

STATE OF SOUTH CAROLINA)
)
COUNTY OF FLORENCE)

INDICTMENT FOR

FELONY DRIVING UNDER THE INFLUENCE
RESULTING IN DEATH

At a Court of General Sessions, convened on JULY 7, 2022 the Grand Jurors of FLORENCE County present upon their oath:

COUNT ONE – FELONY DRIVING UNDER THE INFLUENCE RESULTING IN DEATH

CDR: 0395 56-05-2945(A)(2)

That MICHAEL DELVECCHIO MIDDLETON did in FLORENCE COUNTY on or about November 12, 2021, drive a motor vehicle while under the influence of alcohol, drugs, or a combination of both, and did an act forbidden by law and/or neglected a duty imposed by law in the driving of the vehicle by failing to maintain his lane and/or driving left of center, which act or neglect proximately caused the death of [REDACTED] in violation of Section 56-05-2945(A)(2), S. C. Code of Laws, 1976, as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.



E.L. Clements, III
TWELFTH CIRCUIT SOLICITOR

WITNESSES

Jordan T Smith

S C Highway Patrol

Kevin M Hope

ARREST WARRANT NUMBER

2021A2110100927

ACTION OF GRAND JURY

TRUE BILL

Elizabeth McLean

Foreperson of Grand Jury

Date:

7-7-22

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2022-GS-21-01753

The State of South Carolina

County of

FLORENCE

COURT OF GENERAL SESSIONS

JULY

TERM

2022

THE STATE

vs.

MICHAEL DELVECCHIO MIDDLETON

Indictment for

**FELONY DRIVING UNDER THE INFLUENCE
RESULTING IN DEATH**

RECEIVED

JAN 02 2024

SC Court of Appeals

RECEIVED
CLERK OF COURT
JAN 02 2024

2022 JUL -7 P 12:04

FILED

SPECIAL CONDITIONS:

- PTUP** after _____ months/years
- And Other Terms Listed Below**
- Substance Abuse Counseling Completion of GED Random Drug/Alcohol Testing
- Attend Voc. Rehab. Or Job Corp No Contact with Victim Domestic Violence Intervention Program
- Mental Health Counseling May serve W/E beginning: _____
- Sex Offender Registry pursuant to S.C. Code § 23-3-430 Public Service Employment _____ days/hours
- Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135.
- Other: _____

- RESTITUTION:** Deferred Def. Waives Hearing Ordered

Total \$ _____ plus 20% fee: _____ \$ _____

Payment Terms: _____ Set by SCDPPPS

Recipient: _____

*Fine:

Fine may be pd. in equal consecutive weekly/monthly pmts. of \$ _____ Beginning _____

§14-1-206 (Assessments 107.5%)		\$	_____
§14-1-211 (A)(1)(Conv. Surcharge)		\$	_____
§14-1-211 (A)(2)(DUI Surcharge)	\$100	\$	_____
§56-5-2995 (DUI Assessment)	\$12	\$	100. ⁰⁰
§56-1-286 (DUI Breath Test)	\$25	\$	12. ⁰⁰
§14-1-212 (Law Enforce. Funding)	\$25	\$	35. ⁰⁰
§14-1-213 (Drug Court Surcharge)	\$150	\$	_____
§34-11-70(b)and(c), and 34-11-90(c)and(d) (Admin Fraud Check Court Costs)	\$41	\$	_____
§50-21-114 (BUI Breath Test Fee)	\$50	\$	_____
§56-5-2942(J) (Vehicle Assessment)	\$40/ea	\$	_____
3% to County (if paid in installments)	TBD	\$	4.11
<input type="checkbox"/> Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees	\$500	\$	_____
<input type="checkbox"/> § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund	TBD	\$	40. ⁰⁰
TOTAL		\$	181.11

Clerk of Court/Deputy Clerk: *E. Ragan*
 Court Reporter: *K. Smith*

Presiding Judge: *1182 DOR*
 Judge Code: *2271*
 Sentence Date: *12-15-23*