

Monroe A. Miller Jr.
19 Big Spruce Lane
Waynesville, NC 28786
November 24, 2014

Subject: Request for Public Information - Pat Smather's overdue taxes.

The following one-way dialog with David Francis, Tax Collector / Tax Administrator / Whatever, should have been a simple Request for Public Information. But no, Francis gets away with practically murder, and all commissioners do is reward this guy for bad behavior.



Photo courtesy of Vicki Hyatt, Mountaineer

The following set of e-mails requests an accounting of lawyer Pat Smather's past due taxes with the county. I had seen previously, in one of the Mountaineers listings of past due accounts, that Pat Smather's was on that list. Why, I asked myself? Then, it was brought to my attention that he currently owes about \$80,000 in back taxes to Haywood County. That is a lot more than what Terry Ramey had owed, yet Francis went after Ramey with a vengeance.

See: [UPDATE - Color! Anatomy of a Foreclosure. This is how it works in Haywood County courtesy of June Ray. Case files: 12SP441, 12CV1396, 13SP252. FLOW DIAGRAM, Sheet 1/7. \(See Toeprint Vol. 5, Issue 4\). 4/29/2014...](#)

or

<http://haywoodtp.net/pubII/140429FlowDiagram1of6.PDF>

Francis again sticks his fingers in the eyes of Haywood County Taxpayers, and what do the commissioners do? Reward his behavior with keeping his salary at \$78K for the next three months!

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

Read and enjoy. It is your tax money.

Monroe A. Miller Jr.
Haywood County Taxpayer

Subject: Request for Public Information - Pat Smathers overdue taxes
Date: Thu, 30 Oct 2014 17:38:48 -0400
From: Monroe Miller
To: David Francis <dbfrancis@haywoodnc.net>, Ira Dove <idove@haywoodnc.net>
CC: Candace Way <ecway@haywoodnc.net>, June Ray <June.L.Ray@nccourts.org>, Sam Hyde <samuel.p.hyde@nccourts.org>, PAT SMATHERS <pat@smatherslaw.com>, KEVIN ENSLEY <lakensley@bellsouth.net>, Jonnie Cure <jcubed41@gmail.com>, James Robertson <taxcollector@townofwaynesville.org>, Marcy Onieal <manager@townofwaynesville.org>, Mike Mathews

Mr. Francis,

I would like an accounting of overdue taxes (any and all) that are due to Haywood County by lawyer Pat Smathers. It was brought to my attention that this guy owes about \$80K in overdue taxes.

I would like to see the accounting of how long he has owed these taxes, i.e., how much each year for the past ten (10) years, and what penalties, if any, he has been accruing.

Additionally, since you are so quick to foreclose on Haywood County citizens for overdue taxes, I would like an accounting of what properties are involved in these overdue taxes, and why you have not instituted foreclosure proceedings. I'll bet he has some plum properties.

As a point of information, this guy is a lawyer for both Haywood Community College and the Haywood County School System. Have you thought of garnishing his income? Check with James Robertson and Marcy O'Nieal on how to do that.

Thanks,

Monroe Miller

p.s. Special Note to Kevin Ensley - Why don't you pick on this guy for not paying his taxes next time he comes before you at a county commission meeting, like you did with Jonnie Cure.

p.p.s. Please acknowledge this Request for Public Information

[**Editors Note:** Notice, this was sent to Francis before the election.]

Subject: Re: Request for Public Information - Pat Smathers overdue taxes
Date: Thu, 06 Nov 2014 07:31:21 -0500
From: Monroe Miller
To: David Francis <dbfrancis@haywoodnc.net>, Ira Dove <idove@haywoodnc.net>
CC: Candace Way <ecway@haywoodnc.net>, June Ray <June.L.Ray@nccourts.org>, Sam Hyde
<samuel.p.hyde@nccourts.org>, PAT SMATHERS <pat@smatherslaw.com>, KEVIN ENSLEY
<lakensley@bellsouth.net>, Jonnie Cure <jcubed41@gmail.com>, James Robertson
<taxcollector@townofwaynesville.org>, Marcy Onieal
<manager@townofwaynesville.org>, Mike Mathews, Mark Swanger
<markswanger@bellsouth.net>, KIRK KIRKPATRICK <kirk@jwklaw.net>, Bill Upton
<billupton@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>

Mr. Dove,

I seem to be having yet another little problem with this guy Francis, not acknowledging my request for public information. The next time you see him wandering aimlessly in the hallway, can you kick him in the [expletive deleted] for me to remind him to get on this?

Thank you,

Monroe Miller

Subject: Re: Request for Public Information - Pat Smathers overdue taxes
Date: Fri, 14 Nov 2014 11:51:38 -0500
From: Monroe Miller
To: David Francis <dbfrancis@haywoodnc.net>, Ira Dove <idove@haywoodnc.net>
CC: Candace Way <ecway@haywoodnc.net>, June Ray <June.L.Ray@nccourts.org>, Sam Hyde <samuel.p.hyde@nccourts.org>, PAT SMATHERS <pat@smatherslaw.com>, KEVIN ENSLEY <lakensley@bellsouth.net>, Jonnie Cure <jcubed41@gmail.com>, James Robertson <taxcollector@townofwaynesville.org>, Marcy Onieal <manager@townofwaynesville.org>, Mike Mathews, Mark Swanger <markswanger@bellsouth.net>, KIRK KIRKPATRICK <kirk@jwkllaw.net>, Bill Upton <billupton@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>

Say Mr. Francis,

I know you are busy jockeying around trying to position yourself for a job of Tax Administrator, but could you take a couple of minutes and address my Request for Public Information?

Monroe Miller

Subject: Re: Request for Public Information - Pat Smathers overdue taxes
Date: Thu, 20 Nov 2014 15:42:20 -0500
From: Monroe Miller
To: David Francis <dbfrancis@haywoodnc.net>, Ira Dove <idove@haywoodnc.net>
CC: Candace Way <ecway@haywoodnc.net>, June Ray <June.L.Ray@nccourts.org>, Sam Hyde
<samuel.p.hyde@nccourts.org>, PAT SMATHERS <pat@smatherslaw.com>, KEVIN ENSLEY
<lakensley@bellsouth.net>, Jonnie Cure <jcubed41@gmail.com>, James Robertson
<taxcollector@townofwaynesville.org>, Marcy Onieal
<manager@townofwaynesville.org>, Mike Mathews, Mark Swanger
<markswanger@bellsouth.net>, KIRK KIRKPATRICK <kirk@jwklaw.net>, Bill Upton
<billupton@bellsouth.net>, Michael Sorrells <sorrells@cbvnol.com>, Roy Cooper
<OpenGov@ncdoj.gov>

Mr. Francis,

If you are not too busy shredding papers, can you please acknowledge this request for information?

Monroe Miller

[**Editors Note:** No response as of this date, November 24, 2014].