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**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 178

Author: DeArmond, Darren B      Activity Date: 02/10/2011  
Case Agent: DeArmond, Darren B      Report Date: 02/14/2011  
SAC/ASAC: Morton, Shannon J.      Approved By:  
Description: Interview - Oral - Angela Mullinax - 02/10/11 (SA DeArmond)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On February 10, 2011, Reporting Agent (RA) and Special Agent in Charge (SAC) Dewayne Johnson conducted an oral interview with ANGELA MULLINAX. After providing proper identification and an explanation for the purpose of the interview, MULLINAX voluntarily provided the following information:

MULLINAX stated that she had been employed as a nurse at St. Mary's Hospital for the past fifteen years. She stated that she had been working as the "Charge Nurse" on floor 3rd Central for the past three years. MULLINAX stated she remembered Deena Castleman being a patient on her floor but as a supervisor, she had limited direct contact with her. She stated that most of the information that she knew about Castleman came from other nurses on the floor.

MULLINAX described Castleman as very "lethargic and unarousable" when she was a patient. She stated that the nurses on the floor "rotated" in providing care for her because they considered her a difficult patient. She stated that she had heard from other nurses about hospital staff finding pills hidden in Castleman's room in a flower pot and ceiling tiles. She stated she had also heard about Castleman talking about hiding pills in her vagina, which she referred to as her "purse." MULLINAX advised that Castleman was "out of it" a lot, but she could not recall if she was receiving pain medication as prescribed by her doctor without referring to Castleman's hospital chart.

MULLINAX said she did remember (S)JUDGE BAUMGARTNER coming to the hospital to visit Castleman. She stated that one day during lunch, (S)BAUMGARTNER came to see Castleman while Castleman was out of the room on another floor for tests. She said that (S) BAUMGARTNER wanted to know what was going on and why Castleman was not in her room. MULLINAX stated that she explained to him that in order for her to release any information to him, he had to have the "pin number" that was provided to patients authorizing staff to release information regarding that patient. She stated that when (S)BAUMGARTNER was advised of this, he seemed upset and left shortly afterwards.

MULLINAX stated that she observed (S)JUDGE BAUMGARTNER come to see Castleman at least two times a week and that other shifts had advised her that he was there also at other times of the day. She advised when (S)BAUMGARTNER came to see Castleman, he would go in the room and shut the door. MULLINAX said he would stay for fifteen or twenty minutes usually and he had, at times, brought Castleman shampoo and lotions. She advised that she sometimes suspected that Castleman and (S)BAUMGARTNER were smoking inside her room. She stated that she did not recognize him at first, but was told by other nurses who he was.

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IR # 178  
Page 1

STATE OF TENNESSEE VS. *Colbins  
Coleman  
Davidson  
Thomas*  
CASE NO. *86246* EXHIBIT NO. \_\_\_\_\_  
DATE *2/14/11* ID \_\_\_\_\_ EVD \_\_\_\_\_

DA/TBI-000929

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**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 173

Author: DeArmond, Darren B                      Activity Date: 02/07/2011  
Case Agent: DeArmond, Darren B                Report Date: 02/10/2011  
SAC/ASAC: Morton, Shannon J.                 Approved By:  
Description: Interview - Oral - Andrew Jackson - 02/07/11 (SA DeArmond)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On February 07, 2011, Reporting Agent (RA) and Assistant Special Agent in Charge (ASAC) Jim Williams conducted an oral interview with Knox County General Sessions Court Judge, ANDREW "ANDY" JACKSON, VI. After providing proper identification and an explanation for the purpose of the interview, JUDGE JACKSON voluntarily provided the following information:

RA advised JUDGE JACKSON that we were conducting an investigation into the activities of Knox County Criminal Court (S)JUDGE RICHARD BAUMGARTNER and the investigation had revealed that JUDGE JACKSON may have pertinent information regarding such. JUDGE JACKSON stated that (S)BAUMGARTNER was a friend of his and that he had known him for years.

JACKSON stated about a year ago, (S)JUDGE BAUMGARTNER came to him and asked him to do something that made him "uncomfortable" and kind of "ticked him off." He stated that (S) BAUMGARTNER came to his office and asked him to look at a case on a female who was going through the judicial system. JUDGE JACKSON said the female had several charges, but he could not remember if the cases were in Felony Court or not, or if the proceedings revolved around some type of hearing that was to be conducted in his court. (S)JUDGE BAUMGARTNER told him that the girl was doing well in Drug Court and was trying to turn her life around. JUDGE JACKSON said he could not remember the girl's name and that he thought it was odd that (S)JUDGE BAUMGARTNER did not go to the District Attorney's office instead of coming directly to him. JACKSON said he had heard the name of the female's counsel, but could not remember his name either.

JUDGE JACKSON stated that he had previously heard from (S)JUDGE BAUMGARTNER'S lawyer that this girl may have been someone that the (S)JUDGE was "sweet on" or was "trying to do favors for." He stated the conversation "probably" lasted about thirty seconds or so and that he "probably" told (S)JUDGE BAUMGARTNER that he would take a look at it. JUDGE JACKSON said he did not remember the name of the defendant's lawyer nor did he remember the hearing in which she was involved. He stated that he felt the hearing would have been a "probable cause" hearing and that he got the feeling from (S)BAUMGARTNER that the female was not in jail at the time. JUDGE JACKSON stated that no other Judges had ever approached him in the manner that (S)JUDGE BAUMGARTNER did.

Prior to the conclusion of the interview, JUDGE JACKSON said he thought it would be appropriate if he informed RA that he was intending to put in for (S)JUDGE BAUMGARTNER'S position in Criminal Court if he stepped down from the bench.

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IR # 173  
Page 1

TBI INVESTIGATIVE REPORT	Case #: KX-82A-000083 IR #: 173
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Descriptive Data:

Andrew Jackson, VI  
W/M  
[REDACTED] 1955  
Knox County General Sessions Judge  
865/[REDACTED]

dd

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TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083

IR #: 178

H  
YB  
She advised that (S)BAUMGARTNER was usually dressed in business attire. MULLINAX said she did not watch a lot of news and television and did not see him on television during the Christian/Newsom trials. [REDACTED]

[REDACTED]. She said she also heard other rumors that Castleman was bragging to other nurses that she knew a Judge and also that other nurses had noticed that Castleman was lethargic at times after the (S)JUDGE would leave her room.

MULLINAX advised that Castleman may have had another visitor while she was there, but she could not remember if it was a male or female. She stated that Dr. Coffey was Castleman's attending physician and other nurses who may have information regarding Castleman would be Amanda Holloway and Barbara Burchfield, who were both day shift nurses.

Descriptive Data:

Angela Mullinax

W/F

[REDACTED] 970

Knoxville, TN 37721

[REDACTED] (Home)  
[REDACTED] (Cell)

dd

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IR # 178

Page 2

DA/TBI-000930

TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT

Case #: KX-82A-000083  
IR #: 163

Author: Williams, James D. Activity Date: 02/09/2011  
Case Agent: DeArmond, Darren B Report Date: 02/10/2011  
SAC/ASAC: Morton, Shannon J. Approved By:  
Description: IA - Interview - Oral - Annette Beebe - 02/09/11 (ASAC Williams)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On February 9, 2011, at approximately 11:42 a.m., SA Darren DeArmond and I, ASAC Jim Williams, conducted an oral interview with ANNETTE BEEBE at the Knoxville YWCA located at 420 W. Clinch Avenue in Knoxville, TN. After proper identification and explanation for the purpose of the interview, ANNETTE BEEBE voluntarily provided the following information:

ANNETTE BEEBE stated she believed we were there to talk to her about (S)JUDGE RICHARD BAUMGARTNER. She then stated she wanted to consult with the YWCA CEO before continuing the interview. She left for approximately five minutes and returned saying she was able to continue the interview.

BEEBE is the Transitional Housing Director at the YWCA and has been employed there since 2005. BEEBE is familiar with Deena Castleman and recalled she had stayed at the "Y" on two separate occasions. She thought the first stay may have been in 2008 and believed Castleman was participating in Drug Court at the time of her first stay. BEEBE said Castleman's second stay occurred in 2010. She could not recall the exact dates, but stated YWCA records would contain that information.

BEEBE said Castleman's second stay occurred after BEEBE had received a phone call from (S)JUDGE RICHARD BAUMGARTNER. (S)BAUMGARTNER told BEEBE that Castleman was not in a safe place, and asked if BEEBE could house Castleman at the "Y." BEEBE said she had a bed available and agreed to let Castleman stay there. However, BEEBE advised Castleman would have still had to complete the application process and meet the criteria before she would have allowed her to stay there. A resident at the YWCA must have been "clean" for six weeks prior to being admitted, be employed, and capable of paying \$55.00 a week in rent. She said they did not conduct drug screens to determine if someone was clean prior to becoming a resident. BEEBE said that if she had been suspicious of Castleman abusing drugs at the time of her initial interview, she would not have allowed her to stay at the YWCA. She did not recall (S)BAUMGARTNER mentioning Castleman's drug use when he called, only that Castleman was not in a safe place.

A few days after Castleman moved in, BEEBE began to have concerns about her sobriety. BEEBE said many of the other residents were recovering from drug addiction, and it would have been detrimental to them to have someone in "active addiction" living among them. BEEBE said Castleman appeared to be in "active addiction and desperate" while she was staying at the "Y."

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IR # 163  
Page 1

*HAR  
Yoo*

BEEBE heard rumors from other residents that Castleman was having an affair with (S) BAUMGARTNER and that he was giving her money. BEEBE has not seen Castleman and (S) BAUMGARTNER together. These rumors had made it to other Drug Court participants staying at the "Y." This upset BEEBE because it upset the current Drug Court participants. BEEBE discussed the rumors with YWCA CEO Mary Gail Mullins because she was concerned about how the rumors of the affair would affect the Drug Court participants staying there. BEEBE said she would not have thought (S)BAUMGARTNER would have had an affair with Castleman. She described (S)BAUMGARTNER as a very, caring man and believed at the time he was only trying to help Castleman. BEEBE said (S)BAUMGARTNER has called on a couple of other occasions asking BEEBE to find a bed for someone who was participating in the Drug Court Program.

BEEBE further stated the YWCA works "hand-in-hand" with the Drug Court. Her primary point of contact with Drug Court is Frita Wiggs. She also has some contact with Gloria who works at Drug Court.

As BEEBE became more suspicious about Castleman's drug usage, she told Castleman she would have to take a "drug screen." She said the YWCA did not administer drug screens and it would have cost Castleman \$80.00 dollars to take a drug screen somewhere else. She could not recall if she had called the courthouse to arrange a drug screen for Castleman, or if she had just sent Castleman over there to take one. She did recall that when Castleman returned from taking the test, Castleman provided excessive details about how the test was administered. Castleman described how she had to pee in a cup while people were watching her.

BEEBE learned of the results of Castleman's drug test through a phone call she received from (S)BAUMGARTNER on the same day Castleman had taken the test. BEEBE received the call while in her office at the YWCA. (S)BAUMGARTNER told BEEBE that Castleman was "clean." SA DeArmond asked BEEBE what she thought when (S)BAUMGARTNER told her this and BEEBE replied, "I thought he was full of shit." BEEBE said she knew Castleman wasn't "clean," and eventually evicted her because she could not afford to have Castleman around the other residents while Castleman was in active addiction. BEEBE could not recall if she had documented her conversation with (S)BAUMGARTNER.

BEEBE was served with TBI administrative subpoena #21555 by SA DeArmond requesting records for Deena Castleman. BEEBE produced Castleman's file and provided copies of requested pages. A review of the file revealed Castleman had listed (S)RICHARD BAUMGARTNER and (S)CHRIS GIBSON as individuals with permission to clean out her room if she were unable to do so. She listed the following phone number for (S)BAUMGARTNER: [REDACTED] and [REDACTED]. For (S)GIBSON, she listed [REDACTED]. She also listed [REDACTED], Knoxville, TN as her current address.

AGENT'S NOTE: [REDACTED] is (S)CHRISTOPHER GIBSON'S home address. Gibson Directional Drilling was listed as a former employer. Castleman also listed (S)RICHARD BAUMGARTNER [REDACTED] as "someone who always knows how to get in touch with you."

From reviewing information contained in the file, BEEBE advised Castleman stayed at the YWCA from March 26, 2010 through May 18, 2010. BEEBE stated the average length of stay is approximately nine months.

TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083

IR #: 163

TBI administrative subpoena #21555 and all documents received from BEEBE are attached to this submittal.

From information and observation, the following personal information for ANNETTE BEEBE was obtained:

Annette Beebe

W/F

DOB: [REDACTED] 57

[REDACTED]  
Knoxville, TN 37902

(O) [REDACTED]

(C) [REDACTED]

jdw

Attachments: Subpoena/YWCA Records

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IR # 163

Page 3

DA/TBI-000837

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case # : KX-82A-000083  
IR # : 96

Author: Williams, James D.                      Activity Date: 01/20/2011  
Case Agent: DeArmond, Darren B              Report Date: 01/26/2011  
SAC/ASAC: Morton, Shannon J.              Approved By:  
Description: IA - Interview - Oral - Christopher Gibson - 01/20/11 (ASAC Jim Williams)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On Thursday, January 20, 2010, at approximately 11:10 a.m., SA Darren DeArmond and reporting agent, ASAC Jim Williams, conducted an oral interview with (S)CHRISTOPHER GIBSON at the Knoxville TBI Field Office. Although not under arrest at the time, (S)GIBSON had consented to being transported from his residence, where a search warrant was being executed, to this location by SA DeArmond and reporting agent for an interview. SA DeArmond advised (S)GIBSON of his constitutional rights and provided (S)GIBSON with a copy of a TBI rights waiver form, which (S)GIBSON said he was capable of reading. (S)GIBSON also stated he knew his rights and did not need them read to him. (S)GIBSON signed a waiver of his constitutional rights at approximately 11:17 a.m. After proper identification and explanation for the purpose of the interview, (S)CHRISTOPHER GIBSON voluntarily provided the following information:

*Rel.*  
(S)GIBSON identified a photograph of Knox County Criminal Judge (S)RICHARD BAUMGARTNER as (S)RICHARD BAUMGARTNER and the individual he referred to as JB. (S)GIBSON said he was the one who began calling (S)BAUMGARTNER JB. He first met (S)BAUMGARTNER through a girl who (S)BAUMGARTNER was dating named Deena Castleman. (S)GIBSON did not have a relationship with (S)BAUMGARTNER when he appeared before him in 2007 on an Aggravated Assault charge and was sentenced to four years probation. The first three years were supervised probation and the last has been on unsupervised probation. (S)GIBSON has approximately three months remaining on his sentence. He advised (S)BAUMGARTNER did not "pull strings" to get his probation changed from supervised to unsupervised.

*Heon*  
*1/20/11*  
(S)GIBSON met Castleman approximately 1½ to two years ago at a Pilot Gas Station when she approached him asking to borrow his phone. Approximately one year ago, Castleman introduced (S)GIBSON to (S)BAUMGARTNER. He believed the introduction occurred at her trailer in Powell where (S)BAUMGARTNER had been going to see her [REDACTED] and not say anything about her and (S)BAUMGARTNER'S relationship. Castleman lived at (S)GIBSON'S residence for approximately three months in early 2010. (S)BAUMGARTNER would come to his residence to see Castleman, and to obtain Hydros (Hydrocodone) and Percocet from Castleman and (S)GIBSON. Castleman has told (S)GIBSON that (S)BAUMGARTNER wanted to try other drugs and do things with other girls. She told (S)GIBSON, "He's getting wild." (S)GIBSON believed Castleman now lived somewhere off [REDACTED] in Knoxville and provided [REDACTED] as her phone number.

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IR # 96  
Page 1

*Heena*  
*(yes)*

(S)GIBSON recalled that Castleman had been arrested approximately a year ago in Anderson County, and that (S)BAUMGARTNER had provided Castleman an attorney to represent her on those charges. Castleman has told (S)GIBSON that (S)BAUMGARTNER called her to his office when she was in his Drug Court, and told her to come see him after she got off probation. She also told (S)GIBSON that (S)BAUMGARTNER had gotten her out of 19 violations while she was in the Drug Court program. Castleman told (S)GIBSON that when she went to see (S)BAUMGARTNER after completing probation, he asked if she could get him Hydros and she started supplying them to him. (S)GIBSON said Castleman was supplying (S)BAUMGARTNER with Hydros up until Castleman went to jail. He further stated (S)BAUMGARTNER would buy pills for Castleman or he would give her money to go buy pills from other people.

(S)GIBSON advised that (S)BAUMGARTNER had given him money to post a bond for Castleman on one of her charges in Knox County. He stated he had been contacted by a representative of Free U Bonding Company, who told (S)GIBSON they had a mutual friend, (S)BAUMGARTNER. (S)GIBSON assumed (S)BAUMGARTNER had already made arrangements for Free U Bonding to handle Castleman's bond. (S)BAUMGARTNER brought \$300-\$400.00 dollars to his residence and gave the money to (S)GIBSON to apply toward Castleman's bond. (S)BAUMGARTNER told (S)GIBSON he, (S)BAUMGARTNER, could not sign the bond nor meet with the bondsman. (S)GIBSON later met the bondsman at the Knox County Detention Center on Maloney Road and gave him the money he had received from (S)BAUMGARTNER for Castleman's bond.

*Heena*

After Castleman went to jail in Knox County, (S)BAUMGARTNER came to (S)GIBSON to obtain pills. (S)GIBSON said (S)BAUMGARTNER could no longer trust Deena because she had been arrested. However, Deena later told (S)GIBSON (S)BAUMGARTNER had come to the jail to visit her. She came to (S)GIBSON'S house approximately one week prior to this interview and told (S)GIBSON she had recently tried to contact (S)BAUMGARTNER, but he wouldn't talk to her.

Initially, (S)GIBSON supplied (S)BAUMGARTNER with Suboxone, but later supplied him with Hydros, Percocet, and Roxy's (Roxycodone). According to (S)GIBSON, (S)BAUMGARTNER did not know (S)GIBSON was on probation out of his court in the beginning of their relationship. However, once (S)GIBSON told him he was on probation, (S)BAUMGARTNER continued to obtain pills from (S)GIBSON. (S)GIBSON said (S)BAUMGARTNER preferred Hydros and Percocet, but later converted to Roxy's because they contained less Tylenol and they could be obtained cheaper. (S)GIBSON said (S)BAUMGARTNER would come to his residence every 2-3 days to obtain pills. He would call (S)GIBSON and ask if he could come by, which usually meant he was wanting pills.

*Rel*  
*Hearings*

(S)GIBSON, [REDACTED], and [REDACTED] were living at his residence when (S) BAUMGARTNER was going there to get pills. He recalled (S)BAUMGARTNER making sexual innuendos toward Uthe. When Uthe complained to him about (S)BAUMGARTNER'S behavior, he told her to stand up to the Judge and let him know she wasn't interested or it would only get worse. (S)GIBSON said Crystal Uthe told him TBI had charged her for selling drugs in a school zone and she was facing eight years in prison. She also told him TBI was asking questions about him and (S)BAUMGARTNER. (S)GIBSON told her to get a good lawyer. Uthe worked for (S)GIBSON for 8-10 months as a secretary for (S)GIBSON. He said Uthe has been present on multiple occasions when (S)BAUMGARTNER was at his residence. Uthe has supplied (S) BAUMGARTNER with Hydros, Percocet, and Roxy's when no one else could find anything.

*Spec.*  
*Hearings*

(S)GIBSON said (S)BAUMGARTNER would call from two numbers, [REDACTED] and [REDACTED]. (S)GIBSON produced these numbers from his cellular phone and stated he had recently changed the names he had them listed under in his phone from JB to John Burge because he had heard we were coming and was trying to hide the number. (S) BAUMGARTNER has also called (S)GIBSON from his (BAUMGARTNER'S) office phone. (S) GIBSON'S home phone number is [REDACTED]. (S)GIBSON said it was not uncommon for (S)BAUMGARTNER to take a break in court and call (S)GIBSON before returning to the bench. (S)GIBSON said he saw (S)BAUMGARTNER on television during the Christian/Newsome trial, and (S)BAUMGARTNER was messed up on Xanax. He was pretty sure (S)BAUMGARTNER was being supplied pills by Castleman during the trial, but later described having to supply (S)BAUMGARTNER with extra pills when he was going to be gone to Nashville for several days to pick a jury for one of the trials.

(S)GIBSON advised that (S)BAUMGARTNER was purchasing Hydros and Percocet for \$6.00-\$7.00 dollars a piece, and was using 10-20 a day. When (S)BAUMGARTNER started using Roxy's, he was initially getting 20 pills every 2-3 days. He further advised (S)BAUMGARTNER was obtaining 20-30 Roxy's from Castleman or himself every 2-3 days, and was paying \$20.00 dollars a piece. (S)GIBSON said he was concerned about (S)BAUMGARTNER'S health due to the amount of Tylenol in Hydrocodones and because of the number of pills (S) BAUMGARTNER was taking, and this is why (S)BAUMGARTNER switched to Roxy's. (S) BAUMGARTNER always paid (S)GIBSON cash for his pills.

(S)GIBSON said their relationship was pretty much over sometime in September 2010 after (S) BAUMGARTNER ran out of money and started using Suboxone. (S)GIBSON recalled (S) BAUMGARTNER talking about quitting because he was running out of money. He told (S) GIBSON he had maxed his retirement and was down to having to put things on credit cards, which he didn't want to do. (S)GIBSON said this was why (S)BAUMGARTNER started using Suboxone, which is a drug prescribed to help people deal with their addiction to Opiates.

(S)GIBSON has seen (S)BAUMGARTNER take pills, including Percocet, Hydros, and Suboxone by mouth, but has not observed him snort pills. He stated that (S)BAUMGARTNER was always paranoid, and told (S)GIBSON that (S)GIBSON did not need to have the security cameras around his residence. He told (S)GIBSON the security videos could be used against him in court. (S)GIBSON'S security system was set on a "loop" where it would record over itself after a period of time. He did not know if he had it set to a 30, 60, or 90 day loop, but told (S)BAUMGARTNER it was set to a one week loop to make him feel more at ease when coming to the house. (S)BAUMGARTNER told (S)GIBSON not to do certain things, such as text, make calls, or maintain videos because he saw it used against people in court every day. (S)GIBSON said the cameras in his living room did not work. Initially, (S)BAUMGARTNER did not want (S)GIBSON to call or text him, and he would only call (S)GIBSON if he needed something. (S)GIBSON was later permitted to call (S)BAUMGARTNER.

(S)BAUMGARTNER drives a four-door, black Buick, possibly a LaCross, that has Judiciary tags. He was always by himself unless accompanied by Castleman. (S)GIBSON has met (S)BAUMGARTNER at the Weigels Store near the TBI Office on Strawberry Plains Pike, the Rocky Top Shell Gas Station near Home Depot at East Town, the parking lot of Northern Tool and Equipment on Clinton Highway, and at his (S)GIBSON'S house to sell pills to (S)BAUMGARTNER. They would only meet out away from the house if someone was there that did not need to see the Judge. (S)GIBSON believed (S)BAUMGARTNER lived near the Weigels and the TBI Office, but has not been to his residence. (S)BAUMGARTNER was always driving his black Buick.

(S)GIBSON said Ashley Ricker did not accompany him to deliver pills to the Judge and he had told her, the less she knew the better off she would be. However, he said Ricker knows (S)BAUMGARTNER was the Judge and has seen him when he came to their house to purchase pills.

(S)GIBSON was adamant that he did not make a video or photograph of (S)BAUMGARTNER at his residence to use as an "Ace in the Hole" if he ever got into trouble. He said he should of, wished he had, and discussed doing so with others, but never did. His ex-wife, Darlene Gray, sent him a picture on his cell phone in August or September 2010 of (S)BAUMGARTNER and him standing in the driveway, but that was the only photographs he was aware of.

(S)GIBSON said (S)BAUMGARTNER did not purchase pills from him on each occasion he came to his residence. (S)GIBSON estimated that on 3 out of 10 visits, he did not sell pills to (S)BAUMGARTNER. (S)BAUMGARTNER also wanted (S)GIBSON to "hook him up" with girls. (S)GIBSON estimated he had supplied (S)BAUMGARTNER with prescription pills on 10-20 occasions. When Castleman was out of jail, she would obtain pills for (S)BAUMGARTNER from other sources of supply on the "street," and when she couldn't find pills for him, (S)GIBSON would supply pills to (S)BAUMGARTNER, usually Percocets or Roxy's. (S)BAUMGARTNER normally came to (S)GIBSON'S residence during the day, at lunch, on breaks from court, morning, evenings, or on Sunday after church.

*Rel.*

*2010  
FBI  
image*

(S)GIBSON said (S)BAUMGARTNER never threatened him if he refused to sell pills to him. However, he described (S)BAUMGARTNER as being very demanding, and stated his body-language was very intimidating. (S)BAUMGARTNER has told (S)GIBSON, "You've got to do this for me" on occasions when (S)BAUMGARTNER was "sick" and wanting (S)GIBSON to obtain pills. (S)GIBSON said he felt he was "screwed" with the Judge if he didn't supply him with the pills he wanted.

On 5-8 occasions, (S)BAUMGARTNER has given (S)GIBSON 2-3 Suboxone pills at a time. (S)GIBSON said he has traded Roxy's to (S)BAUMGARTNER in exchange for Suboxone on less than ten occasions. These transactions occurred both at his home and out away from the home at the locations mentioned above.

(S)GIBSON stated he had been involved in a wreck in September 2010 on [REDACTED] near his house. He was cited for failure to stay in his lane. He recalled discussing the incident and citation with (S)BAUMGARTNER while in the kitchen area of his residence. He said he did not receive any assistance from (S)BAUMGARTNER on the citations. (S)GIBSON said he missed one court date in traffic court, but was ultimately allowed to attend traffic school to keep the tickets off his record. He was shown a copy of a series of text messages sent from his phone to numbers utilized by (S)BAUMGARTNER and stated he was referring to the tickets, but did not recall sending the texts.

(S)GIBSON was shown a photograph received from Darlene Gray in September 2010. (S)GIBSON said the photograph was of him and (S)BAUMGARTNER in his driveway. He identified the black car as (S)BAUMGARTNER'S Buick. (S)GIBSON said he did not know when the picture was taken. In the photo, (S)BAUMGARTNER appeared to be examining something in his hands. (S)GIBSON said he did not think they would have conducted a pill transaction at that time and location because he knew his ex-wife, Darlene Gray, was sitting at the foot of the hill waiting to pick up his daughter. (S)GIBSON said he would not have sold pills to (S)BAUMGARTNER at that point because he would have been waiting for his daughter to come out of the house to get in the vehicle with Gray before conducting a transaction. However, he said it would be consistent for them to go inside his residence to conduct the transaction after his daughter left. He said the picture appeared to be similar to the one he mentioned earlier except in the photo Gray had sent, the license tag on (S)BAUMGARTNER'S car was readable. (S)GIBSON said he thought Gray had provided a copy of the photograph to Attorney Russ Green.

(S)GIBSON stated he had traveled to Florida on two occasions approximately one year ago to obtain pain pills. He stated the he went to Florida when he was between clinics because he could not get Dr. Buchanan to give him "scripts" to get him through the delay of getting into the other clinic. Reporting agent asked if he was referring to the time between leaving Dr. Buchanan and the time he got in to see Dr. McNeil, which he confirmed. He said the doctor he saw was in the Jacksonville, FL area and that he filled his prescriptions in a pharmacy at the doctor's office.

*Rel*

(S)GIBSON said his and (S)BAUMGARTNER'S conversations were about a variety of topics. They would normally discuss family, his business, and other issues. (S)BAUMGARTNER did not discuss what was transpiring in the court room, and (S)GIBSON always respected him for that. (S)BAUMGARTNER would often call (S)GIBSON and tell him he was going to need something in 2-3 days, and (S)GIBSON would know he needed to obtain pills for (S)BAUMGARTNER as a result of the call. If (S)BAUMGARTNER was going out of town, (S)GIBSON would have to supply him more pills so he would not run out while he was gone. He mentioned supplying extra to (S)BAUMGARTNER when (S)BAUMGARTNER went to Nashville to seat the jury in the Christian/Newsome trial. He also recalled seeing (S)BAUMGARTNER on television when his speech was slurred. (S)GIBSON said Attorney Russ Green, who used to represent (S)GIBSON, also told (S)GIBSON that (S)BAUMGARTNER was slurring his words while on the bench in the Christian/Newsome trial. (S)GIBSON believes Gray has told Green about his relationship with (S)BAUMGARTNER. (S) [REDACTED]

(S)GIBSON identified the following as individuals who have observed (S)BAUMGARTNER at (S)GIBSON'S residence: (S)GIBSON, Ashley Ricker, Holly Russell, Jason Russell, Crystal Uthe, Randall Claunch, Darlene Gray, Deena Castleman, and his kids. He said Derek Holdman had been with him on one occasion when he was going to meet the Judge to deliver him pills at the gas station near Home Depot at East Town Mall. (S)GIBSON said he made Derek get out of his vehicle before (S)BAUMGARTNER got there. However, Holdman observed (S)BAUMGARTNER pull into the lot and meet with (S)GIBSON, and commented on (S)GIBSON dealing with a Judge after he returned to the vehicle.

(S)GIBSON said he and (S)BAUMGARTNER were in the kitchen at his residence when he told (S)BAUMGARTNER he was on probation out of his court. (S)BAUMGARTNER said he did not know (S)GIBSON was on probation and had appeared before him. He said they discussed the conditions of his probation and who his probation officer was on several occasions, but (S)BAUMGARTNER was not responsible for (S)GIBSON going to unsupervised probation for the final year of his sentence.

(S)GIBSON described (S)BAUMGARTNER as being very persistent when he wanted pills. He said there were several occasions where he told (S)BAUMGARTNER he could not get any pills for him. He described conversations with (S)BAUMGARTNER as (S)BAUMGARTNER demanding the pills instead of asking for them. He said his words were, "You better do something, fast."

(S)GIBSON identified Nicole Tyson as his main source of supply for pills to supply to (S)BAUMGARTNER. Tyson lived on Central Avenue Pike with her boyfriend, Kenny, who financed Tyson's operation. (S)GIBSON said Tyson had recently been charged in Broward County, Florida and was suppose to be living in Florida as a condition of her release. (S)GIBSON has discussed his relationship with (S)BAUMGARTNER, but did not think she had met him at his house. Tyson told (S)GIBSON that (S)BAUMGARTNER had sentenced her to four years in prison.

(S)GIBSON confirmed that he had minimized some of his involvement with (S) BAUMGARTNER during the interview. He stated he wanted to be honest about his involvement with (S)BAUMGARTNER, but was concerned when asked about amounts he had sold to him because he didn't want to get himself in more trouble than he already was. During the course of the interview, information was received from agents conducting the search of (S) GIBSON'S residence that they had located a gun during the search. (S)GIBSON stated there was an older gun at the residence that he had received from his dad when he passed away. He described the gun as being an antique and having been "re-blued." He confirmed the gun was his and stated he should have gotten it out of there, but he didn't think we (law enforcement) could have gotten a "valid" search warrant signed.

(S)GIBSON was given numerous bathroom breaks, provided drinks, and given a lunch from McDonald's during the course of the interview. (S)GIBSON asked numerous times for agents to tell him what he would ultimately be charged with and the amount of time he might serve. He was told we could not make those type promises, and those decisions would be made by the prosecutor handling the case.

(S)GIBSON remained at the TBI Office after the interview was concluded for a period of time. He was later released with no charges being filed at that time.

From information and observation, the following personal information was obtained for Christopher Gibson:

Christopher Gibson  
W/M  
08-04-70  
[REDACTED]  
Knoxville, TN  
865-[REDACTED]  
865-[REDACTED]

jw

Attachment: Rights Waiver

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 48

Author: Williams, James D.                      Activity Date: 12/16/2010  
Case Agent: DeArmond, Darren B              Report Date: 01/13/2011  
SAC/ASAC: Morton, Shannon J.              Approved By:  
Description: Interview - Oral - Crystal Sue Uthe - 12-16-10

- (S) Richard Baumgartner, W/M, 04/20/1947
- (S) Christopher Lee Gibson, W/M, 08/04/1970
- (V) State of Tennessee

On Thursday, December 16, 2010, at approximately 6:47 p.m., an oral interview was conducted with Crystal Sue Uthe at the Knoxville TBI field office. Present during the interview were SA Darren DeArmond and myself, ASAC Jim Williams. Knoxville Police Department (KPD) Inv. Phil Jinks was present for a portion of the interview. Uthe had been arrested for Driving on Suspended License by KPD and was in custody at the time of the interview. I advised Uthe of her rights, which she stated she understood, and she signed a waiver of her rights at approximately 6:46 p.m. A copy of the Rights Waiver is attached to this submittal. After proper identification and explanation of the purpose for the interview, Crystal Sue Uthe voluntarily provided the following information:

Uthe was told that agents wanted to talk to her about her former employer Chris Gibson. Uthe worked for Gibson at Gibson's Directional Drilling from approximately March 2010 through November 2010. She met Chris approximately 2-3 years ago through a mutual friend named Annette, who Uthe worked with at Hall Real Estate and Auction. Uthe believed this was soon after the time Chris and his ex-wife Darlene had separated.

According to Uthe, Chris operates a legitimate business working on underground utilities. Uthe described herself as a secretary for Chris, stating that she did office work, entered information into Quicken for tax purposes, handled insurance, and scheduled appointments for Chris. Uthe said Chris was primarily working for plumbing companies, and he had 4-5 employees working for him. She could not recall their names because she did not deal with them often and there was a high turnover rate. She did recall the names J.R. and Bobby as being two of Gibson's employees.

Uthe stated that she and Annette shared an apartment at Pine Ridge Apartments for a period time, and described Annette as having a drug problem. Annette had been purchasing pills from Chris and Darlene prior to Uthe meeting Annette. Uthe accompanied Annette on several occasions to Gibson's residence on Gap Road while Annette purchased pills from Chris. Uthe advised that Chris had a "script" for Oxys, Roxys, and Hydros, and she believed it was pills obtained from his prescriptions that he was selling.

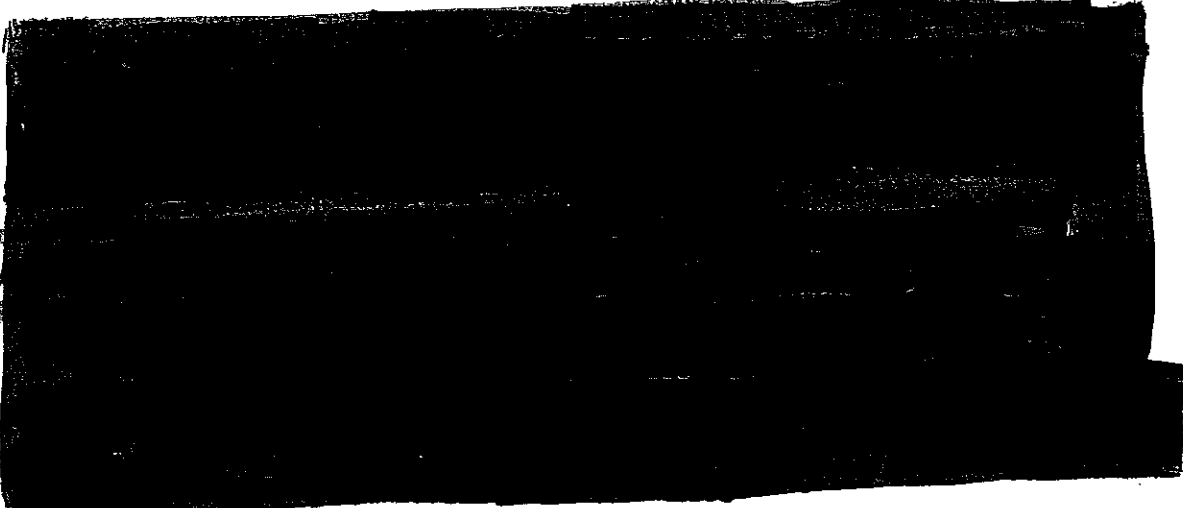
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IR # 48  
Page 1

Approximately 6-7 months after Uthe began going to Gibson's with Annette to obtain pills, Uthe began going to him to obtain pills for herself. She stated she would go to Gibson's 1-2 times a week, and purchase 1-2 pills at a time. She believed this began in 2008. Uthe would communicate by phone with Chris on his number [REDACTED] to arrange the transactions. The transactions were arranged both orally and through text message over this phone. Uthe said Chris was comfortable communicating by either method to arrange the drug transactions, and that she always tried to talk in code when speaking on the phone or texting when arranging the transactions.

Uthe believed it was around the time she started dealing with Gibson by herself that he started dating his current girlfriend Ashley Ricker. Uthe described Ricker as a crack addict and pill head. She said Ricker was originally from Jefferson City. According to Uthe, Chris met Ricker at a strip club, brought her to home, gave her pills, and they started dating. (Yes)

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Uthe said she had not seen Gibson since he had fired her in November. She said she had spoken with him by phone on this date regarding a phone she was in possession of that was still in his name. She said the number for the phone she was using is [REDACTED] and she had been using that number for approximately 4-5 months. She said Chris had several numbers in his name. Gibson provides phones for himself, Ricker, Uthe, his children, and Darlene. Gibson's utilizes phone number [REDACTED] Ricker's number is [REDACTED]. She did not know the numbers to the other phones.

Uthe worked out of the living room of Gibson's residence on [REDACTED] and stated that she lived at the residence for a period of time. She initially stated that she had seen numerous people come and go but did not know their names, only their faces. She stated that most of the time Chris would accompany visitors to another room other than the living room where she worked, because that was the way drug dealers did business. Uthe has observed Gibson and Ricker snorting pills.

TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083

IR #: 48

*HCOB*

Uthe said that Chris knows the police are looking at him, because Darlene had gotten mad and told him she was going to turn him into the police. Uthe heard from Annette, who had been told by Darlene, that Chris "knew people" with Knox County. Uthe said Chris never told her he had connections.

*7/8/06*

\*\*\*

AGENT'S NOTE: At approximately 7:36 p.m., a break was taken until approximately 7:48 p.m. when the interview was resumed. Uthe had been provided a Coke at the beginning of the interview, and refused any additional drinks and declined going to the restroom during the break.

\*\*\*

*Rel?*

When the interview was resumed, SA DeArmond began showing Uthe sheets of paper with four photographs on each. Uthe identified Chris Gibson and her boyfriend's stepfather off the first sheet. She stated she knew two photos on the second sheet, Stacey and "Judge Richard Baumgartner." Uthe's facial expressions changed when she observed Baumgartner's photograph.

SA DeArmond told Uthe we knew Baumgartner had been to Gibson's house to obtain pills, and Uthe began to tear up nodding her head in the affirmative. Uthe said they referred to Judge Richard Baumgartner as "JB," and that it was a name they had just come up with for him. She could not recall who had come up with the name. Baumgartner is referred to as "JB" in the remainder of this report.

Uthe first met JB at Chris's residence around the first of 2010. She recalled thinking they were all busted the first time she saw him at the residence, and thought Chris was crazy for selling pills to a judge. JB drove a black Buick. Uthe could not recall the tag number but knew the license plate said "judiciary" on it. She said JB was always wearing a suit when he came to the residence.

*170 Rel.*

Chris knew JB prior to Uthe going to work for him. She believed Chris met JB through a female named Deena Castleman. Uthe described Castleman as a prostitute who would have sex with anyone who wanted to. Uthe said Castleman had been arrested a couple of times, and knew Chris had bailed her out on at least one occasion. According to Uthe, Baumgartner was "messing" with Castleman, and Castleman had moved into Chris's house on Gap Road. Uthe said Chris was supplying Castleman with pills, and Castleman was supplying Baumgartner with pills and having sex with him at Chris's house. Uthe recalled one incident where she had placed some money into her bra, and JB had asked for the money, and when she refused to give it him, JB said he would just go after it, and tried to stick his hand into her bra. Uthe told Chris about the incident, and he spoke to JB telling him it made her uncomfortable to be touched like that. Uthe said JB never touched her afterwards.

*Rel.*

Uthe believed Deena had gotten JB started using pills. According to Uthe, JB wasn't initially doing "hard" drugs, "just a couple of Hydros here and there." Uthe said that JB had apparently built a tolerance to the Hydros and started using Roxys to achieve the same effect. Uthe said she had never seen JB use drugs but has seen him purchase drugs on numerous occasions.

*it called*

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IR # 48  
Page 3

TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083

IR #: 48

Uthe was getting a prescription for Hydrocodone 10 mg and said she did not take Hydrocodone because they made her sick. Uthe said that, on two separate occasions she sold her entire prescription of thirty pills to JB for \$7.00 a pill. Uthe said, "He needed pills and I needed money." The transactions took place at Gibson's residence on Gap Road and occurred around the spring of 2010.

Uthe has only observed Chris and JB in the kitchen and an extra bedroom in the residence where they would do drug deals. She has not observed them doing drugs together. Uthe stated that JB would sometimes come to the residence 2-3 times a week, but sometimes less. She said it would depend on how many pills he purchased on a given day as to how long he would be gone. Uthe said that, if JB came on Monday and only purchased 3-4 pills, he would be back on Tuesday or Wednesday to purchase more. If he purchased 15-20 on Wednesday, they wouldn't expect to see him until the following Monday. Uthe said that Baumgartner normally purchased 10-15 pills from Gibson.

She only observed JB at Gibson's on weekdays, normally around lunch time, but stated she did not work there on the weekends. Uthe recalled thinking it was odd that court started at 9:00 in the morning, and they got to take 2½-hour lunch breaks. She did not recall seeing Baumgartner come to the residence accompanied by anyone. Normally, he would come to the residence, get pills, have sex, and leave. Uthe, Ricker, Darlene, and Gibson are the people who Uthe believes are aware of Gibson and Baumgartner's relationship. Gibson would try to ensure that everyone was away from the residence before JB would come to the residence. Gibson told Uthe not to say anything to anyone about JB and reminded her, "What happens at the house, stays at the house."

According to Uthe, Ricker has threatened Chris by telling him she was going to tell on both he and JB, and they would both go down. Darlene has left messages threatening to tell on Chris for selling pills. Uthe said she had heard that Chris had quit selling pills and believed it was because of these threats, Ashley using too many pills, and because he may have been dropped by the doctor where he was obtaining scripts.

Uthe has had phone conversations with JB when JB would call looking for Chris and Uthe would answer the phone. She said he would call from his cell phone and from his office phone but didn't think he called after hours. Uthe advised that Chris normally spoke to JB on the 865-679-2382 and 865-360-0833 phone numbers. Occasionally JB would call Chris and ask him to meet him away from the residence if JB didn't want to come to the residence to purchase pills. Uthe knows that the parking lot of Northern Tool and Equipment on Clinton Highway is one location where Chris would meet JB to sell him pills.

Uthe said that she had heard from Chris that JB was trying to quit using Roxys and that he was now on Suboxone. She had no knowledge of JB selling or providing drugs to Gibson, but he may have supplied Suboxone to Gibson.

Uthe advised that Chris has a safe in his closet at the residence where he keeps his drugs.

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IR # 48

Page 4

Rel.

Spec.

Heon  
Sany  
Special

yes

Uthe yes

TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083  
IR #: 48

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Uthe estimated that she had seen JB at Chris's residence approximately 100 times. Uthe said that JB normally came to Gibson's to purchase pills, have sex, or both. Uthe stated that she had been reluctant to speak with Agents the previous day because she was afraid we were friends with Chris or JB.

Approximately five months ago, Uthe had tried to "hook up" JB with a friend of hers named Michelle, who Uthe described as a prostitute. This occurred after JB had inquired about finding someone to have sex with. Uthe does not know if the two got together.

Uthe believes that Gibson has sent people to Florida to purchase pills. She described one occasion where he had provided her with gas money to drive a girl to a pain clinic in Florida, possibly in the Miami Beach area. She believed this occurred during the time she worked for Chris, and recalled that it was during warm weather.

JDW:jdb  
cc: SA Darren DeArmond, TBI

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IR # 48  
Page 5

occurred at the residence of Darlene Gray on September 25, 2010. Jinks stated that around midnight on September 25, 2010, he had received a call from KPD Lt. Tony Willis who stated the police department responded to a burglary in progress call at Gray's residence. Gray told Officers that her ex-husband, (S)CHRIS GIBSON, was a suspect in the burglary and then began to tell them that he was involved in selling prescription drugs to (S)JUDGE BAUMGARTNER. Inv. Jinks responded to the scene and continued interviewing Gray. Gray told Officers that (S)GIBSON was on probation out of (S)BAUMGARTNER'S court for Aggravated Assault that occurred against her. She stated that she had photos of (S)GIBSON and (S)BAUMGARTNER together and had witnessed him at (S)GIBSON'S residence. Gray told Officers that she had taken photos of (S)GIBSON and (S)BAUMGARTNER to Knoxville Attorney Russ Green for him to keep. Inv. Jinks stated that on Monday, September 27, 2010, he contacted Assistant District Attorney Jennifer Welch regarding the situation. ADA Welch contacted Knox County District Attorney Randy Nichols who advised that KPD needed to be recused from the investigation and also requested that Jinks obtain the photos reference by Gray as soon as possible and to bring them to his office for review. Jinks said he went back to Gray's residence on the evening of September 27, 2010 and again spoke with her. Gray told him that (S)GIBSON had contacted her as recently as two weeks ago seeking Roxycodone for (S)JUDGE BAUMGARTNER. Gray provided Jinks with a green LG phone and several memory cards that she stated may contain photos of (S)GIBSON and (S)BAUMGARTNER. Jinks stated all photos contained on the cell phone were burned to a disk and reviewed. He advised there were several photos on the cell phone of a white Ford pickup with a yellow light on top parked beside a black car at an unknown location. Jinks stated that later that night he drove by (S)GIBSON'S residence and observed a white Ford truck parked in the driveway that appeared to be similar to the one observed in the photographs. At the conclusion of the interview, Jinks provided RA with one LG phone, eight memory cards, and two SanDisk memory card adapters that he had received from Gray. (IR #12)

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105  
On September 28, 2010, RA and ASAC Williams conducted an oral interview with DARLENE GRAY. GRAY provided Agents with information regarding her marital history with (S)CHRISTOPHER GIBSON. She also stated that (S)GIBSON had been involved with prescription pills since the 1990's. She stated that (S)GIBSON obtained his pills through doctors and pain clinics in East Tennessee while also sending individuals to pain clinics in Florida to get pills. GRAY stated that she and (S)GIBSON were divorced in 2008 and he was now living with his girlfriend, Ashley Ricker, at his house at [REDACTED] in Knoxville. GRAY identified several individuals who were involved in selling and receiving pills with (S)GIBSON to include Nikki Tyson and Crystal Uthe. GRAY said she first saw (S)JUDGE BAUMGARTNER at (S)GIBSON'S residence in the spring of 2010. She stated that she started seeing him there more and more when she went to pick up her kids and (S)GIBSON had told her that he was doing work for (S)BAUMGARTNER. GRAY stated that (S)BAUMGARTNER drove a black car that had a J-8 with either a 1 or a number 2 after the eight. In early summer 2010, GRAY said (S)GIBSON told her that (S)BAUMGARTNER was taking twenty Hydrocodone per day and that he needed a source of supply for him. GRAY said at (S)GIBSON'S request, she obtained pills for (S)GIBSON to sell to (S)BAUMGARTNER. GRAY said that later in June 2010, (S)GIBSON asked her if she could get any Roxycodone. (S)GIBSON advised that (S)BAUMGARTNER wanted to try them to see if he could get the same effect without having to take so many Hydrocodone. GRAY stated it was during the summer when she was able to take cell phone photos of (S)GIBSON and (S)BAUMGARTNER sitting on a bed in (S)GIBSON'S house snorting drugs. She said she was unable to find the memory card that contained those specific photos. She said she also took photos of (S)GIBSON and (S)BAUMGARTNER in (S)GIBSON'S driveway. She said she took them to Attorney Russ Green about a week after the Vanessa Coleman sentencing. The photos obtained via cell phone by GRAY were reviewed by RA. The

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

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<b>Case #:</b>	<b>KX-82A-000083</b>
<b>I.R.#:</b>	<b>13</b>
<b>Description:</b>	<b>Interview - Oral - Darlene Gray - 09/28/10 (SA DeArmond)</b>
<b>Office of Origin:</b>	<b>Knoxville Field Office</b>
<b>Case Agent:</b>	<b>DeArmond, Darren B</b>
<b>SAC/ASAC:</b>	<b>Morton, Shannon J.</b>

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(S) Richard Ralph Baumgartner (W/M - DOB: 04/20/47)  
(S) Christopher Lee Gibson (W/M - DOB: 08/04/70)  
(V) State of Tennessee

SA DeArmond prepared the following narrative on October 1, 2010.

On September 28, 2010, Reporting Agent (RA), along with Tennessee Bureau of Investigation (TBI) Assistant Special Agent in Charge (ASAC) Jim Williams conducted an oral interview with DARLENE MICHELLE GRAY. After providing proper identification and an explanation for the purpose of the interview, GRAY voluntarily provided the following information:

DARLA GRAY stated that she met (S)CHRISTOPHER (CHRIS) GIBSON in 1989 and they were married on December 19, 1991. She advised that his telephone number was 865/ [REDACTED] GRAY stated that she had three children with (S)GIBSON being:

[REDACTED]

MRS. GRAY advised that her other two children, [REDACTED] were not fathered by (S)GIBSON.

MRS. GRAY stated that (S)CHRIS GIBSON became involved with prescription pills back in the 1990's. She stated he was going to Dr. Layman in Mascot and obtaining 5mg Hydrocodone and he was also involved in burglarizing stand alone drink machines. She stated he was selling most of his prescription pills to other family members at the time. MRS. GRAY advised that about three or four years later, she started going to Dr. Layman and also getting pills that she would bring back to (S)CHRIS for him to sell. She stated that most of the pills that she would obtain were 10mg Hydrocodone and she was also involved in selling the pills with (S)GIBSON.

MRS. GRAY advised in the mid 1990's, they moved to Christenberry Heights Housing

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Case Number:	KX-82A-060083
IR Number:	13

Development in Northwest Knoxville. She stated that (S)CHRIS stole enough money (\$4500 dollars) from drink machines for them to be able to buy a mobile home in Halls. She advised they then moved to (S)GIBSON'S current residence on Gap Road. She stated that (S)CHRIS started a directional drilling company and installed fiber optic cable for underground utilities about four or five years ago. MRS. GRAY stated he obtained most of his work as a sub-contractor for area businesses.

MRS. GRAY advised that (S)CHRIS stopped dealing in pills for a period of time, but then started seeing Dr. James Buchanan in Farragut and got Oxycodone from him for years. She advised that about four or five years later, she started going to Dr. Buchanan and getting prescriptions from him for narcotics. She stated that she and (S)CHRIS started selling pills obtained from Dr. Buchanan while they were living together on [REDACTED] in Knoxville. MRS. GRAY said that (S)CHRIS was obtaining sixty 40mg Oxycodone and re-selling them for \$20 to \$22 dollars a piece. She advised that she was also getting sixty 40mg Oxycodone during her visits to Dr. Buchanan. She advised this type of activity continued for a couple of years until Agents with the Drug Enforcement Agency (DEA) came and searched their house and she became scared and stopped selling pills.

MRS. GRAY stated that she and (S)CHRIS GIBSON got divorced on March 18, 2008. She explained that as part of their divorce settlement, (S)CHRIS was suppose to pay her \$40,000 dollars and provide her with a car. She stated that (S)CHRIS was currently paying her \$1000 dollars per month and has not provided her with any transportation.

MRS. GRAY stated that (S)CHRIS was now living with his new girlfriend, [REDACTED] and she had been arrested for drugs on September 7, 2010. She advised that customers of (S)GIBSON included:

[REDACTED]

MRS. GRAY stated that [REDACTED] were three individuals that (S)GIBSON was sending to Florida to obtain prescription medication. She stated that (S)GIBSON was sending them twice a month by air on planes from McGhee Tyson Airport in Knoxville in exchange for a portion of their prescriptions.

MRS. GRAY stated that (S)GIBSON was also involved in selling prescriptions at the Orange Bar & Sports Grill that was recently shut down by the Knoxville Police Department for a variety of illegal activities to include drug sales.

MRS. GRAY stated in the Spring of 2010, she went to (S)GIBSON'S residence to pick up her child support check with her sister, [REDACTED] and when they pulled in the driveway, Knox County Judge, (S)RICHARD BAUMGARTNER, pulled in behind them. She

Case Number:	KX-82A-000083
IR Number:	13

advised that the (S)JUDGE was driving a black Ford Crown Victoria. She said he was wearing a black suit with white pin stripes with a white shirt and tie. MRS. GRAY said that (S)CHRIS walked outside and asked the (S)JUDGE to move out of the way so they could leave. She stated that (S)JUDGE BAUMGARTNER walked up the driveway to the rear of the house. MRS. GRAY said her sister, [REDACTED] thought the individual was (S)CHRIS' mother's boyfriend, [REDACTED] but she was sure it was (S)JUDGE BAUMGARTNER. She advised that she went back to her house and told her husband about seeing the (S)JUDGE at (S)GIBSON'S residence and then drove back over to (S)GIBSON'S house and observed the vehicle still in the driveway of the residence.

MRS. GRAY said she started seeing (S)JUDGE BAUMGARTNER'S vehicle at (S)CHRIS' residence more often, especially during the morning, afternoon, and evening hours. She stated that she asked (S)CHRIS about what was going on and he advised that he was doing work for (S)JUDGE BAUMGARTNER at the (S)JUDGE'S farm house.

MRS. GRAY advised in early Summer 2010, (S)GIBSON told her that (S)JUDGE BAUMGARTNER was taking ten to twenty Hydrocodone per day and (S)GIBSON was looking for a source of supply. (S)GIBSON subsequently asked MRS. GRAY if she could obtain 10mg Hydrocodone from anyone. MRS. GRAY stated that she called [REDACTED] who took her to a source of supply for the Hydrocodone. She said she got the pills for (S)GIBSON on a couple of occasions and he wanted her to do it more for him. (S)GIBSON told her that (S)JUDGE BAUMGARTNER could not get into a pain clinic and needed (S)GIBSON to get him more pills.

MRS. GRAY stated her husband's probation was violated in June 2010 and he was arrested and placed in State custody. She advised that about a week after Mr. Gray's arrest, (S)GIBSON came to her house in her old car and asked her if she could get any Roxycodone. MRS. GRAY said she asked who the pills were for and (S)GIBSON told her it was for (S)JUDGE BAUMGARTNER. (S)GIBSON told her that he was looking for a different kind of pill so he did not have to take so many to achieve the same effect. MRS. GRAY said that (S)GIBSON also suggested that (S)JUDGE BAUMGARTNER was looking for someone to date and that it upset her that (S)GIBSON would suggest that she would see the (S)JUDGE.

MRS. GRAY advised on another occasion in the Summer of 2010, she was at (S)GIBSON'S residence and (S)JUDGE BAUMGARTNER arrived. She stated the (S)JUDGE came in the house and he and (S)CHRIS went down the hall of the residence to a bedroom on the right. MRS. GRAY said she asked (S)GIBSON'S girlfriend, Ashley Ricker, what they were doing and she said they were "taking care of business." MRS. GRAY stated she walked down the hallway toward the bedroom and observed that the bedroom door was cracked open so she could see into the room. She advised that she observed (S)GIBSON and (S)JUDGE BAUMGARTNER sitting on opposite sides of the bed and they were both leaned over with a straw in their hand as if they were snorting pills into their noses. MRS. GRAY said she took a picture of them with her camera phone and that the side views of both individuals were visible in the phone.

MRS. GRAY stated she also took a picture of (S)JUDGE BAUMGARTNER leaving

Case Number:	KX-82A-060083
IR Number:	13

(S)GIBSON'S residence with her cell phone, but could not recall exactly when the photo was taken. She advised the (S)JUDGE was driving a black Ford Crown Vic and the registration was J-8 with either a number 1 or a number 2 after the eight.

MRS. GRAY stated she took the memory card from the cell phone and went to the Walgreens photo shop located on Merchants Road in Knoxville about a month or two ago and printed both photos. MRS. GRAY advised that she then contacted Knoxville Attorney Russ Green who had represented (S)GIBSON on some of his prior charges. She told Green about the two pictures and asked him if he knew anything about (S)GIBSON selling drugs to (S)JUDGE BAUMGARTNER. She stated about a week after the Vanessa Coleman sentencing in the Christian/Newsome trial, she took both of them to Green's office. MRS. GRAY said Green looked at the pictures and put them in a folder and asked her about their origin. She stated that Green said he would call higher authorities in Nashville. MRS. GRAY advised that Green called her back later that evening and told her it would be up to her to contact someone in Nashville about the pictures.

MRS. GRAY stated in September 2010, she and (S)GIBSON had been arguing over the money he owed her and she saw him leave his house and began to follow him. She stated she followed (S)GIBSON out Clinton Highway and on several back roads. She advised she followed (S)GIBSON to an area that she believed to be Powell, Tennessee and they stopped at a residence where she observed the same vehicle as seen in the photographs from (S)GIBSON'S residence (black Buick Lucerne). MRS. GRAY said she later asked (S)GIBSON about the residence and he told her that it was (S)JUDGE BAUMGARTNER'S farm house. She stated that she told (S)GIBSON that she had followed him and he subsequently left her check in her mailbox the next morning.

MRS. GRAY stated that (S)GIBSON may also be involved in drugs with a female who works in the District Attorney's office. She described the female as being white with pale skin, and having shoulder length black hair. MRS. GRAY said the female supposedly drove a Nissan Altima and may have the name Betty.

MRS. GRAY also stated that a white male named Jimmy use to work with (S)GIBSON and had been at his residence on one occasion when (S)JUDGE BAUMGARTNER was there. She said that Jimmy told (S)GIBSON he (GIBSON) was in big trouble and quit working for him.

MRS. GRAY said an unknown male that (S)GIBSON had sent to Florida to get prescription pills had recently died from a drug overdose. She could not recall the name of the victim.

RA and ASAC Williams reviewed two sets of photographs that were printed from the green LG phone provided to KPD Investigator Jinks by MRS. GRAY. RA printed off seven photographs that were taken from MRS. GRAY'S cell phone while sitting in her vehicle in a driveway next to (S)GIBSON'S residence.

The first set of photographs display a white pickup truck with a yellow light on top of it

Case Number:	KX-82A-000083
IR Number:	13

sitting beside a black passenger car in (S)GIBSON'S driveway, possibly a Buick. The photographs also show two white males meeting at the front of the vehicles with one of the white males wearing a white shirt and blue jeans and the other white male wearing a blue shirt and brown pants. The unknown white male is observed having hunched over posture. MRS. GRAY advised she took the photographs on a Sunday about three weeks ago from the date of this interview. Data collected from the electronic signature of the images indicate the photographs were taken on Sunday, August 29, 2010, at about 5:53 p.m.

The second set of photographs displayed a black passenger vehicle, possibly a Buick Lucerne, sitting in front of a commercial roll of red pipe. MRS. GRAY advised she could not remember when the pictures were taken, but data collected from the electronic signature of the images indicate the photographs were made on June 24, 2010, at 8:56 a.m.

Copies of the above referenced photographs will be attached as Related Items to this Investigative Report.

Descriptive Data:

Darlene Michelle Gray

W/F

[REDACTED] 74

[REDACTED]

[REDACTED]

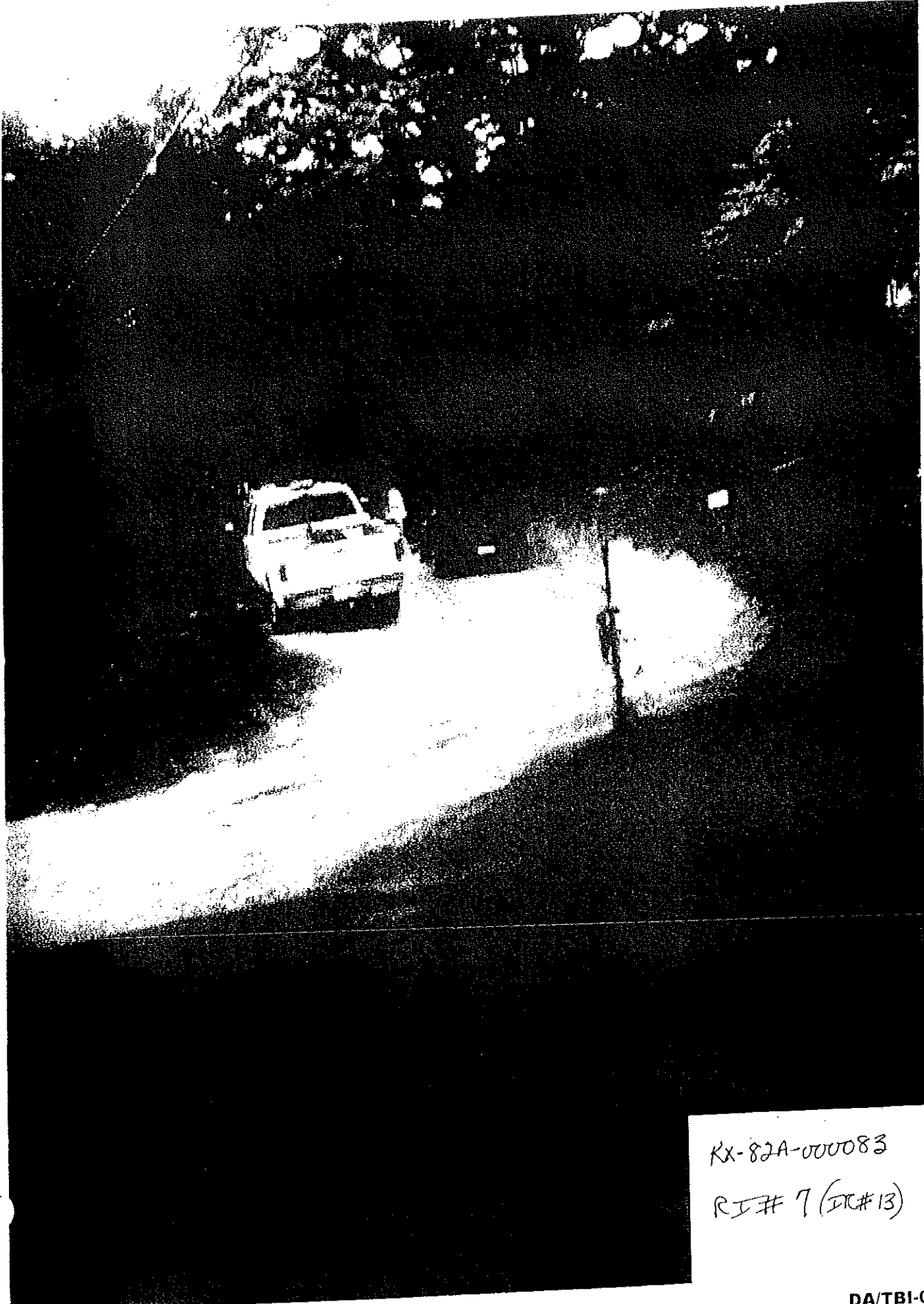
Knoxville, TN

[REDACTED] (H)

[REDACTED] (C)

dd

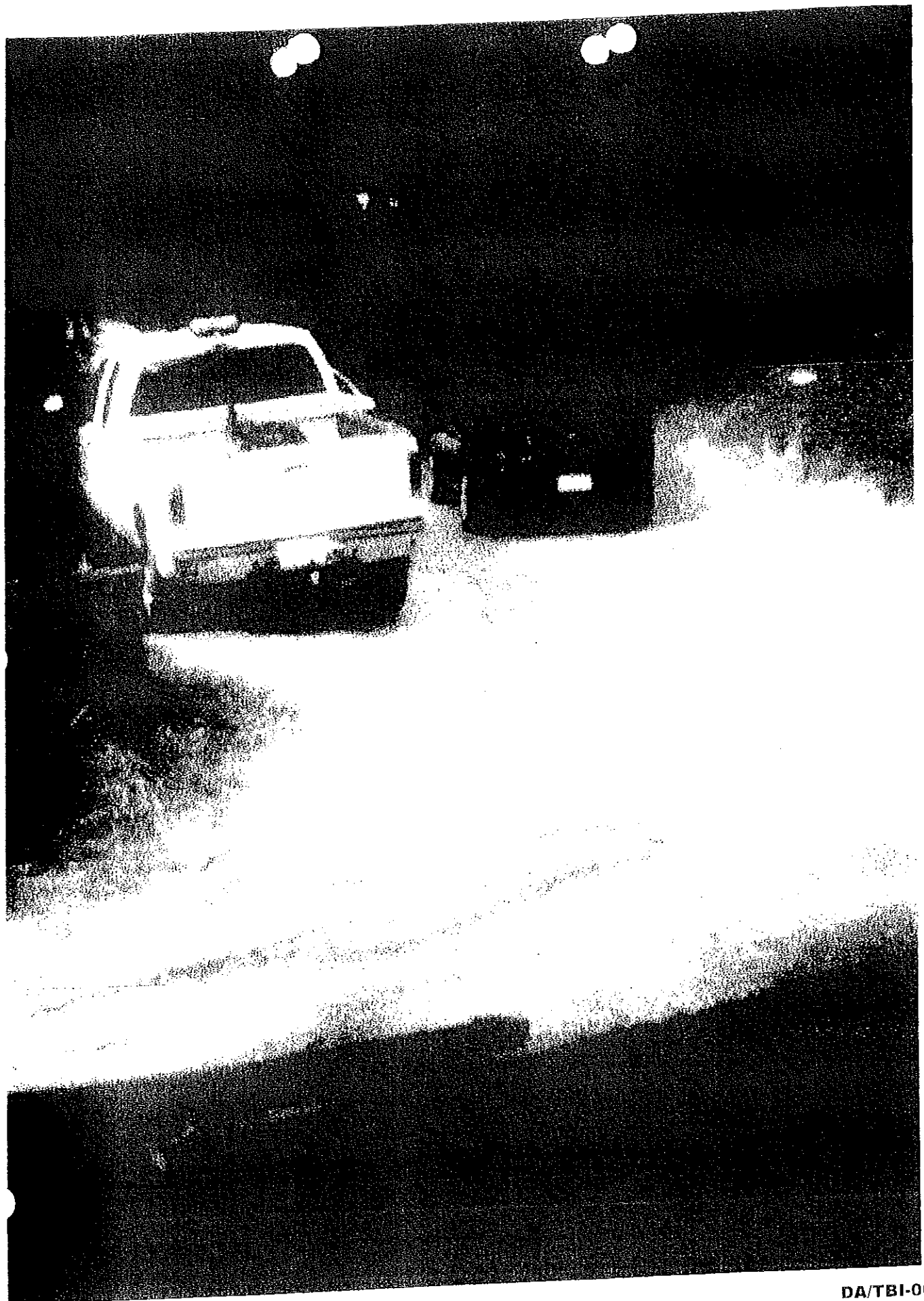
Attachments: Photographs



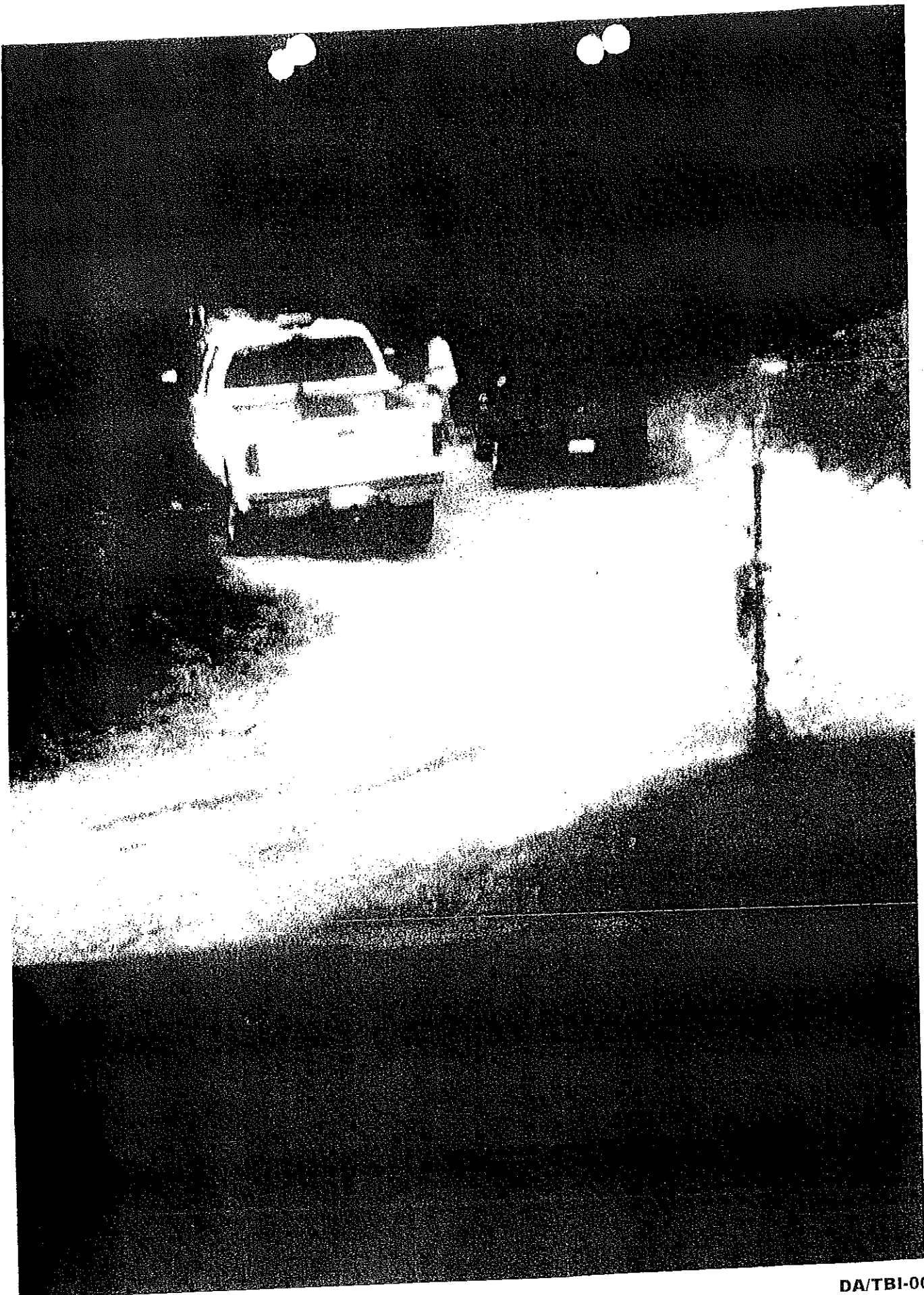
KX-82A-000083

RI# 7 (IR#13)

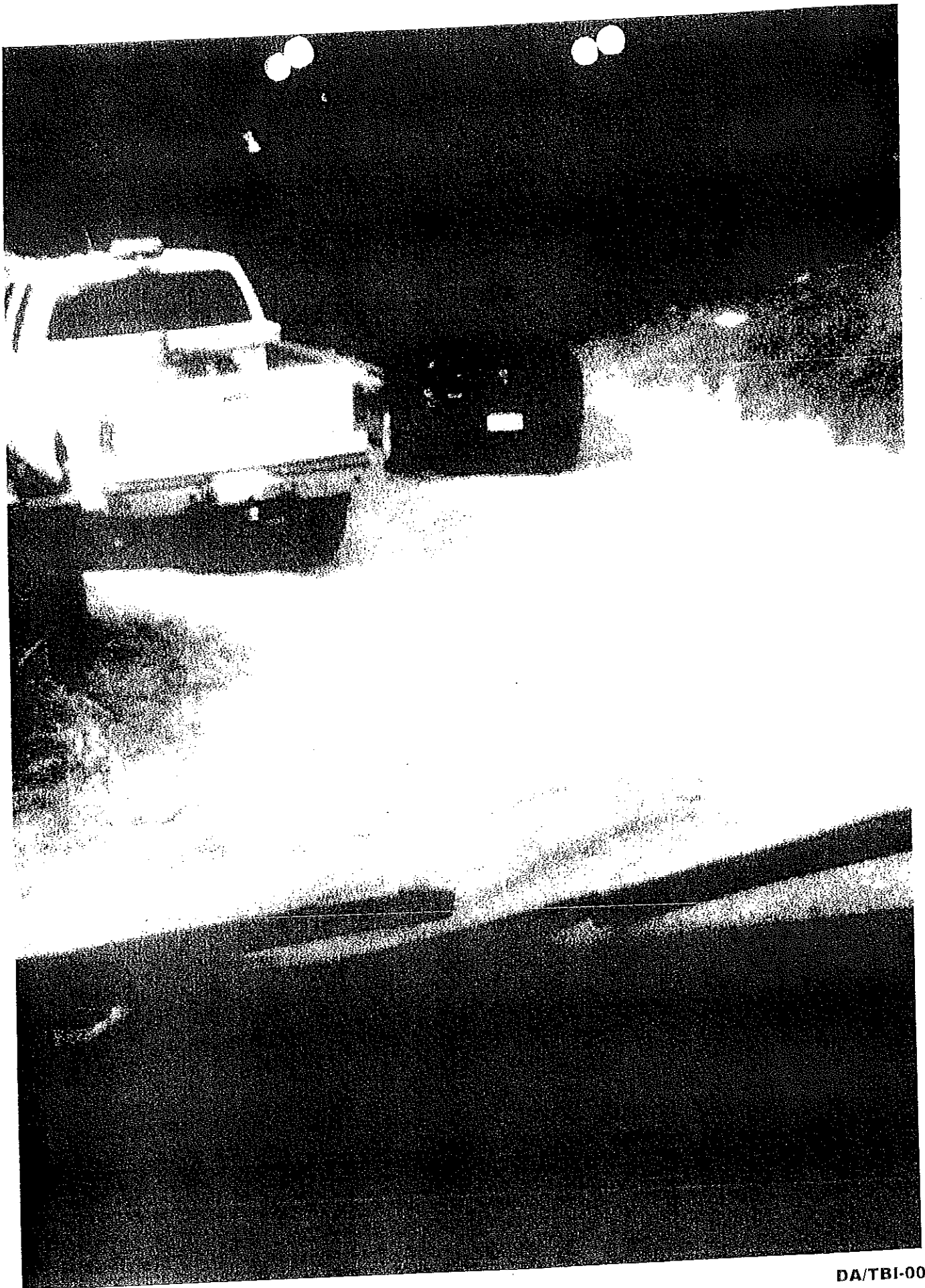
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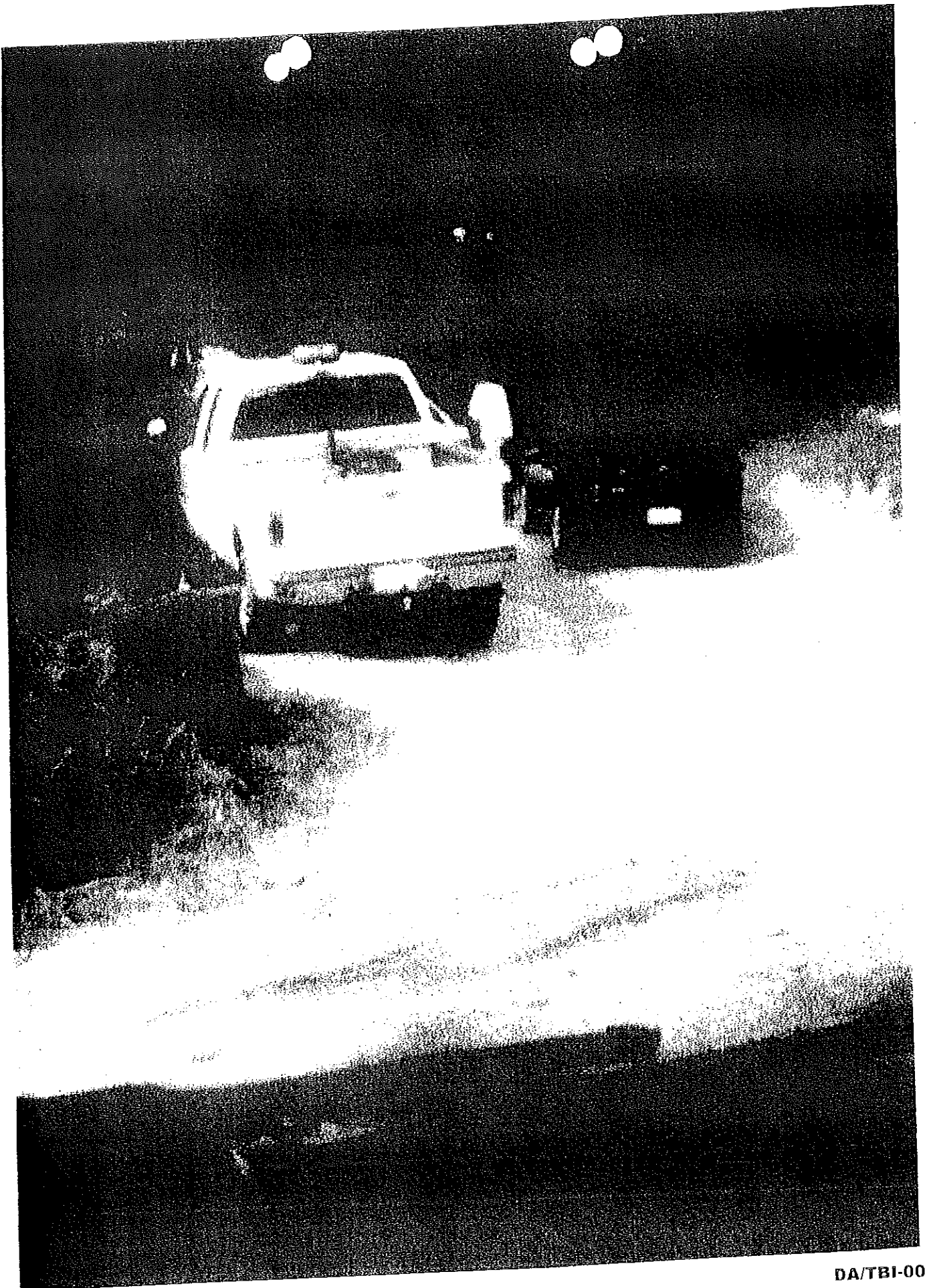
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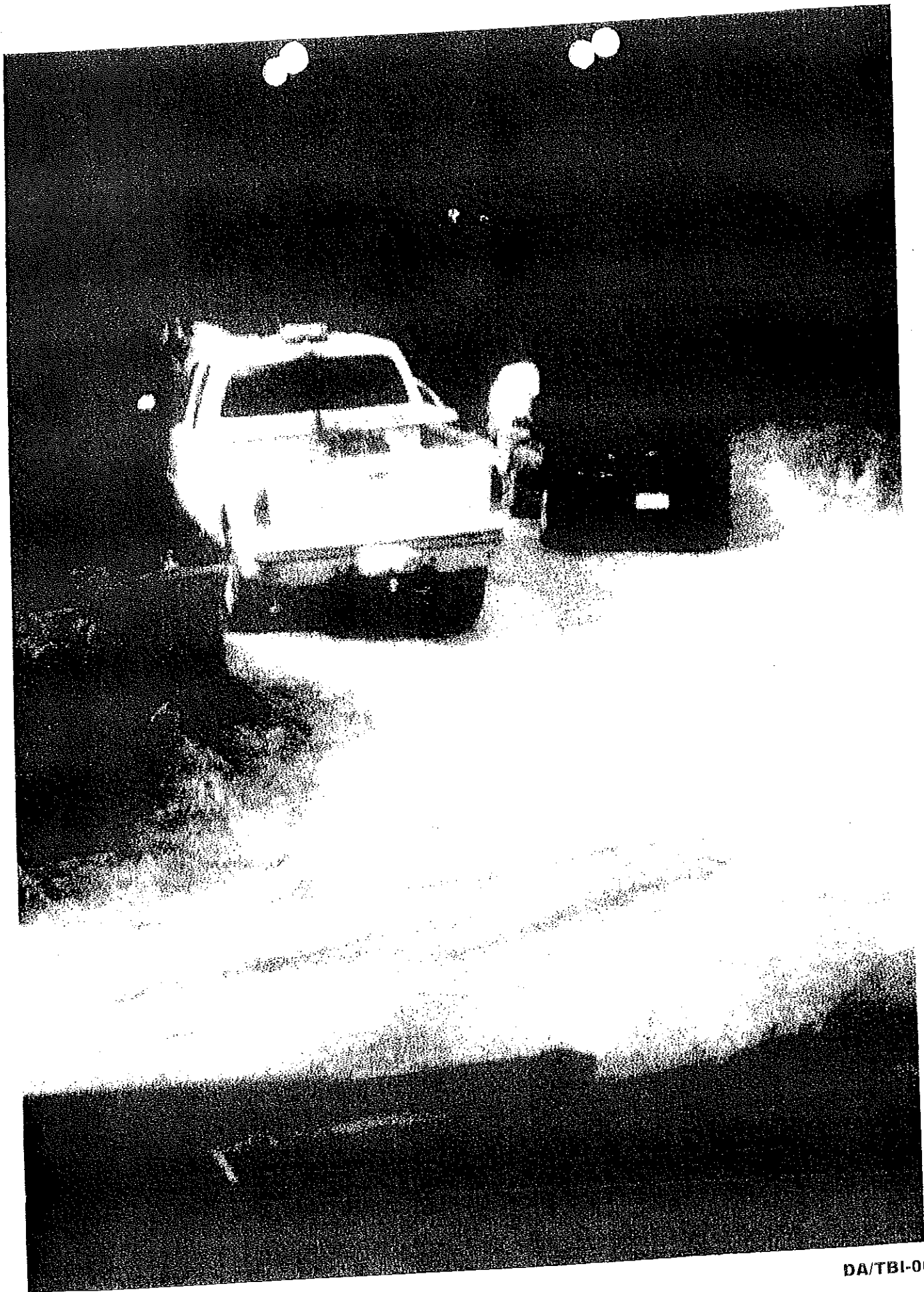
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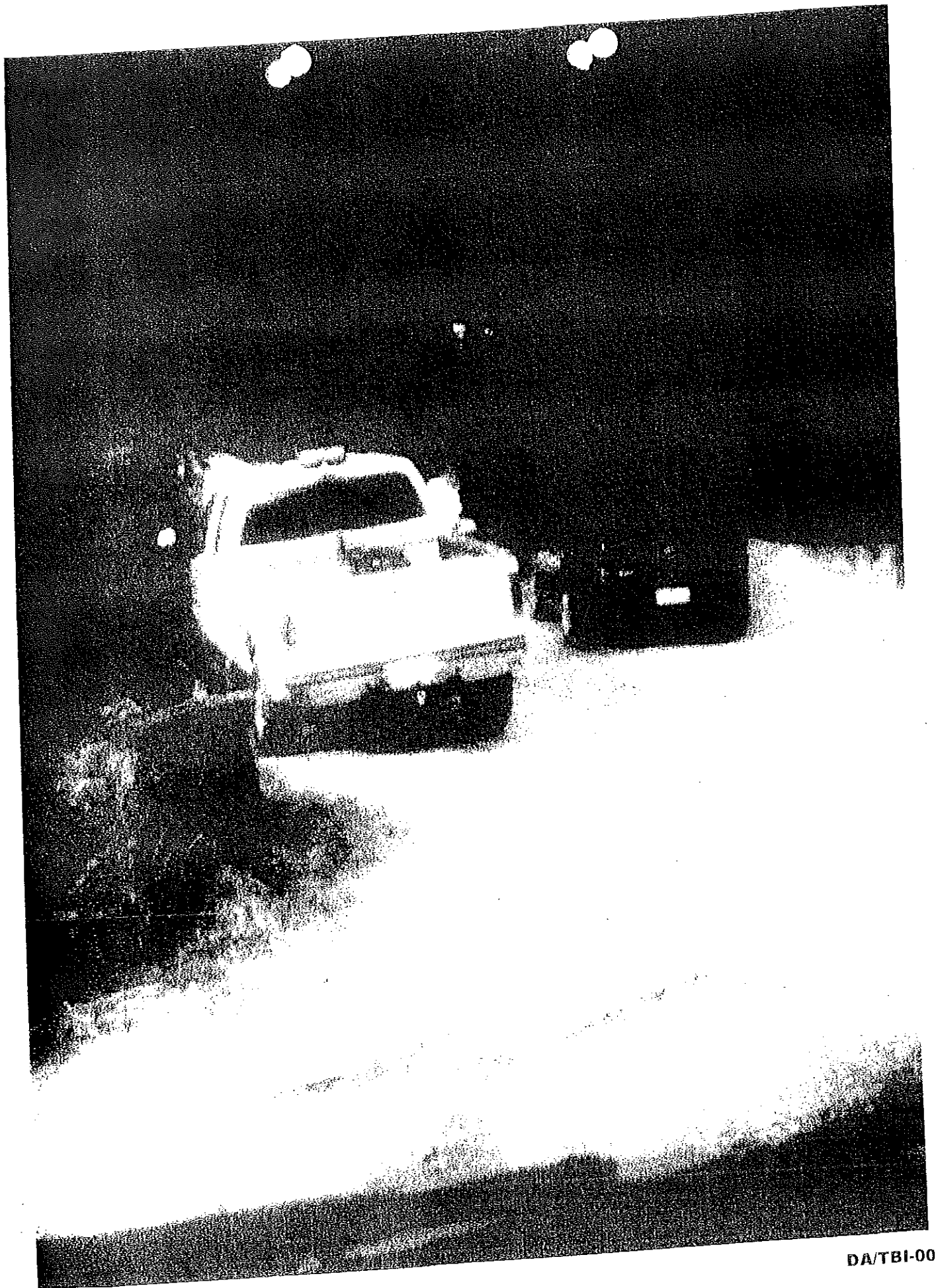
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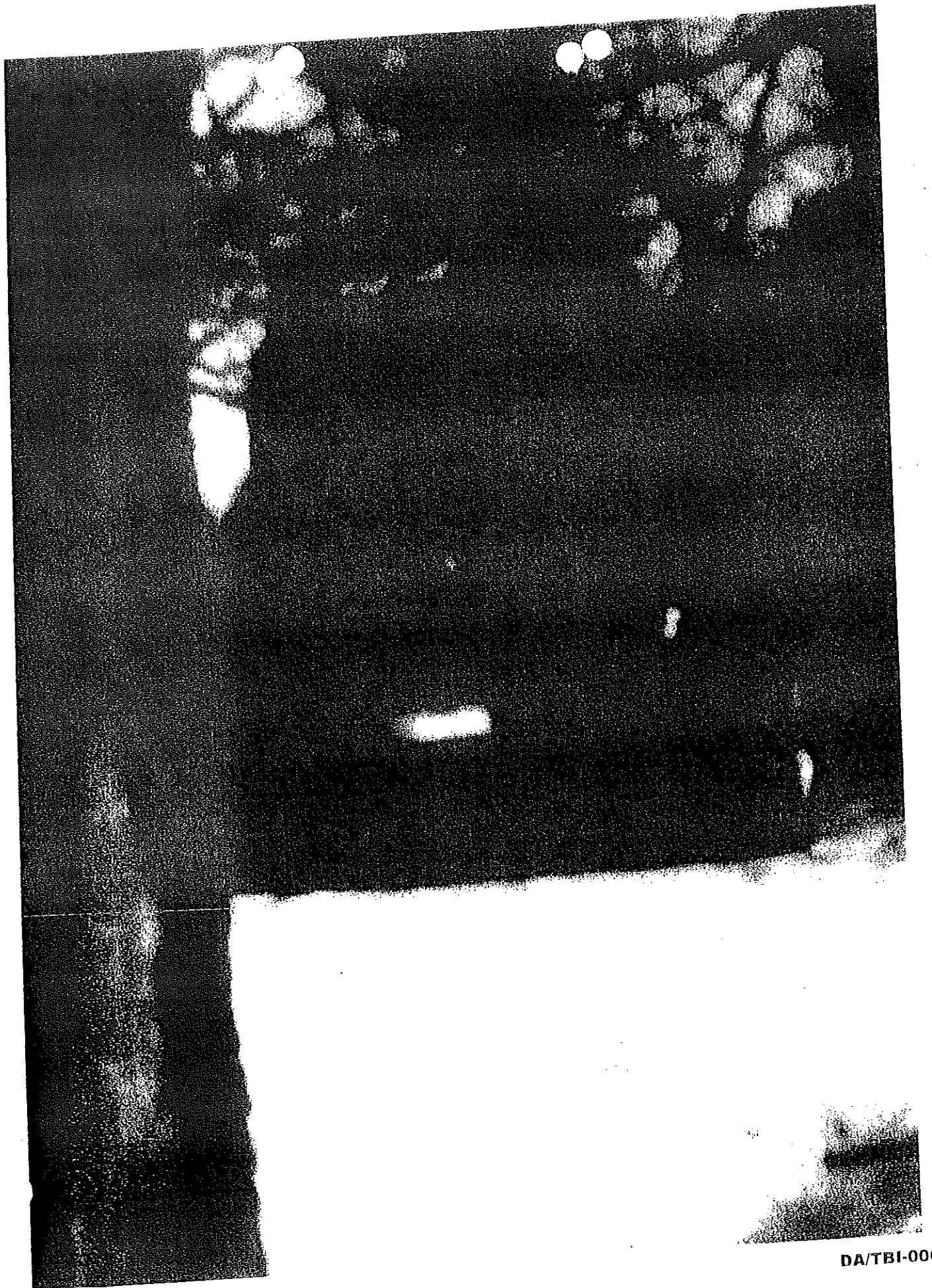
DA/TBI-000047



DA/TBI-000048



DA/TBI-000049



DA/TBI-000050



**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

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**Case #:** KX-82A-000083  
**I.R.#:** 14  
**Description:** Photographic Lineup  
**Office of Origin:** Knoxville Field Office  
**Case Agent:** DeArmond, Darren B  
**SAC/ASAC:** Morton, Shannon J.

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(S) Richard Ralph Baumgartner (W/M - DOB: 04/20/47)  
(S) Christopher Lee Gibson (W/M - DOB: 08/04/70)  
(V) State of Tennessee

SA Darren DeArmond prepared the following narrative on October 5, 2010.

On October 1, 2010, Tennessee Bureau of Investigation (TBI) Assistant Special Agent in Charge (ASAC) Jim Williams and Reporting Agent (RA) met with Darlene Gray in Knox County, Tennessee for the purpose of showing her a photo lineup in hopes of positively identifying Knox County Criminal Court Judge (S)RICHARD BAUMGARTNER.

Mrs. Gray was shown the lineup containing photographs of six white males of which one was a photograph of (S)RICHARD BAUMGARTNER. Mrs. Gray observed the lineup and identified (S)BAUMGARTNER in just over one second. Mrs. Gray circled the image of (S)BAUMGARTNER and placed her initials near the image.

During the interview, Mrs. Gray also provided telephone numbers for (S)CHRISTOPHER GIBSON as:

Home: 865/ [REDACTED]  
Cell: 865/ [REDACTED]

A copy of the photo lineup will be attached as a Related Item to this Investigative Report.

dd

Attachment: Photo Lineup

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Page 1

DA/TBI-000052

# PHOTO LINE-UP

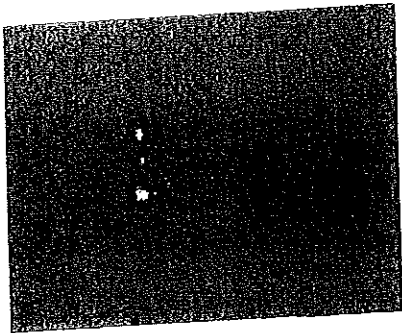


Photo #1

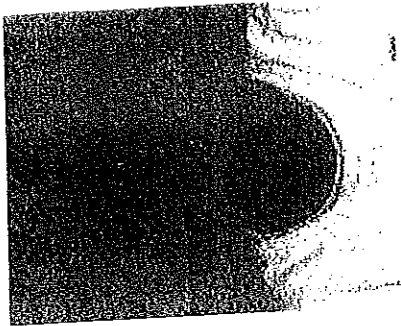


Photo #2

Photo #3

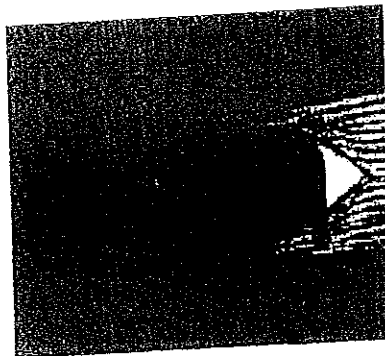
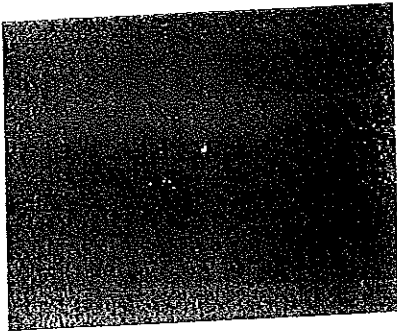


Photo #4

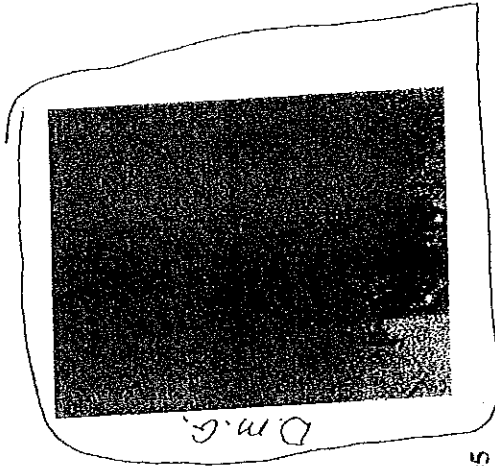
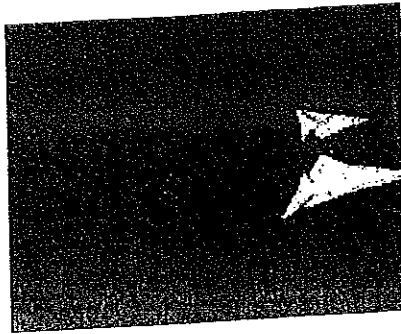


Photo #5

Photo #6



CASE # KX82A-04083

RI #8 GR#14

On 10/01/10 [date], I, DALEA GRAY [name of witness], was shown the six photos numbered above. After viewing the

above photos, I identified Photo # 5 [photo number] as the person responsible for

[description of crime] on \_\_\_\_\_ [date of incident].

Signature Dalea Gray [date] 10/01/10

Witness Dann B. DeCO [date] 10/01/10

Case Number KV 820 00007

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 148

Author: Slagle, David G.                      Activity Date: 02/03/2011  
Case Agent: DeArmond, Darren B              Report Date: 02/07/2011  
SAC/ASAC: Morton, Shannon J.                Approved By:  
Description: IA - Interview - Oral - Dr. Dean Conley - 02/03/11 (SA Slagle)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

DR. DEAN R. CONLEY, MD, was interviewed February 3, 2011 at his office in Knoxville, TN by ASAC L. Dan Ogle and reporting agent. After proper identification and explanation for the purpose of the interview, DR. CONLEY voluntarily provided the following information (in response to TBI Subpoena #21141):

DR. CONLEY stated that he knows (S)RICHARD BAUMGARTNER as a patient of his at Knoxville Consultants in Gastroenterology. He has had some limited social contact with (S) BAUMGARTNER. DR. CONLEY advised that (S)BAUMGARTNER suffers from chronic pancreatitis (assessed as severe) related to alcohol abuse. (S)BAUMGARTNER'S condition has progressed from acute to chronic with associated severe abdominal pain. DR. CONLEY ordered and conducted a number of tests on (S)BAUMGARTNER and referred him to Vanderbilt University Hospital for treatment. He prescribed narcotic pain killers to (S) BAUMGARTNER to help relieve pain associated with pancreatitis.

DR. CONLEY advised that there was a period of time he did not see (S)BAUMGARTNER and believes (S)BAUMGARTNER was seeing a doctor (Courtney George) over at University of Tennessee Medical Center. (S)BAUMGARTNER would do well when sober, but then his drinking would trigger an acute flare-up of the pancreatitis. DR. CONLEY believes he did an endoscopic exam of (S)BAUMGARTNER in November after (S)BAUMGARTNER complained of coughing up blood. DR. CONLEY urged (S)BAUMGARTNER to retire and described his appearance as "ghastly." DR. CONLEY stated that (S)BAUMGARTNER told him he needed three more years until he could retire. DR. CONLEY referred him to Dr. Michael Pool, a psychiatrist, to try to help (S)BAUMGARTNER with his addiction and stress issues.

DR. CONLEY advised that he believes (S)BAUMGARTNER'S alcohol abuse led to the chronic pancreatitis. DR. CONLEY recalls prescribing Lortab, Codeine, possibly Demerol, and Darvocet to help control the pain. DR. CONLEY became concerned with (S) BAUMGARTNER'S increasing need for the narcotics and tried to "wean" him off. DR. CONLEY was concerned that (S)BAUMGARTNER was getting dependant and when he couldn't taper (S)BAUMGARTNER off the drugs, he referred him to Dr. Pool for treatment. DR. CONLEY believes this was in 2008.

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IR # 148  
Page 1

## TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083

IR #: 148

DR. CONLEY stated that he does not recall asking (S)BAUMGARTNER if he was getting narcotics from any other providers; he assumed he was not because of (S)BAUMGARTNER'S position (he would not suspect him of doctor shopping). DR. CONLEY'S nurse would normally ask the patient about current medications each visit as part of the history prior to DR. CONLEY seeing the patient.

DR. CONLEY advised that once in awhile, with an established patient, he would call-in a Lortab prescription. He does not believe he sends a paper prescription to the pharmacy on call-ins.

DR. CONLEY stated that he does not know of any reason why (S)BAUMGARTNER should have been given a prescription from Dr. Wilhoite on 4/11/08 for 100 Lortab after getting a prescription from DR. CONLEY on 4/1/08 (100 for a 33 day supply). DR. CONLEY added that 200 in a ten day period would be "phenomenal" and he cannot think of why (S)BAUMGARTNER would have been prescribed this many within this short of time.

DR. CONLEY advised that he was never aware of (S)BAUMGARTNER getting narcotics from any other sources. If he had, DR. CONLEY would have called him to inquire why and would have discontinued (S)BAUMGARTNER'S prescriptions. DR. CONLEY stated that it never crossed his mind because of who (S)BAUMGARTNER is that (S)BAUMGARTNER might be getting narcotics from another source. DR. CONLEY stated that after he quit writing (S)BAUMGARTNER the narcotics prescriptions, (S)BAUMGARTNER quit coming to the practice for a while.

DR. CONLEY stated that he told (S)RICHARD BAUMGARTNER during an office visit that he was concerned (S)BAUMGARTNER had a narcotics addiction problem and that they were working on reducing the amount of medications being used. (S)BAUMGARTNER told him he was down to two tablets per day. DR. CONLEY does not recall receiving any correspondence from Dr. Poole or having any conversations with him about (S)BAUMGARTNER'S progress. DR. CONLEY stated that (S)BAUMGARTNER never appeared to be impaired when DR. CONLEY saw him, but (S)BAUMGARTNER did discuss his job pressures and alcohol abuse. (S)BAUMGARTNER told DR. CONLEY he had quit drinking the last time he saw him, but (S)BAUMGARTNER looked "haggard" and aged. (S)BAUMGARTNER agreed with DR. CONLEY that he needed to get off the narcotics, but admitted that he was addicted.

DR. CONLEY advised that he has to expressly approve all narcotic prescription call-ins.

From observation and information, the following descriptive data is provided:

Dr. Dean R. Conley, MD

W/M

1943

Knoxville Consultants in Gastroenterology

9349 Parkwest Blvd., Suite 202

Knoxville, TN 37923

865

dgs

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IR # 148

Page 2

DA/TBI-000804

and lawyers. CASTLEMAN accompanied (S)BAUMGARTNER and Jennifer to and from the meeting in (S)BAUMGARTNER'S vehicle. CASTLEMAN graduated from the Drug Court Program in 2006. She did not see (S)BAUMGARTNER again until she accompanied her ex-boyfriend, Josh Grubb, to court. On this occasion she spoke with (S)BAUMGARTNER outside the court room.

CASTLEMAN said she did not get "special treatment" from (S)BAUMGARTNER while she was in the Drug Court Program. The next time she met with (S)BAUMGARTNER was after she had called him looking for a job. (S)BAUMGARTNER invited CASTLEMAN to his office, and directed her to Chesapeake's Restaurant to apply for a job indicating he knew people who worked there.

CASTLEMAN could not recall if it was on that occasion when she had gone to (S)BAUMGARTNER'S office or the next occasion, but believed it was sometime in 2008 when she was in his office talking to (S)BAUMGARTNER. She said he started the conversation by asking if she was "clean." CASTLEMAN said (S)BAUMGARTNER told her he had quit drinking, but he still loved his Opiates. She said (S)BAUMGARTNER told her he had something wrong with his toe and that he was taking Hydros (Hydrocodone), but had run out. She said (S)BAUMGARTNER then asked if she could get any Hydros. CASTLEMAN said she couldn't believe it because her Judge was asking her for drugs. She recalled that on this occasion, he gave her \$200.00 dollars to use to purchase Hydros for him. She stated she used the money to get "messed up," and to rent a motel room at the Scottish Inns Motel. On the same night, she was arrested in Knox County for Public Intoxication. She also had a warrant in Anderson County for Failure to Appear and was transferred to Anderson County where she stayed three months on the other charges.

CASTLEMAN said she had written (S)BAUMGARTNER a letter while in jail. When she was released, she called (S)BAUMGARTNER and told him what had happened to the money he had given her previously, and explained that she had been arrested. He told CASTLEMAN he wanted to see her and she went to his office at the City/County Building to meet with him. CASTLEMAN advised that it was during this time it started to become a "sexual thing" between the two. She said (S)BAUMGARTNER was constantly telling her she was attractive and making verbal advances. CASTLEMAN said this made her very uncomfortable because she had always looked up to him as a father figure, and he was a Judge. However, CASTLEMAN said she did not have any family in the area, her mother had died, she was behind on bills, and had no money, and to have a Judge giving her attention and showing interest in her made her feel good.

CASTLEMAN believed that during the first meeting at (S)BAUMGARTNER'S office, after she was released from jail, he asked her if she could get Hydros for him. She could not recall the exact amount on that occasion, but said she normally got 10-15 pills which would cost approximately \$150.00 dollars, and (S)BAUMGARTNER would give her an additional \$40.00-\$50.00 dollars for getting them for him. During this time, CASTLEMAN was living in her mother's trailer located at [REDACTED] in Powell, TN 37894. CASTLEMAN stated she thought (S)BAUMGARTNER came to that trailer to pick up the pills.

CASTLEMAN said (S)BAUMGARTNER would come to her trailer often to visit her. She said she would see (S)BAUMGARTNER 1-3 times a week, either at her trailer or downtown in his office at the City/County Building. She stated (S)BAUMGARTNER provided her with a cell phone and paid the bills every month. He would also help her out with utility bills on occasion. She said [REDACTED]

Rel.



CASTLEMAN further advised that (S)BAUMGARTNER had encouraged her to leave her mother's trailer in Powell because of issues surrounding a neighbor in the trailer park. CASTLEMAN said she lived in Lot [redacted] and there was a white female with blonde hair named Erin who lived two lots down from Lot [redacted] on the same side of the road. She could not recall Erin's last name or type vehicle she drove, but stated there was a vacant lot between her trailer and Erin's. CASTLEMAN said Erin was very nosy and had started taking pictures of (S)BAUMGARTNER'S vehicle when it was parked at CASTLEMAN'S trailer. She stated there was one occasion, approximately one year prior to this interview, when she was standing outside the courthouse in Knoxville, and Erin, who was there for a court appearance, saw them talking and began taking pictures of CASTLEMAN and (S)BAUMGARTNER together.

CASTLEMAN said during this period of their relationship, her addiction was getting worse and she could not understand why (S)BAUMGARTNER was not helping her. She felt he had the power to help, but his refusal to help and his constant requests for her to obtain pills only served to "enable" her addiction. She stated there were numerous occasions when she would have to go out to get pills for (S)BAUMGARTNER when she was "sick." CASTLEMAN said (S)BAUMGARTNER would not share pills from his prescription, and she described him as stingy.

(S)BAUMGARTNER'S drug of choice was Hydros, but he would also use Percocets if CASTLEMAN could not find Hydros. CASTLEMAN said she had only seen (S)BAUMGARTNER "eat" pills and had never seen him snort pills. She recalled providing him with blue Roxy's on one occasion when she could not find Hydros for him. CASTLEMAN advised he went back to using Hydros. CASTLEMAN also recalled one occasion where (S)BAUMGARTNER told her he had taken a Roxy, and he was so "fucked up," his secretary, Jennifer, would not let him take the stand. (S)BAUMGARTNER has told CASTLEMAN that he had used cocaine when he was younger and he liked it. He also told her he had been addicted to Hydros in years prior to their meeting.

Rel  
yes

CASTLEMAN believed Jennifer knows about CASTLEMAN and (S)BAUMGARTNER'S relationship, but believed Jennifer and (S)BAUMGARTNER covered for each other because Jennifer had also had an affair. (S)BAUMGARTNER told CASTLEMAN that Jennifer had told him it was a bad idea for him to continue to meet with CASTLEMAN at his office. CASTLEMAN became acquainted with Jennifer during her time in Drug Court. CASTLEMAN said (S)BAUMGARTNER would normally meet her in the public areas of the City/County Building and take her back into his office by swiping a card at the door.

Rel  
No  
Rel

CASTLEMAN would sometimes visit (S)BAUMGARTNER in his office after hours. She stated she had performed oral sex on (S)BAUMGARTNER on three occasions while in his office at the City/County Building. She stated (S)BAUMGARTNER did not want her seeing anyone else.

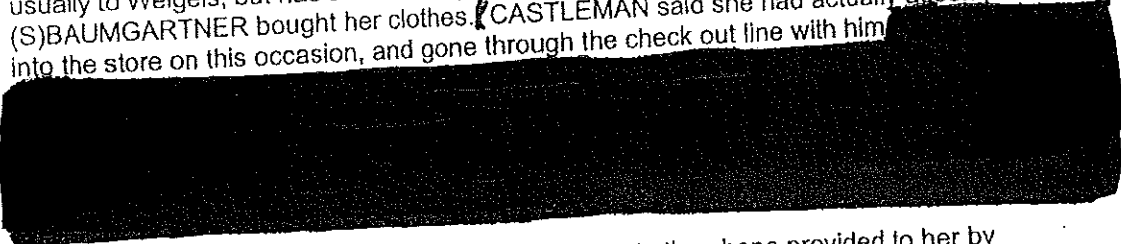
CASTLEMAN stated she did not have sex with or provide drugs to (S)BAUMGARTNER every time she saw him, but over approximately one year of their relationship, she estimated that she provided (S)BAUMGARTNER with thirty (30) pills at least two times a week. However, CASTLEMAN pointed out that although there were times she might have seen

(S)BAUMGARTNER and didn't provide him with drugs, she was also aware that (S)BAUMGARTNER was also being supplied pills by (S)CHRIS GIBSON during this same time period.

CASTLEMAN described (S)BAUMGARTNER as a powerful man and said he told her it would be very bad for her if she ever talked about their relationship. She struggled trying to recall his exact words, but stated they were something to the affect of, "It would be in Deena's best interest to never go against him and to stay on his side."

CASTLEMAN advised that (S)BAUMGARTNER drove a black car with Judiciary tags, and thought the numbers might be "J U 8." CASTLEMAN has ridden in (S)BAUMGARTNER'S car, usually to Weigels, but has also accompanied him to Kohl's at East Town Mall where (S)BAUMGARTNER bought her clothes. CASTLEMAN said she had actually accompanied him into the store on this occasion, and gone through the check out line with him

Rel



yes

CASTLEMAN provided [redacted] as the number to the phone provided to her by (S)BAUMGARTNER. She stated he had given her specific instructions not to call his personal cell phone, but to only call the Drug Court phone, 865-696-4751. She said this was because Vicki could see the numbers show up on their phone bill. CASTLEMAN said she did not get his personal cell phone number until later. She said his personal phone started with the numbers 556.

CASTLEMAN was arrested for Simple Possession while in St. Mary's Hospital in Knoxville with 30 Percocets she said she had obtained for (S)BAUMGARTNER. She believed this occurred in 2009. CASTLEMAN stated (S)BAUMGARTNER provided Knoxville Attorney John Boucher (Boo-shay) to represent her. She believed Boucher was representing her as a favor to (S)BAUMGARTNER and that he did not pay him for her representation. She said (S)BAUMGARTNER told her he trusted John and would use him as an attorney if he ever got in trouble himself.

CASTLEMAN said (S)BAUMGARTNER arranged her bond on two occasions. She believed the first occasion occurred when she was arrested for Aggravated Burglary. CASTLEMAN said (S)BAUMGARTNER and (S)GIBSON split the bond money, and (S)BAUMGARTNER later gave an additional \$50.00 dollars to pay the bonding company, Un-Chained Bonding.

She thought the second occasion was on a Driving on Revoked charge. Again, (S)GIBSON and (S)BAUMGARTNER split the money for the bond. CASTLEMAN believed (S)GIBSON'S former secretary, Crystal Uthe, may have signed the second bond after (S)BAUMGARTNER asked her to do so, or had (S)GIBSON ask her to. CASTLEMAN said (S)BAUMGARTNER was a powerful man and people wanted to please him when asked why (S)GIBSON and Uthe would help post her bond.

CASTLEMAN said she had known (S)CHRIS GIBSON for approximately one year prior to dealing with (S)BAUMGARTNER. She said she would buy pills from (S)GIBSON on occasion and would sell furniture or trade furniture to him for pills when she needed money. She

described (S)GIBSON as a "good guy" and not as a "major" drug dealer. She said he had his own prescription, but believed he had 4-5 additional people he could get pills from.

CASTLEMAN believed it was in the late winter or spring of 2009 when she first introduced (S)BAUMGARTNER to (S)GIBSON. She said it was after she had been arrested at St. Mary's for Simple Possession. CASTLEMAN said she had (S)BAUMGARTNER drive her to (S)GIBSON'S to purchase Hydros. CASTLEMAN had gone into the residence to get the pills while (S)BAUMGARTNER remained in his vehicle in the driveway. CASTLEMAN said she purchased approximately 20-30 pills from (S)GIBSON. (S)GIBSON accompanied CASTLEMAN down to (S)BAUMGARTNER'S car where he was parked in the driveway where she introduced them to each other. CASTLEMAN said she did not know (S)GIBSON was on probation out of (S)BAUMGARTNER'S court at the time. (S)GIBSON later told CASTLEMAN he was on "paper," and only sold to (S)BAUMGARTNER because he thought (S)BAUMGARTNER might help if "anything" came up. CASTLEMAN said (S)GIBSON began supplying pills to (S)BAUMGARTNER when she could not obtain pills.

In March or April 2010, after (S)BAUMGARTNER had encouraged her to leave the trailer park in Powell, CASTLEMAN moved in with (S)GIBSON and Ashley Ricker at (S)GIBSON'S residence in Knoxville where she stayed for approximately two months. She said (S)BAUMGARTNER would come to see her at (S)GIBSON'S at least one time a week. She said she did not always provide him with drugs or have sex with him, but that he would sometimes just bring her cigarettes or money.

After leaving (S)GIBSON'S, CASTLEMAN started taking Suboxone because her addiction was getting worse. She said (S)BAUMGARTNER also started taking Suboxone during this time. CASTLEMAN said (S)BAUMGARTNER would occasionally give her Oxy's or Suboxone if she was "sick" and could not get pills.

CASTLEMAN went to jail in Knox County on July 3, 2010. She believed the day before, July 2nd, was the last time she had physical contact with (S)BAUMGARTNER. CASTLEMAN went to his office at the City/County Building and told him she needed \$40.00 dollars to purchase Methadone. (S)BAUMGARTNER told her he only had \$20.00 dollars, but ultimately gave her the \$40.00 dollars she had requested. CASTLEMAN said she had oral sex with (S)BAUMGARTNER while in his office. She believed this occurred on a Friday because they had discussed the fact she had warrants active on her, and she did not need to get arrested over the weekend until they could get things figured out. However, CASTLEMAN was arrested the following day in Knox County. CASTLEMAN said (S)BAUMGARTNER did not provide her any "real" help in the legal system other than providing her with an attorney. She also stated that when her attorney, John Bucher, came to see her in November, he told her to quit calling (S)BAUMGARTNER because he would call John and "bitch" him out each time after she would call.

Approximately, three months prior to this interview, CASTLEMAN said (S)BAUMGARTNER gave her boyfriend, Chad Swaggerty, \$50.00 dollars to place on her account at the Knox County Jail. She said Swaggerty had arranged for CASTLEMAN to speak by phone with (S)BAUMGARTNER on approximately three occasions via three-way calls while she was in jail. She further stated that (S)BAUMGARTNER told Swaggerty he had spoken with the District Attorney about CASTLEMAN'S case and asked him to go easy on her.

CASTLEMAN said she had called (S)BAUMGARTNER approximately 2-3 days prior to this interview on his 556 number. When he answered, she asked if it was a bad time and he said,

"Yes," and the call was ended with no further conversation. CASTLEMAN called from [REDACTED] CASTLEMAN could not remember exactly when she called, but stated it was during the week because she would not call on weekends when he was home with his wife.

CASTLEMAN said Ashley Ricker had been present in the past when (S)BAUMGARTNER was supplied pills by her and (S)GIBSON. Crystal Uthe, (S)GIBSON'S former secretary, has also been present when (S)BAUMGARTNER was supplied pills at (S)GIBSON'S, but she did not know if Uthe had supplied pills to him herself. CASTLEMAN said there were other people who she would get pills from for (S)BAUMGARTNER who had met or observed him at her trailer in Powell. CASTLEMAN said Sharon Hubbs, one of her former suppliers, had seen (S)BAUMGARTNER at her trailer.

The interview was concluded at approximately 8:15 p.m. CASTLEMAN was given multiple breaks to smoke and was provided with a soft drink during the course of the interview. At the conclusion of the interview, she was transported to the Knox County Detention Center by SA Teresa Woodward and SA Gregg McNamara where she turned herself in on the Attachment from Juvenile Court.

From information and observation, the following personal information for Deena Castleman was obtained:

Deena Castleman

W/F

[REDACTED] 77

[REDACTED]  
Knoxville, TN

865-[REDACTED]

jw

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 110

Author: Williams, James D.      Activity Date: 01/27/2011  
Case Agent: DeArmond, Darren B      Report Date: 01/28/2011  
SAC/ASAC: Morton, Shannon J.      Approved By:  
Description: IA - Interview - Oral - Deena Castleman - 01/27/11 (ASAC Jim Williams)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On January 27, 2011, at approximately 3:34 p.m., SA Teresa Woodward and reporting agent, ASAC Jim Williams, conducted an oral interview with DEENA CASTLEMAN at the Knoxville TBI Field Office. SA Darren DeArmond and Castleman's boyfriend, Chad Swaggerty, were present during portions of the interview. CASTLEMAN had contacted SA DeArmond earlier in the day wanting to meet with SA DeArmond, and agreed to come to the TBI Office to meet. DEENA CASTLEMAN voluntarily provided the following information:

CASTLEMAN spoke by phone with "(S)JUDGE B" (JUDGE RICHARD BAUMGARTNER) the previous day. She said she had called him to talk about not being able to get in touch with her lawyer, John Boucher, and having been arrested on a Failure to Pay Child Support warrant. CASTLEMAN called (S)BAUMGARTNER on his office phone at [REDACTED]

She also stated she had spoken with (S)CHRIS GIBSON two nights ago about the situation involving (S)BAUMGARTNER and was trying to sell him some meat. CASTLEMAN told (S)GIBSON TBI had come to her and tried to get her to talk about (S)BAUMGARTNER. She told (S)GIBSON she had not spoken to TBI, and that she had told them she would not talk without her lawyer present. (S)GIBSON told CASTLEMAN he had not spoken to (S)BAUMGARTNER since he had gotten in trouble. CASTLEMAN also told (S)GIBSON TBI had asked about Ashley Ricker, and asked him if Ashley was dealing with (S)BAUMGARTNER. CASTLEMAN said (S)GIBSON stated that he couldn't understand why (S)BAUMGARTNER would get in trouble, and didn't know what he, (S)BAUMGARTNER, had done.

CASTLEMAN said (S)GIBSON had known he was being looked at before TBI searched his residence. She stated a couple of weeks prior, she had gone to (S)GIBSON'S and (S)GIBSON had patted her down for a "wire" when she entered the residence. He told her that her ex-boyfriend (BAUMGARTNER) had gotten him into trouble, and he couldn't trust anyone anymore. (S)GIBSON would not talk much, but did indicate he knew he and (S)BAUMGARTNER were being looked at by law enforcement.

*Heon  
SP*

*Honey*

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IR # 110  
Page 1

CASTLEMAN indicated she had concerns about (S)BAUMGARTNER finding out she had spoken to law enforcement about her relationship with him. She described him as being very powerful and said he had told her early in their relationship that she would never want to go against him, and that she would always be better off to have him on her side. She further stated that around February 2010, she told her lawyer, John Boucher, about her former neighbor, Erin, taking pictures of (S)BAUMGARTNER'S vehicle at her trailer. CASTLEMAN

[REDACTED] CASTLEMAN said she had an appointment with Boucher on February 3, 2011 to discuss her recent arrest and to discuss pending charges of Aggravated Burglary, Failure to Appear, and possibly other charges.

CASTLEMAN said Boucher began representing her after she was charged with possession of pills while she was in the hospital at St. Mary's. She stated the pills she was caught with were pills she had delivered to her hospital room for (S)BAUMGARTNER. Although she was in the hospital, (S)BAUMGARTNER still had a pill habit and she was the only one he could go to for pills. CASTLEMAN said (S)BAUMGARTNER provided her with an attorney because she had, in effect, taken a charge for him over the pills. She further stated she "caught" additional charges after Boucher began representing her, and she felt he was appointed to represent her on those charges because he had represented her on the previous charge. CASTLEMAN believed he was being paid as an appointed attorney on the latter charges, but believed he was representing her for free on the initial Simple Possession charge as a favor to (S) BAUMGARTNER.

CASTLEMAN said she told Boucher's former paralegal, Kristin, about (S)BAUMGARTNER'S drug habit, as well as her relationship with (S)BAUMGARTNER.

CASTLEMAN said she did not get preferential treatment from (S)BAUMGARTNER while she was on probation in his court. She further stated she had been violated 1-2 times per year during the five years she was on probation, and estimated she had served approximately two years at the county jail in 4-6 month increments. Each time the sentence was imposed by (S) BAUMGARTNER. CASTLEMAN said (S)BAUMGARTNER threatened to send her to prison several times, but never did. She also said he had a reputation for being soft, and could name others who he had violated and did not send to prison.

CASTLEMAN said (S)BAUMGARTNER transferred her cases on her latest charges to Judge Leibowitz's court because of a conflict. She further advised the conflict was the fact they were having an affair.

CASTLEMAN said when she was in St. Mary's Hospital with a blood infection, (S) BAUMGARTNER would come to the hospital to visit her on an almost daily basis. She could not recall exact dates when she was in the hospital, but remembered that it was during the trial of the second male subject in the Christian/Newsom case. She knew this because she remembered calling him and telling him she saw him on TV while watching it in the hospital. CASTLEMAN thought she was in the hospital during the Latalvis Cobbins murder trial. (S) BAUMGARTNER would come to visit during breaks or after court had adjourned.

## TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083  
IR #: 110

CASTLEMAN said the hospital staff had become suspicious of her having drugs brought into the room and had started having someone watch her 24 hours a day, seven days a week, except when (S)BAUMGARTNER was there visiting her. He was allowed to stay in the room by himself. CASTLEMAN said hospital staff observed (S)BAUMGARTNER in her room, and stated they knew who he was. CASTLEMAN told the nursing staff he was a friend of the family.

CASTLEMAN said (S)BAUMGARTNER did not have anyone else to supply him with pills during that time. On 3-5 occasions, CASTLEMAN had pills delivered to her hospital room that she ultimately sold to (S)BAUMGARTNER. She usually got 20-30 Hydrocodone or Percocet delivered because that was how many (S)BAUMGARTNER needed. CASTLEMAN said (S)BAUMGARTNER always had to give her the money to purchase the pills. CASTLEMAN believed (S)CHRIS GIBSON brought the pills that she was arrested with to CASTLEMAN in the hospital. CASTLEMAN said these pills were supposed to go to (S)BAUMGARTNER, but they were discovered by hospital police before she gave them to him. She also recalled one occasion while she was in the hospital when (S)BAUMGARTNER had gone to her trailer and put money in a drawer inside the trailer. CASTLEMAN arranged for Sharon Hubbs to go to the trailer, retrieve the money, and place drugs in the drawer for (S)BAUMGARTNER to pick up.

CASTLEMAN said (S)BAUMGARTNER would stay thirty minutes up to two hours when he would come to visit. She could not recall what room number she was in during her stay, but believed she stayed in rooms on two different floors. CASTLEMAN said St. Mary's police discovered the drugs in a flower pot in her room, and wrote her a citation. She was booked at the jail after she was released from the hospital. (S)BAUMGARTNER told her he wanted to take care of things because the pills were for him, and she had taken a charge for him and that's when he arranged for John Boucher to represent her.

CASTLEMAN said she introduced (S)BAUMGARTNER to (S)GIBSON after she was released from the hospital so (S)BAUMGARTNER would have someone to go get drugs if she were ever unavailable in the future.

CASTLEMAN further advised she had accompanied (S)BAUMGARTNER to Chattanooga prior to the trial for the third male subject in the Christian/Newsom trial. She said she stayed in a nice motel with (S)BAUMGARTNER for three nights, but could not recall the name of the motel or where it was located. It was not the same motel other people involved in the trial were staying at.

CASTLEMAN did recall going out to eat with (S)BAUMGARTNER one evening while in Chattanooga. They were seated at a table and CASTLEMAN'S back was to the door. (S)BAUMGARTNER looked toward the door and told her members from the District Attorney's Office had entered the restaurant. (S)BAUMGARTNER told CASTLEMAN to walk out of the restaurant by herself. As she was leaving, the only person CASTLEMAN saw that she recognized was Jennifer, (S)BAUMGARTNER'S secretary.

(S)BAUMGARTNER told her of one occasion when he was on his way back from Chattanooga and members of the District Attorney's Office got behind him on the interstate. (S)BAUMGARTNER was "messed up" on Somas and was apparently swerving on the roadway. According to CASTLEMAN, those people from the District Attorney's Office tried to contact him, but he did not answer the phone. He soon received a call from Jennifer who told him they were behind him, and he needed to pull off the road.

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IR # 110  
Page 3

CASTLEMAN said (S)BAUMGARTNER always wanted to "party" with other girls and wanted CASTLEMAN to arrange encounters, but she said she never did. CASTLEMAN had a friend who lived at Grand Oaks Trailer Park named Crystal Lab May who knew about CASTLEMAN and (S)BAUMGARTNER'S relationship. May had observed (S)BAUMGARTNER'S car leaving CASTLEMAN'S residence on several occasions, and CASTLEMAN eventually told May the truth about their relationship.

CASTLEMAN stated the only thing she discussed with (S)BAUMGARTNER over the phone while she was in Knox County Jail was her court cases and (S)BAUMGARTNER talking to her lawyer.

She said (S)BAUMGARTNER called Judge Eldridge in Anderson County on her behalf when she was facing charges in Anderson County. CASTLEMAN said (S)BAUMGARTNER told him she was in his (BAUMGARTNER'S) Drug Court and that she had a lot of potential. She further stated Judge Eldridge even commented in the courtroom that she had people in other counties pulling for her. CASTLEMAN thinks (S)BAUMGARTNER may have called Judge Eldridge on a second occasion when she was violated.

In addition to Hydrocodone and Percocet, (S)BAUMGARTNER also liked to take Xanax. CASTLEMAN said he had to quit taking them because he continued to get too "messed up" and his wife was getting mad at him.

(S)BAUMGARTNER would occasionally provide pills to CASTLEMAN if she did not have access to pills. According to CASTLEMAN, (S)BAUMGARTNER has given her Hydros, Roxy's, Xanax, and Somas.

CASTLEMAN said she was arrested on Saturday, July 3, 2010. The previous day, July 2, 2010, she told Chad Swaggerty she needed to go to the City/County Building to see her lawyer. Swaggerty dropped CASTLEMAN off in front of the building. She entered through L1, went through the security check point, and went upstairs to meet (S)BAUMGARTNER. He would normally meet her on the top floor, either in the hallway or outside in the smoking area. She believed this meeting occurred in the evening, around 4:30-5:30 p.m., because (S)BAUMGARTNER normally wanted her to come close to closing time so she could get through security and into the building.

CASTLEMAN believed (S)BAUMGARTNER had called her and told her he wanted to see her, and CASTLEMAN said she needed money. At the time of the meeting, she had outstanding warrants for Failure to Appear on Aggravated Burglary and Failure to Pay Child Support charges. She may have had a probation violation, but was not certain. CASTLEMAN said they discussed the fact she had warrants outstanding and (S)BAUMGARTNER told her not to get arrested over the weekend so they could get with her attorney the following week and try to have the cases reset. CASTLEMAN told (S)BAUMGARTNER she needed money to purchase Methadone and asked for \$40.00 dollars. (S)BAUMGARTNER tried to give her \$20.00 dollars, but CASTLEMAN convinced him to give her \$40.00 dollars. She said they had "sexual relations" while in his office on this date. CASTLEMAN stated they each performed oral sex on the other, but did not have full sexual intercourse because (S)BAUMGARTNER was unable to. CASTLEMAN was arrested the following day in Knox County and remained in jail until December 2010.

TBI INVESTIGATIVE REPORT

Case # : KX-82A-000083  
IR # : 110

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IR # 110  
Page 5



TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083  
 IR #: 162

CASTLEMAN was in (S)BAUMGARTNER'S office with (S)BAUMGARTNER when Jennifer came into the office and told (S)BAUMGARTNER CASTLEMAN had failed the test. She told (S)BAUMGARTNER that CASTLEMAN had tested positive for Oxycontin. CASTLEMAN told Jennifer to leave his office and that he was going to close the door because he did not want Jennifer to observe what he was about to do. As (S)BAUMGARTNER was preparing to call Beebe to inform her of the results of the test, he told CASTLEMAN he was going to "burn in hell" for what he was about to do. CASTLEMAN said (S)BAUMGARTNER then called Beebe and told her CASTLEMAN had passed the drug test and that she was "clean."

CASTLEMAN said there was a period of time when (S)BAUMGARTNER would have her come to his office at all hours during the day, and he would visit with her in his office during breaks in court. She said she would gain access to the "back hallway" by going to the clerk's office and telling one of the girls there she needed to see the (S)JUDGE. They would call back to his office to confirm, and then let her in the door at the end of the hall. CASTLEMAN said Jennifer later told (S)BAUMGARTNER it was not a good idea to allow CASTLEMAN to come to his office when everyone could see. Afterwards, CASTLEMAN'S visits occurred closer to the end of the day when fewer people were around the office. (S)BAUMGARTNER also told her there were court officers assigned to the Christian/Newsom case when they were in Chattanooga picking a jury who had made comments to (S)BAUMGARTNER about seeing him with CASTLEMAN at a restaurant in Chattanooga. These officers also made comments to (S)BAUMGARTNER about observing CASTLEMAN going into his office.

CASTLEMAN recalled one occasion when Probation/Parole Officer Lisa Mooneyham observed her going into (S)BAUMGARTNER'S office. CASTLEMAN said Mooneyham had been in Jennifer's office when she came in. Mooneyham asked CASTLEMAN what CASTLEMAN was doing there and asked CASTLEMAN if she was "high." After CASTLEMAN entered his office, (S)BAUMGARTNER told CASTLEMAN "this isn't good," and told her she did not need to be coming to his office as often as she had been. CASTLEMAN stated she would have been going to (S)BAUMGARTNER'S office for only one of two reasons: To pick up money from (S)BAUMGARTNER to buy drugs or to deliver drugs to (S)BAUMGARTNER. She could not recall which one she was doing on that occasion.

At approximately 9:24 a.m., CASTLEMAN signed a waiver of her attorney-client privileges between her and Attorney John Boucher as it pertained to her charge of Simple Possession that occurred on or around October 26, 2009. The waiver also instructed Boucher to disclose all contacts he had with (S)JUDGE RICHARD BAUMGARTNER regarding CASTLEMAN'S case. A copy of this waiver is attached to this submittal.

Descriptive data as previously noted.

jdw

Attachment: Waiver

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IR # 162  
 Page 2

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 165

Author: Williams, James D.      Activity Date: 02/10/2011  
Case Agent: DeArmond, Darren B      Report Date: 02/11/2011  
SAC/ASAC: Morton, Shannon J.      Approved By:  
Description: IA - Interview - Oral - Deena Castleman - 02/10/11 (ASAC Williams)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On February 10, 2009, at approximately 5:30 p.m., SA Darren DeArmond and I, ASAC Jim Williams, conducted an oral interview with DEENA CASTLEMAN outside her residence located at 9007 Rocky Ridge Way in Knoxville. CASTLEMAN voluntarily provided the following information:

CASTLEMAN said she did not have conversations with her lawyer, John Boucher, about her relationship with (S)JUDGE RICHARD BAUMGARTNER. CASTLEMAN said Boucher had to know about the relationship because he was not stupid. She also referenced a conversation she had with Boucher where she told him Erin McClain had been taking pictures of (S) BAUMGARTNER'S car parked at her trailer.

CASTLEMAN said she asked (S)BAUMGARTNER if Boucher had ever asked him why (S) BAUMGARTNER wanted him to represent her. (S)BAUMGARTNER told her he had not asked. CASTLEMAN said she may have told Boucher she would try to pay him for representation on two occasions, but to date she has not given him any money.

CASTLEMAN was asked about her stay at St. Mary's Hospital in 2009. She recalled having Xanax pills concealed on her person when she entered the hospital. CASTLEMAN said these pills were found by hospital staff when she was admitted into the hospital. She recalled getting pills that did not come from hospital personnel on three occasions. CASTLEMAN advised an individual named Trey LNU and his girlfriend had delivered her 25-30 Hydros while she was in the hospital on one occasion. CASTLEMAN sold these pills to (S)BAUMGARTNER during one of his visits at the hospital.

(S)CHRIS GIBSON brought 20-30 Percosets to her on one occasion. CASTLEMAN said these pills were also destined for (S)BAUMGARTNER, but were discovered by hospital staff in the flower pot in her room before he could pick them up.

CASTLEMAN said (S)BAUMGARTNER brought 20-30 "peach Xanax" to her on one occasion. She said she had arranged a transaction with Sharon Hubbs in which (S)BAUMGARTNER would place money inside her (CASTLEMAN'S) trailer while Sharon was not present. After (S) BAUMGARTNER left, Sharon would return, take the money and leave pills for (S) BAUMGARTNER to pick up after she had left. CASTLEMAN said Sharon left approximately 25 -30 Hydros and 20-30 "peach Xanax." The Hydros were for (S)BAUMGARTNER, which he

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IR # 165  
Page 1

## TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083  
IR #: 165

kept. CASTLEMAN said (S)BAUMGARTNER delivered the Xanax pills to her while she was in the hospital. She stated she kept the pills hid on her person inside the folds on her panties, and she did not think hospital staff found any of the pills.

CASTLEMAN said (S)BAUMGARTNER would visit her every day and on occasion would come twice a day. CASTLEMAN could not recall exactly when she was supplied pills while in the hospital. However, she was confident the pills she received from (S)GIBSON and Trey were delivered prior to the pills being discovered in her room. Once she was placed on "no visitor" status, CASTLEMAN said (S)BAUMGARTNER and her lawyer were the only visitors allowed to see her. CASTLEMAN stated she could only recall receiving pills on one occasion after she had a sitter in her room, and these were 20-30 peach Xanax delivered to her by (S)BAUMGARTNER. She could not recall if the delivery was made while she was in ICU or COU, but did recall what the room looked like and said it was close to the nurses' station.

I asked CASTLEMAN to describe when she had taken a drug test at (S)BAUMGARTNER'S office. CASTLEMAN said Annette Beebe at the YWCA had been telling her she had to take a drug screen or be evicted from the "Y." CASTLEMAN said she had discussed this with (S)BAUMGARTNER and (S)BAUMGARTNER had agreed to pay for the test at a walk-in clinic. They were trying to decide where she would take the test when Beebe told CASTLEMAN she needed to take a drug test that day or Beebe would not let her stay at the "Y." CASTLEMAN told (S)BAUMGARTNER and reminded him he had drug screens in his office. They agreed she would take the drug test there. CASTLEMAN said she told (S)BAUMGARTNER he needed to find someone who would not watch her pee in the cup when she took the test.

CASTLEMAN had obtained urine from a resident at the Y, possibly named Muffie, to use for the drug test because she could not pass the test. When CASTLEMAN went to (S)BAUMGARTNER'S office, she was standing in Jennifer's office when a lady, who CASTLEMAN did not know, entered the office. She could not recall if this lady had produced the cup for her to pee in or if she had received it from Jennifer. CASTLEMAN and the unknown lady, who she described as being in her sixties with brown hair, went down the hall to a restroom. CASTLEMAN entered and poured the pee she had received from Muffie in the cup, while the lady stayed outside in the hallway.

CASTLEMAN gave the cup of pee to the unknown lady who took it back to (S)BAUMGARTNER'S office and gave it to Jennifer Judy. CASTLEMAN said Jennifer took the cup of pee into the room located between her desk and (S)BAUMGARTNER'S office where she administered the test. CASTLEMAN believed the type test used was a "12-panel" test. CASTLEMAN said the test was positive for Oxy's. She did not know if she had some, how contaminated the urine by touching it with her skin when pouring it in the cup, or if the person she had gotten it from was on Oxy's. She and Jennifer went into (S)BAUMGARTNER'S office and informed him the test had come back positive for Oxy's. Jennifer returned to her desk leaving CASTLEMAN and (S)BAUMGARTNER alone in his office.

She said they sat for approximately five minutes trying to decide what to do. She told (S)BAUMGARTNER she had brought urine to try to defeat the test. CASTLEMAN told (S)BAUMGARTNER she had a prescription for a drug that may test positive for Oxycontin, and said (S)BAUMGARTNER called Ron Hanaver to ask if it was possible to get a false positive with that drug. She could not recall what Hanaver told (S)BAUMGARTNER. CASTLEMAN said

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IR # 165  
Page 2

TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083  
IR #: 165

(S)BAUMGARTNER walked to his office door, and told Jennifer he was going to shut the door because he did not want her to hear what he was about to do. She said after he closed the door, he told her he was going to go to hell for what he was about to do. According to CASTLEMAN, he then called Annette Beebe and told her CASTLEMAN had passed the test and was "clean."

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IR # 165  
Page 3

DA/TBI-000850

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 142

Author: Williams, James D.                      Activity Date: 02/02/2011  
Case Agent: DeArmond, Darren B              Report Date: 02/03/2011  
SAC/ASAC: Morton, Shannon J.                Approved By:  
Description: Interview - Oral - Deena Castleman - 02/02/11 (ASAC Jim Williams)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On February 2, 2011, at approximately 10:02 a.m., SA Teresa Woodward and reporting agent, ASAC Jim Williams, conducted an oral interview with DEENA CASTLEMAN. The interview took place inside my TBI vehicle while parked outside her residence located at [REDACTED] in Knoxville. CASTLEMAN voluntarily provided the following information:

CASTLEMAN stated she had been contacted by a friend named Johnathan Pohlner the previous day. Pohlner told CASTLEMAN he had received a message from an attorney stating he needed to speak with CASTLEMAN, and requested she call him. CASTLEMAN said Pohlner played the message for her and the message was from her attorney, John Boucher, who represents her on pending charges in Knox County. CASTLEMAN thought it was odd that Boucher would call Pohlner's number trying to contact her because he should have her current contact information on file at his office. She thought she may have provided Pohlner's number to Boucher 1 ½ years ago when she had no phone, but has communicated with Boucher, and more often his secretary numerous occasions since.

CASTLEMAN stated she met Pohlner 10-12 years ago when they were working as servers at Logan's Restaurant on Merchants Drive in Knoxville. According to CASTLEMAN, Pohlner works with his father in a landscaping business and also works for Creative Touch Photography as a photographer. She said Pohlner used to smoke marijuana, but did not know of him using, or selling drugs at this time. Pohlner lives on [REDACTED]. His phone number is [REDACTED].

CASTLEMAN said Pohlner had been at CASTLEMAN'S trailer in Powell at the same time (S) BAUMGARTNER had been there. CASTLEMAN believed Pohlner was the only individual she had allowed to be present when (S)BAUMGARTNER was there. She could not recall if Pohlner had observed (S)BAUMGARTNER purchase pills from CASTLEMAN.

CASTLEMAN was questioned about the night pills were seized by law enforcement in her hospital room in October 2009. She initially said she would not have called (S) BAUMGARTNER regarding the incident because it was after hours and he would be at home with his wife. It would have been more likely she would have called him the following day to inform him of the incident. However, she said there was a possibility she would have called him the night of the incident on his Drug Court phone to inform him she had "pretty much been arrested in the hospital." CASTLEMAN said it would not be that uncommon for (S) BAUMGARTNER to receive calls after hours on that phone. CASTLEMAN stated, "If I didn't call that night, I would have called the next day."

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IR # 142  
Page 1

TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083  
IR #: 142

CASTLEMAN further advised that (S)BAUMGARTNER had come to the hospital the next day and discussed the situation. According to CASTLEMAN, (S)BAUMGARTNER told her he would take care of the situation, and have an attorney come to see her. CASTLEMAN said Boucher came to visit her later that day to discuss representing her on the charges.

The interview was concluded at approximately 10:28 a.m.

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IR # 142  
Page 2

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 107

Author: Williams, James D.      Activity Date: 01/27/2011  
Case Agent: DeArmond, Darren B      Report Date: 01/27/2011  
SAC/ASAC: Morton, Shannon J.      Approved By:  
Description: IA - Interview - Oral - Erin McClain - 01/27/11 (ASAC Jim Williams)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On Thursday, January 27, 2011, at approximately 11:52 a.m., reporting agent, ASAC Jim Williams, conducted an oral interview with ERIN M. MCCLAIN in the parking lot of the Kentucky Fried Chicken Restaurant located at the intersection of Hardin Valley Road and Highway 162 in Knox County, TN. After proper identification and explanation for the purpose of the interview, ERIN MCCLAIN voluntarily provided the following information:

MCCLAIN lived at [REDACTED] from April 2009 through June 2010. She knew a girl named Deena who lived two lots up from her who was supposed to be "seeing" a Judge, and supplying him with pills. MCCLAIN described Deena as a prostitute or a "call girl." She stated she did not have direct knowledge of Deena supplying the Judge with pills.

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MCCLAIN stated she had observed the Judge's vehicle parked at Deena's trailer on several occasions between January 2010 and March 2010. She did not know what type of vehicle the Judge drove, but to the best of her recollection it was a dark, colored Buick or Cadillac. She described the Judge as being a "semi-tall," older man, with grayish hair.

On two separate occasions, MCCLAIN took photographs of the Judge's car and/or the Judge with her cellular phone. The first occasion occurred the day Deena was arrested by the Knox County S.O., possibly March of 2010. She stated she had called a Knox County detective to report that Deena was at her trailer, and he could come there to arrest her. A few minutes later the Judge's vehicle arrived at Deena's residence. MCCLAIN said she took photographs of the Judge's vehicle and also tried to get a photograph of the Judge entering Deena's trailer. MCCLAIN further advised that the Judge left minutes before the police arrived to arrest Deena. She said it appeared he knew they were coming and should have passed them leaving the trailer park.

MCCLAIN photographed the Judge a second time soon after Deena was released from jail. MCCLAIN said the Judge "showed back up" at Deena's trailer, and she walked on to a neighbor's property and began taking photographs of his vehicle and the license plate displayed on the vehicle. MCCLAIN stated that Deena came out of the trailer and confronted her about taking the pictures. The Judge left the trailer soon after Deena confronted MCCLAIN.

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IR # 107  
Page 1

TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083

IR #: 107

MCCLAIN recalled that Deena was evicted from the trailer park approximately three weeks after she was released from jail. MCCLAIN and her boyfriend, Robert Clarke, moved out of the [REDACTED] in June 2010. MCCLAIN said Clarke also observed the Judge's vehicle at Deena's trailer, and his memory of the events may be better than hers.

From information and observation, the following personal information for ERIN MCCLAIN was obtained:

Erin Michelle McClain

[REDACTED]

Knoxville, TN

865-[REDACTED]

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IR # 107

Page 2

DA/TBI-000487

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 176

Author: DeArmond, Darren B      Activity Date: 02/09/2011  
Case Agent: DeArmond, Darren B      Report Date: 02/11/2011  
SAC/ASAC: Morton, Shannon J.      Approved By:  
Description: Interview - Oral - Gloria McMahan - 02/09/11 (SA DeArmond)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On February 9, 2011, Reporting Agent (RA) and Assistant Special Agent in Charge (ASAC) Jim Williams conducted an oral interview with GLORIA MCMAHAN. After providing proper identification and an explanation for the purpose of the interview, MCMAHAN voluntarily provided the following information:

MS. MCMAHAN stated that she had been employed at St. Mary's Hospital since 1998. She stated that she was currently working as a PRN nurse or on an "as needed basis."

MCMAHAN advised that she was the nurse in charge of the Coronary Observation Unit (COU) where Deena Castleman was an inpatient for several days. She said she believed she was working on the evening shift (3-11 p.m.) during the time. She stated that other floors had reported that illegal drugs had been found in Castleman's room while she was staying in other parts of the hospital and, therefore, security had restricted her visitation. MAMAHAN stated that Castleman also was required to have a 1 to 1 sitter in her room at all times.

MCMAHAN stated that she remembered (S)JUDGE BAUMGARTNER coming to visit Castleman on at least three occasions. She advised that Castleman was a patient during one of the defendant's trials in the Christian/Newsom case and she remembered him showing up at Castleman's room about thirty minutes after the verdict was read on television. She stated that he had also shown up at the hospital during breaks in the trial and would usually be dressed in a suit and tie.

**\*AGENT'S NOTE\***

MCMAHAN was shown a series of photographs of male subjects and immediately identified a photograph of (S)JUDGE BAUMGARTNER from the photos.

MCMAHAN said she remembered (S)JUDGE BAUMGARTNER becoming upset that Castleman was on a "no visitors" status and wanted her to contact her command staff regarding the situation. (S)JUDGE BAUMGARTNER told MCMAHAN that he was Castleman's attorney and confidant and that he needed to see her alone without the sitter due to the attorney-client privilege. She stated that he eventually told her that he was a (S)JUDGE and demanded to see Castleman without the sitter. MCMAHAN stated she contacted her clinical leader, Jennifer Kern, and eventually called Castleman's doctor, Richard Coffey. She said she told Dr. Coffey about the situation with the visitation and he gave his approval for (S)JUDGE BAUMGARTNER to see Castleman alone. She advised that this occurred on October 30, 2009 at about 3:51 p.m. after reviewing Castleman's notes. MCMAHAN said while they were trying to get approval from Dr. Coffey for (S)BAUMGARTNER to see Castleman, he had gone to

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IR # 176  
Page 1

TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083  
IR #: 176

Kern to discuss the situation and was also trying to contact other members of the staff at the hospital to resolve the situation. She stated that she felt that (S)JUDGE BAUMGARTNER was using his position as Castleman's attorney and a Judge to try and intimidate the staff to get what he wanted.

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MCMAHAN described Castleman as a difficult patient. She said she was aware that Castleman was involved in drug use and it appeared that she had been through a lot, including drug addiction and prostitution. She stated that Castleman would often talk about hiding drugs in her "purse" or vagina and that other floors had actually conducted a pelvic x-ray to try and locate foreign objects inside her. She stated that Castleman had told her about (S)JUDGE BAUMGARTNER bringing her lotions and shower gel when he came to visit with her. MCMAHAN said that (S)JUDGE BAUMGARTNER would always go into the room and close the door for privacy after asking the sitter to leave. She said he would usually be there a while, but not an extraordinary amount of time. MCMAHAN said she did not have any problems with Castleman after (S)BAUMGARTNER left, but she did routinely check her for signs of distress. She stated that she never felt a need to have her room searched while she was in the COU and that Castleman never really said anything to her that she considered "out of line."

MCMAHAN stated that Castleman had one other visitor that she remembered and described him as short and also wearing a suit and tie. She stated that (S)BAUMGARTNER had told them that this person would be coming to see Castleman.

MCMAHAN advised that during her encounters with (S)JUDGE BAUMGARTNER, she never smelled alcohol on him or observed him with slurred speech, but did describe his appearance as "rough looking."

Descriptive Data:

Gloria McMahan  
W/F

[REDACTED] 1970

[REDACTED]  
Strawberry Plains, TN 37871

[REDACTED] (Home)  
[REDACTED] (Cell)

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IR # 176  
Page 2

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 137

Author: DeArmond, Darren B  
Case Agent: DeArmond, Darren B  
SAC/ASAC: Morton, Shannon J.  
Description: Interview - Oral - Haley Starr - 01/31/11 (SA DeArmond)

Activity Date: 01/27/2011  
Report Date: 02/02/2011  
Approved By:

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On January 31, 2010, Reporting Agent (RA) conducted an oral interview with Knoxville Police Officer HALEY STARR regarding events that occurred at St. Mary's Hospital in October 2009. After providing proper identification and an explanation for the purpose of the interview, OFFICER STARR provided the following information:

OFFICER STARR was questioned regarding events surrounding a citation that was issued by her to Deena Castleman in October 2009 while Castleman was an inpatient at St. Mary's Hospital. OFFICER STARR stated that she had been dispatched to the hospital after her agency received a call from St. Mary's security. Upon arrival, she met a member of St. Mary's security staff who stated they had located a number of pills in Castleman's room that were hid in a flower pot and also in the bathroom. OFFICER STARR stated that she and the security officer went to Castleman's room where she questioned Castleman regarding the pills. Castleman told OFFICER STARR that her boyfriend had brought her the pills, but they were to be used for personal use. OFFICER STARR stated that she did not remember exactly, but believed there were around 26 pills of two different varieties. She stated that a hospital nurse and another security officer were also in the room during the time she was questioning Castleman.

OFFICER STARR stated that she issued Castleman a misdemeanor citation for possession of the pills and placed the pills into evidence at the Knoxville Police Department. She advised the St. Mary's security officer was listed as a witness on the citation. OFFICER STARR stated that she had been to Grand Jury on the case in the past couple of months.

**Descriptive Data:**

Haley Starr  
W/F  
Knoxville Police Department  
[REDACTED]

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IR # 137  
Page 1

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 184

Author: DeArmond, Darren B  
Case Agent: DeArmond, Darren B  
SAC/ASAC: Morton, Shannon J.  
Description: Interview - Oral - Helen White - 02/17/11 (SA DeArmond)

Activity Date: 02/17/2011  
Report Date: 02/17/2011  
Approved By:

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On February 17, 2011, Reporting Agent (RA) and Assistant Special Agent in Charge (ASAC) Jim Williams conducted an oral interview with Knox County Criminal Court, Division II Judge Bob McGhee's Administrative Assistant, Helen "Beth" White. After providing proper identification and an explanation for the purpose of the interview, WHITE voluntarily provided the following information:

MRS. WHITE stated that she had been a Judicial Assistant in Criminal Court, Division II, for the past twenty-one years. WHITE stated a few months ago, on a Thursday or Friday, possibly in November or December of 2010, Criminal Court, Division I Judge, (S)RICHARD BAUMGARTNER came to her in her office and asked her to accompany a female down the hall to the restroom for a drug screen. She advised she did not know the female at the time, had not seen her before, and has not seen her since. WHITE stated that (S)JUDGE BAUMGARTNER told her that she did not have to go into the bathroom with the female. WHITE said she stood outside the restroom door and when the female came out of the restroom, she handed WHITE a specimen cup containing urine. WHITE said she believed she handed the specimen cup to a probation officer in the hallway, but she does not recall who that was. MRS. WHITE said (S)JUDGE BAUMGARTNER had never asked her to do anything like that before and it was not normally how Division II conducted their drug screens. She advised that normally a probation officer is involved in the testing procedure and goes into the restroom with the individual to protect the integrity of the sample. MRS. WHITE said she thought that (S) JUDGE BAUMGARTNER might not have had access to a female probation officer that day and that was the reason he asked her to be involved. She stated that she was not aware if Jennifer Judy was involved in the situation.

On February 17, 2010, at about 1:30 p.m., RA contacted MRS. WHITE telephonically at her office and she advised that she did not know who the individual was that she took back to the restroom at the time, but now she believes it to be Deena Castleman after seeing her picture in the newspaper earlier today.

**Descriptive Data:**

Helen Elizabeth White  
W/F  
[REDACTED] 953  
Knox County Criminal Court  
Division II

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IR # 184  
Page 1

TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083  
IR #: 184

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IR # 184  
Page 2

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<b>TENNESSEE BUREAU OF INVESTIGATION INVESTIGATIVE REPORT</b>	Case # : KX-82A-000083
	IR # : 200

Author: Williams, James D.	Activity Date: 03/02/2011
Case Agent: DeArmond, Darren B	Report Date: 03/21/2011
SAC/ASAC: Morton, Shannon J.	Approved By:
Description: Interview - Oral - ADAG Jeff Blevins - 03/02/11 (ASAC Williams)	

(S) Richard Baumgartner, W/M, DOB: 04/20/1947  
 (S) Christopher Lee Gibson, W/M, DOB: 08/04/1970

On March 2, 2011, at approximately 11:14 a.m., SA Darren DeArmond and I, ASAC Jim Williams, conducted an oral interview with Knox County Assistant District Attorney General (ADAG) JEFF BLEVINS at the DAG's Office in Knoxville. After proper identification and explanation for the purpose of the interview, ADAG BLEVINS voluntarily provided the following information:

BLEVINS stated he was the prosecutor handling Deena Castleman's cases in Knox County Criminal Court, Division III. Approximately six weeks prior to this interview, he believed in early to mid-February 2011, BLEVINS had passed (S)JUDGE RICHARD BAUMGARTNER in the hall of the City/County Building as (S)BAUMGARTNER was going outside to smoke. BLEVINS could not recall the exact date and said it might have been the day of Castleman's arraignment.

BLEVINS said (S)BAUMGARTNER called out to him, which he thought was strange, because, according to BLEVINS, the two don't like each other. When BLEVINS spoke with (S) BAUMGARTNER, (S)BAUMGARTNER stated that BLEVINS had Deena Castleman in Division III. He informed BLEVINS that Castleman was in his Drug Court and she was a good attendee. BLEVINS recalled thinking that it was odd she was a good attendee in (S)BAUMGARTNER'S Drug Court, and he had her in court for DUI and other charges. (S)BAUMGARTNER told BLEVINS he would like BLEVINS to "do for her, what you can."

BLEVINS said he could not believe (S)BAUMGARTNER had asked him to do this. He said in his 27 years as a prosecutor, he had never had a judge ask him for a favor.

BLEVINS further advised that Attorney Bruce Poston, who BLEVINS believed may have represented Castleman in the past, told him about a conversation he, Poston, had overheard between General Sessions Judge Andy Jackson and (S)BAUMGARTNER. Poston told BLEVINS he had been standing in the hallway behind Sessions Court talking to Judge Jackson when (S)BAUMGARTNER approached Judge Jackson and mentioned pending cases Castleman had in Jackson's court. (S)BAUMGARTNER told Judge Jackson the cases were bad and they should be kicked out. According to Poston, Judge Jackson asked him if he, Poston, had ever heard of anything like that after (S)BAUMGARTNER walked away.

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Descriptive Data:  
 Jeff Blevins  
 W/M

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 183

Author: DeArmond, Darren B      Activity Date: 02/15/2011  
Case Agent: DeArmond, Darren B      Report Date: 02/16/2011  
SAC/ASAC: Morton, Shannon J.      Approved By:  
Description: Interview - Oral - Jennifer Judy - 02/15/11 (SA DeArmond)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On February 15, 2011, Reporting Agent (RA) and Assistant Special Agent in Charge (ASAC) Jim Williams conducted an oral interview with JENNIFER JUDY, the Administrative Assistant for Knox County Criminal Court (S)JUDGE RICHARD BAUMGARTNER. After providing proper identification and an explanation for the purpose of the interview, JUDY voluntarily provided the following information:

MRS. JUDY stated that she had been involved in the judicial system in Knox County for the past fifteen years. She stated she had worked in Criminal Court, Division I, as (S)JUDGE BAUMGARTNER'S court clerk during the first ten years of her career and had been his administrative assistant for the past five years. She advised that prior to her career in Knox County, she was in the Air Force.

JUDY stated that she first started noticing health problems with (S)JUDGE BAUMGARTNER back before July of 2008. She advised (S)BAUMGARTNER was battling a drinking problem then and had entered into a rehabilitation program for a period of time in July 2008. She said when he returned from "rehab," there was a period of time that he seemed to be his old self. JUDY said she did not smell alcohol on him and he was "talking again." She advised in the winter of 2008, around December or early 2009, she noticed that something was going on again although she had not smelled alcohol on him. JUDY said that (S)BAUMGARTNER had surgery on his foot sometime around that time, but did not know if that contributed to his behavior or not. She said as time progressed, he became visibly worse to the point that he could not function properly or carry on a conversation at times. JUDY said the impairment would usually be temporary and at times he would be completely normal the next day, only to revolve back into the same shape just days later. JUDY stated that (S)BAUMGARTNER got to the point that he was not conversing with his friends at all and his physical appearance changed drastically. She advised at times he was so out of it that they would reschedule things that were on his calendar in hopes of catching him in a better condition on another day.

MRS. JUDY stated she was very familiar with (S)JUDGE BAUMGARTNER'S family and that his wife, Vicki, and his sister were very supportive of him. She described Vicki as smart, talented and beautiful, both inside and out.

JUDY stated that (S)JUDGE BAUMGARTNER had good days and bad days and that they both tried to provide him the necessary support that he needed on a daily basis.

MRS. JUDY described herself as (S)JUDGE BAUMGARTNER'S "security blanket" or "prop" to

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IR # 183  
Page 1

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## TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083  
IR #: 183

the point that she felt as if she was his caretaker. She stated she always tried to help him the best she could and basically kept the office running when he was having a bad day. She advised that (S)JUDGE BAUMGARTNER always wanted her to go to the courtroom with him to help him with the docket. JUDY stated on some days he was so impaired that his court clerk or the District Attorney's office would reset matters scheduled for that day. She advised that (S) JUDGE BAUMGARTNER felt like he could do the "little things" on the bench, but there would be days when she would tell him that he probably did not need to have court and needed to stay off the bench and stay in his office. JUDY said sometimes (S)JUDGE BAUMGARTNER would "buck up" if he thought he was fine and that she had threatened him before that if he went into the courtroom impaired, she was not going in with him and be subjected to the ridicule from others in court. She stated she felt that his peers, other lawyers, including the District Attorney's office, knew what was going on but they did not confront him about his issues because he was "the Judge."

*yes*

MRS. JUDY stated (S)JUDGE BAUMGARTNER would often times say that he was having side effects from pain medication that he was taking to treat some other physical problem like back pain. She said she noticed that he started going to the doctor more and more after he came out of the rehab program in 2008. (S)JUDY said she had witnessed (S)JUDGE BAUMGARTNER "take things" in his office such as pills, but did not question him as to what they were. She said she did not think he would have told her what he was doing anyway if she had asked. JUDY said he kept the door open to his office most of the time and she never felt like she could not walk in his office anytime that she wanted or needed to.

MRS. JUDY stated there were times when it was obvious that (S)JUDGE BAUMGARTNER did not need to be presiding from the bench. She stated that the verdict and sentencing of Vanessa Coleman, who was convicted in the Christian/Newsom trials, was two of those occasions. JUDY said that she "wished he wouldn't have done it that day." She said it was clearly obvious that he was having issues on the bench and she had to help him get through the events of the day. She said she came very close to quitting her job by the time those trials were over and that she was fed up with (S)BAUMGARTNER'S behavior. JUDY said at one point during Coleman's sentencing, (S)JUDGE BAUMGARTNER put his head down on the bench. She said she wrote him a note and told him to "sit up or get off the bench," that he was disrespecting the victim's families. She advised that (S)JUDGE BAUMGARTNER wrote her a note back and said he was sitting up "(expletive)." JUDY said (S)JUDGE BAUMGARTNER had never talked to her that way and that she confronted him about it later that day. She said (S) JUDGE BAUMGARTNER did not remember writing the note at all. JUDY said on the day of the verdict, (S)JUDGE BAUMGARTNER asked her to be in the courtroom with him. She stated that his condition was so bad that people were staring at her as if she was in charge of the (S) JUDGE and expected her to do something about his behavior.

MRS. JUDY stated that they traveled to Chattanooga for a few days during one of the defendant's trials to pick a jury. She said she believed the defendant was George Thomas. MRS. JUDY stated that she and several other people related to the Knox County Court System stayed at the Double Tree Hotel including prosecutors Leland Price, Takisha Fitzgerald, and defense attorneys Tom Dillard, Steve Johnson, and Susan Jones, capital case attorney for the Tennessee Administrative Office of the Courts. JUDY stated that (S)JUDGE BAUMGARTNER stayed at another hotel because that hotel allowed smoking in their rooms. She also advised

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IR # 183  
Page 2

## TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083  
IR #: 183

that members of the Knox County Sheriffs Department's Special Operations and Response Team (SORT) also were in Chattanooga to provide security for defendant Thomas. She stated that those officers included Sergeant Jeff Smith, Kenny Allen, Jeremy McCord and Jim Simouelli. JUDY said Courts Services Officers Tony Karns and Josh Pless were also present.

On another occasion, JUDY stated that they traveled to Nashville to pick a jury for the Vanessa Coleman trial. JUDY said she believed that this occurred sometime in April or May of 2010. She said everyone stayed at the same hotel on this trip unlike the situation in Chattanooga. She advised that individuals who were staying at the hotel included Coleman's defense team, Tom Lavit and Russ Green, prosecutors Leland Price and Takisha Fitzgerald, and officers providing security to include Jeff Smith, Jim Simouelli, Ashley Cunningham, Sgt. Brooks, Tony Karns and Josh Pless. JUDY advised that (S)JUDGE BAUMGARTNER seemed coherent through most of the proceedings. She said they all usually ate breakfast together and at night, the (S)JUDGE would go to his room. JUDY said she was trying to make sure that (S)JUDGE BAUMGARTNER was eating properly and socializing with other people who were on the trip.

MRS. JUDY said on the way back from Nashville, she rode in a vehicle with Susan Jones. She said Leland Price and Takisha Fitzgerald left Nashville about thirty minutes ahead of her. She advised that about forty-five minutes after leaving Nashville, she received a call from Leland Price who stated that he and Fitzgerald had been following (S)JUDGE BAUMGARTNER for about ten miles and that he was all over the road and they could not get him to answer his phone. JUDY said she was embarrassed over the incident but it upset her at the same time. She stated she called (S)JUDGE BAUMGARTNER and told him to pull over at the next exit because Leland and Takisha were behind him and that he was all over the road. She advised that she told (S)JUDGE BAUMGARTNER to wait for her to get there. JUDY said about ten minutes later, (S)BAUMGARTNER called her and said he needed to eat and that he was going on. She stated she told him that he had better wait or she was going to call and report him. She advised she called Leland and Takisha and told them that she "had him" and that they could go on to Knoxville. JUDY said when they got to (S)JUDGE BAUMGARTNER at an exit around Cookeville, she drove his car back to Knoxville for him. She said he told her that he had taken some non-narcotic muscle relaxers that were prescribed to him and that he should not have been driving. JUDY said by the time they got back to Knoxville, the (S)JUDGE was feeling better and was able to drive home. She said he had tried to call Leland and Takisha back to apologize over the incident.

MRS. JUDY stated that one night while they were in Chattanooga, she and the SORT team members went to Applebee's Restaurant for dinner. JUDY said she observed Deena Shelek Castleman leaving the restaurant in front of (S)JUDGE BAUMGARTNER. JUDY said she spoke briefly to Shelek as she was leaving and later, (S)JUDGE BAUMGARTNER asked her if anyone else had seen Deena. JUDY said Shelek walked around the side of the building and was followed a few minutes later by (S)JUDGE BAUMGARTNER. She stated she was unaware if Shelek had been staying with (S)BAUMGARTNER during the whole time they were in Chattanooga.

MRS. JUDY said she recognized Castleman because she had been through the Criminal Court System, Division I, in Knoxville. She said Castleman had also graduated from the Knox County Drug Court Program several years ago. She advised it was not uncommon for graduates of Drug Court to come to the City/County Building (CCB) and ask to see (S)JUDGE

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IR # 183  
Page 3

BAUMGARTNER or to speak to him while in court. JUDY said she started seeing Castleman coming to the CCB to see (S)JUDGE BAUMGARTNER around August of 2009. She said it was about this time that she first saw Castleman go into (S)BAUMGARTNER'S chambers for a few minutes before leaving. JUDY said from that point on, Castleman started visiting the (S)JUDGE at the CCB on a more frequent basis. She said Castleman at first would call to speak to (S)JUDGE BAUMGARTNER through her desk line, (865) 215-2508, but as time went on, Castleman would just call him direct on his office line, (865) 215-2510. JUDY said she began to feel uneasy about Castleman coming to see the (S)JUDGE so much and went to (S)JUDGE BAUMGARTNER and told him that she did not think it was appropriate that he was seeing a defendant outside of the courtroom. She stated she had probably seen Castleman come to see the (S)JUDGE on five to ten occasions and it would usually be during times that the CCB was open. MRS. JUDY said she knew that State Probation and Parole Officer Lisa Mooneyham had personally witnessed Castleman leaving (S)JUDGE BAUMGARTNER'S office because Mooneyham confronted her (Castleman) and accused her of being impaired. JUDY said on another occasion, she observed Castleman standing out on the sidewalk near the front of the CCB.

*S  
yes*

MRS. JUDY stated as time went on, it seemed that there was more than just a casual relationship between (S)JUDGE BAUMGARTNER and Castleman and that there was more to the situation than (S)JUDGE BAUMGARTNER just trying to help someone who needed it. She advised on one occasion, (S)JUDGE BAUMGARTNER asked her to take a sealed letter size envelope to Castleman who was outside the CCB. JUDY said the letter was flat and seemed to have some type of paper inside of it, but she did not ask (S)JUDGE BAUMGARTNER about its contents. She said she would have guessed that the envelope had money in it because she had just cashed a check for the (S)JUDGE. JUDY stated she felt like that was not the only time that the (S)JUDGE gave money to Castleman. She said she did not know of (S)JUDGE BAUMGARTNER giving anyone else money under the same circumstances. She stated she never saw (S)BAUMGARTNER and Castleman in a car together, but now that she has looked back on the situation, she realizes that both of them were addicts and may have been contributing to one another's addiction. JUDY said at the time it was all going on, she could not imagine that being the case and believed that the relationship was just sexual in nature. JUDY said she believed that (S)JUDGE BAUMGARTNER knew that Castleman was using drugs, but he did not address the situation. She also said she believed that Castleman lived in a trailer in Powell somewhere and that (S)JUDGE BAUMGARTNER had told her that he had given Castleman a ride to the CCB when she was to be in court. JUDY said that (S)JUDGE BAUMGARTNER may have gone out to get Castleman and let her into the building on some occasions.

MRS. JUDY stated one time, Castleman came to (S)JUDGE BAUMGARTNER'S office seeking a drug screen. She advised that Castleman was staying at the YWCA and the supervision there suspected her of using drugs and had told her that she had to pass a drug screen or that they were going to kick her out of the program. JUDY said Castleman came to their office where it was not uncommon for court ordered drug screens to take place. JUDY stated that (S)JUDGE BAUMGARTNER asked Criminal Court Division II secretary, Beth White, to administer the drug screen instead of her. She stated that White took Castleman to the hallway bathroom to collect the urine, but she was not sure if White went inside the bathroom with Castleman, but that she should have done so to protect the integrity of the test. JUDY stated to the best of her

memory, Castleman brought the cup of urine into her office to be tested. She said they took the cup and went into a back office where she administered the test with a drug screen "stick" which was dipped in the cup. JUDY said the test came back positive and Castleman said there was no way that she could have tested positive. JUDY stated she believed that she put another stick in the cup which returned the same result. JUDY could not remember what Castleman tested positive for, but confident it was not for "THC." JUDY said she and Castleman took the test into (S)JUDGE BAUMGARTNER'S office and Castleman and (S)BAUMGARTNER tried to explain to her why the test came back positive. She said she left the office and (S)JUDGE BAUMGARTNER shut the door. JUDY said she had the feeling that (S)JUDGE BAUMGARTNER called the YWCA and lied about the test result to the lady who was in charge. She said she became upset about the whole situation and left her office. She stated there was never anymore conversation about it between her and (S)JUDGE BAUMGARTNER.

MRS. JUDY stated that if (S)JUDGE BAUMGARTNER was aware that someone who had participated in his Drug Court Program was using drugs, he should go to the "Drug Court team" and report that person and the team should determine the proper course of action after that. She stated the situation should be handled as a team and not as a sole individual. JUDY said if (S)JUDGE BAUMGARTNER was aware that a probationer out of his court was violating the law, he should contact the District Attorney's office or that individual's probation officer to deal with the situation.

MRS. JUDY stated that up until recently, (S)JUDGE BAUMGARTNER would rarely leave the building while a jury was in deliberations. She stated that about nine months ago, he started leaving more frequently during the day. JUDY said (S)JUDGE BAUMGARTNER had also told her that he needed to leave for an appointment when she knew that he had nothing scheduled on his calendar for the day. She advised when he returned to the office, there was no noticeable change in his behavior. She said sometimes he would ask her to cash a check for him and then he would leave for an hour or so and return to the office. She advised that two to three years ago, (S)JUDGE BAUMGARTNER would ask her to cash a check for him about once a week. She stated the amount was usually around a \$100 dollars and said it was his "running money." JUDY said for a period of about one to two months in the summer of 2010, the (S)JUDGE was asking her to cash checks for him about every other day. She said it got to the point that she asked him what he was doing with all of his money and he did not respond. JUDY said in the November/December 2010 time frame, things seemed to go back to normal.

MRS. JUDY said that (S)JUDGE BAUMGARTNER liked to look at the ladies, but that really did not bother her because that was his business. [REDACTED]

*See  
yes*

MRS. JUDY stated that an individual who identified himself as "Chris" (now known to her to be CHRIS GIBSON) started calling the office for (S)JUDGE BAUMGARTNER in the summer of 2010. She said she assumed that (S)CHRIS was Castleman's boyfriend and that he would often times call straight to (S)JUDGE BAUMGARTNER'S office line. JUDY stated that when Castleman went to jail in the summer (July 2010), (S)CHRIS' calls for the (S)JUDGE increased. JUDY said she could view the number calling (S)BAUMGARTNER'S direct line from her phone at her desk. She stated that once she started recognizing his number on the caller ID, she would not answer the calls. JUDY stated that (S)BAUMGARTNER'S telephone numbers were 865/556-0635 (personal), 865/215-2510 (office), and 865/696-4751 (Drug Court Blackberry).

JUDY stated that (S)GIBSON'S contact with (S)JUDGE BAUMGARTNER seemed to diminish around late last fall.

On Friday, January 21, 2011, at around 3-4 p.m., RA and ASAC Williams met with (S)JUDGE BAUMGARTNER in his chambers and informed him that he was the subject of a criminal investigation being conducted by the TBI (see IR #97). MRS. JUDY advised that earlier in the day before Agents arrived, (S)JUDGE BAUMGARTNER asked her to query (S)CHRIS GIBSON in the Knox County Justice Information and Management System (JIMS) to see if he had been arrested or if he had any outstanding warrants. She advised she did not recognize the name at first, but (S)JUDGE BAUMGARTNER gave her his full name and date of birth to complete the query. JUDY said she informed the (S)JUDGE that the queries were negative. She stated (S)JUDGE BAUMGARTNER never really talked about (S)CHRIS, but she believed he had told her that (S)CHRIS was Deena's friend. She stated that (S)JUDGE BAUMGARTNER told her (S)GIBSON was on probation, but that he did not know he was. After Agents left his office that afternoon, (S)JUDGE BAUMGARTNER told JUDY that the TBI had said he was a target of a criminal investigation and that he thought the charge they were investigating was a misdemeanor. (S)JUDGE BAUMGARTNER told JUDY that he chose not to say anything and said it was probably better if she did not know anything about it. JUDY said he told her he would have been more surprised that Agents had come to see him if (S)GIBSON had not called him earlier that morning and told him officers had been to his house and that there had been a mention of (S)JUDGE BAUMGARTNER.

MRS. JUDY stated (S)JUDGE BAUMGARTNER had not always been in this condition and that she felt like his addiction problem was spiraling out of control. She stated he has previously asked her to pick up prescriptions for him at locations such as the Kroger on Asheville Highway and the Walgreens on Magnolia. JUDY said she did not know what she was picking up [REDACTED] occasions and that (S)JUDGE BAUMGARTNER would usually call ahead and let the pharmacy know she would be getting the medicine. JUDY said the doctors that (S)JUDGE BAUMGARTNER was seeing would give him anything he wanted. She said she felt that the doctors knew (S)JUDGE BAUMGARTNER did not need the pills. She advised that for the past little bit, the (S)JUDGE has said he was getting non-narcotic medicines and that it had seemed that way for a while now.

From information and observation, the following descriptive data was noted:

Jennifer Judy

W/F

[REDACTED] 1971

Powell, TN 37849

[REDACTED] Cell)

dd

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 177

Author: DeArmond, Darren B      Activity Date: 02/09/2011  
Case Agent: DeArmond, Darren B      Report Date: 02/14/2011  
SAC/ASAC: Morton, Shannon J.      Approved By:  
Description: Interview - Oral - Jennifer Kern - 02/09/11 (SA DeArmond)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On February 9, 2011, Reporting Agent (RA) and Assistant Special Agent in Charge (ASAC) Jim Williams conducted an oral interview with JENNIFER KERN. After providing proper identification and an explanation for the purpose of the interview, KERN voluntarily provided the following information:

JENNIFER KERN stated that she had been employed as a nurse at St. Mary's Hospital for the past eighteen years. She stated that she had been working in the Coronary Observation Unit (COU) since August of 1999 and had been the clinical leader in that unit since January of 2009.

KERN stated she remembered Deena Castleman as a patient in her unit. She stated that Castleman came to her unit from the Intensive Care Unit (ICU). She advised that there were suspicions surrounding Castleman after narcotics were found in her room by security when she was a patient on the 3rd Central floor. She stated that according to Castleman's chart, there were 20+ pills found in a flower pot and those pills were taken to the pharmacy where they were identified as narcotics. KERN advised that as a result, Castleman was placed on a "restricted visitors" status during the remainder of her stay. She advised that Castleman was also given Narcan to try and detoxify her from the narcotics in her system.

KERN advised when Castleman came to her unit, she was placed in room 103 which was located close to the nurses' station. She stated that Castleman's room had a sitter's window with a curtain so the nurses could see inside from the station. KERN advised that due to the special restrictions on Castleman's visitors, they had to get permission for (S)JUDGE BAUMGARTNER to visit with her. She stated that unit nurse, Gloria McMahan, contacted her and requested assistance with (S)JUDGE BAUMGARTNER'S request to see Castleman. KERN stated that she called Risk Management and spoke with Kathy Shirley, who advised for McMahan to contact Castleman's doctor, Richard Coffey. Dr. Coffey then gave permission for the (S)JUDGE to visit with Castleman. KERN stated that Dr. Coffey thought that other people were possibly involved in bringing Castleman drugs and not (S)JUDGE BAUMGARTNER. KERN stated that during the time they were trying to get in contact with Dr. Coffey, (S)JUDGE BAUMGARTNER was there at the hospital and she and Mrs. Shirley met with him and explained the situation regarding Castleman's visitation status.

KERN stated that (S)BAUMGARTNER told her that he and his wife were involved in mentoring to troubled youth and they had taken in Castleman to try and help her with the problems that she was having. KERN stated this conversation occurred during lunch time. She said (S) BAUMGARTNER was involved in a big trial at the time and told her that he had to get back to

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IR # 177  
Page 1

TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083  
IR #: 177

court, but left her his card and asked her to call him back when they found out something from the doctor. (S)BAUMGARTNER told her not to call him back until sometime after 4:00 or 5:00 p.m. She stated that according to notes in the chart, she would have called him back on his direct office line sometime on October 30, 2009, sometime after 3:50 p.m.

KERN advised that (S)BAUMGARTNER did not represent himself as Castleman's lawyer to her and she felt it was ok for him to be alone with Castleman if her doctor had approved it. She stated that the majority of her discussions with (S)BAUMGARTNER centered on whether he could actually visit with Castleman and not whether he could do it unsupervised.

KERN stated that (S)BAUMGARTNER came to the hospital several times while Castleman was in her unit. She described the situation between (S)BAUMGARTNER and Castleman as "weird" and did not really believe the story that (S)BAUMGARTNER told her. KERN said she also heard from the 3-11 p.m. shift that (S)BAUMGARTNER was also visiting during that shift. She stated that other nurses had commented about (S)BAUMGARTNER saying, "Well there he is" after seeing him arrive at the hospital shortly after they observed him on television presiding over one of the defendants in the Christian/Newsom trials.

KERN was shown a series of photographs and positively identified a photo of (S) BAUMGARTNER.

Descriptive Data:

Jennifer Kay Kern  
W/F

[REDACTED] 1975

[REDACTED]  
Knoxville, TN 37918

[REDACTED] (Home)  
[REDACTED] (Cell)

dd

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IR# 177  
Page 2

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**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case # : KX-82A-000083  
IR # : 188

Author: DeArmond, Darren B      Activity Date: 02/22/2011  
Case Agent: DeArmond, Darren B      Report Date: 02/22/2011  
SAC/ASAC: Morton, Shannon J.      Approved By:  
Description: Interview - Oral - Jeremy McCord - 02/22/11 (SA DeArmond)

- (S) Richard Baumgartner, W/M, 04/20/1947
- (S) Christopher Lee Gibson, W/M, 08/04/1970

On February 22, 2011, Reporting Agent (RA) and Special Agent in Charge (SAC) Rick Morrell conducted an oral interview with Knox County Sheriff's Department Deputy JEREMY MCCORD reference events that occurred in November 2009 in Chattanooga, Tennessee. After providing proper identification and an explanation for the purpose of the interview, OFFICER MCCORD voluntarily provided the following information:

MCCORD stated he had been an employee of the Sheriff's Department since September 2007. He advised that he had been a "road deputy" since March 2010. He stated in November 2009, he was assigned to the Corrections Division and was a member of the Special Operations Response Team (SORT).

MCCORD advised in 2009, he and other members of the SORT Team were assigned as security for inmate George Thomas while jury Voir Dire was conducted in Chattanooga, Tennessee in regards to the Christian/Newsom trials. MCCORD stated that he was responsible for the inmate's security and transportation, to include transportation back and forth from penal facilities where Thomas was held. He stated that he was assigned to monitor all activities surrounding Thomas both inside and outside of the court setting. He stated that other members of his team included Officer Kenneth Allen, Corporal Jim Simonelli, Sergeant Jeff Smith, Captain David Yoakley, and Chief Deputy William Purvis.

MCCORD stated while they were in Chattanooga, he and other members of the team would usually go out to eat at a restaurant somewhere in town. He also advised that (S)JUDGE BAUMGARTNER'S secretary, Jennifer Judy, would usually accompany them. MCCORD stated on a couple of occasions, Knoxville reporters covering the trials, including Hanna Kim from WATE Channel 6 and reporter Yvette Martinez from WBIR Channel 10, also accompanied them.

MCCORD advised on one night, they walked to a local Applebee's Restaurant in Chattanooga. He advised that those in attendance included Jennifer Judy, Sgt. Smith, Corporal Simonelli, and Officer Allen. MCCORD stated that 6 News reporter Hanna Kim was also with them that night at the restaurant. He stated that they were seated at the head of the bar when one of the other officers noticed (S)JUDGE BAUMGARTNER sitting in a booth in the restaurant with a young female. MCCORD described the female as white and in her late twenties or early thirties. He said she had dark hair and thought she was wearing a hooded sweatshirt. He stated he did not see the female's face but he was under the impression that "she was known" to others in the party, especially Jennifer Judy and that it was not much of a shock to the group.

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IR # 188  
Page 1

that they were together. MCCORD said there were several comments from within the group about the (S)JUDGE being there with the female, but he could not remember any specifics. He said as far as he knew, no one in the party had any direct contact with the female or (S)JUDGE BAUMGARTNER, but he could not be sure. He stated that he could not remember if they were still there when he left or if the (S)JUDGE and the female left the restaurant before his group did.

Descriptive Data:

Jeremy Andrew McCord

W/M

[REDACTED] 984

Knox County Sheriff's Department

[REDACTED] (Work)

[REDACTED] (Cell)

dd

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 189

Author: DeArmond, Darren B      Activity Date: 02/22/2011  
Case Agent: DeArmond, Darren B      Report Date: 02/22/2011  
SAC/ASAC: Morton, Shannon J.      Approved By:  
Description: Interview - Oral - Kenneth Allen - 02/22/11 (SA DeArmond)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On February 22, 2011, Reporting Agent (RA) conducted an oral interview with Knox County Sheriff's Department Deputy KENNETH ALLEN reference events that occurred in November 2009 in Chattanooga, Tennessee. After providing proper identification and an explanation for the purpose of the interview, OFFICER ALLEN voluntarily provided the following information:

ALLEN stated he had been an employee of the Sheriff's Department since 2004. He advised that he had been assigned to the Narcotics Unit since 2010. He stated in November 2009, he was assigned to the Corrections Division and was a member of the Special Operations Response Team (SORT).

ALLEN advised in 2009, he and other members of the SORT Team were assigned as security for inmate George Thomas while jury Voir Dire was conducted in Chattanooga, Tennessee in regards to the Christian/Newsom trials. ALLEN stated that his guys were responsible for the inmate's security and transportation, to include transportation back and forth from penal facilities where Thomas was held. He stated that he was assigned to monitor all activities surrounding Thomas both inside and outside of the court setting. He stated that other members of his team included, Officer Jeremy McCord, Jim Simonelli, and Sergeant Jeff Smith.

ALLEN stated while they were in Chattanooga, he and other members of the team stayed at the Double Tree Hotel. He said they would usually go out to eat at a restaurant somewhere in town after they were done in court. He said that most of the team members and (S)JUDGE BAUMGARTNER'S secretary, Jennifer Judy, would attend.

ALLEN advised during one of the evenings, they went to a local Applebee's Restaurant in Chattanooga for dinner. He advised that those in attendance, besides himself, included Officer Simonelli and Officer McCord. He stated he was not sure if Judy or Sergeant Smith was with them that night. OFFICER ALLEN stated when they walked in the restaurant, he observed (S) JUDGE BAUMGARTNER sitting in a booth over to the right side of the restaurant. He stated as soon as they went in, (S)JUDGE BAUMGARTNER got up to leave. ALLEN said he thought there was a female in the booth with the (S)JUDGE when he first glanced in that direction, but did not see her leave with the (S)JUDGE. He stated the individual was a white female with dark hair, but he did not think he observed her face. ALLEN said he thought they said casual greetings to the (S)JUDGE as he was leaving, but he did not speak with the female. He said they went to the bar for drinks but he does not remember any other comments about the (S) JUDGE that night. He stated about an hour after (S)JUDGE BAUMGARTNER left the restaurant, Channel 6 reporter Hanna Kim arrived.

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IR # 189  
Page 1

TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083  
IR #: 189

Descriptive Data:

Kenneth Dean Allen  
B/M

968  
Knox County Sheriff's Department  
(Cell)

dd

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IR # 189  
Page 2

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case # : KX-82A-000083  
IR # : 138

Author: DeArmond, Darren B      Activity Date: 02/01/2011  
Case Agent: DeArmond, Darren B      Report Date: 02/02/2011  
SAC/ASAC: Morton, Shannon J.      Approved By:  
Description: Interview - Oral - Larry Allen - 02/01/11 (SA DeArmond)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On February 1, 2011, Reporting Agent (RA) and Assistant Special Agent in Charge (ASAC) Jim Williams conducted an oral interview with LARRY "TRENT" ALLEN at his residence located at 634 Emory Road in Blaine, Tennessee. After providing proper identification and an explanation for the purpose of the interview, ALLEN provided the following information:

ALLEN stated that he had been employed as a security officer at Mercy Health Partners, otherwise known as St. Mary's Hospital, for the past two years. ALLEN stated in October 2009, possibly the 18th, he responded to a patient's room after a registered nurse, Elizabeth Kendell, had contacted security to report that the patient had a lot of visitors coming and going from the room. ALLEN stated the nursing staff suspected the patient, Deena Castleman, was "high" on something and believed that she had taken pills other than what had been prescribed to her.

ALLEN advised that he responded to the room and spoke with Castleman. He stated he could not remember Castleman's room number. ALLEN said he advised Castleman of the allegations against her and asked for consent to search her room. He stated that hospital policy did not require consent to search from a patient, but was doing so as a courtesy to Castleman. ALLEN stated that while speaking with Castleman, he noticed a plastic baggie that had been hidden inside a plant in the window sill. He stated that Castleman then gave him verbal consent to search the room and he took the pills from the flower pot and asked Castleman about them. ALLEN stated she told him that the florist must have accidentally left the bag in the flowers and delivered them by mistake.

ALLEN stated he found one pill and a half of another pill inside a cup on the sink in Castleman's bathroom. He stated he was unable to identify the pills. He said he took the pills found in the flower pot that numbered approximately 25 and showed them to Nurse Kendell who identified them as oxycodone pills. ALLEN said he told Castleman that he would have the pills destroyed if she would give up who had brought them to her room. He said she was uncooperative and he completed an incident report documenting what had happened. ALLEN said he then took his report and the pills to the Commissioner's office to obtain a warrant for Castleman and the Commissioner looked at the report and then told him that he did not have grounds for the arrest.

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IR # 138  
Page 1

TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083  
IR #: 138

ALLEN said he left the commissioner and on the way back to the hospital, he contacted the Knoxville Police Department (KPD) and requested they come and take possession of the pills so they could be properly disposed of. ALLEN stated that Officer Stephanie Wilson responded to the hospital's security office. He stated he did not know the officer's name, but was told her identity by another security officer, Matt Wyrick. ALLEN stated that he and the KPD officer went up to Castleman's room and attempted to interview her, but she was not cooperative. He advised that the KPD officer issued Castleman a citation and took possession of the drugs. ALLEN said he also gave the officer a copy of the report that he had filed along with the narcotics evidence.

ALLEN stated the next morning as he was getting off shift, the day shift officer, Aaron Burress, had reported for dayshift. ALLEN said he was discussing the events of the night with Burress and Burress said that (S)JUDGE BAUMGARTNER had been to the hospital before to see Castleman before the Christian/Newsom trials. Burress stated that (S)BAUMGARTNER had taken Castleman under his wing when she was a juvenile.

1 hour  
3 AM  
yes

[REDACTED]

ALLEN provided a telephone number for Burress of [REDACTED]

ALLEN also showed Reporting Agent a small spiral notebook containing details of the night's events from October 2009. RA obtained a copy of the page documenting Castleman's information and that copy will be attached to this Investigative Report.

AGENT'S NOTE: Investigation revealed the actual spelling for nurse Elizabeth Kendell as reported by ALLEN was Elizabeth Kendall, DOB: [REDACTED]

Descriptive Data:

Larry Trenton Allen  
W/M

[REDACTED] 1979

[REDACTED]  
Blaine, TN 37709

[REDACTED] (Home)  
[REDACTED] (Cell)

dd

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IR # 138  
Page 2

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 169

Author: DeArmond, Darren B      Activity Date: 02/03/2011  
Case Agent: DeArmond, Darren B      Report Date: 02/10/2011  
SAC/ASAC: Morton, Shannon J.      Approved By:  
Description: Interview - Oral - ADA Leland Price - 02/03/11 (SA DeArmond)

Margaret Douberly Hinkle, W/F, [REDACTED] 1963  
(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On February 3, 2011, Reporting Agent (RA) conducted an oral interview with Knox County Assistant District Attorney (ADA) LELAND PRICE. After providing proper identification and an explanation for the purpose of the interview, ADA PRICE voluntarily provided the following information:

PRICE stated that he had been an Assistant District Attorney with the Knox County District Attorney's Office since 1997. He advised that most of his work in the office had been in (S) JUDGE BAUMGARTNER'S court, Criminal Court Division I. He stated that he had noticed a decline in (S)JUDGE BAUMGARTNER'S health over the past few years. PRICE stated there were some occasions that he noticed odd behavior from (S)JUDGE BAUMGARTNER.

ADA PRICE stated around Thanksgiving of 2009 (November 15-18, 2009), the District Attorney's office was involved in the Voir Dire of the jury in the George Thomas trial in Chattanooga, Tennessee. He advised that several members of the prosecution team stayed at the Double Tree Hotel, but (S)JUDGE BAUMGARTNER stayed at a different location. ADA PRICE stated to the best of his memory, (S)JUDGE BAUMGARTNER showed up late for the first day of Voir Dire. He advised that during the proceedings, he remembered that (S)JUDGE BAUMGARTNER was receiving multiple telephone calls repeatedly and that the (S)JUDGE would get up from the proceedings and take the calls. ADA PRICE said he did not remember seeing (S)JUDGE BAUMGARTNER at a restaurant with anyone while they were in Chattanooga. He stated there may have been some of the courtroom bailiffs present during the proceedings, but he was not sure of their identities.

PRICE stated in May 2010, they were involved in the trial of defendant Vanessa Coleman, who was a suspect in the Christian/Newsom murder trials. PRICE stated that he noticed on one day when they were in Nashville (April 27-30, 2010) in preparation of picking a jury for the trial, the (S)JUDGE seemed "not right" or possibly mentally impaired. He stated that (S)JUDGE BAUMGARTNER may have been "under the influence" of something due to his appearance. He said the (S)JUDGE'S speech was slurred and he seemed incoherent at times and was having problems putting sentences together. PRICE said he noticed after the proceedings were completed that the (S)JUDGE went out and got into his vehicle alone. He stated that the (S) JUDGE'S secretary, Jennifer Judy, and the court clerk got into another vehicle. PRICE stated that on the way back from Nashville, he and fellow ADA Takisha Fitzgerald were traveling East on Interstate 40 near Cookeville when they observed (S)JUDGE BAUMGARTNER ahead of them on the interstate. PRICE stated that the (S)JUDGE was weaving all over the road and

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IR # 169  
Page 1

driving very erratic to the point of almost causing an accident. PRICE stated they tried to call him on his cell phone but he would not answer. He said they contacted Jennifer Judy who then called the (S)JUDGE and asked him to pull over at the next exit. PRICE said he believed that the (S)JUDGE did comply with the request, but he and ADA Fitzgerald did not stop at the exit. PRICE stated this occurred on Friday, April 9, 2010.

**\*AGENT'S NOTE\***

Phone records obtained as a result of this investigation for (S)JUDGE BAUMGARTNER'S cellular phone, [REDACTED] indicate an incoming call from ADA PRICE'S cellular phone, [REDACTED] on April 9, 2010 at approximately 6:41 p.m.

PRICE advised that on Monday, April 12, 2010, (S)JUDGE BAUMGARTNER called him and ADA Fitzgerald into his chambers and discussed the events of the previous Friday. (S)JUDGE BAUMGARTNER told them that he was having back problems and had taken some medication and should not have been driving.

ADA PRICE stated on the last day of the Vanessa Coleman trial, May 10, 2010, (S)JUDGE BAUMGARTNER seemed very disoriented during the reading of the jury verdict. He stated the (S)JUDGE'S speech was very slow, slurred, and he could barely read the verdicts and had to have help from his clerk and foreman to get through the multiple counts of the verdict. PRICE said at several points in the verdict, (S)JUDGE BAUMGARTNER could not progress through the alphabet which represented the multiple counts in the verdict process.

ADA PRICE said after the Coleman trial was over, the (S)JUDGE announced that he would be taking several weeks off for vacation. PRICE stated after the (S)JUDGE returned sometime in June 2010, he did not notice anything out of the ordinary regarding the (S)JUDGE'S behavior.

PRICE stated in November and December of 2010, he started noticing that (S)JUDGE BAUMGARTNER was again acting as if he was disoriented and confused. PRICE advised that the (S)JUDGE was having a difficult time following instructions and was even confusing defendants names while he was on the bench. He said (S)JUDGE BAUMGARTNER also started saying that he was having hearing problems. ADA PRICE said it was his opinion that there was much more going on than that.

ADA PRICE said he never smelled alcohol on (S)JUDGE BAUMGARTNER. He said that some of the time when the (S)JUDGE was having a difficult time on the bench, his administrative assistant, Jennifer Judy, would assist him in court. PRICE said he never noticed that the (S) JUDGE was absent during trials or jury deliberations.

ADA PRICE said that he has observed (S)JUDGE BAUMGARTNER having good and bad days recently. He stated that ADA Ken Irvine has also observed similar things with (S)JUDGE BAUMGARTNER during his time in Division I. ADA PRICE stated that (S)JUDGE BAUMGARTNER'S court clerk, Susan Jones, would be someone that RA should speak to regarding the (S)JUDGE'S behavior in court. ADA PRICE stated that he was aware of times when trials have been reset in Division I Court when (S)JUDGE BAUMGARTNER was not fit to be on the bench.

ADA PRICE stated that he has no personal relationship with the (S)JUDGE. He stated that Drug Court was very dear to the (S)JUDGE and that he was often times informal with defendants in the courtroom who had previously went through the Drug Court Program.

TBI INVESTIGATIVE REPORT

Case #: KX-82A-000083

IR #: 169

At RA's request, ADA PRICE completed a litigation timeline of the Christian/Newsom trials and presented it to RA (see attached).

Descriptive Data:

Leland Price

W/M

970

Knox County District Attorney's Office

(O)

(C)

dd

Attachment: Litigation Timeline

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IR # 169

Page 3

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 159

Author: Williams, James D.      Activity Date: 02/07/2011  
Case Agent: DeArmond, Darren B      Report Date: 02/09/2011  
SAC/ASAC: Morton, Shannon J.      Approved By:  
Description: IA - Interview - Oral - Lisa Mooneyham - 02/07/11 (ASAC Williams)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On February 7, 2011, at approximately 9:07 a.m., SA Darren DeArmond and I, ASAC Jim Williams, conducted an oral interview with Probation & Parole Officer LISA MOONEYHAM at the Tennessee Probation office located at 1426 Elm Street in Knoxville, TN. After proper identification and explanation for the purpose of the interview, LISA MOONEYHAM voluntarily provided the following information:

LISA MOONEYHAM has been a probation officer for nine years. She has worked with the Knox County Drug Court the entire time. Her main contact with the Drug Court is Frita Wiggs. MOONEYHAM stated she had observed (S)JUDGE RICHARD BAUMGARTNER when he appeared "out of it" when sitting on the bench. She knew (S)BAUMGARTNER'S health had been deteriorating, and that he had spent thirteen days in the hospital over Christmas. MOONEYHAM has heard (S)BAUMGARTNER drinks alcohol, but has never smelled the odor of alcohol on his breath.

Approximately one year ago, MOONEYHAM observed Deena Shelek (Castleman) go into (S) BAUMGARTNER'S office with (S)BAUMGARTNER and observed (S)BAUMGARTNER close the door after she entered the office. MOONEYHAM could not recall exactly when she observed this, but did recall the weather was warm and Deena was not wearing a jacket. MOONEYHAM was standing in the hallway outside (S)BAUMGARTNER'S office when she made this observation and said it occurred during a break in "regular" court.

MOONEYHAM said Deena was visibly "high" when she entered (S)BAUMGARTNER'S office where she stayed for approximately ten minutes. MOONEYHAM confronted Deena when she exited (S)BAUMGARTNER'S office. She told Deena she knew she was high and asked how she had gotten to the City/County Building. Deena told MOONEYHAM she had taken the bus to the building and would not be driving when she left. (S)BAUMGARTNER observed MOONEYHAM speaking to Deena. MOONEYHAM did not know how Deena gained access to the hallway behind the courtrooms where (S)BAUMGARTNER'S office is located. MOONEYHAM said she would not have felt her observing Deena enter (S)BAUMGARTNER'S office would have been as inappropriate had (S)BAUMGARTNER not shut the door once she had entered.

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IR # 159  
Page 1

MOONEYHAM recalled another occasion when she observed Deena at the City/County Building attempting to visit (S)BAUMGARTNER. This incident occurred after 5:00 p.m. as Drug Court was finishing for the day. MOONEYHAM was exiting Drug Court when she observed Deena entering the courtroom attempting to go toward (S)BAUMGARTNER'S office. MOONEYHAM said Deena was again visibly "high." She confronted Deena and asked where she was going. Deena told MOONEYHAM she was going to take BAUMGARTNER cookies and continued on. MOONEYHAM believed (S)BAUMGARTNER'S secretary, Jennifer Judy, had intercepted Deena and did not let her into his office.

*Horsing*  
*Jos*  
MOONEYHAM stated she had heard rumors that (S)BAUMGARTNER was having a relationship with Deena. [REDACTED]

[REDACTED] MOONEYHAM described (S) BAUMGARTNER'S current secretary, Jennifer Judy, as a good person who does her job. MOONEYHAM could not recall if Jennifer was present on the day she observed Deena enter (S)BAUMGARTNER'S office.

MOONEYHAM said she did not supervise Deena when she was on probation out of Division I Court, but was familiar with Deena through her participation in the Drug Court Program, and observations of her while she was on regular state probation. MOONEYHAM said Deena was supervised by Ann Myers when she was on regular probation.

MOONEYHAM described a recent sentencing hearing in which (S)BAUMGARTNER had ordered a young man to stand up to answer questions. After the questioning, the defendant had remained standing for sometime while (S)BAUMGARTNER continued to stare at this person with a "blank" stare on his face. MOONEYHAM said this went on for some time until the defendant asked if he could be seated. BAUMGARTNER did not understand what he had been asked until one of the attorney's explained it to him and he allowed the defendant to be seated.

From information and observation, the following personal information for LISA MOONEYHAM was obtained:

Lisa Mooneyham  
W/F

[REDACTED] 58  
[REDACTED]

Knoxville, TN 37921

[REDACTED] (O)  
[REDACTED] (C)

jdw

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 164

Author: Williams, James D.                      Activity Date: 02/09/2011  
Case Agent: DeArmond, Darren B                      Report Date: 02/10/2011  
SAC/ASAC: Morton, Shannon J.                      Approved By:  
Description: IA - Interview - Oral - Margaret Hinkle - 02/09/11 (ASAC Williams)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On February 9, 2011, at approximately 2:15 p.m., SA Darren DeArmond and I, ASAC Jim Williams, conducted an oral interview with St. Mary's Hospital nurse MARGARET HINKLE. The interview occurred in the Risk Management conference room at the hospital. St. Mary's legal advisor, Mary Jane Borden, was also present during the interview. After proper identification and explanation for the purpose of the interview, MARGARET HINKLE voluntarily provided the following information:

MARGARET HINKLE stated she believed the reason we wanted to speak with her had something to do with (S)JUDGE BAUMGARTNER and Deena Castleman. HINKLE said she was a registered nurse (RN) and was the Charge Nurse on the 3rd Central Floor at St. Mary's Hospital on the 3:00 p.m. to 11:00 p.m. shift, and had been employed as such for approximately five years.

H  
YES  
HINKLE stated she remembered Deena Castleman quite well and believed she came into the hospital on October 19, 2009. HINKLE recalled getting a report from the hospital ER that Castleman had hid drugs in her "personal area" at the time of her admittance.

R  
YES  
HINKLE further advised there was constantly an issue with Castleman getting "high" on drugs while she stayed in the hospital. HINKLE stated the nursing staff would get her "straight," then she would have a visitor. After the visitor would leave, Castleman would soon be "out of it" again. She stated this would result in an attempt at conducting a pelvic x-ray on Castleman in an effort to locate drugs she had not been prescribed at the hospital. HINKLE said Castleman was very uncooperative during each attempt to conduct a pelvic x-ray. She described how Castleman would constantly move and squirm during the x-ray in an apparent effort to get whatever was concealed inside her to fall into her panties where hospital staff could not search and any contraband would not appear on the x-ray. HINKLE advised the nursing staff had contacted hospital security to assist in the x-ray attempts. During these attempts, Castleman told HINKLE she knew a wealthy, prominent judge, and the judge would "get their jobs." HINKLE also recalled one incident when pills were found in a flower pot in Castleman's room. HINKLE was not working on the night the pills were found in Castleman's room. She identified Kim Kearney as the charge nurse on this shift.

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IR # 164  
Page 1

HINKLE recalled Castleman telling nurses that she had a very important visitor coming to see her, and told the staff they needed to place a "Do Not Disturb" sign on her door while the visitor was present. HINKLE said the "important visitor" was (S)JUDGE BAUMGARTNER. HINKLE said (S)BAUMGARTNER visited Castleman on almost a daily basis. She could not recall (S)BAUMGARTNER failing to visit Castleman on more than one day during Castleman's stay on 3rd Central from October 19th-26th. HINKLE said (S)BAUMGARTNER was allowed to close the door when visiting with Castleman, but said they did not hang a Do Not Disturb sign on the door. HINKLE stated (S)BAUMGARTNER was normally dressed nice but casually when he would visit Castleman. She recalled (S)BAUMGARTNER'S visits normally occurred around 5:50 p.m. to 6:00 p.m. His visits would normally last for 1-2 hours.

HINKLE recalled a conversation she had with (S)BAUMGARTNER that occurred after drugs had been found in Castleman's room and she had been placed on a "No Visitor" status. She said (S)BAUMGARTNER "raised hell" when she told him he could not visit Castleman by himself because he was not a family member. HINKLE said (S)BAUMGARTNER was very upset and stated, "We'll see about that," before leaving.

HINKLE identified (S)BAUMGARTNER as the visitor she was referring to above who would visit Castleman immediately before Castleman would become "out of it" and get "high." HINKLE said she suspected (S)BAUMGARTNER was bringing pills to Castleman in the hospital. She said it had gotten to the point she dreaded seeing (S)BAUMGARTNER coming down the hall to visit Castleman because she knew Castleman would be messed up soon after he left. HINKLE said they (nursing staff) were constantly "tossing" Castleman's room and doing abdominal scans so she knew there were no pills in the room. She also knew what medications Castleman was being provided by hospital staff. Because of this, HINKLE believed the pills Castleman was taking were coming from (S)BAUMGARTNER. HINKLE stated, "Basically, we had to do a drug screen each time after he left."

From reviewing notes in Castleman's file, HINKLE said on October 25 at 2032 hrs., she had called Dr. Munteanu and told him Castleman's visitor had just left and she was high as a kite. She did not recall telling Dr. Munteanu the visitor was (S)BAUMGARTNER. HINKLE said Dr. Munteanu ordered a pelvic x-ray be conducted on Castleman.

(S)BAUMGARTNER did not talk much when at the hospital. She said he would normally nod when passing in the hall. HINKLE said she had gotten aggravated with what was going on and made a point to address (S)BAUMGARTNER as "Judge" when she passed him in the hall on one occasion so (S)BAUMGARTNER would know that she knew he was a judge. HINKLE knew (S)BAUMGARTNER was a judge because nursing staff was watching him on television during the Christian/Newsom murder trial immediately before he would show up at the hospital. On a couple of occasions, HINKLE thought (S)BAUMGARTNER appeared to be "messed up." She described his eyes as appearing to be "glasses-over" and red.

HINKLE said (S)BAUMGARTNER was Castleman's primary visitor, and recalled that a female may have visited Castleman on one occasion.

HINKLE identified nurses Amanda Holloway, Karen Flynn, Latoya Rogers, Roger Malone, and Kim Kearney as nurses who may have observed (S)BAUMGARTNER on 3rd Central visiting Castleman. She also identified Angela Mullinax as the charge nurse on day shift during Castleman's stay.

Also, from review of Castleman's patient file, HINKLE identified a notation entered on October 26 at 1520 hours that stated security instructed staff to place a No Visitors sign on Castleman's door as being written by nurse Karen Flynn. HINKLE said the notes also reflected Castleman was given one amp of Narcan around 10:00 p.m. and sent to the Intensive Care Unit.

On October 28, HINKLE said Dr. Richard Coffee wrote notes about no visitors being allowed except (S)JUDGE BAUMGARTNER.

The interview was concluded at approximately 2:46 p.m.

From information and observation, the following personal information was obtained for MARGARET HINKLE:

Margaret Douberly Hinkle

W/F

[REDACTED] 63

Maynardville, TN 37807

(H) [REDACTED]

(C) [REDACTED]

jdw

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083  
IR #: 80

Author: DeArmond, Darren B      Activity Date: 12/17/2010  
Case Agent: DeArmond, Darren B      Report Date: 01/05/2011  
SAC/ASAC: Morton, Shannon J.      Approved By:  
Description: Interview - Oral - Randall Claunch - 12/17/10 (SA DeArmond)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On December 17, 2010, Reporting Agent (RA), along with Tennessee Bureau of Investigation (TBI) Assistant Special Agent in Charge (ASAC) Jim Williams conducted an oral interview with RANDALL CLAUNCH in Knoxville, Tennessee. After providing proper identification and an explanation for the purpose of the interview, CLAUNCH voluntarily provided the following information:

CLAUNCH stated that he met (S)CHRISTOPHER GIBSON through his (CLAUNCH) girlfriend, CRYSTAL UTHE. He stated that he had known (S)GIBSON for about three years and that he and UTHE lived at (S)GIBSON'S residence on Gap Road about a year ago for a period of a few months. CLAUNCH described himself as an acquaintance of (S)GIBSON.

CLAUNCH said he was aware that (S)GIBSON was involved in the selling of prescription pills and had obtained Roxycodone pills from him on a couple of occasions. CLAUNCH said he had observed new people coming to (S)GIBSON'S residence on several occasions to obtain pills. CLAUNCH stated he had heard (S)GIBSON state, "Know anybody that needs them? I got some."

CLAUNCH stated that he knew Knox County Criminal Court Judge (S)RICHARD BAUMGARTNER as "the Judge." He said he had observed the (S)JUDGE at (S)GIBSON'S residence on about twenty different occasions during the summer period of 2010. CLAUNCH said there was an unspoken rule that no one was to discuss activities surrounding "the (S) JUDGE." He said that sometimes (S)GIBSON would tell everyone in advance that the (S) JUDGE was coming by the house and that it was his (CLAUNCH) understanding from (S) GIBSON that the (S)JUDGE would be coming by to get pills. CLAUNCH said on more than one occasion, he overheard (S)GIBSON complaining that the (S)JUDGE was "wearing him out" and would call constantly looking for pills from (S)GIBSON. CLAUNCH stated that he had heard (S) GIBSON say that the (S)JUDGE was coming by to buy Hydrocodone and Percocet pills.

*Heard  
SM*

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IR # 80  
Page 1

CLAUNCH stated on most occasions the (S)JUDGE would come to the back door of (S) GIBSON'S residence and upon entering, he and (S)GIBSON would go into a back bedroom where they would stay for five to ten minutes and then (S)GIBSON would walk the (S)JUDGE back out of the back door. CLAUNCH said he has overheard individuals at (S)GIBSON'S residence, including (S)GIBSON himself, talk about the (S)JUDGE getting pills for himself and a "call girl" who the (S)JUDGE was seeing. CLAUNCH said he had seen the (S)JUDGE in his vehicle at (S)GIBSON'S residence with an unknown female. CLAUNCH said he wasn't sure, but the female may have been Deena Castleman. He stated that the (S)JUDGE would usually show up at (S)GIBSON'S house wearing blue jeans and a button up shirt. He said the (S) JUDGE drove a black 4-door passenger car that had judicial plates. CLAUNCH stated that the (S)JUDGE would usually call (S)GIBSON on his cellular phone and he had seen (S)GIBSON texting on his phone on several occasions to arrange drug transactions.

CLAUNCH stated that on about August 19th or 23rd of 2010, (S)GIBSON wrecked his Ford Super Duty truck near his house. CLAUNCH said he was on [REDACTED] near where (S) GIBSON had wrecked and he passed the (S)JUDGE who was driving his black car heading toward (S)GIBSON'S house.

CLAUNCH said that (S)CHRIS GIBSON and his girlfriend, Ashley Ricker, did twelve to fifteen pills a day, and that he (CLAUNCH) had snorted pills with (S)GIBSON at (S)GIBSON'S residence.

Descriptive Data:

Randall Claunch

W/M

[REDACTED] 1976

[REDACTED]  
Knoxville, TN  
[REDACTED]

dd

while he was presiding on the bench. She said she had observed him with his head down on the bench at times, confused and repeating himself. ADA Welch stated that during the sentencing phase of one of the defendants in the Christian/Newsom trials, (S)BAUMGARTNER seemed confused and unable to comprehend what he was doing while reading documents pertaining to the hearing. She stated there were rumors going around the office that (S)BAUMGARTNER had taken a leave of absence in June 2010 to attend some type of rehab program after the Christian/Newsom trials were concluded. ADA Welch said his physical appearance had deteriorated over the past months to the point where he looked ill. She advised she had noticed that (S)BAUMGARTNER had often times called a two hour recess in the middle of a trial that she thought was uncommon. She stated the rumors were that it was so he could attend his rehab sessions during the day. (IR #19)

On October 8, 2010, the TBI applied for and received a court order for the installation and use of a pen register with trap and trace on cellular number, [REDACTED] a number believed to be used by (S)CHRIS GIBSON. (IR #28)

On October 13, 2010, RA and ASAC Williams met with CS-10616 regarding the CS's contact with (S)CHRIS GIBSON. The CS stated that (S)GIBSON had come to the CS's residence and accused the CS of working for law enforcement. (S)GIBSON told the CS that he was aware that the CS was working as a snitch and that his daughter had told him that the CS was leaving the house several times a week to meet with someone. He told the CS that he knew that undercover officers were at the CS's residence and that the CS had provided them with cell phones and memory cards. The CS told Agents that (S)GIBSON was involved in distribution of pills with several individuals in the East Tennessee area. (IR #9)

On October 13, 2010, RA obtained several reports from the Knoxville Police Department regarding various responses from their agency that had occurred at the residence of (S)CHRIS GIBSON, including the arrest of Ashley Ricker on September 7, 2010 for drug possession. (IR #21)

On October 13, 2010, RA was contacted by CS-10616 who stated that (S)RICHARD BAUMGARTNER had been observed in a black car driving in front of (S)CHRIS GIBSON'S residence. RA and other Agents responded to the area and conducted surveillance on (S)GIBSON'S residence for a period of time, but did not see (S)BAUMGARTNER or a vehicle matching his description at (S)GIBSON'S residence. (IR #22)

On October 14, 2010, RA met with Knox County District Attorney Randy Nichols regarding this investigation. Nichols stated that he and (S)BAUMGARTNER use to be good friends and their families had been friends since the 1980's. Nichols said in early 2010, he became concerned for (S)BAUMGARTNER'S health due to the decline in his general appearance. Nichols said he went to meet with (S)BAUMGARTNER at his residence. (S)BAUMGARTNER stated he was drinking too much and having problems sleeping. (S)BAUMGARTNER said he was drinking one bottle of wine per night in order to sleep. (S)BAUMGARTNER also told Nichols that he was attending the Bradford Rehabilitation Clinic for his drinking problem. (IR #26)

On October 15, 2010, RA and SA Bebb met with CS-10616, who reviewed several photos provided by RA and identified individuals believed to be in telephone contact with (S)CHRIS GIBSON. (IR #25)

On October 18, 2010, RA met with Tom Dyer, Manager of Information Systems and Telecommunications for the Public Building Authority (PBA) in Knox County, Tennessee. RA

<b>TENNESSEE BUREAU OF INVESTIGATION</b>		<b>Case # :</b> KX-82A-000083
<b>INVESTIGATIVE REPORT</b>		<b>IR # :</b> 193
<b>Author:</b>	DeArmond, Darren B	<b>Activity Date:</b> 02/03/2011
<b>Case Agent:</b>	DeArmond, Darren B	<b>Report Date:</b> 03/01/2011
<b>SAC/ASAC:</b>	Morton, Shannon J.	<b>Approved By:</b>
<b>Description:</b>	Interview - Oral - Takisha Fitzgerald - 02/03/11 (SA DeArmond)	

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On February 3, 2011, Reporting Agent (RA) conducted an oral interview with Knox County Assistant District Attorney (ADA) TAKISHA FITZGERALD. After providing proper identification and an explanation for the purpose of the interview, ADA FITZGERALD voluntarily provided the following information:

ADA FITZGERALD stated that she had been conducting criminal prosecutions in Criminal Court, Division I, for several years. She advised that she first noticed a change in (S)JUDGE BAUMGARTNER'S behavior in December 2007 during a trial of John Whitton. FITZGERALD stated that (S)JUDGE BAUMGARTNER was hospitalized during the trial with pancreatitis. She stated she had observed that (S)JUDGE BAUMGARTNER was in pain but had never smelled alcohol on him at the time. FITZGERALD stated that (S)JUDGE BAUMGARTNER came back on the bench in January of 2008 and then took time off again for a period of time in July and August of that summer. She said when he returned, he made statements in open court that he was having health problems and that he was not dead.

FITZGERALD said the Christian/Newsom trials took a toll on (S)JUDGE BAUMGARTNER. She stated she noticed during the Voir Doir of the jury in the George Thomas trial in Chattanooga that the (S)JUDGE looked physically tired. She said she has heard (S)JUDGE BAUMGARTNER stated that he was having back problems in the past and that he also had surgery on his foot during one of the cases, possibly Vanessa Coleman. FITZGERALD said she remembered seeing (S)BAUMGARTNER slumped back in the seat of his car during lunch while they were in Nashville to pick the jury for the Coleman case. She said it occurred on the last day they were there and that (S)BAUMGARTNER appeared to be sleeping.

FITZGERALD stated she rode back from Nashville with ADA Leland Price and while they were traveling back on Interstate 40, they observed (S)JUDGE BAUMGARTNER in front of them in his black Buick. She stated that the (S)JUDGE was all over the road and was a danger to other drivers. FITZGERALD stated they tried to call him on his cell phone, but he would not answer. She said they called his secretary, Jennifer Judy, who was in another vehicle and had her get in contact with him and ask him to pull over. She said that (S)JUDGE BAUMGARTNER stopped at an exit near Cookeville but she and ADA Price did not stop with him.

At about 12:50 p.m., ADA FITZGERALD was notified that she was needed in court and the interview was discontinued.

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TBI INVESTIGATIVE REPORT

Case # : KX-82A-000083

IR # : 193

Descriptive Data:

Takisha Fitzgerald

B/F

[REDACTED] 974

Knox County District Attorney's Office

[REDACTED]

dd

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IR # 193

Page 2

DA/TBI-000971

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## TENNESSEE BUREAU OF INVESTIGATION INVESTIGATIVE REPORT

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<b>Case #:</b>	<b>KX-82A-000083</b>
<b>I.R.#:</b>	<b>19</b>
<b>Description:</b>	<b>Interview - Oral - Jennifer Welch - 10/08/10 (SA DeArmond)</b>
<b>Office of Origin:</b>	<b>Knoxville Field Office</b>
<b>Case Agent:</b>	<b>DeArmond, Darren B</b>
<b>SAC/ASAC:</b>	<b>Morton, Shannon J.</b>

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(S) Richard Ralph Baumgartner (W/M - DOB: 04/20/47)  
(S) Christopher Lee Gibson (W/M - DOB: 08/04/70)  
(V) State of Tennessee

SA DeArmond prepared the following narrative on October 11, 2010.

On October 8, 2010, Reporting Agent (RA) conducted an oral interview with Knox County Assistant District Attorney (ADA) JENNIFER WELCH reference events that occurred on September 25, 2010 at [REDACTED] in Knoxville, Tennessee. After providing proper identification and an explanation for the purpose of the interview, ADA WELCH voluntarily provided the following information:

ADA WELCH advised on Monday morning, September 27, 2010, she began receiving text messages from Knoxville Police Department (KPD) investigator Phil Jinks instructing her to contact him reference events that happened the previous Saturday night on Harmony Lane surrounding (S)CHRISTOPHER GIBSON. ADA Welch contacted Investigator Jinks and advised him that she was in court and for him to contact Victim/Witness Coordinator Tracee Smith to obtain the criminal file on (S)GIBSON. ADA WELCH stated she later found out from Smith that (S)GIBSON'S file had already been archived and was being held in storage at an off-site location.

ADA WELCH stated that she contacted Investigator Jinks later in the day when she got out of court. She stated that Investigator Jinks explained to her what had happened the previous Saturday night and what information had been expressed reference (S)JUDGE RICHARD BAUMGARTNER. Investigator Jinks explained to her that Lieutenant (Lt.) Tony Willis and Sergeant (Sgt.) John Kiely had initially responded to the scene and had spoken with the complainant.

ADA WELCH said she contacted Lt. Willis and Sgt. Kiely later that evening and asked them about the pictures that were provided by the complainant of an individual resembling (S)JUDGE BAUMGARTNER meeting with an unknown male at (S)GIBSON'S residence. ADA WELCH stated she then contacted Investigator Jinks and told him to stop all aspects of the investigation due to their conflict of interest. She stated that she

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Page1

DA/TBI-000065

Case Number:	KX-82A-uu0083
IR Number:	19

then contacted Knox County District Attorney (DA) General Randy Nichols and updated him on the situation and advised him that she had instructed KPD to cease their investigation. DA Nichols instructed ADA WELCH to set up a meeting the next morning at his office with Lt. Willis and Sgt. Kiely and instruct them to bring what pictures they had in their possession. DA Nichols advised ADA WELCH that he wanted KPD to be excluded from the investigation if at all possible.

ADA WELCH stated she then contacted Investigator Jinks back that evening and told him about the meeting and that he needed to contact the complainant and get all the pictures and/or media cards that were in her possession.

ADA WELCH advised on Tuesday, September 28, 2010, a meeting was held at DA Nichol's office with investigators from KPD. She advised that they discussed the situation and taking steps to bring in the TBI to conduct the investigation so that KPD personnel would not be involved in working the investigation.

ADA WELCH stated she did not know anyone from the District Attorney's Office that might be connected to (S)CHRISTOPHER GIBSON. She stated that Tracee Smith had no knowledge of any facts relevant to the investigation. ADA WELCH advised that she did inform fellow ADAs Phil Morton and Sean McDermott about the situation due to the potential impact on their cases that were being presented in front of (S)JUDGE BAUMGARTNER.

ADA WELCH advised that she had observed (S)JUDGE BAUMGARTNER acting in a peculiar manner several times over the past months while he was presiding on the bench. She stated that she had observed him with his head down on his arms while sitting on the bench during a trial, only to look up for a few seconds before placing his head down again. She stated that she had seen him acting confused while on the bench, repeating himself and acting as if he was not in control of his emotions. She stated that during the sentencing phase of the Christian/Newsome trial, (S)JUDGE BAUMGARTNER became very confused while instructing the jury and seemed unable to comprehend what he was doing while reading documents pertaining to the trial.

ADA WELCH stated there were several rumors going around the DA's Office and court system that (S)JUDGE BAUMGARTNER had taken a leave of absence to attend some type of rehab after the Christian/Newsome trials. She stated that the Criminal Court, Division I docket was cleared during the whole month of June 2010. She stated that she had observed (S)JUDGE BAUMGARTNER'S physical appearance deteriorate over the past several months to the point that he looked physically ill.

ADA WELCH advised that on Monday, September 27, 2010, she and fellow prosecutor Willie Lane were standing in a back hallway near the courts when (S)JUDGE BAUMGARTNER came by acting strangely. She said he was highly animated in his conduct which was uncharacteristic of him. She advised that it caught both her and Mrs. Lane off guard and seemed quite odd.

ADA WELCH stated that Jennifer Judy was (S)JUDGE BAUMGARTNER'S current secretary.

Case Number:	KX-82A-000083
IR Number:	19



ADA WELCH stated that she believed that (S)JUDGE BAUMGARTNER was currently married and that his wife ran some type of business off of Northshore Drive in Knoxville.

ADA WELCH stated that (S)JUDGE BAUMGARTNER had recently been hospitalized on September 1, 2010, but his office was being "fight lipped" about it and that no one knew a reason for his illness. She stated that it was not uncommon for (S)JUDGE BAUMGARTNER to call a recess in the middle of a trial and be gone for an hour or two. She stated that rumors reference his conduct indicated he might have left to attend some type of rehabilitation.

Descriptive Data:

Jennifer Welch

W/F

[Redacted] 1972  
[Redacted]

Powell, Tennessee 37849

[Redacted] (H)  
[Redacted] (C)

dd

Case Number:	KX-82A-6-0083
IR Number:	19

## References

### Persons

Person #	Name	Race/Sex	Birth Date	Involvements
2033092	Welch, Jennifer	White/Female		Prosecutor,

On October 4, 2010, RA and ASAC Williams conducted an interview with KPD Lt. Tony Willis regarding the events that occurred at Gray's residence on September 25, 2010. The information provided by Willis was consistent with that provided above by Investigator Jinks. (IR #16)

On October 4, 2010, RA issued a TBI Subpoena to AT&T for subscriber and billing information, along with incoming and outgoing calls for the time period of August 1, 2010 through September 30, 2010 for telephone number [REDACTED]. Results of the subpoena received on October 11, 2010 indicated the phone was subscribed to by Vicki Baumgartner at [REDACTED] in Knoxville, TN. (IR #20)

On October 4, 2010, RA issued a TBI Subpoena to U.S. Cellular for all incoming and outgoing calls for telephone number [REDACTED] for the time period of June 1, 2010 through October 2, 2010. On October 14, 2010, the records were received and entered into Pen Link. Analysis revealed contact between (S)GIBSON and the cellular phone of (S)BAUMGARTNER, [REDACTED] (IR #24)

On October 4, 2010, RA issued a TBI Subpoena to U.S. Cellular for all incoming and outgoing calls for telephone number [REDACTED] believed to be used by (S)RICHARD BAUMGARTNER, for the time period of June 1, 2010 through October 2, 2010. On October 18, 2010, the records were received and entered into Pen Link. Analysis revealed multiple contacts between the cellular phone of (S)BAUMGARTNER and multiple phones of (S)GIBSON. (IR #27)

On October 4, 2010, RA issued a TBI Subpoena to AT&T Wireless for all incoming and outgoing calls for telephone number [REDACTED] believed to be used by (S)CHRISTOPHER GIBSON, for the time period of August 1, 2010 through September 30, 2010. On October 18, 2010, the records were received and entered into Pen Link for analysis. (IR #37)

On October 5, 2010, RA and ASAC Williams conducted an interview with Confidential Source (CS) 10616. The CS stated that on October 2, 2010, he/she received a telephone call from a family member who stated that (S)CHRISTOPHER GIBSON, an unknown bald male, and (S)JUDGE RICHARD BAUMGARTNER were at (S)GIBSON'S residence snorting white powder off of a magazine in (S)GIBSON'S kitchen. (IR #7)

On October 5, 2010, CS-10616 recorded three telephone calls with (S)CHRISTOPHER GIBSON. The CS questioned (S)GIBSON about when it would be a good time to come over to his house to pick up some furniture that belonged to the CS. The CS questioned (S)GIBSON if he currently "had anything" and he stated he did not. (IR #8)

On October 5, 2010, CS-10616 traveled to the residence of (S)CHRIS GIBSON at the direction of TBI Agents in an attempt to gain recorded conversation with (S)GIBSON regarding his illegal activities. Upon arrival, the CS determined the only individuals at the location were (S)GIBSON'S secretary, Crystal Uthe, and her boyfriend, Randall Claunch. No conversation was obtained by the CS with (S)GIBSON. (IR #17)

On October 8, 2010, RA conducted an oral interview with Knox County Assistant District Attorney (ADA) Jennifer Welch. ADA Welch provided RA with details regarding the events that occurred on September 25, 2010 at Darlene Gray's and the resulting steps taken by her office. ADA Welch detailed her contacts with General Nichols and their discussions that the Knoxville Police Department should be recused from the investigation and that a request for investigation should be made to the TBI. ADA Welch stated she had personally witnessed (S)BAUMGARTNER acting in a peculiar manner on several occasions over the past months

while he was presiding on the bench. She said she had observed him with his head down on the bench at times, confused and repeating himself. ADA Welch stated that during the sentencing phase of one of the defendants in the Christian/Newsom trials, (S)BAUMGARTNER seemed confused and unable to comprehend what he was doing while reading documents pertaining to the hearing. She stated there were rumors going around the office that (S)BAUMGARTNER had taken a leave of absence in June 2010 to attend some type of rehab program after the Christian/Newsom trials were concluded. ADA Welch said his physical appearance had deteriorated over the past months to the point where he looked ill. She advised she had noticed that (S)BAUMGARTNER had often times called a two hour recess in the middle of a trial that she thought was uncommon. She stated the rumors were that it was so he could attend his rehab sessions during the day. (IR #19)

On October 8, 2010, the TBI applied for and received a court order for the installation and use of a pen register with trap and trace on cellular number, 865/360-0833, a number believed to be used by (S)CHRIS GIBSON. (IR #28)

On October 13, 2010, RA and ASAC Williams met with CS-10616 regarding the CS's contact with (S)CHRIS GIBSON. The CS stated that (S)GIBSON had come to the CS's residence and accused the CS of working for law enforcement. (S)GIBSON told the CS that he was aware that the CS was working as a snitch and that his daughter had told him that the CS was leaving the house several times a week to meet with someone. He told the CS that he knew that undercover officers were at the CS's residence and that the CS had provided them with cell phones and memory cards. The CS told Agents that (S)GIBSON was involved in distribution of pills with several individuals in the East Tennessee area. (IR #9)

On October 13, 2010, RA obtained several reports from the Knoxville Police Department regarding various responses from their agency that had occurred at the residence of (S)CHRIS GIBSON, including the arrest of Ashley Ricker on September 7, 2010 for drug possession. (IR #21)

On October 13, 2010, RA was contacted by CS-10616 who stated that (S)RICHARD BAUMGARTNER had been observed in a black car driving in front of (S)CHRIS GIBSON'S residence. RA and other Agents responded to the area and conducted surveillance on (S)GIBSON'S residence for a period of time, but did not see (S)BAUMGARTNER or a vehicle matching his description at (S)GIBSON'S residence. (IR #22)

On October 14, 2010, RA met with Knox County District Attorney Randy Nichols regarding this investigation. Nichols stated that he and (S)BAUMGARTNER use to be good friends and their families had been friends since the 1980's. Nichols said in early 2010, he became concerned for (S)BAUMGARTNER'S health due to the decline in his general appearance. Nichols said he went to meet with (S)BAUMGARTNER at his residence. (S)BAUMGARTNER stated he was drinking too much and having problems sleeping. (S)BAUMGARTNER said he was drinking one bottle of wine per night in order to sleep. (S)BAUMGARTNER also told Nichols that he was attending the Bradford Rehabilitation Clinic for his drinking problem. (IR #26)

On October 15, 2010, RA and SA Bebb met with CS-10616, who reviewed several photos provided by RA and identified individuals believed to be in telephone contact with (S)CHRIS GIBSON. (IR #25)

On October 18, 2010, RA met with Tom Dyer, Manager of Information Systems and Telecommunications for the Public Building Authority (PBA) in Knox County, Tennessee. RA

**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case #: KX-82A-000083

IR #: 103

Author: Slagle, David G. Activity Date: 01/26/2011  
Case Agent: DeArmond, Darren B Report Date: 01/27/2011  
SAC/ASAC: Morton, Shannon J. Approved By:  
Description: IA - Subpoena - #21139 - 01/20/11 - Kroger Pharmacy (Baumgartner's Pharmacy Profile)

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On January 20, 2011, a TBI Subpoena for records (#21139, copy attached) was served by fax on the Kroger Corporate Privacy Office (attn: Jessie Warman, [REDACTED], Cincinnati, OH. The subpoena requested a pharmacy profile for customer (S)RICHARD BAUMGARTNER (W/M, DOB: 04/20/1947) for the period 2008 to present.

On January 26, 2011, the proceeds of that subpoena were received by reporting agent from Mr. Jason Brewer, HIPAA Compliance Manager, Kroger Co., Cincinnati, OH. The proceeds will be forwarded to SA DeArmond and incorporated into the file as necessary (see attached).

ds

Attachments: Subpoena/Spreadsheet

This confidential document is the property of TBI.  
Its contents are not to be distributed outside of your agency.

IR # 103

Page 1

DA/TBI-000463

State of Tennessee

21139



Tennessee Bureau of Investigation

SUBPOENA

Knox County

TO ANY SPECIAL AGENT-CRIMINAL INVESTIGATOR OR ANY OTHER LAWFUL OFFICER OF SAID COUNTY

You are hereby commanded to summon Custodian of Records - Kroger Pharmacy, 4918 Kingston Pike Knoxville, TN

to personally appear before the undersigned Special Agent of the Tennessee Bureau of Investigation on January 20, 2011, at TBD M at Kroger Pharmacy, 4918 Kingston Pike Knoxville, Tennessee and from day to day hereafter until discharged

and bring all papers, books, records, agreements, documents and Controlled Substance Pharmacy Profile for the period 2008 to present for customer RICHARD BAUMGARTNER, [redacted] Knoxville, TN 37914, DOB: 4/20/1947

to be sworn and questioned by the undersigned Special Agent for the purpose of giving a written statement, delivering aforementioned items and obtaining evidence by said agent in an investigation conducted by the Tennessee Bureau of Investigation pertaining to a criminal investigation for the District Attorney General. You are not to disclose the existence of this request. Any such disclosure could impede the investigation and therefore interfere with the enforcement of the law. Issued this 20th day of January, 2011, pursuant to Section 38-6-102 Tennessee Code Annotated.

Signature of David G. Slagle, Special Agent-Criminal Investigator

David G. Slagle, #572

EXECUTED this 20th day of JANUARY, 2011

by serving the same upon by fax to Kroger Corporate, attn.

Jessie Warman, [redacted] Officer or Special Agent: David G. Slagle

BI-0010 (Rev. 6-91) File KX-B2A-B3 Serial Original: Case File Yellow: Person, Corp., CASE # KX-B2A-00083

RI # 88 (DC # 103)

Kroger Baumgartner Scripts

Kroger Pharmacy - Narcotics Prescriptions: Richard Baumgartner								
DATE FILLED	DRUG	FEDERAL SCHEDULE	DOSAGE *	QUANTITY DISPENSED	DAYS SUPPLY	PRESCRIBER	WHERE FILLED	RX #
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4583096
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4583096
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4583096
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4583096
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4585040
5/29/2006	Hydrocodone APAP	3	5/500mg	10	1	Boye, Harry	Kroger Asheville Hwy Knoxville	4585304
5/30/2006	Hydrocodone APAP	3	5/500mg	20	3	Uzzie, Jeffrey	Kroger Asheville Hwy Knoxville	4585326
6/2/2006	Hydrocodone APAP	3	5/500mg	20	3	Uzzie, Jeffrey	Kroger Asheville Hwy Knoxville	4585326
6/8/2006	Androgel 1%	3	2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4585040
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4585040
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4585040
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4585040
10/26/2006	Hydrocodone APAP	3	5/500mg	10	2	Boye, Harry	Kroger Asheville Hwy Knoxville	4587198
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4587374
11/20/2006	Hydrocodone APAP	3	5/500mg	15	2	Ely, Daniel	Kroger Asheville Hwy Knoxville	4587450
11/28/2006	Hydrocodone APAP	3	5/500mg	30	4	Ely, Daniel	Kroger Asheville Hwy Knoxville	4587546
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4587374
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4587374
1/23/2007	Hydrocodone APAP	3	7.5/500mg	40	6	Conley, Dean	Kroger Asheville Hwy Knoxville	4588296
1/30/2007	Hydrocodone APAP	3	7.5/325mg	30	8	Conley, Dean	Kroger Asheville Hwy Knoxville	4588376
2/5/2007	Propoxyphene APAP	4	100/650mg	20	5	Conley, Dean	Kroger Asheville Hwy Knoxville	4588445
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4587374
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4587374
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4587374
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4589638
6/24/2007	Chlordiazepoxide	4	25mg	30	10	Smith, Lawrence	Kroger Asheville Hwy Knoxville	4590168
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4589638
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4589638
8/20/2007	Alprazolam	4	.5mg	30	30	George, Courtney	Kroger Asheville Hwy Knoxville	4590777
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4589638
9/27/2007	Hydrocodone APAP	3	7.5/650mg	60	5	Conley, Dean	Kroger Asheville Hwy Knoxville	4591204
10/8/2007	Hydrocodone APAP	3	7.5/325mg	60	10	Conley, Dean	Kroger Asheville Hwy Knoxville	4591317

CASE #KX-82A-000083

R1 #89 (IL#103)

Kroger Baumgartner Scripts

DATE FILLED	DRUG	FEDERAL SCHEDULE	DOSAGE *	QUANTITY DISPENSED	DAYS SUPPLY	PRESCRIBER	WHERE FILLED	RX #
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4589638
10/19/2007	Hydrocodone APAP	3	7.5/325mg	60	10	Conley, Dean	Kroger Asheville Hwy Knoxville	4591445
11/2/2007	Hydrocodone APAP	3	7.5/325mg	60	10	Conley, Dean	Kroger Asheville Hwy Knoxville	4591623
11/6/2007	Diazepam	4	10mg	2	1	Conley, Dean	Kroger Asheville Hwy Knoxville	4591656
11/19/2007	Hydrocodone APAP	3	7.5/325mg	60	10	Conley, Dean	Kroger Asheville Hwy Knoxville	4591803
11/23/2007	Hydrocodone APAP	3	7.5/325mg	60	10	Conley, Dean	Kroger Asheville Hwy Knoxville	4591855
12/6/2007	Lorazepam	4	5mg	30	8	Wilhoite, Scott	Kroger Asheville Hwy Knoxville	4592039
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4591877
12/6/2007	Hydrocodone APAP	3	7.5/500mg	60	8	Wilhoite, Scott	Kroger Asheville Hwy Knoxville	4592040
12/11/2007	Hydrocodone APAP	3	7.5/325mg	120	15	Wilhoite, Scott	Kroger Asheville Hwy Knoxville	4592089
12/21/2007	Hydrocodone APAP	3	7.5/325mg	60	10	Conley, Dean	Kroger Asheville Hwy Knoxville	4592214
12/27/2007	Hydrocodone APAP	3	7.5/325mg	60	10	Conley, Dean	Kroger Asheville Hwy Knoxville	4592214
1/4/2008	Lorazepam	4	1mg	60	30	Conley, Dean	Kroger Asheville Hwy Knoxville	4592355
1/4/2008	Hydrocodone APAP	3	7.5/325mg	60	15	Conley, Dean	Kroger Asheville Hwy Knoxville	4592354
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4591877
1/11/2008	Hydrocodone APAP	3	7.5/325mg	30	8	Conley, Dean	Kroger Asheville Hwy Knoxville	4592354
1/15/2008	Hydrocodone APAP	3	7.5/500mg	100	33	Conley, Dean	Kroger Asheville Hwy Knoxville	4592495
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4591877
2/9/2008	Hydrocodone APAP	3	7.5/500mg	100	17	Conley, Dean	Kroger Asheville Hwy Knoxville	4592805
2/29/2008	Hydrocodone APAP	3	7.5/325mg	60	30	Conley, Dean	Kroger Asheville Hwy Knoxville	4593085
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4591877
3/18/2008	Hydrocodone APAP	3	7.5/325mg	45	11	Wilhoite, Scott	Kroger Asheville Hwy Knoxville	4593298
4/1/2008	Hydrocodone APAP	3	7.5/500mg	100	33	Conley, Dean	Kroger Asheville Hwy Knoxville	4593488
4/11/2008	Hydrocodone APAP	3	7.5/500mg	100	12	Wilhoite, Scott	Kroger Asheville Hwy Knoxville	4593632
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4591877
4/26/2008	Hydrocodone APAP	3	7.5/500mg	100	16	Wilhoite, Scott	Kroger Asheville Hwy Knoxville	4593814
5/8/2008	Hydrocodone APAP	3	7.5/325mg	45	11	Conley, Dean	Kroger Asheville Hwy Knoxville	4593988
5/19/2008	Hydrocodone APAP	3	7.5/325mg	12	4	Conley, Dean	Kroger Asheville Hwy Knoxville	4594093
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4591877
5/22/2008	Hydrocodone APAP	3	7.5/500mg	84	42	Conley, Dean	Kroger Asheville Hwy Knoxville	4594133
5/30/2008	Hydrocodone APAP	3	7.5/500mg	30	8	Conley, Dean	Kroger Asheville Hwy Knoxville	4594206
6/4/2008	Hydrocodone APAP	3	7.5/500mg	21	7	Connelly, Richard	Kroger Asheville Hwy Knoxville	4594283
6/9/2008	Hydrocodone APAP	3	7.5/500mg	21	7	Connelly, Richard	Kroger Asheville Hwy Knoxville	4594340
6/16/2008	Hydrocodone APAP	3	7.5/500mg	15	8	Conley, Dean	Kroger Asheville Hwy Knoxville	4594435

Kroger Baumgartner Scripts

DATE FILLED	DRUG	FEDERAL SCHEDULE	DOSAGE *	QUANTITY DISPENSED	DAYS SUPPLY	PRESCRIBER	WHERE FILLED	RX #
6/20/2008	Hydrocodone APAP	3	7.5/500mg	28	14	Conley, Dean	Kroger Asheville Hwy Knoxville	4594488
[REDACTED]	[REDACTED]	3	2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4594538
[REDACTED]	[REDACTED]	4	10mg	30	30	George, Courtney	Kroger Asheville Hwy Knoxville	4594896
[REDACTED]	[REDACTED]	3	2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4594538
[REDACTED]	[REDACTED]	3	2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4594538
[REDACTED]	[REDACTED]	3	2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4594538
[REDACTED]	[REDACTED]	3	2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4596926
[REDACTED]	[REDACTED]	3	2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4596926
2/3/2009	Promethazine-Codeine	5	10-6.25/5	120	2	Hammitt, Jay	Kroger Asheville Hwy Knoxville	4597424
2/24/2009	Hydrocodone APAP	3	5/500mg	15	4	Boye, Harry	Kroger Asheville Hwy Knoxville	4597722
[REDACTED]	[REDACTED]	3	2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4596926
3/5/2009	Hydrocodone APAP	3	5/500mg	20	5	Boye, Harry	Kroger Asheville Hwy Knoxville	4597877
[REDACTED]	[REDACTED]	3	2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4596926
5/1/2009	Hydrocodone APAP	3	5/500mg	20	5	Boye, Harry	Kroger Asheville Hwy Knoxville	4598839
[REDACTED]	[REDACTED]	3	2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4596926
5/22/2009	Hydrocodone APAP	3	5/500mg	10	2	Sammon, Cheryl	Kroger Kingston Pike Knoxville	4500648
[REDACTED]	[REDACTED]	3	2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4596926
6/10/2009	Hydrocodone APAP	3	5/500mg	40	10	Boye, Harry	Kroger Asheville Hwy Knoxville	4599169
6/29/2009	Hydrocodone APAP	3	5/500mg	40	10	Boye, Harry	Kroger Asheville Hwy Knoxville	4599392
[REDACTED]	[REDACTED]	3	2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4599582
7/13/2009	Hydrocodone APAP	3	5/500mg	30	8	Boye, Harry	Kroger Asheville Hwy Knoxville	4599583
7/31/2009	Hydrocodone APAP	3	5/500mg	30	10	Boye, Harry	Kroger Asheville Hwy Knoxville	4599832
[REDACTED]	[REDACTED]	3	2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4599582
8/28/2009	Hydrocodone APAP	3	7.5/650mg	30	5	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	4629099
[REDACTED]	[REDACTED]	3	2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4599582
9/22/2009	Hydrocodone APAP	3	10/325mg	30	5	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	4629422
10/12/2009	Hydrocodone APAP	3	7.5/650mg	30	10	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	4629666
[REDACTED]	[REDACTED]	3	2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4599582
10/28/2009	Oxycodone APAP	2	10/325mg	30	5	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	2267328
11/12/2009	Oxycodone APAP	2	10/325mg	30	10	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	2267411
[REDACTED]	[REDACTED]	3	2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4599582
11/30/2009	Hydrocodone APAP	3	5/500mg	7	1	Lewis, Don	Kroger Asheville Hwy Knoxville	4630279
12/1/2009	Oxycodone APAP	2	10/325mg	30	7	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	2267464
12/17/2009	Oxycodone APAP	2	10/325mg	30	15	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	2267559

Kroger Baumgartner Scripts

DATE FILLED	DRUG	FEDERAL SCHEDULE	DOSAGE *	QUANTITY DISPENSED	DAYS SUPPLY	PRESCRIBER	WHERE FILLED	RX #
			3 2.5g	225	90	Boye, Harry	Kroger Asheville Hwy Knoxville	4630512
12/30/2009	Oxycodone APAP	2	10/325mg	30	5	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	2267624
12/31/2009	OxyContin	2	10mg	30	15	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	2287634
1/5/2010	Oxycodone APAP	2	10/325mg	30	7	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	2267658
			3 2.5g	225	90	Boye, Harry	Kroger Asheville Hwy Knoxville	4630512
1/12/2010	Oxycodone APAP	2	10/325mg	30	5	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	2267684
1/25/2010	Oxycodone APAP	2	10/325mg	30	7	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	2267744
2/2/2010	Oxycodone APAP	2	10/325mg	30	5	Degnan, Jonathan	Kroger Kingston Pike Knoxville	2301332
2/9/2010	Androgel 1%	3	2.5g	225	90	Boye, Harry	Kroger Asheville Hwy Knoxville	4630512
2/9/2010	Oxycodone APAP	2	10/325mg	30	7	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	2267818
2/12/2010	Oxycodone APAP	2	10/325mg	30	15	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	2267835
2/18/2010	Hydrocodone APAP	3	7.5/650mg	30	7	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	4631325
2/22/2010	Hydrocodone APAP	3	7.5/650mg	30	15	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	4631365
3/2/2010	Oxycodone APAP	2	10/325mg	30	15	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	2267895
			3 2.5g	225	90	Boye, Harry	Kroger Asheville Hwy Knoxville	4630512
3/9/2010	Oxycodone APAP	2	10/325mg	30	7	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	2267939
3/16/2010	Oxycodone APAP	2	10/325mg	30	5	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	2267966
3/23/2010	Oxycodone APAP	2	10/325mg	30	7	Degnan, Jonathan	Kroger Asheville Hwy Knoxville	2267991
			3 2.5g	225	90	Boye, Harry	Kroger Asheville Hwy Knoxville	4630512
			3 2.5g	225	90	Boye, Harry	Kroger Asheville Hwy Knoxville	4630512
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4632691
			3 2.5g	75	25	Boye, Harry	Kroger Asheville Hwy Knoxville	4632691
			3 2.5g	150	50	Boye, Harry	Kroger Asheville Hwy Knoxville	4532891
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4632691
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4632691
11/23/2010	Alprazolam	4	.5mg	30	10	George, Courtney	Kroger Asheville Hwy Knoxville	4634571
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4632691
			3 2.5g	225	30	Boye, Harry	Kroger Asheville Hwy Knoxville	4635297
Bold rows indicate possible problem prescriptions.								
* Some dosage figures not shown on profile based upon provided NDC #.								
Provider Information based upon State Medical License Data:								
Harry G. Boye, Jr., MD - General Surgery - Kingston, TN								
Jeffrey A. Uzzle, MD - Physical Medicine & Rehab. - Knoxville, TN								
Daniel S. Ely, MD - Internal Medicine - Knoxville, TN								
Dean R. Conley, MD - Gastroenterology - Knoxville, TN								
Lawrence R. Smith, DO - Internal Medicine - Knoxville, TN								
Courtney C. George, MD - Internal Medicine - Knoxville, TN								
Scott L. Wilhoite, MD - Internal Medicine - Knoxville, TN								

Kroger Baumgartner Scripts

DATE FILLED	DRUG	FEDERAL SCHEDULE	DOSAGE *	QUANTITY DISPENSED	DAYS SUPPLY	PRESCRIBER	WHERE FILLED	RX #
	Richard F. Connelly, APN - Hartford, TN							
	Jay Hammett, MD - Family Practice - Knoxville, TN							
	Jonathan N. Degnan, MD - Sports Medicine, Orthopedic - Knoxville, TN							
	Cheryl L. Sammons, DVM, - Vet - Franklin, TN							
	Don R. Lewis, APN - Knoxville, TN							

<b>TENNESSEE BUREAU OF INVESTIGATION INVESTIGATIVE REPORT</b>		Case # : KX-82A-000083 IR # : 166
Author:	DeArmond, Darren B	Activity Date: 02/03/2011
Case Agent:	DeArmond, Darren B	Report Date: 02/03/2011
SAC/ASAC:	Morton, Shannon J.	Approved By:
Description:	Subpoena - #21554 - 02/03/11 - Mercy Health Partners (Medical Records-Deena Castleman)	

(S) Richard Baumgartner, W/M, 04/20/1947  
(S) Christopher Lee Gibson, W/M, 08/04/1970

On February 3, 2011, Reporting Agent (RA) issued TBI Subpoena #21554 to Mercy Health Partners (St. Mary's Hospital) requesting all medical records relating to former patient, Deena Castleman, DOB: 12/10/77, during the time of her inpatient stay at the hospital in October and November of 2009.

On February 4, 2011, RA was contacted and advised the requested information was available to be picked up from Medical Records. Upon review of the records, Castleman was admitted to the hospital on October 17, 2009 and was discharged on November 09, 2009. Physician's orders and progress notes detailed Castleman's arrest on October 26, 2009 for illegal prescription pills that were found in her room by hospital security during the night of October 25, 2009.

Also located within the notes were two notations made by hospital staff regarding Castleman's visitors, specifically Knox County Criminal Court (S)JUDGE RICHARD BAUMGARTNER.

\*On October 28, 2009, at approximately 8:30 a.m., hospital staff noted in Castleman's file: "No visitors at all except for: (S)JUDGE BAUMGARTNER, police, security."

\* On October 30, 2010, at 3:51 p.m., hospital staff noted the following in Castleman's file: "Ok for (S)JUDGE BAUMGARTNER and Attorney to have unsupervised visitation. Otherwise maintain no visitors and 1-1 sitter."

Due to the voluminous amount of records, they will be maintained by RA in the working file where they will be available for review.

A copy of the subpoena and the above referenced orders and progress notes are attached.

dd

Attachments: Subpoena/Medical Records

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**TENNESSEE BUREAU OF INVESTIGATION  
INVESTIGATIVE REPORT**

Case # : KX-82A-000083  
IR # : 199

Author: Williams, James D.                      Activity Date: 02/18/2011  
Case Agent: DeArmond, Darren B              Report Date: 02/22/2011  
SAC/ASAC: Morton, Shannon J.              Approved By:  
Description: Recovery of Evidence - Recordings of Conversations (Gibson & Castleman)

(S) Richard Baumgartner, W/M, DOB: 04/20/1947  
(S) Christopher Lee Gibson, W/M, DOB: 08/04/1970

On Friday, February 18, 2011, at approximately 10:44 a.m., I met with (S)CHRIS GIBSON and his attorney, Ed Holt, at the Knoxville TBI Field Office. Mr. Holt had contacted me earlier in the day advising (S)GIBSON had made recordings of conversations between himself (GIBSON) and Deena Castleman.

I retrieved a TBI digital recorder from (S)GIBSON and found it contained eight recordings of conversations or portions of conversations between (S)GIBSON and Castleman. (S)GIBSON said the first recording was made on Monday, February 14, 2011, and the last recordings were made the previous evening, February 17, 2011. He further advised some of the recordings were cut short due to dropped calls.

A review of the recordings revealed (S)GIBSON and Castleman discussing, in detail, their relationships with (S)JUDGE RICHARD BAUMGARTNER and the status of this investigation.

I placed the recordings on to a DVD and released the DVD to SA Darren DeArmond. As mentioned above, there were eight recordings: WS\_20002, WS\_20003, WS\_20004, WS\_20005, WS\_20006, WS\_20007, WS\_20008, and WS\_20009 contained on the DVD. Transcripts of each recording are attached to this submittal.

jdw

Attachments: Transcripts

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Its contents are not to be distributed outside of your agency.

IR # 199  
Page 1

DA/TBI-000991

Recording WS.20002

This is Chris Gibson at 4:45, February 14, returning a phone call I missed from Deena. I'm going to return that phone call to number [REDACTED]

Phone ringing

Deena: Hello.

Gibson: Hey.

Deena: Hey. What are you doing?

Gibson: Not much. Did you call?

Deena: What are you doing?

Gibson: I'm just seeing why you called.

Deena: Well, nothing. I didn't know if you, uh, wanted a couple of Subutex.

Gibson: No, I'm good.

Deena: (inaudible) ... a couple

Gibson: I appreciate it.

**CASE #**KX-82A-000083

**RI #**115 (IC#199) 1

**DA/TBI-000992**

Deena: I really just need you have like two of them, but I didn't know, like, if you needed them or not. So ...

Gibson: No. I'm good. I appreciate it, though.

Deena: Ok. Well, I was just calling.

Gibson: How's things otherwise?

Deena: Uh, good. Just fucking, I had to go yesterday and meet with my lawyer and, uh, fucking TBI is up my ass, Chris, up my fucking ass. Calling me, calling me, wanting me to come in. My lawyer's like, no. You tell them you are not going, doing anything without representation of counsel. So, I told them, I said, they could quit fucking with me. So... I don't know. I don't know what's going on. I don't like this whole situation. I wish I wasn't any part of it. I'm fucking (inaudible) all around.

Gibson: I know it. It's all fucked up.

Deena: I know. I fucking know it is. And then they don't feel bad because, look, I'm in it just as much as you are. They're on me, uh, shit like conspiracy, they can charge me with fucking conspiracy, and, you know I've got those warrants from Florida, well, the warrant from Florida, there's no extradition thing on it, which means if I get arrested they're not going to extradite me. They're trying to threaten me, saying all they have to do is make one phone call and I'd be sitting in a Florida jail cell. And, uh, charge me with conspiracy, and this and that. Fuck, you know?

Gibson: What the hell does Florida got to do with anything?

Deena: Cause they want me to talk. They want me to say ... they want, they want information and they're trying to threaten me and saying if I don't come talk to them they'll make a call to Florida and I'll be down there sitting in a fucking jail cell.

Gibson: So, they're threatening you ... what? You went to Florida or something?

Deena: Yep. Yea, they're threatening me because they want me to talk to them. They want information from me about all this, and they're threatening Florida. They're threatening, saying, well if you don't come down and sit and talk with us, that we're, we'll call the state of Florida and have your butt sitting in a Florida jail cell.

Gibson: Oh, I got you. Because something they accusing you of a doing in Florida.

Deena: Right. Because I have warrants in Florida. I have warrants in Florida from when I went to Florida last May, got arrested, and left. I got felony warrants. Well, Florida does not want to extradite me. When I get out of jail this time, there is to Florida it showed. Florida came up, but with no extradition, which means unless I'm arrested in the state of Florida, they're not going to fuck with me, cause they're not going to extradite me.

Gibson: I got ya, ok. So they're saying they'll take your ass down there.

Deena: Yes. They're saying if I don't come with them and fucking talk and give them what they want, they're going to have me fucking shipped off to Florida, plus conspiracy charges here. Yes.

Gibson: Well, that's fucked up.

H  
Deena: Yea, I know. Trust me, I fucking know. It's bullshit, this is all fucking bullshit. All because, I guess, and here's what I think it was, he's fucking nodding out up there on the fucking bench. I mean, you know, if you read the stuff on the internet, I mean, he couldn't even read, uh, the verdict of that last, uh, Christian/Newsom trial. He read the verdict wrong, they're saying he was so fucked up in the courtroom because he wasn't reading it right, that he nodded out and fell asleep during a couple of the cross examinations, I mean, he did this to him fucking self. You know that?

H  
Gibson: Yea, I know. I seen some of that shit on TV where he was fucked up and you know, he said something about Xanaxes and, but, hell that, that was fucked up. I seen it and didn't like it.

Deena: Yea. Yea.

Gibson: I hadn't seen nothing on no internet. What, what's going, what, where do you go to on the internet to read any of that?

H  
Deena: I, I just, I just put in Judge Baumgardner and look at everything and then you go under like the blog for people where people wrote, and there was this one, uh, guy, I guess, he said that he went to all four of the trials, that he was there, and he said that the judge was totally you could tell on something because, he, he, like I said, he nodded out, he said he fell asleep during one of the cross examinations, that he was disoriented, that, uh, he agreed, uh, when it came down to, you know, the, jury coming back guilty or not

guilty, that he couldn't fucking read the, thing right; somebody else had to come read it for him.

Gibson: Fuck. Yea, I know, I remember Russ Green was up there saying that they were all laughing and shit in the court room because he was all fuck ... you know, they knew something was wrong with him.

Deena: Yea. And, and you, let me tell you this, any time TBI gets involved and the District Attorney or a General, uh, whatever, has to have them ... TBI just doesn't say, you look fucked up on TV. Let's just go investigate him now. They have to get a call from the District Attorney first and then they open their investigation. So the District Attorney, which is there in court with him, duh ... they call the fucking TBI and say, look, I don't know what's wrong, you know. That's what happens. That's what happens.

Gibson: So, then they started looking at him and seeing where he was going and what he was doing, and ...

Deena: Yes. They started all, yes. They said they'd been watching him for quite a while. So they would watching where he was going, phones, everything. I mean, I just heard there was phones, I don't know, but I know, I know they been watching him. It wasn't the fact that anybody said anything, I don't think. I think it was he was all fucked up when he was in court.

Gibson: And he brought it on himself.

Deena: He even told me himself one day that Jennifer, his assistant, wouldn't even let him get on the bench cause he was so fucking fucked up. No, he was getting, he was getting on, you know, on all that shit, taking Xanax on top of it, and going to work. (inaudible) and nobody can tell. You know (inaudible). I don't know about you, but I always feel like if I'm real fucked up, nobody really knows how fucked up I am, cause you don't feel like you look that way, but you do.

Gibson: Right.

Deena: It's just, it's fucked up. Now he's pulling me into this, and you, I mean, this is just fucking bull shit. Because he chose to go to work like that, you know. Of course ...

Gibson: And all, you know, it wasn't like he, from what I gather from it, it wasn't like he medically needed anything, it was just because he wanted to fucking have a good time.

Deena: Yea. I know. He had that one, see he always had a script for Hydros. But, uh, and then he had that little surgery or whatever, which he got Roxys for, or no, it was Oxys he got, and, uh, yea, but he was even doing them before then, Chris. Fuck. And he was doing lots and lots and lots of them. We're talking, we're talking, fucking, a lot, you know? It wasn't like he was just doing a couple of hydros, he was doing a lot.

Gibson: I mean ... you know, he's fucking up to like, uh, ten Roxys a day.

Deena: Nuh uh.

Gibson: Hell, yea.

Deena: Oh my gosh. I did not know that.

Gibson: Yea, he went from Percocets to Roxys and it was at least twenty Roxys every two to three days.

Deena: Wow. And he would snort, too, did you know that?

Gibson: I didn't know he was snorting, no.

Deena: Yep. Sure was. This is all fucked up. I mean, you know what, I feel really really bad for him, at the same time I'm fucking mad at him for all this. You know?

Gibson: Right.

Deena: Because he has fucked, fucked, fucked some shit up for me, for you, and this is not cool, this is not ok.

Gibson: No.

Deena: And, uh, and you know, they're trying to bring criminal charges against him, and, you know, I think basically, I know me, you know, they're threatening this conspiracy and threatening this Florida shit, and I mean, that one guy's a fucking prick. I don't know if the two that came to my house are the two people that came to your house, uh, there's two of them, one's really nice. His name's Jim and the other one's a fucking

prick. I mean, he's the one that was like, well, we'll just make one phone call and have you sitting in a Florida jail cell by tomorrow night. You know, what the fuck. What do I say ... you know ... (inaudible) I'm just sitting in the fucking middle of this. My lawyer says, no matter what, don't talk. But my lawyer is also best friends with Judge B.

Gibson: Right.

Deena: You know? So who's interest is he looking out for here? I'm scared. I feel like, fuck, what if they try to fuck me? You know what I mean?

Gibson: So, your lawyer knows the judge and you think he's looking ...

Deena: Yes. Okay, listen to this. My lawyer right now? J ... Ju ... JB got for me. He's like very close friends with him and that time I got arrested in the hospital, remember when I caught those pills, uh, the first time he had John represent me and everything. Yes, they are like very, very, very good friends.

Gibson: Oh.

Deena: So, like, my lawyer's sitting there ...

---

[REDACTED]

[REDACTED]

[REDACTED]

Deena: [REDACTED] But he's very good friends with JB. So, whose interest is he looking out for when he's telling me, you know, don't, you know, uh ...

Gibson: Right. See, you're being represented by the same attorney that's representing the judge.

[REDACTED]

Gibson: Oh.

Deena: [REDACTED]

Gibson: [REDACTED]

Deena: [REDACTED] Well, he ... him and the judge are very close friends. As a matter of fact, ok, remember when I was in the trailer and I had that neighbor girl that lived next door, and she was taking pictures of the cars going in and care going out, well one day she got a picture of JB's license plate, ok? The judiciary license plate?

Gibson: Right.

Deena: [REDACTED] I had told him, I said, look, I got this neighbor, this nosy girl that's taking pictures of, uh, JB's, uh, license plate, telling other people that she knew he was judge this and that, [REDACTED]

[REDACTED] You know, I'm trying to make you understand what, what good of a friend he is to JB.

Gibson: I got you.

Deena: So who's interest does he really have at heart is what I'm worried about. You know, of course, he don't want me to talk. He don't want me to say nothing, cause that's going to fuck up JB, but what the fuck. What if they fuck me, but me, what if they do get Florida to extradite me? What if they do slap on some conspiracy charges? You know? Fuck that. What am I supposed to do, Chris?

Gibson: I don't know.

Deena: You know? What the fuck and I supposed to do?

Gibson: I don't know.

Deena: I don't either.

Gibson: You know, that's, the same shit I'm in.

Deena: I know. I know. I mean, it's ... what I did was just as bad as what you did. OK?

Gibson: Right.

Deena: Any time, any time anything like that occurs, the person in the middle is, I mean, I, I, (inaudible) go to jail. Well, trust me, I talked to a lot of people and you would not believe the amount of people in jail right now on Federal conspiracy charges. Just because they had the knowledge of. You know what I'm saying?

Gibson: Tennessee passed new laws that if you got three people going up there saying that you're doing something, they can prove conspiracy on you.

Deena: Really.

Gibson: Yea, three people can go swear that you're selling drugs or conspiring to sell drugs and testify to it and they can get you on conspiracy.

Deena: Well, that's fucked up. Uh, well, listen to this. Like even, I was in jail with this one chick ... let me tell you, she got twenty-five years, Chris, twenty-five Federal years, which means you've got to do eighty percent, you know why she got it, because her husband sold weed and she knew about it. She never sold, not one time, she never had not one thing to do with any of it, any of the dealings, and still charged her with conspiracy. She still got twenty-five fucking years. Can you believe that?

Gibson: That's stupid. Fucking out here misusing laws to hang people up for bull shit.

Deena: I know. They'll use anything they can ... anything. Anything. I mean, like, that Florida shit, you (inaudible) . Fuck them. Florida ain't going to come get me cause they have that no extradition on the back of my warrant.

Gibson: Yea. They don't want to pay to come get you.

Deena: Yea, but they're ... well, what, then I started thinking though, you know, what if TBI calls whoever at TBI in Florida and says look, we're working on a big time, high profile case here and this girl's got information, she ain't coming off of, and we want to, you know, put her in a position to where she is in jail, you know what I mean? You know, you never know what the fuck they're going to do.

Gibson: No, you don't.

Deena: You don't. And, I'm stuck in a fucking rock and a hard place, Chris, because, what am I supposed to do? I'm not a fucking narc and I'm not narding nobody out, so, fuck, when it comes to my ass, to me, you know what I'm saying? He did this to him fucking self, and he put us all in this fucking shit.

Gibson: I agree.

Deena: And I am, I'm fucking mad.

Gibson: I am, too.

Deena: I mean, shit. I don't need any more problems. I don't. You know, I have enough of my own. But, anyway.

Gibson: I don't know if I'll fucking be free tomorrow or what the next day or when the fuck they going to come screwing with me again.

Deena: I can't believe they kicked in your door, dude. I can't believe that. Did they knock, or was it just like they just kicked it in? I mean, what happened?

Gibson: They came with a search warrant.

Deena: Damn. You didn't have nothing, that right?

Gibson: No.

Deena: Just your medicine, you prescriptions or whatever? That's good for ... that's good for you cause, you got legitimate whatever, you know? But still. I got suspicious at first because they was talking about Ashley. I said, what the fuck does she got to do this? You know? Do I know Ashley, so ... the relation... you know, how do I know here, this and that, that's fucking Chris' girlfriend, you know, that's his girlfriend. I got suspicious cause more than once, uh, shit can you hold ...

Gibson: Yea. You still there? Put me on hold?

This call ... this call ended cause she put me on hold. I'm going to stop the tape now.

jdb

Recording WS 20003

I'm going to answer a call coming from Deena 254-7099.

Gibson: Hello.

Deena: Hey. What I was saying was, this is about Ashley is this ... they mentioned her

[REDACTED]

Gibson: So JB, JB called and wanted to use your bedroom while you was in jail?

Deena: Yea. He called Chad, wanted to know if he could come over and use the extra bedroom. Yea. And I was thinking who the fuck would he be with? Who would he be with?

Gibson: Right.

**CASE #** KX-82A-000083

**RI** #146 (IR #199)

1

Deena: [REDACTED]  
[REDACTED]  
[REDACTED]

Gibson: Right.

Deena: No matter what, no matter what he was giving her. But I don't know for sure, you know, but, it was just weird. That's all.

Gibson: Right.

Deena: It's weird they mentioned her name. I don't know.

Gibson: Actually, Ashley's been pretty straight since August.

Deena: Really?

Gibson: Yes, since I had her put in jail when she stole Chris' play station and, uh, hell, I ...

Deena: What?

Gibson: She stole one of Chris' little PS, personal play station game?

Deena: Uh huh.

Gibson: Took it and sold it and I had her ass locked up.

Deena: You did.

Gibson: Yea.

Deena: For how long?

Gibson: I left her in there for three days.

Deena: Did you get her out?

Gibson: Yea. Her mom found out and then I got her out and that cured her. She got off that bad shit, started straightening up, you know.

Deena: Yea. Well, that's goof. I don't know.

Gibson: The only person I can think is maybe, uh, Holly. He was hitting on Holly when she lived with me.

Deena: Holly. Who's that?

Gibson: She's the, Holly and Jason. You didn't meet them?

Deena: Uh ... does she have blonde hair?

Gibson: Yea. Big boobs.

Deena: She working ... did she work at Emerald?

Gibson: Yea.

Deena: Yea, I know who you're talking about. So. Probably wasn't her (inaudible).

Gibson: I've lost the call again. She'll probably call right back. I'm just going to leave the tape running. End of tape. I'll restart it when the call comes back.

jdb

Recording WS 20004

Gibson: I don't know. I just pulled in my driveway and it just went dead.

Deena: Oh.

Gibson: I thought your phone went dead or something.

Deena: Well, I looked and you was gone, so I was sitting here talking to myself.

Gibson: I heard, I was just sitting here, driving, all the sudden you cut off and I said, what happened? I figured you'd call me back.

Deena: Well, I, see I learned that I figured every time I tried to call you back you tried to call me like ten time, so I figured I let you call me back. So. Yea, I knew it had to be somebody that knew you or was around you because I know you guys wouldn't hang out with anybody else. Not saying our kind of people, but people, normal people. Know what I mean?

Gibson: Right.

Deena: Where you would actually go to meet somebody and say, hey you want to ...

Gibson: Yea. I didn't know whether he did this with other people in his drug court, or what. You know?

**CASE #** KX-82A-00083

**RI #** 147 (GC#199)

1

Deena: No. No. I was the only one he had before you, like, uh, I had gotten sick, I don't know if you remember this or not, and I was in the hospital for like six weeks, yea, you, uh, duh, you came and saw me, and, uh, that was, you know, he was pretty much screwed because he couldn't get it anywhere else. I mean, he was stressing me out, I mean, I'm sitting here sitting in the hospital, stressing me out trying to get me to make, get deals done and do this and that so he could have something and I mean, I understood, because, you know, I know what it's like to be pill sic, even if its just Hydros, they still make you sick.

Gibson: Right.

Deena: Coming off of 'em. So, that's why, you know, that's why I introduced him to you, you know, but anyway, I was just ... I don't know. At first I ... at first, when this all first happened, I felt so bad for him, you know, you know, like, my heart was broken, and then I started thinking, this is fucking bull shit. I got TBI up my fucking ass, knocking on my door, calling me on the phone, I mean, you know, and I'm serious, it's at least every other day, Chris. Maybe, maybe every two days. But, it's at least twice a week that they call me.

Gibson: Well, once you're represented by an attorney, they shouldn't be able to call you.

Deena: Well, well, see be... see before this, I hadn't seen John. I can't get ahold of him or nothing, you know, and that was the first thing I said to them was, you know, I'm not saying nothing without a lawyer, you know, and then when I finally did see John, you know, he said yea, you don't ... you tell them that you will not, uh, speak without

representation. But, then, again, whose side's John on? Who's he really, who's he really out to save? You know? Fuck. I could be getting fucked in this whole thing and not even know it, you know?

Gibson: Right.

Deena: I just don't know what to do. I, I, I feel like I'm stuck in a very bad fucking place.

Gibson: 


Gibson: Right.

Deena: So, what I'm thinking is, ok, is he, you know, should I listen? I mean, I, you know, of course I don't want to fell on anybody, you know what I mean? Of course I don't want to go in there and say, yea, he was on pills and we was having a, you know. I, you know, but I, I'm worried, I'm worried, really. What if they do bring down fucking charges on me? Then what will I do. You know? That's Federal, dude. That's not state, that's fucking Federal.

Gibson: I know.

Deena: Huh, eighty percent. Fuck.

Gibson: I know it. I had to go pay an attorney twenty thousand fucking dollars.

Deena: How much?

Gibson: Twenty thousand.

Deena: Un uh.

Gibson: I'm right now retained a lawyer for twenty thousand dollars.

Deena: Oh my gosh! Who was it?

Gibson: Because of what they're threatening to put on me ...

Deena: Really?

Gibson: Yea.

Deena: What did they threaten you with? Conspiracy?

Gibson: Conspiracy and prescription fraud.

Deena: Prescription fraud ... I don't ... for what? What, what, what would be fraudulent about your prescriptions?

Gibson: I don't know. Shit they made up to get a fucking search warrant.

Deena: You get your medicine and you take it. How is that fraudulent prescr... you know?

Gibson: I don't know.

Deena: You have a prescript... you have a prescription, your doctor writes you pain pills, you take 'em... how the fuck is ...

Gibson: I though prescription fraud is like if you modify a prescription or change a number or ...

Deena: Yea.

Gibson: ... or write yourself a prescription. Why, I ain't never done no shit like that.

Deena: Yea. I know. That's what I'm saying. What the fuck are they talking about? How is it fraudulent for you to take your own medicine?

Gibson: I don't know. And that's, that's why I had to go get a lawyer. They were threatening me with fucking conspiracy charges and ...

Deena: Cause they wanted you to talk, right?

Gibson: Yea. Conspiracy to distribute OxyContin.

Deena: What? OxyContin?

Gibson: Yea. I, what the fuck? I don't know what the fuck it's about or who it was about or where it came about, but for some reason they think they got enough evidence to threaten me with that, they ain't charged me, but they threatened me with it, the same as they threatening you to try to get, you know, but, hell, I got ... I went and got an attorney.

Deena: Un huh. What's you, now what's your attorney say? Does he think it's a bunch of bull shit and its gonna, ain't gonna stick, or ...

Gibson: Yea, of course he's fighting tooth and nail. He's, he's bickering back and forth with 'em.

Deena: I guess for twenty grand, huh?

Gibson: Well, yea ...

Deena: He better be. He better be. Damn. This is all fucked up, Chris. And you know what, this, I'm right now going to apologize for ever fucking intr ... ever fucking getting you involved. Cause I never thought in a million fucking years ... ever! ... anything like this would come down to this. I never thought it would. But I didn't know he was going to court fucked up. I didn't know. I mean, I knew he told me, like I said, that one time he told me that Jennifer wouldn't let him get on the bench, but that was because he was taking Xanaxes and then he quid doing Xanaxes, so I though he was ok.

Gibson: Right.

Deena: You know?

Gibson: Like I told you in the beginning when you asked me to meet him, I said I don't want to be involved with that shit, you know? But, I mean, it ain't, really ain't your fault all this shit went down. It's his fault.

Deena: I know. I know. I mean, ... I don't know. I guess he's just so fucking deep in it he was, he thought he was untouchable, you know that?

Gibson: Yea. I'd say you're right.

Deena: Ummm. Cause I've read those blogs, I don't know if you've sat down and actually read any of 'em, 'bout what a great man he is, and that you ... this and that, it's just because TBI is launching a probe don't mean shit, and that he's the best judge there's ever been, and then there's another blog and they're saying well, so it's ok, uh, you know, its ok for him to do it, but you know, what about, you know, its just the same as anybody else. Would you want your, uh, the person taking care of your kids on fucking pain pills. Would you want the guy, whoever, you know. It's not okay for one, and not ... Addiction is addiction, and that's just it.

Gibson: What the bad this is of it about is that he's up there impaired making decisions that affects the rest of other people's lives.

Deena: Right.

Gibson: You know. Say, I go in front of him and I'm facing twenty years and he's fucked up on Xanax and he don't do his homework and he could see something or miss something that could set me free and me an innocent man.

Deena: Right. Well, that's what they said, they said he's up there putting people in jail for the same thing he does.

Gibson: Yea.

Deena: TBI told me that at the front door.

Gibson: Or, letting them go because he's having sympathy for 'em.

Deena: Um hum.

Gibson: Who knows? I don't know. I've never been in his court room. I don't know how he operates. I don't know.

Deena: Yea. Well, all I know is ...

Gibson: Well, yea I have been in his court room one time. I been there. I forgot. I been there whenever, you know, I don't sit there every day, but I went in front of him for my last charge.

Deena: Yea. Ummm ... well, this, you know this, too, you know the, the, the four trials that, you know the carjacking ... all that? If something goes down ... are you there?

Gibson: Yea, I'm here.

Deena: Ok. If something goes down and they do bring criminal charges against him, you know that all four of those motherfuckers could get their shit fucking thrown out, could be a mistrial, and they could all go free?

Gibson: I know.

Deena: Because of him. Because he chose to go in there fucked up in this major, major murder trial ...

Gibson: Well, they wouldn't go ... I wouldn't think they'd let 'em go free. They'd probably make 'em have a ... give 'em grounds for a retrial.

Deena: Exactly. But, even still, you know, I mean, I don't know if you ever watched any of that stuff on TV like I do about all the different (inaudible) I watch all this crime shows, but a lot of times when there is a, you know, I've seen 'em where, first trial they're guilty, second trial they go free. I mean, that' ...

Gibson: Yea.

Deena: ... that right there in itself, he didn't think forward to what if, you know?

Gibson: No, he didn't.

Deena: He didn't think. And now, everybody's fucking suffering. He's in treatment right now.

Gibson: He is?

Deena: Saw where he took medical leave, yea. He's in treatment.

Gibson: Where is he in treatment at?

Deena: I don't know. Somewhere out, not in Knoxville. I don't know.

Gibson: So ... him being in drug treatment's in itself admitting that he's on drugs.

Deena: Well, what he's trying to say is is the doctor gave him the medication and he got addicted to it.

Gibson: Oh.

Deena: That's what his, that's what his thing is about that.

Gibson: That's his defense.

Deena: And me and him ... what's weird, me and him have actually talked about this. This has been months and months and months ago about, you know, if anything ever

came about, all you have to say is, you know, the doctor, uh, the doctor wrote him, you know, narcotics and he got hooked on 'em. This was back before he even got on Suboxen, see I was in jail for five months. I didn't know what was going on. I thought he was on Suboxen and was doing well. The last time I saw him was the day before I got arrested and, uh, you know, as far as I knew, he wasn't even doing pills any more. He was just doing Suboxen. So ...

Gibson: Right. And, see, that's ... the time that, before you went to jail, you know, you was taking care of him and everything and whatever, and then when you went to jail he was on Suboxen and then it wasn't a month later he, he fell off the wagon.

Deena: Really.

Gibson: Yea.

Deena: Wow.

Gibson: When did you go to jail?

Deena: July third.

Gibson: Yea. Yea, probably early August and then he was back on, you know, he's on the Roxys through August, and then ... on and off ... and then up into September back on the Suboxen.

Deena: Ten a day? Oh, my God!

Gibson: He was back and forth.

Deena: Wow. This motherfucker keeps beeping in, he's beeping in, I'm gonna have to take this call.

Gibson: All right. Well, call me later. I'm gonna go, I'm gonna get cleaned up, take a shower, and take Ashley out to dinner.

Deena: Oh gosh. I'll holler at you.

Gibson: I'll talk to you later on tonight or something.

Deena: Ok.

Gibson: All right, bye.

Deena: All right, bye.

Gibson: That's the end of the recording.

jdb

Recording WS 20005

Deena: Hey.

Gibson: Hey.

Deena: Listen. Uh, I need your help ...

Gibson: What's up?

Deena: I've got four really, really nice New York Strips and I, I need, a little ... I'll give you an awesome deal. And it's because, I just went out there, he goes (inaudible) I won't have you go fill you can have some stuff. I've got two ribeyes, too, but I think I ... I think I've got somebody who wants those, but if you give me something, a few strips, then even like, fifteen, twenty bucks, they worth like fifty some bucks.

Gibson: Right.

Deena: That's a guy buy.

Gibson: Well, right now I'm, I'm broke as a joke and ain't got a dollar to my name on me.

Deena: Oh, fuck.

Gibson: Uh, so I can't help you out.

**CASE #** KX-87A-000083

**RI #** 148

1

**DA/TBI-001021**

Deena: Damn it. Damn it, damn it, damn it, damn it. You don't know any, you know anybody that might want 'em? I, I've got them fucking at the gas station. I want (inaudible). You know what I mean?

Gibson: Not right off the top of my head. Are they still good and cold?

Deena: Are they what?

Gibson: Still good and cold.

Deena: Yea. I just came from Swaggerty. I just came from the plant.

Gibson: Oh, ok.

Deena: I had to go out there and get gas and I got four strips and two ribeyes. They're all wrapped, they're all wrapped and cold. I mean, they're fresh. They just came off the fucking slab, the loin.

Gibson: No, I'll make some calls and see.

Deena: Ok. Well, try. Call me back 'cause I mean, I don't have any cigarettes or fucking nothing. I, I'd be like twenty bucks, and I ... it's a good deal. They're worth a lot more than that.

Gibson: Ok.

Deena: Or seventeen dollars, something. Ok. Call me back.

Gibson: All right.

Deena: Thank you.

Gibson: This is Chris Gibson on, uh, 2/16, 4:42. Recorded a call that I returned to Deena where I missed a call from her at 4:40. End of tape.

jdb

Recording WS 20006

Deena: Are you there?

Gibson: Yea. Hold on. I'm trying to find somewhere where I'm alone. You all go in there. What's up?

Deena: What's up?

Gibson: Yea, what's up?

Deena: Did you get my texts?

Gibson: Huh uh. Oh, I did earlier about the newspaper.

Deena: Well, I ... well, I'm ju ... ok, like ...

Gibson: She hung up. Its 8:47. Ending this call.

jdb

**CASE #**KX-82A-00083

**RI #**149 (PK#199)

1

**DA/TBI-001024**

Recording WS 20007

Gibson: Yea, go out, Brooke. Hello.

Deena: Did you hang up on me already?

Gibson: No. I thought you hung up.

Deena: No, shit. Hold on one second, ok?

Gibson: All right.

Deena: One second. Hold on. Are you there?

Gibson: Yea.

Deena: Ok. Yea, I'm over here. I'm fricking out of gas over here on Asheville Highway, stuck. Uh, anyway, I have to, uh ... I wish you'd a read my texts. I had, anyway, I had to go to the hospital the other night for my, for my neck, and uh, thank you, anyway, I, I'm fucking, I've got a prescription and its just nothing but Flexeril and an antibiotic, but I ... it was twenty some dollars, anyway, I panhandled twelve dollars, I'm ten dollars, like ten dollars short .

Gibson: Ok. You need ten dollars to get your medicine? Damn. What the hell? I keep ending the call.

**CASE #** KX-82A-000083

**RI #** 150 (PC#199)

DA/TBI-001025

(Phone rings)

Gibson: You there?

Deena: Fuckin' A. I, uh, it keeps hanging up.

Gibson: I don't, you do.

Deena: Listen. Listen. Anyway, I'm ten dollars short to get these fucking antibiotics. I, I've got a sub if you want ... can you help me or not? I, I'm freaking out, I shouldn't really be out here fucking panhandling. I've got to get these antibiotics, I've got a bad UTI, and I've got to get these fucking pills.

Gibson: Yea, I'll loan you the money.

Deena: You will?

Gibson: Yea.

Deena: Thank you so much, Chris. Ok. I'll be on my way ... I'm coming from Strawberry Plains so it'll take me a minute. I'll call you before I, when I get close.

Gibson: Ok.

Deena: Ok. Thank you.

Gibson: Ok. Bye. This is Chris Gibson at 8:50. Answered a call from Deena Castleman at [REDACTED]. Gonna meet with her and loan her ten dollars here in about thirty minutes I guess when she gets here.

jdb

Recording WS 20008

Gibson: This is Chris Gibson fixing to walk out and meet Deena Castleman at, uh, ten minutes til ten, Thursday night, January, or February the, uh, 17<sup>th</sup>.

UF: (inaudible)

Gibson: What?

UF: Are you going?

Gibson: Yes, I'm going to get ice cream.

UF: That's what I was ...

Gibson: Be right back.

UF: I was just going to ask you if you just wanted to go to McDonald's and get ...

Gibson: I'll call you in a minute. I've got the phone.

End of tape.

jdb

**CASE #** KX-82A-00083

**RI #** 151 (GC#199)

DA/TBI-001028

Recording WS 20009

Gibson: I'm trying to go out of the house again to meet Deena in the driveway, January 17<sup>th</sup>, Thursday night, at nine minutes til ten. I'll be right back. Wait a minute and let me go out here and talk with somebody in the driveway. Damn it's a windy night. Feels good out here though. Clean me a spot out?

Deena: Huh?

Gibson: Cleaning me a spot out?

Deena: Yea. Ok. What's up? What are we doing here? Are we, and are you really loaning me or ... did you want a Subutek.

Gibson: Yes, I'm gonna loan you ten dollars.

Deena: Thank you. I appreciate it.

Gibson: Nine ... three quarters, I've got another quarter here somewhere.

Deena: Well, anyway, (inaudible).

Gibson: Yea, I picked one up after you told me.

Deena: Uh,

**CASE #**KX-82A-000083

**RI** #152 (IR#199)

Gibson: Shit. Do you have a quarter?

Deena: No, I have nothing. I've got exactly, I'm ten dollars short exactly. Uh

Gibson: Find you a quarter here in a minute. Damn it, let me sit down a minute.

Deena: All I was really said to her was, yea he was my judge at one time, and afterwards, you know, he, he did a couple of thing like, when I was looking for a job, he called Chesapeake for me, you know, stuff like that. And, uh, when I picked up, you know, uh, that charge, he got asked his friend John if he'd represent me. That's it. I wanted, I thought it was a good thing me talking to 'em instead of saying, no I'm not talking. That way I could get it out that, you know, there's nothing going on.

Gibson: Right.

Deena: But, now, my name's on there, you saw all the charges at the end of the fucking list, I'm trying to look for a job, do you ... you know what I'm saying? She told me that she was going to put this in the paper. She never fucking said she was going to put my charges, and I left her a fucking shitty ass message. How can they do that?

Gibson: Yea they can.

Deena: You don't understand. This is ruining my fucking life. How am I supposed to find work with ... Castleman, and that's a weird name anyway, you know? I mean, a lot of people don't pay attention to what's going on, but a lot, most people do, especially with this shit. They see my name, they see DUI, stealing a woman's purse, breaking in

getting an Xbox, I mean, and, and that, those are just charges. That doesn't mean I did that. But, anybody, you know, so let's see, hearing that, like I didn't fucking, I did not break in a woman's house and get an Xbox. She fucking ... I'm not getting into that.

Gibson: It's accusations. I know.

Deena: Exactly. Exactly. So, but to anybody else its not.

Gibson: It's fucking crazy.

Deena: I know, dude. It sucks bad. Here's the change, ok. Well this will, I know, I'll borrow a quarter from somebody. I'll figure it out or something. Surely they'll give it to me ... a quarter short.

Gibson: So what's going on with him?

Deena: Well, I don't know. Last I heard he was in rehab. Uh, my lawyer told me no matter what, TBI calls me or comes by, you tell them that you will not talk to them without a counselor representation.

Gibson: Right.

Deena: And they haven't fucked with me since then. But, they released my name to the media. I think that was their way of getting back at me. You know what I mean?

Gibson: Did you read that in the paper? All of it?

Deena: Yea.

Gibson: Saying that they, uh, TBI went to the courts to get your file ...

Deena: Uh huh. Yea, what's that, I mean, what's that mean? I don't understand, I mean ...

Gibson: Your court records or something, I don't know.

Deena: Yea. They went and got my drug court file cause they're trying to probe into saying that he maybe helped me graduate drug court or got me out of shit. He never did. Let me tell you something. That man never did an... we was all business. I was on probation from '03 to '08. All those five years was nothing but business. Me and him didn't start fucking around 'till at least, well, it's '11 now, so what ... a year and a half ago is when we first started messing around. That was what, '09? You know what I mean?

Gibson: Right. I thought you'd been around him longer than that.

Deena: Well, we, I've known him for a long time, but as far as getting him pills and fucking around with him, no. It's only been a year and a half. You know? And they start asking me, uh, I don't even remember your name came up, and I said, what ... here's exactly what I said, "What's he got to do with this whole thing?" I said I don't even understand why you're mentioning his name. That's exactly what I said to them.

Gibson: To the reporter?

Deena: To the TBI.

Gibson: Oh.

Deena: They come to the door talking about, uh, Judge Baumgardner and Chris  
Gibson. I said, "What's Chris got to do with this? I don't understand what's he, what's he  
even got to do with this." That's exactly what I said. If, you know, so I, you ain't got to  
wo ... look. You ain't got to worry about me. I ain't saying shit about you, about, you  
know what I'm saying? Nothing. I mean, push comes to shove, with the Judge, you  
know what I mean, some things might come out that ain't going to be good, but, as far  
as you're concerned, uh nun. Nuh uh. You are a good friend of mine, you let me stay  
here, you, uh, put a little bit of bond money up for me one time, you know, that was it.  
You know, we have ...

Gibson: Yea. Bond money ... I didn't put it up.

Deena: Well, what should ... I mean ... I never said that, but what should I, I mean, I just  
said that you were good friends with me.

Gibson: I guess they'll get, you know.

Deena: If, if I ca, if it wasn't for Ashley, I'd say we dated at one time and that's how I  
know you, but, you know, I can't ...

Gibson: It's fucked up.

Deena: I know, dude.

Gibson: He put me up to bring you that fucking money. Now that drug me in it because I made bond for you.

Deena: Yea, I know. You signed the bond. One of the bonds. They know that. That's what I'm saying. That's what I'm saying.

Gibson: They been checking all your records and digging into your life.

Deena: And they been going back listening to phone stuff on him. I know they have. Listen to this. You heard about how that he asked for a drug court phone and, uh, whoever Hanover said he thought it was kind of odd, you know ...

Gibson: Right.

Deena: ... because that was the phone he used to do his dealings on. And they're going back and listening to every thing he said on that phone.

Gibson: Fuck. How can they listen to all of it?

Deena: I don't know. They just can. They're fucking ... they can do what they fucking want to do. They can go back and listen to even on the cell phones, they can go back and listen to every conversation. On that drug ...

Gibson: All conversations are recorded?

Deena: On that drug court phone. I don't know how they're doing it. I don't know. All I know is, as far as what they've led me to believe, scaring me, saying well, you know, all we got to do is go back and, and told me every conversation that was ever made on that drug court phone, we will listen, we can hear, we can go back and trace it all. So, yea, I guess it was recorded somehow. I don't know. But that's bad if they can. You know, like, his office phone they can't. That drug court phone is going to fuck everybody up. It's ... I'm like you. They can charge me with fucking conspiracy, uh, you know. That's a Federal fucking charge. It carries fucking twenty-five ...

Gibson: That's what the fuck they're threatening me with.

Deena: ... twenty-five ... I don't know much it carries, but I ain't, I'm not trying to do a fucking ... I'm trying to get my life together, not go back to fucking jail.

Gibson: This is fucked up.

Deena: Anyway, I've got to, I know it's fucked up. It is fucked up bad. I just, I, I, I don't, I don't, I ... he's put everybody in a fucked up situation because he chose to go in the court room fucked up, nodding out, can't read shit right, even, uh ... have you ever went and read the blogs about people saying how he fell asleep during Vanessa Coleman's, uh, fi, uh, cross examination? And you should hear the blogs they're saying shit about me. Go, if you could go online ...

Gibson: Is anybody talking about me on there? My names' not ...

Deena: No. No, no, no, no, no, no. Your name ain't come up. Listen to this. Go under the News Sentinel, go under the Baumgardner story, and it will say comments. Read those comments what they're saying about me. They're fucking dogging me out. Calling me fucking, uh, lot lizard, and, oh, and then listen to this, listen to this. And I know this ain't a big deal to you, but it is to me. They're talking about why didn't they show her picture and then some guy wrote go here to see a picture. It's my mug shot from Florida. Here's what I looked like.

Gibson: They had a picture on the ... news. I went on the news channel, or news internet.

Deena: You did? Where did you go? They have mug shots?

Gibson: Knoxnews.com.

Deena: Mug shot?

Gibson: And I pulled up the regular news it had Baumgardner and you right under him.

Deena: A picture?

Gibson: As pale as a ghost.

Deena: A mu... a mug shot?

Gibson: I don't know, no, its just a picture.

Deena: But did it look bad?

Gibson: Just real white.

Deena: Because the pictures you're talking about, they're all like, ewwww, blah, blah, that's enough to make a maggot throw up, so I assumed they looked at my mug shot.

Gibson: I don't know. There's a picture on ...

Deena: So, uh, you went under what, now?

Gibson: I just went to knoxnews.com and clicked the, uh, the, uh, local headline news and then I clicked on the Baumgardner, and it showed it.

Deena: There it is. Knoxnews.com. That's were I was at.

Gibson: I wished you never ever brought him around me.

Deena: Baby, I'm sorry if I, like if I would have known this was going to happen, I, I, I, I never thought in a million years ever, ever, ever, ever, ever, ever.

Gibson: Well, I's scared of him from the beginning.

Deena: Ok. Let's see. Here we go. Baumgardner. See seventy comments, now. It's not, unless I go to full de ... let me see, if I go to full desktop, maybe it will be on there. God, I hope it's .... See, well ...

Gibson: It was right up at the top when they began the ... it was that story ...

Deena: Right.

Gibson: ... that she wrote about you, what you said, and right at the beginning of the story it had yours and his picture.

Deena: See ... this is the story, but its not showing me any pictures.

Gibson: No. Its not showing it on there.

Deena: I'm going to my, I'm going to my little boy's dad's house right now. He's got a computer. I'm going to go look. But I've got to run over there cause I've got Caden's, uh, freaking back pack and shit and they're going to bed, but I don't know, Chris. All I know is your name ain't coming out of my mouth about anything. And if it, if like I said, if push comes to shove, you know, like I said, I'm not trying to narc on nobody, but when, when they're charged, when they're saying conspiracy, taking me to Florida, whose ass am I going to save? You know what I'm saying?

Gibson: I know. I'm wondering what the bitch's going to write about me tomorrow.

Deena: But, you ain't got to worry about me saying shit about you.

Gibson: She came here today, knocked on the door, got Chris' phone number off his car, and called my son. Said are you Chris Gibson? Said you're, uh, a witness in the Baumgardner case, or some shit like that, and said this is going to his the news tomorrow. So I seen where she talked to you and I thought, what the fuck?

Deena: Yea. She called me and I was (inaudible), I was fucked up. And, I, I didn't, I mean, I just wanted to set it straight that we do not, you know, wasn't nothing but, you know, whatever.

Gibson: It's like, where the Fuck. She's saying I'm the fucking witnesses. I'm the fucking witness.

Deena: Well, let me tell you something. I don't appreciate her putting my fucking charges in there and, and, and I'm going to, trust me, I'm going to fucking stay on their ass. I mean ...

Gibson: See, and that drags me into it if she writes something about me tomorrow. It'll show everything I been charged with also.

Deena: Except, but have you, have you declined an interview?

Gibson: I ain't talked to her. No. At all.

Deena: So then, you ain't got, she not going to write nothing till she gets to talk to you and you either say I'm going to decline or you will talk to her. And all you got ...

Gibson: Well, she'll still write it any way.

Deena: ... all you got to say is, you know, whatever, I know him from, you know, just like everybody knows who he is. I ain't never met ...

Gibson: I ain't saying shit to her.

Deena: ... I ain't never met the man in my life. Ok. I'll stay in touch, talk on the phone, I don't text shit. But, stay in contact with me. Call me. Let me know if, you know, something, cause, Chris, look. If, like I said, push comes to shove, you got to save your ass. Period. You know?

Gibson: I wonder what they're waiting for on me.

Deena: I don't know.

Gibson: They're going, they got all of my shit ...

Deena: They don't have nothing on you.

Gibson: They got all my shit out of my house.

Deena: Look. You don't have no pend .... I've got pending charges. That's what they've got over my head. You don't, They don't have shit on you right now. Nothing. So ...

Gibson: Well, we'll see you.

Deena: All right. Thank you very .... I'll call you tomorrow and get it back to you.

Gibson: All right. End of the tape.

jdb