

0-15 1/2 \$0-10,000

DRUG COURT

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

RECEIVED

COUNTY OF AIKEN

Apr 15 2026

STATE

VS.

SC Court of Appeals

INDICTMENT/CASE#: 2025GS0200214

Damian Vertez Burley

A/W#: 2024A0210200891

AKA:

Date of Offense: 05/23/2024

Race:

Sex:

Age:

S.C. Code §: 44-53-370(d)(4)

DOB:

SS#:

CDR Code #: 4087

Address:

City, State, Zip:

DL#:

SID#:

SENTENCE SHEET

Negotiated 15 years SCDC, suspended to successful completion of drug court

*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: Possession with Intent to Distribute Fentanyl, 3rd offense

In violation of § 44-53-370(d)(4) of the S.C. Code of Laws, bearing CDR Code # 4087

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. DB (def.'s Initials)

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

ATTEST:

Attorney signatures and bar numbers: 106475, 105836

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

for a determinate term of 15 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 Aiken County Drug Court

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.

236 day/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:

DRUG COURT

UNCLASIFIED

(DRUG COURT PLEA)

Sentence Deferred

Referred to Drug Court: (Plea Accepted)

Judge: Wahjudy P 2265

Date: 1/14/2025

UNCLASIFIED

DRUG COURT

STATE VS. Damian Vertez Burley

INDICTMENT/CASE#: 2025GS0200214

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

- 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>100.00</u>
§14-1-211 (A)(2)(DUI Surcharge)	\$100	\$	_____
§56-5-2895 (DUI Assessment)	\$12	\$	_____
§56-1-286 (DUI Breath Test)	\$25	\$	_____
§14-1-212 (Law Enforce. Funding)	\$25	\$	<u>25.00</u>
§14-1-213 (Drug Court Surcharge)	\$150	\$	<u>150.00</u>
§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	\$.50	_____
3% to County (if paid in installments)	TBD	\$	<u>8.25</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	\$	<u>783.25</u>

Clerk of Court/Deputy Clerk: Paige Broomhaley
Court Reporter: DCRP

Presiding Judge: Wah Jun
Judge Code: 27631
Sentence Date: 1-14-2025

Failed Drug Court
Sentence date to begin Maitha M Kiron
• 4-6-2027
additional credit total
e 378 days

Restored

RECEIVED

Apr 15 2026

SC Court of Appeals

WITNESSES

Aiken County Sheriff

Jeffrey D Drayton

Law Enforcement Case #: 24-033413

JWB

ARREST WARRANT NUMBER

2024A0210200891

FILED January 14 2025

Robert J. White
C.C.P. & G.S.

Thomas D. Johnson
Deputy Clerk

ACTION OF GRAND JURY

CDR : 4087

Foreperson of Grand Jury

Date: January 30, 2025

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2025GS0200214

The State of South Carolina

County of Aiken

COURT OF GENERAL SESSIONS

JANUARY TERM 2025

THE STATE

vs.

DAMIAN VERTEZ BURLEY

Indictment For
Possession with Intent to
Distribute Fentanyl
SC Code: §44-53-370(d)(4)

Bill Weeks, Solicitor

STATE OF SOUTH CAROLINA)
)
COUNTY OF AIKEN)

INDICTMENT FOR
**Possession with Intent to
Distribute Fentanyl**
§44-53-370(d)(4)

At a term of the Aiken County Grand Jury convened on January 30, 2025, the Grand Jurors of Aiken County present upon their oath:

That **DAMIAN VERTEZ BURLEY** did, in Aiken County, South Carolina, on or about May 23, 2024, knowingly or intentionally possess more than two grains of fentanyl or fentanyl-related substance, all in violation of Section §44-53-370(d)(4), of the 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.



Bill Weeks, Solicitor

RECEIVED

Apr 15 2026

SC Court of Appeals

0-10 year s/or \$0-12,500

DRUG COURT

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF AIKEN

RECEIVED

Apr 15 2026

STATE

VS.

INDICTMENT/CASE#: 2025 650200215

SC Court of Appeals

Damian Vertez Burley

A/W#: 2024A0210200892

AKA: _____

Date of Offense: 05/23/2024

Race: _____ Sex: _____ Age: _____

S.C. Code §: 44-53-375(A)

DOB: _____ SS#: _____

CDR Code #: 3016

Address: _____

City, State, Zip: _____

DL#* _____ SID# _____

SENTENCE SHEET

Commit with indictment # 2025 650200215

*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: Possession of Methamphetamine, 3rd offense

In violation of § 44-53-375(A) of the S.C. Code of Laws, bearing CDR Code # 3016

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. DB (def.'s Initials)

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

ATTEST:
[Signature] Solicitor 1064075 SC Bar # [Signature] Defendant [Signature] Attorney for Defendant 105836 SC Bar #

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

for a determinate term of 10 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 Aiken County Drug Court

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. 236 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 § 16-26-30 it is unlawful for a person convicted of a violation of § 16-28-20 or § 16-26-66 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

DRUG COURT

PTUP after _____ months/years
And Other Terms Listed Below: .

DRUG COURT

(DRUG COURT PLEA)
Sentence Deferred
Referred to Drug Court: (Plea Accepted)

Judge: Wah J. Michael

Date: 1/14/2025

DRUG COURT

DRUG COURT

STATE VS. Damian Vertez Burley

INDICTMENT/CASE#: 2025GS0100215

- 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 prmts. of \$ _____ Beginning _____	
§14-1-208 (Assessments 107.5%)	\$ _____
§14-1-211 (A)(1)(Conv. Surcharge)	\$100 \$ 100.00
§14-1-211 (A)(2)(DUI Surcharge)	\$100 \$ _____
§58-5-2995 (DUI Assessment)	\$12 \$ _____
§58-1-286 (DUI Breath Test)	\$25 \$ _____
§14-1-212 (Law Enforce. Funding)	\$25 \$ 25.00
§14-1-213 (Drug Court Surcharge)	\$150 \$ 150.00
§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 \$ 2.25
<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	\$ 283.25

Clerk of Court/Deputy Clerk: _____
 Court Reporter: _____

Joseph Johnson
Digital Court Reporter

Presiding Judge: Walton
 Judge Code: 2265
 Sentence Date: 1-14-2025

Failed Drug Court
 Sentence date to begin 4-6-2027
 add total credit for time
 served 378 days
Walter M. R.

Restored

WITNESSES

Aiken County Sheriff

Jeffrey D Drayton

Law Enforcement Case #: 24-033413

JWB

ARREST WARRANT NUMBER ^{January 14, 25} ~~FILED~~

2024A0210200892

Robert L. White
CCCP & GS

James D. Johnson
Deputy CDR

ACTION OF GRAND JURY

Foreperson of Grand Jury

Date: January 30, 2025

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2025GS0200215

The State of South Carolina

County of Aiken

COURT OF GENERAL SESSIONS

JANUARY TERM 2025

THE STATE

vs.

DAMIAN VERTEZ BURLEY

CDR : 3016

Indictment For

**Possession of Cocaine Base
(Crack Cocaine)**

SC Code: §44-53-375(A)

Bill Weeks, Solicitor

RECEIVED

Apr 15 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA)
)
COUNTY OF AIKEN)

INDICTMENT FOR
**Possession of Cocaine Base
(Crack Cocaine)**
§44-53-375(A)

At a term of the Aiken County Grand Jury convened on January 30, 2025, the Grand Jurors of Aiken County present upon their oath:

That **DAMIAN VERTEZ BURLEY** did, in Aiken County, South Carolina, on or about May 23, 2024, knowingly and intentionally possess a quantity of Cocaine Base (Crack Cocaine, all in violation of Section 44-53-375(A), of the 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.

RECEIVED

Apr 15 2026

SC Court of Appeals



Bill Weeks, Solicitor

Apr 15 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA)
)
 COUNTY OF AIKEN)
)
 STATE OF SOUTH CAROLINA)
)
)
)
 vs.)
)
)
)
)
 DAMIAN VERTEZ BURLEY)
 DEFENDANT)
 _____)

IN THE COURT OF GENERAL SESSIONS
 SECOND JUDICIAL CIRCUIT

ORDER TO AMEND CREDIT FOR
 TIME SERVED

INDICTMENT # 2025 GS02 00214,
 2025 GS02 00215
 2024A0210200891, 892

This matter comes before the Court after a hearing terminating Defendant, Damian Vertez Burley, from the Aiken County Adult Drug Court program. Present at the Aiken County Adult Drug Court termination hearing were Defendant, his Drug Court public defender, Derek M. Bush, and Assistant Solicitor Michelle Hajher for the State. The hearing was held on February 26, 2026 in front of Judge Tracy Carroll.

Procedural Background

Defendant was originally before Judge Walton J McLeod IV on January 14, 2025, and pled guilty under indictments 2025-GS-02-00214 and 2025-GS-02-00215 to Possession of Fentanyl, Over 2 Grains, 3rd Offense (written as Possession with Intent to Distribute on Sentence Sheet, but is CDR Code 4087) and Possession of Methamphetamine or Cocaine Base, 3rd Offense. Defendant was sentenced to Fifteen (15) years in the South Carolina Department of Corrections (SCDC) on the Possession of Fentanyl, Over 2 Grains, 3rd Offense and Ten (10) years in SCDC for the Possession of Methamphetamine or Cocaine Base 3rd Offense, all held in abeyance for participation in the Aiken County Adult Drug Court to run concurrently. Defendant was entitled to 236 days credit for time served on Indictments 2025-GS-02-00214 and 2025-GS-02-00215 on the date of the plea. The Defendant participated in the Aiken County Adult Drug Court for a brief period before absconding and a bench warrant being issued for non-compliance. Defendant was picked up on his bench warrant on August 14, 2025 and remained incarcerated until after his first termination hearing that was held before Judge Carroll on September 18, 2025. Judge Carroll allowed Defendant to remain in the program and ordered that Defendant be assessed for in-patient services. Defendant was released to sober living on October 16, 2025. On January 8, 2026, another bench warrant was issued for non-compliance. Defendant was picked up for this bench warrant on January 20, 2026. A second termination hearing was held on February 26, 2026, before Judge Tracey Carroll. At the conclusion of the hearing Judge Carroll terminated Defendant from the Aiken County Adult Drug Court due to non-compliance.

cc to: Sol
 PD
 ACDC

FILED April 10 2026

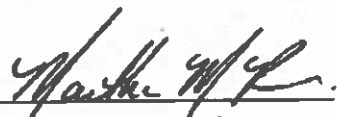
Robert J. White
 C.C.P. & G.S.
Paige Bennehaley (PB)

Defendant was incarcerated 64 days on the first Aiken County Adult Drug Court bench warrant and 78 days on the second Aiken County Adult Drug Court bench warrant. Additionally, Judge Martha M. Rivers amended Defendant's credit for time served on Indictments 2025-GS-02-00214 and 2025-GS-02-00215 to include the additional 142 days credit for time served as of April 7, 2026.

ORDER

THEREFORE IT IS ORDERED that Defendant's Credit for Time Served for indictments 2025-GS-02-00214 and 2025-GS-02-00215 be amended to reflect that Defendant is entitled to receive credit for time served in the amount of 378 days as of April 7, 2026.

IT IS SO ORDERED this 10th day of April 2026 at Aiken, South Carolina.



Judge Martha M. Rivers
Resident Circuit Court Judge
Second Judicial Circuit

previously understood so ADC allowed Defendant another opportunity to enter the Oxford House. Defendant entered the Oxford House and was terminated from that program shortly after his acceptance. On November 20, 2025, Defendant admitted to using narcotics during ADC and was placed on zero tolerance. Following this hearing Defendant became very ill and was excused from multiple program requirements through the end of the year 2025.

On January 8, 2026, Defendant did not show to court and was not excused. A bench warrant was issued for non-compliance for Defendant having not called in, not gone to group counseling, and not attending court. Defendant remained non-compliant in all aspects of ADC until he was picked up on the bench warrant when he was arrested on new charges for Shoplifting, and Violation of a City Ordinance on January 20, 2026.

Defendant's second termination hearing was held before Judge Tracey Carroll on February 26, 2026. Present at the hearing were the Defendant, his public defender, Derek M. Bush, the State represented by Assistant Solicitor Michelle Hajher, and the ADC team. At the conclusion of the hearing Judge Carroll terminated Defendant from ADC due to the totality of Defendant's non-compliance with program requirements as outlined above. The Defendant having been referred to Drug Court previously, and having now been dismissed from Drug Court, the imposition of the Order of Dismissal shall transfer the Defendant's case back to the Second Circuit General Sessions Court for disposition.

IT IS THEREFORE ORDERED that Damian Vertz Burley is hereby dismissed from the Aiken County Adult Drug Court and the above-referenced matter transferred back to the Second Circuit General Sessions Court.

AND IT IS SO ORDERED.

March ^{9th} 2026
Aiken, South Carolina



Honorable Tracey Carroll
Judge, Aiken County Drug Court

ARREST WARRANT

2024A0210200889

STATE OF SOUTH CAROLINA

County/ Municipality of

Aiken

THE STATE
against

24033413

Damian Vertez Burley

Address:

Phone: _____ SSN: _____

Sec: _____ Race: _____ Height: _____ Weight: _____

DL State: _____ DL #: _____

DOB: _____ Agency ORI #: SC0020000

Prosecuting Agency: Aiken County Sheriff

Prosecuting Officer: Jeffrey Dale Drayton - S01062

Offense: Prisoners / Contraband, furnish. or poss., county or municipal prisons prohibited

Offense Code: 0437

Code/Ordinance Sec: 24-07-0155

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 Damian Vertez Burley on 5-24-24 @ 0927

Dan Kuhl 7232
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
P O Box 583
109 Park Avenue
Aiken, SC 29802

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA)

County/ Municipality of)

Aiken)

Personally appeared before me the affiant M. Williams Jeffrey Dale Drayton who

being duly sworn deposes and says that defendant Damian Vertez Burley

did within this county and state on or about 5/23/2024 violate the criminal laws of the

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

in the following particulars

DESCRIPTION OF OFFENSE: Prisoners / Contraband, furnish. or poss., county or municipal prisons prohibited

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 May 23, 2024 in the county of Aiken, one Damian Vertez Burley did possess a clear plastic bag containing a blue powder substance believed to be Fentanyl with a field weight of 9.96 grams and .81 grams of a white rock substance believed to be crack cocaine. The substance was discovered on the Defendant's person when being booked into the Aiken County Detention Center at 435 Wire Rd. The drugs are declared to be contraband of a prisoner. This incident being in violation of the South Carolina Code of Laws as amended.

Signature of Affiant

STATE OF SOUTH CAROLINA)

County/ Municipality of)

Aiken)

Affiant's Address 420 Hampton Ave N E

Aiken, SC 29801-

Affiant's Telephone _____

RECEIVED

Apr 15 2026

SC Court of Appeals

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 5/23/2024 defendant Damian Vertez Burley

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

County/ Municipality of Aiken) as set forth below

DESCRIPTION OF OFFENSE: Prisoners / Contraband, furnish. or poss., county or municipal prisons prohibited

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 5/24/2024

Judge's Address 435 Wire Road

Aiken, SC 29801-

Judge's Telephone (803)642-2044

Signature of Issuing Judge Lauren Maurice (L.S.)

Lauren Maurice

Judge Code: 7406

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

BAIL set by

WITNESSES

Judge Lauren Maurice

on 5124124

Type and Amount 10,000 SD

Name of Surety _____

PRELIMINARY HEARING held by

Judge _____

on _____

Defendant Attorney _____

Decision _____

DISPOSITION before

Judge _____

on _____

by _____
(indicate jury trial bench trial, plea, nol pros etc)

Disposition _____

Sentence _____

JURORS

Name _____

Address _____

Telephone _____

Name _____

Address _____

Telephone _____

Name _____

Address _____

Telephone _____

Name _____

Address _____

Telephone _____

Name _____

Address _____

Telephone _____

Name _____

Address _____

Telephone _____

Name _____

Address _____

Telephone _____

Name _____

Address _____

Telephone _____

CODEFENDANTS



ARREST WARRANT

2024A0210200891

STATE OF SOUTH CAROLINA

County/ Municipality of

Aiken

THE STATE 24033413
age-yrst

Damian Vertz Burley

Address:

Phone _____ SSN _____

Sex _____ Race _____ Height _____ Weight: _____

DL State _____ DL #: _____

DOB _____ Agency ORI #: SC0020000

Prosecuting Agency Aiken County Sheriff

Prosecuting Officer Jeffrey Dale Drayton - S01062

Offense Drugs / Trafficking in Fentanyl, 4 grams or more,
but less than 14 grams - 2nd or sub. offense

Offense Code: 4084

Code/Ordinance Sec: 44-53-0370(e)(9)

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 Damian Vertz Burley on 5-24-24 @ 0927

Dep. Keith 7252
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
P O Box 583
109 Park Avenue
Aiken, SC 29802

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA)

County/ Municipality of)

Aiken)

Personally appeared before me the affiant M. Wilburn Jr Jeffrey Dale Drayton who

being duly sworn deposes and says that defendant Damian Vertz Burley who
did within this county and state on or about 5/23/2024 violate the criminal laws of the

State of South Carolina (or ordinance of County/ Municipality of Aiken)
in the following particulars.

DESCRIPTION OF OFFENSE: Drugs / Trafficking in Fentanyl, 4 grams or more, but less than 14 grams - 2nd or sub. offense

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 May 23, 2024, in the county of Aiken, one Damian Vertz Burley did commit the crime of Drugs / Trafficking in Fentanyl, 4 grams or more, but less than 14 grams - 2nd or sub. offense in that he/she did possess a clear plastic bag containing a blue powder substance believed to be Fentanyl with a field weight of 9.96 grams. The Defendant has prior drug convictions in 2014 and 2018. This incident being in violation of the South Carolina Code of Laws as amended.

Signature of Affiant

STATE OF SOUTH CAROLINA)

County/ Municipality of)

Aiken)

Affiant's Address 420 Hampton Ave N E

Aiken, SC 29801-

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 5/23/2024 defendant Damian Vertz Burley

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

County/ Municipality of Aiken) as set forth below

DESCRIPTION OF OFFENSE: Drugs / Trafficking in Fentanyl, 4 grams or more, but less than 14 grams - 2nd or sub. offense

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 5/24/2024)

Signature of Issuing Judge)

Lauren Maurice (L.S.))

Signature of Issuing Judge)

Lauren Maurice)

Judge Code 7406)

Judge's Address 435 Wire Road

Aiken, SC 29801-

Judge's Telephone (803)642-2044

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA 510

AFFIDAVIT

RECEIVED

Apr 15 2026

SC Court of Appeals

BAIL set by

Judge Lauren Maurice
on 5/24/24
Type and Amount. 15,000 SB
Name of Surety _____

PRELIMINARY HEARING held by

Judge _____
on _____
Defendant Attorney _____
Decision _____

DISPOSITION before

Judge _____
on _____
by _____
(indicate jury trial, bench trial, plea not pros. etc.)
Disposition _____
Sentence _____

JURORS

WITNESSES

Name _____
Address _____
Telephone _____

Name _____
Address _____
Telephone _____

Name _____
Address _____
Telephone _____

Name _____
Address _____
Telephone _____

Name _____
Address _____
Telephone _____

Name _____
Address _____
Telephone _____

Name _____
Address _____
Telephone _____

Name _____
Address _____
Telephone _____

CODEFENDANTS



ARREST WARRANT

2024A0210200892

STATE OF SOUTH CAROLINA

County/ Municipality of

Aiken

THE STATE

24033413

against

Damian Vertez Burley

Address:

Phone SSN:

Sex Race Height Weight:

DL State DL #:

DOB: Agency ORI # SC0020000

Prosecuting Agency Aiken County Sheriff

Prosecuting Officer Jeffrey Dale Drayton - S01062

Offense: Drugs / Possession of less than one gram of meth. or cocaine base, 3rd or sub. offense

Offense Code: 3016

Code/Ordinance Sec: 44-53-0375(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 Damian Vertez Burley on 5-24-24 @ 0923

Dep Kerk 7232
Signature of Constable Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
P O Box 583
109 Park Avenue
Aiken, SC 29802

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA)

County/ Municipality of)

Aiken)

Personally appeared before me the affiant M. Williams Esq
Jeffrey Dale Drayton

being duly sworn deposes and says that defendant Damian Vertez Burley

did within this county and state on or about 5/23/2024 violate the criminal laws of the

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

in the following particulars

DESCRIPTION OF OFFENSE: Drugs / Possession of less than one gram of meth. or cocaine base, 3rd or sub. offense

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 May 23, 2024 in the city/county of Aiken, the Defendant did knowingly possess and/or attempt to possess less than one gram of white rock like substance believed to be ice/crank/crack cocaine, as defined in SCCA Section 44-53-110, without authority to do so. Defendant has prior convictions for this offense. The Defendant has prior drug convictions in 2014 and 2018. This incident being in violation of the South Carolina Code of Laws as amended.

Signature of Affiant

STATE OF SOUTH CAROLINA)

County/ Municipality of)

Aiken)

Affiant's Address 420 Hampton Ave N E
Aiken, SC 29801-

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 5/23/2024 defendant Damian Vertez Burley

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

County/ Municipality of Aiken) as set forth below:

DESCRIPTION OF OFFENSE: Drugs / Possession of less than one gram of meth. or cocaine base, 3rd or sub. offense

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 5/23/2024

Lauren Maurice (L.S.)
Signature of Issuing Judge

Lauren Maurice
Judge Code: 7406

Judge's Address 435 Wire Road
Aiken, SC 29801-

Judge's Telephone (803)642-2044

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA 515

AFFIDAVIT

RECEIVED

Apr 15 2026

SC Court of Appeals

BAIL set by

Judge Lauren maurice
on 5/24/24
Type and Amount 10,000 \$
Name of Surety _____

PRELIMINARY HEARING held by

Judge _____
on _____
Defendant Attorney _____
Decision _____

DISPOSITION before

Judge _____
on _____
by _____
(indicate jury trial bench trial, plea no' pros. etc.)
Disposition _____
Sentence _____

JURORS

WITNESSES

Name: _____
Address: _____
Telephone: _____

Name _____
Address _____
Telephone _____

Name _____
Address _____
Telephone _____

Name _____
Address _____
Telephone _____

Name _____
Address _____
Telephone _____

Name _____
Address _____
Telephone _____

Name _____
Address _____
Telephone _____

Name _____
Address _____
Telephone _____

CODEFENDANTS



RECEIVED

Apr 15 2026

SC Court of Appeals

as

STATE OF SOUTH CAROLINA

COUNTY OF AIKEN

AFFIDAVIT OF INDIGENCY AND APPLICATION FOR APPOINTED COUNSEL

STATE VS Damian Vertez Barley

ARREST WARRANT / TICKET & CHARGE

2024 A02 102 00889 - Contraband
2024 A02 102 00891 - Traff feat
2024 A02 102 00892 - Pass Lig meth

1. ARE YOU PRESENTLY EMPLOYED? YES NO If yes, Please state the name and address of your employer and the amount of your salary or wages per month and/or week.

NAME: _____ ADDRESS: _____

NET WAGES \$ WEEKLY / BI-WEEKLY / MONTHLY

If No, please state the name and address of your former employer, date of termination and the amount of your salary or wages

EMPLOYER: _____

NET WAGES: \$ 300 WEEKLY / BI-WEEKLY / MONTHLY DATE OF TERMINATION: 6 months ago

2. HOUSEHOLD MEMBER(S) EMPLOYER (if applicable) live w friend

doesn't work

NET WAGES \$ WEEKLY / BI-WEEKLY / MONTHLY

3. Have you or household member(s) received within the past twelve months any money from any of the following sources?

- | | | |
|--|-----|----|
| a. Business, Profession or Self-Employment? | Yes | No |
| b. Rent Payments, Interest or Dividends? | Yes | No |
| c. Pensions, Annuities or Life Insurance Payment? | Yes | No |
| d. Gifts or Inheritance? | Yes | No |
| e. Any Other Source (including Unemployment, Retirement, Disability and/or Food Stamps)? | Yes | No |

If the answer to any question above is "Yes", please list the source of the money and the amount received within the last 12 months

SOURCE _____ AMOUNT _____

4. LIST BY NAME, AGE AND RELATIONSHIP TO YOU, ANY PERSONS WHO ARE DEPENDENT UPON YOU FOR SUPPORT. INDICATE BESIDE EACH HOW MUCH YOU CONTRIBUTE TOWARD THEIR SUPPORT.

NAME	<u>Kenny</u>	AGE	<u>16</u>	RELATIONSHIP	<u>son</u>	AMOUNT \$	
NAME		AGE		RELATIONSHIP		AMOUNT \$	
NAME		AGE		RELATIONSHIP		AMOUNT \$	

5. DO YOU HAVE CASH OR DO YOU HAVE ANY MONEY IN A CHECKING OR SAVINGS ACCOUNT? CASH \$ CHECKING \$ SAVINGS \$

6. DO YOU OWN ANY REAL ESTATE, STOCKS, BONDS, NOTES OR OTHER VALUABLE PROPERTY EXCLUDING ORDINARY HOUSEHOLD FURNISHINGS AND CLOTHING? YES NO

PLEASE SPECIFY _____

7 LIST THE TYPE OF VEHICLE(S) YOU OWN (YEAR, MAKE, MODEL) _____
 PAID FOR? YES NO AMOUNT OF PAYMENT(S) \$ _____

8 DO YOU OR YOUR (SPOUSE) MEMBER PAY RENT OR MORTGAGE Friend pays 425

9 AMOUNT OF DEBTS, LIENS, MORTGAGES, ETC. _____
 AMOUNTS _____

I do solemnly swear that the information reported by me for this application for counsel does contain a true and full account of all my real and personal estate, debts, credits and effects whatsoever without exception, which I or any person in trust for me have or at the time of my possession had, or am, or was in any way respect, entitled to, in possession, remainder or reversion, and that I have not at any time since charges were made against me or before, directly or indirectly sold, leased, assigned, or otherwise disposed of any property, or made over in trust for myself or otherwise, other than mentioned herein

I understand that the appointment of counsel creates a claim against the assets and estate of the person who is provided counsel or the parents or legal guardians of a juvenile in the amount equal to the costs of representation less the amount paid to appointed counsel, the public defender office and/or the Commission on Indigent Defense. I understand such claim shall be filed in the Office of the Clerk of Court where I, my child, or ward are assigned counsel, but that the filing of a claim shall not constitute a lien against my real or personal property unless, in the discretion of the Court, part or all of such a claim is reduced to judgment by appropriate Order of the Court, after serving me with at least thirty (30) days notice that judgment will be entered.

I understand that pursuant to §17-3-30(b), I am required to pay a non refundable \$40.00 application fee to the Public Defender's Office for public defender services or other appointed counsel.

I am financially unable to employ counsel and request that counsel be assigned to represent me. I understand that I am entitled to at least 30 days notice before a claim against me may be reduced to judgment and I do hereby waive the right to such notice.

[Signature]
 Applicant

Sworn to before me this 4 day of June 2024.
me Notary Public for South Carolina. My commission expires 12532

RACE _____ SEX _____ AGE _____ IN JAIL _____ OR FOR BOND _____
 SSN _____ DATE OF ARREST 5-24-24
 DATE OF BIRTH _____ BOND AMOUNT 35,000
 ADDRESS _____ BONDSMAN: _____
 CITY & STATE _____ CO-DEFENDANTS: Allie
 TELEPHONE _____ Unknown last name.
 E-MAIL _____

The applicant's request for counsel is hereby
 GRANTED
 DENIED

[Signature]
 Judge/Clerk or Deputy Clerk
 DATE 6/6/24