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Jun 23 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from York County

Honorable Daniel D. Hall, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

AIDEYAN AFAMEFUNA OMOREGBEE,

APPELLANT

APPELLATE CASE NO. 2024-001588

RECORD ON APPEAL

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ATTORNEYS FOR RESPONDENT

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1 STATE OF SOUTH CAROLINA

2 -----x

3 STATE,

4 Plaintiff,

5 Case No.

6 -against-

2021-DR-46-6680

7 AIDEYAN A. OMOREGBEE,

8 Defendant.

9 -----x

10 December 17, 2021

11 York, S.C.

12
13 B E F O R E :

14 HONORABLE DANIEL HALL

15
16 A P P E A R A N C E S :

17 DANIEL PORTER,

18 Attorney for the State

19
20 ROBERT BRUCE

21 Attorney for the Defendant

22
23
24 Aileen Butler

25 Official Court Reporter

1 THE COURT: Solicitor.

2 MR. PORTER: Thank you, Your Honor. May it
3 please the Court. Before you is Aideyan
4 Omoregbee. He is represented by Robert Bruce of
5 the York County Bar. I'm handling this plea for
6 Mr. Epting in our office. He has been in jail
7 since October 28th of 2021 and he is pleading
8 nolo 2021-6680 which has not been before the York
9 County Grand Jury. Originally charged domestic
10 violence, first degree. He is pleading to
11 domestic violence, third degree, under the nolo
12 doctrine for a negotiation of time served and
13 PRO, Your Honor, that you have before the Court.

14 We would ask that only exception be that if
15 there is any approved contact by the Family Court
16 that be allowed within the PRO.

17 THE COURT: All right, thank you. Mr.
18 Epting did not sign the indictment. If you will
19 sign it --

20 MR. PORTER: Yes, sir, Your Honor.

21 THE COURT: -- on behalf of the State.

22 MR. PORTER: And the State has complied with
23 the victim's right's act.

24 THE COURT: Thank you.

25 MR. PORTER: And there also should be a

1 firearm's notice as well for the Court in the
2 paperwork.

3 THE COURT: Mr. Bruce, do you need more time
4 to talk to you client?

5 MR. BRUCE: Your Honor, I may actually.

6 THE COURT: All right, let's step down. We
7 will take another matter.

8 MR. BRUCE: Thank you.

9 (WHEREUPON, there was a break in
10 proceedings.)

11 THE COURT: All right, we're back on record
12 in the matter of Aideyan Omoregbee, Indictment
13 2021-GS-46-6680. He is before the Court for
14 domestic violence, third degree. The negotiation
15 or recommendation in the case is that he receive
16 a time served sentence.

17 How many days has he been in jail?

18 MR. BRUCE: Your Honor, he has been in jail
19 -- let's see. Fifty-one days, Your Honor.

20 THE COURT: He has been in jail for 51 days.
21 The negotiation is that he would plead guilty and
22 that he would get a time -- listen to me -- he
23 would get a time served sentence, which means he
24 will be released today. When he leaves here he
25 will have a conviction for domestic violence,

1 third degree, however that's a 90 day sentence.
2 Potential 90 day sentence. Tell me again how
3 many days?

4 MR. BRUCE: Your Honor, I think he believes
5 it's 53.

6 THE COURT: We'll go 53 days. Fifty-three
7 days. In addition, the Court has signed a
8 restraining order. He's not to have any contact
9 with -- with -- I guess his wife for the next ten
10 years. It goes to December 17, 2071.

11 MR. PORTER: Fifty years, Your Honor.

12 THE COURT: Fifty years. All right.

13 Mr. Omoregbee, is that what you are pleading
14 to?

15 How about your wife? Where's your wife now?

16 THE DEFENDANT: I just wanted to speak to
17 you.

18 THE COURT: All right, let me talk to you.

19 THE DEFENDANT: At the age of 24 I moved to
20 the United States. That was 1979.

21 THE COURT: From where?

22 THE DEFENANT: From Nigeria. I have been in
23 this country for 42 years. I have never been in
24 trouble with the law. I follow the law of this
25 country. I have been married to my wife for 31

1 years. We raised six children. The first time I
2 went to the University South Carolina in
3 Columbia. The second time I went to University
4 of Chicago. The third one went to Huntington
5 College and the fourth one is (inaudible). All
6 my children I teach them before they are two
7 years old. I teach them and the three last ones
8 all got full scholarships to good school. The
9 first one is my son. The first went to
10 University of South Carolina full scholarship.
11 Two more that also straight A student.

12 I take this plea because I have been here
13 suffering, suffering. And when they offer it to
14 me I say, yeah, why not. I love my wife. I
15 still love my wife as I speak to you, Your Honor.
16 I have never touched my wife. I would never ever
17 touch my wife.

18 THE COURT: Hold on a minute. Give me a
19 factual basis for the charges.

20 MR. PORTER: Yes, Your Honor. On October
21 23rd of 2021, Heritage Boulevard and Albany
22 officers responded to a domestic call. They
23 arrived on scene and spoke with the victim, the
24 defendant's wife, who stated the defendant chased
25 her with a screwdriver and jumped on top of the

1 car. Their minor children observed part of that
2 incident. The defendant was arrested after
3 leaving the home five days later.

4 THE COURT: All right.

5 Hold on just a minute. Let me talk to you
6 about that. What they are telling the Court, is
7 that you never touched her. They didn't say
8 that. You never touched her, but the law is if
9 your spouse has fear, reasonable fear, and that's
10 what she told the police that she had fear that
11 she was going to be harmed. In America you can
12 be charged and convicted of domestic violence.
13 This is third degree. This is the lowest level
14 of domestic violence. Again, you don't have to
15 touch her but they're alleging that she was
16 afraid.

17 THE DEFENDANT: Your Honor, just briefly.
18 That Monday we had an argument about \$12,000 that
19 we have collected from the store that I have for
20 the past seven and a half years, while my wife
21 was having a job on the side. I build this
22 store. The store right now is worth more than a
23 million dollars. I built that store. My house,
24 I bought my house. At that time my wife never
25 worked which is good. She was raising the kids

1 and then I built this store. That's my
2 livelihood for the past seven and a half years.
3 I have no other job right now. Nothing. If I
4 leave here today I won't have money,
5 transportation. If I have no assets to my
6 business I have no assets that is in my name.
7 It's everything. My wife come there Saturday and
8 Sunday to help me but that's all.

9 THE COURT: All right.

10 THE DEFENDANT: Now, my fear -- my fear is
11 that I love this country. I have adopted this
12 country.

13 THE COURT: Hold a minute. Hold on a
14 minute. Listen to me. I understand all that.
15 Give him a Kleenex.

16 THE DEFENDANT: (Crying) I'm sorry.

17 THE COURT: Have you got a place to live?
18 Hold a minute.

19 I don't know where you wife is but are you
20 going to be able to stay away from your wife?

21 THE DEFENDANT: I will stay away from my
22 wife. It's my business I am concerned about.

23 THE COURT: When you leave here you got to
24 stay away from your wife.

25 THE DEFENDANT: I will. I will. You are

1 the law. I will follow whatever you order you
2 give me, Your Honor.

3 THE COURT: All right. The sentence is time
4 served. I'm signing a restraining order. Thank
5 you.

6 MR. BRUCE: Your Honor, he understands. He
7 didn't want the restraining order but I told him
8 we couldn't prevent the Court from issuing it if
9 they ask it.

10 THE COURT: Well, the wife asked for a
11 restraining order?

12 MR. PORTER: Yes, sir.

13 THE COURT: I am signing the restraining
14 order. That's the law.

15 THE DEFENDANT: Your Honor, I am talking
16 about my business. That's what's the most
17 important to me is the business.

18 THE COURT: What kind of business is it?

19 THE DEFENDANT: I own a store at the
20 Pineville Flea Market and that store is worth
21 more than a million dollars. I still work. I
22 wake up at four o'clock in the morning, Your
23 Honor. I drive to New York. I drive to
24 Virginia, Maryland, North Carolina. All looking
25 for product. I build this store. That's what I

1 have been doing for seven and a half years while
2 my wife was working for the school district.

3 THE COURT: Hold a minute.

4 Listen, I appreciate all that, but that is
5 not anything that this Court can address. If you
6 have an issue with -- your lawyer is going to
7 tell you, in America there is a different law to
8 deal with issues of who owns the store. Who owns
9 the house. That's called Family Court. That's
10 another judge in another place.

11 As far as the domestic violence, third
12 degree, the sentence is time served and I am
13 signing the restraining order. Your lawyer can
14 talk to you about another Court.

15 Thank you.

16 MR. PORTER: Your Honor, we would simply ask
17 PRO contain language to allow family Court Order.

18 THE COURT: I will put that in the order.

19 MR. PORTER: Thank you.

20 THE COURT: Thank you.

21 (END OF TRANSCRIPT)
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C E R T I F I C A T E

I, the undersigned Aileen Butler, Official Court Reporter for the 16TH Judicial Circuit of the State of South Carolina, do hereby certify that the foregoing is a true, accurate, and complete transcript of record of all the proceedings in the captioned case, in the Circuit Court for York County, South Carolina, on the 17th day of December, 2021.

I do further certify that I am neither of kin, counsel, nor interest to any party hereto.

November 4, 2024

Aileen Butler

STATE OF SOUTH CAROLINA

COUNTY OF York

FILED-RECEIVED

2021 DEC 17 PM 1:36

DAVID HAMILTON
C.C.C.P. & GS
YORK COUNTY, SC

Igiose Omoregbee

Complainant(s)

vs.

Aideyan Afamefuna Omoregbee,

Respondent(s).

IN THE COURT OF GENERAL SESSIONS
SIXTEENTH JUDICIAL CIRCUIT

INDICTMENT No.: 2021-GS-46-06680

PERMANENT RESTRAINING ORDER

RECEIVED

SEP 20 2024

SC Court of Appeals

RESPONDENT IDENTIFIERS

SEX *	RACE *	DOB*	HEIGHT
M	B		5'06
WEIGHT	HAIR	EYES	STATE
180	BALD	BRO	

And/or on behalf of minor family member(s)
or other protected persons: (List name)

Relationship to
Complainant:

Respondent's Address

CAUTION:

Weapon Involved

Weapon Present on Respondent's
Property

*Indicates required information for entry into NCIC

Access to weapons

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter.
Respondent has been provided with reasonable notice and opportunity to be heard.
Additional findings of this order are as set forth below.

THE COURT HEREBY ORDERS:

- That the above named Respondent be restrained from committing further acts of abuse or threats of abuse.
- That the above named Respondent be restrained from any contact with the Protected Person as set forth on the attached pages.

The terms of the this order shall be effective until

December 17, _____,

2071

WARNINGS TO RESPONDENT:

This order shall be enforced in any county of South Carolina and by the courts of any state, District of Columbia, any U. S. Territory, and may be enforced by Tribal Lands (18 U.S.C. Section 2265). Crossing state, territorial, or tribal boundaries to violate this order may result in federal imprisonment (18 U.S.C. Section 2262).

State and federal law provides penalties for possessing, transporting, shipping, or receiving any firearm or ammunition (18 U.S.C. Section 922).

VCSD

CERTIFIED TRUE COPY
 2024 SEP 16 AM 11:11
 JAMES A. BRYANT
 CLERK OF COURT
 YORK COUNTY, SC

Only the Court can change this order.

For Additional Information Call:

803-628-3059 Sheriff

803-628-3036

Clerk of Court

Phone Number

Phone Number

The Court held a hearing on December 17, 2021. After hearing the evidence, and examining the supporting documentation, the Court has determined that the Complainant has proven by a preponderance of evidence the need for issuance of a Permanent Restraining Order.

The Court makes the following finding of fact: (Check all that apply)

- 1. The Complainant resides in _____ County, SC (State).
- 2. The Respondent lives at _____ (Street Address) which is in _____ County, SC (State).
- 3. The Respondent is employed at _____ which is located at _____.
- 4. The Respondent is a nonresident of this state or cannot be found.
- 5. The Respondent:
 - was convicted of a criminal offense (as defined in SC Code Ann. § 16-3-1900(3)) for which the victim was the subject of the crime.
 - was convicted of a criminal offense (as defined in SC Code Ann. § 16-3-1900(3)) for which the witness assisted the prosecuting entity/agency.
- 6. The conviction took place on this date December 17, 2021 in the General Sessions court. The prosecuting entity/agency was 16th Circuit Solicitor's Office.
The qualifying conviction was: Domestic Violence 3rd Degree. (misdemeanor)
- 7. A restraining order has expired, is set to expire, or is not available and the common pleas court is not in session for the complainant to obtain a permanent restraining order.

CERTIFIED TRUE COPY
 2024 SEP 16 AM 11:12
 ALICE BRYANT
 CLERK OF COURT
 YORK COUNTY, SC

IT IS THEREFORE ORDERED THAT (Check all that apply):

- A. The Respondent is restrained, prohibited and forbidden from abusing, threatening to abuse, or molesting the Complainant or members of Complainant's family.
- B. The Respondent is restrained, prohibited and forbidden from entering or attempting to enter the Complainant's place of residence, employment, or education.
- C. The Respondent is restrained, prohibited and forbidden from communicating or attempting to communicate with the Complainant or members of the Complainant's family in any way that would violate Section 16-3-1910. *unless allowed by order of Family Court OBA*
- D. Federal Firearms Prohibition, pursuant to 18 U.S.C § 922.

1. Does this Order protect an intimate partner, a child of an intimate partner, or a child of the respondent? YES NO

- 2. Did the person restrained have actual notice and an opportunity to participate in the hearing? YES NO
- 3. Does the Order find the restrained person a credible threat or explicitly prohibit the use, attempted use, or threatened use of physical force? YES NO

E. A copy of this Order shall be served on the following law enforcement agencies:
RHPD and YCSO

AND IT IS SO ORDERED.

Entered at 12:00 P.M. on 12-17-21



Circuit Court Judge

VIOLATION OF THIS ORDER IS A FELONY CRIMINAL OFFENSE PUNISHABLE BY UP TO FIVE YEARS IN PRISON.


TO LAW ENFORCEMENT OFFICERS:

Pursuant to S.C. Code Ann. § 16-3-1910, notwithstanding any other provision of law, the terms of this Order are enforceable throughout this State. Law enforcement officers shall arrest a respondent who acts in violation of this Order after service and notice of the Order have been provided. A respondent who is in violation of a permanent restraining order is guilty of a felony, if the underlying conviction that was the basis for the permanent restraining order was a felony and, upon conviction, must be imprisoned not more than five years. If the underlying conviction that was the basis for the permanent restraining order was a misdemeanor, a respondent who is in violation of an permanent restraining order is guilty of a misdemeanor and, upon conviction, must be fined not more than two thousand dollars or imprisoned not more than three years, or both.

COPY GIVEN TO
COMPLAINANT BY

LM (initials)

COPY GIVEN
RESPONDENT BY

TO  (initials)

CERTIFIED TRUE COPY
 2024 SEP 16 AM 11:12
 ANTHONY DEBYANT
 CLERK OF COURT
 YORK COUNTY, SC

FILED-RECEIVED

2021 DEC 17 PM 1:36

DAVID HAMILTON
C.C.C.P. & GS
YORK COUNTY, SC

CERTIFICATE OF SERVICE

The undersigned hereby certifies that he/she is a duly constituted law enforcement officer for the State of South Carolina and that the within PERMANENT RESTRAINING ORDER was served upon the Defendant via hand delivery;

Aideyan Afamefuna Omoregbee

Dec 17, 2021

CERTIFIED TRUE COPY
2021 SEP 16 AM 11:12
ALBERT J. DRYANT
CLERK OF COURT
YORK COUNTY, SC

By: _____ (SIGN)

D.W. Davidson (PRINT NAME)

VCSD (PRINT ADDRESS)

(PHONE. NUMBER)

1 THE COURT: Solicitor.

2 MR. EPTING: Thank you, Your Honor. Before the Court
3 today is Aideyan Omoregbee. He is here with his defense
4 counsel, Tom Bowen of the Public Defender's Office. Mr.
5 Omoregbee was before the Court in December of 2021, where he
6 pled guilty to domestic violence in the third degree.
7 During that hearing Your Honor issued a permanent
8 restraining order restricting him from having contact with
9 the victim on that case, who was then his wife. That was
10 served and he was released and arguably such that when he
11 violated that permanent restraining order, after he was
12 charged and we were preparing the cases for trial, I was
13 informed by defense counsel that it appears that one of the
14 boxes was not checked that restricted all contact. I
15 believe that was the intention of all parties at the plea.
16 That was the intention of the State and I believe the Court
17 as well and there was a time limit in there from December
18 17th to 2071. So we're here on motion of the State to have
19 that permanent restraining order modified. I've prepared an
20 entirely new one that's otherwise the same with that box --
21 with the box checked, as I believe that was the intention of
22 both the Court and all parties at the conclusion of that
23 plea December of 2021.

24 THE COURT: Mr. Bowen, you wish to be heard?

25 MR. BOWEN: I do, Your Honor. We did not represent Mr.

1 Omoregbee during that hearing. I believe it was Robby
2 Bruce, so I can't say for certain what the intention of all
3 parties was at the time, but at this point we're objecting
4 to the modification, Your Honor. It's my understanding,
5 after speaking with my client, he believes that she is using
6 this PRO as a shield -- or as a sword rather than a shield.
7 She has been -- during the time after this plea she had his
8 location services on his phone on and she was following him
9 around. She had him thrown out of his child's graduation
10 when he wasn't even near them. He was trying to open a
11 store and she went there to try and prevent that, then she
12 also went to the person who was funding him to try and get
13 that shut down. Then she went to North Carolina to the
14 distributor that would have been selling the goods for him
15 -- selling him the goods for that store and shutting it --
16 making sure he couldn't go there, Your Honor. The purpose
17 of a restraining order is to be used as a shield, not as a
18 sword like this, Your Honor.

19 In addition, he's concerned about if this is modified
20 to a full no contact, that it's going to exacerbate this
21 issue that's been going on now for the past couple years.
22 He advises me in 2022, after all this was going on, he came
23 to the Public Defender's Office and talked to Joe Medlin
24 about it. Unfortunately, we didn't have the case with him
25 at that time. There was nothing we could really do in

1 regard to that other than tell him, well, technically,
2 that's not a violation of a protection order on her part
3 because it's not a two-sided thing, but you know, his
4 concern is he wants to be able to speak to his children.
5 He's been married -- he was married to the victim in that
6 case for thirty-four years, Your Honor. They have a number
7 of children together and he's afraid if they have
8 grandchildren, she's going to use this to prevent him from
9 ever even being able to see his grandchildren as well. She
10 made this same request in Family Court during the divorce
11 and that was denied by, I believe, Judge Guyton.

12 The allegation that he violated the restraining order
13 is that he had called her phone at, like, two o'clock in the
14 morning a hand full of times, where he said he missed his
15 family and stuff like that.

16 Mr. Omoregbee is from Nigeria and he advises me that in
17 his culture the wife is never part of his family, so when he
18 says he misses his family, he means he misses his children,
19 as the wife is always a part of her father's family, he
20 tells me.

21 THE COURT: Well, let me ask this: so was there a
22 hearing in Family Court subsequent to him being sentenced
23 where the Family Court judge denied the no contact?

24 MR. BOWEN: That is my understanding, Your Honor.

25 MR. EPTING: I have not -- that's the first I've heard

1 of that. There was a divorce proceeding that went in place
2 last week. They are fully divorced and as to the children,
3 I believe they are all grown, with the exception of one who
4 may be seventeen, turning eighteen soon.

5 THE COURT: Well, I mean, here's the issue: normally
6 -- regardless of what was checked on the box, the standard
7 order says no contact unless---

8 MR. EPTING: Allowed by a Family Court.

9 THE COURT: ---allowed by a Family Court. Now, if a
10 Family Court Judge has heard everything and has decided that
11 a restraining order is not appropriate, I mean, I'm -- we're
12 here on a 90-day domestic violence third degree. Do y'all
13 -- can you get me a copy of the Family Court? Was it an
14 order? Did he have an attorney?

15 MR. BOWEN: You did not have an attorney, did you?

16 MR. EPTING: Your Honor, I can -- just to put this out
17 there, Mr. Omoregbee, during the pendency of both of these
18 cases, has made all kinds of claims in court, all -- some
19 extremely outrageous. I do think --

20 THE COURT: And, Mr. Bowen, you -- what you've relayed
21 to the Court, is that what your client has told you?

22 MR. BOWEN: That is what my client has told me.

23 THE COURT: You have no personal knowledge, had not --

24 MR. BOWEN: I do not have personal knowledge. No.

25 THE COURT: Okay. That helps.

1 MR. BOWEN: So it's our position --

2 THE COURT: What's he doing in detention?

3 MR. BOWEN: It's these charges, the number of violation
4 of protection order and harassment, Your Honor.

5 MR. EPTING: So he still has a harassment charge
6 related to violating and the box was checked. He made some
7 threats to the victims allegedly and --

8 THE COURT: Okay. All right. I don't need to hear
9 anymore. I mean, I'm familiar -- here's the thing: when
10 this is brought to me by the lawyers, I don't -- I have
11 never, in my knowledge, knowingly signed an order that -- we
12 call them temporary -- I mean, restraining order, permanent
13 restraining orders, that was not for the purpose of no
14 contact. I think -- and I did see a copy of the order that
15 was signed at the time and I believe that that was very
16 likely a scrivener's error that that box was not checked and
17 so I'm going to grant the motion to amend the restraining
18 order. He can, you know, -- and, again, that order says
19 that if -- and if he's allowed by a Family Court judge, then
20 it would super- -- in my view, it would supercede this
21 order, but it has to be a written order by the Family Court
22 judge and not just the defendant saying, hey, this is what
23 they told me in Family Court and all the other issues as far
24 as grandchildren and that kind of thing, that's left up to
25 between him and the parents of those children. What little

1 bit I know about grandparents' rights, in South Carolina
2 they don't have any rights when it comes to domestic
3 visitation. That's between him and his children. Anything
4 else?

5 MR. EPTING: Not from the State, Your Honor.

6 MR. BOWEN: Not from the defense, Your Honor.

7 THE COURT: All right. Thank you.

8 MR. BOWEN: Thank you, Your Honor.

9 (END OF REQUESTED TRANSCRIPT)

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STATE OF SOUTH CAROLINA)
) C E R T I F I C A T E
COUNTY OF YORK)

I, the undersigned Shannon E. McGilberry, official Court Reporter for the Sixteenth Judicial Circuit of the State of South Carolina, do hereby certify that the foregoing is a true, accurate and complete transcript of the record of all proceedings had and evidence introduced in the hearing of the captioned case, relative to appeal, in the Court of General Sessions for York County, South Carolina, on the 11th day of September, 2024.

I do further certify that I am neither of kin, counsel, nor interest to any party hereto.

In witness whereof, I have hereunto subscribed my name, this 10th day of January, 2025.

Shannon E. McGilberry, CVR-M

My Commission Expires:

April 26, 2027

STATE OF SOUTH CAROLINA
COUNTY OF YORK

IN THE COURT OF GENERAL SESSIONS
SIXTEENTH JUDICIAL CIRCUIT

FILED-RECEIVED
2024 SEP 11 PM 2:38

INDICTMENT No.: 2021-GS-46-06680

Igiöse Omoregbee

ANGIE M. BRYANT
G.C.C.P. & ES
YORK COUNTY, SC
Complainant(s)

PERMANENT RESTRAINING ORDER

vs.

Aideyan Afamefuna Omoregbee,

Respondent(s).

RESPONDENT IDENTIFIERS

SEX *	RACE *	DOB*	HEIGHT
M	B	[REDACTED]	5'06
WEIGHT	HAIR	EYES	STATE
190	BLK	BRO	SC

And/or on behalf of minor family member(s)
or other protected persons: (List name)

Relationship to
Complainant:

LKA: [REDACTED] Ravenglass Drive

HOMELESS

Fort Mill, SC 29715

Respondent's Address

CAUTION:

Weapon Involved

Weapon Present on Respondent's
Property

Access to weapons

*Indicates required information for entry into NCIC

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter.
Respondent has been provided with reasonable notice and opportunity to be heard.
Additional findings of this order are as set forth below.

THE COURT HEREBY ORDERS:

- That the above named Respondent be restrained from committing further acts of abuse or threats of abuse.
- That the above named Respondent be restrained from any contact with the Protected Person as set forth on the attached pages.

The terms of the this order shall be effective
until

December 17

2071

WARNINGS TO RESPONDENT:

This order shall be enforced in any county of South Carolina and by the courts of any state, District of Columbia, any U. S. Territory, and may be enforced by Tribal Lands (18 U.S.C. Section 2265). Crossing state, territorial, or tribal boundaries to violate this order may result in federal imprisonment (18 U.S.C. Section 2262).

State and federal law provides penalties for possessing, transporting, shipping, or receiving any firearm or ammunition (18 U.S.C. Section 922).

Only the Court can change this order.

For Additional Information Call:

803-628-3059 Sheriff

803-628-3036

Clerk of Court

Phone Number

Phone Number

The Court held a hearing on September 4, 2024. After hearing the evidence, and examining the supporting documentation, the Court has determined that the Complainant has proven by a preponderance of evidence the need for issuance of a Permanent Restraining Order.

The Court makes the following finding of fact: (Check all that apply)

- 1. The Complainant resides in York County, SC.
- 2. The Respondent lives at _____ which is in _____ County, SC.
- 3. The Respondent is employed at _____ which is located at _____.
- 4. The Respondent is a nonresident of this state or cannot be found.
- 5. The Respondent:
 - was convicted of a criminal offense (as defined in SC Code Ann. § 16-3-1900(3)) for which the victim was the subject of the crime.
 - was convicted of a criminal offense (as defined in SC Code Ann. § 16-3-1900(3)) for which the witness assisted the prosecuting entity/agency.
- 6. The conviction took place on this date December 17, 2021 in the General Sessions court. The prosecuting entity/agency was 16th Circuit Solicitor's Office.
The qualifying conviction was: Domestic Violence, 3rd Degree
- 7. A restraining order has expired, is set to expire, or is not available and the common pleas court is not in session for the complainant to obtain a permanent restraining order.

IT IS THEREFORE ORDERED THAT (Check all that apply):

- A. The Respondent is restrained, prohibited and forbidden from abusing, threatening to abuse, or molesting the Complainant or members of Complaint's family.
- B. The Respondent is restrained, prohibited and forbidden from entering or attempting to enter the Complainant's place of residence, employment, or education.
- C. The Respondent is restrained, prohibited and forbidden from communicating or attempting to communicate with the Complainant or members of the Complaint's family in any way that would violate Section 16-3-1910, unless otherwise dictated by valid Family Court order.
- D. Federal Firearms Prohibition, pursuant to 18 U.S.C § 922.

1. Does this Order protect an intimate partner, a child of an intimate partner, or a YES NO

- child of the respondent?
2. Did the person restrained have actual notice and an opportunity to participate in the hearing? YES NO
3. Does the Order find the restrained person a credible threat or explicitly prohibit the use, attempted use, or threatened use of physical force? YES NO

E. A copy of this Order shall be served on the following law enforcement agencies: York County Sheriff's Office

AND IT IS SO ORDERED.

Entered at 11:20 am A.M. on 9-11-24



Circuit Court Judge

VIOLATION OF THIS ORDER IS A FELONY CRIMINAL OFFENSE PUNISHABLE BY UP TO FIVE YEARS IN PRISON.

TO LAW ENFORCEMENT OFFICERS:

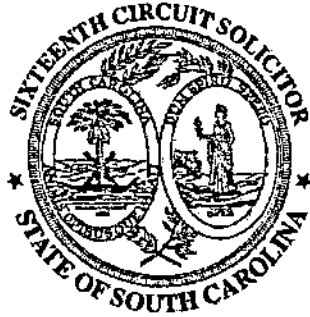
Pursuant to S.C. Code Ann. § 16-3-1910, notwithstanding any other provision of law, the terms of this Order are enforceable throughout this State. Law enforcement officers shall arrest a respondent who acts in violation of this Order after service and notice of the Order have been provided. A respondent who is in violation of a permanent restraining order is guilty of a felony, if the underlying conviction that was the basis for the permanent restraining order was a felony and, upon conviction, must be imprisoned not more than five years. If the underlying conviction that was the basis for the permanent restraining order was a misdemeanor, a respondent who is in violation of an permanent restraining order is guilty of a misdemeanor and, upon conviction, must be fined not more than two thousand dollars or imprisoned not more than three years, or both.

COPY GIVEN TO _____ (initials)
 COMPLAINANT BY _____)

COPY GIVEN TO  (initials)
 RESPONDENT BY _____)

FILED-RECEIVED
2024 SEP 11 PM 2:38

ANGIE M. BRYANT
C.C.P. & GS
YORK COUNTY, SC



CERTIFICATE OF SERVICE

The undersigned hereby certifies that he/she is a duly constituted law enforcement officer for the State of South Carolina and that the within PERMANENT RESTRAINING ORDER was served upon the Defendant via hand delivery.

Aideyan Afamefuna Omoregbee

Sept 11th, 2024

By: [Signature] (SIGN)
Davidson (PRINT NAME)
1675-2A York Highway
York, SC 29745
803-628-3059

THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM YORK COUNTY
 Court of General Sessions

Daniel D. Hall, Circuit Court Judge

RECEIVED

SEP 20 2024

SC Court of Appeals

Case No.: 2021-GS-46-06680; 2022-GS-46-01132; 2023-GS-46-04638; 2023-GS-46-04637
 2023-GS-46-04640; 2023-GS-46-04641 and 2023-GS-46-04639

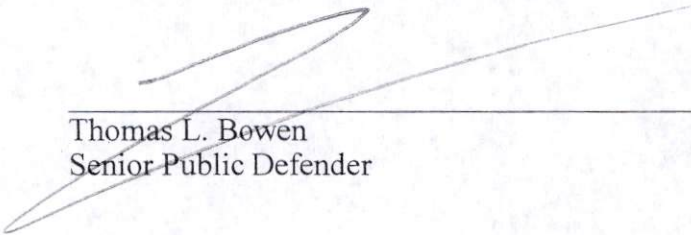
The State of South Carolina, Respondent
 Vs

Aideyan Afamafuna Omoregbee, Appellant

FILED-RECEIVED
 2024 SEP 16 PM 1:39
 ANGIE M. DEWITT
 C.C.C.P. &
 YORK COUNTY, SC

NOTICE OF APPEAL

Aideyan Afamafuna Omoregbee appeals the Hearing on September 11, 2024 in front of the Honorable Daniel D. Hall. Pursuant to Rule 203(B)(iv), the issue to be raised on appeal is whether the trial court abused its discretion when the Honorable Daniel D. Hall, modified a Permanent Restraining Order against the Appellant. The Court held a hearing on September 11, 2024 to modify a Permanent Restraining Order that had originally been issued after the Appellant pled guilty to a Domestic Violence in the 3rd degree on December 17, 2021. The December 17, 2021 Order only prohibited threatening or harassing conduct. The appellant was subsequently arrested for violations of that Order and an additional Harassment 1st Warrant. On September 11, 2024 the State called the case for a hearing to modify the December 17, 2021 Order to a full no contact order. The Appellant objected. After hearing arguments from both the State and the Defense the Honorable Daniel Hall modified the Permanent Restraining Order to a full no contact. The pending charges were then dismissed by the State. The Appellant was represented by Thomas L. Bowen Jr., Senior Public Defender.


 Thomas L. Bowen
 Senior Public Defender

This 16th day of September, 2024
 York, South Carolina

Other Counsels of Record:
 Christopher W. Epting
 Assistant Deputy 16th Circuit Solicitor
 1675-1A York Hwy
 York, SC 29745
 (803) 628-3020

RECEIVED

THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

SEP 20 2024

APPEAL FROM YORK COUNTY
Court of General Sessions

SC Court of Appeals

Daniel D. Hall, Circuit Court Judge

Case Nos.: 2021-GS-46-06680; 2022-GS-46-01132; 2023-GS-46-04638; 2023-GS-46-04637
2023-GS-46-04640; 2023-GS-46-04641 and 2023-GS-46-04639

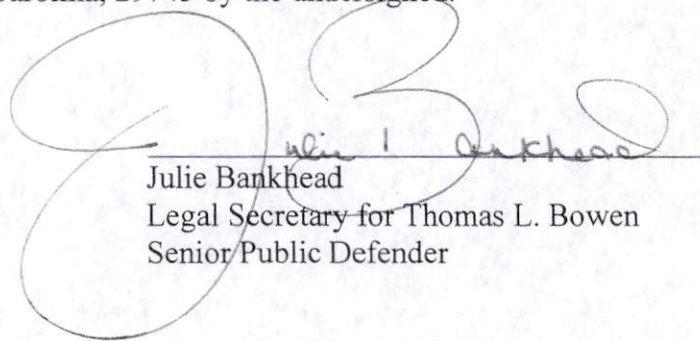
The State of South Carolina, Respondent
vs.

Aideyab Afamefuna Omregbee, Appellant

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2024 SEP 19 PM 1:39
ANGIE M. EVANT
C.C.C.P. CLERK
YORK COUNTY, SC

Certificate of Service

This is to certify that a copy of the Notice of Appeal in the case of The State vs. Aideyab Afamefuna Omregbee was served upon counsel for the State, Christopher W. Epting, Assistant Deputy 16th Circuit Solicitor, on September 16, 2024 by hand-delivering a copy to her office located at the 1675-1A York Hwy, York, South Carolina, 29745 by the undersigned.


Julie Bankhead
Legal Secretary for Thomas L. Bowen
Senior Public Defender

**Sixteenth Circuit
Public Defender
Office**

Moss Justice Center
1675-1E York Highway
P.O. Box 691
York, S.C. 29745



Bryson J. Barrowclough
Sixteenth Circuit Defender

²⁹
Melissa A. Inzerillo
Phillip L. Smith
Deputy Public Defender

Stacey D. Coleman
Juvenile Division

Toni L. Johnson
Sr. Assistant Magistrate Division

Assistant Public Defenders

Mark T. McKinnon

Thomas L. Bowen Jr.

Chris Bonds

Ryan Newkirk

Ugonna Udogwu

Fred Davis

Melissa Rogers

Arthur Hays

William Barieri

Katie T. Cummings

Devon Nielson

Jason LaBlanc

Derek Banov

Jordan Heavner

RECEIVED

Union County Public Defender

Erik D. Delaney

Laura Hicks

September 17, 2024

SEP 20 2024

SC Court of Appeals

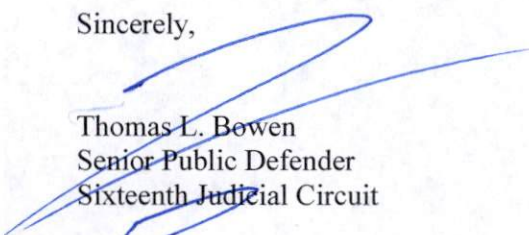
The Honorable Jenny Abbott Kitchings
Clerk of the South Carolina Court of Appeals
P.O. Box 11629
Columbia, South Carolina 29211

Re: Aideyan Afamefuna Omoregbee (Indictment Nos. 2021-GS-46-06680; 2022-GS-46-01132;
2023-GS-46-04638; 2023-GS-46-04637; 2023-GS-46-04640; 2023-GS-46-04641 and 2023-GS-46-04639)

Dear Ms. Kitchings:

Enclosed please find copies of the Notice of Appeal, Certificate of Service and Rule 203 Explanation and a letter to the Appellant on the above captioned matter. Aideyan Afamefuna Omoregbee appeals the Hearing on September 11, 2024 in front of the Honorable Daniel D. Hall. Pursuant to Rule 203(B)(iv), the issue to be raised on appeal is whether the trial court abused its discretion when the Honorable Daniel D. Hall, modified a Permanent Restraining Order against the Appellant. The Court held a hearing on September 11, 2024 to modify a Permanent Restraining Order that had originally been issued after the Appellant pled guilty to a Domestic Violence in the 3rd degree on December 17, 2021. The December 17, 2021 Order only prohibited threatening or harassing conduct. The appellant was subsequently arrested for violations of that Order and an additional Harassment 1st Warrant. On September 11, 2024 the State called the case for a hearing to modify the December 17, 2021 Order to a full no contact order. The Appellant objected. After hearing arguments from both the State and the Defense the Honorable Daniel Hall modified the Permanent Restraining Order to a full no contact. The pending charges were then dismissed by the State. The Appellant was represented by Thomas L. Bowen Jr., Senior Public Defender. The court reporter was DCRP.

Sincerely,


Thomas L. Bowen
Senior Public Defender
Sixteenth Judicial Circuit

TLB/jbb

Enclosures

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

State of South Carolina

-vs-

Aideyab Afamefuna Omoregbee
Defendant.

Indictment No.: 2021-GS-46-06680; 2022-GS-46-01132;
2023-GS-46-04638; 2023-GS-46-04637
2023-GS-46-04640; 2023-GS-46-04641
and 2023-GS-46-04639

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SEP 20 2024

SC Court of Appeals

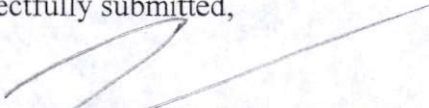
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2024 SEP 16 PM 1:39
ANGIE M. BRANN
C.C.C.P. & GS
YORK COUNTY, SC

RULE 203(B) EXPLANATION

Pursuant to Rule 203(B)(iv), the issue to be raised on appeal is whether the trial court abused its discretion when the Honorable Daniel D. Hall, modified a Permanent Restraining Order against the Appellant. The Court held a hearing on September 11, 2024 to modify a Permanent Restraining Order that had originally been issued after the Appellant pled guilty to a Domestic Violence in the 3rd degree on December 17, 2021. The December 17, 2021 Order only prohibited threatening or harassing conduct. The appellant was subsequently arrested for violations of that Order and an additional Harassment 1st Warrant. On September 11, 2024 the State called the case for a hearing to modify the December 17, 2021 Order to a full no contact order. The Appellant objected. After hearing arguments from both the State and the Defense the Honorable Daniel Hall modified the Permanent Restraining Order to a full no contact. The pending charges were then dismissed by the State. The Appellant was represented by Thomas L. Bowen Jr., Senior Public Defender.

The undersigned does not have a good faith basis to believe that this issue is properly before the Court of Appeals, and the undersigned did object to the modification of the Order, but did not file a motion to reconsider. Nevertheless, the undersigned consulted with the Appellant about his right to appeal, and after consultation, the undersigned has filed the instant appeal at the request of the Appellant because the Sixth Amendment requires counsel to follow the Appellant's request. *See Frazer v. South Carolina*, 430 F.3d 696, 705 (4th Cir. 2005) ("A defendant has a right to pursue a direct appeal, even if frivolous, which counsel must assist as 'an active advocate on behalf of his client.'") (quoting *Anders v. California*, 386 U.S. 738, 744 (1967)).

Respectfully submitted,


Thomas L. Bowen
P.O. Box 691
York, South Carolina 29745
(803) 628-3031
Attorney for Aideyan Afamefuna Omoregbee

York, South Carolina

September 16, 2024

WITNESSES

1
3
YCSO

Witnessing Officer:

ARREST WARRANT NUMBER

2021A4610500126

ACTION OF GRAND JURY

Foreperson of Grand Jury

Date:

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2021-GS-46-06680

The State of South Carolina

County of York

COURT OF GENERAL SESSIONS

JANUARY 26, TERM 2022

THE STATE

VS.

AIDEYAN AFAMEFUNA
OMOREGBEE

INDICTMENT FOR

DOMESTIC VIOLENCE, 2ND DEGREE

SC Code: § 16-25-0020(C)
CDR Code: 3812

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

Defendant

I _____ hereby appear in my own proper person and plead guilty to the within indictment or to

Defendant

Witness:

C.C.C. PLS. AND G.S.

STATE OF SOUTH CAROLINA
COUNTY OF YORK

INDICTMENT

At a Court of General Sessions, convened on January 26, 2022, the Grand Jurors of York County present upon their oath:

DOMESTIC VIOLENCE, 2ND DEGREE

The defendant, Aideyan Afamefuna Omoregbee, on or about October 23, 2021, in York County, South Carolina, did cause physical harm or injury to Igiose Omoregbee, a household member, or did offer or attempt to cause physical harm or injury to said household member with apparent present ability under circumstances reasonably creating fear of imminent peril. In addition, the defendant committed the offense in the presence of, or while being perceived by, a minor, all in violation of Section 16-25-0020(C), *Code of Laws of South Carolina* (1976, as amended).

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


CHRISTOPHER W. EPTING
ASSISTANT SOLICITOR

DOCKET NO. 2022-GS-46-01132

The State of South Carolina

County of York

COURT OF GENERAL SESSIONS

JULY 21, TERM 2022

THE STATE

VS.

AIDEYAN AFAMEFUNA
OMOREGBEE

INDICTMENT FOR

DOMESTIC / VIOLATION OF
PERMANENT RESTRAINING ORDER
(MISDEMEANOR UNDERLYING
CONVICTION)

SC Code: § 16-03-1910
CDR Code: 3819

WITNESSES

YCSO

Witnessing Officer: *Vaughn*

ARREST WARRANT NUMBER

2022A4610100087

ACTION OF GRAND JURY

TRUE BILL

Heather Bochini

Foreperson of Grand Jury

Date: *7/21/2022*

VERDICT

Foreperson of Petit Jury

Date:

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

Defendant

I hereby appear in my own proper person and plead guilty to the within indictment or to

Defendant

Witness:

C.C.C. PLS. AND G.S.

STATE OF SOUTH CAROLINA
COUNTY OF YORK

INDICTMENT

At a Court of General Sessions, convened on July 21, 2022, the Grand Jurors of York County present upon their oath:

DOMESTIC / VIOLATION OF PERMANENT RESTRAINING ORDER (MISDEMEANOR UNDERLYING CONVICTION)

The defendant, Aideyan Afamefuna Omoregbee did on or about January 1, 2022 in York County, violate the terms of a permanent restraining order. All in violation of 16-03-1910, Code of Laws of South Carolina, (1976), as amended.

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



CHRISTOPHER W. EPTING
ASSISTANT SOLICITOR

DOCKET NO. 2023-GS-46-04637

The State of South Carolina

County of York

COURT OF GENERAL SESSIONS

OCTOBER 26, TERM 2023

THE STATE

VS.

AIDEYAN AFAMEFUNA
OMOREGBEE

INDICTMENT FOR

DOMESTIC / VIOLATION OF
PERMANENT RESTRAINING ORDER
(MISDEMEANOR UNDERLYING
CONVICTION)

SC Code: § 16-03-1910
CDR Code: 3819

WITNESSES

YCSO

Witnessing Officer: *Askew*

ARREST WARRANT NUMBER

2023A4610200381

ACTION OF GRAND JURY

TRUE BILL

Dana Simmons
Foreperson of Grand Jury
Date: 10/26/23

VERDICT

Foreperson of Petit Jury
Date:

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

Defendant

I _____
hereby appear in my own proper person and plead guilty to the within indictment or to

Defendant

Witness:

C.C.C. PLS. AND G.S.

STATE OF SOUTH CAROLINA
COUNTY OF YORK

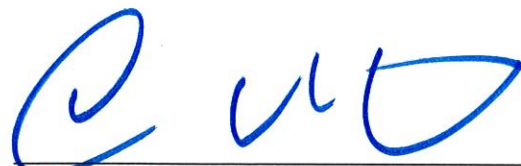
INDICTMENT

At a Court of General Sessions, convened on October 26, 2023, the Grand Jurors of York County present upon their oath:

**DOMESTIC / VIOLATION OF PERMANENT RESTRAINING ORDER (MISDEMEANOR
UNDERLYING CONVICTION)**

The defendant, Aideyan Afamefuna Omoregbee, did on or about January 10, 2023, in York County, violate the terms of a permanent restraining order, all in violation of 16-03-1910, *Code of Laws of South Carolina* (1976, as amended).

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



CHRISTOPHER W. EPTING
ASSISTANT DEPUTY SOLICITOR

WITNESSES

YCSO

Witnessing Officer: *AskeW*

ARREST WARRANT NUMBER

2023A4610200382

ACTION OF GRAND JURY

TRUE BILL

Dana Simmons

Foreperson of Grand Jury

Date: *10/26/23*

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2023-GS-46-04638

The State of South Carolina

County of York

COURT OF GENERAL SESSIONS

OCTOBER 26, TERM 2023

THE STATE

VS.

**AIDEYAN AFAMEFUNA
OMOREGBEE**

INDICTMENT FOR

**DOMESTIC / VIOLATION OF
PERMANENT RESTRAINING ORDER
(MISDEMEANOR UNDERLYING
CONVICTION)**

SC Code: § 16-03-1910
CDR Code: 3819

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

Defendant

I hereby appear in my own proper person and plead guilty to the within indictment or to

Defendant

Witness:

C.C.C. PLS. AND G.S.

STATE OF SOUTH CAROLINA
COUNTY OF YORK

INDICTMENT

At a Court of General Sessions, convened on October 26, 2023, the Grand Jurors of York County present upon their oath:

**DOMESTIC / VIOLATION OF PERMANENT RESTRAINING ORDER (MISDEMEANOR
UNDERLYING CONVICTION)**

The defendant, Aideyan Afamefuna Omoregbee, did on or about January 11, 2023, in York County, violate the terms of a permanent restraining order, all in violation of 16-03-1910, *Code of Laws of South Carolina* (1976, as amended).

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



CHRISTOPHER W. EPTING
ASSISTANT DEPUTY SOLICITOR

DOCKET NO. 2023-GS-46-04639

The State of South Carolina

County of York

COURT OF GENERAL SESSIONS

OCTOBER 26, TERM 2023

THE STATE

VS.

AIDEYAN AFAMEFUNA
OMOREGBEE

INDICTMENT FOR

HARASSMENT, FIRST DEGREE

SC Code: § 16-03-1700(A)
CDR Code: 2404

WITNESSES

YCSO

Witnessing Officer: *Asken*

ARREST WARRANT NUMBER

2023A4610201587

ACTION OF GRAND JURY

TRUE BILL

Rene Simmons
Foreperson of Grand Jury
Date: 10/26/23

VERDICT

Foreperson of Petit Jury
Date:

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

Defendant

I hereby appear in my own proper person and plead guilty to the within indictment or to

Defendant

Witness:

C.C.C. PLS. AND G.S.

STATE OF SOUTH CAROLINA

COUNTY OF YORK

INDICTMENT

At a Court of General Sessions, convened on October 26, 2023, the Grand Jurors of York County present upon their oath:

HARASSMENT, FIRST DEGREE

The defendant, Aideyan Afamefuna Omoregbee, did on or about June 9, 2023, in York County, South Carolina, commit the crime of Harassment, in that the Defendant did engage in a pattern of intentional, substantial, and unreasonable intrusion into the private life of the victim, Igiöse Omoregbee, causing her or any reasonable person in her position, to suffer mental or emotional distress. The harassment may have included, but was not limited to, following the targeted person as he or she moved from location to location; surveillance of or the maintenance of a presence near the targeted person's residence, school, place or work, or another place regularly occupied or visited by the target person; vandalism and/or property damage; and/or visual or physical contact that was initiated, maintained, or repeated after the defendant had been provided oral or written notice that the contact was unwanted, or after the victim filed an incident report with a law enforcement agency. This occurred while an injunction or restraining order was in effect prohibiting this conduct. All in violation of 16-03-1700(A), *South Carolina 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.



CHRISTOPHER W. EPTING
ASSISTANT DEPUTY SOLICITOR

DOCKET NO. 2023-GS-46-04641

The State of South Carolina

County of York

COURT OF GENERAL SESSIONS

OCTOBER 26, TERM 2023

THE STATE

VS.

AIDEYAN AFAMEFUNA
OMOREGBEE

INDICTMENT FOR

DOMESTIC / VIOLATION OF
PERMANENT RESTRAINING ORDER
(MISDEMEANOR UNDERLYING
CONVICTION)

SC Code: § 16-03-1910
CDR Code: 3819

WITNESSES

YCSO

Witnessing Officer: *Askew*

ARREST WARRANT NUMBER

2023A4610201854

ACTION OF GRAND JURY

TRUE BILL

Dana Simmons
Foreperson of Grand Jury
Date: *10/26/23*

VERDICT

Foreperson of Petit Jury
Date:

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

Defendant

I hereby appear in my own proper person and plead guilty to the within indictment or to

Defendant

Witness:

C.C.C. PLS. AND G.S.

STATE OF SOUTH CAROLINA
COUNTY OF YORK

INDICTMENT

At a Court of General Sessions, convened on October 26, 2023, the Grand Jurors of York County present upon their oath:

**DOMESTIC / VIOLATION OF PERMANENT RESTRAINING ORDER (MISDEMEANOR
UNDERLYING CONVICTION)**

The defendant, Aideyan Afamefuna Omoregbee, did on or about July 21, 2023, in York County, violate the terms of a permanent restraining order, all in violation of 16-03-1910, *Code of Laws of South Carolina* (1976, as amended).

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



CHRISTOPHER W. EPTING
ASSISTANT DEPUTY SOLICITOR

STATE OF SOUTH CAROLINA
COUNTY OF YORK

INDICTMENT

At a Court of General Sessions, convened on October 26, 2023, the Grand Jurors of York County present upon their oath:

HARASSMENT, FIRST DEGREE

The defendant, Aideyan Afamefuna Omoregbee, did on or about June 9, 2023, in York County, South Carolina, commit the crime of Harassment, in that the Defendant did engage in a pattern of intentional, substantial, and unreasonable intrusion into the private life of the victim, Igiöse Omoregbee, causing her or any reasonable person in her position, to suffer mental or emotional distress. The harassment may have included, but was not limited to, following the targeted person as he or she moved from location to location; surveillance of or the maintenance of a presence near the targeted person's residence, school, place or work, or another place regularly occupied or visited by the target person; vandalism and/or property damage; and/or visual or physical contact that was initiated, maintained, or repeated after the defendant had been provided oral or written notice that the contact was unwanted, or after the victim filed an incident report with a law enforcement agency. This occurred while an injunction or restraining order was in effect prohibiting this conduct. All in violation of 16-03-1700(A), *South Carolina 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.



CHRISTOPHER W. EPTING
ASSISTANT DEPUTY SOLICITOR

DOCKET NO. 2023-GS-46-04639

The State of South Carolina

County of York

COURT OF GENERAL SESSIONS

OCTOBER 26, TERM 2023

THE STATE

VS.

AIDEYAN AFAMEFUNA
OMOREGBEE

INDICTMENT FOR

HARASSMENT, FIRST DEGREE

SC Code: § 16-03-1700(A)
CDR Code: 2404

WITNESSES

YCSO

Witnessing Officer: *Asken*

ARREST WARRANT NUMBER

2023A4610201587

ACTION OF GRAND JURY

TRUE BILL

Rene Simmons

Foreperson of Grand Jury

Date: 10/26/23

VERDICT

Foreperson of Petit Jury

Date:

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

44

Defendant

I _____ hereby appear in my own proper person and plead guilty to the within indictment or to _____

Defendant

Witness:

C.C.C. PLS. AND G.S.

STATE OF SOUTH CAROLINA

JAIL

IN THE COURT OF GENERAL SESSIONS

COUNTY OF YORK

ORIGINAL

STATE

VS.

INDICTMENT/CASE#: 2021-GS-46-06680

AIDEYAN AFAMEFUNA OMOREGBEE

AKA:

Race: B Sex: M Age: 65

DOB:

Address:

City, St

DL#*

A/W#: 2021A4610500126

Date of Offense: 10/23/2021

S.C. Code §: 16-25-0020(B)

CDR Code #: 3811

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the above indictment comes now the Defendant who was CONVICTED OF or PLEADS

TO: Domestic Violence, 3rd Degree (NMT 90 days &/or \$1000-2500)

In violation of § 16-25-20(D) of the S.C. Code of Laws, bearing CDR Code # 3813

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS § 17-25-45 (CSC w/minor 1st or CSC w/minor 3rd)

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. (def.'s initials)

The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST:

s/Christopher W. Epting 76321 s/Aideyan Afamefuno Omoregbee s/Robert A. Bruce 66565
Solicitor SC Bar # Defendant Attorney for Defendant SC Bar #

WHEREFORE, the Defendant is committed to the State Department of Correction County Detention Center,

for a determinate term of 90 days/months/years Time Served Youthful Offender Act not to exceed ___ years

and/or to pay a fine of \$___; provided that upon the service of ___ days/months/years/Time Served and or payment of \$___; plus costs and assessments as applicable*; the balance is suspended with probation for _____

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation, which are incorporated by reference.

The sentence shall run

CONCURRENT or CONSECUTIVE to sentence on:

The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied by SCDOC.

days/months

To include time spent on monitored house arrest prior to trial and sentencing.

The Defendant Shall be Released from County Detention Center.

Pursuant to 18 U.S.C. § 922 and § 16-25-30 it is unlawful for a person convicted of a violation of § 16-25-20 or § 16-25-65 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

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)		\$100	\$ <u>100.</u>
§14-1-211 (A)(2)(DUI Surcharge)		\$100	\$ _____
§56-5-2995 (DUI Assessment)		\$12	\$ _____
§56-1-286 (DUI Breath Test)		\$25	\$ _____
§14-1-212 (Law Enforce. Funding)		\$25	\$ <u>25.</u>
§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	\$ <u>3.75</u>
<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	\$ _____

TOTAL \$ 128.75

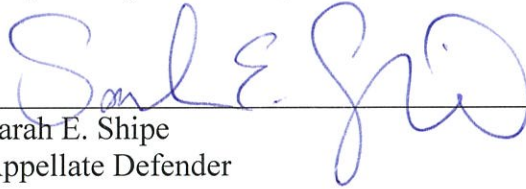
[Signature]
 Presiding Judge: _____
 Judge Code: 2753 Hall
 Sentence Date: 12/14/2021

Clerk of Court/Deputy Clerk: David Hamilton
 Court Reporter: Vera Medaniel

CERTIFICATE OF COUNSEL FOR APPELLANT

Counsel for appellant certifies that this Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Record on Appeal complies to the best of my ability with the April 15, 2014 order from the South Carolina Supreme Court entitled "Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings."

Respectfully Submitted,



Sarah E. Shipe
Appellate Defender

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Jun 23 2025

SC Court of Appeals

South Carolina Commission on Indigent Defense
Division of Appellate Defense
PO Box 11589
Columbia, SC 29211-1589

ATTORNEY FOR APPELLANT

This 23rd day of June, 2025.

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Jun 23 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from York County

Honorable Daniel D. Hall, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

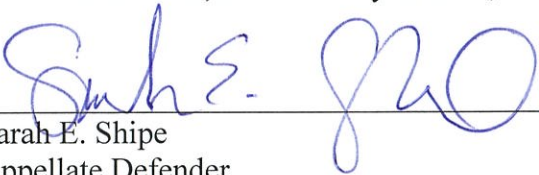
AIDEYAN AFAMEFUNA OMOREGBEE,

APPELLANT

APPELLATE CASE NO. 2024-001588

CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Record on Appeal in the above-referenced case has been served upon Mark Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS); and on Aideyan Omoregbee, at his private residence via US Mail, this 23rd day of June, 2025.



Sarah E. Shipe
Appellate Defender

South Carolina Commission on Indigent Defense
Division of Appellate Defense
PO Box 11589
Columbia, SC 29211-1589

ATTORNEY FOR APPELLANT