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Nov 18 2022

SC Court of Appeals

October 27, 2022

Dorchester County Sheriff's Office-
Criminal Investigation Division
Attn: Corporal Darrell Broder
212 Deming Way
Summerville, SC 29483

Certified Mail Receipt #7022 2410 0000 665 7563
Case #22010391

Dear Corporal Broder,

This correspondence concerns the drive-by shooting at 205 Cardinal Drive on 10/18/22 at approximately 10pm. I am enclosing two court documents concerning Antonio B. Harris, who resides at the property to assist with your investigation of the incident:

1. CONSENT ORDER OF FORFEITURE
2. CONSENT ORDER

Both of these documents pertain to Mr. Harris' arrest by Dorchester County sheriff's deputies for a controlled substance on September 7, 2016. I live next door at 203 Cardinal Drive and was at home when the shooting occurred and thought the noise was someone banging at my door, but discovered the next day after speaking with the neighbors, that there was a drive-by shooting and Mr. Harris' home was the target.

I gave a voluntary statement on 10/24/22 at the Dorchester County Sheriff's office, but Deputy Schilter said he couldn't attach the court documents because it concerned another case. It is relevant to the incident and should be considered in the investigation. Mr. Harris built a blind between our two properties after I reported him to the Dorchester County Animal control for neglect. His motorcycle was stolen recently and he has called the DCSO and made false statements on numerous occasions including to obtain a restraining order trying to get me arrested. Please contact me if I can be of any other assistance in deterring crime in Meadowbrook Subdivision.

Sincerely,

Janet L. Frisco
843-804-0875

Enclosers -2
Cc: Sheriff L.C. Knight

STATE OF SOUTH CAROLINA }
COUNTY OF DORCHESTER }

IN THE CIRCUIT COURT
FIRST JUDICIAL CIRCUIT

David M. Pascoe, as Solicitor }
First Judicial Circuit }

PLAINTIFF, }

vs. }

CONSENT ORDER OF FORFEITURE

\$1,191.00 dollars of U.S. Currency }

DEFENDANT, }

Antonio B. Harris }

This is an In Rem forfeiture proceeding brought pursuant to Article 3, Chapter 53, Title 44, Code of Laws of South Carolina, as amended. The Plaintiff is the Solicitor for the First Judicial Circuit. The Defendant property, listed in the case caption above, was seized in Dorchester County, South Carolina, by deputies of the Dorchester County Sheriff's Office.

The Defendant property is:

1. _____ controlled substances which have been manufactured, distributed, dispensed, or acquired in violation of Article 3, Chapter 53, Title 44, Code of Laws of South Carolina, as amended;
2. _____ raw materials, products, and equipment of any kind which are used, or which have been positioned for use, in manufacturing, producing, compounding, processing, delivering, importing, or exporting any controlled substance in violation of Article 3, Chapter 53, Title 44, Code of Laws of South Carolina, as amended;
3. _____ property which is used, or which has been positioned for use, as a container for controlled substances described in Article 3, Chapter 53, Title 44, Code of Laws of South Carolina, as amended, or as a container for raw materials, products and equipment of any kind which are used, or which have been positioned for use, in manufacturing, producing, compounding, processing, delivering, importing, or exporting any controlled substance as described in Article 3, Chapter 53, Title 44, Code of Laws as amended;
4. _____ property, both real and personal, which in any manner is knowingly used to facilitate production, manufacturing, distribution, sale, importation, exportation, or trafficking in various controlled substances, as defined in Article 3, Chapter 53, Title 44, Code of Laws of South Carolina, as amended;
5. _____ books, records, and research products and materials, including formulas, microfilm, tapes, and data which are used, or which have been positioned for use, in violation of Article 3, Chapter 53, Title 44, Code of Laws of South Carolina, as amended;

COMMONLY FILED - 2019 Dec 05 11:06 AM - DORCHESTER - COMMON PLEAS - CASE#2019CP1802226
COMMONLY FILED - 2019 Dec 19 3:53 PM - DORCHESTER - COMMON PLEAS - CASE#2019CP1802226

The Chevrolet Silverado was then observed exiting the parking lot. Dorchester County K9 Deputy Throckmorton and Summerville Police Department Officer Souder were advised to conduct a traffic stop on the vehicle due to the drug transaction that just occurred and Tyler having warrants for her arrest. Deputy Throckmorton activated the emergency lights on his marked patrol car. The vehicle then quickly turned right onto Highway 78 from Grandview Dr. Assisting Detectives noticed that a bottle appeared to have just been thrown from the vehicle and was rolling on the ground behind the vehicle as it continued to drive a short distance before coming to a complete stop. Once the driver of the vehicle, who was identified as Antonio Harris, and Tyler were detained and secured Detectives moved the Chevrolet from the roadway into a nearby parking lot. Detective Lt. Peterson alerted Detectives that the bottle located contained a quantity of field test presumptive crystal methamphetamine weighing approx. 13.4 gross grams, a white powder substance that field test presumptive for cocaine and weighed approx. 16.9 gross grams, and a off white rock like substance that field test presumptive for cocaine base and weighed less than a gross gram. Detectives then began to retrace the route taken by Harris and Tyler to ensure nothing else was thrown from the vehicle.

Both Harris and Tyler were read their Miranda rights by Detective Sgt. Lundberg from a issued Miranda warning card. Both waived them to speak with Detective Sgt. Lundberg. Detective Sgt. Lundberg spoke with Harris and explained the situation. Harris initially denied having knowledge of anything occurring and stated that he only came to pick up Tyler because she asked for a ride. Detective Sgt. Lundberg explained that they watched him participate in a controlled purchase of narcotics. Detective Sgt. Lundberg then told Harris about the bottle that was collected and what was recovered. Harris denied knowledge of the bottle. Detective Sgt. Lundberg told Harris that it was going to be caught on video and then he began to say that he believed that Tyler may have thrown something from the vehicle, but he was not sure what it was. Harris stated that the only thing belonged to him was an Altoids case that contained cocaine.

Detective Sgt. Lundberg then spoke with Tyler. Detective Sgt. Lundberg told Tyler that she had an outstanding warrant and Tyler stated that she was aware of it and that it occurred in Berkeley County a couple weeks prior. Detective Sgt. Lundberg then asked Tyler about the bottle. Tyler denied knowledge of the bottle. Detective Sgt. Lundberg informed her that it would be on video and that Harris stated she threw it from the vehicle and the items inside belonged to her. Tyler then admitted that she believed Harris threw the bottle, but could not say when or what it contained. Tyler stated that she did not have any drugs in the vehicle and that she felt Harris was attempting to get her to take the charge to his past criminal history and the due to the penalty being worse for him. Tyler was adamant that the drugs did not belong to her. Tyler went into detail about having a drug addiction and that she needed some help. Tyler went into detail about her distribution of illegal drugs namely methamphetamine. Tyler admitted that Harris was her supplier and spoke of his involvement with a large drug trafficking organization (DTO).

Detective Sgt. Lundberg spoke with Harris again. Harris asked what Sgt. Lundberg wanted to make this go away. Detective Sgt. Lundberg began to explain what he was looking for to assist with the possible charges that would come from the incident. Harris explained his involvement

with the DTO in further detail. Harris was found to be in possession of one thousand one hundred and ninety one dollars. Of that amount, all four hundred and twenty five dollars of the prerecorded U.S. currency used as buy money to purchase the crystal methamphetamine was located.

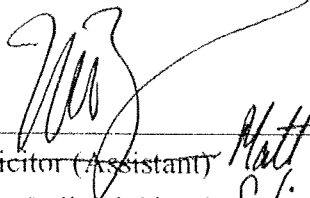
Detective Sgt. Lundberg explained to Harris that the U.S. currency was being seized by Detectives due to the fact that it was located within close proximity to illegal controlled substances and that it was mixed in with prerecorded buy money showing proceeds from ill gotten gains.

PROPERTY SEIZED: \$1,191.00 U.S. Currency

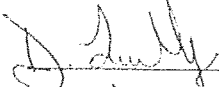
WHEREFORE, UPON MOTION of the Plaintiff, and with consent of the seizing agency and the owner of the Defendant property; **IT IS ORDERED, ADJUDGED AND DECREED THAT**, the aforementioned Defendant's property described herein is forfeited to the State of South Carolina, and the disposition of said property is accomplished by consent to the Plaintiff and the seizing agency involved, in accordance with S. C. Code 44-53-530.

I SO MOVE:

I CONSENT:

for


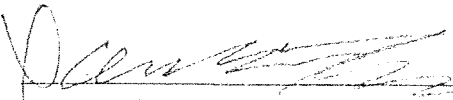
Solicitor (Assistant) *Matt Bachman attorney*
First Judicial Circuit *Solicitor's office*



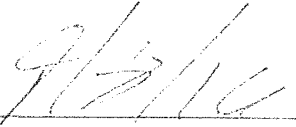
Name: *Daniel Lundberg*
Rank: *Sgt.*

I CONSENT:

I HAVE GIVEN THIS CONSENT FREELY AND VOLUNTARILY WITHOUT FEAR, THREAT, PROMISE, OR REWARD, OR HOPE OF REWARD OF ANY KIND. I UNDERSTAND THAT THIS CONSENT ORDER WILL NOT AFFECT THE CRIMINAL CHARGES, IF ANY, AGAINST ME RELATED TO THE SEIZURE OF THIS PROPERTY BY THE DORCHESTER COUNTY SHERIFF'S OFFICE.



Owner of Defendant Property



Date:

Owner of Defendant Property

Date:

AND IT IS SO ORDERED!

Presiding Judge
First Judicial Circuit

_____, 2018
_____, South Carolina

CRIMINALLY FILED - 2019 Dec 05 11:06 AM - DORCHESTER - COMMON PLEAS - CASE#2019CP1802226
CRIMINALLY FILED - 2019 Dec 19 3:53 PM - DORCHESTER - COMMON PLEAS - CASE#2019CP1802226

STATE OF SOUTH CAROLINA)	IN THE COURT OF COMMON PLEAS
)	C/A NO.
COUNTY OF DORCHESTER)	
DAVID M. PASCOE, SOLICITOR,)	
FIRST JUDICIAL CIRCUIT,)	
)	
PLAINTIFF,)	
)	
vs.)	CONSENT ORDER
)	
One Thousand One Hundred Ninety One)	
and 00/100ths (\$1,191.00) Dollars US)	
Currency, A Quantity of Crystal)	
Methamphetamine, and Antonio Harris, An)	
Interested Party,)	
)	
DEFENDANTS.)	
)	

Antonio Harris was arrested by the Dorchester County Sheriff’s Department on or about September 7, 2016 and was charged with violating the Controlled Substances Act. At the time of arrest, officers discovered and seized the above listed items. The items are believed to be related to illegal controlled substances and therefore subject to forfeiture under the S.C. Forfeiture Act (S.C. Code Section 44-53-520, et Seq.).

Antonio Harris has previously consented to the forfeiture of the above referenced items, as evidenced by the attached order, indicating his consent to forfeit the seized funds, which is attached hereto and incorporated herein by reference.

Plaintiff, the sitting Solicitor for the First Judicial Circuit, now moves for an order confirming the forfeiture of said funds and property.

I find such an order to be just and proper. South Carolina Code Section 44-53-530(a) 1976, as amended specifically allows for the forfeiture of seized funds by the request, consent and agreement of all parties and agencies involved. The Defendant has

clearly indicated his consent to the forfeiture of the seized funds.

IT IS THEREFORE ORDERED that the items of personal property referenced above shall be forfeited to the State of South Carolina / First Judicial Circuit Solicitor's Office / Dorchester County Sheriff's Department at the request, consent and agreement of all parties and agencies involved pursuant to Section 44-53-530(a) of the South Carolina Code of Laws, 1976, as amended.

Pursuant to Section 44-53-530(a), a disposition of forfeited property may be accomplished by consent of the Petitioner and the agencies involved.

a) The first One Thousand (\$1,000.00) Dollars is to be disbursed as follows:

(1) One Hundred (100%) Percent or One Thousand and 00/100ths

(\$1,000.000) Dollars US Currency will be retained by the Dorchester County Sheriff's Office and deposited into a separate, special account in the name of the Dorchester County Sheriff's Office. The account may be drawn and used only by the Dorchester County Sheriff's Office as per the statute.

b) The remaining funds will be disbursed as follows:

(1) Five (5%) Percent or Nine and 55/100ths (\$9.55) Dollars US

Currency to the State Treasurer for deposit to the credit of the General Fund of the State of South Carolina;

(2) Seventy Five (75%) Percent or One Hundred Forty Three

and 25/100ths (\$143.25) Dollars US Currency to the Dorchester County Sheriff's Office;

(3) Twenty (20%) Percent or Thirty Eight and 20/100ths

(\$38.20) Dollars US Currency will be transferred to the First Circuit

Solicitor's Office and deposited into a separate, special account in the name of the First Circuit Solicitor's Office. This account may be drawn on and used only by the First Circuit Solicitor's Office for drug prosecution/litigation activities.

AND IT IS SO ORDERED

_____, South Carolina
_____, 2019

Presiding Judge
First Judicial Circuit



Dorchester Common Pleas

Case Caption: David M Pascoe , plaintiff, et al VS Antonio Harris

Case Number: 2019CP1802226

Type: Order/Forfeiture Consent Order

This Order is Hereby GRANTED!

S/ Diane S. Goodstein (2112)