

08-1-5010

*Jay C. Stephenson*

Jay C. Stephenson  
Clerk of Superior Court Cobb County



**GENERAL PRESENTMENTS  
of the  
JULY/AUGUST 2008  
GRAND JURY  
IN THE SUPERIOR COURT  
COBB COUNTY, GEORGIA**

GEORGIA, COBB COUNTY  
I HEREBY CERTIFY THE WITHIN AND FOREGOING TO BE A  
TRUE AND CORRECT AND COMPLETE COPY OF THE  
ORIGINAL THAT APPEARS OF RECORD

CASE No. 08-1-5010 IN THIS OFFICE

THIS 5th DAY OF Sept 20 08

*Deborah Finnes*  
DEPUTY CLERK COBB COUNTY  
COURT, COBB COUNTY, GEORGIA

**BRADFORD JONATHAN WYMAN, FOREPERSON  
LEE E. ASBERRY, ASSISTANT FOREPERSON  
DAPHNE J. CABLE, CLERK  
BRADLEY ROY BOOT, ASSISTANT CLERK**

**July/August 2008 Term  
of the Cobb County Grand Jury**

**Consisted of the Following Panel Members:**

<b>Christine J. Paddrik</b>	<b>Marcus D. Cotton</b>
<b>Darren Matthew McGurn</b>	<b>Gino Americo Nardone</b>
<b>Danilo L. Llamas</b>	<b>Angela McCray Washington</b>
<b>Donna Marie Delay</b>	<b>Joshua David Tamayo</b>
<b>Karen McLaughlin Cooper</b>	<b>Roslyn Vonetta Thomas</b>
<b>Peter Daughtry Ketcham</b>	<b>Frank Dennis Duncan</b>
<b>Frank Randolph Summers</b>	<b>James Zachary Dyson</b>
<b>Wilson N. Martin, III</b>	<b>Carlos A. Espinosa</b>
<b>Silvia Barbara Diaz</b>	<b>Candice K. McCluskey</b>
<b>Carol Hightower Madson</b>	<b>John William Burdette</b>
<b>Jerry J. Harrison, Jr.</b>	

## **GRAND JURY PRESENTMENTS**

We, the Grand Jury, selected and sworn for the July/August 2008 Term, respectfully make the following presentments:

This Grand Jury has acted on **318 Indictments**, returning **306 True Bills** and **12 No Bills** during the term.

## **COBB COUNTY GRAND JURY REPORTS**

*Findings from the Inspections of:*

### **Cobb County Adult Detention Center**

Members of the Grand Jury had lunch at the Cobb County Adult Detention Center on Tuesday, July 22, 2008 and were introduced to Col. Lew Alder, Jail Commander, and members of the Cobb County Sheriff's Department staff. A power-point presentation describing the intake process, special units and programs of the facility was led by Chief Deputy Lynda Coker and Sgt. Chris Lee. During the presentation, the cost of approximately \$40 per day per inmate was given as a current average cost for Cobb County. Additionally, Cobb County is only reimbursed \$20 per day. It is the recommendation of this Grand Jury that the Sheriff continue to aggressively pursue the State of Georgia to timely take possession of the inmates to be remanded to their care.

This was followed by a tour of the Detention Center; three (3) Interns with Cobb County Superior Court joined us on the tour. We were given a bird's eye view of the pods for inmates with specific information on various security safeguards and medical interventions. Though they are overpopulated, we feel that the Sheriff has done a marvelous job in using all space in order to house those inmates that need confinement.

A new \$110 million addition to the Detention Center is due to open in the fall of 2009. This addition will alleviate some overcrowding caused by the State of Georgia's slow pace of accepting custody of their prisoners and not building new jails.

### **COBB 911**

We viewed the Cobb County 911 Center and its operations. The operation as a whole is a flagship agency and is accredited with "Use of Best Practices". The

agency intakes approximately one-million calls a year and has two back-up systems. Extensive training that lasts over six (6) months and includes CPR assures competency among staff.

### **ACWORTH CITY JAIL**

The Penal Committee visited the Acworth Police Department/Detention Center on July 29, 2008. We were provided with an excellent and thorough tour of the facility by Detention Officer Agosto. The Committee was told that this facility only houses individuals charged with misdemeanors. The facility is relatively small and normally holds between 17-26 inmates at any given time, approximately 8 to 9 which are females. The Committee was told that there may be an expansion of the facility sometime in the near future. The visit was mostly comprised of a walking tour of the entire facility which included a very thorough explanation of how individuals that are brought in by Acworth Police are processed into the facility, how they are managed during their stay and how long the average inmate stays at the facility. The Committee was impressed with the cleanliness and efficiency of the facility, the thoroughness of the processes and procedures and the professionalism and courtesy shown to us by Detention Officer Agosto.

### **KENNESAW CITY JAIL**

The Committee then visited the Kennesaw Police Department and City Jail. A tour was provided by Lt. Craig Graydon, Jail Administrator and Sgt. Junior Grumbein, Assistant Jail Administrator. It was observed that this facility is larger and seems more modern than the Acworth Police Department. This is, in part, because this facility includes a large room that serves as both Council Chambers and Courtroom for hearing misdemeanor cases. Like the Acworth Jail, this facility only houses individuals charged with misdemeanors. Any felons that are brought into the facility are processed and then immediately transferred to the Cobb County Jail. During the tour of the facility, the Committee was introduced to Mr. Bill Westenberger, Kennesaw Chief of Police. Chief Westenberger was extremely gracious and courteous to the Committee and joined us for the remainder of the tour. Like the Acworth Police Department and Detention Center, this facility was extremely clean and appeared to be well managed by well trained professionals and well thought out processes and procedures.

Overall, the Committee walked away from both tours very proud, impressed and confident that citizens of Cobb County, Acworth and Kennesaw are receiving first class facilities and services for their tax dollars.

## **COBB COUNTY PUBLIC SAFETY TRAINING CENTER**

The Grand Jury toured the Public Safety Training Center on July 22, 2008. Information was given to us by Public Safety Director Mickey Lloyd, Lt. Al Campbell, Sgt. Dan Ferrell and Sgt. Wayne Williams on the various classes for Fire Recruits, Mandate 22, Annual Training, Advanced Traffic Law, RMS( Records Management System), and MDT(Mobile Data Terminator). Special Weapons and Tactics (SWAT) also trains at this Center. The Grand Jury members were able to participate in a demonstration using a Firearms Simulator which is available to all officers, including those involved in shootings. Firearms training involves: how to shoot, tactical approach and judgment.

The Training Center and its programs are very impressive, and serving the county well.

## **COBB COUNTY PARKS AND RECREATION**

On Tuesday, July 29, 2008 members of this committee met with Bob Ash, Director of Public Services and Eddie Cannon, Director of Parks, Recreation and Cultural Affairs. Our meeting with these gentlemen provided a wealth of information on many aspects of Parks responsibilities and procedures.

We received the detailed budget breakdown for maintenance costs for fiscal year 2007 for all Cobb County owned parks. This information was broken down by park type, developed or undeveloped park and park name. Park types range from the Amphitheater to Dog Parks and Civic Centers to Playgrounds.

Maintenance inspections are performed on playgrounds every three months.

Budgeting for the Parks and Recreation Department comes from the County's General Fund, which is primarily from Property Tax Revenue and fees from activities.

We were also provided with a project description list from the past four years showing the name of the project, budget for the project and funds actually spent.

We were given a look inside the process of the Parks Bond Program. This information allowed us to see how a piece of property becomes one belonging to Cobb County. This begins with the Citizens Advisory Committee. This committee is made up of fifteen (15) individuals appointed by the Board of Commissioners. The responsibility of this committee is to oversee that the bond program has consistent review of reasonable properties to purchase and provide recommendations to the Commissioners.

To purchase a property, the following steps must be taken:

- First presentation or recommendation of property to purchase brought to the Board
- Topographical map is developed
- Information from committee for what type of facility is needed in the community
- Develop layout of property
- Second presentation to public input and Board adopts plan
- Development and funding commences

The County seems very dedicated in funding and developing properties that will improve our communities.

The suggestion that we of the Parks and Recreation Committee recommend is to have a security policy in place on properties prior to development, to cut down on liability and to protect property. This may be as simple as posting "No Trespassing" signs in non-developed areas to limit the liability of inviting the public onto the property.

### **Visit to Hyde Farm with Parks and Recreation**

Also present was Deborah Edelson, Project Manager from the Trust for Public Land (TPL).

In 1830 the Power family settled the area. In 1870, the Hyde family began sharecropping the land with the Powers. In 1910 the area was heavily flooded by the river and the land significantly devalued. The Hyde family purchased the land. The Hyde's had 6 children, with 2 male children, J.C. and Buck. The land was left to the two male children and neither of them ever married.

Buck died first and left the land to J.C. The Trust for Public Land got involved when J.C. was unable to pay the resulting taxes, and in 2004, when JC died, they were to take possession. The remaining family members initiated litigation against the TPL seeking to break the agreement, and the litigation against the TPL seeking to break the agreement, was recently settled.

The property consists of approximately 95 acres, and was purchased for \$14.2 million. Some of the property will be acquired in part by Cobb County and in part by the National Park Service which owns a significant portion of the adjacent property. The exact amount of acreage to be transferred to each party is being resolved in the near term.

The house on the property was toured and it, along with most of the other buildings on the property are in need of significant repair to get them in a

condition to be viewed safely by the public. There is a functioning well on the property, and the water was tested and passed all required tests. The property is actively being farmed, which allows a lower tax category for the property. While it is unknown when the National Park Service will secure funds to develop their portion of the property, Cobb County is seeking funds for programming in the 2009/2010 budget.

### **MEDICAL EXAMINER'S OFFICE COMMITTEE**

On Tuesday, August 5, 2008 members of this Committee had the privilege of visiting the Cobb County Medical Examiner's Office. The Medical Examiner's Office is just a plain and simple building that sits to the side of the enormous Cobb County Police Department and 911 Call Center Building. Immediately upon our arrival, we met Mike Cosper, the Operations Manager who has been with the Medical Examiner's Office since 1998. Mr. Cosper took the time to inform the committee about the functions of the facility and educate us about death investigations and the process his office goes through for each case.

From the beginning of our tour, it was immediately apparent to all of us that the facility was not sufficient in size. Four Investigators share two offices that are small, with every bit of space being utilized. Another office was basically a multi-purpose room, serving as a conference room, lunch room, storage room and office. The day of our tour we saw a suicide victim in the autopsy room. Two employees of the Medical Examiner's Office were tending to the victim, performing their duties with care and respect. However, what was evident upon entering the room was how small the work area was. Having two or more patients in this room at the same time would be a challenge. This was the theme throughout the whole facility, lack of sufficient space.

Nothing has changed in regards to this office since the May/June 2008 Grand Jury Committee toured the facility. The two major concerns that they spoke of obviously still remain. The facility is extremely small for a county as populated as Cobb and the Office is still understaffed. It is rare to find individuals who take such pride in their job, in this case, you have an entire office that takes pride in what they do and the service they provide to the community. County officials need to explore the budget and somehow find funding to hire at least three (3) more Forensic Investigators and another Administrative employee. Cobb County is currently without a crime lab, having one on site would expedite cases.

Customer Service is important to the staff in this office, and they do a wonderful job under the circumstances. Everyone who is employed at the Medical Examiner's Office should be praised for their dedication and commitment to do a quality job. Strong consideration needs to be placed on providing Mike Cosper and his team with more employees, equipment and a larger work environment.

## **COBB COUNTY SCHOOL SYSTEM COMMITTEE**

Because of publicity regarding the appointment of Dr. Lawrence Bynum to the position of principal at North Cobb High School, the Grand Jury for the July/August 2008 term created a committee in an attempt to understand the issues that were raised by the publicity, specifically the process that allowed Dr. Bynum to be presented as a candidate for promotion to the School Board, without disclosing to the Board the fact that there was a pending investigation. The Committee requested that Ms. Sheila Cozine, School Board Chair Ms. Betty Gray and Cobb County School District Superintendent Fred Sanderson speak with the committee.

### **Interview of Sheila Cozine**

Ms. Cozine is the Diversity and Equal Opportunity Manager for the school district. Her role is to be an impartial investigator to any claims within this sensitive area. She reports to Dr. Donald Dunnigan who is the Chief of Human Resources.

Ms. Cozine has a background as an Employment Law Paralegal, and holds certifications as a Mediator, PHR, and is certified in Affirmative Action regulations. She was initially working for the Dallas Transit Authority, and eventually moved to their EEOC department. Her immediate boss moved to MARTA in Atlanta, she decided to eventually follow her boss as an opportunity arose at MARTA. She was at MARTA for 3-4 years, and subsequently came to the Cobb County School District. She performs approximately 20-30 investigations per year.

She began by describing the process that is utilized once a complaint against an employee has been filed. The Grand Jury asked if this process was documented, and her response was that it had never been documented. The Grand Jury did not ask her to produce the specific Sexual Harassment policy in effect at the time of this investigation; however, she described the process as follows:

1. An intake summary is prepared
2. She notifies the individual against whom the complaint has been filed, and warns them not to destroy any potential information, and not to seek any form of retaliation against the complainant.
3. She then identifies and interviews potential witnesses. This will include the complainant, the respondent, and any other witnesses identified by either party.
4. She then prepares an investigative report which will include:
  - a. The legal requirements for any of the claims asserted.
  - b. Specific findings of allegations
  - c. Identification of any EEOC concerns so that corrective action may be made.

In the investigation that took place on Dr. Bynum, Ms. Cozine interviewed more than 107 witnesses, opened and reviewed an investigation for similar behavior into Dr. Bynum from the previous year, opened and reviewed an investigation for similar behavior into Dr. Bynum from several years before, interviewed members of a tennis group that was identified by complainant, and met with the EEOC Investigator that was assigned as a result of the charges filed with the EEOC. It appears that Ms. Cozine undertook her role in this investigation seriously and diligently. She is now preparing for the mediation with the EEOC on this investigation, and is aware, although not officially notified, of another EEOC claim just filed against Dr. Bynum at the EEOC.

Because the Grand Jury was inquiring about how the process allowed Dr. Bynum to be presented as a candidate for promotion to the Board of Education, without disclosing to the Board the fact that he was under investigation, Ms. Cozine was asked extensively by the Committee about the process used to monitor the status of ongoing investigations. Ms. Cozine was responsible for regular updates to Dr. Dunnigan, and it was her assumption that he was regularly updating Superintendent Fred Sanderson.

She had also advised the Committee that she has been aware that Employee Relations was going to look into why Dr. Bynum has the highest turnover of a school in this category.

Additionally, in this case she had informed the Assistant Area Superintendent of the status of the investigation. Ms. Cozine indicated that it was clear to her that the Assistant Area Supervisor was an advocate for Dr. Bynum because he had implied to her that the witnesses were just all disgruntled employees.

When she completed her Investigative report it was communicated to Dr. Dunnigan. Although she believes that the facts are as alleged by the complainant, she did not believe that they rose to the level of severity or pervasiveness required under the law. She did make a finding of a hostile work environment and made a recommendation of training for Dr. Bynum.

Finally, Ms. Cozine explained that she assisted in developing a Sexual Harassment statement for the Superintendent, but she did not explain whether this took place before or after this investigation.

She is aware that the school district is considering eliminating her position.

### Interview of Fred Sanderson

Mr. Sanderson began his interview by explaining that he brought in a copy of the Sexual Harassment Board Rule, and had highlighted the fact that the rule required that the investigation was not started under the time limits imposed by the rule, and that once it had been started it was to be complete within 60 days of the initial claim. This was not done in this case, and he believes that that was a contributing cause, as he did not realize that the investigation was continuing. It is his opinion that protocol was not followed in this case.

Mr. Sanderson explained that the School District had more than 15,000 employees and that he obviously had to manage this through his staff.

He explained that at the time Dr. Bynum was presented for re-assignment, the investigation had been underway for more than 7 months. He was aware of the investigation.

The resignation at North Cobb forced them to fill the position quickly. He, his Assistant Area Supervisor, and Mr. Dunnigan, (and possibly others) decided that Dr. Bynum was the best candidate. When presenting to the Board, he talked at length about the qualifications of Dr. Bynum, but did not reveal the investigation. Mr. Sanderson spent a great deal of time talking about the qualifications of Dr. Bynum, including the fact that Floyd had not made AYP (Adequate Yearly Progress) until Dr. Bynum arrived, and that North Cobb was not going to make AYP (Adequate Yearly Progress). Much of the turnover at Floyd was justified in Mr. Sanderson's view. He knows that Dr. Bynum has a gruff style that intimidates many, but he gets the job done. This re-assignment did not follow the regular process due to the limited time to fill the position.

Mr. Sanderson was also aware of the previous investigations, but he believed that it was all unsubstantiated in the investigative reports.

He believes that Dr. Bynum has been targeted by the teachers association because of his high standards and his style.

He did not believe that there had ever been a request for an extension of time on the investigation.

He has a personnel report prepared in preparation for each board meeting and if investigations are identified, he and Mr. Dunnigan review them prior to the board meeting. He has not provided us a copy of the Personnel report for this board meeting.

The EEOC filing was not brought to Mr. Sanderson's attention.

The investigative report came out 3 weeks after the board decision on the re-assignment.

Mr. Sanderson then explained that the board is considering eliminating or consolidating Ms. Sheila Cozine's position as there is duplication between her role and that of the functions of the HR department.

He informed the Grand Jury that the complainant of Dr. Bynum had also had some issues requiring disciplinary action, and the Asst. Area Supervisor would have been involved with those investigations as well.

The district is working with Dr. Bynum on tempering his abrasive style, and it is the Asst. Area Supervisor's responsibility to insure that any recommendations from the investigative report are followed up on. Mr. Sanderson was not aware if there had been any recommendations.

There is now going to be a formal review of an employee file prior to making a recommendation for change of status.

#### Interview of Betty Gray

Currently serving as chairperson of the Board of Education. She explained that the School Board members are very close to their respective communities and know best what type of leadership works best in their schools. Each board member watches out for their district, and the other members tend to trust the judgment of that board member with regards to issues in their district.

She believes that this was a breakdown in communication due to human error. The need to appoint a principal in North Cobb came up very quickly and was brought to them at the last meeting in June. They discussed it during executive session and, because of the strong recommendation, voted 7-0 to re-assign Dr. Bynum. At no time were they told that he was under investigation. There was no real discussion of any issues, and they did not ask about any investigations.

Their questions usually revolve around a candidate's community involvement, ability to hire good teachers, ability to control the school, ability to work in a diverse environment, and ability to use the resources around them. The board has an expectation that the Superintendent will disclose all that he knows.

She believes that this failure of the process began with the failure of communication between Ms Cozine and her boss and continued throughout the chain of command. She also stated that every Monday, the Superintendent should know the status of all investigations underway, and the details of where they are.

The original notification letter informing the Respondent should also go to the PSC (Professional Standards Commission).

### Grand Jury Recommendations

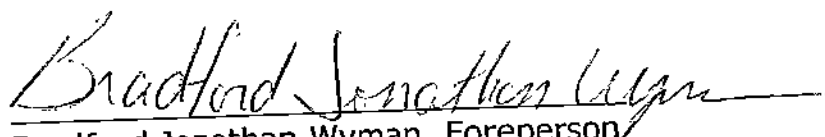
The Grand Jury recommends that the Cobb County Board of Education and the Superintendent review the policies regarding communication between the Administration and the Board. An improvement in those policies, such as the suggestion by Mr. Sanderson that there is to be a formal review of an employee file prior to making a recommendation for change of status, will certainly benefit the citizens of this county.

### GENERAL RECOMMENDATION FROM JULY/AUGUST TERM GRAND JURY

It is our recommendation that the September/October 2008 Term Grand Jury appoint a committee to review the procedures/notification process presently in place for the Cobb County School System to place cell phone towers on school property.

### General Reports

The July/August 2008 Term Grand Jury has inspected the reports of receipts and disbursements of the Clerk of Superior Court, the County Treasurer, Probate Court and the Sheriff of Cobb County and found them to be in order.


  
Bradford Jonathan Wyman, Foreperson

Georgia, Cobb County  
Cobb County Superior Court  
Cobb Judicial Circuit

**ORDER**

Read and Considered, Let the Same Be Filed.  
It is hereby ordered; that the within Presentments be published in the  
official organ of Cobb County within fifteen (15) days from the date.

So Ordered, this the 4th day of September, 2008.

  
\_\_\_\_\_  
Adele Grubbs  
Judge, Superior Court  
Cobb Judicial Circuit

STATE OF GEORGIA  
COUNTY OF COBB

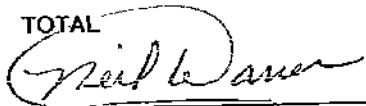
RETURN TO THE COBB COUNTY  
GRAND JURY FOR JULY - AUGUST 2008

DATE: 07/08/2008

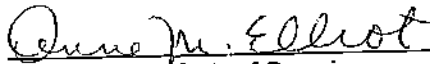
In compliance with the provision of Georgia Code 36-1-7, I submit for your examination the following true and just statement of the funds which I have collected and paid into the county General Fund on behalf of Cobb County for the period of May 1, 2008 through June 30, 2008.

To the Honorable Members of the Grand Jury for the period of May 1, 2008 through June 30, 2008:

<b>FINES AND FORFEITURES</b>	
Collected and paid into the Superior and State Courts of Cobb County	\$29,106.07
<b>FEES COLLECTED RECORDS AND ID</b>	
Fees for processing applicant fingerprints and sale of photos paid into the Cobb County General Fund	\$20,383.45
	\$56,218.00
<b>CIVIL COSTS</b>	
Collected and paid into the Cobb County General Fund	\$6,946.39
<b>MISCELLANEOUS REVENUES</b>	
Collected and paid into the Cobb County General Fund	\$172,082.49
<b>BOND FORFEITURES</b>	
Collected and paid into the Cobb County General Fund	\$17,184.26
<b>JAIL BOND SURCHARGE</b>	
Collected and paid into the Cobb County General Fund	\$38,376.00
<b>BOND DOCUMENT FEE</b>	
Collected and paid into the Cobb County General Fund	\$78,177.00
<b>JAIL SUBSIDY</b>	
Collected and paid into the Cobb County General Fund	\$37,827.73
<b>WORK RELEASE PER DEIM</b>	
Collected and paid into the Cobb County General Fund	\$456,301.39
<b>TOTAL</b>	\$456,301.39

  
\_\_\_\_\_  
Neil Warren, SHERIFF  
COBB COUNTY, GEORGIA

Personally appeared before me, Neil Warren, Sheriff of Cobb County, Georgia, who on oath deposed and says that the above is a true and correct statement to the best of his knowledge.


  
\_\_\_\_\_  
Notary Public, State of Georgia  
Notary Public, Cherokee County, Georgia  
My Commission Expires May 23, 2010

**STATE, SUPERIOR, JUVENILE, MAGISTRATE  
DEPARTMENTS 040, 160, 165, 185, 190, 200 & 220  
FINES AND FORFEITURES  
OCTOBER 1, 2007 TO JULY 31, 2008**

<u>RECEIPTS:</u>	BUDGET FOR OCT - SEPT	ACTUALS FOR OCT - JUL	VARIANCE
Bond Forfeiture	\$ 123,004.00	\$ 182,748.00	\$ 59,744.00
Drug Treatment/Ed.	487,569.00	162,650.73	(324,918.27)
Court Fines	1,351,198.00	1,233,051.31	(118,146.69)
County Jail Fund*	-	702.88	702.88
Other Fines/Forfeiture	11,250,291.00	8,679,632.45	(2,570,658.55)
Victim Assistance Prog. Fine	449,410.00	499,310.10	49,900.10
	<u>\$ 13,661,472.00</u>	<u>\$ 10,758,095.47</u>	<u>\$ (2,903,376.53)</u>
<b>TOTAL RECEIPTS</b>			

<u>DISBURSEMENTS:</u>	BUDGET FOR OCT - SEPT	ACTUALS FOR OCT - JUL	VARIANCE
Personal Services			
Salaries	\$ 17,214,941.00	\$ 13,369,575.74	\$ 3,845,365.26
Fringes	6,525,343.00	5,201,115.35	1,324,227.65
Total Personal Services	<u>23,740,284.00</u>	<u>18,570,691.09</u>	<u>5,169,592.91</u>
Operating			
Office Materials/Supplies	\$ 343,169.00	\$ 260,600.70	\$ 82,568.30
Legal/Professional Fees	522,611.00	421,744.53	100,866.47
Juror-Witness	309,050.00	191,500.00	117,550.00
Court Reporting	70,317.00	52,098.23	18,218.77
Other	476,454.00	327,210.39	149,243.61
Total Operating	<u>1,721,601.00</u>	<u>1,253,153.85</u>	<u>468,447.15</u>
Capital	<u>\$ 414,217.00</u>	<u>\$ 10,666.68</u>	<u>\$ 403,550.32</u>
<b>TOTAL DISBURSEMENTS</b>	<u>\$ 25,876,102.00</u>	<u>\$ 19,834,511.62</u>	<u>\$ 6,041,590.38</u>

\*County Jail Fund - \$1,120367.65 was collected and transferred to the Debt Service Fund for payments on the Detention Facility.

  
Brad Bowers, Finance Director/Comptroller

**FINES AND FORFEITURES  
OCTOBER 1, 2007 TO JULY 31, 2008  
FOR STATE COURT (DEPTS 160 & 200) ONLY**

<u>RECEIPTS:</u>	<b>BUDGET FOR OCT - SEPT</b>	<b>ACTUALS FOR OCT - JUL</b>	<b>VARIANCE</b>
Other Fines/Forfeiture	\$ 11,250,291.00	\$ 8,679,560.45	\$ (2,570,730.55)
Victim Assistance Prog. Fine	<u>414,087.00</u>	<u>460,220.75</u>	<u>46,133.75</u>
<b>TOTAL RECEIPTS</b>	<b><u>\$ 11,664,378.00</u></b>	<b><u>\$ 9,139,781.20</u></b>	<b><u>\$ (2,524,596.80)</u></b>

<u>DISBURSEMENTS:</u>	<b>BUDGET FOR OCT - SEPT</b>	<b>ACTUALS FOR OCT - JUL</b>	<b>VARIANCE</b>
Personal Services			
Salaries	\$ 4,129,699.00	\$ 3,193,896.98	\$ 935,802.02
Fringes	<u>1,509,427.00</u>	<u>1,228,569.74</u>	<u>280,857.26</u>
Total Personal Services	5,639,126.00	4,422,466.72	1,216,659.28
Operating	\$ 278,106.00	\$ 189,360.24	\$ 88,745.76
Capital	<u>6,729.00</u>	<u>2,499.17</u>	<u>4,229.83</u>
<b>TOTAL DISBURSEMENTS</b>	<b><u>\$ 5,923,961.00</u></b>	<b><u>\$ 4,614,326.13</u></b>	<b><u>\$ 1,309,634.87</u></b>

\*County Jail Fund - \$961,997.98 was collected and transferred to the Debt Service Fund for payments on the Detention Facility.

  
Brad Bowers, Finance Director/Comptroller

COBB COUNTY PROBATE COURT  
COBB JUDICIAL CIRCUIT  
FINANCIAL REPORT

MONTH OF JUNE, 2008- GENERAL FUND RECEIPTS

<u>DEPOSITS</u>	<u>AMOUNT</u>
Deposit 6/09/08	\$22,822.50
Deposit 6/13/08	\$19,952.55
Deposit 6/20/08	\$21,912.75
Deposit 6/25/08	\$14,015.35
Deposit 6/30/08	\$17,401.00
<b>TOTAL RECEIPTS</b>	<b>\$96,104.15</b>

MONTH OF JUNE, 2008- GENERAL FUND EXPENDITURES

<u>DESCRIPTION</u>	<u>AMOUNT</u>
Law Library	\$1,341.00
Judge's Retirement Fund	\$3,896.40
Cobb County General Fund	\$80,907.75
Superior Ct Clerk's Authority	\$9,959.00
<b>TOTAL EXPENDITURES</b>	<b>\$96,104.15</b>

I do hereby certify that the above information is true and correct.

David A. Dodd  
David A. Dodd, Judge of the Probate Court

Sworn to and subscribed before me,  
this 2nd day of July, 2008.

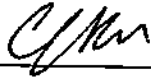
Jennifer P. Ritchey  
Notary Public



Commission Expires  
May 22, 2010

This certifies that the undersigned clerk delivered by intra-county mail to the District Attorney or to responsible persons in his office the information for the return to the grand jury pertaining to the month of June 2008.

This 23<sup>rd</sup> day of July 2008.



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Clerk of Probate Court

COBB COUNTY PROBATE COURT  
COBB JUDICIAL CIRCUIT  
FINANCIAL REPORT

MONTH OF JULY, 2008- GENERAL FUND RECEIPTS

<u>DEPOSITS</u>	<u>AMOUNT</u>
Deposit 7/09/08	\$31,545.25
Deposit 7/16/08	\$23,522.50
Deposit 7/23/08	\$13,887.00
Deposit 7/31/08	\$27,201.00
<b>TOTAL RECEIPTS</b>	<b>\$96,155.75</b>

MONTH OF JULY, 2008- GENERAL FUND EXPENDITURES

<u>DESCRIPTION</u>	<u>AMOUNT</u>
Law Library	\$ 1,163.50
Judge's Retirement Fund	\$ 4,389.00
Cobb County General Fund	\$79,496.25
Superior Ct Clerk's Authority	\$11,107.00
<b>TOTAL EXPENDITURES</b>	<b>\$96,155.75</b>

I do hereby certify that the above information is true and correct.

David A. Dodd  
David A. Dodd, Judge of the Probate Court

Sworn to and subscribed before me,  
this 19th day of August, 2008.

Jennifer P. Ritchey  
Notary Public



This certifies that the undersigned clerk delivered by intra-county mail to the District Attorney or to responsible persons in his office the information for the return to the grand jury pertaining to the month of July 2008.

This 19<sup>th</sup> day of July 2008.



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Clerk of Probate Court

**CLERK OF SUPERIOR COURT  
COBB JUDICIAL CIRCUIT  
FINANCIAL REPORT  
MONTH OF MAY - 2008 GENERAL FUND RECEIPTS**

<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>	<u>RECEIPTS</u>
4544	CIVIL COURT COST	\$ <u>53,515.50</u>
4579	ADR FILING	\$ <u>4,439.50</u>
4632	PROPERTY RECORDING FEES	\$ <u>211,707.50</u>
	DEEDS	\$ <u>195,635.50</u>
	UCC	\$ <u>12,256.00</u>
	BUSINESS	\$ <u>3,280.00</u>
	PLATS	\$ <u>536.00</u>
4638	MISCELLANEOUS RECORDING/FILING	\$ <u>28,681.28</u>
	NOTARY COMM.	\$ <u>9,360.00</u>
	MISCELLANEOUS	\$ <u>19,321.28</u>
4590	DRUG COURT	\$ <u>18,463.25</u>
4596	DRUG COURT LAB FEES	\$ <u>4,766.00</u>
4806	LIBRARY FUND	\$ <u>5,535.00</u>
	CASH BOND	\$ <u>17,428.00</u>
4538	10% FEE	\$ <u>529.00</u>
4802	FORFEITURE	\$ <u>16,899.00</u>
4803	DRUG TREATMENT/EDUCATION	\$ <u>11,625.00</u>
4804	COURT FINES	\$ <u>181,046.20</u>
	FINES	\$ <u>142,953.75</u>
	P.O.F.	\$ <u>7,793.13</u>
	P.O.P.I.D.F	\$ <u>12,099.90</u>
	D.U.I.	\$ <u>-0-</u>
	BRAIN/SPINAL	\$ <u>-0-</u>
	WD/BF	\$ <u>268.50</u>
	VICTIM	\$ <u>98.25</u>
	CRIME LAB (FELONY)	\$ <u>4,779.50</u>
	CRIME LAB (MISD)	\$ <u>25.00</u>
	DEFENDANTS APP. FEE	\$ <u>300.00</u>
	DRIVERS EDUCATION	\$ <u>50.00</u>
	ASSORTED FUNDS	\$ <u>12,578.17</u>
	COURT COST	\$ <u>100.00</u>
4811	VICTIMS ASSISTANCE PROGRAM	\$ <u>2,817.50</u>
4925	ATTORNEY FEES	\$ <u>30,369.19</u>
4805	10% JAIL FUND	\$ <u>13,023.36</u>
4235	TRANSFER TAX	\$ <u>353,434.20</u>
4634	INTANGIBLE TAX	\$ <u>1,463,367.15</u>
4854	INTEREST EARNED INTANGIBLE TAX	\$ <u>32.48</u>
4854	INTEREST EARNED FROM GENERAL FUND	\$ <u>54.38</u>
5020	RESTITUTION	\$ <u>131,692.75</u>
	<b><u>TOTAL RECEIPTS</u></b>	<b>\$ <u>2,531,998.24</u></b>

**COBB JUDICIAL CIRCUIT**

**FINANCIAL REPORT**

**MONTH OF - MAY - 2008 -GENERAL FUND PAYABLES**

ACCOUNT	DESCRIPTION	AMOUNT
	PEACE OFFICERS/PROS/IND DEF FUND - CIVIL	\$ 16,605.00
	PEACE OFFICERS/PROS/IND DEF FUND - CRIMINAL	\$ 12,499.90
	PEACE OFFICERS' ANNUITY & BENEFIT FUND	\$ 12,553.12
	SHERIFFS' RETIREMENT FUND	\$ 1,583.00
	CLERKS' RETIREMENT FUND	\$ 7,632.00
	CLERKS' COOPERATIVE AUTHORITY -(UCC'S)	\$ 5,780.00
	CLERKS' COOPERATIVE AUTHORITY - (DEEDS)	\$ 47,105.00
	CLERKS' COOPERATIVE AUTHORITY - NOTARIES	\$ 618.00
	STATE CHILDREN'S TRUST FUND	\$ 1,365.00
	CLERKS' COOPERATIVE AUTHORITY - P.O.F.	\$ 8,193.13
	VICTIMS EMERGENCY FUND	\$ 98.25
	BRAIN AND SPINAL TRUST FUND	\$ -0-
	DRIVERS EDUCATION COMMISSION	\$ 50.00
	CRIMINAL COURT COST	\$ 100.00
	RESTITUTION	\$ 131,692.75
	INTANGIBLE TAX TO STATE AND ENTITIES	\$ 981,558.93
	TRANSFER TAX TO STATE AND ENTITIES	\$ 352,929.70
	INTANGIBLE TAX TO COBB COUNTY	\$ 481,840.70
	CRIME LAB FEES/FELONY & MISDEMEANOR	\$ 4,804.50
4858	IRON DATA MONEY	\$ -0-
4592	DEFENDANTS APPLICATION FEE	\$ 300.00
4811	VICTIMS ASSISTANCE PROGRAM	\$ 2,817.50
4235	TRANSFER TAX TO COBB COUNTY	\$ 504.50
4806	LAW LIBRARY FUND	\$ 5,535.00
4806	SENTENCE INSOLVENT	\$ 2,625.00
4590	DRUG COURT	\$ 18,463.25
4596	DRUG COURT LAB FEES	\$ 4,766.00
4579	A.A.D.R.P. FUND OF COBB COUNTY	\$ 4,439.50
4854	INTEREST EARNED FROM GENERAL FUND	\$ 44.58
4854	INTEREST EARNED FROM TRANSFER TAX	\$ 9.80
	<b>TOTAL PAY OUT</b>	<b>\$ 2,106,514.11</b>
	<b>NET PAY OUT</b>	<b>\$ 425,484.13</b>
4638	OVER / SHORT	\$ +85.14
4544	CIVIL REFUNDS	\$ <393.50>
4804	JUDICIAL REFUNDS	\$ <75.00>
4544	UN-COLLECTABLE (NSF)	\$ <49.00>
	<b>AMOUNT PAID TO COBB COUNTY-COMPTROLLER</b>	<b>\$ 425,051.77</b>

Sworn to and subscribed before me on  
 This the 10<sup>TH</sup> day of JUNE 2008.

*Mary C. Hucksby*  
 NOTARY PUBLIC



*Elva P. Dornbusch*  
 JAY C. STEPHENSON, CLERK SUPERIOR COURT  
 ELVA P. DORNBUSCH, CHIEF DEPUTY CLERK

**CLERK OF SUPERIOR COURT  
COBB JUDICIAL CIRCUIT  
FINANCIAL REPORT  
MONTH OF JUNE - 2008 GENERAL FUND RECEIPTS**

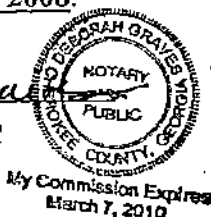
<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>	<u>RECEIPTS</u>
4544	CIVIL COURT COST	\$ <u>61,130.50</u>
4579	ADR FILING	\$ <u>4,693.00</u>
4632	PROPERTY RECORDING FEES	\$ <u>212,452.00</u>
	DEEDS	\$ <u>195,448.00</u>
	UCC	\$ <u>12,944.00</u>
	BUSINESS	\$ <u>2,900.00</u>
	PLATS	\$ <u>1,160.00</u>
4638	MISCELLANEOUS RECORDING/FILING	\$ <u>32,222.15</u>
	NOTARY COMM.	\$ <u>9,570.00</u>
	MISCELLANEOUS	\$ <u>22,652.15</u>
4590	DRUG COURT	\$ <u>20,110.00</u>
4596	DRUG COURT LAB FEES	\$ <u>5,320.00</u>
4806	LIBRARY FUND	\$ <u>5,665.00</u>
	CASH BOND	\$ <u>21,653.50</u>
4538	10% FEE	\$ <u>153.50</u>
4802	FORFEITURE	\$ <u>21,500.00</u>
4803	DRUG TREATMENT/EDUCATION	\$ <u>14,065.00</u>
4804	COURT FINES	\$ <u>162,754.53</u>
	FINES	\$ <u>129,745.83</u>
	P.O.F.	\$ <u>5,828.25</u>
	P.O.P.I.D.F	\$ <u>9,983.69</u>
	D.U.I.	\$ <u>-0-</u>
	BRAIN/SPINAL	\$ <u>124.00</u>
	WD/BF	\$ <u>1,308.25</u>
	VICTIM	\$ <u>94.25</u>
	CRIME LAB (FELONY)	\$ <u>4,302.51</u>
	CRIME LAB (MISD)	\$ <u>50.00</u>
	DEFENDANTS APP. FEE	\$ <u>850.00</u>
	DRIVERS EDUCATION	\$ <u>25.00</u>
	ASSORTED FUNDS	\$ <u>10,242.75</u>
	COURT COST	\$ <u>200.00</u>
4811	VICTIMS ASSISTANCE PROGRAM	\$ <u>2,307.06</u>
4925	ATTORNEY FEES	\$ <u>29,839.21</u>
4805	10% JAIL FUND	\$ <u>10,765.06</u>
4235	TRANSFER TAX	\$ <u>437,827.20</u>
4634	INTANGIBLE TAX	\$ <u>1,466,985.29</u>
4854	INTEREST EARNED INTANGIBLE TAX	\$ <u>26.29</u>
4854	INTEREST EARNED FROM GENERAL FUND	\$ <u>48.91</u>
5020	RESTITUTION	\$ <u>114,962.32</u>
	<b><u>TOTAL RECEIPTS</u></b>	<b><u>\$2,602,827.02</u></b>

FINANCIAL REPORT  
 MONTH OF - JUNE - 2008 -GENERAL FUND PAYABLES

ACCOUNT	DESCRIPTION	AMOUNT
	PEACE OFFICERS/PROS/IND DEF FUND - CIVIL	\$ 16,995.00
	PEACE OFFICERS/PROS/IND DEF FUND - CRIMINAL	\$ 10,733.69
	PEACE OFFICERS' ANNUITY & BENEFIT FUND	\$ 10,706.50
	SHERIFFS' RETIREMENT FUND	\$ 1,471.00
	CLERKS' RETIREMENT FUND	\$ 7,790.75
	CLERKS' COOPERATIVE AUTHORITY -(UCC'S)	\$ 5,995.00
	CLERKS' COOPERATIVE AUTHORITY -(DEEDS)	\$ 46,920.00
	CLERKS' COOPERATIVE AUTHORITY - NOTARIES	\$ 630.00
	STATE CHILDREN'S TRUST FUND	\$ 1,440.00
	CLERKS' COOPERATIVE AUTHORITY - P.O.F.	\$ 6,578.25
	VICTIMS EMERGENCY FUND	\$ 94.25
	BRAIN AND SPINAL TRUST FUND	\$ 124.00
	DRIVERS EDUCATION COMMISSION	\$ 25.00
	CRIMINAL COURT COST	\$ 200.00
	RESTITUTION	\$ 114,962.32
	INTANGIBLE TAX TO STATE AND ENTITIES	\$ 993,850.54
	TRANSFER TAX TO STATE AND ENTITIES	\$ 437,262.20
	INTANGIBLE TAX TO COBB COUNTY	\$ 473,161.04
	CRIME LAB FEES/FELONY & MISDEMEANOR	\$ 4,352.51
4858	IRON DATA MONEY	\$ -0-
4592	DEFENDANTS APPLICATION FEE	\$ 850.00
4811	VICTIMS ASSISTANCE PROGRAM	\$ 2,307.06
4235	TRANSFER TAX TO COBB COUNTY	\$ 565.00
4806	LAW LIBRARY FUND	\$ 5,665.00
4806	SENTENCE INSOLVENT	\$ 2,665.00
4590	DRUG COURT	\$ 20,110.00
4596	DRUG COURT LAB FEES	\$ 5,320.00
4579	A.A.D.R.P. FUND OF COBB COUNTY	\$ 4,693.00
4854	INTEREST EARNED FROM GENERAL FUND	\$ 38.30
4854	INTEREST EARNED FROM TRANSFER TAX	\$ 10.61
	<b>TOTAL PAY OUT</b>	<b>\$ 2,175,516.02</b>
	<b>NET PAY OUT</b>	<b>\$ 427,311.00</b>
4638	OVER / SHORT	\$ <26.95>
4544	CIVIL REFUNDS	\$ <63.50>
4804	JUDICIAL REFUNDS	\$ <142.88>
4544	UN-COLLECTABLE (NSF)	\$ -0-
	<b>AMOUNT PAID TO COBB COUNTY-COMPTROLLER</b>	<b>\$ 427,077.67</b>

Sworn to and subscribed before me on  
 This the 10<sup>TH</sup> day of JULY 2008.

*Deborah Dornbusch*  
 NOTARY PUBLIC



*Jay C. Stephenson*  
 JAY C. STEPHENSON, CLERK SUPERIOR COURT  
 ELVA P. DORNBUSCH, CHIEF DEPUTY CLERK