

Mr. Jimmy McGhar
P.O. Box 475
Notasulga, AL 36866-0475

RETURN RECEIPT

July 2, 2021

Louis Maxwell
Chair, Macon County Commission
101 E. Rosa Parks Avenue
Tuskegee, AL 36083

Dear Chair Maxwell,

Clean hands¹ is the principle that always works best for all parties concerned. As such, I am attempting to resolve this incident between the two of us.

DECLARATION OF FACTS

A white commercial-sized dump truck operated by a Black male, who appeared to be wearing a county uniform, with this business logo on the driver's door exited the Macon County Road and Bridge complex on Alabama Highway 199 with a load of red dirt, securing the gate behind himself, on or about 6:30 pm on Thursday, June 17, 2021.



Following the driver, he pulled over to the shoulder of Motley Lane, Tuskegee Institute, and made a cell phone call. The operator then proceeded to a private residence on Washington Avenue, Tuskegee Institute, and dropped the load of red dirt among about 8 other piles of red dirt.

Midway Road near I85 bridge, Russ Berry was in a black or dark blue 4-door pickup truck with a private tag travelling southbound. Later, Berry was spotted in the same vehicle on Alabama Hwy 199 traveling north following the said dump truck. Both vehicles turned onto Macon CR 39 from Macon CR 54 West, at which this point I went my way.

Within 15 minutes Berry called my cell phone, inquiring why I was following his dump truck.

¹ Blacks Law Dictionary – **Clean hands doctrine.** a rule of equity that a plaintiff must come with “clean hands,” i. e., he must be free from reproach in his conduct.

In compliance with the Alabama Open Records Act, I want a written statement, including but not limited to, how and for what county business this dump truck, with the appearance of being non-county equipment, had on Macon County Road and Bridge compound on Thursday, June 17, 2021 after normal working hours, a photocopy of the invoice for the load of red dirt, a photocopy of Wolfcreek Construction's 2021 Macon County Business License, the driver's name, and a list of all county fuel withdrawals on June 17, 2021 by whom and for which vehicle mailed to me at my above post office box within 5 working days following receipt of this letter.

Best,

Jimmy McGhar

CC: United States Attorney General, Merrick Garland
Acting, United States Attorney, Middle District Alabama, Sandra J. Stewart
State of Alabama Attorney General, Steve Marshall
State of Alabama Secretary of State, John Merrill
Fifth Judicial Circuit District Attorney, D. Jeremy Duerr
Macon County Sheriff, Andre Brunson