

FILED

FEB 02 2015

IN THE CIRCUIT COURT OF FORREST COUNTY, MISSISSIPPI

Forrest Adams
FORREST COUNTY CIRCUIT CLERK

**CARTER CARROLL and
KIM BRADLEY**

PLAINTIFFS

VS.

CAUSE NO. CI 14-0212

**JOHNNY L. DUPREE, in his official
capacity as Mayor of the City of Hattiesburg**

DEFENDANT

**DEFENDANT'S RESPONSE TO
PLAINTIFF'S MOTION FOR MODIFICATION OF ORDER**

COMES NOW Defendant, Johnny L. DuPree, by and through his attorney of record and file this Defendant's Response to Plaintiff's Motion for Modification of Order and in support thereof states and would show unto the Court the following to-wit:

1. Defendant takes exception to any rejection of his claim that the Complaint seeking an order of mandamus and the Motion for Summary Judgment was not moot at the time said matter was argued before the court on January 12, 2015 because he had submitted his nominees for each of the positions for which the order of mandamus was sought and the Plaintiffs, together with the remaining members of the City Council, had failed and or refused to act on said nominees. The exception being a nominee for City Clerk had previously been submitted and rejected by a majority vote of the council. Defendant further take exception that all of his nominees were not legally qualified but concedes that the nominee for municipal judge pro tem did not meet the statutory residential requirement of being a resident of Forrest or Lamar County.

Plaintiffs are seek more than a modification of the court's order, they are seeking a new order of mandamus, one in which they ask the court to compel the submission of particular individuals as nominees for municipal judge pro tem, city attorney, police chief and public

defender. This request goes beyond the scope of the original complaint and is beyond the scope of what is allowed by law.

2. Defendant denies that he has done nothing in the interim since the entry of this court's order and in spite of any alleged quotes reported in the newspaper. Defendant has met with and interviewed a candidate that he intends to nominate to fill the vacant position of City Clerk. This nominee will constitute the second individual to be nominated to fill the position of City Clerk and will be the third individual the Defendant proposed to nominate, except that one nominee requested that their name be withdrawn as a result of the statement made by Plaintiff and Council President, Kim Bradley, that no single individual nominees would be considered and that all nominees should be submitted at the same time. See the Affidavit of Defendant, Mayor Johnny DuPree attached hereto as Exhibit "A".

3. Defendant denies that any declaration that he may have made is a disregard for this process and authority of this Court as evidenced and demonstrated by his effort to identify, interview, and ultimately nominate a candidate for City Clerk and that he has renewed his efforts to identify, interview, and nominate a candidate that meets or will meet the residential statutory requirement for municipal judge pro tem. Defendant has not sought to place the name of his nominee for City Clerk on the February 3, 2015 council agenda because he will not be available for the meeting to be held on that day as a result of a scheduling conflict with a meeting he is attending with the Environmental Protection Agency, (EPA), in Atlanta, Georgia regarding the city's waste water disposal system which has been the subject of litigation in federal court.

4. Plaintiffs have made a request in paragraph 4a of their motion for this Court to compel by order of the court relief that they have been prohibited from seeking as elected officials pursuant to § 21-8-27 of the Mississippi Code of 1972, Annotated, which specifically states,

“The members of the council shall not direct or dictate the appointment of any person to or his removal from office by the mayor or any department directors.”

Plaintiffs have asked the court to compel the nomination of holdover employees for the positions of municipal judge pro tem, city attorney, police chief, and public defender. Plaintiffs argue that no new appointments for these positions have been made is in error and a deliberate attempt to mislead the court. The Defendant has submitted appointments for the position of municipal judge pro tem, Crystal Wise Martin, city attorney, Charles E. “CJ” Lawrence, III, police chief, Mitchell Dent, and public defender, Catouche J.L.Body. See copies of the resume of each of these nominees attached hereto as one composite Exhibit “B”.

Plaintiffs request that the court compel the nominations of holdover employees is an effort to have the court to undermine the authority of the Defendant to replace holdover employees with new employees through the nomination process. Defendant has the right pursuant to statutory authority to nominate and appoint individuals of his choosing to the positions of municipal judge pro tem, city attorney, chief of police, and public defender subject to the confirmation authority of the City Council. See Attorney General Opinion No. 96-0088, issued March 6, 1996. Plaintiffs as members of the City Council had the authority to vote on the Defendant nominees for municipal judge pro tem, city attorney, police chief, and public defender and by confirmation of said nominees and thereby replace the holdover employees. Plaintiffs as part of the City Council failed to exercise their authority to vote on replacements for the holdover employees by taking no action on the nominations of the Defendant in their meeting held on January 6, 2015. Plaintiffs as members of the City Council withheld confirmation of the Defendant’s nominees for the holdover positions. The Mississippi Supreme Court in the case of *Jordan v. Smith*, 669 So.2d 752, 757 (Miss. 1996), determined that the council had authority to

participate in the appointment of directors through the confirmation process and in making said finding stated,

“Nothing said here is intended to sanction the city council assuming any right to initiate an appointment.” ... “Confirmation should not be withheld without good cause. See *Dawson v. Lander*, 87 Kan, 474, 124 P. 364 (1912).”

The Plaintiffs as members of the City Council has withheld confirmation of the Defendant's appointments submitted on January 6, 2015 without good cause when they failed to act by taking no action. Further, the Plaintiffs as members of the City Council now seek to assume the right to initiate the appointment of holdover employees through the assistance of the court by demanding that this Court modify it's order to state that “Within thirty (30) days of the date of this Order, Mayor Johnny Dupree shall submit for nomination the holdover employees for those positions which no new appointment has been made. Those positions include municipal judge pro tem, city attorney, police chief, and public defender.”

This attempt is not the first effort of the Plaintiffs, as members of the City Council, to usurp the authority of the Defendant as Mayor to make appointments by withholding confirmation without good cause and therefore initiating appointments indirectly. On January 21, 2014 the Defendant submitted nominees for appointment to the Hattiesburg Convention Center Commission, namely, Jeffrey W. Hammond to replace Lewis Myrick and Roger McDowell to replace William E. Kirkpatrick. Council member Carroll, a Plaintiff in this matter, stated that “both Mr. Myrick and Mr. Kirkpatrick want to continue serving on the Convention Center Commission and that he sees no reason to replace them.” Further, Council President Bradley, a Plaintiff in this case, stated “Commission members serve until replaced and continue to serve if they are not replaced.” A copy of the excerpt from the minutes approved by the City Council and recorded in Minute Book Number MB2014-26 is attached hereto as Exhibit “C”.

These Plaintiffs by their action on the Defendant's appointments to the Convention Center Commission made Mr. Myrick and Mr. Kirkpatrick holdovers on the Commission and further declared that because they wanted to continue to serve they would serve until replaced. The implication being that since confirmation was a duty of the Council, they would withhold confirmation on any replacement nominees until Mr. Myrick and Mr. Kirkpatrick decided they were ready to leave, therefore usurping the authority of the Mayor to make appointments by withholding confirmation. Mayor DuPree was therefore denied the opportunity to replace members of the Commission with new appointments of his choosing.

The Plaintiffs by their refusal to take any action on the nominees of the Defendant for the positions of municipal judge pro tem, city attorney, chief of police, and public defender has contributed to those persons remaining in the positions as holdover employees and now demand that the court grant them the opportunity to vote on these holdovers when they had the opportunity to replace the holdovers by voting on the Defendant's nominees. The Plaintiffs are now attempting to initiate the appointment of individuals which is a clear in violation of the law.

4b. Defendant has a candidate for submission for City Clerk and the name of said person has not been placed on the agenda for consideration by the City Council for February 3, 2015 because the Defendant is not expected to be present at the meeting due to his required presence at a meeting in Atlanta, Georgia with the Environmental Protection Agency. Plaintiffs by their request in paragraph 4b seek a limitation on the opportunity of their fellow council members to change their mind and support a nominee they may have not previously supported. A council member should have the opportunity to change their mind and to deny them of that opportunity impedes their authority to act independently. The ability to reconsider one's decision in matters of employment should not be foreclosed upon lightly. Further, the request as made by the

Plaintiffs can be interpreted as having a perpetual effect on an unsuccessful nomination. Finally, the Plaintiffs ask that the nominee for city clerk be legally qualified. There is no residential statutory requirement that the city clerk live in the county where the municipality is located. The only requirement is that the person be bonded pursuant to §21-15-38 of the Mississippi Code, 1972 Annotated.

4c Plaintiffs seek to preclude the Defendant from re-submitting the name of his nominees for the positions of city attorney, police chief, and public defender who meet the qualifications for the positions even though the Plaintiffs refused to take action on said nominations by voting upon them. They now ask the court to alter it's order of mandamus by broadening the scope of the order by requiring that should the council fail to approve the Defendant's nominees or take no action on the Defendant's nominees, the Defendant should be required to continue to submit names of nominees for the designated positions until they have obtained a desired result. Plaintiffs seek to choose and dictate to the Defendant who he should nominate and thereby control the outcome of his discretion. Our Supreme Court has held in *Ladner v. Deposit Guaranty National Bank*, 290 So.2d 263, 267 (Miss. 1973), that

“to be subject to mandamus the action requested must be either an official duty of the respondent or a mere ministerial act not involving discretion for its performance. The rule, in brief, is that if an administrative officer has discretion in a matter, mandamus may compel the officer to act, but may not control or dictate his discretion for a desired result. Citing, *Hinds County Democratic Executive Committee v. Muirhead*, 259 So.2d 692 (Miss. 1972); and *Gill v. Woods*, 226 So.2d 912 (Miss. 1969).

Plaintiff, Kim Bradley was quoted in the Hattiesburg American as saying he hoped DuPree would consider local talent for potential future candidates and further “We have qualified people who are part of this police department who should be chosen. We have lawyers who are able to serve as judge pro tem, so we don't have to have them travel from Jackson. We

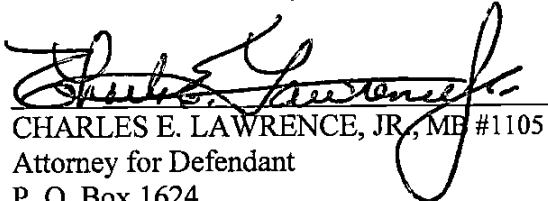
have attorneys here who have done municipal work and understand it and are qualified to be a municipal attorney.” Plaintiff seek to dictate the Defendant’s discretion regarding who he may nominate for the positions of city clerk, municipal judge pro tem, city attorney, and public defender until they achieve their desired result as evidenced by their inaction of withholding confirmation on his nominees submitted on January 6, 2015 and by their declaration and refusal to approve his nominees for the Convention Center Commission on January 21, 2014.

WHEREFORE, PREMISES CONSIDERED for the reasons stated above and the applicable law cited herein the motion to modify the order of mandamus should be denied and the order of mandamus should be vacated.

Respectfully submitted,

JOHNNY L. DUPREE, Defendant

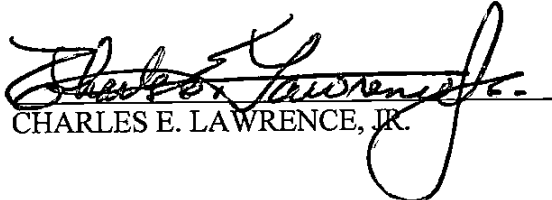
BY:


CHARLES E. LAWRENCE, JR., ME #1105
Attorney for Defendant
P. O. Box 1624
Hattiesburg, MS 39403-1624
Telephone (601) 582-4157
Facsimile (601) 582-4140
Email: celawjr@hotmail.com

CERTIFICATE OF SERVICE

I, CHARLES E. LAWRENCE, JR., Attorney for Defendant, do hereby certify that I have this day cause to be faxed a true and correct copy of the above and foregoing Response to Motion for Modification to Plaintiffs’ Attorneys, Robert D. Gholson, at their last known facsimile number of (601) 649-4441.

THIS the 2nd day of February, A.D., 2015.


CHARLES E. LAWRENCE, JR.

STATE OF MISSISSIPPI

COUNTY OF FORREST

AFFIDAVIT OF JOHNNY L. DUPREE


PERSONALLY appeared before me, the undersigned authority, in and for the jurisdiction aforesaid, the within name Johnny L. DuPree, Mayor of the City of Hattiesburg and Defendant in the Civil Action in Cause No. CI 14-0212, In the Circuit Court of Forrest County, Mississippi who having been first duly sworn by me, states under oath the following:

1. My name is Johnny L. DuPree. I am over the age of 21 years and competent to testify as to the matter set forth in this affidavit. I have personal knowledge of the matters and facts contained herein.

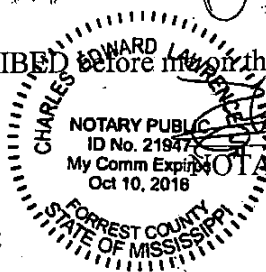
2. I am duly elected Mayor of the City of Hattiesburg.

3. That since the hearing date of January 12, 2015 and the order granting mandamus, I have identified and interviewed a candidate for the position of City Clerk for the City of Hattiesburg that I intend to nominate for appointment for that position. That I did not place the name of said individual on the agenda for consideration by the City Council on February 3, 2015 because I am scheduled to be in Atlanta, Georgia on that day to attend a meeting with the Environmental Protection Agency, (EPA), and I feel that I should be present at the meeting when my nominee is considered. Further, that it is my intent to have the name of my nominee on the next agenda of the regularly scheduled meeting of the Council.

FURTHER, AFFIANT SAID NOT.


JOHNNY L. DUPREE

SWORN TO AND SUBSCRIBED before me on this the 2nd day of February 2015



My Commission Expires:

10/10/2016

Exhibit "A"

VI.-10 2014-0997

Adopt Resolution declaring vehicles surplus (per attached list) and authorize the sale of said vehicles at public auction.

Attachments: Surplus Vehicles MEMO
SURPLUS RESOLUTION 3-18-14

VI.-11 2014-0992

Adopt a Resolution authorizing Requisition No. 4 from the Project Fund Construction Account in connection with that certain loan agreement, dated as of December 19, 2013, by and between the Mississippi Development Bank and the City of Hattiesburg.

Attachments: 2013 Bond Requisition No. 4
Payment Summary.1

VI.-12 2014-0974

Adopt Resolution appointing La'Keylah D. White as Director of Federal and State Programs for the City of Hattiesburg.

Attachments: Resolution Federal State Programs Director
Resume - L. White

VI.-13 2014-0976

Adopt Resolution appointing Paul Presley as Chief of Fire Department for the City of Hattiesburg.

Attachments: Resolution Fire Chief
Resume - P. Presley

VI.-14 2014-0977

Adopt Resolution appointing Larry Barnes as Director of Public Works for the City of Hattiesburg.

Attachments: Resolution Public Works Director
Resume - L. Barnes

VI.-15 2014-0978

Adopt Resolution appointing Chadwick P. Frierson as Director of Water and Sewer Operations for the City of Hattiesburg.

Attachments: Resolution Water Sewer
Resume - C. Frierson

VI.-16 2014-0979

Adopt Resolution appointing Kristi Martin Moore as Director of Administration/City Clerk for the City of Hattiesburg.

Attachments: Resolution DOA Director City Clerk
Resume - K. Moore

Exhibit "B"

KRISTI MARTIN MOORE

5123 Forest Hill Road • Jackson, MS 39272 • Phone: (601) 941- 8833

E-mail: kmoore_39212@yahoo.com

■ PROFILE

A seasoned, flexible, and goal-oriented professional offering qualified and verifiable years of broad and competitive hands-on abilities to manage and motivate people across numerous functional areas to achieve successful results. Committed to mentoring and contributes to an organization's effectiveness and profitability. Adept at leading and managing core efficiency initiatives to drive organizational change and performance improvements to facilitate a significant improvement in overall efficiency with focus on increasing diversity and promoting instructive opportunities.

- Experience in program presentation and group facilitation; ability to interact with the public in a professional and concerned manner
- Experienced in coordinating all managerial and operational activities, including policy and procedure development, management of administrative functions and training initiatives, and professional development
- Possess excellent ability to develop and implement strategic plans for city government initiatives, agendas and projects for improvement
- Efficient communication skills combined with determined focus in achieving overall organizational goals and requirements
- Exhibits pride in customer service excellence, business acumen, and strategic planning ability, coupled with collaborative approach in leadership
- Proficient in Microsoft Office Suite Word, Excel, PowerPoint, and Outlook

■ CAREER PATH

CITY OF JACKSON - JACKSON, MS

ASSISTANT CITY CLERK

2009 - PRESENT

- Provides direct and full management responsibility of ensuring growth and development of staff for all initiatives and activities of the Clerk's Office by recommending and administering policies, procedures, strategies and performance improvement plans.
- Builds relationships/partnerships with other government agencies, organizations, businesses and community leaders in order to assist in meeting the needs of the constituent base of all Wards.
- Assists in analyzing City Clerk and City Council Budget requests and makes recommendations to the City Council for approval
- Establishes departmental goals and objectives within the legislative branch of government while demonstrating and independent judgment in interpreting and applying laws and policies
- Develops and implements annual training calendar for City Clerk staff for training courses for professional development.
- Liaison between seven Council members, the Mayor's administration, business community and citizens by providing research of State statutes, and ordinances to assist in decision making and the creation and implementation of policies and ordinances.
- Tracks and evaluates programs and activities to ensure compliance/adherence to goals and objectives.
- Responsible for assisting the Director in preparing forecasts and budgets, as well as reporting deficiencies and exceptions to policy.

Key Contributions:

- Advised staff on procedural changes, monitored compliance to State Statute, and achieved and maintained set Municipal Clerk standards
- Increased turn-around time in the production of Minutes to meet State Statute guidelines

- Participated in various in-house training, reviewed materials distributed by Administration, and performed self-directed learning opportunities to maintain an understanding of city guidelines
- Efficiently classified problems, gathered data, established facts, and draw valid conclusions
- Create, review and modify current customer service practices in order to enhance the delivery of our services in the City Clerk's office.

ITT TECHNICAL INSTITUTE - PART-TIME (MADISON, MS)

2009-2013

- Teaches material from approved curriculum and develops daily lesson plans to include instructional aids.
- Participates in school retention initiatives by providing regular, accurate, and timely feedback to students and the school concerning academics, behavior, attendance, etc.
- Motivates students to actively participate in all aspects of the educational process.
- Completes professional development and in-service activities in accordance with college standards.
- Maintains expertise in subject area and recommends improvements in curriculum design.
- Instructs students in laboratory safety procedures if applicable.
- Performs duties in the Learning Resource Center as assigned.
- When possible, participates in core course academic support programs, certification programs, and student professional associations.

MAYOR'S OFFICE EXECUTIVE ASSISTANT/OFFICE COORDINATOR

2005-2009

- Played a pivotal role in recruiting, interviewing, and recommending candidates for department positions.
- Prepared departmental budget, ensuring compliance with all relevant laws, regulations, policies, and operating directives to include day to day administrative business practices.
- Performed a wide variety of executive and complex administrative support duties for the various priorities and programs of the Office of the Mayor.
- Provide informative direction and assistance to the public regarding city services and operations.
- Assisted in Public Relations Department in planning, organizing events, special projects for the City's involvement in sponsored activities; coordinated media activities related to event or projects.
- Reviewed grants and contracts for implementation of proposals, agendas and Executive Orders.
- Provided functional and technical supervision to secretarial and clerical personnel.

MARSH USA, INC. - MERCER HEALTH AND BENEFITS - JACKSON, MS

EBS ANALYST/OFFICE COORDINATOR

2001-2005

- Designed policy and procedures to implement new programs, plans and communication correspondence to managers and employees.
- Provided executive support to high level management to include Presidents, Vice-Presidents, Corporate Executives and Human Resource Directors to achieve project goals.
- Assisted in financial reviews of renewals, marketing plans and cost estimates.
- Analyzed and determined the initial collection of data needed for analysis purposes to assist in strategic planning.
- Prepared financial analysis by conducting basic informational data gathering and primary research for clients.
- Produced report findings with recommendations after final analysis had been determined by the project team.

PALMER & CAY CONSULTING GROUP - JACKSON, MS

ASSOCIATE CONSULTANT/TECHNICAL ASSISTANT

- Provided internal marketing and clerical support to include preparation of all proposals and reporting for Principals and Consultants.
- Requested quotes from carriers for individual and group benefit products
- Designed Request for Proposals and coordinated client presentations for marketing purposes
- Prepared premium comparisons, summaries and schedules, and track commissions

MISSISSIPPI MANAGED CARE NETWORK, INC. - RIDGELAND, MS

CUSTOMER SERVICE/ELIGIBILITY MANAGER

1997-2001

- Improved and developed membership record-keeping procedures, member contract revisions, and termination policies.
- Planned, directed and coordinated activities of employees engaged in receiving, investigating, evaluating and setting crisis intervention and conflict resolution.
- Analyzed report findings and recommended responses to complaints considering the nature and complexity of complaint.
- Reviewed customer contract agreements, company policies and procedures.

COMMERCIAL ACCOUNTS MANAGER

- Reviewed activity reports to ensure that personnel had achieved quotas, processed insurance claims.
- Interpreted, implemented, and enforced company policies and contractual agreements with business partners.
- Conferred with upper management to ensure cross-functional teamwork in planning and developing methods and procedures to increase sales, lower cost, and obtain greater efficiency.

CENTURY CELLUNET - JACKSON, MS

CUSTOMER SERVICE REPRESENTATIVES

1995-1997

- Researched and provided resolution to customer service issues.
- Maintained extensive contract with inside and outside sales representatives.
- Reviewed credit reports for any additional services requested by the customer and provided resolution to issues.
- Verified member enrollment and eligibility, input and processed all member inquiries/changes.

EDUCATION/ CERTIFICATIONS/MEMBERSHIPS

MASTERS OF SCIENCE IN BUSINESS MANAGEMENT
▪ BELHAVEN UNIVERSITY, JACKSON, MS

2011

BACHELOR OF SCIENCE IN BUSINESS MANAGEMENT
▪ BELHAVEN UNIVERSITY, JACKSON, MS

2009

CERTIFIED MUNICIPAL CLERK
INTERNATIONAL INSTITUTE OF MUNICIPAL CLERKS (IIMC)

2013

CURRENTLY ENROLLED

REFERENCES

AVAILABLE UPON REQUEST

BIOGRAPHICAL SKETCH

CRYSTAL WISE MARTIN

A native of Jackson, Mississippi, Crystal Wise Martin, was born to Mr. Mark and Judge Patricia Wise on Christmas Day in 1971.

She is a product of Jackson Public Schools, having attended Powell Elementary School, North Jackson Elementary School, Powell Junior High School, Callaway High School, and APAC.

After graduating high school in 1990, Attorney Martin attended undergraduate school in Atlanta, Georgia where she earned a Bachelor of Science in Chemistry from Spelman College and a Bachelor of Chemical Engineering from the Georgia Institute of Technology (Georgia Tech) in May and June of 1995. As an undergraduate student, she was the first Mississippian awarded the Women In Science and Engineering (W.I.S.E.) Scholarship sponsored by the National Aeronautics and Space Administration (N.A.S.A.).

Rather than pursuing a career in the science field, the Lord ordered Attorney Martin's steps in a different direction. She was admitted to the University of Mississippi School of Law in Oxford, Mississippi. She was selected as one of five law students selected to teach Legal Writing to first year law students. She also worked as a student in the Lafayette County District Attorney's Office for then, District Attorney and now Attorney General, Jim Hood. During her last year of law school, in lieu of the typical course work, Attorney Martin opted to take the Bar examination and complete an externship at the Office of the United States Attorney for the Southern District of Mississippi. As an extern, Attorney Martin was permitted to participate in an actual trial which resulted in a favorable verdict for her client. In May 1998, she graduated from the University of Mississippi Law School as a licensed attorney and with one winning case under her belt.

After graduating, Attorney Martin, began work at the law firm of Langston, Frazer, Sweet and Freese, P.A. and primarily litigated complex cases in the areas of premises liability, product liability, automobile accidents, medical malpractice, nursing home cases and general tort liability. Of the many cases handled, she is most proud of the work performed on the Black Farmer's cases, a case where it was proven that thousands of Black Farmers were discriminated against by the United States Government.

Attorney Martin is past President of the Magnolia Bar Association, formulating the first mother-daughter legacy as president of the Magnolia Bar Association. (Her mother was the first female President of the organization.) Prior to serving as President, she served two terms as Secretary of the same organization. During her presidency, the organization commemorated the 50th anniversary of the Brown v. Board of Education, implemented a multi-county Election Protection effort to assist voters experiencing problems during

elections, and publicly emphasized a need for the appointment of more African American judges to the federal court bench. Senator Leahy read a letter during the Judiciary Committee meeting in Washington, D.C. This was part of the ground work laid to allow the recent appointments of Justice James Graves and Judge Carlton Reeves to the federal court.

Attorney Martin has held memberships in the Mississippi Bar Association, serving as Hinds County Representative, Young Lawyers Division; the Capital Area Association, serving on the Law Library Committee, and the Mississippi Association for Justice, serving as chair of the Hurricane Katrina Relief Committee. She was appointed by the Mississippi Supreme Court to serve as a member of the Commission to Study Rules for Pro Hac Vice. These are rules promulgated to permit lawyers from other states to temporarily practice law in the State of Mississippi.

In February 2008, she was appointed to the position of Attorney to the Hinds County Board of Supervisors. As Board Attorney, she advised the Supervisors on legal issues facing the County and the Board as a collective body. She interacted with all county departments on some level as all contracts and lawsuits are reviewed and acted upon by the Board Attorney. As the only attorney for the largest county and the capital county within the State, she often worked with various State offices, including the Mississippi Attorney General, the Mississippi State Auditor, the Mississippi State Tax Commission, and the Mississippi Ethics Commission, to name a few.

In 2014, she took over the law firm of Precious Martin, Sr. & Associates, PLLC, the firm started by her late husband, of more than 14 years, Precious T. Martin, Sr.

Attorney Martin is the proud mother of four children, Precious, Jr. (age 12), Daniel (age 11), Alyssa (age 8), and Anna (age 6).

Crystal Wise Martin

*P.O. Box 373, Jackson, Mississippi 39205-0373
Telephone: (601) 944-1447 ~ Facsimile: (601) 944-1448*

Objective

To serve as a Municipal Judge and to fulfill any other roles as the Mayor and Council may deem necessary.

Education

University of Mississippi Law Center
Juris Doctor
Oxford, Mississippi, May 1998

Georgia Institute of Technology
Bachelor of Chemical Engineering
Atlanta, Georgia, June 1995

Spelman College, NASA Scholarship
Bachelor of Science, Major: Chemistry
Atlanta, Georgia, May 1995

Qualifications & Experience

May 2014 - Present **Precious T. Martin, Sr. & Associates, PLLC**

Owner/Operator

Currently manages all of the operations and oversees all of the litigation of the firm.

March 2008 – October 2012 **Hinds County Board of Supervisors**

Board Attorney

Addressed and presented to the Board all legal issues facing Hinds County, Mississippi, including, but not limited to, contracts, tax abatements, permit and zoning, audits, public hearings, and public official activities. Also served as Parliamentarian to the Board during all official Board Meetings.

Served as legal advisor to county officials, including, but not limited to, members of the Board of Supervisors, Chancery Clerk, Tax Assessor, Tax Collector, Election Commissioner, County Administrator, and all Department Heads.

June 2005 - March 2008: **Precious T. Martin, Sr. & Associates, PLLC**

Managing Attorney/Office Manager

Drafted motions, legal briefs and letters necessary for litigation. Conduct client interviews, evaluate cases prior to official intake. Consult with experts necessary for litigation. Schedule, take and defend depositions. Pay bills of the law firm, manage staff, and consult with owner regarding all aspects of the legal practice and managerial issues.

Litigated large cases involving complex litigation, including but not limited to premises liability, mortgage fraud, insurance litigation, medical malpractice, nursing home litigation, and automobile wrecks. Tried cases to verdict in excess of One Million Dollars (\$1,000,000.00). Helped resolve many cases in excess of One Hundred Thousand Dollars (\$100,000.00). Litigated matters before all courts, both trial and appellate, in the State of Mississippi.

May 1998 - January 2003: **Langston, Sweet & Freese, P.A.**

Associate Attorney

Supervising attorneys were Shane F. Langston and Dennis C. Sweet, III. Drafted documents necessary for all aspects of litigation and appeal, if necessary. Presented motions for hearing and assisted in trial of matters, as well as substantial settlement of cases.

February 1998 - April 1998 **United States Attorney for the Southern District of MS**

Legal Intern, Civil Division

Researched and analyzed legal issues to provide for attorneys in pending litigation. Assisted in trial of first legal matter and won.

August 1996 - December 1997

Legal Writing Teaching Assistant, University of Mississippi School of Law

Taught legal writing classes to first year law students.

Summer 1997, **Former District Attorney, Jim Hood (presently MS Attorney General)**

Law Clerk, District Attorney for Lafayette, Chickasaw & Calhoun Counties

Prepared discovery and assisted prosecutors in preparing for trial.

Summers 1995 - 1997

National Aeronautics and Space Administration (NASA)

Stennis Space Center, Picayune, Mississippi

Activities and Memberships

Magnolia Bar Association, Inc.

President, May 2004-05

President Elect, May 2003-04

Secretary, May 2001-03

Board Member, New Hope Christian School Board

(Assisted with requirements of SACS accreditation which the school achieved December 2007)

Former President, New Hope Christian School PSO

Mississippi Bar Association

Young Lawyers Representative from the Jackson area, 2003-2004

Appointed by the MS Supreme Court to special committee to study pro hac vice fees

Capitol Area Bar Association

Mississippi Association for Justice (MAJ)

Former Chair, Hurricane Katrina Relief Fund

Board of Governors, 2005-2006

Admitted to Practice:

Admitted to practice in all State and Federal Courts within the State of Mississippi.

Charles "C.J." Lawrence III

✉ celawjr@gmail.com ☎ 601.310.0698
📍 8 Heritage Court Jackson ■ MS, 39211

Passionate attorney with a love for strategic planning, development, community outreach, social media, and music. The bridge between aspiration and actualization is action. Within each of us, there is an innovator with an opportunity to make an extraordinary impact on the world. Whether we seize the moment or not, is our decision. How we pursue that opportunity is our responsibility. When I see my community and its potential, I see the opportunity to do something exceptional for people that truly deserve it. - My hope is to truly effectuate change. I aim to be change.

EDUCATIONAL BACKGROUND

Juris Doctor

Thurgood Marshall School of Law ■ Houston, TX

May 2007

Academic Achievement:

- Finalist in Board of Advocates Mock Trial Competition, Fall 2005
- Political Action Committee Chair Law Student Association, 2004-2007
- Sports and Entertainment Law Society, 2004-2007

Bachelor of Arts In English Tougaloo College ■ Jackson, MS

May 2003

Academic Achievements:

- Cum Laude
- Dean's List Scholar, 1999-2003
- Presidential Scholarship, 1999-2003
- Student Keynote Speaker Tougaloo College 2003 Commencement- Shared stage with President William Jefferson Clinton
- Student Government Association President, 2002-2003
- Panelist at Congressional Black Caucus' Symposium on the State of Historically Black Colleges and Universities, Hosted by Assistant Democratic Leader of 112th Congress United States Representative James Clyburn and Democratic Chair of Homeland Security Congressman Bennie Thompson. **June 2003**
- Panelist at Tougaloo College's Symposium on The International and Local Terrorism. **2003**
- Captain of Honda All Star Challenge Quiz Bowl Team 2003
- Student Representative Model United Nations (Nigeria) 2003
- Omega Psi Phi Scholar of the Year, 2002
- National Award for Academic Excellence- English, 2002
- Alpha Lambda Delta Honor Society, 2000
- Student Government Association Vice President, 2001-2002
- Presidential Classroom- Future World Leaders Summit 1999
- Exchange Student - Ukraine 1998

WORK EXPERIENCE

Partner and Trial Attorney – Lumumba and Associates

April 2014 - Present

General practice of law that handles cases that involves personal injury, criminal defense, family law, civil rights, entertainment law and contract negotiations.

Charles "C.J." Lawrence III

✉ celawjr@gmail.com ☎ 601.310.0698
📍 8 Heritage Court Jackson ▪ MS, 39211

Director of Marketing – City of Jackson

September 2013 – April 2014

Duties included developing marketing strategy to improve the image of the City of Jackson. Directly responsible for and expanding, updating and developing the New City of Jackson website.

- Developed slogan "One percent makes sense" and led campaign for Local Option Sale Tax Referendum
- Created the plan for Capital City Community Clean-up
- Wrote and created presentations for water rate increase and implementation of the EPA Consent Decree for public dissemination
- Liaison for the City of Jackson with the Mississippi Film Commission the Casting Director and Film Director for the movie Get On Up – The James Brown Story and coordinated with police department for filming to occur at different venues in the city.
- Assisted in negotiating new agreement with Comcast Cable
- Led team that began developing community based policing program along with civic leaders, community organizers, JPD

Director of Development - Tougaloo College

December 2012 – September 2013

Charged with cultivating existing relationships and establishing new partnership opportunities with corporations, foundations, and individuals, developing capital campaign initiatives, working in conjunction with alumni affairs to enhance alumni participation, develop planned giving initiative, and directing Tougaloo's social media strategies and marketing communications, growth, branding, and content.

- Social Media Strategist and Brand Marketing – #1 most interactive Facebook Page in Higher Learning – Mississippi.
- Increased Average Gift, Cumulative Gift, and Created new opportunities for Partnerships with corporations like: Chevron, Exxon, Mississippi Power, Trustmark, etc.
- Employed ambitious and personalized strategies in engaging and cultivating new alumni donors as well as reaching previous alumni givers

Fundraising Director

January 2010- December 2011

CCS Fundraising

- Served as a director on multiple capital campaign projects totaling approximately \$260 million in pledged funding.
- Traveled throughout the U.S. and Canada serving as a fundraising director for multifaceted projects ranging from Catholic and Anglican Diocesan campaigns to Social Interest group initiatives such as the UNICEF/Kiwanis International Foundation Eliminate Project.
- case statement development, conducted feasibility studies (including: data gathering, interviewing, analyzing data, and concluding the feasibility of potential fundraising projects), researched prospects, developed prospects, wrote prospectuses, identified and trained key community figures and leaders in strategic fundraising, implemented strategies, contributing author of speeches & PowerPoint presentations focused on successful fundraising..

Attorney

Charles Lawrence Jr. Law Firm ▪ Hattiesburg, MS

2009-2010

- Focused in the Areas of Transactional Law, Criminal Defense, Chancery Practices (including Family Law and Estates), Mediation and Negotiation, Contracts and Transactions, and Tort Law.

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📍 8 Heritage Court Jackson ■ MS, 39211

- Entertainment law - Negotiated major distribution deals, producer track agreements, songwriter agreements, publishing, and artist deals. Performance Rights Organizations setup (PRO) & Copyrights
- Increasingly handled tasks in preparing pleadings, contracts, wills, and gathering evidence for trials.
- Successfully Appealed Cases to the Mississippi Court of Appeals and Mississippi Supreme Court overturning original judgments & a multitude of Motions on behalf of various clients for Judge's Review and consideration.

Presentencing Investigator/Report Writer

United States District Court - Mississippi ■ Gulfport, MS

2008-2009

- Charged with Investigating the Facts & Factors in Federal Criminal Cases, Independently researching the matter, Interviewing Suspects, discerning facts & inconsistencies, utilizing, interpreting, and applying the United States Sentencing Guidelines, and consulting, directly, United States District Court Judges on the factors & ultimate issues of federal criminal cases.

Legal Clerk/Researcher

Craig A. Washington Law Firm ■ Houston, TX

May-December 2006

- Functional in gathering evidence, creating defense, and helping develop the theory of the case in federal death penalty case
- Successfully had Death Sentence overturned

Legal Research Assistant

Thurgood Marshall School of Law ■ Houston, TX

Spring 2006

— Conducted research of statistics and precedent setting cases in the areas of Civil Rights and International Criminal Law. Collected and organized data and edited various articles on International War Crimes Submitted for Duke University Law Review.

Research Fellow in Cardiology

University of Iowa Medical Center ■ Iowa City, IA

Summer 2000

— Studied Biochemical Components of Hypertrophic Cardiomyopathy
— Tested cardiac tissue by observing its response to mutant proteins. Presented Findings to Panel of Medical Doctors and Researchers & offered Medical Scholarship to University of Iowa Medical Center after presentation.

SKILLS

- **Public Speaking:** Seasoned speaker with diverse speaking skillset: sat on multiple symposiums with Political Leaders, University Faculty and Administrators, hosted multiple events, served as keynote speaker, comfortable in courtroom settings, and effective in engaging with Influential potential donors.
- **Writing:** Ranging from Political Speech Writing, Successful MS Supreme Court Appeals, Memos, Fundraising Prospectuses, Case Statements, Newspaper Articles, and Feasibility Studies
- **Fundraising:** Highly knowledgeable in fundraising planning, prospect research, data gathering, prospect development, & Case Statement development.
- **Relative Training:** Demonstrated experience in legal research, forensic investigations, and adept in negotiation, mediation, arbitration, consulting and training, program development, marketing, and assessment, and productivity enhancements
- **Problem-Solver:** Respond rapidly and appropriately to changing circumstances. Evaluate problems, make astute decisions to effect positive change, and refocus on new priorities. Utilizing business information systems to perform evidence gathering and investigative techniques in the litigation, legal research, fundraising research & development process.

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➤ **Computer:** Proficient In Legal Research Systems Including: Westlaw, LexisNexis, LoisLaw as well as Microsoft Office: Word, Excel, and PowerPoint. I also possess a keen knowledge of social networking media and utilizing digital media formats to obtain information on advancements in law, public policy, and the judicial process.

COMMUNITY INVOLVEMENT

"Matt's House for Women and Children" and "Billy Broomfield House for Men"

- Participated in fundraising event for the homeless by sleeping in tent at Poindexter Park in Jackson, MS in 27°F weather

"#IfTheyGunnedMeDown"

- Created international trending topic #IfTheyGunnedMeDown, after the police shooting death of Michael Brown in August 2014 which became the number 1 worldwide social media trending topic for 2014.

"Public School Street Law Program"

- Started to educate young people about their rights and to teach them how to conduct themselves when encountered by police officers. Founded as a counter to many of the police shootings that occurred, particularly in the last few years.

"Walk Against Fear Rally"

- Advocate and speaker at MS State Capitol against anti-immigration laws

"We Are Trayvon Martin"

- Campaigns in Hattiesburg, Jackson, and Sanford, Florida inspired over 2000 people to post images of themselves on all social platforms and also in public to spread the message regarding the life of Trayvon Martin. Campaign went viral and inspired the "Million Hoodie March" in New York City

Jena 6 and Scott Sisters

- Participated in rallies, petitioning, letter writing, and protesting both movements.

Future Leaders Internship – City of Hattiesburg

Urban Planning and Development ■ Hattiesburg, MS

- Organized meeting with 40 neighborhood associations
- Planned and developed events such as the National Night Out on Crime

Head Tutor-Math/Reading/English

Grey and Associates ■ Jackson, MS

- Efficiently instructed underprivileged students ages 5-18 in reading, writing, and math
- Enhanced overall academic performance and students' test-taking abilities

2013 & 2014 Highlights

- Guest Panelist for CNN, CBC, BBC World News, CBS News
- #IfTheyGunnedMeDown Featured in *Time* Magazine, *New York Times*, *USA Today*, *The Root*, and various other media outlets.
- Helped craft the language and advocate for the Jackson Human Rights Charter which was passed by the Jackson City Council with a unanimous vote making Jackson, MS the first city in the Southeast United States to work in compliance with the Human Rights Charter of the United Nations.
- Identified by NAACP and Congressman Bennie Thompson as one of 25 emerging leaders in the

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state of Mississippi for the Mississippi Black Leadership Institute. Educated on political strategy, municipal government, policy writing, statistical analysis, and community leadership.

- NAACP Leadership 500 Conference – 500 emerging leaders
- Lead Social Media Strategist for: Chokwe Lumumba's Mayoral Campaign, Tougaloo College, Magnolia Bar Association, and several other clients.
- Negotiated contract for song that would eventually become the Number 1 song in the country for several weeks.
- Implementing Branding and Marketing Strategies at Tougaloo College that engaged and re-engaged alumni, potential partners, foundations, and corporations and seeing this engagement reflected in Tougaloo's improved numbers in Cumulative Giving, New Donors, Increased Alumni Giving, and New partnership opportunities.

MITCHELL DENT

103 Montaigne Drive Vicksburg, MS 39180

E-mail: md4dent@msn.com

December 29, 2014

Honorable Mayor Johnny DuPree;

I am writing to apply for the position of Chief of Police for the city of Hattiesburg Mississippi. I am confident that my skills are well aligned with the role and that I would be an excellent fit for the organization.

My mission for the Hattiesburg Police Department would be to serve all people within its jurisdiction with respect, fairness, compassion, and integrity. My commitment is to the prevention of crime and the protection of life and property, the preservation of peace, order and safety, the enforcement of laws and ordinances of the city of Hattiesburg and the state of Mississippi, along with the safeguarding of all rights and constitutional guarantees. With community service as our foundation, and driven by goals to enhance the quality of life, investigating problems and incidents, seeking and finding solutions to create a sense of security in our communities and in our citizens until that safety and security becomes a reality. These goals can be accomplished by nurturing public trust and holding ourselves accountable to the highest standards of performance and ethics.

I believe my experience and track record make me an excellent fit for this opportunity. I have enclosed my resume for your consideration. Please feel free to contact me via telephone (601-638-0988 or 601-529-0270) or email md4_dent@msn.com at a time of your conveniences.

Sincerely;

Mitchell L. Dent

Date: December 29, 2014

From: Mr. Mitchell L. Dent

Former Chief of Police Vicksburg, MS

Honorable Mayor Johnny DuPree:

I am Mitchell L. Dent; I have served as Chief and Deputy Chief of Police of the Vicksburg Police Department under the Honorable Mayor Robert Walker. I have also served as a Deputy Chief under the Honorable Mayor Paul Winfield (2010-2013) in addition to these I have also served a special appointment as a Warren County Justice Court Judge. I bring over thirty (30) years of law enforcement experience from patrol operations, investigations, crime scene investigations, community relations, grants and administration.

The mission statement for the Vicksburg Police Department is as follows; "The Mission of the Vicksburg Police Department is to serve all people within our jurisdiction with respect, fairness, compassion, and integrity. We are committed to the prevention of crime and the protection of life and property; the preservation of peace, order and safety; the enforcement of laws and ordinances; and the safeguarding of constitutional guarantees. With community service as our foundation, we are driven by goals to enhance the quality of life, investigating problems and incidents, seeking and finding solutions to create a sense of security in our community and in the individual. We nurture public trust by holding ourselves to the highest standards of performance and ethics." This mission statement was written when I served as Chief and it is the basis of my beliefs and goals for the department and city overall.

While serving as Chief we started to work on a new Policy and Procedures Manual that was designed to incorporate "best practices" and bring us more in line with new developments and techniques within the Law Enforcement community. Returning in 2010, after several years as a contract investigator with U. S. Army Corps of Engineers in their Federal Employees' Compensation Act (FECA) program; the new manual was implemented in 2013. This new Policy and Procedures Manual was a major reason for the Vicksburg Police Department becoming state accredited and nationally recognized Police Department by the State of Mississippi Law Enforcement Accreditation Commission (MSLEAC) and nationally by The Commission on Accreditation for Law Enforcement Agencies, Inc (CALEA).

Accomplishments and Implementations with the Vicksburg Police Department:

Twelve (12) Hour Shifts:

Moved from three eight (8) hour shifts to two (2) twelve (12) hour shifts. This move increased the manpower on the streets, resulted in a decrease in overtime and provided patrol officers with two (2) weekends off each month.

Take Home Vehicles:

After completing the probationary period, officers are allowed to take their assigned vehicle home. This created and increase presence within the community and a quicker response to emergency calls. Assigned vehicles also lead to a decrease in repair cost.

Community Service Program:

Individuals frond guilty of some offenses could sign up or be assigned to work community service with the city. This action allowed many to keep their jobs while working off the fine both after hours or on weekends; decreased our jail/ detainee bill and provides service at little or no cost to the city.

Neighborhood Enhancement Team:

The Neighborhood Enhancement Team (NET) is a small group of officers that are assigned to work special details, peak activity hours, and HOT SPOTS within the city as they assist the Patrol division.

Department Accreditation:

The process of getting the Vicksburg Police Department accredited started in 2000 and was halted when I left the department in 2002, when I returned in 2010 the efforts were restarted and completed in 2013. Accreditation highlights police departments that employ best practices and encourages diligence in following policies and procedures as well as a possible decrease of liability Premiums.

Goals as Chief of Police:

Inter-local Agreements/Cooperation

Increase cooperation and information sharing between surrounding Law Enforcement agencies and the law enforcement communities.

Prevention and Deterrence of Crime

The most obvious duty of the police department is to fight crime, and the most effective way to fight crime is to prevent its happening in the first place. By having a high visible presence in the community with routine patrols and quick response to calls from citizens, the police can give the community and potential criminals the sense that they are never far away. Participation in crime-preventing partnerships with the citizenry and information-sharing programs are ways the police can deter crime. This would also include becoming a part of Crime Stoppers network and increasing or establishing neighborhood watches units along with other community oriented policing tactics.

Collection of Evidence and Apprehension of Offenders

When a crime has been committed it is the responsibility of the police department to investigate the crime and collect evidence for prosecution of the offender. Part of this task would be accomplished by insuring Crime scene technicians have the proper training and equipment to perform their job. Once there is sufficient evidence to justify an arrest, the police department has the duty of locating and arresting the suspect or suspects. Our goal as a police department is to use only the amount of force that is reasonable and necessary to bring an incident or suspect under control. Once an arrest is made, it is important for the police to cooperate with the legal authorities charged with prosecuting the case.

Property: Recovery /Seizure/Sale/Disposal

Recovering lost or stolen property is a substantial goal of any police department. This includes taking control of the property, identifying its rightful owner and returning it as quickly as possible. In some cases, the return of property may be delayed if it is necessary to hold it for evidence in the prosecution of a crime. In other cases where the items become the property of the city as a result of having been seized as a part of the criminal case, or declared abandoned and surplus property by legal actions. As a result of these accumulation of property we will seek to sale or dispose of them by all legal means. The seizure and sell of these items could offset the purchase cost of equipment for the police department.

Traffic Services

One of the most important ways police departments protect life and property is through traffic services. According to the law firm Edgar Snyder and Associates there are more than six million auto accidents annually in the United States, resulting in 40,000 deaths and costing \$164.2 billion dollars. By enforcing the traffic laws, expediting the safe movement of traffic and pedestrians, and investigating accidents, the police department will seek to keep the loss of life and property to a minimum. We will actively seek State and Federal funding to assist in educational and safety programs as well as enforcement strategies.

Emergency Services

Police and Fire responders are usually the most readily available public resource for any problem that arises. They are called on to assist ambulance, fire and other emergency personnel—as well as being an important part of any effective disaster response and recovery program the community has in place. It is important that these agencies are familiar with the operations of each other and in some cases cross training will be done to ensure proper and effective services are rendered when called.

Increase Officer Presence

One of the greatest deterrence to crime is officer presents. When and where there is large concentration of people we will increase the presence of officers utilizing bicycles, Segway's and foot patrols along with the utilization of the Sky-Cop Mobile Surveillance Systems in high crime or traffic areas. Funding for this type of equipment will be through grants and Homeland Security funding where available.

I would enjoy an opportunity to talk with you or someone in your organization to see where my skill sets would be of the greatest benefit to you and the City of Hattiesburg, Mississippi.

Sincerely,

Mitchell L. Dent

103 MONTAIGN DR. • VICKSBURG, MS 39180
HOME PHONE (601) 634-0988 • CELL (601)529-0270
E-MAIL MD4_DENT@MSN.COM

MITCHELL L. DENT

PROFESSIONAL EXPERIENCE

2010-2013 Deputy Chief of Police Vicksburg Police Department
Vicksburg, MS

- Deputy Chief of Patrol Operations: Oversees Patrol, Investigation which includes Narcotics, Juvenile, K-9, Traffic, Crime Scene and the Domestic Violence Units. Deputy Chief Dent along with the Internal Affairs Division were responsible for updating the Departments Policy and Procurer Manual which was instrumental in the Department becoming State Accredited and National recognized by the Commission on Accreditation for Law Enforcement Agencies, Inc. (CALEA)

2004-2010 Integrity Investigations Contractor USACE Vicksburg, MS

- Agent - Conducts workers compensation investigations under the Federal Employees Compensation Act (FECA), for the United States Army Corps of Engineers for prosecution in federal courts or for administration action by the Office of Workers Compensation Program (OWCP), US Department of Labor (DOL). Establishes and maintains a liaison with criminal information networks and local, state, and federal law enforcement agencies. Conduct training for Injury Compensation Program Administrator (ICPA). Performs investigations by conducting surveillance, searching public records, and reviewing files and other documents including criminal histories and securing all evidence collected. If required, refers some investigations to other federal agencies while working in conjunction with the agencies to finalize cases.

2002-2004 Vicksburg Family Development Vicksburg, MS
▪ Youth Project Director

2003 Warren County Justice Court Vicksburg, MS
▪ Judge (Special Appointment)

1982 - 2002 City of Vicksburg Vicksburg, MS
▪ Patrol officer 1982 – 1988
▪ Detective Sergeant 1988 – 1991
▪ Crime Scene Investigator 1991 – 1995

- Captain of Crime Scene 1996 – 1997
- Deputy Chief of Police 1997 – 2000
- Chief of Police 2000-2001
- Captain of Crime Scene 2001 - 2002

1980 - 1982 City of Hattiesburg
 ▪ Police Officer

Hattiesburg, MS

EDUCATION

- 1973 – 1978 University of Southern MS
Hattiesburg, MS
- 1980 Hattiesburg Police Academy
Hattiesburg, MS
- 1999 F. B. I. National Academy University of Virginia,
Quantico, VA

PROFESSIONAL MEMBERSHIPS

Mississippi Chiefs Association, International Association of Identification, International Association of Ethics Trainers, National Organization of Black Law Enforcement Executives (NOBLE), FBI National Academy Association. Alpha Phi Alpha Fraternity Inc.

AWARDS RECEIVED

- Officer of the Year 1986 (presented by Vicksburg Benevolent Club)
- Officer of the Year 1995 (presented by Exchange Club of Vicksburg)
- The 1998 Community Service Award for Juvenile Delinquency Prevention (presented by Vicksburg Family Development Service)
- Commendation from State vs. Wanda K. Beal's (1994 by Attorney General's Office Mississippi) Secret Clearance U. S. Army

SPECIAL TRAINING

Management Training

Drug Prevention (1998 - 24 hrs), DREAM (1989 - 24 hrs), ROCIS (1989 – 1994 - 64 hrs), IACP (1997 - 32 hrs, 2000 – 40 hrs), Liability Risk Management (1998 - 16 hrs), Officials Under Fire/Liability (1998 - 8 hrs), Managing Internal Investigation (1998 - 8 hrs), Management Workshop (1998 - 8 hrs), Accreditation for Law Enforcement Agency (1998 - 32 hrs), MACP (1999 - 32 hrs), Supervisor Management (2000 - 32 hrs), Vicksburg Chamber of Commerce Leadership Vicksburg (1991) National Academy Federal Bureau of Invitation (1999) Mississippi Chiefs Association (January 2013)

Specialized Training

Crisis Negotiations (1982), Tactical Police Driving (1982), Officer Survival (1984 - 40 hrs), Narcotics and Dangerous Drugs (1984 - 40 hrs), Criminal Investigation (1985 - 40 hrs), Child Abuse (1985), Radiological Monitoring (1985), Hazardous Weather Training (1987), Survival Shooting Exercise (1987 - 16 hrs), Mental/Physical Aspect of Tactical Driving (1987), Jail Initiative (1987), PR-24 Instructor (1987), Gang Seminar (1988 - 16 hrs, 1990 - 16 hrs), Psychological Profiling (1988 - 24 hrs), Juvenile Delinquency (1988 - 16 hrs), Child Abuse Seminar (1988 - 16 hrs), Gang: A Current (1988 - 8 hrs), Gang: Operation Safe Street Hardcore (1989 - 32 hrs), Interview and Interrogations (1990 - 24 hrs), Safe Driving (1990 - 8 hrs), Advanced Crime Scene (1991 - 40 hrs), Fingerprint Class (1992 - 40 hrs), Charter Counseling Lecture (1993), Medico Legal Investment of Death (1993 - 8 hrs), Investigative Potpourri (1994 - 24 hrs), Hostage Negotiations Class (1995 - 24 hrs), Substance Alcohol Abuse/ Problems (1995 - 8 hrs), Coaching the Experience Driver II (1995), Stress Management (1997), IAI Conference (1997 - 32 hrs) Intoxilyzer Certification (2000), Cultural/Sensitivity Communication (2001 - 24 hrs) Defensive Drivers course(April 27, 2004) Prevention of Sexual Harassment (May 5, 2004) Fraud and Financial Investigation (March 6-9, 2005) Law Enforcement Refresher Course (April 2010) Ethics in Law Enforcements (July 10-19, 2012) VALOR Training (November 6-7, 2012) Law Enforcement Driving Course (January 23-25, 2013) CALEA Conference (March 2013)

Catouche J.L. Body
CARTER & BODY, PLLC
407 Orchard Park Dr., Ridgeland, MS 39157
(601) 398-1614

Experience:

3/2014 to Present **Carter & Body, PLLC**
Managing Partner

10/2012 to 3/2014 **Jordan Cater and Body, PLLC**
Partner responsible for all felony criminal cases

7/2002 to 10/2012: **The Law Offices of Catouche J.L. Body, LLC (Jackson, MS)**
Partner Attorney
Law Practice in the areas of Personal Injury, Domestic Relations and Criminal Defense

7/2001 to 7/2002: **Funches and Associates, Attorneys at Law (Jackson, MS)**
Associate Attorney
Law Practice in the areas of Personal Injury, Domestic Relations and Criminal Defense

9/2000 to 7/2002: **Daniel Coker Horton and Bell, PLLC (Jackson, MS)**
Associate Attorney
Law Practice in the areas of Products Liability, Litigation and Insurance Defense

9/1999 to 9/2000: **Mississippi Supreme Court (Jackson, MS)**
Clerk
Assisted Judge in Reviewing and preparing for cases

Education: **Mississippi College School of Law (Jackson, MS)**
8/96 to 5/99 **JD (Doctor of Jurisprudence)**

8/92 to 5/96 **Tougaloo College (Jackson, MS)**
BS (Mathematics)



City of Hattiesburg, MS

200 Forrest St.
P.O. Box 1898
Hattiesburg, MS 39401

Master

File Number: 2014-0880

File ID: 2014-0880

Type: Regular Agenda Item

Status: Failed

Version: 1

Reference:

In Control: City Council

Requester:

File Created: 01/15/2014

Brief Title: Appointments to Hattiesburg Convention Center Commission.

Final Action:

Minute Book Number: MB2014-26

Title:

Ratify and confirm the Mayor's appointments to the Hattiesburg Convention Center Commission for a 2- year term as follows:

1. Jeffrey W. Hammond(W1) (replaces Lewis Myrick) 2/1/2014-8/16/16
2. Roger McDowell (W4) (replaces William E. Kirkpatrick) 2/1/2014-8/16/16

Notes:

Agenda Date: 01/21/2014

Agenda Number: VI.-12

Sponsors:

Enactment Date:

Attachments: McDowell Data Sheet, Jeffrey Hammond-Resume, Hammond Data Sheet

Enactment Number:

Contact:

Meeting Date:

Drafter: Kermas Eaton

Effective Date:

Approval History

Version	Date	Approver	Action
1	01/15/2014	Connie Everett	Approve

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	City Council	01/21/2014	Deny				Pass

Exhibit "C"

Action Text: The Council considered Policy Agenda Item VI.-12, to Ratify and confirm the Mayor's appointments to the Hattiesburg Convention Center Commission for a 2- year term as follows:

1. Jeffrey W. Hammond(W1) (replaces Lewis Myrick) 2/1/2014-8/16/16
2. Roger McDowell (W4) (replaces William E. Kirkpatrick) 2/1/2014-8/16/16

Council member Carroll stated that both Mr. Myrick and Mr. Kirkpatrick want to continue serving on the Convention Center Commission and that he sees no reason to replace them.

A MOTION was made by Council Member Carroll and seconded by Council Member Dryden to DENY to Ratify and confirm the appointment of Jeffrey W. Hammond(W1) (replaces Lewis Myrick) 2/1/2014-8/16/16 to the Hattiesburg Convention Center Commission.

Council member Delgado stated that the Council does not have the power to appoint.

Council President Bradley said [Commission members] serve until replaced and continue to serve if they are not replaced.

Council member Delgado said this is a way for the [Council] to start appointing people to these commissions.

Council member Carroll said he is not approving. Council member Delgado stated that the term is up; Council member Carroll reiterated that he is not approving.

Council member Dryden stated that she is not voting against these two individuals. She said the Convention Commission is doing a fantastic job and that the people [serving] on it now are working well together. She said she knows Lewis Myrick and Bud Kirkpatrick well, that they are doing a stellar job and that if they want to continue it bothers her to tell them that they cannot. Council member Dryden said she is voting for Myrick and Kirkpatrick.

Council member Delgado said that people rotate off of boards to get different ideas and that those who are appointed to serve in this capacity are not [allowed] to do so forever. She said if the one empowered to appoint considers the necessity of putting some diversity of ideas and opinions on the commission, it is worth considering.

Following discussion, the Motion to Deny received the affirmative vote of the Council as follows:

Yeas: 3 - Bradley, Carroll and Dryden

Nays: 1 - Delgado

Abstain: 1 - Naylor

A MOTION was made by Council Member Carroll and seconded by Council Member Dryden to DENY to Ratify and confirm the appointment of Roger McDowell (W4) (replaces William E. Kirkpatrick) 2/1/2014-8/16/16 to the Hattiesburg Convention Center Commission.

Council member Delgado stated that [the Council] does not have the power to appoint and [with this action] is getting in the business of appointing.

Council member Carroll stated that he is not appointing anybody, that [rather] he is not approving.

Following discussion, the Motion to Deny received the affirmative vote of the Council as follows:

Yeas: 3 - Bradley, Carroll and Dryden

Nays: 1 - Delgado

Abstain: 1 - Naylor

Yea: 3 Council Member Bradley
Council Member Carroll
Council Member Dryden

Nay: 1 Council Member Delgado

Abstain: 1 Council Member Naylor

Text of Legislative File 2014-0880