

AFFIDAVIT OF PROBABLE CAUSE

Madison County Police Department

The undersigned states as follows:

Criminal Cause # _____

calm down at which time he told me to call Sheriff's Richardson. During this time Mrs. Hardin continued to become part of the problem and stated that [REDACTED] is there daughter and they can do what ever they wanted. I advised Mr. Hardin that I did not need the Sheriff's at my scene and that I would not be calling him. Mr. Hardin advised me again to call the Sheriff. I advised Mr. Hardin again that I would not be calling the Sheriff and that he needed to calm down so I could find out what was going on. Mr. Hardin advised me that he would call the Sheriff himself. I advised Mr. Hardin that if he wanted to call the Sheriff then he could. During this time I put my Taser away and continued to try and calm Mr. Hardin down. Mr. Hardin walked over to the driver's side of his vehicle and opened up the door and retrieved his cell phone at which time he stated that he was calling the Sheriff. I advised Mr. Hardin that was fine. I walked up to the residence and spoke with [REDACTED] who was complaining that her back was hurting her. I looked at [REDACTED] lower back and noticed scratches and red marks. I asked [REDACTED] what happened; she stated that Mr. Hardin dragged her on the ground and slapped her in the face.

I walked back outside of the residence in attempts to speak with Mr. Hardin and get his side of the story, but Mr. Hardin stated that I was a rookie police officer and that he was leaving. I advised Mr. Hardin that he was not going any where until I completed my on scene investigation. Mr. Hardin then started walking back towards me and I advised him again if he approached me any further I would Taser him. After Mr. Hardin stated again that he was going to leave I told him to place his hands behind his back so I could place him into handcuffs. Mr. Hardin stated that I could not arrest him because he is a police officer and a county commissioner. I advised Mr. Hardin again to put his hands behind his back and again he stated that he would not and that I could not arrest him. I pulled my X26 Taser again told Mr. Hardin that if he did not place his hands behind his back and comply with my commands I would deploy my Taser; Mr. Hardin and his wife stated that I could not arrest him. While trying to get Mr. Hardin to place his hands behind his back to be placed in handcuffs Officer Darren Dyer arrived to my location. I advised Mr. Hardin again to turn around and put his hands behind his back and he stated no. I again advised Mr. Hardin to place his hands behind his back and advised Officer Dyer to place Mr. Hardin into handcuffs. Mr. Hardin stated that he could not be cuffed in front Officer Dyer advised Mr. Hardin that he would place three sets of handcuffs on Mr. Hardin to make it more comfortable. Officer Dyer placed Mr. Hardin into handcuffs and then escorted him back to his vehicle. Mrs. Hardin became more upset at this time and told me that I was wrong and that he should not be arresting him. I advised Mrs. Hardin to have a seat in her vehicle and I would speak with her later. Mrs. Hardin refused to sit in her vehicle and stated that I could not tell her what to do. I advised Mrs. Hardin that if she did not have a seat and stop interfering with the investigation or I would place her under arrest. Mrs. Hardin continued to disobey my commands so I stopped responding to her and went inside the residence to speak with [REDACTED] and the homeowner.

I spoke with [REDACTED] and asked her what happened today; she stated that her and her parents got into a verbal altercation three days ago and she left their home and come to stay with her friend [REDACTED] (residence where incident took place). [REDACTED] stated that her mother and father showed up at the [REDACTED] residence today at which time she walked to the front door and told her father that she did not want to speak with him now and that she was going to school and she would speak with them later. [REDACTED] stated that Mr. Hardin told her that she was coming home and grabbed her by her arm and pulled her out of the residence. [REDACTED] stated that she told Mr. Hardin that she was eighteen and that she did not have to go with him and did not

I, _____ swear or affirm under the penalties for perjury that the foregoing representations are true.

DATE 06/04/09 AFFIANT _____

DATE _____ PROSECUTING ATTORNEY _____