



Date: April 28, 2011

To: John McDonough
City Manger

From: Terry Sult
Chief of Police

Subject: State and Federal Seized Funds

Under Georgia State Law the Sandy Springs Police Department is required to submit an annual report to the local governing authority regarding state drug forfeiture funds. This requirement was recently brought to the City's attention and in the spirit of complete transparency also included in this report is a report on federal forfeiture funds awarded to the SSPD. A cautionary letter sent to all law enforcement agency chief officers by the U.S. Attorney for the Northern District of Georgia regarding restrictions placed on use of federal forfeiture funds is also attached for review. It has always been the policy of the CoSS that all state and federal forfeiture funds be approved through normal Finance Department and City Manager oversight as with all other city and department expenditures.

The Sandy Springs Police Department maintains three separate bank accounts for managing all seizure for the department. Attached is a consolidated summary of each account since January 1, 2008 through April 25, 2011 of all purchases made utilizing State and Federal Seized Funds. The three accounts include the State Restricted (Bank Code 12), the State Unrestricted (Bank Code 13) and the Federal Unrestricted (Bank Code 5).

The State Restricted account (Bank Code 12) is the holding account when seizures first occur, funds are deposited into this account. This is also the account utilized to write the checks to the governing body that has jurisdiction for the seizure to cover processing fees and advertising. As of March 31, 2011 the total Restricted seized funds awaiting adjudication in order to be transfer into the Unrestricted account is \$166,427.45.

The State Unrestricted account (Bank Code 13) is the account where funds are transferred to once the case has been adjudicated and becomes available for department use. As of March 31, 2011 the total State seized funds available to the department is \$123,167.04.

The Federal Unrestricted account (Bank Code 5) only receives wire transfers from the federal government of seized funds. As of March 31, 2011 the total Federal Seized funds available to the department is \$178,612.22.

2008 and 2009 State Seizures

Total Money Seized		\$87,276.00			
Date	Case #	Money Seized	Property Seized		Notes
12-4-08	2008-017044		2003 HONDA ODYSSEY, 2004 GMC ENVOY/\$8762.00		POSSIBLY REC. ADDITIONAL \$10,000 FROM FBI
12/16/2008	2008-017659	\$5,621.00	Ruben Gomez		Awarded
12/22/2008	2008-017498			\$18,900	HIDTA FILING SEIZURE FOR SSPD
12/29/2008	2008-018187	\$718.00	SAFE, 2 TVS, 2 SEC. CAMERAS, 2 SCALES MONITOR/Carter		Awarded
12/30/2008	2008-018252		2004 ACURA TL		Awarded
1/7/2009	2009-000219	\$5,831.00	Gomez		Awarded
1/9/2009	2009-000438	\$20,000.00	2002 NISSAN FRONTIER		Awarded
1/14/2009	2009-000620	\$141.00	PS3, PSP,LG TV/Hamilton		Awarded
1/15/2009	2009-000678	\$471.00	marschalk		marschalk
1/23/2009	2009-001019	\$3,985.00	Sanchez		Awarded
1/23/2009	2009-001167	\$1,586.00	Morales		Awarded
1/28/2009	2009-001287		2005 NISSAN SENTRA, 2000 FORD FOCUS, 1999 CHEVY S-10		Awarded/Evans has paperwork
1/26/2009	2009-001185	\$797.00	Rutledge		Awarded
2/1/2009	2009-001440		3 TV'S, 14 LEATHER CHAIRS/marschalk		released to owner
2/10/2009	2009-001856	\$3,005.00	Mackendie		
2/12/2009	2009-001960	\$2,320.00	Willie Parks		
2/12/2009	2009-001958	\$5,397.00	Borjas, Rodriguez		
2/18/2009	2009-002214	\$1,619.00	501 Summerset lane		
2/23/2009	2009-001322	\$1,403.00	Lavell Hallums/Ondra Lee		Awarded
2/23/2009	2009-002387	\$1,546.00	Robert Lee		Awarded
3/5/2009	2009-002874	\$2,867.00	Mackendie		Awarded
4/15/2009	2009-004648	\$1,556.00	Oquendo		Awarded
4/15/2009	2009-004703	\$0.00	\$2019.00/Julia Maldonado		released to owner
5/14/2009	2009-006140	\$1,542.00	James Williams		Awarded
7/13/2009	2009-008969	\$1,100.00	Mark Tyson		Awarded
7/10/2009	2009-008836	\$1,764.00	Terry Hicks		Awarded
7/16/2009	2009-009127	\$700.00	Quentin Pressley		Awarded
7/22/2009	2009-009295	\$5,321.00	Michael Rutledge		Awarded
8/3/2009	2009-009984	\$863.00	Wildart Deverson		Awarded
8/14/2009	2009-010475	\$6,776.00	Kevell Ross.		Awarded
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9/9/2009	2009-012026	\$1,066.00	GUZMAN \$460.00, SANDOVAL \$606.00		Awarded
9/28/2009	2009-013353	\$3,080.00	Delmar Hernandez		Awarded
10/20/2009	2009-014401	\$707.00	Herman Ellsberry		Awarded
11/5/2009	2009-015201	\$1,249.00	Alfredo Mclean		Awarded
12/11/2009	2009-016872	\$694.00	32" LCD TV		Awarded
12/19/2009	2009-017326	\$2,391.00	Corey Graham		Awarded
12/23/2009	2009-017548	\$1,160.00	Evans Outler		Awarded

2010 State Seizures

Total Money Seized \$63,278.00

Date	Case #	Money Seized	Property Seized	Notes
01/08/10	2010-000371	\$21,850.00	(2) H&K Handguns, (1) 2000 BMW 323i	Phillip Laughlin etc/ grow house/Awarded
1/15/2010	2010-000675	\$1,284.00	(1) 2001 Lexus IS300, (1) 2000 Ford Exped, (1) 1999 Mits Eclipse	Awarded
2/12/2010	2010-001918		(2) Flat Screen TVs	Andre Davis/Awarded
2/23/2010	2010-002418		1999 Chevy Tahoe	Kinneth Devrick/Awarded
3/3/2010	2010-002816	\$520.00		Cindia Denis/Awarded
3/3/2010	2010-002807	\$3,127.00		Ryan Lynch/Awarded
3/18/2010	2010-003514	\$3,000.00	Phillps TV, Dell Laptop, Hard drive	Daniel Pierre/Awarded
3/18/2010	2010-003514	\$830.00	Sharp TV, XBOX	Javon Wilson/Awarded
3/29/2010	2010-004042	\$1,010.00	2001 Chevy Tahoe	Sameer Banjee/Awarded
3/31/2010	2010-004130		1999 Chevy Camaro	Charles Gay/Awarded
3/31/2010	2010-004130	\$502.00		John Smilak/Awarded
5/12/2010	2010-006178	\$2,700.00		Ignacio Valentin Flores/Awarded
5/24/2010	2010-006775	\$1,975.00		Jesus Benitez-Gutierrez/Awarded
7/6/2010	2010-008804	\$2,300.00		Lori Anderson/Awarded
7/9/2010	2010-008996	\$575.00		Julio Espinosa-Castro/Awarded
8/4/2010	2010-010161	\$2,099.00		Sean Corbett/Awarded
8/11/2010	2010-010515	\$3,499.00		Nicole Mojica, Juan Estrada-Valdez/Awarded
9/2/2010	2010-011587		ZEN Scooter & 2 Helmets	Mateo Hernandez-Sandoval/Awarded
8/30/2010	2010-011442		HAIER TV	Lee Jones/Awarded
9/23/2010	2010-012528	\$4,314.00	(4) flat screen tvs	Saul Guzman and Olga Bandala/Awarded
9/29/2010	2010-012847	\$474.00	(1) flat screen tv, (1) Sony PS3 system, (1) Sony Surround System	Gregory Davis/Awarded
9/30/2010	2010-012897	\$277.00	1998 Honda Civic	Michael Guerrero/Awarded
10/15/2010	2010-013570	\$1,000.00		Alex Brause/Awarded
11/18/2010	2010-015232	\$1,460.00		David Ellis, Jennifer Foster/Awarded
12/3/2010	2010-015919	\$694.00	Springfield 40cal Semi-auto handgun	Muhammad Hasan/Awarded
12/3/2010	2010-015929		1998 Chevy Blazer	Crystal Zimmerman/SSPD Declined to File
12/17/2010	2010-016644	\$1,461.00		Dylan Pugh
12/24/2010	2010-016909	\$8,327.00	(2) Flatscreen TVS, PS3 Game Syste, XBOX Game System	Detrick Scott and Timothy Scott

2011 State Seizures

Total Money Seized \$13,745.00

Seizure #	Date	Case #	Money Seized	Property Seized	Notes
1	01/07/11	2011-000247		1992 Mercedes 300E (Approx value \$4820.00)	James Steiner/SSPD declined to file on it.
2	1/7/2011	2011-000329	\$948.00		Sheree Strickland
3	1/27/2011	2011-001106	\$1,602.00	(1) Flatscreen TV	Ospisio Cruz-Alvarado
4	2/1/2011	2011-001301	\$619.00		Reginald Thomas
5	2/17/2011	2011-001994	\$1,526.00		Darius Gordon
6	2/21/2011	2011-002165	\$2,188.00		Simeon Tucker
7	3/8/2011	2011-002807	\$3,846.00		Jimmy Pitts and Lovetta Smiley
8	3/10/2011	2011-002905		1998 Toyota Avalon (Approx value \$2715.00)	Tyson Anderson/SSPD Declined to File on it
9	3/18/2011	2011-003268	\$1,894.00		Christopher and Melissa Hawthorne
10	4/1/2011	2011-003879	\$1,122.00		Shaneka Ellis
11	3/25/2011	2011-003566		\$11,390 Seized-ICE-Federal	M. Torres/A. Perez-Garcia/J. Perez-Pena
12	4/13/2011	2011-004417		\$778,988.00 Seized-ICE Federal, Niss Murano, Niss Quest Jeep Grand Cherokee, Acura MDX, Lexus ES350 Cadillac Escalade, Lexus ES300, Honda Odyssey	Olegario Pineda-Palacios, Edgar Palacios-Pineda
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