

PROBATION VIOLATION REPORT

RE: Clarence Eugene Overstreet

TOMIS ID: 413254

HOW VIOLATION(S) OCCURRED:

Rule 5: Subject left the County and State of his residence on or about 8/21/08 to travel to Charlotte, North Carolina without permission from his Probation Officer.

Rule 6: Count 1: Subject failed to report for supervision as instructed on 8/5/08.

Count 2: Subject failed to report for supervision as instructed on 8/22/08.

Count 3: Subject failed to report for supervision as instructed on 9/2/08.

Count 4: Subject did not adhere to the sanction of the ACRC no more missed appointments.

Count 5: Subject failed to adhere to the instructions of the ACRC to get DNA done within 30 days of 6/10/08.

Rule 9: Subject is \$90.00 delinquent in supervision fees.

Rule 10: Subject did not pay on his restitution for 7/08, 08/08, and 9/08 as instructed (\$230 per month).

Rule 11: Subject failed to complete his DNA analysis.

HISTORY OF SUPERVISION:

Subject was convicted of 2 counts of Passing Worthless Checks (Case No. 256363) on 11/1/06 in Criminal Court, Division III and ordered to pay restitution on both counts at the rate of \$230 per month (\$11,000) until paid in full. He was sentenced to 4 years in the T.D.O.C. The Honorable Judge Don W. Poole suspended that sentence for 4 years supervised probation. Subject became a key witness in a Federal Case about 3/08. His reporting, fee payments, and restitution payments were interrupted. He made payments on 3/4/08, but did not report and pay again until 7/1/08. He was in protective custody during that period with the FBI. Subject said he was concerned for his life due to some threats. He appeared before the ACRC for missed appointments, delinquent fees, not paying his restitution and failure to complete his DNA. He was sanctioned no more missed appointments, payments by end of June, and to complete DNA within 30 days of 6/10/08. Subject failed to strictly adhere to the sanctions of the ACRC. Subject left his County and State of residence on or about 8/21/08 and traveled to Charlotte, North Carolina. He said he went there to preach a revival and could not report as instructed on or about 8/22/08. Subject said he fears for his life and does not feel comfortable in the public. He said he can not work his Funeral Business due to the publicity about the Federal Case. Subject said he desires to pay his restitution and fees, but do not have the money.

RECOMMENDATIONS:

This Officer recommends that Subject be brought back before the Court to show just cause as to why Subject's probation should not be revoked.