

State of Mississippi

AUDIT EXCEPTIONS REPORT

Fiscal Year 2009

MISSISSIPPI



Stacey E. Pickering

State Auditor

Office of the State Auditor



Office of the State Auditor

**County Audit Section
Education Audit Section
Investigative Audit Division
Performance Audit Division
Property Audit Division**

A legally mandated account of misappropriated or misspent public funds
and the actions taken by the Office of the State Auditor for their recovery
and return to the appropriate entities in Fiscal Year 2009.

AUDIT EXCEPTIONS REPORT FISCAL YEAR 2009

**PUBLISHED IN ACCORDANCE WITH
THE REQUIREMENTS OF
SECTIONS 7-7-77, 7-7-79, 7-7-217 AND 7-7-219
MISSISSIPPI CODE ANNOTATED (1972)**

**STACEY E. PICKERING
STATE AUDITOR**

*The Office of the State Auditor does not discriminate on the basis of race,
religion, national origin, sex, age or disability*



**OFFICE OF THE STATE AUDITOR
STACEY E. PICKERING
AUDITOR**

July 31, 2009

Honorable Haley Barbour, Governor
Honorable Phil Bryant, Lieutenant Governor
Honorable Tate Reeves, Treasurer
Honorable William J. McCoy, Speaker of the House
Honorable William G. Hewes III, President Pro Tempore of the Senate
Honorable J. P. Compretta, Speaker Pro Tempore of the House
Members of the Mississippi State Legislature

Dear Ladies and Gentlemen:

As you are aware, it is my duty to report to you the specific exceptions taken by the Office of the State Auditor during Fiscal Year 2009, as required by Sections 7-7-77, 7-7-79, 7-7-217 and 7-7-219, Mississippi Code Annotated (1972). This letter is a summary of the Special Report on Audit Exceptions for Fiscal Year 2009. The full report can be accessed on the internet at <http://www.osa.state.ms.us/documents/investigative/inv2009.pdf>.

An audit “*exception*” indicates that a violation of the law or an accounting error has resulted in public funds being misappropriated or spent incorrectly. The term also means that money must be repaid.

The “*exceptions*” included under the County Audit Section, may refer to disallowed expenditures by officials who assumed the responsibility of reimbursing the county general fund when an audit exception was taken by the Office of the State Auditor. To those officials who cooperated with this effort we are sincerely grateful. Both the taxpayers and this agency benefited from their willingness to assure accountability in county government. These incidents are primarily those involving excesses of the salary cap for circuit and chancery clerks, and are recorded as “*paid in full and settled to the appropriate fund directly.*”

Additionally, this report includes the formal demands for repayment made by the State Auditor and the cases referred by this office to the Office of the Attorney General for litigation. The report also discusses the cases that were closed by settlement, collection, litigation, or dismissal.

The County Audit Section was responsible for recovering misspent funds or disallowed expenditures totaling \$7,279.00.

The Education Audit Section was responsible for recovering misspent funds totaling \$11,224.15.

The Investigative Audit Division issued 21 written demands for \$1,324,879.41 and recovered misspent or embezzled funds totaling \$1,409,399.24.¹

The Property Audit Division issued 3 written demands for \$22,798.23 and recovered funds totaling \$14,700.59.

The total amount of funds recovered by the Office of the State Auditor for Fiscal Year ending June 30, 2009 was \$1,442,602.98.

The State Auditor's Office continues to serve as a watchdog organization to ensure that tax dollars are protected, and we pledge to perform our jobs with integrity, honesty and a commitment to excellence. We continue to protect the public's trust through evaluations of accounting practices and aggressive investigations of alleged wrongdoing. We believe the taxpayers of Mississippi deserve no less.

Serving Mississippi Together,



Stacey E. Pickering
State Auditor

SEP/ jsc

¹ These amounts reflect funds collected on previous fiscal year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.



TABLE OF CONTENTS

Exceptions taken by the County Audit Section.....	1-4
Exceptions Against County Officials	
Exceptions taken by the Education Audit Section.....	5-8
Exceptions Against Public School Officials	
Exceptions taken by the Investigative Audit Division.....	9-30
Exceptions Against Governmental Officials	
Exceptions taken by the Performance Audit Division	
Exceptions Related to the MCI Tax Settlement	31-34
Exceptions taken by the Property Audit Division	35-42
Exceptions Taken for Missing Property	
Index by County	43-45



EXCEPTIONS TAKEN BY THE COUNTY AUDIT SECTION



(Left Blank Intentionally)

**AMITE COUNTY**

Chancery Clerk, Ronny Taylor **\$1,679.00**
Disallowed Expenditures

Status: Paid in full and settled to the appropriate fund directly.

CALHOUN COUNTY

Circuit Clerk, Deborah Dunn **\$100.00**
Disallowed Expenditures

Status: Paid in full and settled to the appropriate fund directly.

KEMPER COUNTY

Board of Supervisors **\$5,000.00**
Improper Donations

Status: Paid in full and settled to the appropriate fund directly.

TATE COUNTY

Former Tax Collector, Sue Spier **\$500.00**
Salary Overpayments

Status: Paid in full and settled to the appropriate fund directly.



(Left Blank Intentionally)



**EXCEPTIONS TAKEN BY THE
EDUCATION AUDIT
SECTION**



(Left Blank Intentionally)

**HINDS COUNTY****HINDS COUNTY SCHOOL DISTRICT**

Principal, Byram Middle School, David Campbell **\$635.00**
Disallowed Expenditures

Status: Paid in full and settled to the appropriate fund directly.

Principal, Carver Middle School, Lana Clark **\$64.20**
Disallowed Expenditures

Status: Paid in full and settled to the appropriate fund directly.

Principal, Gary Road Intermediate, Jay R. Smith **\$64.00**
Disallowed Expenditures

Status: Paid in full and settled to the appropriate fund directly.

Principal, Raymond Elementary, Cindy Gipson **\$254.95**
Exceeded Travel Reimbursement

Status: Paid in full and settled to the appropriate fund directly.

Principal, Terry High School, Stephen Handley **\$240.00**
Disallowed Expenditures

Status: Paid in full and settled to the appropriate fund directly.

Principal, Utica Middle School, Kelly Earls **\$460.00**
Disallowed Expenditures

Status: Paid in full and settled to the appropriate fund directly.

Private Vendor, Cleaner Than Clean Janitorial **\$9,126.00**
Overbilling

Status: Paid in full and settled to the appropriate fund directly.

**LEFLORE COUNTY****LEFLORE COUNTY SCHOOL DISTRICT****Principal, Leflore County Elementary, Anita Ware****\$217.50**

Disallowed Expenditures

Status: Paid in full and settled to the appropriate fund directly.**SMITH COUNTY****SMITH COUNTY SCHOOL DISTRICT****Business Manager, Duane Fewell****\$162.50**

Disallowed Expenditures

Status: Paid in full and settled to the appropriate fund directly.



**EXCEPTIONS TAKEN BY THE
INVESTIGATIVE AUDIT
DIVISION**



(Left Blank Intentionally)

**ATTALA COUNTY****COUNTY OFFICIAL**

Circuit Clerk, Wanda Fancher
Exceeding Fee Cap

\$10,245.00

Status: Paid in full and settled directly to the entity.

CARROLL COUNTY**COUNTY OFFICIAL**

Former Sheriff, Donald Gray
Salary Overpayments

\$20,474.90

Status: Formal written demand was issued on February 26, 2009, and transmitted to the Office of the Attorney General on March 26, 2009. For Fiscal Year 2009, payment in the amount of \$17,359.25 was received as a negotiated settlement and paid to the appropriate deserving entities.

COAHOMA COUNTY**LURAND UTILITY DISTRICT**

Former Bookkeeper, Karen Von Allmen
Embezzlement

\$15,059.49

Status: On August 4, 2008, Karen Von Allmen pled guilty to Embezzlement in Circuit Court, and was sentenced to five (5) years, three (3) months to serve, and four (4) years and nine (9) months, suspended. Von Allmen was ordered to pay restitution in the amount of \$15,059.49. Formal written demand was issued on October 7, 2008, and transmitted to the Office of the Attorney General on November 7, 2008.

**COPIAH COUNTY****MUNICIPALITY OF WESSON****Former Court Clerk, Phillip Sterling****\$17,452.48**

Embezzlement

Status: On March 2, 2009, Phillip Sterling entered a plea of guilty to Embezzlement in Circuit Court. On March 9, 2009, Sterling was sentenced to six (6) years, suspended, with one (1) year of house arrest. Sterling was ordered to pay restitution in the amount of \$10,000.00 to the State Auditor's Office. Formal written demand in the amount of \$17,452.48 was issued on March 25, 2009, and transmitted to the Office of the Attorney General on April 27, 2009. For Fiscal Year 2009, payment in the amount of \$10,000.00 was received leaving a balance of \$7,452.48.

FORREST COUNTY**COUNTY OFFICIAL****Former Deputy Tax Collector, Stevie Hudson****\$11,222.83**

Embezzlement

Status: On January 23, 2007, Stevie Hudson pled guilty to Embezzlement in Circuit Court and received ten (10) years with five (5) years suspended, and entered into the Community Service Program. Hudson was ordered to pay restitution in the amount of \$6,346.41. Formal written demand in the amount of \$11,222.83 was issued on April 6, 2007, and transmitted to the Office of the Attorney General on May 7, 2007. Payments in the amount of \$4,876.42 were remitted prior to issuance of demand. For Fiscal Year 2009, payment in the amount of \$75.00 was received leaving a balance of \$5,592.41.

GEORGE COUNTY**COUNTY OFFICIAL****Former Justice Court Clerk, Shawn Strahan****\$15,890.48**

Embezzlement

Status: For Fiscal Year 2009, \$15,890.48 was recovered from Shawn Strahan. The investigation is ongoing.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**GRENADA COUNTY****COUNTY OFFICIAL**

Former Deputy Tax Collector, Ann B. Parks
Embezzlement

\$17,948.75

Status: On January 29, 2009, Ann B. Parks pled guilty to four (4) Counts of Embezzlement in Circuit Court. Parks was sentenced to eight (8) years, suspended, and five (5) years probation. Parks was ordered to pay restitution in the amount of \$11,703.36. Formal written demand in the amount of \$17,948.75 was issued on February 10, 2009, and transmitted to the Office of the Attorney General on March 10, 2009. For Fiscal Year 2009, payment in the amount of \$93.00 was received leaving a balance of \$11,855.60.

GRENADA SOIL AND WATER DISTRICT

Former Clerk, Natasha Ivy
Embezzlement

\$38,539.16

Status: On January 24, 2007, Natasha Ivy pled guilty to Embezzlement in Circuit Court, and was sentenced to ten (10) years, one (1) year to serve, four (4) years suspended, and five (5) years supervised probation. Ivy was ordered to pay restitution in the amount of \$38,539.16. Formal written demand was issued on February 9, 2007, and transmitted to the Office of the Attorney General on March 9, 2007. For Fiscal Year 2009, payments in the amount of \$5,000.00 were received leaving a balance of \$29,739.16.

HARRISON COUNTY**HARRISON COUNTY SCHOOL DISTRICT**

Former Employee, Pam Mercer
Missing Funds

\$1,903.32

Status: The balance of \$475.83 was paid in Fiscal Year 2009, and settled to the appropriate deserving entities.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**HINDS COUNTY****MISSISSIPPI AGRIBUSINESS COUNCIL****Former Contractor, Glenn Patterson****\$71,421.63**

Money Laundering

Status: On March 28, 2005, Glenn Patterson pled guilty to Money Laundering in U.S. District Court, and was sentenced to serve eighteen (18) months in federal prison. Patterson was ordered to pay restitution in the amount of \$36,736.00. Formal written demand in the amount of \$71,421.63 was issued on August 1, 2005, and transmitted to the Office of the Attorney General on September 1, 2005. For Fiscal Year 2009, payments in the amount of \$2,750.00 were received leaving a balance of \$49,146.63.

Former Contractor, Michael Walters**\$132,385.13**

Money Laundering

Status: On March 28, 2005, Michael Walters pled guilty to Money Laundering in U.S. District Court, and was sentenced to serve eighteen (18) months in prison. Walters was ordered to pay restitution in the amount of \$82,174.75. Formal written demand in the amount of \$132,385.13 was issued on August 1, 2005, and transmitted to the Office of the Attorney General on September 1, 2005. For Fiscal Year 2009, payments in the amount of \$2,400.00 were received leaving a balance of \$126,085.13.

JACKSON STATE UNIVERSITY**Former Purchasing Agent, Sandreia Jones****\$114,740.59**

Embezzlement

Status: On December 3, 2007, Sandreia Jones pled guilty to Embezzlement in Circuit Court, and was sentenced to four (4) years, three hundred sixty-four (364) days suspended, one (1) day credit for time served, and five (5) years post-release supervision. Jones was ordered to pay restitution in the amount of \$31,441.88. Formal written demand in the amount of \$114,740.59 was issued on December 7, 2007, and transmitted to the Office of the Attorney General on January 7, 2008. For Fiscal Year 2009, payment in the amount of \$81,423.32 was received leaving a balance of \$29,357.27.

Former Track Coach, Edmond Donald**\$81,070.73**

Uttering Forgery

Status: On April 24, 2007, Edmond Donald waived arraignment and entered a guilty plea to two (2) Counts of Uttering Forgery in Circuit Court. On July 14, 2008, Donald was sentenced to one (1) year supervised probation. Donald was ordered to pay restitution in the amount of \$2,000.00. Formal written demand in the amount of \$81,070.73 was issued on June 18, 2009.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**HINDS COUNTY-cont'd****MUNICIPALITY OF TERRY****Former City Clerk, Brandy Burney Caldwell****\$4,402.70**

Embezzlement

Status: On October 17, 2008, the Circuit Court remanded Brandy Burney Caldwell's case file, and she was placed in a Pre-trial Diversion Program for three (3) years. Caldwell was ordered to pay restitution in the amount of \$4,402.70. Formal written demand in the amount of \$4,402.70 was issued on December 12, 2008, and transmitted to the Office of the Attorney General on February 6, 2009. For Fiscal Year 2009, payments in the amount of \$800.00 were received leaving a balance of \$3,602.70.

HOLMES COUNTY**COUNTY OFFICIAL****Supervisor District 2, James H. Young****\$1,053.07**

Work On Private Property

Status: Paid in full and settled to the appropriate deserving entities.

DURANT PUBLIC SCHOOLS**Accounting Clerk, Sharon Garvis****\$3,569.00**

Salary Overpayments

Status: Paid in full and settled to the appropriate deserving entity.

HUMPHREYS COUNTY**MUNICIPALITY OF BELZONI****Former Utility Clerk, Ruth Hayes****\$5,556.81**

Missing Funds

Status: Formal written demand in the amount of \$5,556.81 was issued on April 30, 2009, and transmitted to the Office of the Attorney General on May 29, 2009. Paid in full and settled to the appropriate deserving entities.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**JACKSON COUNTY****MOSS POINT SCHOOL DISTRICT**

Former Moss Point High School Bookkeeper, Mary Nelson **\$38,356.12**
Embezzlement

Status: Formal written demand in the amount of \$38,356.12 was issued November 19, 2003, and transmitted to the Office of the Attorney General on December 18, 2003. On August 2, 2004, Mary Nelson pled guilty to three (3) Counts of Embezzlement in Circuit Court. On August 31, 2004, Nelson was sentenced to one (1) year house arrest, five (5) years post-release supervision, and was ordered to pay restitution in the amount of \$14,814.80. For Fiscal Year 2009, payments in the amount of \$300.00 were remitted leaving a balance of \$536.91.

JASPER COUNTY**COUNTY OFFICIALS**

District 2 Supervisor, Henry J. Hayes **\$15,200.00**
Misuse of Public Funds

Status: Paid in full and settled to the appropriate deserving entity.

District 4 Supervisor, Johnny Rowell **\$809.98**
Work On Private Property

Status: Paid in full and settled to the appropriate deserving entities.

MUNICIPALITY OF BAY SPRINGS

Maintenance Supervisor, Kendrick Blakeney **\$815.88**
Work On Private Property

Status: Paid in full and settled to the appropriate deserving entities.

JEFFERSON COUNTY**COUNTY OFFICIAL**

Chancery Clerk, Delores Frye **\$9,897.19**
Exceeding Fee Cap

Status: Paid in full and settled to the appropriate deserving entity.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**JEFFERSON COUNTY-cont'd****ALCORN STATE UNIVERSITY**

Former Employee, Jackie Jones
Embezzlement

\$11,853.97

Status: Jackie Jones pled guilty to Embezzlement in Circuit Court. Plea was withheld and a non-adjudication order entered by the court. Jones was ordered to pay restitution in the amount of \$11,853.97. For Fiscal Year 2009, the full amount of the court ordered restitution was paid in full and settled to the appropriate deserving entities.

JEFFERSON DAVIS COUNTY**JEFFERSON DAVIS COUNTY SCHOOL DISTRICT**

Former Superintendent of Education, Wayne Fortenberry
District 1 School Board Member, Jessie Holloway
District 2 School Board Member, Billy Boleware
District 3 School Board Member, Barbara Magee
District 4 School Board Member, Donald Milloy
District 5 School Board Member, Belinda Butler
Misuse of Public Funds

\$349,335.29
\$349,335.29
\$200,100.74
\$349,335.29
\$349,335.29
\$200,100.74

Status: Formal written demands were issued on February 14, 2007, and transmitted to the Office of the Attorney General on March 15, 2007. On August 2, 2007, the Office of the State Auditor filed a lawsuit in the Chancery Court of Hinds County. For Fiscal Year 2009, payments in the amount of \$353,000.00 were received leaving a balance of \$1,138,656.98.

JONES COUNTY**COUNTY OFFICIAL**

Former Deputy Chancery Clerk, Natalie Brooke Ward
Embezzlement

\$307,985.48

Status: On December 16, 2008, Natalie Brooke Ward was served an indictment for Embezzlement and Alteration of Records. Formal written demand in the amount of \$307,985.48 was issued on December 16, 2008, and transmitted to the Office of the Attorney General on January 16, 2009.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**KEMPER COUNTY****KEMPER/NESHOBA REGIONAL CORRECTIONAL FACILITY**

Former Office Manager/Bookkeeper, Sue Brenda Grady **\$29,270.66**
Embezzlement

Status: On January 3, 2007, Sue Brenda Grady pled guilty to Embezzlement in Circuit Court, and was sentenced to ten (10) years, nine and a half (9 ½) suspended, six (6) months to serve, and five (5) years supervised probation. Grady was ordered to pay restitution in the amount of \$29,270.66. Formal written demand in the amount of \$29,270.66 was issued on January 18, 2007, and transmitted to the Office of the Attorney General on February 20, 2007. For Fiscal Year 2009, payment in the amount of \$10,245.75 was received leaving a balance of \$9,419.41.

LAFAYETTE COUNTY**COUNTY OFFICIAL**

Former Deputy Chancery Clerk, Leah Hanks **\$6,417.26**
Embezzlement

Status: On December 6, 2007, Leah Hanks pled guilty to a Bill of Information in Circuit Court. Hanks was sentenced to three (3) years probation and was ordered to pay restitution in the amount of \$6,367.93. Formal written demand in the amount of \$6,417.26 was issued on December 11, 2007, and transmitted to the Office of the Attorney General on January 11, 2008. For Fiscal Year 2009, a payment of \$1,192.21 was received as final payment and settled to the appropriate deserving entities.

LAMAR COUNTY**MUNICIPALITY OF PURVIS**

Former City Court Clerk, Patricia Denham **\$8,698.15**
Embezzlement

Status: On June 11, 2003, Patricia Denham pled guilty to Embezzlement in Circuit Court, and was sentenced to ten (10) years, five (5) years suspended, and five (5) years probation. Denham was ordered to pay restitution in the amount of \$8,698.15 plus court cost. Formal written demand was issued on June 13, 2003, and transmitted to the Office of the Attorney General on July 14, 2003. For Fiscal Year 2009, payments in the amount of \$1,310.00 were received leaving a balance of \$1,979.58.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**LAUDERDALE COUNTY****COUNTY OFFICIALS****Supervisor District 2, Wayman Newell****\$1,389.76**

Work On Private Property

Status: Paid in full and settled to the appropriate entities.**Former Deputy Circuit Clerk, Samantha Boutwell****\$11,427.57**

Embezzlement

Status: On November 18, 2008, Samantha Boutwell pled guilty to Embezzlement in Circuit Court, and was sentenced to eight (8) years suspended, five (5) years unsupervised probation, and was ordered to pay restitution in the amount of \$11,427.57. On January 26, 2009, a second sentencing order was issued for Samantha Boutwell. Paid in full and settled to the appropriate deserving entities.

Former County Employee, Kenneth Wayne Lanier**\$21,272.86**

Embezzlement

Status: On February 5, 2009, Kenneth Wayne Lanier pled guilty to Embezzlement in Circuit Court, and was sentenced to ten (10) years, with nine (9) years and three hundred sixty-four (364) days suspended. Lanier was ordered to pay restitution in the amount of \$15,241.67. Formal written demand in the amount of \$21,272.86 was issued on April 30, 2009. For Fiscal Year 2009, payment in the amount of \$20,772.86 was received and settled to the appropriate deserving entities.

MUNICIPALITY OF MARION**Former Town Clerk, Alesa Warner****\$1,705.17**

Uttering Forgery

Status: On November 17, 2008, Alesa Warner pled guilty to one (1) Count of Uttering Forgery in Circuit Court, and was sentenced to two (2) years, suspended, with two (2) years supervised probation. Warner was ordered to pay restitution in the amount of \$1,705.17. For Fiscal Year 2009, payments in the amount of \$331.00 were received leaving a balance of \$1,374.17.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**LAUDERDALE COUNTY-cont'd****MERIDIAN PUBLIC SCHOOL DISTRICT****Consultant, Tammie Davis****\$58,953.73**

Misprison of a Felony

Status: On September 16, 2005, Tammie Davis pled guilty to Misprison of a Felony in U.S. District Court. On December 9, 2005, Davis was placed on three (3) years probation, and ordered to pay restitution in the amount of \$46,128.00. Formal written demand in the amount of \$58,953.73 was issued on December 2, 2005, and transmitted to the Office of the Attorney General on January 3, 2006. For Fiscal Year 2009, payments in the amount of \$7,000.00 were received leaving a balance of \$40,953.73.

Consultant, Joycelyn Wilson**\$64,120.09**

Conspiracy to Convert Public Money

Status: On September 9, 2005, Joycelyn Wilson pled guilty to Conspiracy to Convert Public Money in U.S. District Court. On December 9, 2005, Wilson was sentenced to serve five (5) months in prison, five (5) months on home confinement, and three (3) years supervised release. Wilson was also ordered to pay restitution in the amount of \$48,178.20. Formal written demand in the amount of \$64,120.09 was issued on December 2, 2005, and transmitted to the Office of the Attorney General on January 3, 2006. For Fiscal Year 2009, payment in the amount of \$14,700.00 was received leaving a balance of \$49,420.09.

LAWRENCE COUNTY**MUNICIPALITY OF MONTICELLO****Former City Court Clerk, Nell Jenkins****\$12,576.27**

Embezzlement

Status: On July 25, 2008, Mary Nell Jenkins pled guilty in Circuit Court to Embezzlement. Jenkins' plea was accepted, but adjudication was withheld for five (5) years pending completion of probation terms of the court, which includes payment of restitution in the amount of \$5,486.59 to the City of Monticello and \$7,089.68 to Mississippi State Auditor's Office. Formal written demand in the amount of \$12,576.27 was issued on November 4, 2008, and transmitted to the Office of the Attorney General on December 4, 2008. For Fiscal Year 2009, payments in the amount of \$1,250.00 were received leaving a balance of \$11,326.27.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**LAWRENCE COUNTY-cont'd****MUNICIPALITY OF MONTICELLO**

Former Deputy City Court Clerk, Gajuena Ward **\$272.96**
Missing Funds

Status: Paid in full and settled to the appropriate deserving entities.

LINCOLN COUNTY**COUNTY OFFICIAL**

Chancery Clerk, Tillmon Bishop **\$28,056.75**
Misuse Of Public Funds

Status: Paid in full and settled to the appropriate deserving entities.

LOWNDES COUNTY**MISSISSIPPI SCHOOL OF MATH AND SCIENCE**

Director for Student Affairs, Tommy Morris **\$974.46**
Misuse of Public Funds

Status: Paid in full and settled to the deserving appropriate entities.

MADISON COUNTY**COUNTY OFFICIAL**

Former Deputy Chancery Clerk, Bettye M. Porch **\$943.00**
Embezzlement

Status: On August 4, 2008, Bettye M. Porch pled guilty to eight (8) Counts of Embezzlement in Circuit Court, and was sentenced to one (1) year house arrest. Porch was ordered to pay restitution in the amount of \$943.00. Paid in full and settled to the appropriate entity.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**MARION COUNTY****MUNICIPALITY OF COLUMBIA****Former Court Clerk, Trudy Mulford****\$51,272.22**

Embezzlement

Status: Trudy Mulford pled guilty to Embezzlement in Circuit Court, and received five (5) years suspended, with one (1) year house arrest and four (4) years supervised probation. Mulford was ordered to pay restitution in the amount of \$51,272.22. For Fiscal Year 2009, payments in the amount of \$527.50 were received and settled to the appropriate deserving entity.

NEWTON COUNTY**COUNTY OFFICIAL****Former Supervisor, Charles Gibbs****\$5,159.23**

Misuse of Public Funds

Status: Formal written demand was issued on April 30, 2009, and transmitted to the Office of the Attorney General on May 29, 2009.

NOXUBEE COUNTY**MUNICIPALITY OF BROOKSVILLE****Former City Clerk, Alvina DeLoach****\$93,801.68**

Embezzlement

Status: On September 18, 2008, Alvina DeLoach pled guilty to Embezzlement in Circuit Court. On March 13, 2009, DeLoach was sentenced to ten (10) years, and was placed on house arrest for two (2) years, supervised probation for three (3) years, and the remainder of sentence was suspended. DeLoach was ordered to pay restitution in the amount of \$60,873.87. Formal written demand in the amount of \$93,801.68 was issued on April 30, 2009, and transmitted to the Office of the Attorney General on May 29, 2009. For Fiscal Year 2009, payment in the amount of \$10,092.50 was received leaving a balance of \$83,709.18.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**OKTIBBEHA COUNTY****MISSISSIPPI STATE UNIVERSITY****Interim President, Dr. Vance Watson****\$12,333.48**

Work On Private Property

Status: Formal written demand was issued on October 15, 2008. Paid in full and settled to the appropriate deserving entities.

Former Accounting Assistant II, Terry L. Cook**\$55,482.46**

Embezzlement

Status: Formal written demand was issued on August 15, 2005, and transmitted to the Office of the Attorney General on September 19, 2005. On July 31, 2007, Cook pled guilty to Embezzlement in Circuit Court, and was sentenced to six (6) years, with one (1) year House Arrest, and five (5) years probation. For Fiscal Year 2009, payments in the amount of \$6,500.00 were received leaving a balance of \$29,013.46.

PEARL RIVER COUNTY**PEARL RIVER COUNTY PUBLIC SCHOOLS****Former Director, Theresa Campbell****\$20,335.07**

Embezzlement

Status: On April 18, 2005, Theresa Campbell pled guilty to Embezzlement in Circuit Court. On June 3, 2005, an order of non-adjudication was issued for five (5) years pending completion of terms of the court. Campbell was ordered to pay restitution in the amount of \$20,335.07. Formal written demand was issued on June 9, 2005, and transmitted to the Office of the Attorney General on July 8, 2005. For Fiscal Year 2009, payments in the amount of \$4,200.00 were received leaving a balance of \$4,206.07.

PRENTISS COUNTY**NORTHEAST MISSISSIPPI COMMUNITY COLLEGE****Former Accounts Receivable Specialist, Seleta Howell****\$76,607.41**

Embezzlement

Status: Formal written demand in the amount of \$76,607.41 was issued on November 4, 2008, and transmitted to the Office of the Attorney General on December 4, 2008. On June 30, 2009, Howell pled guilty in Circuit Court to three (3) Counts of Embezzlement.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**SHARKEY COUNTY****COUNTY OFFICIAL**

Supervisor District 2, Melvin Jones
Work On Private Property

\$932.40

Status: Paid in full and settled to the appropriate deserving entities.

SMITH COUNTY**COUNTY OFFICIAL**

Former Accounting/Payroll Clerk, Telicha Nobles
Embezzlement

\$80,107.49

Status: On December 22, 2008, Telicha Nobles pled guilty to Embezzlement in Circuit Court. Nobles was sentenced to ten (10) years, with three (3) years house arrest, and seven (7) years post-release supervision. Nobles was also ordered to pay restitution in the amount of \$80,107.49. Formal written demand in the amount of \$80,107.49 was issued on January 28, 2009, and transmitted to the Office of the Attorney General on February 27, 2009. For Fiscal Year 2009, the demand amount was paid in full and settled to the appropriate deserving entities.

SUNFLOWER COUNTY**MUNICIPALITY OF DREW**

Mayor, Jeffery Kilpatrick
Misuse of Public Funds

\$3,328.60

Status: Paid in full and settled to the appropriate deserving entities.

SUNFLOWER COUNTY HOSPITAL

Hospital Administrator, Jimmy Blessitt
Misuse of Public Funds

\$1,660.26

Status: Paid in full and settled to the appropriate deserving entities.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**TATE COUNTY****COUNTY OFFICIAL**

Former Comptroller, Deceased
Missing Funds

\$10,391.80

Status: Formal written demand was issued against the bonding company on November 20, 2008. For Fiscal Year 2009, bond payment in the amount of \$6,463.00 was received and settled to the appropriate deserving entity.

TATE COUNTY SCHOOL DISTRICT

Former District Food Services Director, Deborah Carol Shaw
Embezzlement

\$46,073.89

Status: On November 2, 2007, Deborah Carol Shaw pled guilty to the three (3) Counts of Embezzlement in Circuit Court. Shaw was sentenced to ten (10) years with four (4) years suspended and four (4) years to serve. Shaw was also ordered to pay restitution in the amount of \$49,603.80. Formal written demand was issued on April 17, 2008, and transmitted to the Office of the Attorney General on May 19, 2008. Paid in full and settled to the appropriate deserving entities.

TIPPAH COUNTY**COUNTY OFFICIALS**

Former Justice Court Clerk, Lisa McCoy
Embezzlement

\$308,343.70

Status: On May 12, 2008, Lisa McCoy pled guilty on two (2) Counts of Embezzlement, in Circuit Court, and was sentenced to ten (10) years, seven (7) years suspended and three (3) years to serve. McCoy was placed on five (5) years post-release supervision and ordered to make restitution in the amount of \$308,343.90. Formal written demand in the amount of \$308,343.70 was issued on June 4, 2008, and transmitted to the Office of the Attorney General on July 7, 2008. For Fiscal Year 2009, payment in the amount of \$50,000.00 was received leaving a balance of \$258,343.70.

Former Deputy Justice Court Clerk, Sandra Bennett
Embezzlement

\$18,399.31

Status: On May 14, 2008, Sandra Bennett pled guilty to two (2) Counts of Embezzlement in Circuit Court, and was placed on non-adjudicated probation for five (5) years. Bennett was ordered to pay restitution in the amount of \$18,399.31. Formal written demand was issued on October 13, 2008 in the amount of \$18,399.31, and transmitted to the Office of the Attorney General on November 13, 2008. For Fiscal Year 2009, payments in the amount of \$1,909.50 were received leaving a balance of \$16,489.81.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**TIPPAH COUNTY-cont'd****COUNTY OFFICIALS****Former Chancery Clerk, Daniel "Danny" Shackelford****\$190,600.72**

Embezzlement/Fee Cap Violations

Status: On October 14, 2008, Daniel Shackelford pled guilty to Embezzlement in Circuit Court. Shackelford was sentenced to five (5) years, with one (1) year house arrest, and four (4) years suspended, with four (4) years Post-Release Supervision. Formal written demand in the amount of \$190,600.72 was issued on August 11, 2008, and transmitted to the Office of the Attorney General on January 12, 2009. For Fiscal Year 2009, the amount of \$179,957.83 was received as a negotiated settlement and settled to the appropriate deserving entities.

TISHOMINGO COUNTY**COUNTY OFFICIAL****Former Deputy Chancery Clerk, Norma Lomenick****\$31,630.00**

Embezzlement

Status: Formal written demand was issued on June 12, 2008, and transmitted to the Office of the Attorney General on July 11, 2008. On June 18, 2009, Norma Lomenick pled guilty to Embezzlement in Circuit Court, and was sentenced to serve ten (10) years, suspended, with five (5) years probation. Paid in full and settled to the appropriate deserving entities.

TUNICA COUNTY**MUNICIPALITY OF TUNICA****Former Deputy City Clerk, Carlene Riales****\$50,244.03**

Embezzlement

Status: On September 29, 2004, Carlene Riales pled guilty to Embezzlement in Circuit Court, and was sentenced to five (5) years probation. Riales was ordered to pay restitution in the amount of \$40,008.14. Formal written demand was issued on October 29, 2004, in the amount of \$50,244.03, and transmitted to the Office of the Attorney General on November 29, 2004. For Fiscal Year 2009, payments in the amount of \$2,600.00 were received leaving a balance of \$40,744.03.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**UNION COUNTY****PARKS CHEVROLET COMPANY**

Former Employee, Margaret Parks McLennan
Mail Fraud

\$148,575.14

Status: On September 20, 2007, Margaret Parks McLennan pled guilty in Circuit Court to one (1) Count of Mail Fraud, and was sentenced to five (5) years, suspended, with five (5) years supervised probation. McLennan was ordered to pay restitution in the amount of \$148,575.00. Formal written demand was issued on September 20, 2007, in the amount of \$148,575.14, and transmitted to the Office of the Attorney General on October 22, 2007. For Fiscal Year 2009, payments in the amount of \$6,000.00 were received leaving a balance of \$138,575.14.

WARREN COUNTY**CLEAR CREEK GOLF COURSE**

Former Clerk, Deberine Ford
Embezzlement

\$1,082.75

Status: On December 12, 2008, Deberine Ford pled guilty to Embezzlement in Circuit Court. The acceptance of the plea was withheld for two (2) years, non-adjudication. Ford was ordered to pay restitution in the amount of \$1,082.75. Formal written demand in the amount of \$1,082.75 was issued on December 12, 2008, and transmitted to the Office of the Attorney General on January 12, 2009.

WASHINGTON COUNTY**GREENVILLE PUBLIC SCHOOLS**

Former Accounts Payable Clerk, Bennie Parks
Embezzlement

\$15,091.73

Status: On September 22, 2006, Bennie Parks pled guilty to Embezzlement in Circuit Court, and was sentenced to three (3) years in the Pre-trial Diversion Program. Parks was ordered to pay restitution in the amount of \$15,091.73. Formal written demand was issued on November 14, 2006, and transmitted to the Office of the Attorney General on December 14, 2006. For Fiscal Year 2009, the balance of \$5,875.73 was paid in full and settled to the appropriate deserving entities.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**WASHINGTON COUNTY-cont'd****DELTA COMMUNITY HEALTH CENTER****Former Purchasing Clerk, Linda Marie Ingram****\$50,103.57**

Embezzlement

Status: On August 13, 2007, Linda Marie Ingram pled guilty to Embezzlement in Circuit Court. The court withheld adjudication for five (5) years, in which Ingram is to be monitored by MDOC. Ingram was ordered to pay restitution in the amount of \$50,103.57. Formal written demand was issued on September 17, 2007, and transmitted to the Office of the Attorney General on October 17, 2007. For Fiscal Year 2009, payments in the amount of \$2,083.50 were received leaving a balance of \$46,424.55.

WINSTON COUNTY**COUNTY OFFICIAL****Former Deputy Tax Collector, Angie Tidwell****\$260,228.54**

Embezzlement

Status: On May 12, 2009, Angie Tidwell pled guilty to two (2) Counts of Embezzlement in Circuit Court, and was sentenced on Count One (1) to twenty (20) years, with four (4) years to serve, and sixteen (16) years post-release supervision. On Count Two (2), Tidwell is to serve twenty (20) years post-release supervision to run consecutively. Tidwell was ordered to pay restitution in the amount of \$188,200.46. Formal written demand in the amount of \$260,228.54 was issued on May 12, 2009, and transmitted of the Office of the Attorney General on June 12, 2009.

YALOBUSHA COUNTY**MISSISSIPPI BEEF PROCESSORS****Former Owner/Manager, Richard N. Hall, Jr.****\$577,964.59**

Mail Fraud/Money Laundering

Status: On January 25, 2006, Richard N. Hall, Jr. pled guilty to one (1) Count of Mail Fraud and one (1) Count of Money Laundering in the U.S. District Court. On the same date, Hall entered a plea of guilty to three (3) Counts of Mail Fraud, in the Circuit Court. Hall was sentenced, in U.S. District Court, to ninety-six (96) months, with five (5) years post-release supervision, and ordered to pay restitution in the amount of \$751,094.59, and given credit of \$173,130.00, paid by a separate defendant, for a net amount of \$577,964.59 due to the Office of the State Auditor. For Fiscal Year 2009, payments in the amount of \$4,779.00 were received leaving a balance of \$548,160.59.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**YALOBUSHA COUNTY-cont'd****MISSISSIPPI BEEF PROCESSORS****Former Contractor, James Draper****\$50,000.00**

Interstate Transportation of Money by Fraud/Money Laundering

Status: On July 23, 2008, a federal jury convicted James Draper of one (1) Count of Interstate Transportation of Money by Fraud and one (1) Count of Money Laundering. On November 7, 2008, Draper was sentenced to serve thirty (30) months in prison, to pay a special assessment of \$200.00, make restitution of \$187,725.00 jointly and severely with Richard Hall. Draper was ordered to make a lump sum payment of \$50,000.00. A federal grand jury found Draper guilty of one (1) Count of Aiding and Abetting the Interstate Transportation of Moneys Obtained By Fraud, 18 USC 2314, and one (1) Count of Money Laundering, 18 USC 1956 on July 23, 2008. For Fiscal Year 2009, payment in the amount of \$25,000.00 was received leaving a balance of \$25,000.00.

Facilities Management Group**\$252,000.00**

Attempted Bribery

Status: As part of the settlement agreement reached between the U.S. Attorney's Office and Facilities Management Group, the amount of \$252,000.00 was remitted to the Office of the State Auditor and disbursed to the State of Mississippi General Fund.

YAZOO COUNTY**COUNTY OFFICIAL****Former Chancery Clerk, Noreene E. Girard****\$72,366.53**

Fee Cap Violation

Status: Formal written demand was issued on February 26, 2009, and transmitted to the Office of the Attorney General on March 26, 2009.

MUNICIPALITY OF YAZOO POLICE DEPARTMENT**Former Police Chief, Ceasar Felton****\$4,000.00**

False Pretense/Embezzlement

Status: Ceasar Felton pled guilty to False Pretense and Embezzlement in Circuit Court, and was sentenced to five (5) years, suspended. Felton was ordered to pay restitution in the amount of \$4,000.00. For Fiscal Year 2009, payment in the amount of \$939.50 was received leaving a balance of \$3,060.50.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.

**YAZOO COUNTY-cont'd****CHAMBER OF COMMERCE****Employee, Carolyn Coates****\$25,970.98**

Embezzlement

Status: On October 21, 2008, Carolyn Coates was indicted on one (1) Count of Embezzlement. For Fiscal Year 2009, payment in the amount of \$25,970.98 was paid directly to the entity.

These amounts reflect funds collected on previous year exceptions and monies paid and settled to the appropriate funds directly. Prior Fiscal Year payments are not included in these amounts.



**EXCEPTIONS TAKEN BY THE
PERFORMANCE AUDIT
DIVISION**



(Left Blank Intentionally)

**HINDS COUNTY****THE LANGSTON LAW FIRM****\$14,000,000.00**

Improper Fees

Status: On November 20, 2006, a formal demand was issued for receipt of fees that were not in accordance with state law. On September 21, 2007, the Langston Law Firm filed a lawsuit in United States Bankruptcy Court in the Southern District of New York. On April 2, 2008, the Bankruptcy Judge issued an Order holding the lawsuit in abstention. On December 20, 2007, the Office of the State Auditor filed a lawsuit in Hinds County Circuit Court. On January 20, 2008, the Langston Law Firm filed a Notice of Removal to remove the lawsuit to United States District Court for the Southern District of Mississippi. On June 11, 2008, the District Judge remanded the lawsuit back to the Hinds County Circuit Court. This case is currently being considered for summary judgment in the Hinds County Circuit Court.



(Left Blank Intentionally)



**EXCEPTIONS TAKEN BY THE
PROPERTY AUDIT
DIVISION**



(Left Blank Intentionally)

**ALCORN COUNTY****COUNTY OFFICIAL**

Former District 2 Supervisor, Danny Crotts **\$1,385.57**
Missing Equipment

Status: Formal written demand was issued on November 4, 2008. Paid in full and settled to the appropriate entity.

FORREST COUNTY**UNIVERSITY OF SOUTHERN MISSISSIPPI**

Chief Financial Officer, Joe Morgan **\$37.60**
USM Research Foundation **\$3,000.00**
USM Athletic Foundation **\$572.30**
USM Foundation **\$5,514.44**
Repayment for Missing Equipment

Status: Paid in full and settled to the appropriate entity.

HARRISON COUNTY**COUNTY OFFICIAL**

Former Sheriff, George H. Payne **\$21,166.69**
Missing Equipment

Status: Formal written demand was issued on May 20, 2009.

MISSISSIPPI DEPARTMENT OF MARINE RESOURCES

Charles Alan McArthur **\$26.59**
Teresa Stadler **\$23.59**
Diane Roth **\$26.39**
Alan Warburton **\$47.77**
Tom Doster **\$460.93**
Kyle Wilkerson **\$21.67**
Repayment for Missing Equipment

Status: Paid in full and settled to the appropriate entity.

**HINDS COUNTY****MISSISSIPPI INSTITUTIONS FOR HIGHER LEARNING**

Robert Neal **\$260.37**
Repayment for Missing Equipment

Status: Paid in full and settled to the appropriate entity.

MISSISSIPPI DEPARTMENT OF CORRECTIONS

Margaret Bingham **\$6.00**
Anthony Compton **\$537.67**
Tina Ladner **\$11.78**
Brian Ladner **\$2.90**
Rufus Burks **\$6.27**
Peggy Knott **\$10.08**
Repayment for Missing Equipment

Status: Paid in full and settled to the appropriate entity.

MISSISSIPPI DEPARTMENT OF HEALTH

State Health Officer, Dr. Ed Thompson **\$2.20**
Repayment for Missing Equipment

Status: Paid in full and settled to the appropriate entity.

Former State Health Officer, Brian W. Amy, M.D. **\$1,128.11**
Repayment for Missing Equipment

Status: Formal written demand was issued on May 20, 2009. Paid in full and settled to the appropriate entity.

MISSISSIPPI DEVELOPMENT AUTHORITY

Pamela Thomason **\$0.21**
Elizabeth Cleveland **\$25.83**
Stephanie Butler **\$24.38**
Lynn Seals **\$3.18**
Repayment for Missing Equipment

Status: Paid in full and settled to the appropriate entity.

**HINDS COUNTY-cont'd****MISSISSIPPI STATE AID ROAD CONSTRUCTION**

Dan Jordan \$28.36

Repayment for Missing Equipment

Status: Paid in full and settled to the appropriate entity.

MISSISSIPPI BOARD OF NURSING

Melinda Rush \$108.61

Repayment for Missing Equipment

Status: Paid in full and settled to the appropriate entity.

MISSISSIPPI DEPARTMENT OF HUMAN SERVICES

George McDuffie \$618.30

Willie Culver \$5.08

Robert Lutrell \$152.50

Repayment for Missing Equipment

Status: Paid in full and settled to the appropriate entity.

JONES COUNTY**COUNTY OFFICIAL**

Former Sheriff, Larry Dykes \$503.43

Missing Equipment

Status: Paid in full and settled to the appropriate deserving entity.

LINCOLN COUNTY**MISSISSIPPI DEPARTMENT OF MENTAL HEALTH**

Former Executive Director, Juvenile Rehabilitation Facility, Regina Terry \$123.23

Repayment for Missing Equipment

Status: Paid in full and settled to the appropriate entity.

**OKTIBBEHA COUNTY****MISSISSIPPI STATE UNIVERSITY**
COOPERATIVE EXTENSION SERVICE**Melissa Mixon****\$25.25**

Repayment for Missing Equipment

Status: Paid in full and settled to the appropriate entity.



(Left Blank Intentionally)



(Left Blank Intentionally)



INDEX BY COUNTY



(Left Blank Intentionally)



Adams.....	None	Jefferson Davis	17	Smith.....	8,24
Alcorn	37	Jones.....	17,39	Stone	None
Amite	3	Kemper.....	3,18	Sunflower.....	24
Attala	11	Lafayette	18	Tallahatchie.....	None
Benton	None	Lamar	18	Tate	3,25
Bolivar	None	Lauderdale	19,20	Tippah	25,26
Calhoun	3	Lawrence.....	20,21	Tishomingo	26
Carroll	11	Leake.....	None	Tunica	26
Chickasaw	None	Lee	None	Union	27
Choctaw	None	Leflore.....	8	Walthall.....	None
Claiborne	None	Lincoln	21,39	Warren	27
Clarke	None	Lowndes.....	21	Washington	27,28
Clay	None	Madison	21	Wayne	None
Coahoma.....	11	Marion.....	22	Webster	None
Copiah	12	Marshall	None	Wilkinson.....	None
Covington	None	Monroe.....	None	Winston.....	28
DeSoto.....	None	Montgomery.....	None	Yalobusha	28,29
Forrest.....	12,37	Neshoba	None	Yazoo	29,30
Franklin	None	Newton.....	22		
George	12	Noxubee	22		
Greene	None	Oktibbeha.....	23,40		
Grenada	13	Panola.....	None		
Hancock.....	None	Pearl River	23		
Harrison.....	13,37	Perry.....	None		
Hinds	7,14,15,33,38,39	Pike	None		
Holmes	15	Pontotoc	None		
Humphreys	15	Prentiss.....	23		
Issaquena.....	None	Quitman	None		
Itawamba	None	Rankin.....	None		
Jackson	16	Scott	None		
Jasper	16	Sharkey	24		
Jefferson	16,17	Simpson	None		



Office of the State Auditor
P.O. Box 956
Jackson, MS 39205
www.osa.state.ms.us