

Monroe A. Miller, Jr.  
2200 Camp Branch Road  
Waynesville, NC 28786  
August 26, 2022

**Subject: Rick Marvin, Peer Support Specialist, violating NCGS §14-277 (e)?**

**Rick Marvin**, who portrayed himself as an employee of the Haywood County Sheriff's Department, may have run afoul of N.C.G.S. §14-277, **Impersonation of a law-enforcement or other public officer**.

Let's go back a little and refresh ourselves about **Rick Marvin**. Starting with (on [www.haywoodtp.net](http://www.haywoodtp.net))

[Rick Marvin \(and CJ Deering\), who are they, and how are they related to Nicole Kott and the Helping Hands of Haywood? 4/6/2022...](http://www.haywoodtp.net/pubII/220406RickMarvin-HR-Records.pdf)

<https://www.haywoodtp.net/pubII/220406RickMarvin-HR-Records.pdf>

From that article:

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“The Town of Waynesville has sent out an agenda for the next Town of Waynesville Board of Aldermen Regular Meeting, to be held at the Town Hall, Monday, 3/22/2022 at 6:00 pm. See the agenda on [www.haywoodtp.net](http://www.haywoodtp.net) :

<https://www.haywoodtp.net/pubII/220319-22-Mar-22-Item-1a-Agenda-BoA-full-min.pdf>

I direct your attention to Item 14 in the agenda, under New Business:

G. New Business

14. Helping Hands of Haywood Second ARP Installment

Motion: To approve the third installment of American Recovery Plan funding to Helping Hands of Haywood for the sole purpose of providing temporary housing to individuals experiencing homelessness in the amount of \$8,750.

**Nicole Kott** supplied the Town with another pile of useless information, attached after this piece. ...”

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In that pile of useless information attached to that agenda item were three (3) testimonies extolling the virtues of Helping Hands of Haywood. They were from:

- Sheriff Greg Christopher, Haywood County Sheriff's Department,
- Rick Marvin, Haywood County Sheriff's Department,
- Jamie Pendergrass, Peer Support Specialist, Meridian Behavioral Health Services.

I can understand the letter from Greg Christopher, but who the [expletive deleted] is Rick Marvin?

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Here is the letter **Rick Marvin** had included in the Town of Waynesville agenda packet.

MAR 19 2022

Haywood County Sheriff's Department  
1620 Brown Ave  
Waynesville, NC 28786  
828 356 2947 office  
828 550 2095 cell  
[Rmarvin64@gmail.com](mailto:Rmarvin64@gmail.com)

Rick Marvin CAC, CADAC II, ICADC II, NCCPSS  
Addiction Counselor / Peer Support  
Haywood County Sheriff's Department

January 5, 2022

To whom it may concern:

My name is Rick Marvin and I am the Addiction Counselor here at the Haywood County Detention Center. My focus and job here is to ensure all inmates who require and ask for addiction services, housing, and or mental health support, can and will receive it post release.

We have aligned ourselves with community support agencies and programs who can help us meet these post release goals and needs.

Helping Hands is now one of our partners and supporting programs to help these inmates fulfill needs upon their release. They are a vital support for inmates who are homeless and need assistance as soon as they are released.

If you have any questions or concerns, you can contact me at the number above.

Thanks,

Rick Marvin

WTF?

That prompted a Request for Public Information to Kathi McClure, then head of Haywood County HR.

Subject: Request for Public Information - Rick Marvin

Date: Sat, 2 Apr 2022 09:03:57 -0400

From: Monroe Miller

To: Kathi McClure <kathi.mcclure@haywoodcountync.gov>

CC: Sheriff Greg Christopher <Greg.Christopher@haywoodcountync.gov>, Rick Marvin <rmarvin64@gmail.com>

Ms. McClure,

This is a Request for Public Information about a Rick Marvin, who states that he is an employee of the Haywood County Sheriff's Department. See the attachment, which is a letter that he wrote "To whom it may concern", using the Sheriff's Departments address. This letter appeared as part of the Agenda Package for a Town of Waynesville Aldermen meeting, Item 14. See the link on my website, [www.haywoodtp.net](http://www.haywoodtp.net):

CONFIDENTIAL! Nicole Kott, of Helping Hands of Haywood, is about to get another \$8,750, courtesy of Gary Caldwell, Mayor of the Town of Waynesville. Nicole Kott still hiding her receipts, declaring them as CONFIDENTIAL. 3/19/2022...

Please provide the following information:

Is this person employed by Haywood County?

If so, what is his beginning and current salary, title, date of employment, his job title?

Is this individual a "Navigator" or "Thru Care" employee?

If this person is not an employee of Haywood County,

Who gave him authority to claim he is part of / represents the Haywood County Sheriff's Department?

Thank you.

Monroe A. Miller, Jr.

Haywood County Taxpayer

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Subject: RE: Request for Public Information - Rick Marvin

Date: Mon, 4 Apr 2022 11:53:50 +0000

From: Kathi McClure <kathi.mcclure@haywoodcountync.gov>

To: Monroe Miller

CC: Sheriff Greg Christopher <Greg.Christopher@haywoodcountync.gov>, Rick Marvin <rmarvin64@gmail.com>, Bryant Morehead <Bryant.Morehead@haywoodcountync.gov>, Tracy Wells <Tracy.Wells@haywoodcountync.gov>

Mr. Miller,

Good morning. I hope you are doing well. According to our current records, Mr. Marvin is not an employee of Haywood County and is not listed in our systems.

Best regards,

Kathi

Kathi McClure, PHR, SHRM-CP

Haywood County Human Resources Director

WTF?

So, **Rick Marvin** is not an employee of Haywood County, but Sheriff Christopher later confessed that **Rick Marvin** is an employee of Pathways!

Then, **Cory Vaillancourt**, now in bold, wrote an article disparaging concerned citizens of Haywood County on 8/24/2022. On [www.haywoodtp.net](http://www.haywoodtp.net)

(By the way, stats on my website were blown to [expletive deleted] that day with that piece.)

[August 24, 2022 - the day \*\*Cory Vaillancourt\*\*, SMN, went bold. 8/24/2022...](#)

<https://www.haywoodtp.net/pubII/220824TheDayCoryWentBold.pdf>

**Cory** was quoting a bunch of experts (but never went over to the Waynesville Police Department to get how it is that people were informed at the 6/2/2022 WPD Community Meeting that Waynesville had the highest opioid deaths for the past seven (7) years), and something struck home. That prompted the following email exchange with **Cory Vaillancourt**.

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Subject: Falsely Representing themselves as a law enforcement officer.  
Date: Wed, 24 Aug 2022 19:04:43 -0400  
From: Monroe Miller  
To: Cory Vaillancourt <cory@smokymountainnews.com>

Say Cory,

You said in your article today:

Kristi A. Nickodem, assistant professor of public law and government at the UNC School of Government, also concurred with Bradley and Owens, and said that even false speech is largely protected by the First Amendment.

There is a misdemeanor offense in North Carolina for knowingly or recklessly making “derogatory reports” on candidates in any election, although the constitutionality of the statute is under litigation. There’s also another statute that prohibits a person from falsely representing himself to be a law enforcement officer or a county, municipal or state employee.

I've got a bone to pick with Rick Marvin, Peer Support Consultant, who portrayed himself as an employee of the Haywood County Sheriff's Department.

Can you reference that statute?

Thanks,

Monroe

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For which I received the following (hysterically funny) reply...

Subject: Re: Falsely Representing themselves as a law enforcement officer.  
Date: Wed, 24 Aug 2022 19:08:25 -0400  
From: Cory Vaillancourt <cory@smokymountainnews.com>  
To: Monroe Miller

I can't believe I got **Bolded!** I'd like to thank God, my momma, the Academy, my fans, and especially my haters. I'll always remember this day.

Anyhow, no hard feelings. I obviously disagree with your assertions, but it's just business, and all fair game.

Here's the statute:

[https://www.ncleg.gov/EnactedLegislation/Statutes/PDF/BySection/Chapter\\_14/GS\\_14-277.pdf](https://www.ncleg.gov/EnactedLegislation/Statutes/PDF/BySection/Chapter_14/GS_14-277.pdf)

Cory Vaillancourt  
Politics Editor, The Smoky Mountain News  
912-508-5640 ©

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[**Editor's Note:** I should ask **Cory** one day, who put him up to writing that article? Was it possibly two of our county commissioners up for re-election?

- **Tommy Long**, and/or
- **James Weaver "Kirk" Kirkpatrick the III ]**

**§ 14-277. Impersonation of a law-enforcement or other public officer.**

(a) No person shall falsely represent to another that he is a sworn law-enforcement officer. As used in this section, a person represents that he is a sworn law-enforcement officer if he:

- (1) Verbally informs another that he is a sworn law-enforcement officer, whether or not the representation refers to a particular agency;
- (2) Displays any badge or identification signifying to a reasonable individual that the person is a sworn law-enforcement officer, whether or not the badge or other identification refers to a particular law-enforcement agency;
- (3) Unlawfully operates a vehicle on a public street, highway or public vehicular area with an operating red light as defined in G.S. 20-130.1(a); or
- (4) Unlawfully operates a vehicle on a public street, highway, or public vehicular area with an operating blue light as defined in G.S. 20-130.1(c).

(b) No person shall, while falsely representing to another that he is a sworn law-enforcement officer, carry out any act in accordance with the authority granted to a law-enforcement officer. For purposes of this section, an act in accordance with the authority granted to a law-enforcement officer includes:

- (1) Ordering any person to remain at or leave from a particular place or area;
- (2) Detaining or arresting any person;
- (3) Searching any vehicle, building, or premises, whether public or private, with or without a search warrant or administrative inspection warrant;
- (4) Unlawfully operating a vehicle on a public street or highway or public vehicular area equipped with an operating red light or siren in such a manner as to cause a reasonable person to yield the right-of-way or to stop his vehicle in obedience to such red light or siren;
- (5) Unlawfully operating a vehicle on a public street or highway or public vehicular area equipped with an operating blue light in such a manner as to cause a reasonable person to yield the right-of-way or to stop his vehicle in obedience to such blue light.

(c) Nothing in this section shall prohibit any person from detaining another as provided by G.S. 15A-404 or assisting a law-enforcement officer as provided by G.S. 15A-405.

(d) Repealed by Session Laws 1995 (Reg. Sess., 1996), c. 712, s. 1.

(d1) Violations under this section are punishable as follows:

- (1) A violation of subdivision (a)(1), (2), or (3) is a Class 1 misdemeanor.
- (2) A violation of subdivision (b)(1), (2), (3), or (4) is a Class 1 misdemeanor. Notwithstanding the disposition in G.S. 15A-1340.23, the court may impose an intermediate punishment on a person sentenced under this subdivision.
- (3) A violation of subdivision (a)(4) is a Class I felony.
- (4) A violation of subdivision (b)(5) is a Class H felony.

(e) It shall be unlawful for any person other than duly authorized employees of a county, a municipality or the State of North Carolina, including but not limited to, the Department of Social Services, Health, Area Mental Health, Developmental Disabilities, and Substance Abuse Authority or Building Inspector to represent to any person that they are duly authorized employees of a county, a municipality or the State of North Carolina or one of the above-enumerated departments and acting upon such representation to perform any act, make any investigation, seek access to otherwise confidential information, perform any duty of said office, gain access to any place not otherwise open to the public, or seek to be afforded any privilege which would otherwise not be afforded to such person except for such false representation or make any attempt to do any of said enumerated acts. Any person, corporation, or business association violating the provisions of this section shall be guilty of a Class 1 misdemeanor. (1927, c. 229; 1985, c. 761, s. 1; 1985 (Reg. Sess., 1986), c. 863, s. 3; 1991 (Reg. Sess., 1992), c. 1030, s. 7; 1993, c. 539, ss. 170, 171; 1994, Ex. Sess., c. 24, s. 14(c); 1995 (Reg. Sess., 1996), c. 712, s. 1; 1997-456, s. 2.)

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Whoa!

Section (e) is the operative paragraph. See highlighted stuff.

**Rick Marvin's** letter is unlawful, according to this statute.

In addition, **Rick Marvin** was granted a Haywood County email address, [rick.marvin@haywoodcountync.gov](mailto:rick.marvin@haywoodcountync.gov) .

**Rick Marvin** was “afforded a privilege which would otherwise not be afforded to such person except for such false representation or make any attempt to do any of said enumerated acts”.

Do you think if I asked nicely, Sheriff Christopher would provide me with my very own Haywood County email address? I don't think so, so this is another portion of § 14-277 **Rick Marvin** screwed up on.

Looks to me like **Rick Marvin** could be guilty of a Class 1 misdemeanor.

Who do I go to about reporting this alleged crime?

Sheriff Christopher?

Monroe A. Miller, Jr.  
Haywood County Taxpayer