

CHEROKEE COUNTY

STATE OF GEORGIA

INTERIM GRAND JURY PRESENTMENT

**TO: The Honorable N. Jackson Harris
Chief Judge, Superior Court
Cherokee County, Georgia**

**The Honorable Ellen McElyea
Judge, Superior Court
Cherokee County, Georgia**

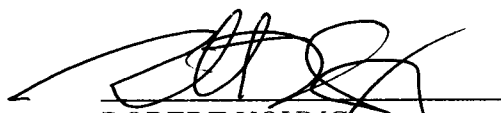
**The Honorable David L. Cannon Jr.
Judge, Superior Court
Cherokee County, Georgia**

We, the members of the September 2018 Grand Jury, chosen and sworn to serve the September 2018 Term of the Superior Court of Cherokee County, hereby appoint Robert Rugg and Helmut Baxter to serve on the Cherokee County Board of Equalization beginning January 1, 2019, and running through December 31, 2021.

We, the members of the September 2018 Term Grand Jury, received a complaint from the Clerk of Superior Court on September 11, 2018, that was filed by Lee Wynn alleging Board of Equalization (BOE) member Ben Cunningham could not be fair and impartial since he was a personal friend of Chief Tax Appraiser, Steve Swindell. We, the Grand Jury, interviewed the complainant and the Clerk of Superior Court and discovered that Ben Cunningham was appointed to serve on the BOE by the September 2017 Term Grand Jury, he has just recently finished his required training, but he has not yet sat on any appeal hearings.

After conducting an investigation, we, the Grand Jury, find there is insufficient evidence that BOE member Ben Cunningham is technically incompetent, has violated any state law or regulation, or has acted rude or unprofessionally toward any member of the public. Therefore, we, the Grand Jury, recommend that Ben Cunningham immediately be allowed to participate in appeals hearings.

Respectfully submitted this ____ day of _____, 2018.


ROBERT YOUNG
GRAND JURY FOREMAN

Presented to the Court on November 14, 2018

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ORDER

It is ordered that the within and foregoing Interim Grand Jury Presentment having been read and considered, the same be filed. *The Court notes the presentment is undated but presented to the Court on November 14, 2018*

It is further ordered that a copy of the Interim Grand Jury Presentment along with a copy of this Order be sent to the Cherokee Tribune for publication and the usual fees paid thereon. *Ja*

This the 14 day of Nov, 2018.



Judge, Superior Court
Blue Ridge Judicial Circuit