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# Filing of Mittimus

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Dear Reader:

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We hope this information will be useful to you; reference to it will assist you with many of the questions that will arise in your tenure with county government. However, the *Tennessee Code Annotated* and other relevant laws or regulations should always be consulted before any action is taken based upon the contents of this document.

Please feel free to contact us if you have questions or comments regarding this information or any other CTAS website material.

Sincerely,

The University of Tennessee  
County Technical Assistance Service  
226 Anne Dallas Dudley Boulevard, Suite 400  
Nashville, Tennessee 37219  
615.532.3555 phone  
615.532.3699 fax  
[www.ctas.tennessee.edu](http://www.ctas.tennessee.edu)

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# Filing of Mittimus

Reference Number: CTAS-1349

The mittimus or process by which any prisoner is committed or discharged from jail, or an attested copy thereof, must be filed and retained at the sheriff's office by the sheriff or the jailer under the sheriff's direction. T.C.A. § 41-4-106. "A mittimus is an affidavit to the sheriff or jailer as to the defendant's sentence. A mittimus serves to direct the jailer or sheriff as to a prisoner's commitment or discharge and is kept by the sheriff, or jailer, under the sheriff's direction." *Taylor v. State*, 2005 WL 578825 (Tenn. Crim. App. 2005); *Carr v. Mills*, 2000 WL 1520267 (Tenn. Crim. App. 2000).

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