

Jerry W. Schrecker
1002 Asbury Rd
Eastover, North Carolina 28312
June 19, 2021

Brenda Reid Jackson, Director DSS
Department of Social Services
CCDSS, P.O. Box 2429,
Fayetteville, NC 28302

FORMAL COMPLAINT

**REF: 1. Child Abuse/Neglect Complaint to Cumberland Co. DSS.
2. NCSHP Willfully Failing to Discharge Duties.**

Please allow me to establish my bona fides.

I served with distinction in the United States Army Military Police Corp and was awarded the Armed Forces Expeditionary Medal for serving in combat for my country. I served with distinction with the Fayetteville Police Department and retired in good standing. I am a registered tax paying voter who lives in Cumberland County, N.C. and as such I believe that I have the appropriate legal standing to make this complaint.

I am writing to you for assistance and appropriate legal resolution in a matter that is very important to me as a registered voter and tax payer in Cumberland County, and as a resident of the Tranquil Acres (Eastover) neighborhood, as well as to many others in my community.

We, the residents of the Tranquil Acres community, fear greatly for the well-being and the very lives of the juvenile children in the care of James Paul Davis, Alana Lynn Davis and other adults living at 1034 Jimree Ave, Eastover, N.C. Something must be done,...for the sake of the children. I am fully prepared to testify upon subpoena in a court of law regarding these violations of North Carolina state law that I have witnessed.

I respectfully request that;

- **Lt. Governor Mark Robinson** issue directives to the NCSHP to:
 - Respond to **all** calls for service regardless of their “feelings” about the violations and properly discharge the duties of their office, especially child abuse/neglect complaints. Extra department wide training appears to be in order in this regard.
 - Create and disseminate a 6 month long information campaign by posters, billboards, television commercials and radio station commercials statewide that informs the populace that;
 - it is illegal for anyone under 16 years of age to operate unregistered and unlicensed golf carts on a North Carolina street or highway and that
 - it is illegal and considered child abuse/neglect for any person to allow juveniles to operate unlicensed golf carts on a North Carolina street or highway and
 - that the cost of the advertisements be taken out of the NCSHP annual budget and





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- that if Trooper D. Cagle remains retained by the NCSHP that he is required to be the one to be the “face” and “voice” of the Golf Cart Campaign for all posters, billboards, radio commercials and television commercials.
- **Mandy K. Cohen, MD, MPH, Susan Osborne, and Brenda Reid Jackson** initiate an investigation of James Paul Davis and Alana Lynn Davis, any other adult living at 1034 Jimree Ave, Eastover, N.C. (Tranquil Acres), and of any law enforcement officer who knowingly or willfully caused, encouraged, and aided criminal activity by failing to perform their duty in accordance with their oath of office for the crime of “Contributing to delinquency and neglect by parents and others” in violation of N.C.G.S. §14-316.1.
 - Is/are the child(ren) Abused Juveniles?
 - Any juvenile less than 18 years of age whose parent, guardian, custodian, or caretaker encourages, directs, or approves of delinquent acts involving moral turpitude committed by the juvenile is an abused juvenile per the North Carolina Child Welfare Manual for Intake, Assessments, In-Home & Permanency Planning.
 - One definition of a crime involving moral turpitude is any **crime of recklessness** that can lead to serious bodily harm for which operating an illegal unlighted motor vehicle (golf cart) on a north Carolina street of highway during twilight or nighttime hours, or allowing the operation of an illegal unlighted motor vehicle (golf cart) on a north Carolina street of highway during twilight or nighttime hours certainly qualifies as moral turpitude.
 - CPS Assessments are legally mandated, nonvoluntary services for: Children who are alleged victims of abuse, neglect and/or dependency due to the action of, or lack of protection by, the child’s parent(s) or caregiver; and the household family members of such children.
 - Is/are the parent/caretaker’s choice or style of supervision placing the child(ren) at risk?
 - YES. The sheer recklessness of the parents decision making behavior in this matter more than qualifies as moral turpitude in that their decisions to allow the illegal operation of a motor vehicle (golf cart) by juveniles on a North Carolina street or highway places their children and others in extreme danger of serious injury or death as evidenced by reports from the;
 - National Electronic Injury Surveillance System
 - The American Journal of Preventative Medicine
 - Consumer Products Safety Commission
 - American Academy of Pediatrics
 - Does the parents and other adults in the residence encourage, direct, or approve of delinquent acts involving moral turpitude committed by the juvenile?
 - YES. The parent/caretaker encourages or directs the child to participate in illegal traffic violations, both infractions and misdemeanors, The parent has



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- knowledge that the child is engaging in illegal traffic infractions and misdemeanors and instead of intervening to terminate those activities, the parent/caretaker encourages the activity.
- Does the parent/caretaker's supervisory decisions create or allows to be created a substantial risk of serious physical injury to the juvenile by other than accidental means.
 - YES. The American Academy of Pediatrics reports that the most significant finding in their research was that children in golf cart accidents appear to be especially susceptible to head trauma, with concussions affecting 27 percent of children, and 44 percent walking away with skull fractures.
 - Is/are the child(ren) at risk of serious injury?
 - YES. The American Academy of Pediatrics reports that the most significant finding in their research was that children in golf cart accidents appear to be especially susceptible to head trauma, with concussions affecting 27 percent of children, and 44 percent walking away with skull fractures.
 - Is/are the child(ren) at risk of immediate harm from neglect?
 - YES. Objects (golf cart) are accessible to the child(ren) that may endanger their health and safety.
 - Is/are the child(ren) in a life threatening situation?
 - YES. Complete golf cart rollovers account for a substantial one-tenth of all golf cart accidents; these types of accidents often result in the most serious golf cart injuries, and sometimes even death. The American Journal of Preventative Medicine reports that small children and teenagers account for almost one-third (31.2%) of all golf cart-related injuries and accidents.
- **Major Bill Moore (NCDPS) and Captain Chad Parks (NCSHP)** initiate an investigation of NCSHP Trooper D. Cagle for violations of;
 - N.C.G.S. § 14-230 - Willfully failing to discharge duties.
 - N.C.G.S. §14-316.1 - Contributing to delinquency and neglect by parents **and others.**
 - N.C.G.S. § 20-7 - Permitted motor vehicle to be operated with no driver's license.
 - N.C.G.S. § 20-32 - Unlawful to permit unlicensed minor to drive motor vehicle.
 - N.C.G.S. § 20-34 - Unlawful to permit violations of Uniform Driver's License Act.
 - N.C.G.S. § 20-186 - Violation of a Subscribed and Filed Oath of Office.
 - N.C.G.S. § 11-11 – Violation of Law Enforcement Officer Oath of Office.

Complainant:

Jerry W Schrecker, DOB: 07/25/1960, NCDL: 1122013

Address: 1002 Asbury Rd, Eastover, N.C. 28312 (Tranquil Acres Neighborhood)

Phone: (910) 309-9928

Work: Retired

Suspects:

- **James Paul Davis**, DOB: 01/07/1984
 - Address: 1034 Jimree Ave, Eastover, N.C. 28312 (Tranquil Acres Neighborhood)
 - Work: FedEx
- **Alana Lynn (King) Davis**, DOB 06/21/1984
 - Address: 1034 Jimree Ave, Eastover, N.C. 28312 (Tranquil Acres Neighborhood)
 - Work: Cape Fear Valley Medical Center (Med-Surg Nurse)
- **Other adults** residing at 1034 Jimree Ave., Eastover, N.C.
- **Juvenile children** residing at 1034 Jimree Ave., Eastover, N.C.
- **CCSO Deputies and NCSHP Troopers** who failed to properly respond to child abuse/neglect/delinquency complaints.

Statement:

On, or about, November 17, 2020, I had a conversation with two Cumberland County Sheriff deputies regarding numerous criminal and traffic violations being committed by James Paul Davis, Alana Lynn (King) Davis, other adults, and juvenile children residing at 1034 Jimree Ave, Eastover, N.C. 28312.

On several occasions prior to this date I've found it necessary to report to the Cumberland County Sheriff's Office and the North Carolina State Highway Patrol that James Paul Davis and Alana Lynn Davis were allowing their juvenile children to illegally operate an unlicensed motor vehicle (golf cart) upon North Carolina streets, Jimree Ave., Gwen St., and Asbury Rd. in a manner dangerous to themselves and others in the neighborhood in keeping with the requirements set forth in N.C.G.S. § 14-318.6. Failure to report crimes against juveniles.

Relevant North Carolina Statutes

N.C.G.S. § 20-54(8). Authority for refusing registration or certificate of title: The Division **shall refuse** registration or issuance of a certificate of title or any transfer of registration upon the following grounds: **The vehicle is a golf cart or utility vehicle.**

NOTE: A golf cart or utility vehicle is not allowed on North Carolina streets or highways. A golf cart that has been converted to a "low speed vehicle" (very expensive) can be titled and registered. Yes there is a process the golf cart has to go through. Once converted an NC DMV License and Theft inspector has to examine the golf cart and then complete an inspectors report that allows the now "low speed vehicle" to be titled and registered. Just like a normal vehicle "low speed vehicles" require the display of a license plate. And they are required to follow all traffic laws just like any other motor vehicle. If a golf cart on a North Carolina street or roadway is not displaying a license plate then it is most likely just an illegal golf cart on the roadway rather than a "low speed vehicle" and should have the appropriate state citations issued against the owner and operator.



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N.C.G.S. § 20-4.01(23) [Definition] Motor Vehicle. - Every vehicle which is self-propelled and every vehicle designed to run upon the highways which is pulled by a self-propelled vehicle. Except as specifically provided otherwise, this term shall not include mopeds or electric assisted bicycles.

Having initially called the Cumberland County Sheriff's Office thinking that they had both subject matter and territorial jurisdiction regarding these violations and infractions of North Carolina state law, I discovered that they would not respond to a call for service for these matters. Apparently, according to the CCSO, the CCSO does not enforce traffic laws in Cumberland County and referred me to the NCSHP for service in this regard.

The CCSO deputies suggested that I make notification to Cumberland County DSS regarding these violations as it is apparent that these juvenile children are being allowed, encouraged and aided to seriously endanger themselves by their parents.

I called the North Carolina State Highway Patrol and reported to them that members of the family of James Paul Davis and Alana Lynn Davis were committing infractions and misdemeanors in Tranquil Acres on the following dates:

- Jul 10, 2020 - 7:41 PM – 910-862-3133 – Trooper D. Cagle responded.
 - Sunset: 8:31 pm
- Jul 11, 2020 - 7:01 PM – 910-862-3133
 - Sunset: 8:31 pm
- **Oct 06, 2020 - 7:06 PM – 910-862-3133**
 - **Sunset: 6:51 pm**
- Oct 09, 2020 - 4:01 PM – 910-862-3133
 - Sunset: 6:47 pm
- **Nov 07, 2020 - 5:21 PM – 910-862-3133 - * Dispatcher refused to send Trooper**
 - **Sunset: 5:14 pm**

NOTE: The juveniles were illegally operating the unregistered motor vehicle (golf cart) that had no vehicle lighting during the hours of darkness on North Carolina streets or highways.

On the date of 07/10/2020, Trooper D. Cagle made the statement to me that he did not think that what James Paul Davis and Alana Lynn Davis were allowing to be done, and what the children of James Paul Davis and Alana Lynn Davis were doing, regarding the clear violation of numerous North Carolina General Statutes with their motor vehicle (golf cart) was important or worth even taking action on in his opinion even though the actions of James Paul Davis and Alana Lynn Davis constituted child abuse/neglect.

I was flabbergasted to hear what was essentially a violation of this law enforcement officer's oath of office come out of this law enforcement officer's mouth. There was no question that child abuse/neglect and moral turpitude was being committed by James Paul Davis, Alana



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Lynn Davis and their adult and juvenile children. I simply could not see how any properly trained North Carolina State Trooper could in good conscience believe that it was permissible for a juvenile approximately eight years of age, or any juvenile child below the age of sixteen, to operate in direct violation of North Carolina state laws a motor vehicle (golf cart) on a North Carolina street or highway. Such a position goes against all common sense and logic. It is literally a violation of the North Carolina State Constitution and North Carolina state law for an NCSHP Trooper to violate their oath of office and not properly enforce the laws of the state of North Carolina. Especially those laws that deal with child abuse/neglect. [See page 21]

Not only is this motor vehicle unlicensed it also does not have the proper headlights, tail lights, brake lights, turn signals, seat belts, reflective marking or devices, or the required liability insurance required by North Carolina law to be registered and operated on a North Carolina street or highway as a "low speed vehicle". This is important in that I have seen this motor vehicle operated by James Paul Davis' and Alana Lynn Davis' juvenile children in daylight, twilight and dusk conditions.

This coupled with the juveniles operating the motor vehicle in a careless and reckless manner which I've personally observed creates a very dangerous situation in which the Davis children could be, and are likely to be, severely injured or killed. I have personally observed them:

- Weaving in the roadway across both lanes of traffic without regard for traffic.
- Traveling down the middle of the roadway without regard for traffic.
- Not signaling on starting, stopping or turning.
- Not stopping for stop signs or even looking to see if it's safe to enter the intersection.
- Riding on the moving golf cart in an overloaded manner creating a danger that a juvenile child could fall into the roadway into the path of another vehicle or otherwise sustaining serious life threatening injuries.
- Illegally traveling on a North Carolina street or road in a motor vehicle that does not have the legally required headlights, taillights, marker lights, turn signals or reflectors at the time of day known as dusk or twilight which is the most dangerous according to my military training as it is at dawn and dusk (twilight) that's the most advantageous time to attack the enemy or expect an attack because it is at that time that it is

HARDEST TO SEE!

James Paul Davis and Alana Lynn Davis are bullying the Tranquil Acres neighborhood into accepting their juvenile children's criminal activities and their encouragement, aid, and permissiveness of the criminal activities as something innocuous and innocent.

They are not innocuous and innocent. They are exceptionally dangerous as evidenced by the recent June 13, 2021 report that a North Carolina man has been charged with driving while impaired after a woman was killed while riding in a golf cart Friday night in Holly Springs, N.C.

Or a May 27, 2019 report about a 1 year old child who died after a golf-cart accident in Mooresville N.C. Three adults and four children were on a golf cart that overturned, causing two adults and two children to be ejected. A 1-year-old died at the hospital after the accident.



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- **FACT:** According to the National Electronic Injury Surveillance System, it was found that over 147,000 golf cart accident injuries occurred in the U.S. in the sixteen years from 1990 to 2006.
- **FACT:** The American Journal of Preventative Medicine reports that small children and teenagers account for almost one-third (31.2%) of all golf cart-related injuries and accidents.
- **FACT:** Complete golf cart rollovers account for a substantial one-tenth of all golf cart accidents; these types of accidents often result in the most serious golf cart injuries, and sometimes even death.
- **FACT:** The Consumer Products Safety Commission reports that golf cart related injuries occur in around 15,000 cases every year. This is at a greater ratio than determined by the National Electronic Injury Surveillance System study because these injuries are on the rise, and has been for years due to an increasing lack of respect for just how dangerous golf carts really are in the hands of children and teenagers. It's this relaxed approach to golf carts and their use that leads to **thousands of serious injuries every year and, in some extreme cases, death.**
- **FACT:** Abstract Title: Golf Carts and Children: An 11-year Single State Experience. American Academy of Pediatrics researchers conducted a retrospective study of 11 years of ER data from the state of Pennsylvania. After identifying 108 children who had been injured by a golf cart, the researchers parsed the data based on age, gender, and type of injury. **The most significant finding was that children in golf cart accidents appear to be especially susceptible to head trauma, with concussions affecting 27 percent of children, and 44 percent walking away with skull fractures. There was one fatality.** One of the reasons that these injuries have become so prevalent is that parents are increasingly allowing young children to drive golf carts, despite the fact that they lack the cognitive developmental capacity to make good decisions on the road. But quite a few of the injuries were due to collisions with children, suggesting that **the ultimate danger is from the carts creeping into communities.**

Yet when confronted by occupants of the Tranquil Acres neighborhood who object to the illegal activities conducted by the Davis family James Paul Davis and Alana Lynn Davis attempt to portray themselves as the "victims".

And somehow the residents of Tranquil Acres neighborhood are responsible for the safety and well-being of James Paul Davis' and Alana Lynn Davis' children even though they are breaking laws designed to ensure their safety. This can not continue.

Every argument offered by James Paul Davis and Alana Lynn Davis in this issue must be met by two simple challenges;

1. Is your conduct or the conduct of your children legal?
2. Would you have this argument had you and your children obeyed the duly legislated and long established laws of North Carolina set forth for the safety of all?

The streets of Asbury Rd, Jimree Ave, Gwen St in Tranquil Acres, Eastover, N.C. are no less dangerous than any other street in Cumberland County. Would it be tolerated for an eight year old child to be allowed to illegally operate a motor vehicle, a golf cart, on Hay St. in Fayetteville? On Bragg Blvd. In Fayetteville? On Dunn Rd. in Eastover?

That Asbury Rd, Jimree Ave, and Gwen St. are “neighborhood” streets neither infer nor confer any special exception to the motor vehicle laws of North Carolina. The residents of Tranquil Acres must be extended the same **equal protection of the laws** that are enjoyed by all.

On, or about, June 18, 2021 at approximately 8:10 pm, while traveling on Jimree Ave, I witnessed a motor vehicle, a golf cart, being illegally operated upon a North Carolina Street by a white male juvenile child appearing to be approximately 8 years of age and of a very small and slender stature. Most certainly too small to be safely in control of a golf cart designed for adult use.

My vehicle is equipped with recordable front and rear video cameras and the incident was automatically recorded by my dash/backup cameras. The recorded videos can be readily accessed and downloaded from the YouTube links provided below.

Video Evidence

Schrecker Evidence Front Cam 1 - <https://youtu.be/qIUK43OyYng>
Schrecker Evidence Front Cam 2 - <https://youtu.be/WCXJOeT6AA4>
Schrecker Evidence Front Cam 3 - <https://youtu.be/B6orU1-g6RY>
Schrecker Evidence Rear Cam 1 - <https://youtu.be/aZIFIZeF9oo>
Schrecker Evidence Rear Cam 2 - <https://youtu.be/NnvaKdb3ayo>

Video Screen Captures and Times



20:11:30 – Schrecker Evidence Front Cam 1 - <https://youtu.be/qIUK43OyYng> - Video screenshot depicting how the oncoming driver is affected and is hesitant and unsure of the motor vehicle being illegally operated by a juvenile child on Jimree Ave. in violation of N.C.G.S. § 20-111, N.C.G.S. § 20-7, N.C.G.S. § 20-309. The juvenile operator of the illegally operated unlicensed motor vehicle makes a left turn failing to give any kind of signal of an indication to turn either by tail lights or hand signal in violation of N.C.G.S. § 20-154 clearly indicating why juvenile children are considered by law to not be responsible enough to operate any kind of motor vehicle on a North Carolina street or highway.

I am also impeded by the illegal operation of an unlicensed motor vehicle being operated by this juvenile child on Jimree Ave. I am also very uncomfortable about passing this unlicensed motor vehicle illegally operated by a juvenile child. I elect to remain a safe distance behind this unlicensed motor vehicle illegally operated by a juvenile child for my safety and for the



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safety of the juvenile child illegally operating the unlicensed motor vehicle on a North Carolina street.

I and the oncoming driver are appropriately licensed drivers operating appropriately licensed motor vehicles and are where we are legally entitled to be. The unlicensed juvenile operator of the unlicensed motor vehicle (golf cart) is NOT where they are legally entitled to be and in violation of North Carolina traffic laws.



20:11:51 - Schrecker Evidence Front Cam 1 -

<https://youtu.be/qIUK43OyYng> - Video screenshot depicting the operator of the unlicensed motor vehicle being illegally operated on a North Carolina street to be a white male juvenile child approximately 8 years of age and clearly not of an age to be operating any kind of motor vehicle on a North Carolina street or highway. Appears to be accompanied by another juvenile child.



20:12:37 - Schrecker Evidence Rear Cam 1 -

<https://youtu.be/aZIFIZeF9oo> – Video screenshot depicting Davis' vehicle appears behind me traveling at a high rate of speed which only serves to highlight the dangers present on the roadways in Tranquil Acres.



20:13:35 - Schrecker Evidence Rear Cam 1 -

<https://youtu.be/aZIFIZeF9oo> – Video screenshot depicting John Paul Davis and Alana Lynn Davis exiting their vehicle and approaching my vehicle in a belligerent and violently aggressive manner. John Paul Davis starts yelling at me through my closed window with a bowed up body posture and balled up fists. James Paul Davis was red in the face and spittle was flying from his mouth. James Paul Davis demanded that I step out of my vehicle in a manner that indicated to me that he desired to engage in violent fistcuffs. John Paul Davis reached for the door handle of my vehicle and I warned him away in a shooing, go away motion, by hand signal. I



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additionally pointed several times to my dash cam and the screen on my rear view mirror that showed it was recording.

Having already decided that this ongoing situation is best handled by the authorities I refused to let John Paul Davis or Alana Lynn Davis to engage me in any conversation so as to preclude them making any accusations that I said anything untoward or inflammatory thus escalating a situation that shouldn't even be occurring in the first place had they and their juvenile children obeyed North Carolina state laws in the first place.

It is at this point that I reviewed in my mind North Carolina's Castle Doctrine law and prepared to defend myself with the appropriate amount of force allowed under N.C.G.S. § 14-51.2 if necessary. It was apparent to me that John Paul Davis has serious anger management issues in addition to his penchant for allowing, and even encouraging, his children to commit dangerous crimes. I would advise that any Cumberland County DSS investigator not interview James Paul Davis and Alana Lynn Davis alone. Caution is advised when dealing with these two.

N.C.G.S. § 14-51.2. Home, workplace, and motor vehicle protection; presumption of fear of death or serious bodily harm. [in relevant part]

*(b) The lawful occupant of a home, **motor vehicle**, or workplace is presumed to have held a reasonable fear of imminent death or serious bodily harm to himself or herself or another **when using defensive force that is intended or likely to cause death or serious bodily harm to another if both of the following apply:***

*(1) The person against whom the defensive force was used was in the process of unlawfully and forcefully entering, or had unlawfully and forcibly entered, a home, **motor vehicle**, or workplace, or if that person had removed or was attempting to remove another against that person's will from the home, **motor vehicle**, or workplace.*

(2) The person who uses defensive force knew or had reason to believe that an unlawful and forcible entry or unlawful and forcible act was occurring or had occurred.

*(d) A person who unlawfully and by force enters or attempts to enter a person's home, **motor vehicle**, or workplace is presumed to be doing so with the intent to commit an unlawful act involving force or violence.*

(e) A person who uses force as permitted by this section is justified in using such force and is immune from civil or criminal liability for the use of such force...

*(f) A lawful occupant within his or her home, **motor vehicle**, or workplace **does not have a duty to retreat** from an intruder in the circumstances described in this section.*



20:13:14 - Schrecker Evidence Front Cam 2 -

<https://youtu.be/WCXJOeT6AA4> – Video screenshot depicting the juvenile operator of the illegally operated unlicensed motor vehicle makes a left turn again failing to give any kind of signal of an indication to turn either by tail lights or hand signal in violation of N.C.G.S. § 20-154 clearly indicating why juvenile children are



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considered by law to not be responsible enough to operate any kind of motor vehicle on a North Carolina street or highway.



20:13:24 - Schrecker Evidence Front Cam 2 -

<https://youtu.be/WCXJOeT6AA4> - Video screenshot depicting the juvenile operator of the illegally operated unlicensed motor vehicle in violations of N.C.G.S. § 20-154, N.C.G.S. § 20-146, and N.C.G.S. § 20-140 steering into the oncoming lane and failing to give any kind of signal or an indication to turn either by tail lights or hand signal and without taking sufficient time to ensure that

there was no traffic coming from the rear, possibly passing me due to the impedence of legal travel by the illegally operated unlicensed motor vehicle on Gwen St. The juvenile child doesn't have the forethought that an adult would have that the safest movement would be to move to the right side of the roadway instead of the left side of the roadway. Again, indicating why juvenile children are considered by law to not be responsible enough to operate any kind of motor vehicle on a North Carolina street or highway.



20:13:27 – Schrecker Evidence Front Cam 2 -

<https://youtu.be/WCXJOeT6AA4> - Video screenshot depicting me stopping and again electing not to pass greatly fearing that the juvenile operator of the illegally operated unlicensed motor vehicle would suddenly pull out in front of me without looking to see if the move could be made in safety just as suddenly as the juvenile operator pulled left into the oncoming lane without

properly looking to see if the move could be made in safety. I felt that I was trapped in a very dangerous situation that would never have arose were James Paul Davis and Alana Lynn Davis properly raising their children in a safe manner that includes teaching them why traffic laws are important and must be heeded instead of allowing them to be illegally unnecessarily exposed to exceedingly dangerous situations due to improper dangerously unsafe neglectful parenting.



20:13:53 – Schrecker Evidence Front Cam 2 -

<https://youtu.be/WCXJOeT6AA4> - Video screenshot depicting the juvenile operator having been instructed by James Paul Davis and Alana Lynn Davis to continue to illegally operate the motor vehicle on a North Carolina Street in violation of N.C.G.S. § 20-32 instead of James Paul Davis or Alana Lynn Davis taking parental control of the unlicensed motor vehicle and getting it safely and legally back to their residence. The juvenile operator of the illegally operated

unlicensed motor vehicle approached a stop sign at an intersection by unsafely and illegally failing to maintain a single lane of travel in violation of N.C.G.S. § 20-146 and approaching Jimree Ave from the middle of Gwen St. and exposing themselves to a collision from a vehicle turning onto Gwen St. off of Jimree Ave.



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20:14:06 – Schrecker Evidence Front Cam 2 -

<https://youtu.be/WCXJOeT6AA4> - Video screenshot depicting the juvenile operator of the illegally operated unlicensed motor vehicle approaching the stop sign and failing to properly come to a complete stop and look both ways to see if entering the intersection could be made in safety in violation of N.C.G.S. § 20-158. The juvenile operator of the illegally operated unlicensed motor vehicle also made a left turn again failing to give any kind of

signal of an indication to turn either by tail lights or hand signal in violation of N.C.G.S. § 20-154. In fact, the video evidence clearly depicts the juvenile operator looking back towards James Paul Davis and Alana Lynn Davis while in forward motion and entering the intersection in a blindly dangerous manner. Yet again, indicating why juvenile children are considered by law to not be responsible enough to operate any kind of motor vehicle on a North Carolina street or highway.



20:14:25 - Schrecker Evidence Rear Cam 1 -

<https://youtu.be/aZIFIZeF9oo> - Video screenshot depicting John Paul Davis and Alana Lynn Davis stopping and approaching my vehicle again in a second attempt to bait me into stepping out of my vehicle to confront them. I simply kept silently pointing to my dash camera and motioning for James Paul Davis to step back from my vehicle. I don't get paid to deal with this nonsense anymore. I pay taxes and therefore report this kind of nonsense to the proper

officials with the reasonable expectation that they deal with them appropriately by enforcing the laws of the state of North Carolina.



20:14:18 – Schrecker Evidence Front Cam 2 -

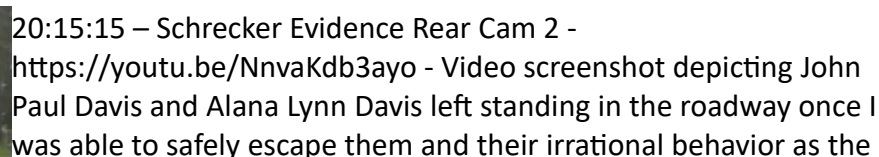
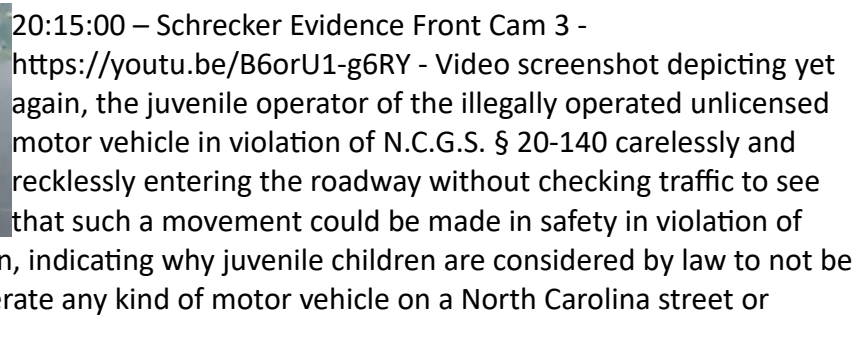
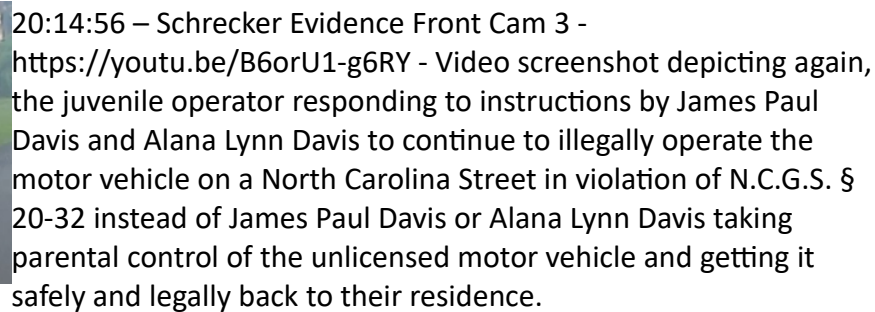
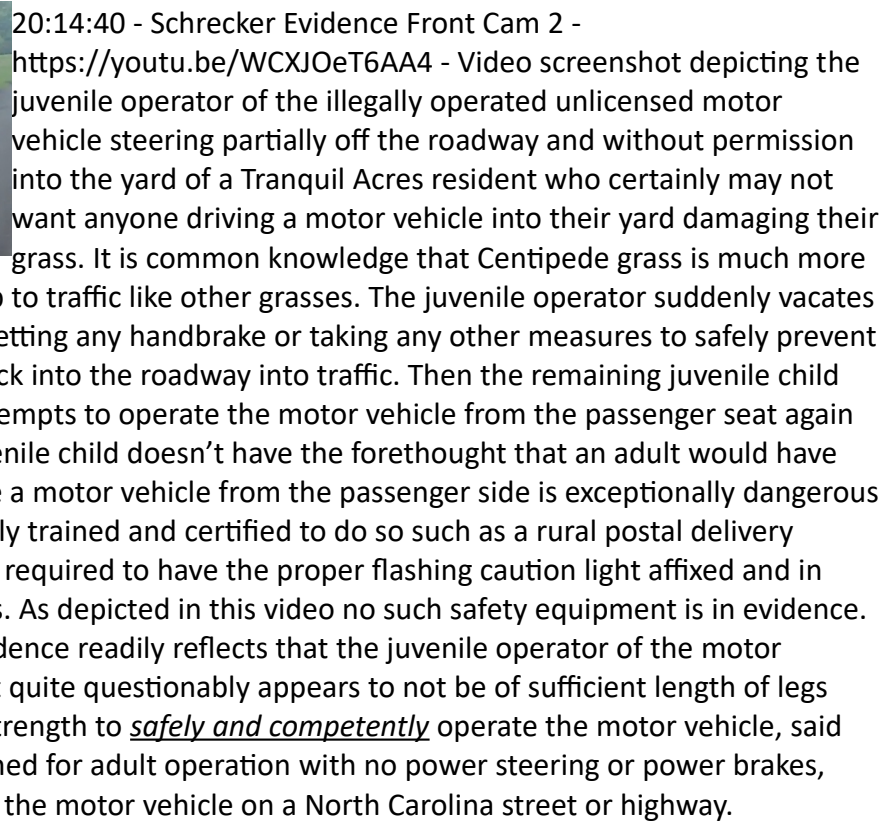
<https://youtu.be/WCXJOeT6AA4> - Video screenshot depicting again, the juvenile operator of the illegally operated unlicensed motor vehicle steering into the oncoming lane in violation of N.C.G.S. § 20-146 and failing to give any kind of signal of an indication to turn either by tail lights or hand signal and without taking sufficient time to ensure that there was no traffic coming

from the rear by passing me due to the impedance of legal travel by the illegally operated unlicensed motor vehicle on Jimree Ave. in violation of N.C.G.S. § 20-154. The juvenile child doesn't have the forethought that an adult would have that the safest movement would be to move to the right side of the roadway instead of the left side of the roadway. Again, indicating why juvenile children are considered by law to not be responsible enough to operate any kind of motor vehicle on a North Carolina street or highway. Again, I elected not to pass greatly fearing that the juvenile operator of the illegally operated unlicensed motor vehicle would suddenly pull out in front of me without looking to see if the move could be made in safety just as suddenly as the juvenile operator pulled left into the oncoming lane without properly looking to see if the move could be made in safety.



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juvenile operator of the illegally operated unlicensed motor vehicle moved on down the roadway at the instruction of the Davis'. I noted their visible looks of disappointment that I wouldn't fall for their drama and talk to them or shout back at them. That I wouldn't get out of my vehicle and fall for their confrontational demeanor. Again, I elected not to pass greatly fearing that the juvenile operator of the illegally operated unlicensed motor vehicle would suddenly pull out in front of me without looking to see if the move could be made in safety just as suddenly as the juvenile operator pulled left into the oncoming lane without properly looking to see if the move could be made in safety.

20:15:23 - Schrecker Evidence Front Cam 3 - <https://youtu.be/B6orU1-g6RY> - Video screenshot depicting the juvenile operator of the illegally operated unlicensed motor vehicle making a left turn again failing to give any kind of signal of an indication to turn either by tail lights or hand signal in violation of N.C.G.S. § 20-154.



The juvenile operator steered the illegally operated unlicensed motor vehicle to the residence of 1034 Jimree Ave., a location where I've noted the motor vehicle (golf cart) repeatedly parked to the right of the residential structure, as faced from the street, for the past several months.

Social Media Evidence

J James Davis • Eastover ...
Jw Schrecker I'm willing to pay any FINE my daughter might receive and she's more than willing to admit to a minor traffic violation and also testify along with the other three about the badge incident. Mighty funny you are the first person in 19 years including school or neighborhood who have insinuated one of my kids were disrespectful because if someone comes to me about this there would be severe consequences. I think the courts will see how well mannered they are and I can call any teacher in history to verify you on the other hand have a pretty sketchy past in law enforcement after talking with a few people and doing a little research.
17 Nov Like Reply Share 1

Posted on NextDoor [<https://nextdoor.com/>] November 17, 2020.

J James Davis • Eastover ...
Jw Schrecker 🤔🤔🤔🤔 arrest for a traffic violation you can't be that stupid and you can backtrack on the badge all you want that will be for the judge to decide exactly your word against my adult daughter and 3 other teen's word and you are damn right I already admitted to both law enforcement officers of them operating the golf cart and am willing and able to pay any penalties due to my end so let's get the ball rolling.
17 Nov Like Reply Share

Posted on NextDoor [<https://nextdoor.com/>] November 17, 2020.



COMBAT VETERAN



A Alana Davis • Eastover ...
 Residents in this neighborhood (tranquil acres) have been riding golf cars for years, before we even moved here. NOBODY has ever had a problem with it, until this dude (Jw shrecker) showed up. The deputies that came to our house all told us they had no problem with our kids, or anyone for that matter, riding through our neighborhood, nor do our neighbors. Matter of fact, they enjoy seeing it. It's a shame that some people like Mr JW choose to sit in front of their window with nothing better to do than call the law on adults and kids riding a golf car.

And furthermore, coming on here trying to make himself seem like some (good "retired" cop) when he's a disgrace to the badge. Just look him up, that'll tell you all you need to know.

23 Nov Like Reply Share 2

Posted on NextDoor [<https://nextdoor.com/>]
 November 23, 2020.

A Alana Davis • Eastover ...
 Jw Schrecker Dude. You have really barked up the wrong tree, and I'm about sick and tired of reading you run your mouth about my kids. I have never seen such misery from a person, that they would feel the need to bully kids riding a golf car, not bothering a soul. Even the deputies seen no problem with it, hell, they live here too and wave at them everytime they're out. People have been riding golf cars in this neighborhood for years, and you're the first and ONLY one to have such a problem with it. Please find something better to do with your time.

23 Nov Like Reply Share 1

Posted on NextDoor [<https://nextdoor.com/>]
 November 23, 2020.

Probable Cause

Based on the evidence presented I believe that there is probable cause to believe that the following individuals are guilty of the following crimes;

Violations of North Carolina laws by John Paul Davis

1. **N.C.G.S. §14-316.1 - Contributing to delinquency and neglect by parents and others.**
 - (a) John Paul Davis is guilty of this offense in that John Paul Davis is at least 16 years old and
 - (b) knowingly or willfully caused, encouraged, and aided criminal activity by providing juvenile children with a motor vehicle, a golf cart, and
 - (c) allowing a juvenile or juveniles, his children, who are at least 6 years old and less than 16 years old and are within the jurisdiction of the court
 - (d) to be in a place, a North Carolina street or highway, and
 - (e) condition, in the possession and operation of an unlicensed motor vehicle,
 - (f) to commit the infractions and criminal acts;
 - i. Illegally operate an unregistered motor vehicle on a North Carolina street in violation of N.C.G.S. § 20-111.
 - ii. No operator's license in violation of N.C.G.S. § 20-7.
 - iii. No liability insurance in violation of N.C.G.S. § 20-309.
 - iv. Fail to stop for a duly erected stop sign in violation of N.C.G.S. § 20-158.
 - v. Fail to see before starting, stopping or turning in violation of N.C.G.S. § 20-154.
 - vi. Fail to signal before starting, stopping or turning in violation of N.C.G.S. § 20-154.
 - vii. Operated a motor vehicle without proper financial responsibility in violation of N.C.G.S. § 20-313.



COMBAT VETERAN



- viii. Operated a motor vehicle without the required lighting in violation of N.C.G.S. § 20-129.
- ix. Operated a motor vehicle in a careless and reckless manner in violation of N.C.G.S. § 20-140.
- x. Failed to drive on the right side of the highway in violation of N.C.G.S. § 20-146.
- xi. Failed to use proper child restraint system in violation of N.C.G.S. § 20-137.1.
- (g) whereby the juvenile could be adjudicated
 - i. Delinquent as defined in N.C.G.S. 7B-1501(7), A delinquent juvenile is a juvenile at least 6 years old and less than 16 years old **who commits a crime or infraction under state law** or under a local government ordinance, **including a violation of the motor vehicle laws**, or who commits indirect contempt by a juvenile as defined in N.C.G.S. 5A-31. N.C.G.S. 7B-1501(7). *The statute expressly provides that it is unnecessary to prove that the child actually was adjudicated delinquent, undisciplined, abused, or neglected; such an adjudication only must be possible. N.C.G.S. 14-316.1.*
 - ii. Neglected as defined in N.C.G.S. 7B-101(15). Any juvenile less than 18 years of age whose **parent**, guardian, custodian, or caretaker **does not provide proper care, supervision, or discipline** or who lives in an environment injurious to the juvenile's welfare.

2. N.C.G.S. § 20-309 - Permitted motor vehicle to be operated with no liability insurance.

- (a) No motor vehicle shall be registered in this State unless the owner at the time of registration provides proof of financial responsibility for the operation of such motor vehicle, as provided in this Article.

3. N.C.G.S. § 20-111 - Violation of registration provisions.

- (a) It is a violation to drive a vehicle on a highway, **or knowingly permit a vehicle owned by that person to be driven on a highway**, when the vehicle is not registered with the Division in accordance with this Article or does not display a current registration plate. Violation of this subdivision is a Class 3 misdemeanor.

4. N.C.G.S. § 20-7 - Permitted motor vehicle to be operated with no driver's license.

- (a) Issuance and renewal of drivers licenses. (a) License Required. – To drive a motor vehicle on a highway, a person must be licensed by the Division under this Article or Article 2C of this Chapter to drive the vehicle and must carry the license while driving the vehicle.

5. N.C.G.S. § 20-32 - Unlawful to permit unlicensed minor to drive motor vehicle.

- (a) It shall be unlawful for any person to cause or knowingly permit any minor under the age of 18 years to drive a motor vehicle upon a highway as an operator, unless such minor shall have first obtained a license to so drive a motor vehicle under the provisions of this Article.

6. N.C.G.S. § 20-34. Unlawful to permit violations of the Uniform Driver's License Act.

- (a) No person shall authorize or knowingly permit a motor vehicle **owned by him or under his control** to be driven by any person who has no legal right to do so or in violation of any of the provisions of this Article. (1935, c. 52, s. 28.)



COMBAT VETERAN



Violations of North Carolina laws by Alana Lynn Davis



COMBAT VETERAN



1. N.C.G.S. §14-316.1 - Contributing to delinquency and neglect by parents and others.

- (a) Alana Lynn Davis is guilty of this offense in that Alana Lynn Davis is at least 16 years old and
- (b) knowingly or willfully caused, encouraged, and aided criminal activity by providing juvenile children with a motor vehicle, a golf cart, and
- (c) allowing a juvenile or juveniles, his children, who are at least 6 years old and less than 16 years old and are within the jurisdiction of the court
- (d) to be in a place, a North Carolina street or highway, and
- (e) condition, in the possession and operation of an unlicensed motor vehicle,
- (f) to commit the infractions and criminal acts;
 - i. Illegally operate an unregistered motor vehicle on a North Carolina street in violation of N.C.G.S. § 20-111.
 - ii. No operator's license in violation of N.C.G.S. § 20-7.
 - iii. No liability insurance in violation of N.C.G.S. § 20-309.
 - iv. Fail to stop for a duly erected stop sign in violation of N.C.G.S. § 20-158.
 - v. Fail to see before starting, stopping or turning in violation of N.C.G.S. § 20-154.
 - vi. Fail to signal before starting, stopping or turning in violation of N.C.G.S. § 20-154.
 - vii. Operated a motor vehicle without proper financial responsibility in violation of N.C.G.S. § 20-313.
 - viii. Operated a motor vehicle without the required lighting in violation of N.C.G.S. § 20-129.
 - ix. Operated a motor vehicle in a careless and reckless manner in violation of N.C.G.S. § 20-140.
 - x. Failed to drive on the right side of the highway in violation of N.C.G.S. § 20-146.
 - xi. Failed to use proper child restraint system in violation of N.C.G.S. § 20-137.1.
- (g) whereby the juvenile could be adjudicated
 - i. Delinquent as defined in N.C.G.S. 7B-1501(7), A delinquent juvenile is a juvenile at least 6 years old and less than 16 years old **who commits a crime or infraction under state law** or under a local government ordinance, **including a violation of the motor vehicle laws**, or who commits indirect contempt by a juvenile as defined in N.C.G.S. 5A-31. N.C.G.S. 7B-1501(7). **The statute expressly provides that it is unnecessary to prove that the child actually was adjudicated delinquent, undisciplined, abused, or neglected; such an adjudication only must be possible. N.C.G.S. 14-316.1.**
 - ii. Neglected as defined in N.C.G.S. 7B-101(15). Any juvenile less than 18 years of age whose **parent**, guardian, custodian, or caretaker **does not provide proper care, supervision, or discipline** or who lives in an environment injurious to the juvenile's welfare.



COMBAT VETERAN



2. N.C.G.S. § 20-309 - Permitted motor vehicle to be operated with no liability insurance.

- (a) No motor vehicle shall be registered in this State unless the owner at the time of registration provides proof of financial responsibility for the operation of such motor vehicle, as provided in this Article.

3. N.C.G.S. § 20-111 - Violation of registration provisions.

- (a) It is a violation to drive a vehicle on a highway, or knowingly permit a vehicle owned by that person to be driven on a highway, when the vehicle is not registered with the Division in accordance with this Article or does not display a current registration plate. Violation of this subdivision is a Class 3 misdemeanor.

4. N.C.G.S. § 20-7 - Permitted motor vehicle to be operated with no driver's license.

- (a) Issuance and renewal of drivers licenses. (a) License Required. – To drive a motor vehicle on a highway, a person must be licensed by the Division under this Article or Article 2C of this Chapter to drive the vehicle and must carry the license while driving the vehicle.

5. N.C.G.S. § 20-32 - Unlawful to permit unlicensed minor to drive motor vehicle.

- (a) It shall be unlawful for any person to cause or knowingly permit any minor under the age of 18 years to drive a motor vehicle upon a highway as an operator, unless such minor shall have first obtained a license to so drive a motor vehicle under the provisions of this Article.

6. N.C.G.S. § 20-34. Unlawful to permit violations of the Uniform Driver's License Act.

- (a) No person shall authorize or knowingly permit a motor vehicle owned by him or under his control to be driven by any person who has no legal right to do so or in violation of any of the provisions of this Article. (1935, c. 52, s. 28.)

Violations of North Carolina laws by Adult Children of Davis

1. N.C.G.S. §14-316.1 - Contributing to delinquency and neglect by parents and others.

- (a) Adult children of Davis living in the household are guilty of this offense in that the other adult children of Davis living in the household are at least 16 years old and
- (b) knowingly or willfully caused, encouraged, and aided criminal activity by allowing access to or providing juvenile children with a motor vehicle, a golf cart, and
- (c) allowing a juvenile or juveniles, his children, who are at least 6 years old and less than 16 years old and are within the jurisdiction of the court
- (d) to be in a place, a North Carolina street or highway, and
- (e) condition, in the possession and operation of an unlicensed motor vehicle,
- (f) to commit the infractions and criminal acts;
- i. Illegally operate an unregistered motor vehicle on a North Carolina street in violation of N.C.G.S. § 20-111.
- ii. No operator's license in violation of N.C.G.S. § 20-7.
- iii. No liability insurance in violation of N.C.G.S. § 20-309.
- iv. Fail to stop for a duly erected stop sign in violation of N.C.G.S. § 20-158.
- v. Fail to see before starting, stopping or turning in violation of N.C.G.S. § 20-154.
- vi. Fail to signal before starting, stopping or turning in violation of N.C.G.S. § 20-154.



COMBAT VETERAN



- vii. Operated a motor vehicle without proper financial responsibility in violation of N.C.G.S. § 20-313.
- viii. Operated a motor vehicle without the required lighting in violation of N.C.G.S. § 20-129.
- ix. Operated a motor vehicle in a careless and reckless manner in violation of N.C.G.S. § 20-140.
- x. Failed to drive on the right side of the highway in violation of N.C.G.S. § 20-146.
- xi. Failed to use proper child restraint system in violation of N.C.G.S. § 20-137.1.
- (g) whereby the juvenile could be adjudicated
 - i. Delinquent as defined in N.C.G.S. 7B-1501(7), A delinquent juvenile is a juvenile at least 6 years old and less than 16 years old **who commits a crime or infraction under state law** or under a local government ordinance, **including a violation of the motor vehicle laws**, or who commits indirect contempt by a juvenile as defined in N.C.G.S. 5A-31. N.C.G.S. 7B-1501(7). **The statute expressly provides that it is unnecessary to prove that the child actually was adjudicated delinquent, undisciplined, abused, or neglected; such an adjudication only must be possible. N.C.G.S. 14-316.1.**
 - ii. Neglected as defined in N.C.G.S. 7B-101(15). Any juvenile less than 18 years of age whose **parent**, guardian, custodian, or caretaker **does not provide proper care, supervision, or discipline** or who lives in an environment injurious to the juvenile's welfare.

2. N.C.G.S. § 20-309 - Permitted motor vehicle to be operated with no liability insurance.

- (a) No motor vehicle shall be registered in this State unless the owner at the time of registration provides proof of financial responsibility for the operation of such motor vehicle, as provided in this Article.

3. N.C.G.S. § 20-111 - Violation of registration provisions.

- (a) It is a violation to drive a vehicle on a highway, **or knowingly permit a vehicle owned by that person to be driven on a highway**, when the vehicle is not registered with the Division in accordance with this Article or does not display a current registration plate. Violation of this subdivision is a Class 3 misdemeanor.

4. N.C.G.S. § 20-7 - Permitted motor vehicle to be operated with no driver's license.

- (a) Issuance and renewal of drivers licenses. (a) License Required. – To drive a motor vehicle on a highway, a person must be licensed by the Division under this Article or Article 2C of this Chapter to drive the vehicle and must carry the license while driving the vehicle.

5. N.C.G.S. § 20-32 - Unlawful to permit unlicensed minor to drive motor vehicle.

- (a) It shall be unlawful for any person to cause or knowingly permit any minor under the age of 18 years to drive a motor vehicle upon a highway as an operator, unless such minor shall have first obtained a license to so drive a motor vehicle under the provisions of this Article.



COMBAT VETERAN



6. N.C.G.S. § 20-34. Unlawful to permit violations of the Uniform Driver's License Act.

- (a) No person shall authorize or knowingly permit a motor vehicle owned by him or under his control to be driven by any person who has no legal right to do so or in violation of any of the provisions of this Article. (1935, c. 52, s. 28.)

Violations of North Carolina laws by Juvenile Children of Davis

1. Violation of registration provisions - N.C.G.S. § 20-111.

- (a) It is a violation to drive a vehicle on a highway, or knowingly permit a vehicle owned by that person to be driven on a highway, when the vehicle is not registered with the Division in accordance with this Article or does not display a current registration plate. Violation of this subdivision is a Class 3 misdemeanor.

2. N.C.G.S. § 20-7 – Operated motor vehicle with no driver's license.

- (a) Issuance and renewal of drivers licenses. (a) License Required. – To drive a motor vehicle on a highway, a person must be licensed by the Division under this Article or Article 2C of this Chapter to drive the vehicle and must carry the license while driving the vehicle.

3. N.C.G.S. § 20-313 - Operation of motor vehicle without financial responsibility a misdemeanor.

- (a) Any owner of a motor vehicle registered or required to be registered in this State who shall permit such motor vehicle to be operated in this State without having in full force and effect the financial responsibility required by this Article shall be guilty of a Class 3 MISDEMEANOR.

4. N.C.G.S. § 20-129 - Failure to have required lighting equipment on motor vehicle.

- (a) Every vehicle upon a highway within this State shall be equipped with lighted headlamps and rear lamps as required for different classes of vehicles.

5. N.C.G.S. § 20-140 - Careless and reckless driving.

- (a) Any person who drives any vehicle upon a highway or any public vehicular area carelessly and heedlessly in willful or wanton disregard of the rights or safety of others shall be guilty of reckless driving.

6. N.C.G.S. § 20-137 - Failure to use proper child restraint systems.

- (a) Every driver who is transporting one or more passengers of less than 16 years of age shall have all such passengers properly secured in a child passenger restraint system or seat belt which meets federal standards applicable at the time of its manufacture.
- (b) A child less than eight years of age and less than 80 pounds in weight shall be properly secured in a weight-appropriate child passenger restraint system.

7. N.C.G.S. § 20-146 - Failure to drive on right side of highway.

- (a) A vehicle shall be driven as nearly as practicable entirely within a single lane and shall not be moved from such lane until the driver has first ascertained that such movement can be made with safety.

8. N.C.G.S. § 20-154 - Failure to use signals on starting, stopping or turning.

- (a) The driver of any vehicle upon a highway or public vehicular area before starting, stopping or turning from a direct line shall first see that such movement can be made in safety.

- (b) Whenever the operation of any other vehicle may be affected by such movement, shall give a signal as required in this section, plainly visible to the driver of such other vehicle, of the intention to make such movement.
- (c) The signal herein required shall be given by means of the hand and arm in the manner herein specified, or by any mechanical or electrical signal device approved by the Division

9. N.C.G.S. § 20-158 - Failure to obey vehicle control signs and signals.

- (a) When a stop sign has been erected or installed at an intersection, it shall be unlawful for the driver of any vehicle to fail to stop in obedience thereto and yield the right-of-way to vehicles operating on the designated main-traveled or through highway.

Possible Violations of North Carolina laws by CCSO and NCSHP

In two posts by Alana Lynn Davis on NextDoor [<https://nextdoor.com/>] November 23, 2020 she states that:

<p>A Alana Davis • Eastover ...</p> <p>Jw Schrecker Dude. You have really barked up the wrong tree, and I'm about sick and tired of reading you run your mouth about my kids. I have never seen such misery from a person, that they would feel the need to bully kids riding a golf car, not bothering a soul. Even the deputies seen no problem with it, hell, they live here too and wave at them everytime they're out. People have been riding golf cars in this neighborhood for years, and you're the first and ONLY one to have such a problem with it. Please find something better to do with your time.</p> <p>23 Nov Like Reply Share 1</p>	<p>A Alana Davis • Eastover ...</p> <p>Residents in this neighborhood (tranquil acres) have been riding golf cars for years, before we even moved here. NOBODY has ever had a problem with it, until this dude (jw shrecker) showed up. The deputies that came to our house all told us they had no problem with our kids, or anyone for that matter, riding through our neighborhood, nor do our neighbors. Matter of fact, they enjoy seeing it. It's a shame that some people like Mr JW choose to sit in front of their window with nothing better to do than call the law on adults and kids riding a golf car.</p> <p>And furthermore, coming on here trying to make himself seem like some (good "retired" cop) when he's a disgrace to the badge. Just look him up, that'll tell you all you need to know.</p> <p>23 Nov Like Reply Share 2</p>
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"Even the deputies seen no problem with it, hell, they live here too and wave at them everytime they're out." ~Alana Lynn Davis, NextDoor Social Media post.

J James Davis • Eastover ...

Jw Schrecker who gives a damn your word ain't worth a shit in the neighborhood or any department as far as I'm seeing I talked directly with the state trooper and the county cops along with the majority of the neighborhood you and your ghost friends must be the only ones with a problem. Also you would think someone who claims to be a Conservative AKA Closet liberal should know better than to get your burger flipping website that should be all anyone needs to know about your second rate wannabe detective work. Secondly I've been in the yards for the past two days and haven't seen your little ugly face if you need to talk to me stop on by that won't happen tho because you are a coward and have always been a coward you don't have a spine you have always hid behind your little badge and now you hide behind your keyboard. Sorry to everyone else on here for the ignorance this CLOWN is bringing out if the information is wrong about the fine it came from 3 current law enforcement members who the keyboard coward sent to my house and I would trust them before I would someone who's breaking the law pulling a fraudulent badge on kid's

22 Nov Like Reply Share

In one post by James Paul Davis NextDoor [<https://nextdoor.com/>] November 23, 2020 he states that:



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If these statements are found to be true then it becomes incumbent on the Cumberland County DSS to take the appropriate measures to correct this behavior as the CCSO and the NCSHP too are contributing to delinquency and neglect of juvenile children by parents and others in violation of N.C.G.S. §14-316.1 in addition to failing to properly respond to notifications of child abuse/neglect. If these law enforcement officers are truly facilitating criminal activity in my neighborhood then they too must answer for their crimes.

Nowhere can I place my finger on any legislated authority or citation where it states that law enforcement officers have any authority whatsoever to undermine and negate the laws of the State of North Carolina enacted by our legislature, who are the only ones with such authority, and only then as a body politic.

On the date of 11/07/2020, I called the NCSHP to report yet another incident of James Paul Davis and Alana Lynn Davis' motor vehicle (golf cart) being illegally and dangerously operated on Asbury Rd., Eastover, N.C. I requested that the dispatcher send a Trooper to my residence so that I may file a written incident report regarding the incident.

I was stunned when the dispatcher informed me that she would not be dispatching a Trooper to my residence regarding this call for service. No amount of insistence or demanding service would convince her to send a Trooper to take my report or take the appropriate legal action that this dangerous situation of child abuse/neglect required.

Everyone makes mistakes of the mind – backing a car without making sure it is clear. For police officers, they range from a momentary lapse of judgment to facing spur of the moment decisions in crisis situations. The reason we give our officers so much training is so they react instinctively during those instances, but as I have seen time and again, no textbook can cover the multitudes of complex issues coming together at the same time. And when that happens, errors are sometimes made.

Mistakes of the heart are different – they occur when an officer makes a decision knowing at the time they take the action that it is wrong. One example is the police officer who conducts a search without meeting the legal threshold and discovers incriminating evidence; then takes steps to “improve the facts” in order to get the necessary search warrant.

Both mistakes must be dealt with immediately, although handled in different ways. Both may call for further training to help ensure the officer understands why the mistake was made and how not to in the future. But mistakes of the heart require the use of disciplinary measures. At times it may require termination of employment after taking a look at the officer's past mistakes. ~ Darrel Stephens, Executive Director of the Major Cities Chiefs Association

“It is one thing to make a mistake, and quite another thing not to admit it. People will forgive mistakes, because mistakes are usually of the mind, mistakes of judgment. But people will not easily forgive the mistakes of the heart, the ill intention, the bad



COMBAT VETERAN



motives, the prideful justifying cover-up of the first mistake.” — Stephen Covey, The 7 Habits of Highly Effective People



COMBAT VETERAN



1. N.C.G.S. §14-316.1 - Contributing to delinquency and neglect by parents *and others*.

- (a) North Carolina State Highway Patrol Trooper D. Cagle and any other NCSHP Trooper(s) identified as having failed to respond to a call for service made by Jerry W. Schrecker regarding child abuse/neglect evidenced by the illegal operation of a motor vehicle (golf cart) by the juvenile children of James Paul Davis, Alana Lynn Davis and other adults living at 1034 Jimree Ave, Eastover, N.C. are guilty of this offense in that the North Carolina State Highway Patrol troopers are at least 16 years old and
- (b) knowingly or willfully caused, encouraged, and aided criminal activity by failing to heed their oath of office to enforce the laws of the State of North Carolina, specifically the laws of N.C.G.S. §14-316.1 - Contributing to delinquency and neglect by parents and others and the traffic laws regarding the illegal operation of an unregistered motor vehicle (golf cart) on a North Carolina street by
- (c) allowing a juvenile or juveniles who are at least 6 years old and less than 16 years old and are within the jurisdiction of the court
- (d) to be in a place, a North Carolina street or highway, and
- (e) condition, in the possession and operation of an unlicensed motor vehicle,
- (f) to commit the infractions and criminal acts;
 - i. Illegally operate an unregistered motor vehicle on a North Carolina street in violation of N.C.G.S. § 20-111.
 - ii. No operator's license in violation of N.C.G.S. § 20-7.
 - iii. No liability insurance in violation of N.C.G.S. § 20-309.
 - iv. Fail to stop for a duly erected stop sign in violation of N.C.G.S. § 20-158.
 - v. Fail to see before starting, stopping or turning in violation of N.C.G.S. § 20-154.
 - vi. Fail to signal before starting, stopping or turning in violation of N.C.G.S. § 20-154.
 - vii. Operated a motor vehicle without proper financial responsibility in violation of N.C.G.S. § 20-313.
 - viii. Operated a motor vehicle without the required lighting in violation of N.C.G.S. § 20-129.
 - ix. Operated a motor vehicle in a careless and reckless manner in violation of N.C.G.S. § 20-140.
 - x. Failed to drive on the right side of the highway in violation of N.C.G.S. § 20-146.
 - xi. Failed to use proper child restraint system in violation of N.C.G.S. § 20-137.1.
- (g) whereby the juvenile could be adjudicated
 - i. Delinquent as defined in N.C.G.S. 7B-1501(7), A delinquent juvenile is a juvenile at least 6 years old and less than 16 years old ***who commits a crime or infraction under state law*** or under a local government ordinance, ***including a violation of the motor vehicle laws***, or who commits indirect contempt by a juvenile as defined in N.C.G.S. 5A-31. N.C.G.S. 7B-1501(7). *The statute expressly provides that it is unnecessary to prove that the child actually was adjudicated*

delinquent, undisciplined, abused, or neglected; such an adjudication only must be possible. N.C.G.S. 14-316.1.

- ii. Neglected as defined in N.C.G.S. 7B-101(15). Any juvenile less than 18 years of age whose parent, guardian, custodian, or caretaker does not provide proper care, supervision, or discipline or who lives in an environment injurious to the juvenile's welfare.

2. N.C.G.S. § 14-230. Willfully failing to discharge duties.

- (a) If any clerk of any court of record, sheriff, magistrate, county commissioner, county surveyor, coroner, treasurer, **or official of any of the State institutions**, or of any county, city or town, shall willfully omit, neglect or refuse to discharge any of the duties of his office, for default whereof it is not elsewhere provided that he shall be indicted, he shall be guilty of a Class 1 misdemeanor. If it shall be proved that such officer, after his qualification, willfully and corruptly **omitted, neglected or refused to discharge any of the duties of his office, or willfully and corruptly violated his oath of office according to the true intent and meaning thereof**, such officer shall be guilty of misbehavior in office, and shall be punished by removal therefrom under the sentence of the court as a part of the punishment for the offense.
- (b) NCSHP Trooper D. Cagle is guilty of this offense in that;
 - i. He is an official of the North Carolina State Highway Patrol division of the State of North Carolina and,
 - ii. willfully and corruptly omitted, neglected or refused to discharge any of the duties of his office, specifically the enforcement of numerous North Carolina state laws,
 - iii. willfully and corruptly violated his oath of office according to the true intent and meaning thereof, specifically;
 - A. that he will be alert and vigilant to enforce the criminal laws of this State, N.C.G.S. 11-11 by displaying an apathetic attitude and uttered words of unacceptable apathy regarding his duties as a law enforcement officer.
 - B. that he will not be influenced in any matter on account of personal bias or prejudice, N.C.G.S. 11-11 by making a comment that he personally didn't see anything wrong with the Davis juvenile children driving a motor vehicle (golf cart) around on the neighborhood streets even when he knew, or reasonably should have known, that such acts were in violation of North Carolina state laws.
 - C. That he will faithfully and impartially execute the duties of his office as a law enforcement officer according to the best of his skill, abilities, and judgment, N.C.G.S. 11-11 by failing to take the appropriate action when receiving a report of child abuse/neglect with regard to James Paul Davis, Alana Lynn Davis and other adults in the residence located at 1034 Jimree Ave., Eastover, N.C. allowing juvenile children to illegally operate a motor vehicle (golf cart) in an illegal and dangerous manner on a North Carolina street or highway.
 - D. will support and maintain the Constitution and laws of the United States, and the Constitution and laws of North Carolina, Article VI, Section 7 of the



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Constitution of North Carolina by failing to enforce North Carolina state laws;

- N.C.G.S. §14-316.1 - Contributing to delinquency and neglect by parents and others.
- N.C.G.S. § 20-309 - Permitted motor vehicle to be operated with no liability insurance.
- N.C.G.S. § 20-111 - Violation of registration provisions.
- N.C.G.S. § 20-7 - Permitted motor vehicle to be operated with no driver's license.
- N.C.G.S. § 20-32 - Unlawful to permit unlicensed minor to drive motor vehicle.
- N.C.G.S. § 20-34. Unlawful to permit violations of Article 2 - Uniform Driver's License Act.
- N.C.G.S. § 20-7 – Operated motor vehicle with no driver's license.
- N.C.G.S. § 20-313 - Operation of motor vehicle without financial responsibility a misdemeanor.
- N.C.G.S. § 20-129 - Failure to have required lighting equipment on motor vehicle
- N.C.G.S. § 20-140 - Careless and reckless driving.
- N.C.G.S. § 20-137 - Failure to use proper child restraint systems.
- N.C.G.S. § 20-146 - Failure to drive on right side of highway.
- N.C.G.S. § 20-154 - Failure to use signals on starting, stopping or turning.
- N.C.G.S. § 20-158 - Failure to obey vehicle control signs and signals.

E. that he will faithfully discharge the duties of his office, Article VI, Section 7 of the Constitution of North Carolina by willfully failing to discharge the duties of his office in violation of N.C.G.S. § 14-230.

3. N.C.G.S. § 20-7 - Permitted motor vehicle to be operated with no driver's license.

(a) Issuance and renewal of drivers licenses. (a) License Required. – To drive a motor vehicle on a highway, a person must be licensed by the Division under this Article or Article 2C of this Chapter to drive the vehicle and must carry the license while driving the vehicle.

4. N.C.G.S. § 20-32 - Unlawful to permit unlicensed minor to drive motor vehicle.

(a) It shall be unlawful for any person to cause or knowingly permit any minor under the age of 18 years to drive a motor vehicle upon a highway as an operator, unless such minor shall have first obtained a license to so drive a motor vehicle under the provisions of this Article.

5. N.C.G.S. § 20-34. Unlawful to permit violations of the Uniform Driver's License Act.

- (a) No person shall authorize or knowingly permit a motor vehicle owned by him or under his control to be driven by any person who has no legal right to do so or in violation of any of the provisions of this Article. (1935, c. 52, s. 28.)
- (b) When a law enforcement officer is confronted with a crime or infraction being committed in his presence it is presumed that law enforcement officer has immediate and total legal control over the scene of that infraction or crime and ALL people and motor vehicles within it.



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N.C.G.S § 20-186. Oath of office - Each member of the State Highway Patrol shall subscribe and file with the Secretary of Public Safety an oath of office for the faithful performance of his duties. (1929, c. 218, s. 2; 1937, c. 339, s. 1; 1941, c. 36; 1977, c. 70, s. 9; 2011-145, s. 19.1(g).)

Article 2. Forms of Official and Other Oaths. N.C.G.S. § 11-11 - Oaths of various persons; forms. The oaths of office to be taken by the persons listed in this section shall be in the words following the names of the persons respectively, in all cases after taking the separate oath required by Article VI, Section 7 of the Constitution of North Carolina:

N.C.G.S. § 11-11 - Law Enforcement Officer Oath of Office - I, _____, do solemnly swear (or affirm) that I will be alert and vigilant to enforce the criminal laws of this State; that I will not be influenced in any matter on account of personal bias or prejudice; that I will faithfully and impartially execute the duties of my office as a law enforcement officer according to the best of my skill, abilities, and judgment; so help me, God.

Article VI, Section 7 of the Constitution of North Carolina - I, _____, do solemnly swear (or affirm) that I will support and maintain the Constitution and laws of the United States, and the Constitution and laws of North Carolina not inconsistent therewith, and that I will faithfully discharge the duties of my office as _____, so help me God.”

While it is a law enforcement officer’s prerogative to begin enforcement of laws with oral and written warnings it’s equally true that repeated violations of laws by suspects certainly require the escalation of law enforcement tactics to that of warrants for arrest and introduction into a court of law for judicial action for repeat offenders.

Additional Considerations

It’s apparent to me that John Paul Davis has serious anger management issues in addition to his penchant for allowing, and even encouraging, his children to commit dangerous crimes. I would advise that any Cumberland County DSS investigator not interview James Paul Davis and Alana Lynn Davis alone. Caution is advised when dealing with these two.

James Paul Davis will attempt to goad you into a contentious conversation with baseless allegations in an attempt to portray himself as a “victim” when in reality he is seeking a reason to threaten you with lawsuits and other legal actions that would serve his own agenda.

Considering the violently aggressive nature already displayed by John Paul Davis I would also suggest that John Paul Davis is made aware of in a deliberately thorough manner the felony penalties for accosting me or anyone in my family or even trespassing on my property with respect to this issue regarding Intimidating or interfering with witnesses.



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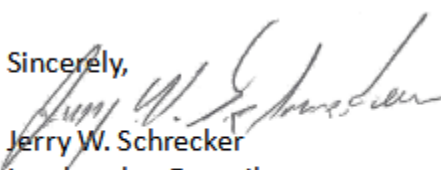


N.C.G.S. § 14-226. Intimidating or interfering with witnesses. (a) If any person shall by threats, menaces or in any other manner intimidate or attempt to intimidate any person who is summoned or acting as a witness in any of the courts of this State, or prevent or deter, or attempt to prevent or deter any person summoned or acting as such witness from attendance upon such court, the person shall be guilty of a Class G felony. (b) A defendant in a criminal proceeding who threatens a witness in the defendant's case with the assertion or denial of parental rights shall be in violation of this section.

NOTE: In State v. Shannon, 230 N.C. App. 583, 586 (2013), the court of appeals held that the statute applied to a person who is a prospective witness but who has not been formally summoned. See also State v. Jones, 237 N.C. App. 526, 533–35 (2014) (trial court did not err by instructing the jury that “it is immaterial that the victim was regularly summoned or legally bound to attend”).

The State need not prove the specific court proceeding that the defendant intended to deter the witness from attending. Barnett, 245 N.C. App. at 107 (the State need only prove that the witness had been summoned or was acting as a witness in a state court proceeding).

Sincerely,


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