



STATE OF TENNESSEE
DEPARTMENT OF CORRECTION
PROBATION AND PAROLE

PROBATION VIOLATION REPORT

DATE: 04/14/2014

TO: The Honorable Judge Barry Steelman

FROM: Julia Fielding, PPO 2

PROBATIONER: Avcus Bailey

DOB: 06/29/1992

TOMIS ID: 469327

DOCKET NUMBER: 271335 Count 2;

COURT: Hamilton County Criminal Court Div. I

287039, Counts 4 and 6

SENTENCE: 271335-3 years; 287039-3 years

DATE OF PROBATION: 03/29/2013

LENGTH OF PROBATION: 3 years

OFFENSE(s): 271335 Count 2-Robbery; 287039 Count 4-False Reports; 287039 Count 6-Tampering with Evidence

TYPE OF VIOLATION: ☒ NEW ARREST ☐ NEW CONVICTION ☐ ABSCONDING
☒ TECHNICAL ☐ FOLLOW-UP

ARREST

DATE:

OFFENSE(S):

DATA:

GS# 1542998 04/10/2014

Evading Arrest

GS# 1542999 04/10/2014

Carrying a Dangerous Weapon

DISPOSITION: Pending, Court date is 04/29/2014

COURT: Hamilton County General Sessions

☒ ON BOND

PROBATIONER'S CURRENT ADDRESS: 306 S. Lovell Avenue, Chattanooga, TN 37411

☐ IN CUSTODY

INSTITUTION:

ABSCONDING DATA:

LAST KNOWN ADDRESS:

DATE MOVED WITHOUT PERMISSION:

HOW VIOLATION OCCURRED: (IDENTIFY SPECIFIC RULE VIOLATION ON BACK OF FORM)

2014 APR 14 PM 3:00 SUBMITTED BY:

Julia Fielding PPO 2 4/14/2014
Julia Fielding, PPO 2

GWEN TIDWELL, CLERK

APPROVED BY:

Veronica D. Hurd PPM 1 4/14/14
Veronica Hurd, PPM 1

PROBATION VIOLATION REPORT

RE: Aveus Bailey
TOMIS ID: 469327

PROBATION RULE VIOLATION

- ☒ 1. I will obey the laws of the United States, or any State in which I may be, as well as any municipal ordinances.
- ☒ 2. I will report all arrests, including traffic violations immediately, regardless of the outcome, to my Probation Officer.
- ☒ 3. I will not receive, own, possess, ship or transport any firearms, ammunition or illegal weapon.
- ☒ 4. I will work at a lawful occupation and support my dependants, if any, to the best of my ability.
- ☐ 5. I will inform my Probation Officer before changing my residence or employment. I will get the permission of my Probation Officer before leaving the county of my residence or the State.
- ☒ 6. I will allow my Probation Officer to visit my home, employment site, or elsewhere, will carry out all lawful instructions he or she gives; will report to my Probation Officer as instructed; will comply with mandates of the Administrative Case Review Committee, if the use of that process is approved by the Court; will comply with a referral to Resource Center programs, if available, by attending; and will submit to electric monitoring and community service, if required.
- ☒ 7. I agree to a search, without a warrant, of my person, vehicle, property, or place of residence by any Probation/Parole officer or law enforcement officer, at any time.
- ☐ 8. I will not use intoxicants (beer, whiskey, wine, etc.) of any kind to excess, or use or have in my possession narcotic drugs or marijuana. I will not enter an establishment whose prime purpose is to sell alcoholic beverages (bars, taverns, clubs, etc.). I will submit to random drug screens as directed.
- ☒ 9. I agree to pay all required fees to the Supervision and Criminal Injuries fund unless waived by appropriate authorities. Additionally, if so ordered by the court, I will pay all imposed fines and court costs.
- ☐ 10. I will observe any special conditions imposed by the Court as listed below:
- ☐ 11. I will provide a biological specimen for the purpose of DNA analysis, such specimen to be collected and forwarded by the approved agency to TBI, pursuant to TCA 40-35-321.
- ☐ 12. If convicted of an offense under TCA 39-13-703, I will abide by the Board of Probation and Parole *Sex Offender Directives*, pursuant to TCA 39-13-706.
- ☐ 13. If convicted of an offense or an attempt to commit an offense under TCA 39-13-502, 39-13-503, 39-13-504, or 39-13-522, such offense being committed on or after July 1, 1996, I shall be sentenced to and agree to abide by the provisions of Community Supervision for Life, pursuant to TCA 39-13-524.
- ☒ 14. I will not engage in any assaultive, abusive, threatening or intimidating behavior. Nor will I participate in any criminal street gang related activities as defined by TCA 40-35-121. I will not behave in a manner that poses a threat to others or myself.

PROBATION VIOLATION REPORT

RE: Aveus Bailey
TOMIS ID: 469327

HOW VIOLATION(s) OCCURRED

Rule # 1: Aveus Bailey was arrested on 04/10/2014 and charged with Evading Arrest (GS# 1542998) and Carrying a Dangerous Weapon with Intent to go Armed (GS# 1542999). These charges are pending in Hamilton County General Sessions Court and a Court date is currently scheduled for 04/29/2014. The affidavit will be submitted in an addendum once it is made available.

Rule # 2: Mr. Bailey has failed to immediately report this arrest to his supervising Officer as required.

Rule # 3: Mr. Bailey was allegedly in possession of a dangerous weapon at the time of his arrest.

Rule # 4: Mr. Bailey has failed to provide any verification of employment since being released to probation.

Rule # 6: Mr. Bailey has failed to report to the probation office since 01/08/2014.

Rule # 7: Mr. Bailey is charged with Evading Arrest, which indicates that he failed to comply with consent to search his person, property or place of residence by a law enforcement officer.

Rule # 9: Mr. Bailey currently owes \$295.99 in supervision fees.

Rule # 14: Mr. Bailey is a validated member of the Rollin 60 Crips street gang.

PROBATION VIOLATION REPORT

RE: Aveus Bailey
TOMIS ID: 469327

HISTORY OF SUPERVISION

On 03/29/2010 in Hamilton county Criminal Court Division 1, Aveus Bailey pled guilty on case 271335, Count 1 to Robbery and was sentenced to three (3) years in the Tennessee Department of Correction (TDOC) to serve. He pled guilty on Count 2 to Robbery and was sentenced to three (3) years in TDOC, suspended on three (3) years of supervised probation, consecutive to Count 1. He was granted a Judicial Release from TDOC on 08/30/2011 and began reporting to supervised probation on 09/02/2011.

On 03/26/2012 Mr. Bailey was arrested by the Chattanooga Police Department and charged with Aggravated Robbery and Theft of Property. Due to these new charges, as well as a charge of Driving on Revoked (Collegedale), failure to report the arrest and having a positive drug screen (marijuana), a violation report was filed with the Court on 03/30/2012. On 07/16/2012 the charge of Aggravated Robbery was dismissed. Mr. Bailey pled guilty on 07/16/2012 to Theft of Property (case 284280) and was sentenced to 11 months and 29 days in the County Workhouse, to serve. On that same date, the revocation on case 271335 was sustained and Mr. Bailey was ordered to serve 11 months and 29 days and that return to intensive supervised probation.

On 12/15/2012 Mr. Bailey was arrested and charged with Domestic Assault (dismissed 1/09/2013), Theft of Property (dismissed 1/09/2013), Reckless Endangerment (dismissed 9/26/2013), Reckless Driving (dismissed 9/26/2013), Evading Arrest, False Reports, Criminal Impersonation (dismissed 9/26/2013) and Tampering with or Fabricating Evidence. Due to these new charges as well as failure to provide employment verification, failure to report/absconding and failure to pay supervision fees, a violation report was filed with the Court on 05/20/2013. On 09/26/2013 Mr. Bailey pled guilty on case 287039 Count 3 to Evading Arrest and was sentenced to serve 11 months and 29 days in the County Workhouse. He pled guilty on case 287039 Count 4 to False Reports and was sentenced to two (2) years in TDOC, suspended on supervised probation for two (2) years after serving 11 months and 29 days. He pled guilty on case 287039 Count 6 to Tampering with Evidence and was sentenced to three (3) years in TDOC, suspended on supervised probation for three (3) years after serving 11 months and 29 days.

Mr. Bailey was released from custody on 12/17/2013 and reported back to probation on 12/18/2013. He reported again on 01/08/2014, however he has not reported since that date. Mr. Bailey has not provided any employment verification since being released to probation and he currently owes \$295.99 in supervision fees. Mr. Bailey is a validated member of the Rollin 60 Crips street gang. He did attend the Violence Reduction Initiative call-in on 03/20/2014 as instructed. However he did not make any contact with Officer Fielding after that meeting to schedule an appointment.

Aveus Bailey was arrested on 04/10/2014 and charged with Evading Arrest (GS# 1542998) and Carrying a Dangerous Weapon with Intent to go Armed (GS# 1542999). These charges are pending in Hamilton County General Sessions Court and a Court date is currently scheduled for 04/29/2014. Mr. Bailey has failed to immediately report this arrest to his supervising Officer as required. The affidavit will be submitted in an addendum once it is made available.

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TOMIS ID: 469327

RECOMMENDATIONS

This Officer respectfully requests this offender be brought before the Court to show just cause as to why his probation not be revoked and his sentence ordered into execution.

cc: District Attorney's Office

**INFORMATION TO ACCOMPANY PROBATION VIOLATION
WARRANT OF PROBATION VIOLATION CAPIAS**



Name: Aveus Bailey

Last Known Address: 306 S. Lovell Avenue, Chattanooga, TN 37411

Physical Description

Race: Black

Height: 6'2"

Weight: 200

Hair: Black

Eyes: Brown

Scars: Tattoos all over

Identifying Characteristics:

FBI #: ~~REDACTED~~

Driver's License #: ~~REDACTED~~

Social Security Number: ~~REDACTED~~

DOB: 06/29/1992

Sex: Male

Complexion: Dark

Comments:

For further information, or when subject is taken into custody, please notify:

Julia Fielding, PPO2
State Probation/Parole
540 McCallie Avenue, Suite 250
Chattanooga, TN 37402

(423) 634-6333 Extension 143
(423) 634-6364 Fax