

March 26, 2014


Jenny Abbott Kitchings
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: Ngan Tran v. North Charleston Police,
Appellate Case No. 2014-000154

Dear Ms. Kitchings,

The parties in this case reached a settlement in the above referenced case. Please find enclosed the Notice of Settlement and Stipulation of Dismissal.

Sincerely,



Francie Austin
Deputy City Attorney
City of North Charleston
843.740.5830
faustin@northcharleston.org

cc via email: Michele Forsythe
Michael Dupree

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MAR 31 2014

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas

Kristi Lea Harrington, Circuit Court Judge

Case No. 2014-000154

North Charleston Police Department, Appellant,

v.

Ngan Tran, Respondent.

NOTICE OF SETTLEMENT AND STIPULATION OF DISMISSAL

During the pendency of this Appeal the parties, by and through their undersigned attorneys reached an agreement compromising the amount to be paid by Appellant to Respondent of funds seized. The parties hereto consent to a disposition of funds totaling One Hundred Two Thousand Eight Hundred Seventy One Dollars (\$102,871.00) seized pursuant to South Carolina Code Section 44-53-520, et. seq.

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SC Court of Appeals

In accordance with Rule 261, SCACR the parties enter into an agreement which contemplates a full and final settlement, which shall be in complete satisfaction of all claims arising out of the above captioned action. In exchange for dismissal of Appellant's appeal, Respondent agrees to accept the sum of Eighty Seven Thousand Four Hundred Forty Dollars and Thirty Five Cents (\$87,440.35) in United States Currency. Said amount shall be paid immediately to the Order of Respondent and her counsel, Michele Patrao Forsythe, Esquire of the law firm of Query Sautter Forsythe, LLC.

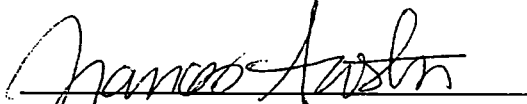
The remaining monies in the amount of Fifteen Thousand Four Hundred Thirty Dollars and Sixty Five Cents (\$15,430.65) in United States currency shall be forfeited to the City of North Charleston, and shall be distributed to the Appellant. Appellant shall dispose said forfeited funds in the following fashion: Seventy-five percent (75%) to the law enforcement agency or agencies; twenty percent (20%) to the prosecuting agency; and five percent (5%) must be remitted to the State Treasurer and deposited to the credit of the general fund of the State of South Carolina.

Thereafter, the parties agree to file, within thirty days, a notice of voluntary dismissal, with prejudice in compliance with Rule 260, SCACR.

March 26, 2014

Charleston, South Carolina

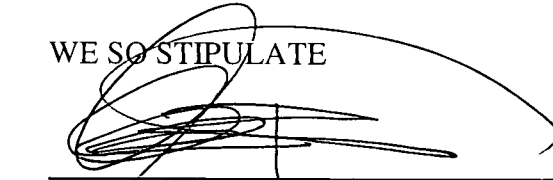
WE SO STIPULATE



Frances D. Austin, Esquire

Post Office Box 190016
North Charleston, South Carolina 29419

WE SO STIPULATE



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Attorney for Appellant

Attorneys for Respondent