff, Attorney Stewart Fisher, Durham, NC  
Provided expert opinion affidavits, testified at trial, qualified as expert on police use of force, policies, training, and supervision, national standards on use of force and use of force supervisory review.  
USDC, Middle District of North Carolina

*Kenneth Coaxum (Deceased) – Charleston County, SC Sheriff Dept.*  
2002 Plaintiff, Attorney Byron E. Gipson, Orangeburg, SC  
**Provided pre-litigation expert adverse opinion letter**  
Attorney did not proceed with litigation

\* *David Chambers v. Clay Fauquier and The Medical Center of Central Georgia, Inc.*  
2002 Plaintiff, Attorney Jarome Gautreaux, Macon, GA  
Deposed, testified at trial – Qualified as expert on probable cause, use of force, false arrest, and arrest standards of law enforcement industry  
Superior Court of Bibb County, Georgia

*Marc Devereux v. City of Myrtle Beach, South Carolina, et al*  
2003 Plaintiff, Attorney Raymond P. Mullman, Jr., Spartanburg, SC  
Provided Expert Opinion Report and affidavit  
USDC, District of South Carolina, Florence Division

*Jose Francisco Ramos Guevera v. David A. Sipe, U.S. Border Patrol Agent, and U.S. Government*  
2003 Plaintiff, Attorney Sean Lyons, San Antonio, TX  
Provided preliminary Rule 26 Affidavit  
USDC, Southern District of Texas, McAllen Division

*John Arthur Smith v. Cobb County, Georgia, et al*  
*State of Georgia v. John Arthur Smith*  
2003 Plaintiff – civil action; defendant – criminal appeal  
Attorney Marcia Shein, Decatur, GA  
**Provided adverse opinion letter**

*Linda Fallis v. Oldham County, Kentucky Police Department, et al*  
2002 Plaintiff, Attorney Mikell Grafton Skinner, Louisville, KY  
Provided Expert Opinion Report, deposed  
USDC, Western District of Kentucky, Louisville Division

*Compliance audit and investigation of Fulton County Medical Examiner's Office*  
2003, Fulton County Manager  
Provided investigative findings, conclusions, and recommendations report

*Edward De Angelis v. Town of Cape Charles, Virginia, et al*  
2003 Plaintiff, Attorney James R. McKenry, Norfolk, VA  
Provided Expert Opinion Report, participated in mediation, Provided updated Expert Opinion Report  
USDC, Eastern District of Virginia, Norfolk Division

*Prather v. Pickens County, Georgia*  
2003 Plaintiff, Attorney F. Gregory Melton, Dalton, GA  
Provided Expert Opinion Affidavit  
Lawsuit not yet filed

*\*Todd Hunter Rankin v. Berkeley County, W. Va. Sheriff Department, et al*

2003 Plaintiff, Attorney Laura Rose, Martinsburg, WV

Provided preliminary Rule 26 Affidavit, Expert opinion report, deposed, testified at trial ( qualified as expert on use of force/excessive force, arrest procedures, and bruise identification) provided past testimony affidavit on deliberate indifference to law enforcement industry standards, provided affidavits re qualifications as bruise/wound interpretation expert

USDC, Northern District of West Virginia

*Rahul Gogate v. V. Amerena, et al, and City of Atlanta*

2003 Plaintiff, Attorneys Howard Manchel and Mark Spix, Atlanta, GA

Provided preliminary Rule 26 Affidavit and expert opinion report, deposed

USDC, Northern District of Georgia, Atlanta Division

*\*Jai Devon Lee v. Bulloch County, et al*

2003 Plaintiff, Attorney McNeill Stokes, Atlanta, GA

Provided expert opinion affidavit, testified at trial as expert in excessive force, chemical munitions, training and policy failure, jail cell extraction protocol

USDC, Southern District of Georgia, Statesboro Division

*Henry Ashford v. City of Galveston, Texas, et al*

2003 Plaintiff, Attorney Anthony P. Griffin, Galveston, TX

Provided expert opinion affidavit

USDC, Southern District of Texas, Galveston Division

*Estate of Victor Thompson v. Carroll County Sheriff Department*

2003, Plaintiff, Attorneys Chris Jensen and Clark Gulley, Atlanta, GA

**Provided oral adverse opinion report**

Attorneys withdrew – suit not filed

*Jerry Cooley v. City of Anniston, et al*

2004 Plaintiff, Attorney Nathaniel Owens, Anniston, AL

Provided expert opinion affidavit

USDC, Northern District of Alabama, Eastern Division

*Melvin Howser as Administrator of Estate of Jerry Lynn Howser*

2003 Plaintiff, Attorney Michael D. Galligan, McMinnville, TN

Provided expert opinion report and affidavit, and two rebuttal affidavits against defense experts

USDC, Middle District of Tennessee, Northeastern Division

*Danny L. Deaton v. City of Memphis, Tennessee, et al*

2004 Plaintiff, Attorney John Barry Burgess, Memphis, TN

Provided expert opinion report, affidavit

USDC, Western District of Tennessee, Western Division

*Teddy Johnson (deceased) – Dekalb County, Georgia Police Department shooting*

2004 Plaintiff, Attorney Henry A. Hibbert, Atlanta, GA

**Provided adverse opinion letter**

Lawsuit not filed

*Estate of Derrick Brown (deceased) – College Park, Georgia Police Department shooting*  
2004, Plaintiff, Attorney Craig T. Jones, Atlanta, GA  
**Provided adverse opinion letter**  
Attorney withdrew from suit

*M.D. and M.S. v. City of Homewood, Alabama, et al*  
2004 Plaintiff, Attorney Wendy Crew, Birmingham, AL  
Provided preliminary Rule 26 affidavit, Expert opinion report, deposed  
USDC, Northern District of Alabama, Southern Division

*Estate of Gary Brian Rich v. City of Savannah, Tennessee, et al*  
2004, Plaintiff, Attorney Andrew C. Clarke, Memphis, TN  
Provided expert opinion report, deposed  
USDC, Western District of Tennessee, Eastern Division

*Anthony Burston v. Fulton County Jail*  
2004, Plaintiff, Attorney Henry Hibbert, Atlanta, GA  
Provided expert opinion affidavit  
USDC, Northern District of Georgia, Atlanta Division

*Katrina Lund v. City of White, Georgia, et al*  
2004, Plaintiff, Attorney Hugh Kemp, Dalton, GA  
Provided expert opinion affidavit  
Suit not yet filed

*Monica Steadman v. Jefferson County, Alabama, et al*  
2005, Plaintiff, Attorney Douglas A. Dellaccio, Jr., Birmingham, AL  
Provided expert opinion report  
USDC, Northern District of Alabama, Southern Division

*Cheryl Walker, Administrator of Estate of Kenneth Walker v. Muscogee County, GA et al*  
2005, Plaintiff, Attorney Tanishia Gary, Stuart, FL  
Provided preliminary Rule 26 affidavit, expert opinion report, deposed  
USDC, Middle District of Georgia, Columbus Division

*Christofar Atak v. Gregory Siem, City of Rochester, Minnesota, et al*  
2005, Plaintiff, Attorney Jeffrey A. Hanson, Rochester, MN  
Provided expert opinion report  
USDC, District of Minnesota

*Regina Brown v. City of Austell, Georgia, et al*  
2005, Plaintiff, Attorney Steve Yaklin, Marietta, GA  
Provided expert opinion report  
USDC, Northern District of Georgia, Atlanta Division

*Alton Louis Marshall, Jr. v. Officer John Vernon Valdez, Dallas, TX Police Department*  
2005, Plaintiff, SMU Legal Clinic  
Provided preliminary Rule 26 Affidavit  
USDC, Northern District of Texas, Dallas Division

*Kenneth Sanders, et al v. City of Union Springs, Alabama, et al*  
2005, Plaintiff, Attorney Wendy Crew, Birmingham, AL  
Provided expert opinion report, deposed  
USDC, Middle District of Alabama, Northern Division

*Annie Lois Clyde v. City of Sylvester, Georgia, et al*  
2005, Plaintiff, Attorney Christopher Warren, Albany, GA  
Provided expert opinion report  
USDC, Middle District of Georgia, Albany Division

*Richard Kline v. City of Smyrna, Georgia, et al*  
2005, Plaintiff, Attorney Matthew Carlton, Atlanta, GA  
Provided expert opinion report, deposed, provided affidavit in rebuttal of motion to exclude  
State Court of Cobb County, Georgia

*Christopher Lee Scallions v. Lauderdale County, Tennessee, et al; Dyer County, Tennessee, et al*  
2006, Defense, Attorney J. Thomas Caldwell, Ripley, TN  
Provided expert opinion report, rebuttal affidavit to plaintiff expert  
USDC, Western District of Tennessee, Western Division

*Joceyline M. Banks v. Bouve and Mohr, LLC, dba Creekside Apartments*  
2006, Plaintiff, Attorney James Goldstein, Atlanta, GA  
Deposed  
State Court of Fulton County, Georgia

*\*Casmarah Mimbs v. Dougherty County, et al*  
2006, Defense, Attorney Chris Balch, Atlanta, GA  
Testified at trial, and qualified as expert in police use of force, forensic evaluations, investigative protocols, wound and bruise interpretation, arrest and takedown techniques, and probable cause for arrest/detention.  
State Court of Dougherty County, Georgia

*Antoine Moody v. Dougherty County, et al*  
2006, Defense, Attorney Chris Balch, Atlanta, GA  
Provided expert opinion report  
USDC, Middle District of Georgia, Albany Division

*Nick Watson v. City of LaVergne, Tennessee*  
2006, Defendant, Attorney William N. Bates, Nashville, TN  
Provided expert opinion report  
Circuit Court of Rutherford County, Tennessee at Murfreesboro

*\*Estate of Michael Simmons v. State of New Jersey, et al*  
2006, Plaintiff, Attorney Joseph M. Marrone, Philadelphia, PA  
Provided expert opinion report; testified at trial, qualified as expert in use of force and deadly force, law enforcement industry standards, policy, duty to provide medical aid  
USDC, District of New Jersey

*\*Craig Holmes v. Officer Curry Walker, East Point, GA PD*

2006, Plaintiff, Attorney Victor Long, Atlanta, GA

Provided expert opinion report, deposed, testified as expert at trial on police use of deadly force, probable cause for arrest, internal cover-up, and gunshot wound interpretation.

USDC, Northern District of Georgia, Atlanta Division

*James Johnson v. Officer Paul Blandford, Nicholasville, KY Police Department*

2007, Plaintiff, Attorney Greg Joyner, Louisville, KY

Provided expert opinion report and rebuttal memo to report of defense expert

USDC, Eastern District of Kentucky, Lexington Division

*Madyson Mathews v. Oglethorpe County, Georgia et al*

2007, Plaintiff, Attorneys Chris Jensen and Clark Gulley, Atlanta, GA

Provided preliminary disclosure report and final expert opinion report, deposed

USDC, Middle District of Georgia, Macon Division

*Melvin Chappell v. City of Cleveland, Ohio, et al*

2007, Defense, Attorney Steven Funk, Akron, OH

Provided expert opinion report and rebuttal report re plaintiff expert's opinions

USDC, Northern District of Ohio, Eastern Division

*Charles Bryan Dixon v. Cobb County, Georgia, et al*

2007, Plaintiff, Attorney Hylton Dupree, Marietta, GA

Provided expert opinion report, deposed

USDC, Northern District of Georgia

*City of Cartersville, Georgia*

2007, City Council, Cartersville, GA

Retained as expert consultant to conduct investigation of allegations of misconduct against the police chief, as well as issues of morale, policy, law enforcement industry standards of operation, fraud against the city, etc.

Provided preliminary expert opinion report

*Pompa v. United States of America*

2007, Plaintiff, Attorney Drew Richman, San Antonio, Texas

**Provided oral adverse opinion**

Lawsuit dismissed

*Willie McGregory, Sr., et al v. City of Jackson, Mississippi, et al*

2007, Plaintiff, Attorney Eric Stracener, Jackson, MS

Provided preliminary Rule 26 disclosure report and expert opinion report

USDC, Southern District of Mississippi, Jackson Division

*Estate of Raymond Flanagan v. City of Lafayette, Indiana, et al*

2007, Plaintiff, Attorney Stephen Wagner, Carmel, IN

**Provided oral adverse opinion**

*Eduardo Salas v. City of Glennville, Georgia, et al*

2007, Plaintiff, Attorney Joseph Berrigan, Savannah, GA

**Provided adverse opinion letter**

Lawsuit not filed

*William Estrada, et al v. City of Shelbyville, Tennessee, et al*

2008, Plaintiff, Attorney James Stephen King, Memphis, TN

Provided preliminary Rule 26 disclosure report, Provided expert opinion report, deposed

USDC, Eastern District of Tennessee, Winchester Division

*George Herman Woy v. City of Oak Grove, Kentucky, et al*

2008, Plaintiff, Attorney John Ketcherside, Jackson, TN

Provided expert opinion report

USDC, Western District of Kentucky, Paducah Division

*State of Georgia v. Brandon Jones*

2008, Criminal defendant, Attorney Donell Holiday, Atlanta, GA

Suppression motion

**Provided adverse opinion letter**

*Jennifer Lee, estate of Rodney Lee v. City of Franklin, GA, et al*

2008, Plaintiff, Attorney James D. McGuire, Atlanta, GA

Provided expert opinion report

USDC, Northern District of Georgia, Newnan Division

*\*Katie J. Felder, estate of Dominick Felder, v. City of Minneapolis, et al*

2008, Plaintiff, Attorney James R. Behrenbrinker, Minneapolis, MN

Provided expert opinion report, testified at trial. Qualified as expert on use of force, police procedures, internal investigation standards, and gunshot wound interpretation.

USDC, District of Minnesota

*Phillip Whiteside v. Richland County, South Carolina Sheriff's Dept., et al*

2008, Plaintiff, Attorney James J. Corbett, Columbia, SC

Provided expert opinion affidavit

Lawsuit not yet filed

*\*Wesley Yandell v. Arkansas State Police, et al*

2009 Plaintiff, Attorney Jeff Mitchell, Fayetteville, Arkansas

Deposed, testified at commissioner hearing as expert on pursuit, use of force and deadly force, probable cause, bullet wounds, and pattern bruising

*Hamid Lavassani v. City of Canton, Georgia, et al*

2009 Plaintiff, Attorney Brian Sams, Marietta, GA

Provided expert opinion report, deposed

USDC, Northern District of Georgia, Atlanta Division

*John T. Turner v. John T. Jones and City of Baxley, Georgia*  
2009 Defense, Attorney Britton White, Savannah, GA  
Provided preliminary Rule 26 Expert Disclosure Report  
USDC, Southern District of Georgia, Brunswick Division

*Shooting of Tyciris Jordan by Cobb County Police in Douglas County*  
2009, Plaintiff, Attorney Forrest B. Johnson, Atlanta, GA  
Provided oral adverse opinion

*Cynthia Willis, et al v. City of Savannah, Georgia, et al*  
2009 Plaintiff, Attorney W. Lamar Fields, Savannah, GA  
Provided Preliminary Rule 26 Expert Disclosure Report, Expert Opinion Report  
USDC, Southern District of Georgia, Savannah Division

*Estate of Lorenzo Mathews v. Officer Torrey Thompson, Dekalb County, GA PD*  
2009 Plaintiff, Attorney Kevin Weimer, Atlanta, GA  
Deposed  
State Court of Dekalb County, Georgia

*Dustin Myers, et al v. Murry Bowman, et al*  
2010 Plaintiff, Attorney John Spurlin, Tifton, GA  
Provided Expert Opinion Report  
USDC, Southern District of Georgia, Augusta Division