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6-13-2007

\$4,945.00 Four thousand nine hundred forty-
five One 1985 Cadillac Fleetwood V.I.N.
#1G6DW6985F9755079, Seized from: Aaron L.
Willis, Date of Seizure: July 11, 2006, Claimant:
Carolyn Atkins

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

IN THE MATTER OF:

**\$4,945.00 (Four thousand nine
hundred forty-five)
One 1985 Cadillac Fleetwood
V.I.N.#1G6DW6985F9755079
Seized from: Aaron L. Willis
Date of Seizure: July 11, 2006
Claimant: Carolyn Atkins**

**DOCKET NO: 19.01-095946J
D.O.S. #F4290**

INITIAL ORDER

This matter was set to be heard on June 13, 2007, before Joyce Carter-Ball, Administrative Judge, assigned by the Secretary of State, and sitting for the Commissioner of the Tennessee Department of Safety. Ms. Lori Long, Staff Attorney, Department of Safety, represented the State. Claimant was not present, nor was anyone present on her behalf.

The subject of this hearing was the proposed forfeiture of the Claimant's interest in the subject 1985 Cadillac Fleetwood, based on her failure to take custody of the vehicle or make other arrangements for its disposal within thirty (30) days. The subject vehicle was awarded to Claimant pursuant to an Order of Compromise and Settlement dated December 6, 2006.

The State moved for default of the Claimant. The State submitted Exhibit 1, the US Postal Service certified mail return receipt card, showing that the Notice of Hearing was delivered to the address of record for the Claimant on March 17, 2007.

It was DETERMINED that the State had provided the Claimant adequate notice of the hearing. Accordingly, the State's motion for default was granted.

NOTICE OF DEFAULT

NOTICE IS HEREBY GIVEN THE CLAIMANT THAT THE CLAIMANT HAS BEEN HELD IN DEFAULT FOR THE CLAIMANT'S FAILURE TO APPEAR AT A HEARING ON THE MERITS AFTER RECEIVING ADEQUATE NOTICE. T.C.A. §4-5-309. THE CLAIMANT HAS 15 DAYS FROM THE EFFECTIVE DATE OF THIS ORDER TO REQUEST THAT THIS FINDING OF DEFAULT BE SET ASIDE. THIS REQUEST MUST BE RECEIVED IN THE OFFICE OF THE SECRETARY OF STATE, ADMINISTRATIVE PROCEDURES DIVISION, 312 8TH AVENUE NORTH, 8TH FLOOR, WILLIAM R. SNODGRASS TOWER, NASHVILLE, TENNESSEE 37243, WITHIN THAT 15-DAY PERIOD. THE REQUEST TO HAVE THE FINDING OF DEFAULT SET ASIDE SHOULD INCLUDE THE REASONS TO JUSTIFY THE CLAIMANT'S FAILURE TO ATTEND. IF THE CLAIMANT DOES NOT REQUEST THE DEFAULT BE SET ASIDE OR OTHERWISE APPEAL THE ACCOMPANYING INITIAL ORDER, THEN THE INITIAL ORDER WILL BECOME A FINAL ORDER SUBJECT TO COURT REVIEW.

The State moved to proceed in the absence of the Claimant. The State's motion was GRANTED.

The State moved that the interest of the Claimant be forfeited to the seizing agency for Claimant Carolyn Atkin's failure to take custody or make arrangements for disposal of the subject 1985 Cadillac Fleetwood within thirty (30) days of the December 6, 2006 Order, as required.

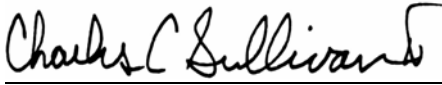
Accordingly, the State's motion was GRANTED.

It is hereby **ORDERED** that the interest of Claimant Carolyn Atkins is **FORFEITED** to the **seizing agency**.

This Initial Order entered and effective this 25th day of June, 2007.

Joyce Carter-Ball
Administrative Judge

Filed in the Administrative Procedures Division, Office of the Secretary of State,
this 25th day of June, 2007.


Charles C. Sullivan, II, Director
Administrative Procedures Division