

BAIL BOND BOARD MEETING

MAY 21, 2015

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THOSE PRESENT:

- Judge Dollinger
- Judge Clint Woods
- Judge Craig Lively
- Catherine Presley
- Tom Roebuck
- Lieutenant Mills
- Tim Funchess
- Mary Godina
- Alisa Raumaker, CSR
- Rhonda Brode
- Becky Garcia
- Keith Day
- Casi De La Torre

12:43PM

12:43PM

12:43PM 1 JUDGE DOLLINGER: We'll call the May
12:43PM 2 meeting of the Jefferson County Bail Bond Board to
12:43PM 3 order.

12:43PM 4 The first item on the agenda is the minutes
12:43PM 5 from the last meeting. And I've got an e-mail copy of
12:43PM 6 them. I assume the other members also received an
12:43PM 7 e-mail copy from Ms. Parks. Anybody have any additions
12:43PM 8 or corrections to the minutes as they were sent out?

12:43PM 9 (No response).

12:43PM 10 JUDGE DOLLINGER: Hearing none, they'll
12:43PM 11 stand approved.

12:43PM 12 Second is the report from the district
12:43PM 13 attorney's office regarding the status of collections --
12:43PM 14 and I believe that sheet has been passed out to
12:43PM 15 everybody -- showing almost \$21,800 collected, which is
12:43PM 16 pretty good work. Any comments?

12:43PM 17 (No response).

12:43PM 18 JUDGE DOLLINGER: None.

12:43PM 19 Consideration and approval of applications
12:43PM 20 for bondsmen, for agents or renewals.

12:43PM 21 MS. PRESLEY: I don't have any.

12:43PM 22 JUDGE DOLLINGER: None.

12:44PM 23 Complaints against bondsmen, I understand
12:44PM 24 we have one new; is that accurate?

12:44PM 25 MS. GODINA: Yes, sir. One that was held

12:44PM 1 over from last month.

12:44PM 2 JUDGE DOLLINGER: Mr. Roebuck, is that one
12:44PM 3 that we can act on? Is that one we need to notice her
12:44PM 4 formally?

12:44PM 5 MR. ROEBUCK: I don't think we can act on
12:44PM 6 it. And let me tell the Board where I think we are on
12:44PM 7 this. We had a complaint against Ms. Hartt three months
12:44PM 8 ago, some type of thing. She shows up with -- with a
12:44PM 9 lawyer. Out of deference to him, I thought -- just
12:44PM 10 making sure that had -- that we were doing things
12:44PM 11 appropriately, I thought we should amend the complaint
12:44PM 12 to be more specific about the particular violations that
12:44PM 13 she -- in which she had engaged. In the meantime, we
12:44PM 14 find out that she has refused at least on one occasion
12:45PM 15 to make herself available to have the records inspected.
12:45PM 16 So, inasmuch as she had a lawyer, I sent him a notice
12:45PM 17 and said we want -- pursuant to the rules, we want to
12:45PM 18 review her records; please make them available either in
12:45PM 19 the offices of the Bail Bond Board or at her place on or
12:45PM 20 before "X," whatever date.

12:45PM 21 In the meantime, I think he -- he was in a
12:45PM 22 car wreck and got hurt pretty bad. And then I got my
12:45PM 23 little issue with bronchitis. I never got any response
12:45PM 24 from him on that issue. And then we have this new
12:45PM 25 complaint, which is a little different than the

12:45PM 1 complaint -- when I visited with this lady who filed it
12:45PM 2 -- her name is Thibodeaux -- Ms. Thibodeaux basically
12:45PM 3 indicated that she was out, being previously approved by
12:46PM 4 the Board, was operating as an agent for this bail bond
12:46PM 5 company. That's not what this complaint says, but
12:46PM 6 that's my understanding. Mary, I think -- is that not
12:46PM 7 correct about what she said?

12:46PM 8 MS. GODINA: That's correct. That's what
12:46PM 9 she said.

12:46PM 10 MR. ROEBUCK: So, it seems to me that what
12:46PM 11 needs to be done is that the complaint needs to be
12:46PM 12 amended to include three grounds. One is the originals
12:46PM 13 that weren't done because we were going to give him --
12:46PM 14 her the opportunity to produce the records. The second
12:46PM 15 one is that she's failed to comply with the Bail Bond
12:46PM 16 Act by failing to provide -- give us access to her
12:46PM 17 records. And the third one is retaining somebody to act
12:46PM 18 as an agent without being approved by the Board.

12:46PM 19 JUDGE LIVELY: So, we can't act on the
12:46PM 20 first one as it stands alone?

12:46PM 21 MR. ROEBUCK: I don't think so.

12:47PM 22 MS. GODINA: What if we ask her attorney
12:47PM 23 for her to bring the records up here without him? I
12:47PM 24 mean, if he's -- whatever is wrong with him.

12:47PM 25 JUDGE DOLLINGER: Well, if she has counsel,

12:47PM 1 I don't know that we can ask her to come forward without
12:47PM 2 counsel, you know, because he happens to be
12:47PM 3 incapacitated. I'd be real uncomfortable doing that.

12:47PM 4 MS. GARCIA: Is there anything the Board
12:47PM 5 can send out to her attorney asking him to contact us
12:47PM 6 with -- when he will be available or -- to proceed with
12:47PM 7 this matter or even respond to our request?

12:47PM 8 MR. ROEBUCK: You know what we could do --
12:47PM 9 well, I mean, it's a violation -- I mean, heaven knows
12:47PM 10 what we're going to see in those records if and when we
12:47PM 11 ever get them. There is -- from -- from my perspective,
12:48PM 12 there is plenty of reasons to revoke her license as we
12:48PM 13 speak, once the -- once we administratively do things
12:48PM 14 the way they should have been done. So, yeah, I guess
12:48PM 15 we could. But -- but my suggestion, however, would be
12:48PM 16 to make sure we get the complaint cleaned up, give her
12:48PM 17 proper notice and then let her have the opportunity to
12:48PM 18 show up and defend herself.

12:48PM 19 JUDGE DOLLINGER: Be heard.

12:48PM 20 MS. GARCIA: With or without her counsel?

12:48PM 21 MR. ROEBUCK: With or without. Send her
12:48PM 22 the notice. Send him the notice. Send them both
12:48PM 23 notice.

12:48PM 24 MS. GARCIA: Both by certified mail.

12:48PM 25 MR. ROEBUCK: This last episode with

12:48PM 1 Ms. Thibodeaux is probably the worst.

12:48PM 2 JUDGE DOLLINGER: Is that -- is that a
12:48PM 3 sworn complaint or -- I mean, her allegations, are they
12:48PM 4 sworn to in that affidavit?

12:48PM 5 MR. ROEBUCK: Yeah. But they don't -- I
12:48PM 6 thought I saw a different one.

12:49PM 7 MR. DAY: But that -- but that -- Tom, that
12:49PM 8 complaint that that lady filed, she's not complaining
12:49PM 9 that she was working for her without --

12:49PM 10 MR. ROEBUCK: No.

12:49PM 11 MR. DAY: -- being approved by --

12:49PM 12 MR. ROEBUCK: No. Technically there is an
12:49PM 13 alleged violation.

12:49PM 14 MR. DAY: Right. Because there was nothing
12:49PM 15 in there --

12:49PM 16 MR. ROEBUCK: Right.

12:49PM 17 MR. DAY: -- in the complaint I read that
12:49PM 18 the Bail Bond Board could act on anyway. But that was
12:49PM 19 something the Board had taken out, that this woman was
12:49PM 20 saying that she was working for Barbara but had not been
12:49PM 21 approved, you know. She had -- by saying "approved,"
12:49PM 22 she just has not had a background check done. But we
12:49PM 23 don't know if Barbara had done a background check on
12:49PM 24 this woman prior to and just didn't turn it over to
12:49PM 25 Cathy. That's -- that's the issue.

12:49PM 1 MS. GARCIA: Well, other violations then
12:49PM 2 start stemming from it because she never reported this
12:49PM 3 person as an employee; and the information that we got
12:49PM 4 is there was a previous person in this position that
12:49PM 5 Barbara never reported as an employee or turned in a
12:49PM 6 background check on.

12:49PM 7 MR. DAY: Right. That -- that's the only
12:49PM 8 thing out of the complaint that we have, though, is
12:50PM 9 that. That's a big issue out of that.

12:50PM 10 MR. ROEBUCK: Yeah. This is not a --

12:50PM 11 MR. DAY: So, it's not -- that -- that
12:50PM 12 complaint is not what we're hearing. We basically
12:50PM 13 formed our own complaint as a Board based off the
12:50PM 14 information that we got out of that.

12:50PM 15 JUDGE DOLLINGER: So, in an abundance of
12:50PM 16 caution, should we bring in Ms. Thibodeaux and have
12:50PM 17 Ms. Thibodeaux reduce that to writing and sign it under
12:50PM 18 oath so that we have a formal allegation that something
12:50PM 19 that we are able to act on has occurred, or is what we
12:50PM 20 have now sufficient?

12:50PM 21 MS. GARCIA: In addition -- in addition to
12:50PM 22 that, the information that she also provided was that
12:50PM 23 she was receiving money on behalf of Barbara. So, there
12:50PM 24 is many, many more allegations that go into it. So,
12:50PM 25 foreseeably maybe we can get her to make an affidavit,

12:50PM 1 have it notarized, so that in the event that she may not
12:50PM 2 be available for another meeting to give testimony, we
12:51PM 3 do have that to submit.

12:51PM 4 MR. DAY: But right now where we currently
12:51PM 5 stand, she's taken herself off the jail list
12:51PM 6 voluntarily. Is she in default right now?

12:51PM 7 JUDGE DOLLINGER: Yes.

12:51PM 8 MS. GARCIA: Yes.

12:51PM 9 MR. DAY: She's in default?

12:51PM 10 MS. GARCIA: Yes.

12:51PM 11 MR. ROEBUCK: Not by very much.

12:51PM 12 MR. DAY: And, see, that's what I was just
12:51PM 13 talking to Becky about. In the -- in the rules it reads
12:51PM 14 that if someone goes into default, you can also have a
12:51PM 15 hearing suspension -- suspension of your license for
12:51PM 16 being in default as well. It's not an issue where
12:51PM 17 somebody can just go into default like it has on
12:51PM 18 occasions in the past?

12:51PM 19 MS. GARCIA: But I think that said for
12:51PM 20 failure to pay a judgment. This is not a judgment.
12:51PM 21 It's failure to pay the bond assessment fee.

12:51PM 22 MR. DAY: Oh, the bond assessment fee.

12:51PM 23 MR. ROEBUCK: This is an administrative --

12:51PM 24 MR. DAY: Okay. I thought it was for --

12:51PM 25 MS. GARCIA: It's not for a judgment.

12:51PM 1 JUDGE DOLLINGER: And it would immediately
12:51PM 2 go away should she come forward with the \$30, which is
12:51PM 3 our problem.

12:51PM 4 MS. GODINA: Correct. That's the part --
12:51PM 5 I also got an e-mail from Judge West. She
12:52PM 6 couldn't be here today. She wanted to bring to the
12:52PM 7 Board's attention that Barbara Hartt posted on Facebook
12:52PM 8 regarding one of her clients that did not show up for
12:52PM 9 court attempting to get the public's help in locating
12:52PM 10 her. She posted her address and everything on Facebook
12:52PM 11 of the client. And she wanted to -- Judge West just
12:52PM 12 said, "Is this proper," to put all the lady's
12:52PM 13 information out there.

12:52PM 14 MS. GARCIA: I don't believe there is
12:52PM 15 anything in the rules that say they can't. I mean, they
12:52PM 16 will go after, you know, someone that didn't show up for
12:52PM 17 court, any means necessary to locate them. Addresses
12:52PM 18 are public record.

12:52PM 19 JUDGE DOLLINGER: I think the rules --

12:52PM 20 MS. GARCIA: It's not like a Social
12:52PM 21 Security number.

12:52PM 22 MR. DAY: We've -- we've put people's
12:52PM 23 pictures on Facebook before. I don't know if Al has.
12:52PM 24 But I've never put -- we've never put addresses or
12:52PM 25 anything. But I'm not saying it's right or wrong.

12:52PM 1 MR. ROEBUCK: I don't see where that's --

12:52PM 2 MR. DAY: A lot of times the address is
12:52PM 3 probably not right anyway. If the address was correct
12:53PM 4 in the first place, they'd probably already be arrested.
12:53PM 5 So, you know, you have the authority of them going to a
12:53PM 6 -- Joe Blow going to a house that -- just some random
12:53PM 7 house. So ...

12:53PM 8 JUDGE DOLLINGER: My guess would be that
12:53PM 9 these rules were probably drafted and adopted prior to
12:53PM 10 social media becoming as big a part of life as it is
12:53PM 11 today.

12:53PM 12 Okay. So, as it stands now, do I
12:53PM 13 understand counsel's recommendation is we redraft the
12:53PM 14 complaint to include all three allegations?

12:53PM 15 MR. ROEBUCK: Yes, sir.

12:53PM 16 JUDGE DOLLINGER: We then furnish that
12:53PM 17 complaint both to Ms. Hartt and Ms. Hartt's counsel by
12:53PM 18 certified mail and make it an agenda item for the coming
12:53PM 19 month?

12:53PM 20 MR. ROEBUCK: That's my recommendation.

12:53PM 21 JUDGE DOLLINGER: Okay.

12:53PM 22 MS. GARCIA: Motion to put it on the next
12:53PM 23 agenda.

12:53PM 24 JUDGE DOLLINGER: We have a motion. Do we
12:53PM 25 have a second?

12:53PM 1 JUDGE LIVELY: Second.

12:53PM 2 JUDGE DOLLINGER: We have a motion and a
12:53PM 3 second that we adopt counsel's recommendation. All
12:53PM 4 those in favor signifying by saying "I."

12:53PM 5 THE BOARD: "I."

12:53PM 6 JUDGE DOLLINGER: All those opposed?

12:53PM 7 (No response).

12:53PM 8 JUDGE DOLLINGER: Hearing none, the motion
12:54PM 9 carries.

12:54PM 10 Can you get that drafted? Do you do that,
12:54PM 11 Tom?

12:54PM 12 MR. ROEBUCK: Yeah. Normally I don't, but
12:54PM 13 I'm going to on this one.

12:54PM 14 JUDGE DOLLINGER: Do you need to have her
12:54PM 15 come in and give a statement? Do you need
12:54PM 16 Ms. Thibodeaux to come in and give a sworn statement?

12:54PM 17 MR. ROEBUCK: Yes, sir. I was talking to
12:54PM 18 Mary trying to figure out how much notice we're supposed
12:54PM 19 to give.

12:54PM 20 MS. GODINA: I thought it was 30 days.

12:54PM 21 MR. ROEBUCK: I thought it was 14.

12:54PM 22 JUDGE DOLLINGER: Okay. Next agenda item,
12:54PM 23 Number 5, report on -- from the treasurer on cash and
12:54PM 24 CDs that are up for collateral. I believe that's also
12:54PM 25 been disseminated to all members. Are there any

12:54PM 1 comments or questions?

12:54PM 2 (No response).

12:54PM 3 JUDGE DOLLINGER: Hearing none, we'll move
12:54PM 4 to Number 6, report from the auditor's office. That
12:54PM 5 also has been distributed. Are there any questions or
12:55PM 6 comments of the auditor's office?

12:55PM 7 MS. BRODE: I have one thing to ask the
12:55PM 8 county clerk and the district clerk. If you could look
12:55PM 9 up on -- on the bondsmen report, I highlighted it all
12:55PM 10 the way across, Scott Goodman came up on my report and
12:55PM 11 he's been expired for awhile now, but \$10,000 in bonds
12:55PM 12 amount out came out. So, can you look and see if maybe
12:55PM 13 someone was updating something and updated the wrong
12:55PM 14 bondsman or something? I'm not sure why it came up.

12:55PM 15 MS. GARCIA: I don't remember anything. It
12:55PM 16 may be something old that the district clerk's office is
12:55PM 17 getting caught up on some issues.

12:55PM 18 MS. DE LA TORRE: I remember his name came
12:55PM 19 up. I will have to check and see what it is. But I did
12:55PM 20 send him something. It might have been a judgment.

12:55PM 21 JUDGE DOLLINGER: When you say "expired,
12:55PM 22 are you talking about deceased?

12:55PM 23 MS. BRODE: No. His license.

12:55PM 24 JUDGE DOLLINGER: Just want to be sure what
12:55PM 25 kind of "expired" we're talking about here.

12:55PM 1 MS. GARCIA: As they update the record and
12:56PM 2 in the computer, regardless of his licensing ability,
12:56PM 3 it's going to be reflective of money that he now owes us
12:56PM 4 that previously probably wasn't showing in the system.

12:56PM 5 MS. BRODE: Okay.

12:56PM 6 MS. DE LA TORRE: I think that's what it
12:56PM 7 was, a judgment on something, like, an old bond.

12:56PM 8 JUDGE DOLLINGER: Any other questions or
12:56PM 9 comments from the -- with respect to the auditor's
12:56PM 10 report?

12:56PM 11 (No response).

12:56PM 12 JUDGE DOLLINGER: Hearing none, we'll move
12:56PM 13 on to Number 7, the election of a representative from
12:56PM 14 among the ranks of registered bondsmen. Has that taken
12:56PM 15 place or to take place today?

12:56PM 16 MR. DAY: The Board has to oversee the
12:56PM 17 election. This was supposed to be done in January, but
12:56PM 18 it kind of slipped through the cracks. So, something
12:56PM 19 that we had spoken about a couple of months ago. We
12:56PM 20 need to put it back on the agenda. And I think Tina was
12:56PM 21 the one that had the nominations, though. I'm not sure
12:57PM 22 if --

12:57PM 23 JUDGE DOLLINGER: Do we have those with us
12:57PM 24 today? Did she leave them with anyone?

12:57PM 25 MS. GODINA: No, not with me.

12:57PM 1 MR. AL REED: I thought the nominations
12:57PM 2 were supposed to be made on the floor.

12:57PM 3 MR. DAY: Yeah. You can make -- the
12:57PM 4 nominations can be made here; but if anyone made a
12:57PM 5 nomination to Tina through e-mail or a phone call, I
12:57PM 6 don't know. I'm not sure about that.

12:57PM 7 JUDGE DOLLINGER: Okay. Is it your
12:57PM 8 understanding, Mr. Reed, that they must be made from the
12:57PM 9 floor or that that's one method of making them?

12:57PM 10 MR. AL REED: That's -- it was brought up
12:57PM 11 last year, the first year we did this; and that's how it
12:57PM 12 was made. The bondsmen had to be here and the
12:57PM 13 nominations from the floor.

12:57PM 14 JUDGE DOLLINGER: Only?

12:57PM 15 MR. AL REED: Right. I wouldn't go as far
12:57PM 16 as -- I don't think there is any rule about that.
12:57PM 17 That's the way we've done in the past.

12:57PM 18 JUDGE DOLLINGER: Okay. Okay. Is it
12:57PM 19 addressed in the act? Do you know?

12:57PM 20 MS. GARCIA: It just says that the Board
12:57PM 21 shall conduct the election. There is no specific method
12:57PM 22 as to how that can be done, whether they're nominated on
12:58PM 23 the floor, it's a secret ballot. That -- that is not
12:58PM 24 mentioned in the ...

12:58PM 25 JUDGE DOLLINGER: So, it's up to us?

12:58PM 1 MS. GARCIA: It's however we want to do it.
12:58PM 2 But, Al, can you tell me if you-all were notified that
12:58PM 3 the meeting was going to take place today?

12:58PM 4 MR. AL REED: I believe Keith notified
12:58PM 5 everyone.

12:58PM 6 MR. DAY: Yeah, everyone was notified. We
12:58PM 7 -- I notified -- Tina put me in charge, which --

12:58PM 8 MS. GODINA: Well, Tina doesn't have
12:58PM 9 anything to do with it. That's you-all.

12:58PM 10 MS. GARCIA: But did you notify, so we can
12:58PM 11 do this today and get it over with?

12:58PM 12 MR. DAY: What -- well, the Board oversees
12:58PM 13 the election. So, it's actually the Board's
12:58PM 14 responsibility to notify the bondsmen. But I did notify
12:58PM 15 everyone by e-mail, yes. Everyone was notified about
12:58PM 16 the election today.

12:58PM 17 JUDGE DOLLINGER: Are you aware of anyone
12:58PM 18 who contacted Tina or aware if --

12:58PM 19 MR. DAY: The only person I know of that
12:58PM 20 was going to contact Tina that contacted me was David
12:58PM 21 Fregia.

12:58PM 22 JUDGE DOLLINGER: Okay.

12:58PM 23 MR. REED: Tina -- I spoke with Tina. She
12:58PM 24 said she wasn't going to notify anybody; that's up to us
12:58PM 25 to notify.

12:58PM 1 MR. DAY: Yeah. And I did. I notified
12:58PM 2 everybody by e-mail. I sent out a mass e-mail to all
12:59PM 3 the licensed bondsmen in the -- in Jefferson County that
12:59PM 4 -- of today and that the election was today. So ...
12:59PM 5 JUDGE DOLLINGER: Okay.
12:59PM 6 MR. ROEBUCK: Well, we don't know who the
12:59PM 7 nominations are.
12:59PM 8 JUDGE DOLLINGER: That she has.
12:59PM 9 MS. GARCIA: Someone would have to --
12:59PM 10 MR. DAY: Well, according to 1704.0535, the
12:59PM 11 Board shall annually conduct a secret ballot election to
12:59PM 12 elect a member of the Board who serves as the
12:59PM 13 representative of licensed bail bond sureties. So...
12:59PM 14 JUDGE DOLLINGER: So that I'm clear, Keith,
12:59PM 15 are you saying that every member -- every voting member
12:59PM 16 of the Board, whether you are or are not a bondsman,
12:59PM 17 elect the bondsmen's representative? That doesn't sound
12:59PM 18 correct.
12:59PM 19 MR. DAY: Every licensed bondsman --
12:59PM 20 MS. GARCIA: Cast a ballot.
12:59PM 21 MR. DAY: -- cast a ballot.
12:59PM 22 JUDGE DOLLINGER: Only the bondsmen.
12:59PM 23 MR. DAY: Only the licensed bondsmen.
12:59PM 24 JUDGE DOLLINGER: That's what I had --
12:59PM 25 MR. DAY: Conducts a secret election

12:59PM 1 ballot. However, you know, I -- I'm not sure -- it
12:59PM 2 doesn't say anything about nominations. So, each --
12:59PM 3 each bondsman would just give the name of a licensed
01:00PM 4 bondsman that, you know -- so ...

01:00PM 5 JUDGE DOLLINGER: I would think --

01:00PM 6 MS. GARCIA: I would presume and/or their
01:00PM 7 representative that's here on behalf of the office.

01:00PM 8 JUDGE LIVELY: So, at this point can we
01:00PM 9 just open the floor for nominations from the --

01:00PM 10 JUDGE DOLLINGER: That would be my thought,
01:00PM 11 that we could take nominations from the licensed
01:00PM 12 bondsmen who are now present and then conduct a secret
01:00PM 13 ballot.

01:00PM 14 MR. DAY: There is three of us.

01:00PM 15 MR. REED: No. There is five of us.

01:00PM 16 MR. DAY: There is five? No, she's not
01:00PM 17 licensed.

01:00PM 18 MR. REED: Are you a licensed bondsman?

01:00PM 19 MR. CASEY PARKER: No.

01:00PM 20 MS. GARCIA: He works for --

01:00PM 21 MR. DAY: He works for David Fregia. So,
01:00PM 22 me, Al and Stellina are the only three here.

01:00PM 23 JUDGE DOLLINGER: We'll open the floor for
01:00PM 24 nominations from the three of you.

01:00PM 25 MR. AL REED: I make a motion we nominate

01:00PM 1 Keith Day.

01:00PM 2 JUDGE DOLLINGER: All right.

01:00PM 3 MS. STELLINA REED: I second.

01:00PM 4 JUDGE DOLLINGER: She seconds that
01:00PM 5 nomination. Any other nominations?

01:00PM 6 (No response).

01:01PM 7 JUDGE DOLLINGER: Well, that's going to
01:01PM 8 make it reasonably -- that's going to make it reasonably
01:01PM 9 easy. I don't know the need for a secret ballot since
01:01PM 10 we only have one name. I would say that Mr. Day is the
01:01PM 11 representative by acclamation then. Okay. That was
01:01PM 12 simple enough.

01:01PM 13 The next item is the refund of remaining
01:01PM 14 collateral from Paul Decuir.

01:01PM 15 MS. GARCIA: Yeah. There -- I had that put
01:01PM 16 on the agenda because the administrator on his estate
01:01PM 17 actually contacted me, came in the office and was
01:01PM 18 requesting to get this money back in collateral and his
01:01PM 19 name is Leo -- I'm sorry -- Christopher Decuir. And I
01:01PM 20 guess through the probate process, Judge Branick
01:01PM 21 recognized the name and recognized that Paul was a
01:02PM 22 previous bondsman that did have money collateral put up
01:02PM 23 with us. I checked around with everyone to see who he
01:02PM 24 owed money to or if he owed money. The district clerk's
01:02PM 25 office said he didn't owe any money to them. He didn't

01:02PM 1 owe any money to me, but he did owe money to the
01:02PM 2 sheriff's office for \$30. We can take the \$30 from the
01:02PM 3 \$1,500 he has up; and then at that point we can make a
01:02PM 4 motion to release the funds that's being held to the
01:02PM 5 administrator to put back into the estate. But the only
01:02PM 6 -- I don't know exactly how we're going to -- as a Board
01:02PM 7 how this is going to work to direct the sheriff's office
01:02PM 8 -- you know, how -- how they're going to collect the \$30
01:02PM 9 because it's not through a judgment, it's not going to
01:02PM 10 be through a writ of any means, if it's just something
01:02PM 11 that the Board through just general correspondence is
01:03PM 12 going to direct the treasurer's office to disperse the
01:03PM 13 30-dollar fee to the sheriff's office for payment.

01:03PM 14 JUDGE DOLLINGER: Let me make a suggestion
01:03PM 15 of what might be the simpler way to do it. Why don't
01:03PM 16 you contact the administrator of his estate and tell the
01:03PM 17 administrator to go to the sheriff's office and to pay
01:03PM 18 \$30. And then once he pays the \$30, we'll release the
01:03PM 19 entire \$1,500. I -- I'm not a big mathematician; but if
01:03PM 20 somebody made me that offer, I'd run over there.

01:03PM 21 MS. GARCIA: Okay. So, I'll put it on the
01:03PM 22 agenda for next month, to release the funds pursuant if
01:03PM 23 he paid the \$30.

01:03PM 24 JUDGE DOLLINGER: I would say that we could
01:03PM 25 vote on that right now and if he shows up and pays \$30,

01:03PM 1 you can release them before next month. I don't see any
01:03PM 2 reason to hold it another month.

01:03PM 3 MS. GARCIA: Sounds good to me.

01:03PM 4 JUDGE DOLLINGER: I'll make that motion
01:03PM 5 from the -- from the chair, if anybody will second it.

01:03PM 6 MS. GARCIA: I'll second.

01:03PM 7 JUDGE DOLLINGER: Okay. All those in favor
01:03PM 8 of allowing him to pay \$30 that he's in default and then
01:03PM 9 collect the money and put it into the estate say "I."

01:04PM 10 THE BOARD: "I."

01:04PM 11 JUDGE DOLLINGER: All those opposed?

01:04PM 12 (No response).

01:04PM 13 JUDGE DOLLINGER: None opposed. Okay.
01:04PM 14 Easy enough.

01:04PM 15 The last one I think we addressed with
01:04PM 16 number --

01:04PM 17 MR. FUNCHES: Judge, that check is going
01:04PM 18 to go through payables. So, there is going to be kind
01:04PM 19 of a delay. I mean --

01:04PM 20 JUDGE DOLLINGER: That's okay. Go through
01:04PM 21 as quickly as possible. At least we don't have to wait
01:04PM 22 until this time next month to start the process.

01:04PM 23 MS. BRODE: I think that we could possibly
01:04PM 24 work the \$30 out through payables.

01:04PM 25 JUDGE DOLLINGER: Whatever is easiest.

01:04PM 1 MS. BRODE: Instead of him having to pay --
01:04PM 2 I'll ask Patrick.

01:04PM 3 JUDGE DOLLINGER: Whatever is simplest.
01:04PM 4 That's what I'm trying to do. Whatever works the
01:04PM 5 simplest is what we want to try to do. I just don't
01:04PM 6 want to create any bookkeeping nightmares for the
01:04PM 7 auditor's office.

01:04PM 8 MR. FUNCHESS: I think the easy way is to
01:04PM 9 tell him to bring in the 30 bucks; and then once they
01:04PM 10 approve the payment, bring it to me and then we'll get
01:04PM 11 the check processed.

01:04PM 12 MS. GARCIA: And I've got the letters
01:04PM 13 testamentary giving him authority.

01:04PM 14 JUDGE DOLLINGER: And was Number 9 taken
01:04PM 15 care of by Number 4? Am I correct on that?

01:04PM 16 MS. GARCIA: I don't know what Number 9 is.

01:04PM 17 JUDGE DOLLINGER: The complaint against
01:04PM 18 Barbara Hartt.

01:04PM 19 MS. GARCIA: Yeah.

01:05PM 20 JUDGE DOLLINGER: Okay. So, that was taken
01:05PM 21 care of by complaints against bondsmen. Okay.

01:05PM 22 All right. Is there any new business to
01:05PM 23 come before the Bail Bond Board before we accept a
01:05PM 24 motion to adjourn?

01:05PM 25 MR. AL REED: Have we been through the old

01:05PM 1 business yet?

01:05PM 2 JUDGE DOLLINGER: I thought we were. Maybe
01:05PM 3 I'm mistaken. Go ahead. What's the old business?

01:05PM 4 MR. AL REED: Well, about a year or so ago,
01:05PM 5 I brought up that the attorneys that write bonds should
01:05PM 6 be under the same scrutiny as the bail bondsmen. I was
01:05PM 7 just wondering where that is now.

01:05PM 8 MR. ROEBUCK: You just won't let it go.

01:05PM 9 (Laughter).

01:05PM 10 JUDGE DOLLINGER: Well, did we ever decide
01:05PM 11 -- I remember hearing that at one meeting. I missed a
01:05PM 12 couple last year. Did we ever find -- is there
01:05PM 13 authority to regulate the attorneys who write bonds in
01:05PM 14 the same manner that we regulate licensed bondsmen?

01:05PM 15 MR. DAY: Well, I think there is authority
01:05PM 16 but we had -- we had a similar issue in another county.
01:05PM 17 I can't remember what county I told you it was. And I
01:05PM 18 actually talked to -- what Board does David sit on?

01:06PM 19 MR. CASEY PARKER: Angelina County.

01:06PM 20 MR. DAY: Angelina County is what it was.
01:06PM 21 Don't they have an issue going on right now?

01:06PM 22 MR. CASEY PARKER: I've heard some.

01:06PM 23 MR. DAY: Yeah. And David and Tom were --
01:06PM 24 David Fregia and Tom were going to kind of e-mail -- did
01:06PM 25 you-all ever get to --

01:06PM 1 MR. ROEBUCK: I did my part.

01:06PM 2 MR. DAY: Okay. So, I don't know --

01:06PM 3 MR. ROEBUCK: He never responded.

01:06PM 4 MR. DAY: Well, we are going to kind of get
01:06PM 5 them two together and kind of get an idea from David
01:06PM 6 exactly what's gone on in Angelina County so we can
01:06PM 7 compare it and see what -- you know, to see what is or
01:06PM 8 isn't going on here currently and just kind of compare
01:06PM 9 the two situations. But obviously they haven't been
01:06PM 10 able to --

01:06PM 11 JUDGE DOLLINGER: Would you be able to get
01:06PM 12 David to get back in contact with Mr. Roebuck and advise
01:06PM 13 him of the status of the Angelina County issue?

01:06PM 14 MR. CASEY PARKER: Yes, sir, I can.

01:06PM 15 JUDGE DOLLINGER: We'll make that an agenda
01:07PM 16 item, if we will, for next month to talk about -- under
01:07PM 17 "old business" to speak about the scrutiny and/or
01:07PM 18 regulations of attorneys writing bonds.

01:07PM 19 MR. ROEBUCK: As I understand the
01:07PM 20 assignment, we're trying to determine what provisions of
01:07PM 21 the Bail Bond Act apply to lawyers writing bonds
01:07PM 22 specifically, for example, keeping a separate set of
01:07PM 23 records.

01:07PM 24 MR. AL REED: And their employees.

01:07PM 25 MR. ROEBUCK: And employees.

01:07PM 1 JUDGE DOLLINGER: Okay.

01:07PM 2 MR. ROEBUCK: And whether or not they would
01:07PM 3 have to license -- if they write bonds, if they have to
01:07PM 4 be an agent and approved by the Board just like
01:07PM 5 everybody else.

01:07PM 6 MR. AL REED: Their employees have to be?

01:07PM 7 MR. ROEBUCK: Yes.

01:07PM 8 JUDGE DOLLINGER: Subject to the same
01:07PM 9 background checks.

01:07PM 10 MR. AL REED: Background checks.

01:07PM 11 And I'm looking at this sheet where
01:08PM 12 different attorneys have different amounts up. How do
01:08PM 13 they -- are they under any scrutiny to write a number of
01:08PM 14 -- amount of bonds under the attorney -- under the
01:08PM 15 attorney?

01:08PM 16 MS. GODINA: The county gives them -- it's
01:08PM 17 always been a privilege, I guess we say, that the county
01:08PM 18 gives them money in the computer to write bonds.

01:08PM 19 JUDGE DOLLINGER: Was is it, Cathy, without
01:08PM 20 putting up collateral? 20,000? And if they want to go
01:08PM 21 above 20, they're required to post collateral to go
01:08PM 22 above that.

01:08PM 23 MS. PRESLEY: Correct. At the treasurer's
01:08PM 24 office.

01:08PM 25 MR. AL REED: The total amount of bonds

01:08PM 1 that they can write?

01:08PM 2 JUDGE DOLLINGER: Correct. Without putting
01:08PM 3 collateral up.

01:08PM 4 MR. AL REED: Without putting collateral
01:08PM 5 up.

01:08PM 6 JUDGE LIVELY: And then the collateral goes
01:08PM 7 10 to 1, right?

01:08PM 8 MR. AL REED: That's what I thought in the
01:09PM 9 past.

01:09PM 10 JUDGE DOLLINGER: Any other old business to
01:09PM 11 bring before the Board? And I think we already covered
01:09PM 12 there was no new business. So, Judge Lively?

01:09PM 13 JUDGE LIVELY: I make a motion to adjourn.

01:09PM 14 MR. FUNCHES: Second.

01:09PM 15 JUDGE DOLLINGER: Motion and second that
01:09PM 16 the Board adjourn the May meeting. All those in favor?

01:09PM 17 THE BOARD: "I."

01:09PM 18 JUDGE DOLLINGER: All those opposed?

01:09PM 19 (No response).

01:09PM 20 JUDGE DOLLINGER: We're adjourned.

01:09PM 21 (Conclusion of meeting).

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