

BOONE COUNTY STATE'S ATTORNEY
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TO: David Ernest, Boone County Sheriff
FROM: Tricia L. Smith, Boone County State's Attorney
DATE: October 20, 2021
SUBJECT: Complaint regarding

came to my office on October 18, 2021 to talk about a matter and during that conversation provided copies of He stated on October 15, 2021,

recognized the name from and found the documents he provided to me. He advised

I have attached the documents provided by I also printed copies of to provide context to the documents.

As we discussed, due to the nature of the State's Attorney's position to advise the County Board on legal matters and the Sheriff's department receiving funding from the County Board, we both believe that our offices have a conflict in an investigation and charging decision. Therefore, it is my understanding you will be contacting the Illinois State Police (ISP) for their assistance in conducting a full investigation and I will be contacting the Illinois Appellate Prosecutor's Office to review the ISP's investigation for any potential charges.

wanted to keep his name confidential to the extent possible. On October 19, 2021, I did advise him that we believed that our offices had a conflict regarding the investigation and charging decision. agreed with our assessment. He knows someone from the ISP will be reaching out to him and he agreed to meet with them.

All information contained in this memorandum is a confidential communication between an attorney and his/her client. This information is protected by attorney-client privilege and cannot be released to any third party without the specific written consent of the intended recipient of this memorandum.