

DISTRICT COURT DIVISION

STATE OF NORTH CAROLINA

SWAIN COUNTY

CONTINUATION IN THE MATTER OF:
Swain County Department of Social Services
80 Academy Street
Bryson City, North Carolina

Smith told the investigators that he had completed his documentation and his documentation was approved by Swain County Department of Social Worker Supervisor Candice Lassiter during staffing with others present. The case involving the September 15 Child Protective Services report was closed on October 10, 2010 and a letter indicating that the report was "unsubstantiated" by the Department was sent to LadyBird Powell's mailing address.

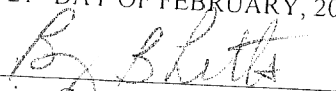
The investigators then confronted Smith about the non-existent telephone conversation that he was reporting to have had with Dr. Toedt.

Smith then told the investigators that there was no such telephone conversation with Dr. Toedt and that he had documented that false conversation because he was instructed to do so by his supervisor (Social Worker Supervisor Candice Lassiter). Lassiter had approached Smith during the week after Aubrey's death and told him that he needed to make changes to his original case narrative documentation, contained on his departmental computer, to reflect that Aubrey had been seen by medical personnel after Smith's home visit even though Lassiter and Smith were aware that Aubrey had in fact not been seen by medical personnel after Smith's home visit. Smith told the investigators that Lassiter had given him (Smith) a handwritten note advising him what needed to be in his narrative.

Smith told the investigators that he did in fact make the changes to his documentation and afterwards he returned the handwritten note attached to his altered documentation, printed from the computer file, to Lassiter.

Smith told the investigators that he later attended a meeting with Lassiter, Social Worker Supervisor Angela Biggs, Director Tammy Cagle, and Program Manager T.L. Jones in Tammy Cagle's office within the Swain County Department of Social Services building located at 80 Academy Street, Bryson City, North Carolina. This was after Smith had altered and falsified his original narrative and after he had submitted the altered and falsified narrative to Lassiter. During the meeting, Smith was questioned about his investigation by Department Director, Tammy Cagle, and told by her that they wanted to get everything straight about his initial home visitation to the home located at 187 Kenneth Cooper Road, Bryson City, North Carolina. In response, Smith reiterated the way the home was as it was documented in his original narrative, which was initially submitted in October. Cagle told Smith that we have to get everything in order and everything straight. Cagle wanted to know why Smith did not follow-up with Cherokee Indian Hospital but he was not reprimanded Smith stated to the investigators that he did not understand why Lassiter wanted him to "fudge" the report. Smith was then told by the administrators to leave the meeting. Lassiter, Biggs, Cagle, and Jones remained in the meeting.

SWORN TO AND SUBSCRIBED BEFORE ME
THIS 21st DAY OF FEBRUARY, 2010.


Superior Court Judge


Signature of Applicant