

## Austin men now facing drug charges after warrant served

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The service of a search warrant at an Austin residence has resulted in criminal charges being filed against the man living there and a friend who was visiting.

Brack Fugate Sr., 65, North Second Street, was served with the search warrant by Lt. Shawn Hurt of the Austin Police Department on August 30. Fugate and a friend, James Golden, were found at the home.

According to the probable cause affidavit, Fugate was found in possession of Oxycontin, a Schedule 2 controlled substance, as well as three handguns and a rifle. An undisclosed amount of money was also recovered from Fugate's wallet and from clothing found in his closet. Golden was allegedly found in possession of several Vicodine pills, a Schedule 3 controlled substance.

Fugate was charged with dealing a Schedule 2 controlled substance, a Class B felony, and possession of a controlled substance and maintaining a common nuisance, both Class D felonies. He appeared in Scott Circuit Court on Tuesday, September 1, for an initial hearing.

His jury trial was scheduled for February 2, 2010. Bail was set at \$50,000 corporate surety or full cash.

Golden's charges include possession of a controlled substance, a Class D felony, and visiting a common nuisance, a misdemeanor.

He also pleaded not guilty at his initial hearing in Superior Court. His bail was set at \$3,000 corporate surety/10% cash, and a jury trial date of December 21 was scheduled.