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7-24-2006

DAVID HANCOCK vs. One 2002 Pontiac Grand  
Prix VIN NO.: 1G2WP52K62F289648 \$544.00  
IN U.S. CURRENCY, Seized From: David R.  
Hancock, Date of Seizure: 06/14/05, Claimant:  
David Hancock, Lien Holder: First Fidelity Bank

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**BEFORE THE COMMISSIONER OF THE  
TENNESSEE DEPARTMENT OF SAFETY**

**IN THE MATTER OF:**

**DAVID HANCOCK**

**v.**

**One 2002 Pontiac Grand Prix  
VIN NO.: 1G2WP52K62F289648  
\$544.00 IN U.S. CURRENCY  
Seized From: David R. Hancock  
Date of Seizure: 06/14/05  
Claimant: David Hancock  
Lien Holder: First Fidelity Bank**

**DOCKET NO: 19.01-086213J  
(D.O.S. Case No. E2984)**

**ORDER OF CORRECTION**

An Initial Order was entered in this matter on July 24, 2006. It has come to the attention of the undersigned that the order contained several inadvertent clerical omissions. The Initial Order identified Stuart A Knarr as the attorney for First Fidelity Bank who appeared at the hearing. Mr. Knarr filed documents for the bank, but attorney Howard R. Peppel, Esq. attended the hearing on behalf of First Fidelity Bank.

The Initial Order failed to include reference to the \$544.00 in U. S. Currency also seized from the Claimant, which was also forfeited based upon the Claimant's default. It also failed to state that the vehicle was forfeited to the seizing agency, "subject to the interest of the lienholder, First Fidelity Bank." The Initial Order should be amended to correct these clerical errors of omission.

Therefore, pursuant to Rule 1360-4-1-.17 of the Uniform Rules of Procedure for Hearing Contested Cases Before State Administrative Agencies and Department of Safety Rule 1340-2-2-.19, and upon Motion of the State, it is hereby ORDERED that the Initial Order is amended to reflect that Howard R. Peppel attended the hearing on behalf of First Fidelity Bank, that the Claimant's \$544.00 in U.S. Currency was also forfeited, and that the forfeiture of the 2002 Pontiac is subject to the lien of First Fidelity Bank. It is further ORDERED that the dates of the appeal time period will run from the date of issuance of this Order.

This Order entered and effective this 6th day of September, 2006.

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Margaret R. Robertson  
Administrative Judge