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January 2015

Elmer D Hall vs. Safety

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

IN THE MATTER OF:)
DEPARTMENT OF SAFETY)
)
v.)
)
ONE THOUSAND FIVE HUNDRED)
DOLLARS (\$1,500) IN U.S. CURRENCY))
SEIZED FROM: ELMER D. HALL)
DATE OF SEIZURE: 11/25/13)
CLAIMANT: ELMER D. HALL)

DOCKET NO. 19.01-129329J

NOTICE OF DEFAULT AND ORDER

This hearing was set to be conducted on December 9, 2014, before Anthony Adgent, Administrative Judge, assigned by the Secretary of State, Administrative Procedures Division, and sitting for the Commissioner of the Tennessee Department of Safety in Fall Branch, Tennessee. Nina Harris, attorney for the Department of Safety, represented the State. The Claimant on the subject property did not appear at this proceeding.

Counsel for the State made an oral motion pursuant to T.C.A. §4-5-309 for an order finding the Claimant to be in default. In support of the motion, the State introduced evidence that notice was mailed to the Claimant certified mail. Based on this evidence, the motion of the State was **GRANTED**, the Claimant was found in **DEFAULT**.

NOTICE OF DEFAULT

NOTICE IS HEREBY GIVEN THE CLAIMANT THAT HE HAS BEEN HELD IN DEFAULT FOR FAILURE TO APPEAR AT A SHOW CAUSE HEARING AFTER RECEIVING ADEQUATE NOTICE. T.C.A. §4-5-309. CLAIMANT 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. THE REQUEST TO HAVE THE FINDING OF DEFAULT SET ASIDE SHOULD INCLUDE THE REASONS TO JUSTIFY THE LIEN HOLDER'S FAILURE TO ATTEND. IF CLAIMANT DOES NOT REQUEST THE DEFAULT BE SET ASIDE OR OTHERWISE APPEAL THE ACCOMPANYING ORDER, THEN THE ORDER WILL BECOME A FINAL ORDER SUBJECT TO COURT REVIEW. ANY QUESTIONS REGARDING THIS NOTICE OF DEFAULT OR THE STEPS NECESSARY TO HAVE IT SET ASIDE SHOULD BE SUBMITTED TO THE ADMINISTRATIVE JUDGE SIGNING THIS ORDER BY LETTER OR BY TELEPHONING (615) 741-7008.

ORDER

The Motion for Default having been granted, the State moved for the forfeiture of the interest of the Claimant in the subject property.

It is **ORDERED** that the interest of Elmer D. Hall in the subject property is **FORFIETED**.

This Order entered and effective this _____ day of _____ 2014.

Anthony Adgent
Administrative Judge

Filed in the Administrative Procedures Division, Office of the Secretary of State, this the _____ day of _____ 2015.

A handwritten signature in black ink that reads "J. Richard Collier". The signature is written in a cursive style with a large initial "J" and a long, sweeping underline.

**J. RICHARD COLLIER, DIRECTOR
ADMINISTRATIVE PROCEDURES DIVISION
OFFICE OF THE SECRETARY OF STATE**