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Arkansas Secretary of State

# Arkansas Secretary of State

## John Thurston

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Arkansas Secretary of State

**-FILED-**

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### NOTARY COMPLAINT FORM

\*\*\*Note: A copy of all supporting documents, including the notarized document in question, must be submitted with this form.\*\*\*

#### Notary Public Information

- Notary Public's Name: Barbara Gann
- Notary Commission Number: 12725096
- Notary Commission Expiration Date: August 23, 2033

#### Complainant Information

- Name: Dave Campbell
- Mailing Address: 440 Main Street  
Mammoth Spring Arkansas 72554  
City State Zip Code
- Phone Number (optional): (870) 907-0572
- Email Address (optional): blues24seven@ymail.com

#### Allegations

8. Please describe the incident in question, including relevant information such as the exact nature of the transaction or occurrence, the date in which the incident occurred, and the names of the parties involved. If additional space is required, please attach separate sheets as needed.

~~Please see attached document titled, "ATTACHMENT TO NOTARY COMPLAINT FORM" which I fully incorporate herein as if being fully set forth.~~

I hereby acknowledge that the information I have submitted is true and correct to the best of my knowledge, information, and belief, and that any false statement or representation may subject me to civil or criminal penalties under the laws of the State of Arkansas.

Executed this 18th or 27th day of September, 2024.

Dave Campbell  
Signature of Complainant

**ATTACHMENT TO NOTARY COMPLAINT FORM**

Complainant, Dave Campbell, files this complaint against Notary, Barbara Gann, Notary No. 12725096 pursuant to A.C.A. Ch. 21-14-111, as follows:

1. On July 22nd, 2024, Barbara Gann notarized a document titled "*Affidavit of Probable Cause For Arrest*" without witnessing the signing of the instrument and without swearing the Affiant. The probable cause affidavit is fraudulent for being signed by a third party who did not state the testimony. (See Attachment, Pages 1-3)

2. If Ms. Gann would have physically verified the identification of the Affiant and recited the required oath, the signature of Officer "MS7" would not be on the allegedly-sworn statements of Officer "MS5." Ms. Gann's failure caused a failure of the oath requirement, which resulted in a fraudulent arrest affidavit.

3. The testimony contained in the affidavit erroneously notarized by Ms. Gann contains the testimony of John Barnett and is allegedly sworn to by Hunter Crawford, causing Mr. Crawford to have perjured testimony since he made an opposite statement.

4. In all caps, the "*Affidavit of Probable Cause For Arrest*" contains the recital, "*THE UNDERSIGNED, BEING DULY SWORN, FOR HIS AFFIDAVIT FOR PROBABLE CAUSE FOR ARREST, DEPOSES, AND SAYS:...*" The signature blank for the Jurat was labeled, "*JUDGE, NOTARY PUBLIC OR CLERK,*" says "*SUBSCRIBED AND SWORN TO BEFORE ME THIS 22<sup>nd</sup> day of July 2024*" and is signed by "MS7," who is Officer Hunter Crawford. In the arrest affidavit, the statement testifies, "*I, Assistant Chief John Barnett conducted an interview....*" and "*I Assistant Chief John Barnett of the Mammoth Spring Police Department am charging Mr. Dave Campbell...*"

5. Ms. Gann's fraudulently-notarized Affidavit fails to show the charging officer made the statements with a sense of seriousness and responsibility or with a sense of



**Notary Complaint – Notary Barbara Gann - No. 12725096**

moral duty to tell the truth. Therefore, the purposes of the oath have not been satisfied and is unconstitutionally violated.

6. Ms. Gann is also a Mammoth Spring City Clerk who knows Officer Crawford is not Assistant Chief Barnett. As result of the fraudulent signature contained in the Affidavit notarized by Ms. Gann, it is tainted by the complete absence of its constitutional and statutory requirement.

7. Ms. Gann failed to act in objective good faith by failing to physically witness the signature, or to state an oath to Assistant Chief John Barnett, who is the actual Affiant set forth in the Affidavit, which identified itself as a Deposition.

8. Ms. Gann could not have administered an oath pursuant to Rule 21-14-111.

A. Ms. Gann works with Mr. Crawford and Mr. Barnett and is mandated to know who stated the testimony, because a verbal oath was required. Ms. Gann could not have recognized the signature of Mr. Crawford as being John Barnett's.

B. Chapter 4-109-104 mandates, *"Enforcement. A violation of this chapter is an unconscionable or deceptive act or practice, as defined by the Deceptive Trade Practices Act, Ch. 4-88-101."* The Affidavit states, *"THE UNDERSIGNED, BEING DULY SWORN ... DEPOSES AND SAYS:"*

C. *"An allegation that one did depose and swear is not the equivalent of alleging that 'being duly sworn, did depose and say.'" [See United States v. McConaughy, 33 F. 168, 169 (D. Or. 1887)] [quoting definitions.uslegal.com]*

D. Pursuant to NotaryPublicStamps.com, *"If the document has a Jurat as a notary certificate, you know it is a sworn statement. If it says anything about being duly sworn*

**Notary Complaint – Notary Barbara Gann - No. 12725096**

*or upon oath, that is a sworn statement.” The Affidavit at issue is a sworn statement.*

*E. Pursuant to LegalBriefAI.com, the Jurat is a “seal of approval.” It’s there to ensure that the information in the affidavit or deposition is reliable and trustworthy. It’s there to protect the integrity of the information and to make sure that everyone involved is being honest and truthful... It is used to prove the authenticity of the signature and ensure that the person signing the document understood what they were signing.”*

*F. Pursuant to NotaryPublicStamps.com, “... the notary must administer an oath or affirmation... a sworn statement is made under penalty of perjury, which is a serious matter. The intent of the oath or affirmation is to impress upon the signer the seriousness of the statements made in the document, the necessity for being truthful in executing the document, and the consequences of knowingly making a false statement in this instance.”*

*G. Due to the Affidavit containing the language, “... Being Duly Sworn ... Deposes and Says,” Notary Barbara Gann was mandated to recite the oath to only Mr. Barnett.. If Ms. Gann recited the oath to Mr. Crawford, another issue was created. A Jurat’s purpose is to prevent fraud, yet in this instance the Jurat is the fraud it was created to protect.*

**WHEREFORE, I object to being prejudiced and harmed by Notary No. 12725096 and hereby request all available remedies as a result of Ms. Gann’s unlawful act.**

Respectfully Submitted,

  
Dave Campbell

440 Main Street

Mammoth Spring, Arkansas, 72554

blues24seven@ymail.com - (870) 907-0572



## **AFFIDAVIT OF PROBABLE CAUSE FOR ARREST**

In The Matter of: DAVE CAMPBELL

W/M AGE: 68

Re: Request for Magistrates Determination for Probable Cause for Warrant of Arrest for the Defendant on the following charges:

### **5-13-203. Battery in the third degree x3**

(a) A person commits battery in the third degree if:

(1) With the purpose of causing physical injury to another person, the person causes physical injury to any person;

### **5-71-207. Disorderly conduct**

(a) A person commits the offense of disorderly conduct if, with the purpose to cause public inconvenience, annoyance, or alarm or recklessly creating a risk of public inconvenience, annoyance, or alarm, he or she:

(1) Engages in fighting or in violent, threatening, or tumultuous behavior

THE UNDERSIGNED, BEING DULY SWORN, FOR HIS AFFIDAVIT FOR PROBABLE CAUSE FOR ARREST, DEPOSES AND SAYS:

On 7/19/2024 at approximately 1:00 PM, I Assistant Chief John Barnett conducted an interview with Gary Dunn, Randy Dunn, and Brenda Dunn. During this interview Mr. Gary stated that on 7/16/2024 at approximately 9:26 AM, he along with his wife Mrs. Brenda and brother Mr. Randy came into City Hall to show a warranty deed of the house that their mother Ms. Betty Dunn currently resides in at 435 Bethel Ave in Mammoth Spring, AR. After showing the deed they informed City Hall that they were going to put up no trespassing signs on their property as soon as they left. They also told City Hall to inform the Police Department that they might be needed because of some neighbors to the property a Mr. Dave and Dawn Campbell being in a property dispute over the house at 435 Bethel Ave in Mammoth Spring AR. At approximately 9:46 AM as Mr. Gary was heading into his mother's "Ms. Betty's" home he noticed Mrs. Campbell was walking toward Ms. Betty's home, she quickly turned around and ran to her residence. Mr. Gary said that he seen Mr. Campbell become visibly irate

practically running up to their property with Mrs. Campbell right behind him. As the Campbell's made it onto their property Mr. Gary asked if Mr. Campbell had a weapon, they both stated they did while placing their hands on their waste line indicating they were carrying firearms. Mr. Gary then told them that they needed to leave the property they both refused, instead Mr. Campbell started calling Mr. Gary and Mr. Rany idiots, constantly insulting them and their intelligence. During this time Mr. Gary noticed his mother being visibly upset, as he tried to make his way to Ms. Betty to check on her, Mr. Campbell stepped in front of him to block his path. Mr. Gary then tried to step around Mr. Campbell, Mr. Campbell chest bumped Mr. Gary and stated loudly "You pushed me"! Then Mr. Campbell hit Mr. Gary with his left closed fist in Mr. Gary's stomach, Mr. Campbell then vigorously pushed Mr. Gary to the ground with both hands. Mrs. Campbell then screamed at Mr. Campbell stop and calm down. Mr. Campbell immediately turned his aggression toward Mr. Randy, Mr. Gary's brother, Mr. Campbell pushed Mr. Randy then yelled you pushed me, then pushed Mr. Randy even harder causing him to stumble and he would've fell if he didn't hit his back on the pole that holds the carport up. Then Mr. Campbell turned back towards Mr. Gary and Mrs. Brenda, Mr. Gary's wife, got out of their vehicle, went to Mr. Campbell and while shaking her finger in his face said stop pushing my husband around. Mr. Campbell then said nobody shakes their finger in my face, so Mrs. Brenda shook it again in his face, Mr. Campbell then kneed Mrs. Brenda in the middle of her lower stomach, Mrs. Benda then immediately after being kneed said may God bless you. Mr. Campbell replied God is with me! After being kneed in the stomach Mrs. Brenda got back in her vehicle, went to City Hall, and asked for help. By the time she arrived back at the scene Officer Hunter Crawford was on scene. Due to the above stated facts, I Assistant Chief John Barnett of the Mammoth Spring Police Department am charging Mr. Dave Campbell with 3 counts of Battery in the 3<sup>rd</sup> Degree and 1 count of Disorderly Conduct. End of Statement.



Walter Reed MS7  
AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME THIS 22<sup>nd</sup> DAY OF July, 2024.

Barbara Gann  
JUDGE, NOTARY PUBLIC OR CLERK

My Commission Expires: Aug 23, 2033

BARBARA GANN  
NOTARY PUBLIC - ARKANSAS  
SHARP COUNTY  
Commission # 12725096  
My Commission Expires Aug. 23, 2033

Approved 7-22-2024  
DeWayne Chamber DPA

**FINDING OF PROBABLE CAUSE FOR ARREST**

I hereby find that the foregoing sworn Affidavit demonstrates reasonable and probable cause for the issuance of a warrant of arrest for the defendant for the charges listed in the attached information and that the defendant should be arrested and bound over for trial.

[Signature]  
JUDGE

Dated and signed this 22<sup>nd</sup> day of July, 2024.



**Mammoth Spring Police Department**  
**Jamie Turnbough, Chief**  
**John Barnett, Assistant Chief**  
*160 N 1<sup>st</sup> Street*  
*Mammoth Spring, AR 72554*  
*Phone: (870) 625-3518 Fax: (870) 625-7566*



On 7/16/2024 I, Officer Hunter Crawford received a call from Chief of Police Jamie Turnbough. The call was regarding 435 Bethel Avenue in Mammoth Spring, Ar. Betty Dunn is residing in the house, and her children, Gary Dunn and Randall Dunn have a Warranty deed on the house. The neighbors of Ms. Dunn, Dave and Dawn Campbell, were at the house when Ms. Dunn's kids showed up. When I arrived on scene, I was greeted by Ms. Dunn, her two kids and Gary Dunn's wife Brenda Dunn, and Dave and Dawn Campbell. Upon arriving I was informed that there was some form of physical altercation, but both parties insisted that the other party had started it. Gary stated that Dave had came between Gary and Ms. Dunn and pushed him, then proceeded to punch him in the stomach and shove him to the ground. Dave told me that Gary had walked up to him and shoved him, causing Dave to defend himself by punching Gary in the stomach. Deputies John Smith (FC-3) and James Cantrell (FC-9) showed up shortly after for backup. They were told the same stories I was from both sides. Due to not having evidence of who actually made physical contact first, we decided it would be best to separate both parties. All parties were given police reports to complete. We informed Gary, Randall, and Brenda that they need to get in touch with their attorney about the property dispute, and show them a copy of the deed.

*Hunter Crawford MS7*





## JOHN THURSTON

ARKANSAS SECRETARY OF STATE

October 10, 2024

Sent via First Class Mail

BARBARA GANN  
Arkansas Notary Public  
2532 ARK 1755  
MAMMOTH SPRINGS, AR 72554

Re: Notary Complaint

Dear Ms. Gann,

The Arkansas Secretary of State has received a complaint concerning your actions as a commissioned Notary Public. The complaint alleges that you improperly notarized a document(s) on or about July 22, 2024. A copy of the notarized document in question is enclosed for your convenience.

According to the complaint, The document contains your notarization of signature(s) that were allegedly administered incorrectly. Allegedly the signature of Assistant Chief John Barnett was signed by Officer Hunter Crawford and was not done in person and/or forged. Notarized documents should be done on the same day while witnessing the signer sign.

Before a notary begins the process of notarizing the document, the notary needs to be conscious of the situation. In addition to verifying the identity of the signer(s), the notary needs to check that the signer(s): 1. Understand the nature of the document they are about to sign 2. Appear to be acting of their own free will 3. Use letter or characters that are understood by both the signer(s) and notary 4. Communicate directly with the notary in a language understood by both the client(s) and notary.

Your duties as a notary public are limited to the power and duties set forth in A.C.A. §21-14-104 "...(1)The purpose of swearing witnesses; (2) Taking affidavits and depositions; and (3) Taking acknowledgements of deeds and other instruments in writing and authorized by law to be acknowledged." As a Notary Public, you may not offer legal advice, services or assistance with documents you will notarize. You may not attest to the validity or legality of a document. You should verify they are not signing under duress, and/or are of sound mind.

It is very important to take care in notarizing documents. If you are "found by a court to have improperly notarized documents according to the law" (Ark. Code Ann. § 21-14-112) the Secretary of State would have grounds to revoke your commission. Whether the complainant decides to pursue this action with a law enforcement agency, or a court, and the ultimate disposition of the matter will determine the possibility of this happening.

A copy of the updated Arkansas Notary Public and eNotary Handbook and Arkansas Notary Law may be found on our website ([www.sos.arkansas.gov](http://www.sos.arkansas.gov)) for your review. If you have any questions about this matter, please do not hesitate to contact our Office.

Sincerely,

Handwritten signature of Kelley Cobb in cursive.

Kelley Cobb  
Secretary of State  
Legal Division

State Capitol • Suite 256 • 500 Woodlane Street • Little Rock, Arkansas 72201-1094  
501-682-1010 • Fax 501-682-3510  
e-mail: [arsos@sos.arkansas.gov](mailto:arsos@sos.arkansas.gov) • [www.sos.arkansas.gov](http://www.sos.arkansas.gov)



JOHN THURSTON

ARKANSAS SECRETARY OF STATE

October 10, 2024

Sent via First Class Mail

DAVE CAMPBELL  
440 MAIN STREET  
MOMMOTH SPRING, AR 72554

Re: Complaint received -Barbara Gann, Ark. Notary Public

Dear Mr. Campbell:

Thank you for your letter regarding Barbara Gann, an Arkansas Notary Public. A reprimand has been issued to the Notary.

Generally, this Office does not have authority to revoke a Notary Commission, or take any other disciplinary action, absent a court order. If you wish to bring formal action against the notary public and/or declare the documents void, please contact a private attorney and pursue this matter in the judicial system. Unfortunately, we are unable to provide any legal assistance.

*If and when the notary public is found by a court to have improperly notarized documents according to the law – either criminally or civilly – then this office would have grounds to revoke a commission or take other applicable action in accordance with a court order. A copy of the Arkansas Notary Handbook and Arkansas Notary Law may be found on our website ([www.sos.arkansas.gov](http://www.sos.arkansas.gov)) for your review.*

If you believe criminal conduct occurred, such a forgery or fraud, we encourage you to contact your local prosecuting attorney. If you cannot afford representation, you may reach out to Arkansas Center for Legal Services.

Your complaint will remain on file with this Office under the file of Barbara Gann. Please let us know if any new information concerning this matter becomes available. If you have any further questions, please do not hesitate to contact us at (501) 682-3401.

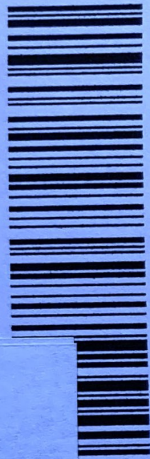
Sincerely,

A handwritten signature in cursive script that reads "Kelley Cobb".

Kelley Cobb  
Legal Division




CERTIFIED MAIL



9589 0710 5270 0721 1472 72

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US POSTAGE  **\$ 010.99<sup>0</sup>**  
ZIP 72201 02 7W 0008028222 MAY 16 2025

FIRST-CLASS



**Cole Jester**  
Arkansas Secretary of State  
Business and Commercial Services Division  
Victory Building, Suite 250  
1401 West Capitol Avenue  
Little Rock, Arkansas 72201  
**Attn: Legal Division**

**To:**

Dave and/or Dawn Campbell  
440 Main Street  
Mammoth Springs, AR 72554