

copy for:  
Victoria J. Stevens

RECEIVED

AUG 25 2023

SC Court of Appeals

Conway Municipal Court  
January 4, 2023  
Traffic / Criminal Court Session | 9:00 a.m.

Judge Hendrick: Alright, Ms. Stevens, you were charged with Malicious Damage of Property having to do with a cell phone belonging to Ms. Bellamy. Do you understand what you were charged with?

Victoria Stevens: (inaudible)

Judge Hendrick: Ma'am?

Victoria Stevens: I understand... (inaudible)

Judge Hendrick: Do you want to go to trial today?

Victoria Stevens: Yes.

Judge Hendrick: Alright, both of you raise your right hand and swear the testimony you are about to give is the truth, whole truth, nothing but the truth so help you God?

Victoria Stevens: I do.

Tauheedah Bellamy: I do.

Judge Hendrick: Ms. Bellamy, tell me about this incident that dates back to July 20<sup>th</sup> of this year?

Tauheedah Bellamy: I work for Coast RTA Bus Company, one of my drivers came in and asked me would I come out and visually look at Ms. Stevens wheelchair. They were not able to physically strap her to get her home. So, I went outside and looked at Ms. Stevens wheelchair. The rubber piece was damaged, and to clamp it and strap it down safely- it was not able to do so. So, in turn, what I asked the driver was, since we brought her - we needed to get her back home. But to do so safely, I asked him to strap it as best he could and I explained to Ms. Stevens that she had to get it repaired. If not we would not be able to transport her until she got that repaired. It's a liability at that point. As I was exiting the bus, Victoria had a fit. She started screaming something about calling County Council, different things, so I explained to Ms. Victoria that I needed a picture of her wheelchair - that way if the case comes to something else - I'll have a picture of the wheelchair. Not of Ms. Victoria, just of the wheel of the wheelchair. And as I bent down towards her to take a picture of the wheelchair, she starts screaming, in a rage, and starts swatting. I asked Ms. Victoria at least six times, "Victoria don't hit me, I just need to get a picture." She kept on. She finally hit my hand, she smacked my hand and my phone hit the ground and my screen cracked. I explained to Ms. Victoria that she broke my phone, you know, and I asked her not to hit me again. I exited the bus, I went into my office, I was sitting down doing an email on the situation with Ms. Victoria and an officer appeared at the door. I didn't call them, Ms. Victoria did. So as he came to the door, I opened the door, he said he got a call from Ms. Stevens stating that I wouldn't allow her on the bus. That I was keeping her from going home. So I told him Ms. Victoria isn't her. Ms. Victoria is on the bus. I explained to him what happened and I showed him my phone. He gave me a paper to write a report. Because Ms. Victoria did hit me. But she was not charged with hitting me. She was charged with breaking my cell phone. I in turn asked, in my email that Ms. Victoria be... because if it were anybody else that hit me, they would be trespassed. They would not be able to ride at all. But because it's Ms. Victoria,

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Conway Municipal Court

she was given sort of a pass. I asked for Ms. Victoria to just be trespassed too Paratransit. Which she is a Paratransit client. And it gives her one on one attention. Which means when they pick her up, its just her. They will actually help Ms. Victoria on and off. And they will take her to where she needs to go. And they will get her back to where she needs to go. Because Ms. Victoria has such a fit -saying she's going to call County Council. Ms. Victoria also referred to me as the belligerent black lady. Which that is not who I am. I have a job to do. But if she uses Paratransit, its one on one services just for her. Not fifty or sixty people headed to a bus - its just Ms. Victoria. And it will take her where she needs to go and it will take her home. She has... her garments are open. We've even ordered things to be placed on Ms. Victoria's lap - that we pay for ourselves, so she won't be uncovered. When my drivers, male or female, go to restrain her chair, they look straight at her private parts. And I said to them, that's not appropriate. It is not appropriate. At all. Ms. Victoria gotten off a unit, slid to the edge of her wheelchair and urinated. Right in the parking lot. In front of everyone to see. So, I suggested that the one on one for her is a lot better. They can actually take better care of Ms. Victoria if she uses it. And all she has to do is use it. She's already approved for it. She's already signed up for it. She doesn't have to do anything other than use it. But she will not use it. So, I just wanted Ms. Victoria to replace my phone. And if Ms. Victoria had not called the police that day- I would have replaced my own phone. My CEO even offered to pay for my phone. But Ms. Victoria called.

Judge Hendrick:

Ok. What kind of damage do we have on the phone?

Tauheedah Bellamy:

My screen is completely cracked. It was flashing black and green. I was not able to even text. So, I did an insurance claim on my phone myself, and it cost me \$200.00 to get another phone from AT&T. And I replaced it myself.

Judge Hendrick:

Ok. So, \$200.00 is what you had to pay to fix your cell phone?

Tauheedah Bellamy:

Yes sir.

Judge Hendrick:

Ms. Stevens. Do you dispute what she's saying? Did you knock the phone out of her hand?

Victoria Stephens:

(shaking her head side to side- indicating a no answer. She mentions the cameras on the bus, but I cannot make out the full sentence)

Judge Hendrick:

I am just talking about the phone. That's all I'm talking about. I don't want to know anything else. Did you knock the phone out of her hand?

Victoria Stephens:

No.

Judge Hendrick:

Ok. Well, Ms. Bellamy's testimony in court is very persuasive. It sounds like she has tried to help you out a lot along the way. I don't think she would bring you into criminal court on a false charge. I'm going to find you guilty of Malicious Damage to the telephone and I'm going to order you to pay \$200.00 restitution for the damages to the phone.

Victoria Stevens:

(inaudible, speaking over Judge Hendrick)

Judge Hendrick:

We're done here. We are done here.

Male friend of VS:

Your honor, could I ask a question please?

Judge Hendrick:

We're done here.

Male friend of VS:

Could I please ask you a question sir?

Judge Hendrick:

Alright.

Male friend of VS:

Why did the police.... I mean... why...

Judge Hendrick: I don't know what the police did. I've taken the testimony and I've made a decision.

Male friend of VS: (speaking over the judge)

Judge Hendrick: I've ordered \$200.00 restitution to Ms. Bellamy.

Male friend of VS: That's a bunch of bull crap.

Sgt. Pearce: Sir, I would caution you to be careful what you say right now, ok?

Judge Hendrick: Not one more word.

Male friend of VS: Be careful for what???

Sgt. Pearce: I would caution you to be careful with your verbal words right now. You are still in the presence of the Judge.

Male friend of VS: (arguing)

Sgt Pearce: Sir, I would caution you to be careful.

The male friend of VS took her to a side table to set up a payment plan for the ordered restitution with the Victim Advocate, Nickey Richardson. Ms. Stevens repeatedly argued that she would not be paying anything for the phone. She refused to give an address until further prompted by the Clerk of Court, Nikki Goldman. A payment plan was then arranged, signed and a copy was given to Ms. Stevens. It was then explained to Ms. Stevens that by signing the payment plan, she was signing a contract to pay. Failure to pay her restitution would result in her case being transferred to a civil judgement. Ms. Stevens asked about the appeal process. An explanation was given and she exited the court room.

ARREST WARRANT

STATE OF SOUTH CAROLINA

2022A2620400694 Time Served

Municipality of

AFFIDAVIT

ORIGINAL

Form Approved by S.C. Attorney General April 21, 2003 SCCA 518

STATE OF SOUTH CAROLINA

County/

Municipality of

Conway

THE STATE

2022014722

against

Victoria J Stevens

Address:

Phone: SSN:

Sex: F Race: W Height: Weight:

DL State: SC DL #:

DOB: Agency ORI #: SC0260200

Prosecuting Agency: Conway Police Department

Prosecuting Officer: Richard N Schoonmaker, Jr - 4328

Offense: Malicious / Malicious Injury to animals, personal property, injury value \$2,000 or less

Offense Code: 3415

Code/Ordinance Sec: 16-11-0510(A)

This warrant is CERTIFIED FOR SERVICE in the:

County/  Municipality of

The accused

is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant Victoria Stevens

on 12-4-22

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

Conway Municipal Court  
229 Main Street  
Conway, SC 29526

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA )  
Municipality of )  
Conway )

Personally appeared before me the affiant Richard N Schoonmaker, Jr

being duly sworn deposes and says that defendant Victoria J Stevens who

did within this county and state on or about 7/20/2022 violate the criminal laws of the

State of South Carolina (or ordinance of County/ Municipality of Conway)

DESCRIPTION OF OFFENSE: Malicious / Malicious Injury to animals, personal property, injury value \$2,000 or less

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

THAT ON THE ABOVE DATE AT 1418 THIRD AVE IN THE CITY OF CONWAY THE DEFENDANT DID WILFULLY AND MALICIOUSLY KNOCK TAUHEDAH BELLAMY'S CELL PHONE OUT OF HER HAND CAUSING DAMAGE. THAT SAID DAMAGE WAS VALUED AT APPROXIMATELY \$100.00. THAT THE ACTS OF THE ACCUSED CONSTITUTE THE OFFENSE OF MALICIOUS DAMAGE, VALUE \$2,000 OR LESS. \*\*WARRANT OBTAINED FOR OFFICER A. SETTLEMIRE.\*\*

Signature of Affiant

STATE OF SOUTH CAROLINA

County/  Municipality of

Conway

Affiant's Address 600 9Th Avenue

Conway, SC 29526

Affiant's Telephone

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 7/20/2022 defendant Victoria J Stevens

did violate the criminal laws of the State of South Carolina (or ordinance of

County/ Municipality of Conway) as set forth below.

DESCRIPTION OF OFFENSE: Malicious / Malicious Injury to animals, personal property, injury value \$2,000 or less

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable

Sworn to and subscribed before me

on 7/25/2022

Judge's Address Post Office Box 1428

Conway, SC 29528-

Signature of Issuing Judge Kayla Dew Fleming

Judge's Telephone (843)248-1765

Judge Code: 8467

Issuing Court:  Magistrate  Municipal  Circuit

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