



(\$10,000.00), or both, as provided by Wyo. Stat. § 6-3-402(i), contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Wyoming.

**Count III**

**LARCENY BY BAILEE**

1. On or about September 5, 2012,
2. in Sublette County, Wyoming,
3. the Defendant, BRADLEY DEAN CLINGMAN,
4. while a bailee entrusted with the control, care or custody of any money or property,
5. with intent to steal or deprive the owner of the property,
6. converted the money or property to his own use or the use of another person, and
7. the value of the money or property converted was \$1,000.00 or more,

in violation of Wyo. Stat. § 6-3-402(b), **Larceny by Bailee**, a felony, punishable by imprisonment for not more than ten (10) years, a fine of not more than ten thousand dollars (\$10,000.00), or both, as provided by Wyo. Stat. § 6-3-402(i), contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Wyoming.

**Count IV**

**LARCENY BY BAILEE**

1. On or about December 11, 2012,
2. in Sublette County, Wyoming,
3. the Defendant, BRADLEY DEAN CLINGMAN,
4. while a bailee entrusted with the control, care or custody of any money or property,
5. with intent to steal or deprive the owner of the property,
6. converted the money or property to his own use or the use of another person, and
7. the value of the money or property converted was less than \$1,000.00,

in violation of Wyo. Stat. § 6-3-402(b), **Larceny by Bailee**, a misdemeanor, punishable by imprisonment for not more than six (6) months, a fine of not more than seven hundred fifty dollars (\$750.00), or both, as provided by Wyo. Stat. § 6-3-402(iii), contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Wyoming.

**Count V**

**WRONGFUL APPROPRIATION OF PUBLIC PROPERTY**

1. On or about June 1, 2011 - December 31, 2012,
2. in Sublette County, Wyoming,
3. the Defendant, BRADLEY DEAN CLINGMAN,
4. while a public servant,
5. came into possession of property of a government, to wit: 300-400 gallons of diesel fuel, and,
6. with intent to deprive the owner of its use and benefit,

7. converted any of the property to his own use, in violation of Wyo. Stat. § 6-5-110(a), **Wrongful Appropriation of Public Property**, a misdemeanor, punishable by imprisonment for not more than one (1) year, a fine of not more than one thousand dollars (\$1,000.00), or both, as provided by Wyo. Stat. § 6-5-110(b), contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Wyoming.

#### Count VI

#### **FAILURE OR REFUSAL TO ACCOUNT FOR, DELIVER OR PAY OVER PROPERTY**

1. On or about March 12, 2012,  
2. in Sublette County, Wyoming,  
3. the Defendant, BRADLEY DEAN CLINGMAN,  
4. while a public servant,  
5. failed or refused to account for, deliver and pay over property received by virtue of his office,  
6. when legally required to do so by a proper person or authority,  
in violation of Wyo. Stat. § 6-5-111, **Failure or Refusal to Account For, Deliver or Pay Over Property**, a felony, punishable by imprisonment for not more than five (5) years, a fine of not more than five thousand dollars (\$5,000.00), or both, as provided by Wyo. Stat. § 6-5-111, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Wyoming.

#### Count VII

#### **FAILURE OR REFUSAL TO ACCOUNT FOR, DELIVER OR PAY OVER PROPERTY**

1. On or about May 31, 2012,  
2. in Sublette County, Wyoming,  
3. the Defendant, BRADLEY DEAN CLINGMAN,  
4. while a public servant,  
5. failed or refused to account for, deliver and pay over property received by virtue of his office,  
6. when legally required to do so by a proper person or authority,  
in violation of Wyo. Stat. § 6-5-111, **Failure or Refusal to Account For, Deliver or Pay Over Property**, a felony, punishable by imprisonment for not more than five (5) years, a fine of not more than five thousand dollars (\$5,000.00), or both, as provided by Wyo. Stat. § 6-5-111, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Wyoming.

#### Count VIII

#### **FAILURE OR REFUSAL TO ACCOUNT FOR, DELIVER OR PAY OVER PROPERTY**

1. On or about September 5, 2012,  
2. in Sublette County, Wyoming,  
3. the Defendant, BRADLEY DEAN CLINGMAN,  
4. while a public servant,

5. failed or refused to account for, deliver and pay over property received by virtue of his office,
  6. when legally required to do so by a proper person or authority,
- in violation of Wyo. Stat. § 6-5-111, **Failure or Refusal to Account For, Deliver or Pay Over Property**, a felony, punishable by imprisonment for not more than five (5) years, a fine of not more than five thousand dollars (\$5,000.00), or both, as provided by Wyo. Stat. § 6-5-111, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Wyoming.

**Count IX**

**FAILURE OR REFUSAL TO ACCOUNT FOR, DELIVER OR PAY OVER PROPERTY**

1. On or about December 11, 2012,
  2. in Sublette County, Wyoming,
  3. the Defendant, BRADLEY DEAN CLINGMAN,
  4. while a public servant,
  5. failed or refused to account for, deliver and pay over property received by virtue of his office,
  6. when legally required to do so by a proper person or authority,
- in violation of Wyo. Stat. § 6-5-111, **Failure or Refusal to Account For, Deliver or Pay Over Property**, a felony, punishable by imprisonment for not more than five (5) years, a fine of not more than five thousand dollars (\$5,000.00), or both, as provided by Wyo. Stat. § 6-5-111, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the State of Wyoming.

**2. Factual Allegations**

In accordance with the Affidavit of Detective Lance Gehlhausen and by this reference incorporated herein.


**3. Request for Warrant**

**WHEREFORE**, the undersigned prays that a **WARRANT** issue for the arrest of BRADLEY DEAN CLINGMAN.

**DATED** this 10 day of January, 2013.

STATE OF WYOMING

BY:

  
\_\_\_\_\_  
Neal R. Stelling, WY#6-4046  
Sublette County and Prosecuting Attorney  
P.O. Box 1010  
Pinedale, WY 82941  
307-367-2300

AFFIDAVIT OF LANCE A GEHLHAUSEN

REDACTED COPY

STATE OF WYOMING )
) Ss.
COUNTY OF SUBLETTE )

I, Lance A Gehlhausen, Sublette County Lieutenant, in the State of Wyoming, County of Sublette, being duly sworn on oath according to law, depose and say:

My investigation of this case, communications with other law enforcement officers involved in this case as well as information contained in law enforcement reports, have informed me, in pertinent part, as follows:

On or about the dates of 03/12/12, 05/31/12, 09/05/12, and 12/11/12, in the State of Wyoming, in Sublette County, there is probable cause to believe the Bradley Dean Clingman, a person entrusted with the control, care or custody of any money or other property, did intentionally steal \$5,133,77 from Sublette County . All of which constitutes Larceny by Bailee, under Wyoming Statute: 6-3-402.

On or about the dates of 03/12/12, 05/31/12, 0905/12, and 12/11/12, in the State of Wyoming, in Sublette County, there is probable cause to believe that Bradley Dean Clingman, a public servant, did fail or refuse to pay over \$5,133.77, which he received by virtue of his office, to Sublette County as required to do so by the Sublette County Commissioners. All of which constitutes Failure or refusal to account for, deliver or pay over property, under Wyoming Statute 6-5-111.

On or about the time span of 1.5 years preceding the date of January 9, 2013, in the State of Wyoming, in Sublette County, there is probable cause to believe that Bradley Dean Clingman, did convert public property, to-wit: 300 – 400 gallons of diesel fuel, to his own use. All of which constitutes Wrongful appropriation of public property, under Wyoming Statute: 6-5-110.

A. Factual Allegations

- 1. On 12/18/12 @ 1555hrs: I, Lt Lance Gehlhausen, met with Sheriff Dave Lankford, County Attorney Neal Stelting, and County Attorney Investigator Rick Wermuth. I was briefed on an investigation that was assigned to the County Attorney's Office by the Sublette County Commissioners. During the course of this investigation they found that there may be a criminal case involved in this and I was asked to take over the case.
2. County Attorney Stelting and Rick Wermuth advised that it was brought to their attention that Bradley Clingman, Manager of Sublette County Landfill, has been running an incentive program with his employees at the Landfill. They advised that apparently in 2009, Clingman presented to the County Commissioners this bonus package to encourage the employees to start removing recyclables from the conveyor belt, so these items would not damage the "baler" and incur further repairs to equipment. They advised that they have found that these employees would remove these recyclables and CLINGMAN would then take them to Wasatch Metal Recycling in Salt Lake City, UT, where he would get cash value for the recycling and then bring the money back and pay the employees cash, for their participation. Rick advised that CLINGMAN was using County vehicles to take these recyclables to Salt Lake. They advised that the amount of money that they were getting was a lot. Rick had been in contact with Wasatch Metal Office Manager, Susan Adams. S Adams was familiar with Brad Clingman and advised that he had presented a business card from Sublette County, Wyoming. S Adams advised that on March 24, 2010, CLINGMAN asked her to issue two checks, one payable to him and the other check payable to Sublette County. S Adams said that CLINGMAN told her that the larger check was payable to him and the smaller check was payable to Sublette County. S Adams provided Rick dates and receipts of everything that they paid to CLINGMAN and "Sublette County Recycling". They advised CLINGMAN was having some of the checks made out to him

personally and some of the checks made out to "Sublette County Recycling". I reviewed these documents and found that between the dates of December 3, 2009 and December 11, 2012 checks issued to "Bradley Dean Clingman" was \$150,047.14. I found that the amount issued to "Sublette County Recycling" was \$26,790.51.

WASATCH METAL RECYCLING  
 206 West 3300 South  
 Salt Lake City, UT 84115  
 801-484-3511

12/17/2012

Date	Check Ticket	Name	Check	Amount
12/3/2009	332648	BRADLEY DEAN CLINGMAN	20384	\$ 3,797.88
1/21/2010	337223	BRADLEY DEAN CLINGMAN	20882	\$ 4,018.41
2/23/2010	340988	BRADLEY DEAN CLINGMAN	21301	\$ 4,613.18
3/24/2010	344874	BRADLEY DEAN CLINGMAN	21742	\$ 3,683.70
3/24/2010	344873	SUBLETTE COUNTY RECYCLING	21741	\$ 1,178.00
4/19/2010	347884	BRADLEY DEAN CLINGMAN	22122	\$ 4,279.25
4/19/2010	347886	BRADLEY DEAN CLINGMAN	CASH	\$ 151.40
5/13/2010	351824	BRADLEY DEAN CLINGMAN	22685	\$ 6,087.37
6/3/2010	355171	BRADLEY DEAN CLINGMAN	22928	\$ 7,237.89
7/6/2010	360498	BRADLEY DEAN CLINGMAN	23369	\$ 6,814.20
7/8/2010	360470	SUBLETTE COUNTY RECYCLING	23400	\$ 994.78
8/26/2010	368118	BRADLEY DEAN CLINGMAN	24143	\$ 8,841.89
10/7/2010	374888	BRADLEY DEAN CLINGMAN	24833	\$ 11,056.23
10/7/2010	374883	SUBLETTE COUNTY RECYCLING	24832	\$ 1,333.00
11/4/2010	378216	BRADLEY DEAN CLINGMAN	25438	\$ 9,245.90
11/4/2010	378213	SUBLETTE COUNTY RECYCLING	25438	\$ 783.00
12/22/2010	385808	BRADLEY DEAN CLINGMAN	26080	\$ 10,177.73
12/22/2010	385803	SUBLETTE COUNTY RECYCLING	26080	\$ 780.82
1/27/2011	388798	BRADLEY DEAN CLINGMAN	26511	\$ 8,308.95
1/27/2011	388797	SUBLETTE COUNTY RECYCLING	26510	\$ 353.04
3/2/2011	394872	BRADLEY DEAN CLINGMAN	27052	\$ 5,182.82
4/13/2011	401117	BRADLEY DEAN CLINGMAN	27808	\$ 7,433.48
4/13/2011	401116	SUBLETTE COUNTY RECYCLING	27807	\$ 803.82
6/25/2011	408738	BRADLEY DEAN CLINGMAN	28883	\$ 9,081.15
6/25/2011	408734	SUBLETTE COUNTY RECYCLING	28882	\$ 843.78
8/22/2011	414218	BRADLEY DEAN CLINGMAN	29222	\$ 7,898.08
8/1/2011	428087	BRADLEY DEAN CLINGMAN	30707	\$ 8,860.10
8/1/2011	428086	SUBLETTE COUNTY RECYCLING	30706	\$ 1,541.41
10/23/2011	436360	BRADLEY DEAN CLINGMAN	31806	\$ 8,068.41
10/23/2011	436362	SUBLETTE COUNTY RECYCLING	31808	\$ 640.86
12/14/2011	446787	BRADLEY DEAN CLINGMAN	32698	\$ 8,711.87
12/14/2011	446788	SUBLETTE COUNTY RECYCLING	32698	\$ 898.40
3/12/2012	480576	BRADLEY DEAN CLINGMAN	34378	\$ 1,588.92
3/12/2012	480578	SUBLETTE COUNTY RECYCLING	34380	\$ 4,727.43
5/31/2012	478547	BRADLEY DEAN CLINGMAN	35198	\$ 1,082.28
5/31/2012	478560	SUBLETTE COUNTY RECYCLING	35200	\$ 3,928.14
8/9/2012	498473	BRADLEY DEAN CLINGMAN	37830	\$ 1,089.00
8/9/2012	498475	SUBLETTE COUNTY RECYCLING	37832	\$ 3,488.15
12/11/2012	618018	BRADLEY DEAN CLINGMAN	38900	\$ 882.00
12/11/2012	618017	SUBLETTE COUNTY RECYCLING	38498	\$ 4,488.13
TOTAL AMOUNT ISSUED TO BRAD CLINGMAN:			\$ 150,047.14	
TOTAL AMOUNT ISSUED TO SUBLETTE COUNTY RECYCLING			\$ 26,790.51	

3. Rick Wermuth advised that CLINGMAN never had permission from the County Commissioners to take money from wasatch Metal Recycling for his personal use.
4. They also advised that there is suspicion that CLINGMAN has been driving his County vehicle and using County equipment at his residence in Laramie, WY [REDACTED].
5. On 12/20/12: County Attorney Neal Stelting and Deputy County Attorney Matt Gaffney talked to Brad Clingman at the County Attorney's Office. This conversation was recorded and I asked for a copy of it. Upon listening to the conversation I found the following relevant information.
6. CLINGMAN said that they started the program because they were having problems with these metals and recyclables going through and damaging the baler.

Affidavit of Lieutenant Lance Gehlhausen - Bradley Clingman

CLINGMAN said that he started the program to pull these items out to be recycled. CLINGMAN said that Sublette County Commissioner John Linn was in favor of the idea and that he received permission from the Commissioners in a public meeting.

7. CLINGMAN said that the employees were doing this on their own time, after hours. He said that he could not remember how much each employee was receiving out of the checks, because the number of employees participating each time was different and he did not keep track. CLINGMAN said that he was surprised how much money ended up being involved and that there were several months that it was \$1,000 per employee. CLINGMAN said that he felt in the back of his mind and that he told his crew that this isn't going to last for long, but that he wasn't going to "rock the boat". CLINGMAN said that they would take money from what they made to pay for gas for the county truck and any tire repairs needed. CLINGMAN said that he was also taking County Recycling down to Salt Lake also.
8. CLINGMAN said that the first time he did it was October 2009 to Pacific Steele. He said that then starting in December 2009 through December 2010 he recycled almost every month. CLINGMAN said that the checks were made out to him and he would cash them at the recycling center's bank and pay it out to the employees. CLINGMAN said that he also took a share of the cut. CLINGMAN said that he told the Commissioners that he was also keeping a cut of the profit.
9. CA Stelting asked CLINGMAN, when did the County Commissioners make him stop doing these payments to the employees and stop the program. CLINGMAN said that it was the first of this year, stating January 2012. He said he has not done it since. He said that since then all the money goes to the Sublette County Recycling. He said that he has only hauled 3 or 4 times this year, and stated that he only gets the check for Sublette County. Note: When I reviewed the Wasatch Metal Recycling records, I found that Bradley Clingman took four loads to their Recycling Center. These dates were 03/12/2012, 05/31/2012, 09/05/2012, and 12/11/2012. On these four dates I found that Wasatch Recycling issued two checks on each date. One check was issued to Sublette County Recycling and the second check was issued to Bradley Dean Clingman.

03/12/2012: Bradley Dean Clingman \$1,569.92  
Sublette County Recycling \$4,727.43

05/31/2012: Bradley Dean Clingman \$1,582.25  
Sublette County Recycling \$3,926.14

09/05/2012: Bradley Dean Clingman \$1,099.60  
Sublette County Recycling \$3,469.15

12/11/2012: Bradley Dean Clingman \$882.00  
Sublette County Recycling \$4,468.13

10. While reviewing the transaction receipts paid out to CLINGMAN and Sublette County Recycling by Wasatch Metals, I found that prior to 2012, from 12/03/2009 to 12/14/2011, the substantially larger check was made out to CLINGMAN with the smaller check made out to Sublette County Recycling. Upon reviewing County Attorney Investigator Rick Wermuth's report, he spoke with Wasatch Metal Manager Susan Adams who advised that in March 2012, CLINGMAN arrived with a load and asked for the smaller check to be made out to CLINGMAN and the larger check made out to Sublette County Recycling. Susan Adams said that when she asked him why he was changing this, CLINGMAN replied that he always received the smaller check. Susan Adams stated that she did become suspicious, but did not question him further.

11. On 01/02/13 @ 1321hrs: I arrived at Richard Smythe's residence and made contact

with him. Richard and I sat at his kitchen table and began talking about the Incentive Plan. Richard advised that the employees at the landfill pulled out the recyclable materials and that Brad Clingman would then take the materials to Wasatch Recycling in Salt Lake. Richard said that although he did not keep track of the first several months of what he received as his share of the recycling, he did start writing it down on 05/15/2010. Richard showed me a US Bank envelope with dates and amounts written on the front and back. Richard advised that these were the dates and amounts that he received as his share of the recyclable materials. Richard said that the money was usually split up between 5 to 8 of them that were taking part of this incentive plan and doing the work, pulling these recyclables out, to be taken to Salt Lake. He said that he thinks he made probably around \$20,000.00 on this Incentive Plan.

12. Richard said that CLINGMAN used the County truck and trailer to take the recyclables to Salt Lake, but can't say for sure that CLINGMAN was reimbursing the county.
13. I asked Richard about the County Equipment at the Land fill. Richard said that CLINGMAN did drive his County Truck to his residence in Laramie. He said that sometimes the County Trailer was hooked to the truck and has seen hay on the trailer at times, leading Richard to believe that the trailer was used to haul something personal.
14. Upon reviewing the US Bank Envelope, I noted the following written log:

05/15/10	\$900.00
06/04/10	\$675.00
07/09/10	\$900.00
08/27/10	\$1,300.00
10/08/10	\$1,800.00
11/05/10	\$1,400.00
12/23/10	\$1,500.00
01/28/11	\$1,300.00
03/03/11	\$800.00
04/14/11	\$1,100.00
05/26/11	\$1,500.00
6/22/11	\$1,000.00
09/06/11	\$1,400.00
10/31/11	\$1,300.00
12/15/11	\$1,600.00

15. On 01/03/2013 @ 0840hrs: I met with the Sublette County Treasurers Office. They had provided County Attorney Neal Stelting with a detailed summary of the Sublette County Landfill Account for the time frame in question. They were able to verify that the checks made out to Sublette County Recycling from Wasatch Metals were deposited into the account, but that none of the checks made out to Bradley Dean Clingman were deposited into the account (\$150,047.14). Note: The checks made out to Bradley Dean Clingman on 03/12/2012, 05/31/2012, 09/05/2012, and 12/11/2012 with the total amount of \$5,133.77 were not deposited into the County Account. This is inconsistent with the statement made by Bradley Clingman to County Attorney Neal Stelting. CLINGMAN stated to CA Neal Stelting that after the County Commissioners told him to stop the incentive program in January or February 2012, he no longer had any checks made out to him personally, that all the checks were made out to Sublette County Recycling.
16. On 01/07/2013 @ 1422hrs: I met with Lisa Horst. Lisa was reported to me as a previous employee at the County Landfill. Lisa said that she started working at the landfill around August of 2009. She said that there was a payout at the first of August and she got a payout of \$300 cash. She said that she thinks that the other guys got a payout of \$1,800. Lisa said that she did not know initially what this money was for. She said that when they were collecting trash during the day, they



were to separate off the recyclable materials. She said that these materials were put in boxes and then about every six weeks, he (Brad Clingman) would load up the County gooseneck and County truck and take these items to Utah. Lisa said that collecting these recyclables was mandatory. They were told that this is part of their job, not an option. Lisa said that it was like this from the start. She said that she was pulled aside after she was given the first \$300 and told that this was not something they talk about. She said that she was told that the Commissioners do not know how much money they are making.

17. Lisa said that around the first of November, 2009 CLINGMAN came to her house and gave her \$1,400. She said that this was her second payout. She said that she thinks there was one other time that she thinks she got \$100. Lisa seemed uncertain about the last \$100. She said that all payouts were cash.
18. Lisa said that it seemed odd to her and the others that CLINGMAN would bring back a check that went to the County, then brought back the cash for them.
19. Lisa said that CLINGMAN used the County Truck to drive home to Laramie, every weekend. When I asked how she knew this for sure, she said because he would fill up ever Friday at 10 o'clock in the morning at the gas pump at the landfill. She said that the gas pump didn't have a counter and he would never let them fix it, so there was no way to track how much gas they were putting in. She said that he also had the County put a 110 gallon gas tank in the back of his County truck. She said that CLINGMAN would say that he was going home, that he had to go hay. She said that he would also take the gooseneck. She said that she never noticed him ever taking any other County equipment.
20. On 01/09/2013 @ 1505hrs: CLINGMAN arrived at the Sheriff's Office. Upon speaking with CLINGMAN, I informed him that I was asked to look into this case. I provided CLINGMAN with a copy of Miranda Rights. CLINGMAN read along as I read out loud to him. CLINGMAN advised that he understood his rights and agreed to speak with me. CLINGMAN signed his waiver of rights. CLINGMAN advised that he has been read his rights before. I advised CLINGMAN that he still has the right to stop talking with me at any point.
21. I asked CLINGMAN to explain what the Incentive Plan for the commodities was. CLINGMAN advised that around Sep/Oct/Nov 2009 he went to the commissioners and asked for permission to run this Incentive plan. He advised that the baler was being damaged due to items being run through it that shouldn't. CLINGMAN said that with this Incentive Plan the employees would pull the recyclable materials out of the conveyor and place them in different boxes. He said that the Commissioners gave him permission to run the plan. CLINGMAN said that he would then take these items to Wasatch Metals along with items from the Recycling Center, and have them recycled. CLINGMAN said that with the items that they were collecting at the landfill, he would have Wasatch write him a check, he would then go to Wells Fargo there in Salt Lake City, and have the check cashed. CLINGMAN said that he would bring the cash back and divide it up amongst the employees that were participating in the Incentive Plan. CLINGMAN said that this was completely voluntary by the employees. CLINGMAN said that when he presented this to the Commissioners he thought that it would be a \$15 to \$20 a week bonus but advised that he found that it wasn't. CLINGMAN said that he figures it was \$143,000.00 over the course of the two and a quarter years. I asked him if the \$143,000 was the Incentive Plan portion of it only, or if that also included the portion for Sublette Recycling. CLINGMAN advised that the \$143,000 was only the Incentive portion. CLINGMAN advised that he used the County truck and County gooseneck to transport the recyclables to Wasatch Metals.
22. CLINGMAN said that they quit doing this in December 2011, he said that he was told in an Executive Session, by the Commissioners that it had to stop. He said that he has been back down there again in 2012 but that he was hauling "stuff down for the county".

23. I then told CLINGMAN that I know that he took at least 3 more trips to Wasatch from the Commodities and then just pocketed the money. CLINGMAN shook his head yes and stated "yep", then stated "yes I did". I asked him how much he thinks he made on those three trips, CLINGMAN stated about "a thousand each time". I asked him if it was one of those situations where he got used to the bonus money and it was just hard cutting himself off, CLINGMAN stated "absolutely". He stated that he thinks it was wrong and absolutely regrets it. I pulled out the transaction receipts of his trips to Wasatch and advised him that it looks like he made four trips to Wasatch Metals, and stated March, May, September, and December 2012. CLINGMAN said that sounded right. I advised him that it looks like on these dates, he started making the larger check paid to the County and the smaller checks paid to him personally. CLINGMAN acknowledged that this was correct and remembered doing this. CLINGMAN said that this was to cut back a little bit, but to still be able to supplement his income. I read off the approximate amounts that he had payable to him on the four loads and CLINGMAN advised that was right. I advised that it totaled about \$5,000.00, CLINGMAN again advised that sounded right. CLINGMAN was emotional and I asked him if he was all right. CLINGMAN stated that he got his hand "caught in the cookie jar", he stated that he has got caught there before and didn't learn the first time. CLINGMAN stated that with these last four loads in 2012, he just cashed the check and kept the money for himself. He advised that he did not divide up any of the money for these last four loads with other employees. At the end of the conversation, CLINGMAN said that he was aware that when he was told by the County Commissioners that the Incentive plan had to stop, the Commissioners told him that all the commodities had to be turned in to the County. CLINGMAN had reported that he had been told this by the County Commissioners in what he believed was December 2011. This is consistent with the Wasatch Metal records in which CLINGMAN began asking Wasatch Metals to make the larger of the two checks to Sublette County Recycling and the smaller check be made out to him personally.

24. I began talking to CLINGMAN about the allegations of him using County property for personal use. CLINGMAN admitted that he did use his County Truck to drive back and forth to his home in Laramie. He admitted later that he did take the County Gooseneck to Laramie at times and used it for personal use, when he was baling hay in Laramie, stating that he used it for haying. I began talking to him about the 110 gallon fuel tank on the back of his truck. He said that he did fill the tank from the County fuel tank at the landfill and take it to Laramie, where he used it for his "haying". CLINGMAN estimates that he probably used between 300 and 400 gallons of County fuel over the last 1.5 years for his own haying in Laramie.

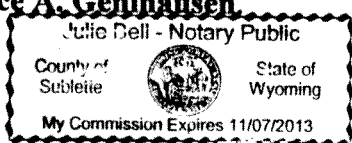
25. That all the aforesaid acts occurred in Sublette County

*Lance A. Gehlhausen*  
 \_\_\_\_\_  
 LANCE A. GEHLHAUSEN  
 Lieutenant

State of Wyoming     )  
   ) Ss.  
 County of Sublette    )

Subscribed and sworn to before me this 10th day of January, 2013 by

**Lance A. Gehlhausen**



*Julie Bell*  
 \_\_\_\_\_  
 Notary Public

My Commission Expires: 11/7/2013