GENERAL SESSIONS COURT OF Marion COUNTY TENNESSEE

State of Tennessee vs. Gary Don Barnett

State Control # _____ County Case # _____

Attorney for Defendant _____

Court Date _____

State, Deft. to _____ at _____ am/pm

State, Deft. to _____ at _____ am/pm

State, Deft. to _____ at _____ am/pm

State, Deft. to _____ at _____ am/pm

State, Deft. to _____ at _____ am/pm

Address 246 Pine St. Sqe. TN 37374

Phone _____ DL# TN-

DOB _____ SSN# _____

Sex W Race W Ht ___ Wt ___ Hair ___ Eyes _____

Work _____

AFFIDAVIT OF COMPLAINT

I, the affiant named below, after being sworn, state under oath that on or about December 10, 2022 in Marion County, Tennessee, Gary Don Barnett committed the offense(s) of violation(s) of T.C.A. § 39-13-111 Assault (Domestic).

I further state under oath that the essential facts constituting the offense(s), the sources of my information and the reasons why this information is believable and reliable are as follows: Saturday 12/10/22 my room to be k husband threatened to shoot me and he verbally abuses everyday. He also threated to shoot my dog he also has any where from 50 to 100 guns in his room Dam afraid he will get drunk and shoot me this happen in Marion Counts

Affiant's Signature: Regina Barnett

Name (Printed): Regina Barnett

Address (Printed): 246 Pine St Sequatchie Tn.

Phone Number: 423 208-5989

Sworn to and subscribed before me on December 13, 2022

Keith Cox

Judge/Clerk/Judicial Commissioner

PROBABLE CAUSE DETERMINATION

Based on the affidavit of complaint, I find there is probable cause to believe that on the date set forth above in Marion County, Tennessee the defendant committed the offense(s) of violation(s) of TCA § 39-13-111 Assault (Domestic)

( ) Defendant given citation or arrested without warrant (X) Arrest warrant shall issue ( ) Criminal summons shall issue

Date December 13, 2022 Judge/Clerk/Judicial Commissioner Keith Cox

NOTIFICATION OF POSSIBLE EXPUNCTION OF CRIMINAL RECORDS

If the defendant's charge is dismissed; a no true bill is returned by the grand jury; the defendant is arrested and released without being charged with an offense; or the court enters a nolle prosequi in the defendant's case, the defendant is entitled, upon petition by the defendant to the court having jurisdiction over the action and pursuant to T.C.A. § 40-32-101, to the removal and destruction of all public records relating to the case without cost to the defendant.

Legal Authority: TCA §§40-6-203, 40-6-204, TRCRP 3

GENERAL SESSIONS COURT OF
_____ COUNTY,
TENNESSEE

STATE OF TENNESSEE

vs.

Gary Don Barnett
Defendant

State Control # _____

Case # 94604

INFORMATION ABOUT THE DEFENDANT

Name: Gary Don Barnett
Address: 246 Pine Street Sev. TN 37374
DOB: _____ Sex: Male
Race: White Ht.: _____
Wt.: _____ Hair: _____ Eyes: _____
Phone: _____ DL#: _____
Place of Employment: _____

May be Found at: _____

Other: _____

WITNESSES

Summon as witnesses on the part of the State:

Summon as witnesses on the part of the Defendant:

ARREST WARRANT

TO THE DEFENDANT

( ) Based on the affidavit of complaint filed in this case, there is probable cause to believe that you have committed the offense(s) of violation(s) of T.C.A. § 39-13-111
Domestic Assault

( ) Defendant has failed to appear in court or to report to jail when required to do so.

( ) _____

TO ANY LAWFUL OFFICER:
You are therefore commanded in the name of the State of Tennessee to immediately ARREST the defendant named above and bring the defendant to this court to answer the charges.

Bail is set at $ _____

Conditions of Bond _____

Date: December 13, 2022

Keith Cox
Judge/Clerk/Judicial Commissioner

OFFICER'S RETURN

(X) Warrant served by arresting defendant today or on 12-13-2022

( ) _____

Officer's Signature: Dep. [signature] 109

Officer's Name (Printed): Dep. Tim Cash 109

Officer's Agency (Printed): MCSO

Date: 12-13-2022

The warrant must include a copy of the affidavit of complaint. T.C.A. § 40-6-208.

_____ Court _____ County _____, Tennessee	ORDER GRANTING BAIL FOR ABUSE CASES	Case Number 94604

STATE OF TENNESSEE vs. Gary Dod Barnett

Pursuant to Tennessee Code Annotated, Section 40-11-150, the Court has reviewed the facts of the arrest and detention of the defendant and determines and finds that the defendant: (check where applicable)

X 1. Is a threat to the alleged victim, Regina Barnett, (hereinafter referred to as "the alleged victim" or "victim") or other family or household member.

___2. Is a threat to the public safety.

___3. Is reasonably likely to appear in court.

___ 4. Has been arrested for a criminal offense defined in title 39, chapter 13, in which the alleged victim of the offense is a domestic abuse victim as defined in §36-3-601, and that there is probable cause to believe the respondent either:

(A) Caused serious bodily injury, as defined in §39-11-106, to the alleged domestic abuse victim; or

(B) Used or displayed a deadly weapon, as defined in §39-11-106.

___ 5. Has been arrested for the offense of aggravated assault, under T.C.A. §39-13-102(a)(1)(i), (a)(1)(iii), or (a)(1)(iv), in which the alleged victim of the offense is a domestic abuse victim as defined in §36-3-601, and that there is probable cause to believe the respondent:

(A) Caused serious bodily injury, as defined in T.C.A. §39-11-106, to the alleged domestic abuse victim;

(B) Strangled or attempted to strange the alleged domestic abuse victim; or

(C) Used or displayed a deadly weapon, as defined in T.C.A. §39-11-106.

(Sections A - E below must be checked if the court finds #4 OR #5 above)

NO CONTACT ORDER

Pursuant to the above findings, the Defendant's release or bail is conditioned on the following and it is **ORDERED** that the following NO CONTACT order(s) are entered:

(Sections A - E below must be checked if the court finds #4 OR #5 above)

X A. The defendant is enjoined from threatening to commit or committing specified offenses set forth in the warrant and against the alleged victim or other family or household member.

X B. The defendant is prohibited from harassing, annoying, telephoning, contacting or otherwise communicating with the alleged victim either directly or indirectly. Contact includes but is not limited to telephoning, emailing, text messaging, communicating through the use of social media platforms, talking to, or using third parties to initiate contact.

X C. The defendant is directed to vacate or stay away from the home of the alleged victim and to stay away from any other location where the victim is likely to be.

X D. The defendant is prohibited from using or possessing a firearm or other weapon specified by the court as follows: Defendant is not allowed to possess firearms until further orders of the Court

X E. The defendant is prohibited from possessing or consuming alcohol or controlled substances.

X F. The defendant is ordered to not abuse, threaten to abuse, hurt or try to hurt, or frighten the alleged victim and/or the alleged victim's minor children under 18.

☐ G. Any other order required to protect the safety of the alleged victim and to ensure the appearance of the defendant in court as determined by this court as follows:

_____.

Regarding the GLOBAL MONITORING SYSTEM, the Court finds as follows:
(Check if applicable):

☐ That the defendant's participation in a global monitoring system will deter the defendant from seeking to kill, physically injure, stalk, or otherwise threaten the alleged victim before trial.

☐ The defendant ☐ is able ☐ is unable to pay for the costs associated with the system in relation to the defendant and, if applicable, the costs associated with providing the victim with an electronic receptor device.

☐ That the defendant is indigent and should perform community service in lieu of paying the costs associated with the

global monitoring system.

☐ That the court has discussed the global monitoring position with the victim per T.C.A. § 40-11-152(d) and the victim has consented to participate in the system.

☐ That the court has discussed the global monitoring position with the victim per T.C.A. § 40-11-152(d) and the victim has refused to participate in the system.

ORDER REGARDING GLOBAL MONITORING SYSTEM

(Check all applicable)

☐ The defendant shall carry or wear a global positioning monitoring system device.

☐ The defendant shall pay the costs associated with operating that device and any electronic receptor device provided to the victim, pursuant to T.C.A. § 40-11-152.

☐ The defendant is indigent and shall perform community service in lieu of paying the costs associated with the global monitoring system.

☐ The entity that operates the global position monitoring system shall notify the magistrate and the appropriate local law enforcement agency if a defendant violates a condition of the bond imposed under this section.

☐ The defendant is directed to vacate or stay away from the home of the alleged victim and to stay away from any other location where the victim is likely to be, including these specific locations that the victim has requested the defendant to stay away from: _____

_____

BAIL SET AT: 2500.00 _____ TWELVE (12) HOUR HOLD EXPIRES: _____ :_____ ____.M.

If #5 above applies, Twelve (12) Hour Hold Extended _ _____ Hours (up to 24 Hours after the time of arrest).
TWELVE (12) HOUR HOLD PLUS ADDITIONAL _ _ HOUR HOLD EXPIRES: _____ :_____ ____.M.

IT IS FURTHERED ORDERED that a copy of this order be given to the defendant, the victim, and all appropriate law enforcement agencies.

_____ DEC 14 2022 COURT DATE
Judge Date 1/18/23

I acknowledge these conditions:

X Gary Garrett DEC 14 2022 RS Def(o)
Defendant Date Attorney

ORDER DISCHARGING DEFENDANT FROM CONDITIONS OF BAIL

For good cause, IT IS ORDERED that the defendant is discharged from all conditions of bail set above, except _____ and the clerk shall send notice to appropriate law enforcement agencies.

_____ _____
Judge Date

NOTICE TO DEFENDANT

If you violate this order thinking that the other party has given you permission to do so, you are wrong and can be arrested and prosecuted. The terms of this order cannot be changed by agreement of the parties. Only the court can change this order. VIOLATION OF THIS ORDER MAY CONSTITUTE CONTEMPT OF COURT AND/OR A CLASS A MISDEMEANOR PURSUANT TO T.C.A. §39-13-113 AND MAY CAUSE YOUR BAIL TO BE REVOKED.

If you hurt or try to hurt anyone while this Order, probation or diversion is in effect, you may face separate charges for aggravated assault, a Class C felony. (T.C.A. § 39-13-102(c)).

Revised 7/1/2022
Form #OP2018-6

IN THE GENERAL SESSIONS COURT OF MARION COUNTY, TENNESSEE

STATE OF TENNESSEE *

*

*

Vs. * Case No. 94604

Gary Don Barnett

Defendant

ORDER

This cause came to be heard on the 18th day of January, 2023, before Honorable Marshall A. Raines, Jr., General Sessions Judge; and the court having considered the matter set forth below hereby rules and orders as follows: Thomas Austin enters an appearance for Defendant P.D. allowed to withdraw. Reset to 3-15-23. Bond conditions to remain in effect.

Enter this the 18th day of Jan., 2023.

By: _____
JUDGE

APPROVED FOR ENTRY:

_____
Asst. District Attorney

_____
Defendant's Attorney

IN THE GENERAL SESSIONS COURT OF MARION COUNTY, TENNESSEE

STATE OF TENNESSEE *

Vs. * Case No. 94604

Gary Don Barnett *

Defendant

ORDER

This cause came to be heard on the 15th day of March, 2023, before Honorable Marshall A. Raines, Jr., General Sessions Judge; and the court having considered the matter set forth below hereby rules and orders as follows:

Case continued by Agreement to 4/19/23.
Both victim & Defendant present.

Enter this the 15th day of March 2023.

By: _____
JUDGE

APPROVED FOR ENTRY:

_____
Asst. District Attorney

_____
Defendant's Attorney

IN THE GENERAL SESSIONS COURT OF MARION COUNTY, TENNESSEE

STATE OF TENNESSEE *

*

Vs. * Case No. 94604

Gary Barnett, *

Defendant

ORDER

This cause came to be heard on the 19 day of April, 2023, before Honorable Marshall A. Raines, Jr., General Sessions Judge; and the court having considered the matter set forth below hereby rules and orders as follows:

Continue to 7/5/23; No contact and bond conditions to remain in effect.
If no further problems, dismissed on 7/5/23
Neither party will have to appear if no further problems have been reported.

Enter this the 19th day of April, 2023.

By: MRJ
JUDGE

APPROVED FOR ENTRY:

Asst. District Attorney

Defendant's Attorney