

Monroe A. Miller Jr.
19 Big Spruce Lane
Waynesville, NC 28786
November 22, 2014

Subject: County Manager knowingly providing false or misleading Public Bonding Information.

Upon resurfacing from a closed meeting session at the last county commission meeting on November 17, 2014, commissioners announced among other things, in the form of motions, that:

“A third motion set the bond that will be required for Matthews before he can assume his new duties at \$410,000, the same amount as that of the county finance officer Julie Davis. Francis is currently bonded for \$100,000.”

[re: Hit Piece written by Vicki Hyatt on November 18, 2014,

<http://themountaineer.villagesoup.com/p/tax-collector-issue-plays-out-before-a-packed-house/1270949#1272667>].

What the [Expletive Deleted]?

When was Julie Davis’ bond ever changed from \$50,000 to \$410,000? The first public evidence of this was in the very same Hit Piece by Vicki Hyatt. It is buried, but if you click under the second photo depicting David Francis with a [expletive deleted] - eating smile (the same expression he gave me when he assaulted me [re: <http://haywoodtp.net/pubII/141109FrancisAssault.pdf>], where it says “View More...”, the last photo is a barely readable copy of a letter from Maryann Dark, from Marsh & McLennan Companies, dated October 30, 2012, indicating Julie Davis had her bond changed from \$50,000 to \$410,000.

- Why was Julie Davis’ bond changed from \$50K to \$410K?
- Why was this never made public information until it came out in Vicki Hyatt’s Hit Piece?
- Why did the commissioners arbitrarily and capriciously reset Mike Mathews bond to Julie Davis new value, instead of what had been previously set for David Francis?

You know, I have a theory about why the bond level was changed.

This is about the time that Julie Davis was cooking the books and falsifying PPA values for the Haywood County Schools Funding Formula. Perhaps MaryAnn Dark found out about this before anyone else did and reset the bond level. Haywood County Schools, your fortunes may have changed. You might have come across a wind-fall! I recommend that you tap into Julie Davis’ bond and capture \$410,000 to partially compensate for the \$15 MILLION she denied access to the Haywood County School System -

[re: <http://haywoodtp.net/pubII/140812FundingFormulaSpreadsheets.pdf> , and <http://haywoodtp.net/pubII/140812Tutorial.pdf>]

The following pages are dialog with our County Manager regarding the Julie Davis Bond Fiasco and the difficulty in obtaining what should be a simple Request for Public Information.

Monroe A. Miller Jr.
Haywood County Taxpayer

Subject: Julie Davis Bond Amount
Date: Tue, 18 Nov 2014 17:06:50 -0500
From: Monroe Miller

To: Ira Dove <idove@haywoodnc.net>, Julie Davis <jhdavis@haywoodnc.net>, Mark Swanger <markswanger@bellsouth.net>, Bill Upton <billupton@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>, KIRK KIRKPATRICK <kirk@jwklaw.net>, KEVIN ENSLEY <lakensley@bellsouth.net>, Leon Killian <chip.killian@nelsonmullins.com>, Chip Killian <CKillian@haywoodnc.net>
CC: Candace Way <ecway@haywoodnc.net>, Mike Mathews, Vicki Hyatt <vhyatt@themountaineer.com>, Jonathan Key <jkey@themountaineer.com>, Jessi Stone <jstone@themountaineer.com>, Becky Johnson <becky@smokymountainnews.com>, Greg Boothroyd <ads@smokymountainnews.com>

Mr. Dove,

Why were we (Terry Ramey and I) never told about this letter when we inquired about bond amounts last month?



<http://themountaineer.villagesoup.com/p/tax-collector-issue-plays-out-before-a-packed-house/1270949#>

Monroe Miller

Subject: Re: Julie Davis Bond Amount - Request for Public Information

Date: Thu, 20 Nov 2014 15:00:56 -0500

From: Monroe Miller

To: Ira Dove <idove@haywoodnc.net>, Julie Davis <jhdavis@haywoodnc.net>, Mark Swanger <markswanger@bellsouth.net>, Bill Upton <billupton@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>, KIRK KIRKPATRICK <kirk@jwklaw.net>, KEVIN ENSLEY <lakensley@bellsouth.net>, Leon Killian <chip.killian@nelsonmullins.com>, Chip Killian <CKillian@haywoodnc.net>
CC: Candace Way <ecway@haywoodnc.net>, Mike Mathews, Vicki Hyatt <vhyatt@themountaineer.com>, Jonathan Key <jkey@themountaineer.com>, Jessi Stone <jstone@themountaineer.com>, Becky Johnson <becky@smokymountainnews.com>, Greg Boothroyd <ads@smokymountainnews.com>

Mr. Dove and Ms. Way,

First, I would like to request as public information, a clean copy of this letter from Marsh to Julie Davis Dated October 30, 2013.

Second, I would like to know why Art Patten and Terry Ramey, who requested the current bonding information on Francis and Julie Davis only about 4 weeks ago were handed the Ohio Casualty document

(currently posted on - <http://haywoodtp.net/pubII/141118MathewsBond.pdf>)

indicating Julie Davis had a \$50,000 bond. This document, supplied to Terry in a tan envelop marked "Art", was knowingly false. I would like to know why you two supplied knowingly false information. And to have this document surface in a Vicki Hyatt Hit Piece as one of the "View More Pictures" takes the cake.

I expect some licenses could be in jeopardy unless I get some straight answers really fast (i.e. Bar License, Clerk License).

Monroe Miller

Subject: RE: Julie Davis Bond Amount - Request for Public Information
Date: Fri, 21 Nov 2014 13:50:31 +0000
From: Ira Dove <IDove@haywoodnc.net>
To: Monroe Miller, Julie Davis <jhdavis@haywoodnc.net>, "Mark S. Swanger" <markswanger@bellsouth.net>, "Bill L. Upton" <billupton@bellsouth.net>, "Michael T. Sorrells" <sorrells@cbvnol.com>, "J W. Kirkpatrick" <kirk@jwklaw.net>, "L. Kevin. Ensley" <lakensley@bellsouth.net>, Leon Chip Killian <chip.killian@nelsonmullins.com>, Chip Killian <CKillian@haywoodnc.net>
CC: Candace Way <ecway@haywoodnc.net>, Mike Mathews, Vicki Hyatt <vhyatt@themountaineer.com>, Jonathan Key <jkey@themountaineer.com>, Jessi Stone <jstone@themountaineer.com>, "Becky Johnson" <becky@smokymountainnews.com>, Greg Boothroyd <ads@smokymountainnews.com>

Mr. Miller,

Attached please find the record that you requested. It is not my practice to discuss the specifics of the business of one citizen with another. That stated, by copying the press with your request, you have made this public. Prior to November 18, 2014, **Ms. Way did answer requests for records regarding the Tax Collector's bond with such information as she had.** Neither Ms. Way nor I recall answering a request for records related to the Finance Officer's bond. If we failed to answer a request for such records, the omission was unintentional. If anyone has such an outstanding request, that person can contact us and we will provide such records as we have.

Thank you for bringing this matter to our attention.

Ira Dove
County Manager
Haywood County Government
215 N. Main St.
Waynesville, North Carolina 28786
(828) 452-6625 office
(828) 452-6715 FAX
idove@haywoodnc.net

Pursuant to North Carolina General Statutes Chapter 132, Public Records, this electronic mail message and any attachments hereto, as well as any electronic mail message(s) sent in response to it, may be considered public record and as such are subject to request and review by anyone at any time.

[**Editors Note:** Bold/underline, inserted above for emphasis, did not appear in original e-mail].



NOV 21 2014

Maryann Dark
Assistant Vice President

Marsh USA Inc.
100 North Tryon Street
Suite 3200
Charlotte, NC 28202
704 374 8353
Maryann.Dark@Marsh.com
www.marsh.com

October 30, 2012

FEDERAL EXPRESS

Ms. Julie Davis
County of Haywood
215 N. Main Street
Waynesville, NC 28786

Subject:

**Rider 002 on Position to Public Official Position Schedule Bond
Insured: County of Haywood
The Ohio Casualty Insurance Co., Bond No. 3 922 663**

Dear Julie:

Please find enclosed our original Rider that amends the captioned surety bond as follows:

· INCREASES

- Finance Director (Julie H. Davis) from \$50,000 to \$410,000

These changes will become effective October 31, 2011.

This rider should be attached to the original bond dated August 15, 2006.

The additional premium due for this change under the Public Official Position Schedule Bond is \$839. Of this amount, we will receive 30% from the surety carrier as our compensation. Your remittance of this invoice constitutes your agreement to our compensation. The new annual premium for the County's bond, beginning with the July 2013 renewal, will be \$1,835.

Marsh & McLennan Companies, Inc. and its subsidiaries own equity interests in certain insurers and have contractual arrangements with certain insurers and wholesale brokers. Information regarding such interests and contracts is available at <http://global.marsh.com/about/Transparency.php>.

After your review, should you have any questions, please feel free to contact me. Thank you for allowing Marsh to service your surety needs.

Best regards,

Maryann Dark
Surety Department

Vad.us.mrshmc.com/us_user/scit/mdark/wordletters/endorsement letter for po.doc

LEADERSHIP, KNOWLEDGE, SOLUTIONS...WORLDWIDE.



Subject: Re: Julie Davis Bond Amount - Request for Public Information

Date: Fri, 21 Nov 2014 09:25:47 -0500

From: Monroe Miller

To: Ira Dove <IDove@haywoodnc.net>, Julie Davis <jhdavis@haywoodnc.net>, "Mark S. Swanger" <markswanger@bellsouth.net>, "Bill L. Upton" <billupton@bellsouth.net>, "Michael T. Sorrells" <sorrells@cbvnl.com>, "J W. Kirkpatrick" <kirk@jwklaw.net>, "L. Kevin. Ensley" <lakensley@bellsouth.net>, Leon Chip Killian <chip.killian@nelsonmullins.com>, Chip Killian <CKillian@haywoodnc.net>
CC: Candace Way <ecway@haywoodnc.net>, Mike Mathews, Vicki Hyatt <vhyatt@themountaineer.com>, Jonathan Key <jkey@themountaineer.com>, Jessi Stone <jstone@themountaineer.com>, Becky Johnson <becky@smokymountainnews.com>, Greg Boothroyd <ads@smokymountainnews.com>

Mr. Dove and Ms. Way,

Thank you for providing a clean copy of Julie Davis' Bond increase so quickly. It is already on my website, www.haywoodtp.net .

You made this public when you (or someone within the county, should have been you) provided this document to Vicki Hyatt so she could splash it in her Hit Piece <http://themountaineer.villagesoup.com/p/tax-collector-issue-plays-out-before-a-packed-house/1270949#>

Based on what was said after commissioners returned from the secret closed session at the last county commission meeting (verbal exchange between Terry Ramey and Michael Sorrells), it is not even clear that commissioners knew of the existence of this document.

You know, cover-ups never really work - just saying...

Monroe Miller

Subject: Re: Julie Davis Bond Amount - Request for Public Information

Date: Fri, 21 Nov 2014 09:51:08 -0500

From: Monroe Miller

To: Ira Dove <IDove@haywoodnc.net>, Julie Davis <jhdavis@haywoodnc.net>, "Mark S. Swanger" <markswanger@bellsouth.net>, "Bill L. Upton" <billupton@bellsouth.net>, "Michael T. Sorrells" <sorrells@cbvnol.com>, "J W. Kirkpatrick" <kirk@jwklaw.net>, "L. Kevin. Ensley" <lakensley@bellsouth.net>, Leon Chip Killian <chip.killian@nelsonmullins.com>, Chip Killian <CKillian@haywoodnc.net>
CC: Candace Way <ecway@haywoodnc.net>, Mike Mathews, Vicki Hyatt <vhyatt@themountaineer.com>, Jonathan Key <jkey@themountaineer.com>, Jessi Stone <jstone@themountaineer.com>, Becky Johnson <becky@smokymountainnews.com>, Greg Boothroyd <ads@smokymountainnews.com>

Mr. Dove and Ms. Way,

Please take a look at the letter you just sent to me... About half way down the letter, it states:

"This rider should be attached to the original bond dated August 15, 2006".

You and Ms. Way provided Terry Ramey with the original bond dated August 15, 2006, but failed to include the rider, i.e., you and Ms. Way were knowingly providing Terry Ramey with false or incomplete information, whether or not they had specifically asked for Julie Davis' bond amount.

By the way, was this increase in premium ever approved during an open County Commission Meeting by the commissioners? Or did Julie Davis just pencil whip a new check out and keep this rider in her desk?

Monroe Miller

Subject: Re: Julie Davis Bond Amount - Request for Public Information

Date: Sat, 22 Nov 2014 06:20:20 -0500

From: Monroe Miller

To: Maryann Dark <maryann.dark@marsh.com>

CC: Ira Dove <IDove@haywoodnc.net>, Julie Davis <jhdavis@haywoodnc.net>, Mark S. Swanger <markswanger@bellsouth.net>, Bill L. Upton <billupton@bellsouth.net>, Michael T. Sorrells <sorrells@cbvno1.com>, J W. Kirkpatrick <kirk@jwklaw.net>, L. Kevin. Ensley <lakensley@bellsouth.net>, Leon Chip Killian <chip.killian@nelsonmullins.com>, Chip Killian <CKillian@haywoodnc.net>, Candace Way <ecway@haywoodnc.net>, Mike Mathews, Vicki Hyatt <vhyatt@themountaineer.com>, Jonathan Key <jkey@themountaineer.com>, Jessi Stone <jstone@themountaineer.com>, Becky Johnson <becky@smokymountainnews.com>, Greg Boothroyd <ads@smokymountainnews.com>, Jonnie Cure <jcubed41@gmail.com>

FYI.

[**Editors Note:** Forwarded this mess to Maryann Dark, author of the now infamous change of Bond Letter advising Julie Davis of her bond change, to let her know how things happen here in Haywood County.]