

Wexford County Sheriff's Office
Employee Action Report

Employee Name: Michelle Smith

Division: ACO

Written Misconduct: X

Minor Misconduct XXXX

Verbal Misconduct: _____

Major Misconduct _____

Occurrence Information: _____

Date of Occurrence: 10/21/2011

Time of Occurrence: 1132am

Circumstances: On 10-20-11 at approx. 1929 hrs a Mr Ken Fox reported to WCSD a complaint of possible animal cruelty. On 10-21-11 at approx. 1129 hrs Officer Smith met with Mr Fox at 513 Colfax St in the City of Cadillac. Mr. Fox advised Officer Smith he was cleaning out a shed on his rental property. In the Shed Mr. Fox located a white burlap bag containing a deceased dog , a dog kennel containing a large amount of feces. Mr Fox advised Officer Smith that the dog and kennel belong to the recently evicted subjects. Officer Smith advised Mr Fox that there was nothing she could do about this matter. Officer Smith also advised Mr Fox to dispose of the animal and items of interest pertaining to the investigation. Officer Smith failed to conduct an investigation, and failed to file a report of this matter with this agency.

Supervisor: Lt. Richard Denison Date: 10/27/11

Employee Remarks: _____

Employee: Michelle Smith Date: 11/3/11

Action To Be Taken: _____

Written misconduct for improper/lack of investigation. Failing to file a report.

Supervisor: Lt. Richard Denison Date: October 27, 2011

Employee Acknowledgment: _____
I have read and understand this report.

Employee: _____ Date: _____

Supervisory Overview: _____

Lieutenant: Richard Denison Date: 27-Oct-11

Undersheriff: [Signature] Date: 11-3-11

Sheriff: Dayle Kinston Date: 11/03/11

Wexford County Sheriff Department Employee Action Report

Employee Name Michelle Smith Division Animal Control

Date of Hire _____ Probation Termination Date _____

Commendation

Counseling

Oral Warning

Written Warning

Written Misconduct

Occurance Date June 27, 2001 Time of Occurance _____

Circumstances: During the investigation of the B&E of the Animal Control Shelter it was found that ACO Officer Smith had been leaving the cash bag at the shelter over night contrary to training and instructions. Officer Smith also failed to notify Administration that the Shelter could be and had been entered without keys through one of the kennel gates.

(Use additional sheet if necessary)

Supervisor *Martin Calhoun* Date 9-4-01

Employee Remarks:

NONE

(Use additional sheet if necessary)

Employer Name Michelle Smith Date 9/5/2001

Action to be Taken: Employee Smith to receive a "written" warning to be placed in her file.

(Use additional sheet if necessary)

Supervisor *Martin Calhoun* Date 9-24-01

I have read this report and understand it: Employee Name _____ Date _____

Supervisory Overview:

~~Sergeant~~ *Martin Calhoun* Date 9-24-01

Undersheriff *J. Sullivan* Date 9-25-01

Sheriff *Tanya A. Finckler* Date 09/25/01

Wexford County Sheriff Department Employee Action Report

Employee Name Michelle Smith Division Animal Control

Date of Hire _____ Probation Termination Date _____

Commendation

Counseling

Oral Warning

Written Warning

Written Misconduct

Occurance Date 12/15/01 Time of Occurance 3AM

Circumstances: ~~XXXXXXXXXXXXXXXXXXXX~~ On December 15, 2001, employee Smith was involved in a family dispute (see CPD report attached) where she was described as "intoxicated" at 3:30am, after which Officer Smith reported for work at 9am on the same day. It was also reported that employee Smith's service pistol was ~~left unsecured in her home~~ ^{no} and an acquaintance had handled the weapon while employee Smith was not at home.

(Use additional sheet if necessary)

Supervisor

Marty Datta

Date 12-18-01

Employee Remarks:

NONE

(Use additional sheet if necessary)

Employer Name _____

Date _____

Action to be Taken:

Employee Smith was counseled about making sure she was not under the influence of alcohol when she reported for duty (at least 8 hours of time) Employee Smith was also instructed to secure her Department weapon at the Sheriff Dept. at the end of each shift until further notice.

(Use additional sheet if necessary)

Supervisor _____

Date _____

I have read this report and understand it:

Employee Name

Michelle Smith

Date 12-18-01

Supervisory Overview:

LT. Marty Datta
Sergeant

Date 12-18-01

Paula Hays
Undersheriff

Date 12-18-01

Ray Cooper
Sheriff

Date 12/18/01

**Cadillac Police Department
DDP Standard Incident Report**

Incident No: **01-004322**
Status: **Closed**

Report Date: **12/15/2001** Report Time: **03:11** Dispatch Time: _____ Arrival Time: _____ Clear Time: _____
 Officer: **Straight, J.** Detective: _____
 Classification: **FAMILY TROUBLE -- (9800-6)**
 Location: **Leisure Park -- A,117** Section: _____ Nbh: _____
 Description: **Verbal Domestic** Clerk: **JFS**

Suspect
Smith,Michelle
117 A St.
Cadillac, MI 49601 Phone: **(231) 876-9452**
 Race: **White** Sex: **Female**
 Notes: **Wexford Co. Animal Control Officer**

Suspect
Hilts,Eric A
332 Whaley Street
CADILLAC, MI 49601 DoB: **01/29/1975**
 Ops: **H-432-234-027-077**
 Race: **White** Sex: **Male**

Complainant
Hilts,Shonn Thomas
332 Whaley Road
Cadillac, MI 49601 DoB: **04/22/1977**
 Phone: **(231) 779-0598**
 Ops: **H-432-765-792-310**
 Race: **White** Sex: **Male**
 Notes: **LA/217 Cobb**

Original Narrative
INFORMATION:
 Dispatched to 332 Whaley street reference a disorderly subject outside the residence. This officer responded along with Deputy Nyman. We arrived and spoke with Shonn Hilts who stated his brothers girlfriend Michell Smith the Animal Control Officer was just here and left as soon as he called the police. He said Michelle Smith, Gail Cornell and Michelle's sister were just in his driveway threatening his girlfriend. He stated Michelle first called then came over shortly after the call. While I was speaking with Shonn he was on the phone with his brother Eric Hilts who is Michelle's ex- boyfriend . He wanted to speak with me, so I spoke with him on the phone.
 Eric called and stated he was at Michelle's house and was concerned about what could happen when she got home. He mentioned that she has a gun and it would not be the first time she has threatened to use it. He said she was drunk and he was at her house with her daughter. He was parked a block away in his car with her cordless phone because he was scared to be there when he gets home. At this time we left the residence on Whaley and headed for 117 A street. Eric failed to tell officers that there was a babysitter at the house and that he was the unwanted guess.
 On the way there I found the car that Smith was in along with Cornell and her sister. I stopped the vehicle at Wright and W. River, I asked that Michelle Smith exit the vehicle so I could speak with her. She was the passenger in the car and came to the back of the car and handed me her drivers license and animal control Identification. It was very obvious that she was intoxicated. I asked her if she was carrying a gun and she said no its at home. I then asked her what the problem was tonight. She replied her ex boyfriend Eric Hilts was at her house and he would not leave. She stated that Eric moved out last week and was there tonight. Michelle said she hired a babysitter that was 18 years old to watch her 8 year old daughter. Eric just showed up and will not leave. I asked her why she went over to Shonn's house and started threatening people. She shrugged it of by saying, oh Shonn's mom just got mad at

Signed: _____ Reviewed By: _____ Date Printed: **12/17/200**

Cadillac Police Department
DDP Standard Incident Report

Incident No: 01-004322

Page No: 2

Original Narrative (continued)

me. Shonn and her were great friends. I then told her that I would follow her home and try to figure out the problem. I asked Michelle if she could try to keep things down to a dull roar when we got there so I could try and figure out what the problem was.

I followed the car back to Smith's residence at 117 A street. Michelle got out of the car, Eric walked out of the house and Michelle ran up to him yelling at him. I asked Michelle to calm down a couple of times finally I had to raise my voice and ask her if she heard anything I had said. I asked Eric to come to the front of the trailer to speak with me away from Michelle. Eric stated he moved out yesterday and has a lot of thing inside the trailer. He stated he tried to stop her from going out and getting drunk but her sister had to eg her on to go. He said he wanted to take care of her and stop her from doing this tonight. I advised Eric that Michelle was a big girl and could take care of herself. I advised him she had a babysitter and was not driving. I said he knew but knows what she's like when she gets drunk. I asked Eric if he would go home for the night and not come back. He agreed then asked if he could go inside to use the bathroom before he goes home. I told him he could piss by the trailer before I would let him in the house. He then said he could wait till he got home, and gave me Michelle's phone to give her. Eric wanted officers to know that he went to her top drawer and took her gun out to unload it. He stated he took the bullets out of her belt and gun and put them in the dresser and closed it. I asked him if the gun was locked up and he said no its in her top drawer. Eric never stated any more about her threatening him. Eric then left the residence.

I was obvious to this officer that Eric still wanted to have some control over Michelle. He acted like they were still a couple and needed to come and take care of the girl. He did not like the fact she was out with the girls tonight. Eric portrayed himself as the abused boyfriend that was only trying to keep her safe.

I then went inside the trailer to speak with Michelle since Eric was gone. She was very upset about Eric still saying he lived there. I advised he she could get eviction paper served on him that would forbid him from being here, that way there would be something on file that stated Eric has no right to be around in the future. Michelle asked about a PPO and I advised her if she wants him out of her life than maybe this would be an option. I reminded Michelle that things could get alot worse than tonight. It might be a good idea because in his eyes he thinks they are still together. Michelle was crying and intoxicated so I advised her friends to help her with this incase she forgets or needs help.

It is not real clear what the purpose of Michelle going to 332 Whaley was at this time. Michelle was advised to call if there is any more problems.

VIDEO:

The in car camera from car #4 was used in this incident, from the traffic stop to till officers left the residence.

STATUS: CLOSED