

08-1-7437

*Jay C. Stephenson*

Jay C. Stephenson  
Clerk of Superior Court Cobb County



**GENERAL PRESENTMENTS  
of the  
SEPTEMBER/OCTOBER  
GRAND JURY  
IN THE SUPERIOR COURT  
COBB COUNTY, GEORGIA**

**SAMUEL L. CALLICOTT, FOREPERSON  
LINDA L. HIGGINS, ASSISTANT FOREPERSON  
GERALD LEE BONTRAGER, CLERK**

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. 08-1-7437 IN THIS OFFICE

THIS 2<sup>nd</sup> DAY OF Nov 20 08

*Delnah Brown*  
DEPUTY CLERK COBB COUNTY  
COURT COBB COUNTY GEORGIA

**September/October 2008 Term  
of the Cobb County Grand Jury**

**Consisted of the Following Panel Members:**

<b>Joshua Adam Gillpatrick</b>	<b>Deborah S. Banks</b>
<b>David Allen Persson</b>	<b>Linda Saour Hawkins</b>
<b>Cheryl Gibson Thomson</b>	<b>Elizabeth Annette Bramlett</b>
<b>Nakia K. Benniman</b>	<b>Tomio Inomata</b>
<b>Kristin Lee Callais</b>	<b>Wilma D. Duval</b>
<b>Ellen L. Richardson</b>	<b>Connie R. Dunwoody</b>
<b>Paula Suzanne Sands</b>	<b>Michael L. Kornegay</b>
<b>JoAnna Proctor Peterson</b>	<b>Nathaniel William Myers</b>
<b>Sanova Lorraine Newsome</b>	<b>Florin Guraliuc-Petru</b>
<b>Marc A. Beausejour</b>	<b>Herbert Benjamin Williams</b>
<b>Danny Michael Smith</b>	<b>Washington W. Alexander</b>

## **GRAND JURY PRESENTMENTS**

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

This Grand Jury has acted on **371 Indictments**, returning **363 True Bills** and **7 No Bills** during the term.

## **COBB COUNTY GRAND JURY REPORTS**

*Findings from the Inspections of:*

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

On Tuesday, September 16<sup>th</sup>, the Fall Session of the Cobb County Grand Jury visited the Cobb County Adult Detention Center for lunch and a tour. We were greeted by Chief Deputy Sheriff Lynda Coker, Major Susan Latham, Major Susan Faulkner and Colonel Lew Alder. Our first stop was lunch and an Operations Review presentation by Chief Deputy Coker. The lunch we had was the same food served to the inmates which is provided through a 3<sup>rd</sup> party contract with Aramark at a cost of approximately \$1.00/meal. Total costs to house an inmate including medical care is \$39.67 per day.

The Sheriff's Office operates on a \$60 million budget, 70% of which is used to manage the ADC. They are in the process of completing a \$110 million expansion to the jail which is scheduled to open in late 2009. This expansion which will add 1152 beds, is being funded by a SPLOST.

Our tour started at the intake area where inmates are checked to determine if they have any immediate health concerns. Then, they are processed with a history to determine which area of the jail to house the inmate based on their propensity to harm themselves or others. Of the inmates housed at the jail, roughly 60% are for addiction-related crimes, and 40% of the inmates are there due to mental health issues. This startling statistic confirms the need for a quality, well-staffed medical facility. We toured the infirmary and were told that Health-care services, including Dental are provided through a partnership with WellStar, Cobb-Douglas mental Health and the Cobb County Health Department. All of the treatment rooms were full or overfull (more than 2 inmates per room) and there were several inmates waiting to be seen. The infirmary has Doctors, Mental Health Professionals, Certified Nurse Practitioners, and Specialists to test for and treat sexually transmitted diseases (STD's).

Next we toured the maximum security housing area. There are 6 pods which house inmates that are separated from each other like spokes of a wheel. The Deputies patrol throughout the pods at least hourly and their progress is tracked by an electronic device in the door of each pod. One of the pods is used for lockdown of prisoners who are a threat to others or a danger to themselves if placed in general population. In addition to the Deputies on the floor, there is also a "watchtower" above the pods surrounded by glass which is staffed by a Deputy 24 hours a day.. This is where we were taken to observe the area.

The women's dormitory area of the facility (Pod L) appeared to house more inmates per section. This area also seemed to have more natural lighting than the other areas we visited. Women inmates comprise approximately 14% of the jail population.

Our last tour was of the Work Release Facility where we were met by Major Susan Faulkner. She explained that this area housed approximately 250 inmates who have been allowed to work during the day (or night is a night shift), and serve the remainder of the day at this facility. When not working, inmates spend time attending AA/NA meetings, and are offered classes in Anger Management, Business, and Parenting Skills. This facility allows qualified sentenced inmates to serve their sentence in a minimum security facility and transition to a normal life after incarceration. The Sheriff's Office interviews family, spouses and employers to determine if inmates qualify for this program.

The men and women working at the Center have a very difficult job and, we were told by Colonel Alder they are expected to treat every inmates in the same manner they would want themselves or a loved one to be treated. Although these people are in jail, they are still human beings with lives and families who have made a mistake or a judgment in error.

The Grand Jury thanks the Sheriff's Department for the effort taken to answer any and all of our questions and to help give us a better understanding of what this important component of our county government does. We appreciate their hard work and dedication to the citizens of Cobb County.

### **COBB 911**

Ann Flynn, Assistant Director provided a tour of the facilities and answered questions. This center handles all calls for police, fire, and medical response for Cobb County. They also handle calls for certain services for the City of Marietta and Powder Springs, Current technology provides multiple safe guards against any loss of service to the citizens of Cobb County.

Ms. Flynn explained how they evaluate response performance on a daily basis. She was very proud to report that the center currently answers all calls within an average of 2.94 rings. This entire center is self-funded by fees collected from home and cell phone users within the county.

An extensive, six to nine month training process rewards them with a very low turnover rate after the first year. Most current employees have over twelve years of service with Cobb County.

A new million dollar Call Center renovation is in the works that will allow for better use of their existing space and add additional technology.

### **SMYRNA CITY JAIL**

Seven jurors took a van to the Smyrna City Jail. In attendance were: Elizabeth Bramlett, Cheryl Thomson, Washington Alexander, Wilma Duval, Joshua Gillpatrick, Sanova Newsome, and Tomio Inomata. The Smyrna City Jail houses only misdemeanor offenders, no felons.

The jail itself is 11 years old. The lobby is decorated with awards for service. The Police Chief is Stan Hook. The jail has 95 officers who work there and 140 people are sworn. The jail houses Smyrna's 911 System. In the jail they utilize the system that lets them apply and print warrants. The Smyrna Jail also issues permits such as taxi and alcohol.

Like the Cobb County Detention Center, there are no guns in the jail. They have evidence lockers for guns, drugs, and money. The jail has book-in, one hour photo prints. Also, there is a separate section for the women.

All patrol cars have a bear to give to injured or scared kids when they make a stop/arrest and children are involved.

### **COBB COUNTY CHILD ABUSE PROTOCOL COMMITTEE**

On September 23, 2008, the Grand Jury Committee which included: David Persson, Connie Dunwoody, Sanova Newsome, Kristin Callais, Linda Hawkins, Nathaniel Myers, Ellen Richardson, Florin Guraliuc-Petru, Elizabeth Bramlett, and Washington Alexander went to tour the new SafePath facility. Denise Entrican from SafePath greeted us at the door @ 1:34 p.m. We were then led to a multidisciplinary office where we met Lt. Christie Nerbonne, Lt. Steve Goodyear and Maj. Paula Sparks. The beautiful pictures on the wall were donated by the Foundation of Hospital. The Child Advocacy program was opened in 1985 where they offer therapy for parents and children. The Domestic Violence Program was opened in 2005, as a result of the Domestic Violence Act which came out in 1993.

The new facility is shared with SafePath and Crimes Against Children's Division. All their referrals are from 911, Family and Children Services, or Doctor Offices. SafePath is a private, non-profit organization and they have two fund raisers a year and also rely on donations and grants. SafePath is now a one stop shop. Everything that is needed for the parents, children and the interviewers are in the same building to make it an easy transition for the child. The mission of this center is to reduce the trauma of children and their families by facilitating a comprehensive multidisciplinary team approach to intervention, investigation, prosecution, and treatment of alleged child sexual and severe physical abuse.

There are 3 play therapy rooms and one for the older children which all have cameras. The rooms for the younger children have a sandbox for which they can create their own world. It is impressive. SafePath can have anywhere between 3-4 interns training at this facility. They come from schools like UGA, Georgia Tech, and now Kennesaw University and they carry a case load. All the observation rooms have 6 monitors. On the right side of the hall are the interview rooms for older children and the left side are for the younger children.

SafePath is a window of hope to a brighter tomorrow. Child abuse and neglect is a big problem in the United States. Non-emergency services are available from 8:00 a.m. until 5:00 p.m., Monday through Friday. The Center is available to professionals 24 hours a day, 7 days a week. Emergency services are available on a 24-hour basis.

The Child Abuse Protocol and Minutes were read and approved by this Committee.

### **COBB COUNTY JUROR PAY**

In accordance with O.C.G.A. § 15-12-7, members of this committee are charged with recommending juror pay.

We, the September/October 2008 Term Grand Jury have proposed a change in the pay rate of Cobb County Jurors. This proposal will affect the rate of petit and grand jurors. The current pay rate is \$25 per day. We are proposing a rate of \$35.00 for every day served.

Having looked at the comparing case loads from the calendar years of 2006 and 2007, we found that the amount of revenue collected was practically the same. In 2006, 132 trials were conducted.

Having realized that there has not been an increase in juror pay in the last 20 years, the cost of living continues to rise. With some companies allowing jurors to

keep their pay as supplemental income along with their regular paychecks from their primary place of employment, this would prove to be a great asset.

As our last duty, we analyzed the bailiff pay scale. While we felt that the quality of service received by the bailiffs has been excellent, we came to the conclusion that the pay scale for bailiffs is sufficient at this point in time.

The September/October 2008 Grand Jury, by making this proposal will help Cobb County jurors be on a more even pay scale with their fellow jurors in other counties. This will make jurors feel more gratified and committed to completing their civic duties.

### **COBB COUNTY SENIOR SERVICES**

On Tuesday, September 23, 2008 members of this committee met with Pam Breeden, Director of Cobb Senior Services. The meeting gave us insight on how Cobb Senior Services uses volunteers, staffing, and businesses to take care of Cobb's growing population. Some of the services are Meals on Wheels, Cobb Senior Services and Cobb Senior Day Care in Marietta.

Volunteers help with fundraisers, taking food to the elderly, giving talks to organizations and planning fundraisers.

We would like to say that these people are great and are very professional in their job.

### **COBB COUNTY CLERK OF SUPERIOR COURT**

On Tuesday, September 23, 2008 members of this committee met with Jay C. Stephenson, Superior Court Clerk. Mr. Stephenson informed us that current revenue for filing fees has dropped drastically with the drop in the Real Estate market. Most of their revenue comes from real estate filing fees and a smaller portion from civil court filings. Typically the real estate revenue would cover all the expenses of the Court Clerks Office but with fewer real estate filings they aren't able to generate enough revenue. Mr. Stephenson also told us that their office scans in all of the pages of civil court filings now and makes them available over the Internet, where in the past they only scanned in one page. This extra work hasn't been reflected in higher filing fees and he would like to recommend that the legislature allow Superior Court Clerk's to charge a per page filing fee for civil cases where a fee is charged and the documents are made available over the Internet.

Mr. Stephenson believes that allowing the Clerks to charge a per page fee would offer the following advantages:

- Would encourage Clerks to convert to electronic imaging which would allow Internet access to the public
- Allow Clerks Offices to support themselves even when the real estate market is down.
- Funds could support other functions such as additional Judges, etc.
- Lawyers would be encouraged to file smaller volumes of documents and be more conservative.

Not all civil cases are charged a filing fee-domestic violence cases and contempt cases in divorce are two examples of those that are not charged. Criminal cases are also not charged a fee, nor are cases involving municipalities or the State.

While we on the committee recognize that the State Legislature is ultimately responsible for setting the filing fees it is our recommendation that they consider allowing a per page fee for civil cases.

### **COBB COUNTY WATER SYSTEM COMMITTEE**

We met with Kathy Nguyen, Water Efficiency Program Manager and Steve McCullers, Director of Cobb County Water System on September 23, 2008.

Ms. Nguyen proceeded to present a series of slides that explained the current state of Cobb County's water situation and how they have dealt with the extreme drought situation we have experienced in the last few years. She explained that Cobb County purchases its water from the Cobb County-Marietta Water Authority (CCMWA). Cobb County represents approximately 70% of the CCMWA's business.

In Fiscal Year 2008 there have been significant impacts to the Cobb County Water System. Some of the major impacts are as follows:

- Increased international demand for resources
  - Pipes
  - Materials
  - Chemicals
- Scheduled wholesale water cost increase
- Unprecedented drought event/usage mandates

The CCMWA has been affected by a variety of factors which are all driving up their operations costs. The main factors are:

- 40% increase in power costs since 2003
- 60% increase in chemical costs since 2003
- Unfunded Federal Government Mandates (such as the disinfectant by-products rule) which are forcing them to implement a \$50M up-grade to the Wyckoff Treatment Plant

- Expansion to meet the future water needs of the system
  - 33 million gallons per day (MGD) improvement to the Hickory Log Creek Reservoir (which augments Lake Allatoona water supply)
  - CCMWA plans on spending approximately \$44M/year over the next 5 years on infrastructure maintenance and improvements

The result has prompted the CCMWA to increase its wholesale rates by 38.5% effective 10/1/2008.

Other factors that are leading to increased costs for Cobb County are:

- Maintenance costs of water distribution infrastructure
- Increasing restrictions on discharge requirements
- Chemical Costs-20% increase in FY08
- Electrical Costs-15% increase in FY08
- Natural Gas Costs-21% increase in FY08
- Gas/Diesel Fuel Costs-27% increase in FY08
- Drought situation-balancing decrease in demand with fixed costs

All of these factors have led the Cobb County Water System to propose a rate increase to both water use and the wastewater treatment rate. In order to promote conservation, the rate increases are tiered so customers who use the most water will experience the highest percentage increase. The new schedule effective 10/1/2008 is as follows:

- Tier 1 (0-3000 gallons): \$2.47/1000 gallons (This rate was not changed).
- Tier 2 (4000-15000 gallons): \$3.59/1000 gallons
- Tier 3 (16000-29000 gallons): \$4.47/1000 gallons
- Tier 4 (30000-49000 gallons): \$5.24/1000 gallons
- Tier 5 (50000-gallon & above): \$6.80/1000 gallons
- Non-residential water: \$3.53/1000 gallons

The average Cobb household uses 7000 gallons of water per month and should expect an 11.9% increase in their monthly water bill, or about \$6.72 more per month. In comparison, a customer using 25,000 gallons of water per month would experience an increase of about 15.95%, or \$30.90 more per month. Even after this increase, Nguyen and McCullers were pleased to report that Cobb County's water rates are still among the lowest in the metro area.

Wastewater rates were also raised by 7% to \$4.90/1000 gallons.

Various other rates such as the meter connection, tap fees and System Development Fees were also raised.

Nguyen and McCullers also explained that Cobb County's water/sewer system holds the highest bond rating of any system in the nation-AAA- as ranked by Wall

Street's leading bonding companies. This ensures that Cobb has access to the lower interest rates when borrowing money.

Nguyen and McCullers answered all our questions to our satisfaction. The members of the Grand Jury were impressed with the fiscal management of the Cobb County Water System in very turbulent economic and meteorological conditions and had no further questions.

**TAX BOARDS OF EQUALIZATION COMMITTEE**

Pursuant to O.C.G.A. 48-5-311, this Grand Jury makes the following appointments to the Tax Boards of Equalization:

Virginia S. Garmon  
2574 Rockside Lane  
Marietta, GA 30066  
770-928-5640

Ben Hines  
3450 Steve Drive  
Marietta, GA 30064  
770-422-2639

Ann Redfern  
1555 Shamrock Trail  
Smyrna, GA 30080  
770-436-8491

Mr. James Daniel Moore  
3431 Valley Vista Road  
Smyrna, GA 30080

Diana Croom  
2732 Long Grove Drive  
Marietta, GA 30062  
770-587-3907

Warren Wolfe  
1830 Kerry Creek  
Marietta, GA 30066  
770-977-0110

Larry Doolittle  
1131 Ector Chase  
Kennesaw, GA 30152  
770-792-7510

Bill Rice  
920 Richmond Hills Drive  
Marietta, GA 30068  
770-998-1410

Jim Unversaw  
4230 St. Moritz Court  
Marietta, GA 30062  
770-641-7604

Stephanie Dinnan  
4640 Glen Forest Drive  
Roswell, GA 30075  
770-641-7424

Thomas Stark  
1522 Tennessee Walker Drive  
Roswell, GA 30075  
770-642-2331

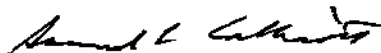
Cathy Diluzio  
953 Spring View Court  
Marietta, GA 30068  
770-971-7053

**COBB COUNTY SUPERIOR COURT DEPUTY CLERKS**

Toward the end of our term there was some discussion regarding Superior Court Clerks who are employed by Clerk of Superior Court, Jay Stephenson and their need to be able to accrue comp time once they have worked their respective 40 hours per week. Because this was brought to our attention late in the term and we simply did not have time left to form a committee and interview the necessary parties involved, we respectfully request that the November/December 2008 Term Grand Jury follow-up on this issue.

**General Reports**

The September/October 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.



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Samuel L. Callicott, 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 6th day of November, 2008.



Watson White  
Senior Judge, Superior Court  
Cobb Judicial Circuit

WATSON L. WHITE, SENIOR JUDGE  
SUPERIOR COURTS OF GEORGIA  
PRESIDING IN COBB JUDICIAL CIRCUIT

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

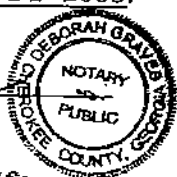
<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>	<u>RECEIPTS</u>
4544	CIVIL COURT COST	\$ <u>72,813.11</u>
4579	ADR FILING	\$ <u>4,407.00</u>
4632	PROPERTY RECORDING FEES	\$ <u>192,507.00</u>
	DEEDS	\$176,637.00
	UCC	\$ <u>12,408.00</u>
	BUSINESS	\$ <u>2,990.00</u>
	PLATS	\$ <u>472.00</u>
4638	MISCELLANEOUS RECORDING/FILING	\$ <u>38,044.91</u>
	NOTARY COMM.	\$ <u>10,440.00</u>
	MISCELLANEOUS	\$ <u>27,604.91</u>
4590	DRUG COURT	\$ <u>18,413.00</u>
4596	DRUG COURT LAB FEES	\$ <u>5,299.00</u>
4806	LIBRARY FUND	\$ <u>5,675.00</u>
	CASH BOND	\$ <u>60,282.00</u>
4538	10% FEE	\$ <u>1,132.00</u>
4802	FORFEITURE	\$ <u>59,150.00</u>
4803	DRUG TREATMENT/EDUCATION	\$ <u>13,050.75</u>
4804	COURT FINES	\$ <u>142,959.11</u>
	FINES	\$ <u>102,210.80</u>
	P.O.F.	\$ <u>6,883.72</u>
	P.O.P.I.D.F	\$ <u>8,986.63</u>
	D.U.I.	\$ <u>25.00</u>
	BRAIN/SPINAL	\$ <u>56.00</u>
	WD/BF	\$ <u>864.25</u>
	VICTIM	\$ <u>50.75</u>
	CRIME LAB (FELONY)	\$ <u>3,632.99</u>
	CRIME LAB (MISD)	\$ <u>150.00</u>
	DEFENDANTS APP. FEE	\$ <u>10,138.56</u>
	DRIVERS EDUCATION	\$ <u>40.00</u>
	ASSORTED FUNDS	\$ <u>9,920.41</u>
	COURT COST	\$ <u>-0-</u>
4811	VICTIMS ASSISTANCE PROGRAM	\$ <u>2,564.00</u>
4925	ATTORNEY FEES	\$ <u>28,048.52</u>
4805	10% JAIL FUND	\$ <u>9,447.48</u>
4235	TRANSFER TAX	\$ <u>324,155.50</u>
4634	INTANGIBLE TAX	\$1,391,537.34
4854	INTEREST EARNED INTANGIBLE TAX	\$ <u>23.00</u>
4854	INTEREST EARNED FROM GENERAL FUND	\$ <u>45.08</u>
5020	RESTITUTION	\$ <u>140,565.76</u>
	<b><u>TOTAL RECEIPTS</u></b>	<b><u>\$2,449,837.56</u></b>

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

ACCOUNT	DESCRIPTION	AMOUNT
	PEACE OFFICERS/PROS/IND DEF FUND - CIVIL	\$ 17,025.00
	PEACE OFFICERS/PROS/IND DEF FUND - CRIMINAL	\$ 9,336.63
	PEACE OFFICERS' ANNUITY & BENEFIT FUND	\$ 12,165.41
	SHERIFFS' RETIREMENT FUND	\$ 1,521.00
	CLERKS' RETIREMENT FUND	\$ 7,373.25
	CLERKS' COOPERATIVE AUTHORITY -(UCC'S)	\$ 5,685.00
	CLERKS' COOPERATIVE AUTHORITY -(DEEDS)	\$ 43,465.00
	CLERKS' COOPERATIVE AUTHORITY - NOTARIES	\$ 708.00
	STATE CHILDREN'S TRUST FUND	\$ 1,370.00
	CLERKS' COOPERATIVE AUTHORITY - P.O.F.	\$ 7,321.22
	VICTIMS EMERGENCY FUND	\$ 50.75
	BRAIN AND SPINAL TRUST FUND	\$ 56.00
	DRIVERS EDUCATION COMMISSION	\$ 40.00
	CRIMINAL COURT COST	\$ -0-
	RESTITUTION	\$ 140,565.76
	INTANGIBLE TAX TO STATE AND ENTITIES	\$ 951,925.11
	TRANSFER TAX TO STATE AND ENTITIES	\$ 323,600.00
	INTANGIBLE TAX TO COBB COUNTY	\$ 439,635.23
	CRIME LAB FEES/FELONY & MISDEMEANOR	\$ 3,782.99
4858	IRON DATA MONEY	\$ 4,772.00
4592	DEFENDANTS APPLICATION FEE	\$ 10,138.56
4811	VICTIMS ASSISTANCE PROGRAM	\$ 2,564.00
4235	TRANSFER TAX TO COBB COUNTY	\$ 555.50
4806	LAW LIBRARY FUND	\$ 5,675.00
4806	SENTENCE INSOLVENT	\$ 2,310.00
4590	DRUG COURT	\$ 18,413.00
4596	DRUG COURT LAB FEES	\$ 5,299.00
4579	A.A.D.R.P. FUND OF COBB COUNTY	\$ 4,407.00
4854	INTEREST EARNED FROM GENERAL FUND	\$ 35.28
4854	INTEREST EARNED FROM TRANSFER TAX	\$ 9.80
	<b>TOTAL PAY OUT</b>	<b>\$ 2,019,805.49</b>
	<b>NET PAY OUT</b>	<b>\$ 430,032.07</b>
4638	OVER / SHORT	\$ 36.00
4544	CIVIL REFUNDS	\$ <131.00>
4804	JUDICIAL REFUNDS	\$ <509.50>
4544	UN-COLLECTABLE (NSF)	\$ -0-
	<b>AMOUNT PAID TO COBB COUNTY-COMPTROLLER</b>	<b>\$ 429,427.57</b>

Sworn to and subscribed before me on  
 This the 11<sup>TH</sup> day of AUGUST 2008.

*Deborah Graves*  
 NOTARY PUBLIC



My Commission Expires  
 March 7, 2010

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

CLERK OF SUPERIOR COURT  
COBB JUDICIAL CIRCUIT  
FINANCIAL REPORTMONTH OF AUGUST - 2008 GENERAL FUND RECEIPTS

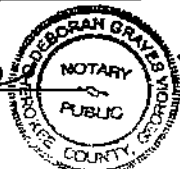
<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>	<u>RECEIPTS</u>
4544	CIVIL COURT COST	\$ 50,336.53
4579	ADR FILING	\$ 4,348.50
4632	PROPERTY RECORDING FEES	\$ 163,668.00
	DEEDS	\$148,827.00
	UCC	\$ 12,184.00
	BUSINESS	\$ 2,337.00
	PLATS	\$ 320.00
4638	MISCELLANEOUS RECORDING/FILING	\$ 34,511.61
	NOTARY COMM.	\$ 9,540.00
	MISCELLANEOUS	\$ 24,971.61
4590	DRUG COURT	\$ 16,382.75
4596	DRUG COURT LAB FEES	\$ 5,143.00
4806	LIBRARY FUND	\$ 5,463.00
	CASH BOND	\$ 27,953.90
4538	10% FEE	\$ 363.00
4802	FORFEITURE	\$ 27,590.90
4803	DRUG TREATMENT/EDUCATION	\$ 9,912.50
4804	COURT FINES	\$ 142,110.86
	FINES	\$ 104,399.25
	P.O.F.	\$ 6,557.39
	P.O.P.I.D.F	\$ 9,379.16
	D.U.I.	\$ -0-
	BRAIN/SPINAL	\$ 29.00
	WD/BF	\$ 1,018.25
	VICTIM	\$ 151.25
	CRIME LAB (FELONY)	\$ 3,881.49
	CRIME LAB (MISD)	\$ -0-
	DEFENDANTS APP. FEE	\$ 5,565.19
	DRIVERS EDUCATION	\$ -0-
	ASSORTED FUNDS	\$ 10,929.88
	COURT COST	\$ 200.00
4811	VICTIMS ASSISTANCE PROGRAM	\$ 2,365.00
4925	ATTORNEY FEES	\$ 29,714.40
4805	10% JAIL FUND	\$ 9,757.38
4235	TRANSFER TAX	\$ 338,163.90
4634	INTANGIBLE TAX	\$1,045,507.45
4854	INTEREST EARNED INTANGIBLE TAX	\$ 23.49
4854	INTEREST EARNED FROM GENERAL FUND	\$ 42.92
5020	RESTITUTION	\$ 94,871.56
	<u>TOTAL RECEIPTS</u>	<u>\$1,980,276.75</u>

MONTH OF - AUGUST - 2008 -GENERAL FUND PAYABLES

ACCOUNT	DESCRIPTION	AMOUNT
	PEACE OFFICERS/PROS/IND DEF FUND - CIVIL	\$ 16,020.00
	PEACE OFFICERS/PROS/IND DEF FUND - CRIMINAL	\$ 9,866.66
	PEACE OFFICERS' ANNUITY & BENEFIT FUND	\$ 11,590.18
	SHERIFFS' RETIREMENT FUND	\$ 1,473.25
	CLERKS' RETIREMENT FUND	\$ 6,420.75
	CLERKS' COOPERATIVE AUTHORITY -(UCC'S)	\$ 5,335.00
	CLERKS' COOPERATIVE AUTHORITY - (DEEDS)	\$ 37,595.00
	CLERKS' COOPERATIVE AUTHORITY - NOTARIES	\$ 626.00
	STATE CHILDREN'S TRUST FUND	\$ 1,335.00
	CLERKS' COOPERATIVE AUTHORITY - P.O.F.	\$ 7,007.39
	VICTIMS EMERGENCY FUND	\$ 151.25
	BRAIN AND SPINAL TRUST FUND	\$ 29.00
	DRIVERS EDUCATION COMMISSION	\$ -0-
	CRIMINAL COURT COST	\$ 200.00
	RESTITUTION	\$ 94,871.56
	INTANGIBLE TAX TO STATE AND ENTITIES	\$ 703,011.76
	TRANSFER TAX TO STATE AND ENTITIES	\$ 337,694.90
	INTANGIBLE TAX TO COBB COUNTY	\$ 342,519.18
	CRIME LAB FEES/FELONY & MISDEMEANOR	\$ 3,881.49
4858	IRON DATA MONEY	\$ -0-
4592	DEFENDANTS APPLICATION FEE	\$ 5,565.19
4811	VICTIMS ASSISTANCE PROGRAM	\$ 2,365.00
4235	TRANSFER TAX TO COBB COUNTY	\$ 469.00
4806	LAW LIBRARY FUND	\$ 5,463.00
4806	SENTENCE INSOLVENT	\$ 2,545.00
4590	DRUG COURT	\$ 16,382.75
4596	DRUG COURT LAB FEES	\$ 5,143.00
4579	A.A.D.R.P. FUND OF COBB COUNTY	\$ 4,348.50
4854	INTEREST EARNED FROM GENERAL FUND	\$ 34.10
4854	INTEREST EARNED FROM TRANSFER TAX	\$ 8.82
	<b>TOTAL PAY OUT</b>	<b>\$ 1,621,952.73</b>
	<b>NET PAY OUT</b>	<b>\$ 358,324.02</b>
4638	OVER / SHORT	\$ 32.00
4544	CIVIL REFUNDS	\$ <411.00>
4804	JUDICIAL REFUNDS	\$ <49.00>
4544	UN-COLLECTABLE (NSF)	\$ -0-
	<b>AMOUNT PAID TO COBB COUNTY-COMPTROLLER</b>	<b>\$ 357,896.02</b>

Sworn to and subscribed before me on  
 This the 9<sup>TH</sup> day of SEPTEMBER 2008.

*Deborah Graves*  
 NOTARY PUBLIC



My Commission Expires  
 March 7, 2010

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

**DRAFT**  
**STATE, SUPERIOR, JUVENILE, MAGISTRATE**  
**DEPARTMENTS 040, 160, 165, 185, 190, 200 & 220**  
**FINES AND FORFEITURES**  
**OCTOBER 1, 2007 TO SEPTEMBER 30, 2008 (PERIOD 12)**

<u>RECEIPTS:</u>	BUDGET FOR OCT - SEPT	ACTUALS FOR OCT - SEPT	VARIANCE
Bond Forfeiture	\$ 123,004.00	\$ 269,488.90	\$ 146,484.90
Drug Treatment/Ed.	487,569.00	202,425.90	(285,143.10)
Court Fines	1,351,198.00	1,447,925.02	96,727.02
County Jail Fund*	-	678.41	678.41
Other Fines/Forfeiture	11,250,291.00	10,360,473.25	(889,817.75)
Victim Assistance Prog. Fine	548,683.00	593,328.33	44,645.33
<b>TOTAL RECEIPTS</b>	<b>\$ 13,760,745.00</b>	<b>\$ 12,874,319.81</b>	<b>\$ (886,425.19)</b>

<u>DISBURSEMENTS:</u>	BUDGET FOR OCT - SEPT	ACTUALS FOR OCT - SEPT	VARIANCE
Personal Services			
Salaries	\$ 17,202,941.00	\$ 16,613,392.26	\$ 589,548.74
Fringes	6,525,343.00	6,427,091.08	98,251.92
Total Personal Services	23,728,284.00	23,040,483.34	687,800.66
Operating			
Office Materials/Supplies	\$ 316,541.00	\$ 277,771.16	\$ 38,769.84
Legal/Professional Fees	550,265.00	502,466.82	47,798.18
Juror-Witness	309,050.00	243,225.00	65,825.00
Court Reporting	70,317.00	61,923.57	8,393.43
Other	523,663.00	398,271.63	125,391.37
Total Operating	1,769,836.00	1,483,658.18	286,177.82
Capital	\$ 403,220.00	\$ 11,921.68	\$ 391,298.32
<b>TOTAL DISBURSEMENTS</b>	<b>\$ 25,901,340.00</b>	<b>\$ 24,536,063.20</b>	<b>\$ 1,365,276.80</b>

\*County Jail Fund - \$1,332,598.25 was collected and transferred to the Debt Service Fund for payments on the Detention Facility.

  
Brad Bowers, Finance Director/Comptroller

**DRAFT**  
**FINES AND FORFEITURES**  
**OCTOBER 1, 2007 TO SEPTEMBER 30, 2008 (PERIOD 12)**  
**FOR STATE COURT (DEPTS 160 & 200) ONLY**

<u><b>RECEIPTS:</b></u>	<b>BUDGET FOR OCT - SEPT</b>	<b>ACTUALS FOR OCT - SEPT</b>	<b>VARIANCE</b>
Other Fines/Forfeiture	\$ 11,250,291.00	\$ 10,360,401.25	\$ (889,889.75)
Victim Assistance Prog. Fine	<u>504,750.00</u>	<u>545,493.50</u>	<u>40,743.50</u>
<b>TOTAL RECEIPTS</b>	<u><b>\$ 11,755,041.00</b></u>	<u><b>\$ 10,905,894.75</b></u>	<u><b>\$ (849,146.25)</b></u>

<u><b>DISBURSEMENTS:</b></u>	<b>BUDGET FOR OCT - SEPT</b>	<b>ACTUALS FOR OCT - SEPT</b>	<b>VARIANCE</b>
Personal Services			
Salaries	\$ 4,129,699.00	\$ 3,975,198.97	\$ 154,500.03
Fringes	<u>1,509,427.00</u>	<u>1,521,376.62</u>	<u>(11,949.62)</u>
Total Personal Services	5,639,126.00	5,496,575.59	142,550.41
Operating	\$ 278,106.00	\$ 228,205.38	\$ 49,900.62
Capital	<u>6,729.00</u>	<u>2,499.17</u>	<u>4,229.83</u>
<b>TOTAL DISBURSEMENTS</b>	<u><b>\$ 5,923,961.00</b></u>	<u><b>\$ 5,727,280.14</b></u>	<u><b>\$ 196,680.86</b></u>

\*County Jail Fund - \$1,148,068.07 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 SEPTEMBER, 2008- GENERAL FUND RECEIPTS

<u>DEPOSITS</u>	<u>AMOUNT</u>
Deposit 9/10/08	\$24,429.25
Deposit 9/17/08	\$18,469.60
Deposit 9/19/08	\$ 4,151.00
Deposit 9/24/08	\$17,277.75
Deposit 9/26/08	\$12,363.80
Deposit 9/30/08	\$ 7,964.75
<b>TOTAL RECEIPTS</b>	<b>\$84,656.15</b>

MONTH OF SEPTEMBER, 2008- GENERAL FUND EXPENDITURES

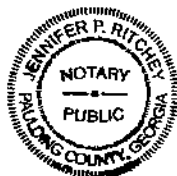
<u>DESCRIPTION</u>	<u>AMOUNT</u>
Law Library	\$ 1,188.00
Judge's Retirement Fund	\$ 3,538.60
Cobb County General Fund	\$70,614.55
Superior Ct Clerk's Authority	\$ 9,315.00
<b>TOTAL EXPENDITURES</b>	<b>\$84,656.15</b>

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 6th day of October, 2008.

Jenny  
Notary Public



My 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 September, 2008.

This 7<sup>th</sup> day of October , 2008.

A handwritten signature in cursive script, appearing to read "M. L. ...", positioned above a horizontal line.

---

Clerk of Probate Court

COBB COUNTY PROBATE COURT  
COBB JUDICIAL CIRCUIT  
FINANCIAL REPORT

MONTH OF AUGUST, 2008- GENERAL FUND RECEIPTS

<u>DEPOSITS</u>	<u>AMOUNT</u>
Deposit 8/08/08	\$14,378.25
Deposit 8/13/08	\$17,707.50
Deposit 8/15/08	\$ 3,989.50
Deposit 8/27/08	\$42,556.00
<b>TOTAL RECEIPTS</b>	<b>\$78,631.25</b>

MONTH OF AUGUST, 2008- GENERAL FUND EXPENDITURES

<u>DESCRIPTION</u>	<u>AMOUNT</u>
Law Library	\$ 925.00
Judge's Retirement Fund	\$ 3,491.00
Cobb County General Fund	\$65,710.25
Superior Ct Clerk's Authority	\$ 8,505.00
<b>TOTAL EXPENDITURES</b>	<b>\$78,631.25</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 9<sup>th</sup> day of September, 2008.

*[Signature]*  
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 August, 2008.

This 9<sup>th</sup> day of September , 2008.



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Clerk of Probate Court

STATE OF GEORGIA  
COUNTY OF COBB

RETURN TO THE COBB COUNTY  
GRAND JURY FOR SEPTEMBER - OCTOBER 2008

DATE: 9/5/2008

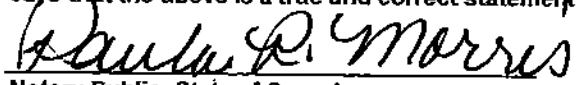
In compliance with the provision of Georgia Code 36-1-7, I submit for your examination the following true and just statement of the funds which I have collected and paid into the county General Fund on behalf of Cobb County for the period of July 1, 2008 through August 31, 2008.

To the Honorable Members of the Grand Jury for the period of July 1, 2008 through August 31, 2008:

<b>FINES AND FORFEITURES</b>	<b>\$2,780.50</b>
Collected and paid into the Superior and State Courts of Cobb County	
<b>FEES COLLECTED RECORDS AND ID</b>	<b>\$22,658.50</b>
Fees for processing applicant fingerprints and sale of photos paid into the Cobb County General Fund	
<b>CIVIL COSTS</b>	<b>\$54,249.50</b>
Collected and paid into the Cobb County General Fund	
<b>MISCELLANEOUS REVENUES</b>	<b>\$10,361.37</b>
Collected and paid into the Cobb County General Fund	
<b>BOND FORFEITURES</b>	<b>\$105,565.00</b>
Collected and paid into the Cobb County General Fund	
<b>JAIL BOND SURCHARGE</b>	<b>\$11,203.00</b>
Collected and paid into the Cobb County General Fund	
<b>BOND DOCUMENT FEE</b>	<b>\$34,315.00</b>
Collected and paid into the Cobb County General Fund	
<b>JAIL SUBSIDY</b>	<b>\$129,930.00</b>
Collected and paid into the Cobb County General Fund	
<b>WORK RELEASE PER DEIM</b>	<b>\$46,508.95</b>
Collected and paid into the Cobb County General Fund	
<b>TOTAL</b>	<b><u>\$414,791.32</u></b>

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

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

  
\_\_\_\_\_  
Notary Public, State of Georgia

Notary Public, Cobb County, Georgia  
My Commission Expires May 25, 2012

Grand Jury Report Work Sheet September - October 2008 Session	July & Aug 2008 Income Received					
		July	August	Amt sent to BOC		
Fines & Forfeitures - from Jail Receipt Book with yellow copies Superior Court State Court						
Fees Collected Redords & ID						
Fingerprinting	4548	\$2,197.25	\$5,130.00	\$7,327.25		
Book-Ins	4548	\$7,579.00	\$7,752.25	\$15,331.25		\$22,658.50
Civil Costs						
Civil	4556	\$27,590.00	\$26,584.50	\$54,174.50		
Levy Service Fees	4556	\$75.00		\$75.00		\$54,249.50
Misc. Revenue						
Permits	4342	\$20.00	\$140.00	\$160.00		
Copies - Admin	4940	\$8.50	\$119.00	\$127.50		
Copies - Jail	4940	\$25.00	\$50.00	\$75.00		
Medical Reimbursement from Inmates	4570	\$2,545.32	\$1,728.36	\$4,273.68		
Destruction Reimbursement from Inmates	4580		\$685.12	\$685.12		
Reimbursement for Bus Tokens	6204	\$299.26	\$210.06	\$509.32		
Restitution	4580	\$1,100.00		\$1,100.00		
Sex Offender Publication Fees	4955					
Extradition Reimbursement	6262					
Commission on Sheriff's Sale	4562		\$37.77	\$37.77		
Reimbursement for Aid after Tornado/Sumter Co.	6400					
R. Finley Exp Reimb Federal Case	6400					
Reimbursement for B'fast meeting	6166					
Concessions	4852	\$288.33	\$243.65	\$531.98		
Misc. Revenue	4955		\$121.00	\$121.00		
Background Check/Criminal History	4548	\$85.00	\$660.00	\$745.00		
Refund for Digital Intellegence not attended	6400		\$1,995.00	\$1,995.00		\$10,361.37
Bond Forfeiture	4802	\$45,685.00	\$59,880.00	\$105,565.00		\$105,565.00
State Surcharge reimbursed from Courts	4802	\$672.50		\$672.50		
Jail Bond Surcharge	4805	\$4,550.50	\$5,980.00	\$10,530.50		\$11,203.00
Bond Document Fee	4556	\$17,740.00	\$16,575.00	\$34,315.00		\$34,315.00
Jail Subdisy	4464	\$57,279.00	\$72,651.00	\$129,930.00		\$129,930.00
Work Release Per Diem	4589	\$24,957.03	\$21,551.92	\$46,508.95		\$46,508.95
Totals		\$192,696.69	\$222,094.63	\$414,791.32		\$414,791.32
Fines & Forfeitures - from Jail Receipt Book with yellow copies Superior Court State Court				\$1,800.00 \$980.50		\$1,800.00 \$980.50
Total reported on Grand Jury Report				\$417,571.82		\$417,571.82