

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
AT CHATTANOOGA

FILED  
2008 MAY 12 11:07

ROY L. DENTON

Plaintiffs

v.

STEVE RIEVLEY

Defendant

U.S. DISTRICT COURT  
EASTERN DIST. TENN.  
Case No. 1:07-cv-211

BY DEPT. CLERK  
JURY DEMAND

Collier/Carter

**ANSWERS OF STEVE RIEVLEY TO INTERROGATORIES**

Comes Steve Rievley, by and through his attorney, and for answer to the Interrogatories heretofore propounded to him, says:

1. Were you ever dispatched by Rhea County 911, or any other emergency service for that matter, to a home located at 120 6<sup>th</sup> Ave., Dayton, TN on September 9, 2006 or at any time before or after such date?

**ANSWER:** I was not dispatched to 120 6<sup>th</sup> Avenue, Dayton, Tennessee, on September 9, 2006. I did receive a call advising that a complainant, Brandon Denton, had come to the Rhea County Jail, and reported that he had been the victim of a domestic assault which had occurred at 120 6<sup>th</sup> Avenue, Dayton, Tennessee. I went to the Jail and made my initial investigation. I went to 120 6<sup>th</sup> Avenue, Dayton, Tennessee, to follow up on that investigation.

I did get dispatched on a call to 120 6<sup>th</sup> Avenue, Dayton, Tennessee. I believe it was on December 28, 2007. At the time of the call, I was involved in the investigation of an armed robbery and in the apprehension of a suspect. I believe that Lt. Jeff Hill responded to the call at 120 6<sup>th</sup> Avenue, Dayton, Tennessee.

I believe that other officers with the Dayton Police Department may have been dispatched to that address on other occasions. However, I do not think that I have received or responded to any other calls at that address.

EX A

2. Are you a certified police officer, as defined by guidelines and mandates of the Tennessee P.O.S.T. Commission?

**ANSWER: I am a certified police officer. I have been a certified police officer since 2002.**

3. During the year of 2006, were you taking any medications of any kind?

(a) If so, please list the medications as well as the directives for it's (sic) usage.

**ANSWER: OBJECTION. The Interrogatory seeks information that is not relevant and not reasonably calculated to lead to admissible information. Without waiving the objection, see below.**

**I was not taking any medications of any kind.**

4. Did you testify and/or give evidence in Rhea County General Sessions court against Roy L. Denton for an alleged offense of Domestic Assault?

**ANSWER: OBJECTION. The Interrogatory is vague and ambiguous. Without waiving any objection, see below.**

**I filled out an Affidavit of Complaint in connection with the charge.**

**I did appear in Rhea County General Sessions Court on the date the case was scheduled to be heard. The complainant, Brandon Denton, did not show up. As a result, the case was dismissed. I do not think anybody testified or gave any evidence at that time.**

5. Have you ever at any time testified to any purported or alleged actions of Roy L. Denton in any court of law?

**ANSWER: OBJECTION. The Interrogatory is vague and ambiguous. Without waiving any objection, see below.**

**As stated above, I signed an Affidavit of Complaint in connection with the charge in this case. Otherwise, I have not testified for or against Roy Denton in any court of law.**

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6. Do you use a cellular phone while on duty at the city of Dayton Police Department, or any other governmental entity?

(a) If so, provide the telephone number and service provider for such phone.

**ANSWER: OBJECTION. The Interrogatory seeks information that is not relevant and which is not reasonably calculated to lead to the discovery of relevant information. Specifically, objection is made to providing account numbers and cell phone numbers without an order from the Court and without a protective order for the use of same. Without waiving any objection, see below.**

**I have a personal cell phone and a cell phone issued to me by the City of Dayton. I use both of them in the course of my duties. My personal cell phone service is through Sprint. The service provider for the cell phone issued to me by the City of Dayton is Verizon.**

7. Does the city of Dayton Police Department, or any other governmental entity provide you with a cellular phone?

(a) If yes, provide the telephone number, account number and service provider for such phone.

**ANSWER: See above, answer to Interrogatory 6.**

8. What is the relationship, or your role, with the Computer Crime Unit program at the Dayton Police Department?

**ANSWER: OBJECTION. The Interrogatory is vague and ambiguous. Without waiving the objection, see below.**

**I do investigate Internet crime as a part of my duties for the City of Dayton Police Department. This includes investigations into things such as suspected child pornography or suspected illegal Internet financial scams or transactions.**

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9. Have you ever conducted, participated or had knowledge of any person monitoring or otherwise intercepting any computer Internet connection or ISP address at anytime, at any capacity at 120 6<sup>th</sup> Ave., Dayton, TN?

**ANSWER: OBJECTION. The Interrogatory is vague and ambiguous. Without waiving any objection, see below.**

**I have never monitored or attempted to monitor any Internet connection or ISP address at 120 6<sup>th</sup> Avenue, Dayton, Tennessee. I do not know of any person who has attempted to do so.**

10. During the time frame of September 9, 2006 and September 12, 2006 did you ever discuss any alleged incident involving an alleged domestic violence offense involving Roy L. Denton and Chief Chris Sneed?

(a) If yes, please describe in detail what was said, the nature of the discussion as well as any reason for such discussion.

**ANSWER: I do not believe that I talked with Chief Sneed about this case during the time period specified in the Interrogatory.**

11. Did you enter the home of Roy L. Denton on Saturday, September 9, 2005 and search it?

(a) If yes, did you have a warrant?

(b) If no, and you did not have a warrant to enter into the home as described herein, did you determine that exigent circumstances existed giving you an impression that you did not need a warrant to enter and search the home as described?

**ANSWER: OBJECTION. The Interrogatory is vague and ambiguous. Also, the Interrogatory calls for a legal conclusion. Without waiving any objection, see below.**

**I did enter the home at 120 6<sup>th</sup> Avenue, Dayton, Tennessee, on September 9, 2006.**

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**I did not have a warrant.**

**I entered the home to look for Dustin Denton.**

**I did not search the home.**

**I made the entry and the arrest based on my training and experience, based on my investigation and based on my understanding of the Tennessee Code as it applies to domestic assault situations.**

**Also, the complainant, Brandon Denton, lived at that address. He wanted his belongings from the residence.**

12. As to your knowledge, on the date of Saturday, September 9, 2006 did any other law enforcement officers enter the herein described home of Roy L. Denton?

(a) If yes, did any other officer have in their possession a warrant issued by a court authorizing an entry and search for the home as described herein?

(b) If no, did any officer determine that exigent circumstances existed giving you an impression that you nor any officer present did not need a warrant to enter and search the home of Roy L. Denton as herein described?

**ANSWER: OBJECTION. The Interrogatory is vague and ambiguous. Also, the Interrogatory calls for a legal conclusion. Without waiving any objection, see below.**

**In addition, see above, answer to Interrogatory 11.**

**Sheriff's Deputy Gerald Brewer, Patrolman Jason Woody and Patrolman Brian Malone were at 120 6<sup>th</sup> Avenue, Dayton, Tennessee, on September 9, 2006. Deputy Brewer went in the house with me to locate Dustin Denton. I do not believe that Patrolman Jason Woody ever entered the house. I am not sure whether Patrolman Brian Malone ever entered the house.**

13. Did you swear to any narrative supporting the issuance of obtaining an arrest warrant for Roy L. Denton?

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(a) If yes, what was the basis, reasoning and/or information you had personal knowledge of that lead to his swearing under oath pertaining to any narrative supporting the issuance of an arrest warrant for Roy L. Denton.

**ANSWER: I did fill out the Affidavit of Complaint. The arrest was made based on my training and experience, based on my investigation and based on my understanding of the Tennessee Code as it applies to domestic assault.**

**Otherwise, the Affidavit is self-explanatory.**

14. State the full name and address of all persons assisting you in answering these interrogatories.

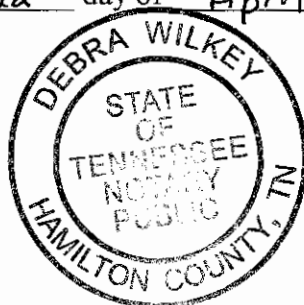
**ANSWER: My attorney, Ron Wells, went over the Interrogatories with me.**

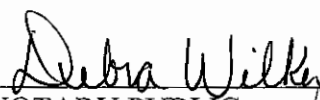
  
\_\_\_\_\_  
STEVE RIEVLEY

STATE OF TENNESSEE )  
  )  
COUNTY OF HAMILTON )

Personally appeared before me, a Notary Public for the County and State aforesaid, STEVE RIEVLEY, with whom I am personally acquainted, or proved to me on the basis of satisfactory evidence, and who made oath in due form of law that he executed the answers to the above interrogatories and the answers are, to the best of his knowledge and belief, true.

WITNESS MY HAND AND SEAL at this office in Chattanooga, Tennessee, this 22<sup>nd</sup> day of April, 2008..



 (Seal)  
NOTARY PUBLIC  
My commission expires: 1-4-2009

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that an exact copy of this pleading has been served upon counsel for all parties at interest in this cause by delivering an exact copy to said counsel or by placing an exact copy in the United States mail addressed to said counsel with sufficient postage thereupon to carry the same to its destination.

This the 22 day of April, 2008.

Robinson, Smith & Wells

By:  \_\_\_\_\_

cc: Roy L. Denton  
120 6<sup>th</sup> Avenue  
Dayton, TN 37321

dlw/041108/daytontenton.ian