

STATE OF SOUTH CAROLINA
COUNTY OF GREENVILLE

TRAVIS Montgomery Beasley, Sr.
S.C.D.C. No. 353358

v.

State of South Carolina,

Respondent.

RECEIVED
SEP 24 2014

Applic. ^{16-59-E}
S.C. Supreme Court

In THE COURT OF COMMON PLEAS
C.A. No 2013-CP-23-3438

Motion to ALTER
OR

Amend a Judgement

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SEP 22 2014

SEP 17 2014

SC Court of Appeals

MAILROOM
TURBEVILLE CI

The Court specifically ruled on an 'partial decision, Maliciously
prostrating Due process of "fairness" while under the influence of prejudicial
Omnipotence and those Omissions, were one-sided over the resistance of
Exigent Circumstances and Substantial facts. Contradicting not only
the law, but also their own judgement in the process, in fact, Exhibit A.
will satisfy the interest there of;

(1) Plea Counsel testified, she did not
recall Christopher Todd. In response; If Plea Counsel were com-
-petent in Representation Tollett v. Henderson, 411 U.S. 258, 266-267, 93 S.Ct. 1602
"Counsel's concern is the faithful Representation of the interest of
his Client, and such Representation frequently involves highly
Practical consideration as well as specialized knowledge of
the law." U.S.C.A. 14; however, ⁽²⁾ Plea Counsel also testified she
filed discovery motions, received those materials, and reviewed
them with the Applicant. ⁽³⁾ Plea Counsel testified they also review
ed the charges, the elements of the charges and the sentencing
ranges. Perhaps, In relation to the facts, the Supplemental report
written by several Investigating officers sought inside of

the Motion of Discovery, that only required prompt scrutiny of Counsel's prevailing professionalism to obtain correct acknowledgements of the incident, Plea Counsel would had known that the Affidavit information were specifically mentioning Christopher C. Todd and no one else, who was under an investigation involving the distribution of crack cocaine substance purchased by the Affiant's Confidential Informant which dates March 18, 2011 Arrest Warrant No# I-373129 was obtained for Todd, that perhaps bring forth a Search Warrant to Search Lindy Brown's Residence: April 27, 2011, (Applicant's sister) (Christopher Todd's) girlfriend! In regards to both 2 and 3 Obscured testimony, had Plea Counsel thoroughly investigated, she would have notice only Christopher Charles Todd name sought on the Affidavit, the Arrest Warrant, and of course, reasons for Search Warrant. Furthermore, under the First Article of the 4th Amendment, Quots; The right of the people to be secured in their person's, house, papers, and effects against unreasonable searches and seizures and unreasonable invasion of privacy shall not be violated. No warrant shall issue but upon probable cause, supported by Oath or Affirmation, and particularly describing the place to be searched, the person or the thing to be seized and information to be obtained. Dunbar v State, 603 S.E.2d 615.

Investigator Mark Clifford stated in his report, "Once the other subjects were secured, Inv. Parrish came to my location and handcuffed the subject that I encountered. The subject was identified as Travis

Montgomery Brewin Jr. The Subject was searched with Negative findings on his person. The Applicant surely had legitimate expectation of privacy to be at the Residence searched. ① Applicant had a Subjective expectation of not being discovered, and ② the expectation is one that Society recognizes as reasonable U.S.C.A. Const. Amend 4, State v. Missouri, 337 S.C. 548, 556-557, 524 S.E.2d 394, 398 (1990)

Search Warrant directed to "John Doe", a white Male with black wavy hair and stocky build. Observed using telephone in designated apartment was valid U.S. v Ferrone, C.A.Dc. 1971, 438 F.2d 381, Search Warrant must conform to this Amendment as well as to the spirit of Statute under which it issue. by particularly describing, "Person or Thing".

U.S. v Relfie, 39 F.Supp. 21 Investigator Claude Todd stated in his report "On 04.27.11 I meet with Inv. Griffin and Members of the Vice/Narcotics unit in reference to make a control buy from Christopher Todd, at 113 Sterling St. Inv. Parrish has an "Active" Arrest Warrant for Todd from a previous investigation and a CI of Inv. Griffin.

Do to Egregious Impermissible Conduct "for example" Threats, Blatant Misrepresentation, or the Misconduct influenced his decision to plea guilty or put another way, that it was material to that choice (False Affidavit)

U.S. v. Ffsh, 711 F.3d 460 C.A. (MD) 2013

The Applicant contends his Counsel fail to properly investigate the facts surrounding the circumstances that lead to his conviction. It has been clearly established that the amount of pre-trial research, or the lack thereof, can most definitely affect the outcome of a Criminal Defendants Trial. Davis v Alabama, 100 S.C.T. 1827 (1980)

At the Post-conviction hearing June 19 2014 Plea Counsel testified that "if she would had known the exigent circumstances existed." In reply to (1) one Christopher Charles Todd admitting to his drugs, Plea Counsel would had prepared the case to be heard by a Tribunal at Trial."

Answering the question, in Davis v Alabama, 100 S.C.T. 1827 (1980) "is Counsel Reasonable likely to render and rendering reasonable effective assistance given the totality of the circumstances?" There was reasonable probability that credibility attack would have influenced the Trial Judges decision regarding the existence of exigent circumstances and affected the outcome of the Suppression Motion, and if, plea Counsel truly believed the Suppression issue was meritorious, she could have advised her client to proceed to Trial." Kolle v State, (S.C. 2010) 386 S.C. 578, 690 S.E.2d 73

The sufficient potential in Plea Counsel testimony appeared to had been adequate to satisfy her ineffectiveness in representation, in fact, this is where the prouocation between Counsel prejudice impasses from

the lack of performance, Contradicting the requirements of the Sixth (6) Amendment. Surely Satisfying the criterion of the first (1) and the second (2) Strickland prong (5). In fact, Exhibit B. will regress an understanding how Applicant's assertion points out Plea Counsel's Coercion;

①. For a Criminal procedure to be entered knowingly and voluntarily, a criminal defendant must possess an "understanding of the law in relation to the facts." McCarthy v. U.S., 89 S.Ct. 1171 (1969). Providing this "understanding" of the law in relation to the facts, is the "function" of the accused Counsel. Note: Should this Court ignore the Supreme Court's Admonition in Ayersinger v. Hawkin, 407 U.S. 25, 92 S.Ct. 2006 (1972) to the effect that, beyond the problem of Trial and Appeals is that of the ineffectiveness of Counsel in Criminal Proceedings. Counsel is needed so the accused may know precisely what he is doing, so that he is "fully aware" of the prospect of going to jail or prison, and so that he is treated fairly by the prosecution. Regarding to the facts, Plea Counsel testified that the Applicant "struggled" with the PWID charges. In reply, "A defendant enters a guilty plea upon Counsel's advice, the voluntariness of Plea depends on whether the advice was within the range of competent demanded of Attorney's in Criminal cases." Davis v State, (S.C. 2009) 381 S.C. 601, 675 S.E.2d 416.

Simply, Ple Counsel fail to consider whether Applicant was properly Charged and rendered Applicant's guilty plea involuntary on ground of

Steuern v. State, 365, S.C. 304, 607 S.E.2d 306 S.C. 2005

Ineffective Assistance of Counsel; Plain Meaning, if Plea Counsel could not recall the name of Christopher C. Todd and or the fact that he admitted to his Drugs, not to mention, the Arrest Warrant which were issued upon (Todd) why the Search warrant came about. Then the result of this case against Applicant would not be of any existence do to the fact, Counsel's faithful interest for her client would had recognized the erroneous before it gotten out of hand, and advised Applicant he should not had been charged with P.W.I.D and M.C.B simply because there were no probable cause for arrest nor prosecution to support his conviction. Thus the standard of probable cause applies to all Arrest's.

Atwater v. City of Lago Vista, 532, U.S. 318, 354, 121, S.Ct. 1536, 149 L.Ed.2d 549 (2001).

② Adding this understanding of the law in relation to the facts, is the function of Counsel, therefore would not Plea Counsel be considered coercion, if client lead to believe constructive possession applied to the one person, who has expectation's of privacy. In fact, this amendment, absent exigent circumstances, prohibits any intrusion upon a person's privacy without a prior judicial determination that the intrusion is justified. U.S. v. Burch, D.C. Del. 1977, 432 F.Supp. 961, affirmed 577 F.2d 729

Inu. Bradley Griffin States

"I Obtained warrants for Brown's (Applicant and Sister) Arrest from Judge Keaton AT the Night Magistrate Office 04/27/11

"After Arrest was 'Made.' Furthermore, the Fourth Amendment Prohibits" a person were propinquity to others independently Suspected of Criminal activity does not, with out more give rise to Probable Cause to search that person U.S.C.A. Const. Amend. 4, 14, 1 Search and Seizures \rightarrow 3.3(2)

would
Not Plea Counsel advise be considered Maladvised of the Law,
Maliciously prostrating Applicant of his Rights in the process.
2 Search and Seizures \rightarrow 3.3(2)

Requirement
that a Search or Seizure of a person be supported by Probable Cause particularized with respect to that person cannot be undercut or avoided by simply pointing to fact that coincidentally there exists Probable Cause to search the premise where the person may happen to be. YBARRA v Illinois, cite as 100 S.C.T. 338 (1979) U.S.C.A. Const. Amend. 4, 14, Horton v California, 110 S.C.T. 2301, 496 U.S. 128, 110, L.Ed.2d 112, (1990) IF Scope of Search exceeds that permitted by terms of validly issued warrant or character of relevant Exception for warrant requirement, Subsequent Seizure is unconstitutional with out more. U.S.C.A. Const. Amend. 4,

③ The...

Situation would had been different, had not Plea Counsel omitted important Material, that obtained Correct Knowledge of the incident, Material she testified and claimed her and the Applicant discussed. In fact, if Plea Counsel and the Applicant discussed Material such as the Search warrant, reviewed the the Charges, the Elements of the Charges plus Sentencing range.

The first issue Plea Counsel would had recognized is in fact, Christopher Charles Todd name on the Affidavit, which dates March 18, 2011. Arrest Warrant No[#] I-373129. The reason for Affiant's belief that the property sought is on the Subject Premises. Quot's; "A Search warrant was executed at 112 B Taylor Street on date listed above, The Affiant identified Christopher Charles Todd as the subject who sold the white rock substance to the informant and an arrest warrant, was obtained for Todd. Within the last 72-hours of the date listed on this warrant the Affiant has located the residence of Todd, 113 Sterling Street, Greenville S.C. 29601, and conducted a controlled buy of a white rock substance, presented as crack cocaine which field test for a cocaine base, from Todd at said residence." In the Affiant's report he stated; "on April 27, 2011, Inv. Griffin and I received information from a Confidential Informant, that Subject Todd was located at 113 Sterling Street, Greenville S.C. was his home address and that he was also on house arrest. The informant stated Todd was wearing an ankle device commonly worn by individuals under house arrest. I previously investigated Todd for Distribution of a Cocaine base (Crack Cocaine) and held an arrest warrant for said offense for Todd (Case No[#] 01-2011-01256 warrant No[#] I-373129) The Second issue would had been brought to Plea Counsel attention, was the statements made by Inv. Bradley Griffin, Matthew May, Dustin Woodall, Brandon Brown, The Affiant Joseph R. Parrish, Claude Todd and Mark Clifford. Stating that The Applicant was located attempting to leave out of the residence, also where the drugs

were located in the "Master bedroom" with Todd and Cindy plus the inextricable warrantee (Todd) admitting to his drugs. The Third issue would have been acknowledged was Mark Clifford's Statement located on page (2) Two. also Article I Declaration of Rights, under the 4; Amendment located on page (2) Two. Furthermore, The Fourth Amendment prohibits further arrest of person's coincidentally at the premise searched that are neither named in search warrant nor arrested as consequence of search Rivera v. U.S. Cite as 928, F.2d 592 (2nd Cir 1991)

(4) Plea Counsel also testified at the hearing that she tried to have those charges dismissed but the Solicitor did not agree to it, Obviously Plea Counsel had to possess substantiated criteria of proof or even facts to push for dismissal. The question of the matter is in fact, are, what lead to discussing the terms of dismissal to beguiling Applicant into believing that every subject in or on premise searched can be consequently charged and perhaps, arrested for constructive possession, even after Christopher Charles Todd admitted before several Investigating Officers, "that the drugs found belonged to him." But Statutes and Constitution shows otherwise of Plea Counsel's advice, in fact; "Possession of Controlled Substance may be, actual or constructive, 'ACTUAL POSSESSION' occurs when drugs are found to be in actual physical custody of person, while 'Constructive possession' occurs when person charged with possession, has dominion and control over either drugs or premise." State v. Wolfson, 459 S. Ed. 2d 88, 319 S.C. 41. In Officer Brandon Brown's report, "upon arrival at the target location, I observed a black male later identified as Travis Brown standing in the doorway to the target

location. As I exited the Raid Van, I pointed my Sheriff's Officer issued weapon at Travis Brown and began to give loud verbal commands to show his hands and get on the ground. At this time Inv. Clifford who was tasked with Breaching the front door, Kicked the door and made contact with Brown in effort to place Brown under investigative detention until the residence could be rendered safe. I then moved past Inv. Clifford and made my way into the rear hallway area where I made contact with a black female later identified as Cindy Brown and a black male identified as Darius Brown. I pointed my Sheriff's issued weapon at both subjects while giving commands to get on the ground and show their hands which both complied quickly to. While giving commands to the two aforementioned subjects, I observed a heavy set black male that was familiar with as Christopher Todd leaning out the rear window attempting to either jump out of the window or attempting to throw something out of the window. I then pointed my Sheriff's issued weapon at Todd while calling him by name and gave commands to get on the ground and show his hands. After a short time Todd did comply."

Inv. Bradley Griffin states, "an ongoing narcotic investigations surrounding Todd, an activist arrest warrant for Todd, Inv. Parrish obtained a search warrant for the residence for Todd's person and narcotics. Thereafter, I observed a window on the far right open, two arms appear and several pieces of a purple rock substance being pushed out of the window. I gave verbal commands to this person to get on the ground," Sheriff's

Officer Search Warrant." The person identified as Todd did not respond and continued to throw the purple rock substance. He then went back inside the residence where he was secured by Inv. Brown. Then stated; "Todd got my attention, after being advised of Miranda by other Investigators and did tell me all of the located drugs in the "masterbed room" where his along with the purple crack."

May I remind the Honorable Court, the drugs found in the possession of the inextricable Todd located in the Masterbed room with the Renter/Tenant Lindy Brown, was in fact, the only drug's seized at the incident. In relation to the facts are;

"Where a person has claim of title, he will be presumed to be in possession of everything contained within limits of his deed, and such possession is known as "Constructive Possession." Littleton v Roberts, 187, S.E. 349, 181 S.C. 303. Back to the question sought on page (4) Four. in David v Alabama, 100 S.C.T. 1827 (1980) while answering with 1911 v Lockhart, 474 U.S. 52, 58-59, 106 S.C.T. 366, 370 (1985) and Roscoe v. State, 345 S.C. 16, 20, 546, S.E. 2d 417, 419, (2001). Plea Counsel's representation was below the standard of reasonableness and that Plea Counsel's unprofessional error beguiled Applicant into believing that constructive possession applied "basically," to the "Black Males," knowing there is a reasonable probability that Constructive possession applied only to those who does not has reasonable expectation of privacy.

Do to the Blatant Misrepresentation and or the Misconduct which influenced Applicant's decision to plea guilty.

Gordon v Dugges, 909 F.2nd 474 (11th Cir. 1990)

Area Counsel Failure and or deliberate indifference to fulfill her ministerial duties, those being to No# 1-5

1. Prejudice Applicant.

2. Acting only in State's Interest.

3. Deficient in failing to procure important pertinent discovery Material.

4. Only concern is getting Applicant to plea.

5. Contradicting the requirements of the Sixth Amendment and deprivation of the fourteenth, Amendment, fifth Amendment and most important the fourth Amendment.

The Court conclude, the Applicant fail to prove his guilty plea was not knowing and Voluntary. Fasier v. State, 351 S.C. at 389, 570 S.E.2d at 174. On the Contrary The Applicant stated in his testimony, "that plea Counsel mentioned the idea of constructive possession, but Applicant did not understand." Would not the 'Honorable' Court, acting in good faith, be allowing Plea Counsel to contradict herself and the requirements of the Competence of Counsel. U.S.C.A. Const. Amend. 6, Sought in Agersinger v. Hamlin, 409 U.S. 25, 92 S.Ct. 2006 (1972) "Providing this understanding of the law in relation to the facts, is the 'Function' of the Accused Counsel."

"Plea Counsel

testified that it would have been difficult to prevail upon a suppression motion." Number 3 Three above would best describe

Plea Counsel Effectiveness, Simply because Plea Counsel's best interest were in fact, Numbered 4, while acting only in States Interest Number 2 in the process showing Applicant Prejudice Number 1 Contradicting the requirements of Sixth Amendment and deprivation of the Fourteenth, fifth, and fourth Amendment Number 5

⑤ Although, the honorable Court can not speculate as to whether testimonies with out evidence could have had an impact on the defense case. On the contrary, The Court erred in it's order of dismissal, by allowing Plea Counsel testimony to point out her "obscuring representation", Satisfying neither Strickland v. Washington, 466, U.S. 668, 104 S. Ct. 2052 (1984) prongs.

1) IF Plea Counsel did not recall the inextinguishable warrantee Christopher Charles Todd. In reply; The Applicant would not be of any existence before the court. 2) IF Plea Counsel mentioned the idea of constructive possession, but Applicant did not understand. In reply; would not Plea Counsel be considered not moderate to satisfy neither Strickland prong(s) morethless, McCarthy. would not Plea Counsel advice, be considered illadvice of the law in relation's to the facts of this case. 3) IF in fact, Plea Counsel filed discovery motion, received those materials and reviewed them with the Applicant, In reply; would not Plea Counsel's comprehension relate to the fact, the Applicant has expectation of not being discovered in scope of investigation in either Commerce's and or

Arrest warrant obtained by the "Affiant" Inv. Parish.
4.) IF Plea Counsel reviewed Motion of discovery and her function obtain an understanding of the facts surrounding the incident. In reply; Plea Counsel's understandings of the incident, would have alerted Plea Counsel of the Statutes that did not correspond with the Narrative report by several Officials. Reasonable probability existed that had Plea Counsel informed Applicant that he should not have been charged with the charges nor the elements of the charges, etc to the Declaration of Rights Article I under 4, Amendment that is mentioned on page (9) nine, or perhaps, Mere prepin-guity under Search and Seizures ~~am~~ 3.3(2) located on page (7) seven, and on Investigator Mark Clifford Statement on page (2) two, and the Affidavit information on page (8) eight, and page (10) Ten. Applicant contend, that he were deliberately singled out for prosecution on the basis of some "Indicous Criterion."

Denial of effective assistance of counsel, was not established where, even though, Court-Appointed Counsel still made no independent investigation of the case, Counsel was aware of states evidence, including eyewitnesses informed Applicant of his jury trial rights, and made no promise as to the sentence. Kible v. State, (S.C. 1976) 267 S.C. 250, 227 S.E. 2d 199.

5) The Court ruled that Plea Counsel was not deficient in prevailing upon a suppression Motion.

Simply because a glassware were found during execution of search that contained Cocaine residue which Applicant's fingerprint said to had been on. In reply

§ 201-Elements of Offenses, Drug and Narcotic ~~10~~ 110. "The Prosecution in narcotics or dangerous drug case must establish all essential elements of the crime beyond a reasonable doubt, including intent, where intent is an element of the offense. Thus, the evidence must be sufficient to show that accused had a criminal intent to violate the narcotic drug law."

"A fingerprint on a glassware that required Chemical and Physical examinations, to identify latent prints, does not give probable cause for Applicant's arrest, nor constitute the element's against him. In fact, those type testings required scrupulous exactitude in order to identify person of interest. Perhaps, Forensic Inv. Adam Davis processed the evidence on May 20, 2011. Without drug's, Money or weapons found on Applicant's person, what gave Probable Cause for arrest.

Therefore, if the interest of the Court were based on other than proof, such as to, Arrest Warrant, Affidavit and Search Warrant information, or why Cindy Brown the Girlfriend/Rentee/Tenant wasn't charged with Constructive possession" as well. Then perhaps, the Honorable

Court, contradict itself and ruled out of speculation. I truly don't mean to sound too fanatic nor ascetic. Moretheless, presumptuous by means of Imperious. But no evidence were even introduced before the Courts, Counsel's advice were not within the range of competent and her performance was in fact, deficient, if not, Alca Counsel would have atleast, had some acknowledgement of the Ineffective warrantee Christopher Charles Todd. been the reason for this entire case 01-2011-059089, with that being, the Court prejudice Applicant and the Applicant here by Challenge the Judges decision on these grounds: Afformentioned. Ending Proposal, Not only was Due process not had, during the Arrest, during Representation, but in fact, during prosecution; Prosecutor's in a Criminal case shall (1) refrain from prosecuting a charge that the prosecutor knows is not supported by probable cause. (2) Prosecutor's has the responsibility of a Minister of Justice and not simply that of an Advocate. The responsibility carries with it specific obligations to see that the defendant is accorded procedural justice and that guilt is decided upon the basis of sufficient evidence." In reply to page (6) six

The Applicant was curtailed of Due process, and or denied fundamental "fairness." Hipp v S.C. (S.C. 2009) 381 S.C. 323, 673 S.E.2d 416. Therefore, Applicant Constituent: his, Claim directly from the Honorable Court Order of Dismissal, and Construe the error of the Courts Contradiction and or allowing Counsel to admit her ineffectiveness but yet,

Partially, including the scale one side more than another. May I remind the Honorable Court of Appeal's, on page (1) one Order of Dismissal, Quots; The Court had before it the transcript of the guilty plea hearing, the Greenville County Clerk of Court records, the Applicants South Carolina Department of Corrections Record, the P.C.R Application, and the return.

The question is, whether or not, Plea Counsel's testimony over rules Transcript, Applicant would have had never plead, if Plea Counsel's interest were based on other than beguile and Coerce. Admitting to her ineffectiveness in so many ways, and the Court allowed Plea Counsel's testimony to contradict their own judgement in the process. Definitely, basing their interest over an inferior even if his argument appeared to be in accordance with in statutes and Constitution's. Applicant agrees, that he is not an legal apprentice and does not hypocrisy as though, he might be, but however, at liberty to assist in legal actions in which Constitution's were deprived of. Applicant does however, take ownership in his mistake made in this matter, only because he'd valued the concept of an Attorney's "Scholar." And if he would have known these Constitution's prohibits person's in such procedural's, in Dunbar v State, 603 S.E.2d 615. located page (2) two. YARRA v Illinois, 100 S.C.T. 338 (1979). Horton v California 110 S.C.T. 2301, located on page (7) seven. Ruza v U.S. 928, F.2d 592. and U.S. v Morrison, 991 F.2d 112. located on page

(9) Wine. When a person possesses standing to challenge search when he has reasonable expectation of privacy from the governmental intrusion in either premise searched or items seized. U.S. v Dalgada, 903 F.2d 1495. The question of concern, is "thus the standard of probable cause applies to all arrests". Atwater v. City of Lago Vista 532, U.S. 318, 354, 121 S.Ct. 1536, 149 L.Ed.2d 549 (2001) located on page (6) six. In U.S. v Tate, 821 F.2d 1328, states; Before party can claim protection of fourth Amendment, he must establish legitimate expectation of privacy in objects searched U.S.C.A. Const. Amend. 4; Applicants; Birth Certificate, Mailing address, Drivers License, Job history, Education and or perhaps, prior's. All show's Applicant is not from South Carolina, does not live in South Carolina, at any time, only visiting Lindy Brown (Applicant sister) and kids. These are the facts the Court had before it, verification's of Applicants expectation of privacy and or, perhaps, legitimate protection claim of the fourth Amendment. Henderson v State, 2006 WL 7285, 669

The Affiant had no firsthand knowledge of events leading to Applicants arrest, in fact, No drugs were found on his person, the Applicants not the Renter/Tenant of the residence, he had no papers to support any involvement, and the effects against unreasonable search and seizures or invasion of privacy, these are the "FACTS". Plea Counsel. Blatantly Ignored, that the Court seemed to have had ruled Partially over. Exonerating criterion based on "FACTS". Lindy Brown...

had "FIRST HAND KNOWLEDGE" of the inextricable warrants Christopher Charles Todd Activities. It is imperative the Honorable Court no longer turn a blind eye to Plea Counsel's "UNETHICAL CONDUCT."

"Proof" of "Constructive Possession" of drugs requires showing that accused had knowledge of and dominion or control over other drugs or premises upon which drugs were found; mere presence in area where drugs are found does not constitute Constructive Possession" State v. Bolton, 457 S.E.2d 616, 318 S.C. 323.

If Constructive Possession applied only to "those" who has knowledge of ungovernable acts inside their residence, can be similarly charged accordingly to those exact guidelines. Then, would not the State be undermining Statutory's and Constitutions, when further arrest is compelled upon other than Residence owner.

Copied out of Corpus Juris Secundum; The Element of the defense of discriminatory prosecution are that accused was "Deliberately Singled Out" for prosecution on the basis of some "Invidious Criterion" referred to as an "Immutable personal characteristic, such as a "BLACK MALES" were propinquity coincidentally at the officers target location at the same time as the "Independently Suspect of criminal activities." While others similarly situated have not generally been proceeded against, because of conduct of type forming basis of charge against him U.S. v Bustamante, 805 F.2d 201 (6th Cir. 1986) - Affirmed, Warte v. U.S., 105 S.Ct. 1524 (1985) Affirmed

A.) Selectivity in Enforcement of Criminal Laws is Subject to Constitutional Restraints.

B.) Decision to Prosecution may not be deliberately based upon unjustifiable standards such as "Race", "Religion", or other ARBITRARY Classification, including exercise of protected Statutory and Constitutional Rights.

C.) It is appropriate to Judge Selective prosecution Claims to Ordinary Standards. U.S.C.A. Const. Amend. 5;

D.) Showing of Discriminatory Intent is not necessary to establish selective prosecution when Equal Protection Claims is based on overtly discriminatory Classification U.S.C.A. Const. Amend. 5;

E.) Equal Protection Clause: The 14th Amendment provision requiring the states to give similarly situated persons or classes similar treatment under the law.

Once again, Thus, the Standards of Probable Cause Applies to All Arrests?

Attwaters v City of Lago Vista 532, U.S. 318, 354, 121 S.Ct. 1536, 1557, 149 L.Ed. 2d 549, (2001)

And if so, which reflects back to letter E. of this page. "Why haven't the State of South Carolina, County of Greenville act on them accordingly to the law?"

The Court blatantly ignored the errors with in the Arrest, Representation by Counsel, Prosecution, and now at present, "Allowing them

Obscuring Justice to prevail continuously by
eluding the facts thereof, that is supported by Statutes
and Constitution's. Although, the Fifth Amendment
does not act to provide a uniform prohibition
against the taking of any and all statement made by
a suspect to Law Enforcement Officials. State v Breeze
(S.C. App. 2008) 665 S.E.2d 247

The Applicant still had faced
the Gravity of the Offense compared to the harshness
of the Punishment and or Penalty. Receiving a Sentence
of 12-year's in prison, while the inextricable warrantee
Christopher Charles Todd received a Sentence of 5-
year's perhaps, for both Offenses March 18, 2011 and
April 27, 2011 (Case No# 01-2011-011256 - Warrant No# I-371329, Case No# 01-2011-057089)

The Applicant hereby, Constituent that the requirements
based upon the 4th & 14th Amendment, "Equal Protection" has
been deserted in this case, simply because "Probable
Cause," never existed during the Arrest. Therefore;

Conclusion

Based on the foregoing these allegation finds and
concludes, that the Applicant has met and established
numerable reasons for a Motion to Alter or Amend
a Judgement (Rule 59-E) and allow the burden of proof
be reexamined by the Honorable Court of Appeals, which
the probative was not examined thoroughly by P.C.R Counsel...

I will remain Prayerful & Respectful
Travis M Brown Jr

STATE OF SOUTH CAROLINA

COUNTY OF GREENVILLE 01-2011-059089

AFFIDAVIT

Personally appeared before me, one JOSEPH R. PARRISH who, being duly sworn, says that there is probable cause to believe that certain property subject to seizure under provision of Section 17-13-140, 1976 Code of Laws of South Carolina, as amended, is located on the following premises in this County

DESCRIPTION OF PROPERTY SOUGHT

Cocaine, Cocaine base substances, Methamphetamine, Prescription drugs, Paraphernalia, Papers, Monies, firearms and effects related to illegal drug sales. Cell phones computer files identifying drug users and/or traffickers. Any items of personal property tending to identify subjects in control of the premises and or places to be searched. Any and all outbuildings and trash receptacles.

DESCRIPTION OF PREMISES (PERSON, PLACE OR THING) TO BE SEARCHED

113 Sterling Street, Greenville, SC 29601- Described as a single story residence with two-toned white siding. The home is marked in black with the numbers 113 to the left of the front door on a post of the covered porch. The home is further identified by a black mail box in the front yard bearing the numbers 113. Directions to the residence: As one travel north east on Anderson Road turn left onto Valentine Street then turn right onto Minus Street then left onto Sterling Street. 113 is the first home on the left.

REASON FOR AFFIANT'S BELIEF THAT THE PROPERTY SOUGHT IS ON THE SUBJECT PREMISES

C.T. - 7

During the month of March, 2011 the Affiant conducted a narcotics investigation involving the distribution of crack cocaine (a cocaine based substance) from 112 B Taylor Street, Greenville, SC 29611. The Affiant, through a confidential informant who has a demonstrated knowledge of drug culture, purchased a white rock substance from a black male at 112 B Taylor Street on two separate occasions. During each controlled purchase the confidential informant was searched before the start and at the completion of the operation and no contraband was found in the confidential informant's possession. The confidential informant was under the direction of the Affiant and was under constant visual and audio surveillance throughout both operations. In all each case the white rock substance purchased from the black male resident was presented as crack cocaine. The substance purchased was field tested at the completion of each controlled purchase and field tested positive for a cocaine base on both occasions. A search warrant was executed at 112 B Taylor Street on March 18, 2011. The Affiant identified Christopher Charles Todd as the subject who sold the white rock substance to the informant and an Arrest Warrant, number I-373129, was obtained for Todd.

Within the last 72 hours of the date listed on this warrant the Affiant has located the residence of Todd, 113 Sterling Street, Greenville, SC 29601, and conducted a controlled buy of a white rock substance, presented as crack cocaine which filed tested for a cocaine base, from Todd at said residence. Through the use of an undercover operative, the Affiant has confirmed that Todd is at said residence.

Sworn to and Subscribed before me
this 27th day of April, 20 11
EMO (L.S.)
Signature of Judge

Joseph R. Parrish *1065/437 [Signature] *121/42
Affiant

Address 4 MCGEE ST. (LEC)
Greenville, SC 29601
Phone (864)271-5210

Agency I.D.
SC0230000

EC5 05/26/2011 10:08:38

GREENVILLE COUNTY SHERIFF'S OFFICE
Supplemental Report

Case Number

11000059089

Original Report Status Change Additional Victims Additional Stolen Property

Supplemental Report Other Report Additional Defendants Additional Recovered Property

Incident Type Search Warrant Execution Patrol District 07 Page 1 of 2 Pages

I.D. OVERFLOW

Complainant Victim # 1 Subject Runaway Wanted Arrest Missing Jail Other

Subject's Name (Last, first, Middle) State of South Carolina Victim Relationship To Subject _____ Ethnicity _____ Resident _____ Race _____ Sex _____ Age _____ Date of Birth _____

Address _____ City _____ State _____ Zip Code _____ Patrol District _____ Day Phone _____ Evening Phone _____

Height _____ Weight _____ Hair _____ Eyes _____ Facial Hair, Scars, Tattoos, Glasses, Clothing, Physical, Peculiarities, Etc. _____

Victim No. 1 Visible Injury Yes No Complaint of any Non-Visible Injuries Yes No Victim Using Alcohol Yes No Unk Two-Man Veh One Man Veh ALONE Detective Other ASSISTED

Explain: _____ Using Alcohol No Yes Unk Using Drugs No Yes Type: _____ Arrested on Current Offense

Arrestee Armed Yes No Weapon Type _____ On View Arrest Summoned Custody

Juvenile Disposition Handled Released Referred To Other Authority

Arrest Location _____ Gang Affiliation: GR - Gang Related

Overflow:

Griffin, B.: Complainant 1
RACE: White, Caucasian, SEX: Male, RESIDENT: Resident of South Carolina, Primary: (864)467-5300
4 McGee St Greenville 29601 C111 (Greenville City)

Todd, Christopher Charles: Subject 1
Subject Types: Suspect, Arrest
ADDRESS: 113 Sterling St Greenville SC 29601 07, RESIDENT: J, RACE: B, SEX: M, AGE: 25 to 25, DOB: 06/16/1985, SSN:
VISIBLE INJURY: NO, NON-VISIBLE INJURY: NO, USING ALCOHOL: Unknown, USING DRUGS: Unknown, ARREST ON CURRENT OFFENSE, ON VIEW ARREST, ARREST LOCATION: 113 Sterling St Greenville SC 29601 07

NARRATIVE

Narrative:
On April 27, 2011 at approximately 2255 hours I obtained a search warrant on behalf of Inv. J. Parrish for the premises of 113 Sterling Street. After Judge O'Brien signed the search warrant I advised Inv. J. Parrish who subsequently executed the warrant with members of the Greenville County Sheriff's Office (GCSO) Vice and Narcotics Unit. I then responded to the incident location with the search warrant in hand. Upon my arrival I served as the scribe for the warrant. Any and all items recovered / seized were recorded on the search warrant return and packaged for storage and/or analysis.

I read a copy of the search warrant to Lindy Brown, the tenant/renter of 113 Sterling Street. A copy of the search warrant, once the return had been completed, was left with Ms Brown.

The following items were recovered and/or seized from 113 Sterling Street:

LC1: ~~Miscellaneous drug paraphernalia located throughout the residence~~
LC2: Green plant material in clear plastic bag located in Room F by Inv. M. May
LC3: Purple rock substance in clear plastic bag located outdoors / below window of Room F by Inv. K. Jacobsen (field test (+) for cocaine/cocaine base)

PROPERTY

Status	Property Type	Quantity	Property Make	Color	Description	Serial # / OAN	Value
					<u>LAURIA CAMPBELL</u>		

ADMIN

Subject Identified Yes No Subject Located Yes No Active Admin Closed Arrested Under 18 Ex-Cleared Under 18
 Unfounded Arrested 18 and Over Ex-Cleared 18 and Over

Reason For Exceptional Clearance Offender Death No Prosecution Victim Declines Cooperation Extradition Denied Juvenile No Arrest

Reporting Officer(s)	Date	Unit#Star#	Approving Officer	Date	Unit#Star#
CAMPBELL, LAURA	04/28/2011	439 / 0:218	HALL, DARIUS	05/25/2011	401 / 00152

Follow Up Investigation Yes No

5/26/11 [Signature]

EXHIBIT B. (M)

~~Mark~~ Darius

Agency I.D.
SC0230000

EC5 05/26/2011 10:10:02

GREENVILLE COUNTY SHERIFF'S OFFICE
Supplemental Report

Case Number
11000059089

Original Report Status Change Additional Victims Additional Stolen Property Incident Type M456 - Narcotics Investigation (RTA)

Supplemental Report Other Report Additional Defendants Additional Recovered Property Patrol District 07 Page 2 of 3 Pages

I. D. OVERFLOW

Complainant Victim Subject Runaway Wanted Arrest Missing Jail Other

Subject's Name (Last, First, Middle) _____ Victim Relationship To Subject _____ Ethnicity _____ Resident _____ Race _____ Sex _____ Age _____ Date of Birth _____

Address _____ City _____ State _____ Zip Code _____ Patrol District _____ Day Phone _____ Evening Phone _____

Height _____ Weight _____ Hair _____ Eyes _____ Facial Hair, Scars, Tattoos, Glasses, Clothing, Physical, Peculiarities, Etc. _____

Victim No. _____ Visible Injury Yes No Complaint of any Non-Visible Injuries Yes No Victim Using Alcohol Yes No Unk Two-Man Veh One Man Veh ALONE ASSISTED

Explain: _____ Drugs No Yes Type: _____ Detective Other ASSISTED

Subject No. _____ Using Alcohol No Yes Unk Arrested on Current Offense

Using Drugs No Yes Type: _____ Unk Cleared By Arrest on Prior Offense

Arrestee Armed Yes No Weapon Type _____ On View Arrest Summoned Custody

Juvenile Disposition Handled Released Referred To Other Authority

Arrest Location _____ Gang Affiliation: NG - Not Gang Related

BUILD: Heavy / Fat, HAIRCOLOR: Black, EYES: Brown, HEIGHT: 507, WEIGHT: 189, VISIBLE INJURY: NO, NON-VISIBLE INJURY: NO, USING ALCOHOL: NO, USING DRUGS: NO

Brown, Darius Ramont: Subject 4
Subject Types: Other
ADDRESS: 113 Sterling St Greenville SC 29611 07, ETHNICITY: N, RESIDENT: J, RACE: 8, SEX: M, AGE: 18, DOB: 07/10/1992,
VISIBLE INJURY: NO, NON-VISIBLE INJURY: NO, USING ALCOHOL: NO, USING DRUGS: NO

NARRATIVE

Narrative:
On 4/27/11, I assisted Inv. Griffin with the execution of a search warrant on a residence located in the Sterling Community at the listed address. I was advised by Inv. Griffin that the Target of the investigation was CHRISTOPHER TODD and that a controlled purchase had been made from him at the listed address. I was tasked with breaching the front door of the residence with the battering ram if necessary. Once Inv. Griffin concluded his briefing, myself and the rest of the members of the entry team were driven to the target residence by Inv. Jacobsen in the raid van.

Upon arrival at the target residence, I immediately observed a black male subject standing in the doorway of the front door of the residence. Once the van was parked, I exited the raid van with Inv. Brown following behind me. I observed the subject as he stepped back inside the door. At first I thought that the subject was going to close the door but he did not. Once I realized that the subject wasn't going to close the door, I tossed the battering ram to the left of the front door and it landed on the front porch. I then drew my Sheriff's Office issued service pistol and pointed it at center mass on the subject as I moved towards him. Due to the fact that I was the first person to reach the doorway, I made entry through the door while yelling, "Sheriff's Office search warrant". The subject turned his back to me and started to lean over to the couch. At that point I was able to reach out and grab the subject by the back of his shirt with my left hand. I pulled the subject to ground and held him down with my left foot on the small of his back as he laid face down on the floor. I ordered the subject to put his arms straight out and not to move. I covered the subject with my service weapon pointed at center mass on his body as the rest of the entry team cleared through the residence. While clearing the rest of the residence, the entry team did encounter other subjects to include juveniles. Once the other subjects were secured, Inv. Parrish came to my location and handcuffed the subject that I encountered. The subject was identified as TRAVIS MONTGOMERY BROWN JR. The subject was searched with

Status	Property Type	Quantity	Property Make	Color	Description	Serial # / OAN	Value

ADMIN

Subject Identified Yes No Subject Located Yes No Active Admin Closed Arrested Under 18 Ex-Cleared Under 18

Unfounded Arrested 18 and Over Ex-Cleared 18 and Over

Reason For Exceptional Clearance Offender Death No Prosecution Victim Declines Cooperation Extradition Denied Juvenile No Arrest

Reporting Office(s) _____ Date _____ Unit#/Star# _____ Approving Officer _____ Date _____ Unit#/Star# _____

CLIFFORD, MARK 04/25/2011 443 / 01108 HALL, DARIUS 05/17/2011 401 / 00152

Follow Up Investigation Yes No

TS9

Mark Clifford

Statement Made
(u)

Exhibit B. ④

Agency I.D.
SC0230000

EC5 05/26/2011 10:10:02

GREENVILLE COUNTY SHERIFF'S OFFICE
Supplemental Report

Case Number
11000059089

Original Report
 Status Change
 Additional Victims
 Additional Stolen Property
 Incident Type M456 - Narcotics Investigation (RTA)
 Supplemental Report
 Other Report
 Additional Defendants
 Additional Recovered Property
 Patrol District 07 Page 3 of 3 Pages

I. D. OVERFLOW

Complainant
 Victim
 Subject
 Runaway
 Wanted
 Arrest
 Missing
 Jail
 Other

Subject's Name (Last, first, Middle) _____
 Victim Relationship To Subject _____
 Ethnicity _____
 Resident _____
 Race _____
 Sex _____
 Age _____
 Date of Birth _____
 Address _____
 City _____
 State _____
 Zip Code _____
 Patrol District _____
 Day Phone _____
 Evening Phone _____
 Height _____
 Weight _____
 Hair _____
 Eyes _____
 Facial Hair, Scars, Tattoos, Glasses, Clothing, Physical, Peculiarities, Etc. _____
 Victim No. _____
 Visible Injury Yes No
 Complaint of any Non-Visible Injuries Yes No
 Victim Using Alcohol Yes No Unk
 Two-Man Veh One Man Veh ALONE ALONE
 Explain: _____
 Drugs No Yes Type: _____
 Detective Other ASSISTED ASSISTED
 Subject No. _____
 Using Alcohol No Yes Unk
 Arrested on Current Offense
 Using Drugs No Yes Type: _____
 Unk
 Cleared By Arrest on Prior Offense

Arrestee Armed Yes No
 Weapon Type _____
 On View Arrest
 Summoned
 Custody
 Juvenile Disposition Handled Released Referred To Other Authority
 Arrest Location _____
 Gang Affiliation: NG - Not Gang Related

NARRATIVE

negative findings on his person.
 I later assisted with the search of the residence but did not locate any items for seizure. I stood by on-scene until Inv. Griffin was completed with his investigation.

PROPERTY

Status	Property Type	Quantity	Property Make	Color	Description	Serial # / OAN	Value

ADMIN

Subject Identified Yes No
 Subject Located Yes No
 Active
 Admin Closed
 Arrested Under 18
 Ex-Cleared Under 18
 Unfounded
 Arrested 18 and Over
 Ex-Cleared 18 and Over

Reason For Exceptional Clearance Offender Death
 No Prosecution
 Victim Declines Cooperation
 Extradition Denied
 Juvenile No Arrest

Reporting Officer(s)	Date	Unit#/Star#	Approving Officer	Date	Unit#/Star#
CLIFFORD, MARK	04-29-2011	443 / 01108	HALL, DARIUS	05/17/2011	401 / 00152
			Follow Up Investigation <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		

Mark Clifford

R. FOS

1

Agency I.D.
SC0230000

EC5 05/26/2011 10:08:12

GREENVILLE COUNTY SHERIFF'S OFFICE
Supplemental Report

Case Number
11000059089

Original Report Status Change Additional Victims Additional Stolen Property

Supplemental Report Other Report Additional Defendants Additional Recovered Property

Incident Type M456 - Narcotics Investigation

Patrol District 07 Page 4 of 4 Pages

I.D. OVERFLOW

Complainant Victim Subject Runaway Wanted Arrest Missing Jail Other

Subject's Name (Last, first, Middle) _____ Victim Relationship To Subject _____ Ethnicity _____ Resident _____ Race _____ Sex _____ Age _____ Date of Birth _____

Address _____ City _____ State _____ Zip Code _____ Patrol District _____ Day Phone _____ Evening Phone _____

Height _____ Weight _____ Hair _____ Eyes _____ Facial Hair, Scars, Tattoos, Glasses, Clothing, Physical, Peculiarities, Etc. _____

Victim No. _____ Visible Injury Yes No Complaint of any Non-Visible Injuries Yes No Victim Using Alcohol Yes No Unk Two-Man Veh One Man Veh ALON
Explain: _____ Drugs No Yes Type: _____ Detective Other ASSISTE

Subject No. _____ Using Alcohol No Yes Unk Arrested on Current Offense
Using Drugs No Yes Type: _____ Unk Cleared By Arrest on Prior Offense

Arrestee Armed Yes No Weapon Type _____ On View Arrest Summoned Custody

Juvenile Disposition Handled Released Referred To Other Authority

Arrest Location _____ Gang Affiliation: NG - Not Gang Related

NARRATIVE

dishes and utensils used for stirring. The dishes contained residue that field tested positive for cocaine. The items were found by Investigator May who then brought them to my attention. I took the picture and asked Brown T if he drew it and Brown T stated no that a man he knows drew it. I told Brown T it was in a bag in his room with others papers that belonged to him and asked if the bag was his. Brown T stated that it is his bag. I then asked Brown T about the Pyrex dishes in the bag and he said there were no dishes in the bag that I was lying to him. Later at the Detention center Brown T denied the existence of any bag in his room.

At the completion of the interviews I was advised by Investigator Griffin that he and Investigator Jacobsen had observed Todd tossing purple rock substances out the rear bedroom window upon our entry into the residence. The substance was recovered and field tested positive for a cocaine base. The substance later weighed at 6.3 grams.

Based on the presence of the Pyrex containers (used for the purpose of manufacturing crack cocaine) found with Brown T's belongings, that had residue that field tested positive for cocaine, the presence of powder in the kitchen commonly used as cut in the manufacturing of crack cocaine, an empty jug of grape drink (that when used in place of water in the manufacturing of crack cocaine would turn the crack cocaine purple, the presence of 6.3 grams of a purple rock substance that field tested positive for cocaine base and Todd's statement that everything found in the back bedroom and outside belong to him, Todd and Brown T were placed under arrest. The Sterling Community Center located at 100 Minus Street sits across the street for 113 Sterling Street and is clearly marked as a community center and day care, making it more than probable that the subjects knew they were distributing crack cocaine across the street from said center. Brown L was also placed under arrest for other charges (see case 11-059093). Brown D was not charged and released at the scene.

Brown T and Todd were transported to the detention center and served the listed warrants and turned over to detention personnel in good condition.

See Investigator Campbell's supplemental for a complete list of items seized from the residence.

Joseph Parrish Second Part

PROPERTY

Status	Property Type	Quantity	Property Make	Color	Description	Serial # / OAN	Value

ADMIN

Subject Identified Yes No Subject Located Yes No

Active Admin Closed Arrested Under 18 Ex-Cleared Under 18
 Unfounded Arrested 18 and Over Ex-Cleared 18 and Over

Reason For Exceptional Clearance Offender Death No Prosecution Victim Declines Cooperation Extradition Denied Juvenile No Arrest

Reporting Officer(s)	Date	Unit#/Star#	Approving Officer	Date	Unit#/Star#
PARRISH, JOSEPH	04/28/2011	437 / 01065	Sgt Hall	05/25/2011	401 / 00152

Follow Up Investigation Yes No

CS

Exhibit B. 5

Lindy & Todd

Agency I.D.
SC0230000

EC5 05/26/2011 10:08:12

GREENVILLE COUNTY SHERIFF'S OFFICE
Supplemental Report

Case Number

11000059089

Original Report Status Change Additional Victims Additional Stolen Property

Supplemental Report Other Report Additional Defendants Additional Recovered Property

Incident Type M456 - Narcotics Investigation

Patrol District 07 Page 2 of 4 Pages

I.D. OVERFLOW

- Complainant
- Victim
- Subject
- Runaway
- Wanted
- Arrest
- Missing
- Jail
- Other

Subject's Name (Last, first, middle) _____ Victim Relationship To Subject _____

Address _____ City _____ State _____ Zip Code _____ Patrol District _____ Day Phone _____ Evening Phone _____

Height _____ Weight _____ Hair _____ Eyes _____ Facial Hair, Scars, Tattoos, Glasses, Clothing, Physical Peculiarities, Etc. _____

Victim No. _____ Visible Injury Yes No Complaint of any Non-Visible Injuries Yes No Victim Using Alcohol Yes No Unk Two-Man Veh One Man Veh ALI

Explain: _____ Using Drugs No Yes Type: _____ Detective Other ASSIS

Subject No. _____ Using Alcohol No Yes Unk Arrested on Current Offense

Arrestee Armed Yes No Unk Cleared By Arrest on Prior Offense

Weapon Type _____

Juvenile Disposition Handled Released Referred To Other Authority On View Arrest Summoned Custody

Arrest Location _____ Gang Affiliation: NG - Not Gang Related

Brown, Lindy Lree: Subject 3
 Subject Types: Other
 ADDRESS: 113 Sterling St Greenville SC 29611 07, ETHNICITY: N, RESIDENT: J, RACE: B, SEX: F, AGE: 39, DOB: 11/20/1971, SSN: _____

Physical Description
 BUILD: Heavy / Fat, HAIRCOLOR: Black, EYES: Brown, HEIGHT: 507, WEIGHT: 189, VISIBLE INJURY: NO, NON-VISIBLE INJURY: NO, USING ALCOHOL: NO, USING DRUGS: NO

Brown, Darius Ramont: Subject 4
 Subject Types: Other
 ADDRESS: 113 Sterling St Greenville SC 29611 07, ETHNICITY: N, RESIDENT: J, RACE: B, SEX: M, AGE: 18, DOB: 07/10/1992, VISIBLE INJURY: NO, NON-VISIBLE INJURY: NO, USING ALCOHOL: NO, USING DRUGS: NO

NARRATIVE

Narrative:
 On April 27, 2011 Investigator Griffin and I received information from a confidential informant that subject Todd was located at 113 Sterling Street Greenville, SC. The informant stated that Todd had said that 113 Sterling Street was his home address and that he was all on house arrest. The informant stated that Todd was wearing an ankle device commonly worn individuals under house arrest. I had previously investigated Todd for distribution of a cocaine base (crack cocaine) and held an arrest warrant for said offense for Todd (case # 11-011256 warrant # I-373129).

Based on the information provided by the informant a controlled buy of crack cocaine was made from Todd at 113 Sterling Street on April 27, 2011. The informant was searched for contraband prior to the controlled buy with negative results. The informant was given twenty dollars (\$20.00) of government funds and was under constant visual and audio surveillance throughout the operation. During the controlled buy the informant was driven to and from the incident location by Investigator Jacobsen. The informant purchased a purple rock substance from Todd, presented by Todd as crack cocaine. The substance did field test positive for a cocaine base.

Based on the aforementioned facts a "no knock" search warrant for 113 Sterling Street was obtained. The warrant was executed by members of the Greenville County Sheriff's Office

PROPERTY

Status	Property Type	Quantity	Property Make	Color	Description	Serial # / OAN	Value
					JOSEPH PARRISH Third part		

ADMIN

Subject Identified Yes No Subject Located Yes No

Active Admin Closed Arrested Under 18 Ex-Cleared Under 18

Unfounded Arrested 18 and Over Ex-Cleared 18 and Over

Reason For Exceptional Clearance Offender Death No Prosecution Victim Declines Cooperation Extradition Denied Juvenile No Arrest

Reporting Officer(s) PARRISH, JOSEPH Date 04/28/2011 Unit#/Star# 437 / 0:065

Approving Officer Sgt Hall Date 05/25/2011 Unit#/Star# 431 / 00152

Follow Up Investigation Yes No

SC0230000

Agency I.D. SC0230000

EC5 05/23/2011 10:55:48

GREENVILLE COUNTY SHERIFF'S OFFICE Supplemental Report

Case Number 11000059089

Original Report Status Change Additional Victims Additional Stolen Property

Supplemental Report Other Report Additional Defendants Additional Recovered Property

Incident Type Dist: Cocaine Base (RTA)

Patrol District 08 Page 2 of 3 Pages

I.D. OVERFLOW

Complainant Victim Subject Runaway Wanted Arrest Missing Jail Other

Subject's Name (Last, first, middle) _____ Victim Relationship To Subject _____ Ethnicity _____ Resident _____ Race _____ Sex _____ Age _____ Date of Birth _____

Address _____ City _____ State _____ Zip Code _____ Patrol District _____ Day Phone _____ Evening Phone _____

Height _____ Weight _____ Hair _____ Eyes _____ Facial Hair, Scars, Tattoos, Glasses, Clothing, Physical Peculiarities, Etc. _____

Victim No. _____ Visible Injury Yes No Complaint of any Non-Visible Injuries Yes No Victim Using Alcohol Yes No Unk Two-Man Veh One Man Veh ALONE Explain: _____ Drugs No Yes Type: _____ Detective Other ASSISTED

Subject No. _____ Using Alcohol No Yes Unk Using Drugs No Yes Type: _____ Arrested on Current Offense

Arrestee Armed Yes No Weapon Type _____ Unk Cleared By Arrest on Prior Offense

Juvenile Disposition Handled Released Referred To Other Authority On View Arrest Summoned Custody

Arrest Location _____

(Subject #1). The UO was going to make a controlled purchase of cocaine base from TODD at the incident location. The UO was searched with no monies or contraband located. The UO was then given an amount of government funds and a monitoring device was placed on their person. The UO then went to 113 Sterling St., Greenville, SC, 29611. Constant visual and/or audio surveillance was maintained on the UO. The UO went inside the residence and met with Christopher TODD. TODD sold a purple rock like substance said to be crack (cocaine base) by TODD to the UO. The UO left the residence and went back to the predetermined meeting location where the purple rock like substance was turned over to Inv. Jacobsen. I did take a written statement from the UO detailing the incident.

With this information, ongoing narcotic investigations surrounding TODD, and active arrest warrants for TODD, Inv. Parrish obtained a search warrant for the residence for TODD's person and narcotics.

Later, I met with other members of the Greenville County Vice and Narcotics Unit at a staging location. There I placed on my GCSO issued raid equipment and entered the raid van.

Upon arrival at the incident location, I exited the front seat of the raid van, in front of the house in the roadway, and observed a black male (later identified as Brown Jr., subject #2) walking out of the front door. I covered him with my GCSO issued firearm and flashlight and gave him commands to show his hands, telling him I was with the Sheriff's Office. Inv. Clifford was able to get to BROWN Jr. and detain him. I then made my way to the backside of the residence on the perimeter. Shortly thereafter I observed a window on the far right open, two arms appear and several pieces of a purple rock substance being pushed out of the window. I gave verbal commands to this person to get on the ground and, "Sheriff's Office search warrant." The person (later identified as TODD) did not respond and continued to throw the purple rock substance. He then went back inside the residence where he was secured by Inv. Brown.

I then obtained a camera and photographed the several pieces of purple rock substance on the ground. Inv. Jacobsen and I then collected most of the attainable pieces and turned them over to Inv. Campbell handling her duties as scribe. The purple rock like substance did field test positive for cocaine base. Inv. Campbell did take possession of all items located during the execution of the search warrant and place them into property and evidence at a later time.

Status	Property Type	Quantity	Property Make	Color	Description	Serial #/OAN	Value

Subject Identified Yes No Subject Located Yes No Active Admin Closed Arrested Under 18 Ex-Cleared Under 13

Arrested 18 and Over Ex-Cleared 13 and Over

Reason For Exceptional Clearance Offender Death No Prosecution Victim Declines Cooperation Extradition Denied Juvenile No Arrest

Reporting Officer(s)	Date	Unit#/Star#	Approving Officer	Date	Unit#/Star#
GRIFIN, BRADLEY	04/28/2011	432 / 00983	Sgt. Hall	04/28/2011	401 / 00152

Follow Up Investigation Yes No

20

Bradley Griffin

Statement made

(1)

[Signature]

Exhibit B. ①

C.T-2

Agency I.D.
SC0230000

EC5 05/23/2011 10:55:48

GREENVILLE COUNTY SHERIFF'S OFFICE
Supplemental Report

Case Number

11000059089

Original Report Status Change Additional Victims Additional Stolen Property Incident Type Dist: Cocaine Base (RTA)

Supplemental Report Other Report Additional Defendants Additional Recovered Property Patrol District 08 Page 3 of 3 Pages

I.D. OVERFLOW

Complainant Victim Subject Runaway Wanted Arrest Missing Jail Other

Subject's Name (Last, First, Middle) _____ Victim Relationship To Subject _____ Ethnicity _____ Residence _____ Race _____ Sex _____ Age _____ Date of Birth _____

Address _____ City _____ State _____ Zip Code _____ Patrol District _____ Day Phone _____ Evening Phone _____

Height _____ Weight _____ Hair _____ Eyes _____ Facial Hair, Scars, Tattoos, Glasses, Clothing, Physical Peculiarities, Etc. _____

Victim No. _____ Visible Injury Yes No Complaint of any Non-Visible Injuries Yes No Victim Using Alcohol Yes No Unk Two-Man Veh One Man Veh ALONE Explain: _____ Drugs No Yes Type: _____ Detective Other ASSISTED

Subject No. _____ Using Alcohol No Yes Unk Arrested on Current Offense

Using Drugs No Yes Type: _____ Unk Cleared By Arrest on Prior Offense

Arrestee Armed Yes No Weapon Type _____ On View Arrest Summoned Custody

Juvenile Disposition Handled Released Referred To Other Authority

Arrest Location _____

NARRATIVE

I photographed the residence before the search, evidence as it was collected and the residence after the search.

After taking the photographs I did assist in search the residence. While searching the residence, TODD got my attention, after being advised of Miranda by other investigators, did tell me all of the located drugs in the "master bedroom" were his along with the purple "crack" (cocaine base). Inv. May told me he located items used in the manufacturing of cocaine base in a bag belonging to BROWN Jr. in the bedroom of his. These items did field test positive for the presence of cocaine base.

In another bedroom I located 3 children, Quentin DayQuan Williams 13, Mehki Saron Brown 6, and KeMauri Samod Harris 3 (see case number 01-2011-059093) of Lindy Brown. The children were all sleeping in one bed that had sheets partially covering the mattress. In their bedroom, several articles of clothing were strewn across the floor. No refrigerator was located at the residence. The house appeared very un kept, perishable foods were left in the open, along with various articles of trash on the floors. Photographs were taken. MO Todd did contact on call Juvenile Inv. Pincaro and DSS was contacted. Emergency protective custody were taken of the children. DSS did arrive on scene and take custody of the 3 children.

I did locate paperwork inside the residence, that the three children did attend schools in close proximity to the residence. The Sterling Community Center is also located directly across from the residence.

All of the subjects were arrested for the listed offenses and were transported to the Greenville County Detention Center by uniform patrol. I obtained warrants for BROWN's arrest from Judge Keaton at the night magistrate office. I did locate money used in the controlled purchase of cocaine base from TODD on his person.

All of the subjects were turned over to detention personnel in good condition without incident on temporary commitments to await bond court.

Bradley Griffin Second part

PROPERTY

Status	Property Type	Quantity	Property Make	Color	Description	Serial # / OAN	Value

ADMIN

Subject Identified Yes No Subject Located Yes No Active Admin Closed Arrested Under 18 Ex-Cleared Under 18

Unfounded Arrested 18 and Over Ex-Cleared 18 and Over

Reason For Exceptional Clearance Offender Death No Prosecution Victim Declines Cooperation Extradition Denied Juvenile No Arrest

Reporting Officer(s) _____ Date _____ Unit#Star# _____ Approving Officer _____ Date _____ Unit#Star# _____

GRIFFIN, BRADLEY 04/29/2011 432 / 00583 Sgt. Hall 04/29/2011 401 / 00152

Follow Up Investigator Yes No

SFYI doesn't prove nor equal to the charges. Pending

Circumstantial Evidence Exhibit B.6 Lindy

Agency I.D.
SC0230000

EC5 05/26/2011 10:07:12

GREENVILLE COUNTY SHERIFF'S OFFICE
Supplemental Report

Case Number
11000059089

Original Report Status Change Additional Victims Additional Stolen Property Incident Type Dist: Cocaine Base (RTA)

Supplemental Report Other Report Additional Defendants Additional Recovered Property Patrol District 08 Page 2 of 4 Pages

I. D. OVERFLOW

Complainant Victim Relationship To Subject Ethnicity Resident Race Sex Age Date of Birth

Subject Address City State Zip Code Patrol District Day Phone Evening Phone

Runaway Height Weight Hair Eyes Facial Hair, Scars, Tattoos, Glasses, Clothing, Physical, Peculiarities, Etc.

Wanted Victim No. Visible Injury Yes No Complaint of any Non-Visible Injuries Yes No Victim Using Alcohol Yes No Unk Two-Man Veh One Man Veh ALON

Arrest Explain: Drugs No Yes Type: Detective Other ASSISTE

Missing Subject No. Using Alcohol No Yes Unk Arrested on Current Offense

Jail Using Drugs No Yes Type: Unk Cleared By Arrest on Prior Offense

Other On View Arrest Summoned Custody

Arrestee Armed Yes No Weapon Type

Juvenile Disposition Handled Released Referred To Other Authority

Arrest Location Gang Affiliation: NG - Not Gang Related

Physical Description
HAIRCOLOR:Black, EYES:Brown, HEIGHT:510, WEIGHT:185, VISIBLE INJURY: No, NON-VISIBLE INJURY: No, USING ALCOHOL: No, USING DRUGS: Unknown, ARREST ON CURRENT OFFENSE, ON VIEW ARREST, ARREST LOCATION: 113 Sterling St Greenville SC 29611 08

Charges
CHARGE 1: PWID Cocaine Base WARRANT #: I-433118
CHARGE 2: Manufacturing Cocaine Base WARRANT #: I-433121
CHARGE 3: PWID Cocaine Base near School WARRANT #: I-433122

Brown, Lindy Lree:Subject 3
Subject Types: Suspect, Warrant, Arrest
ADDRESS: 113 Sterling St Greenville SC 29611 08 ETHNICITY: N, RESIDENT: J, RACE: B, SEX: F, AGE: 39 to 39, DOB: 11/20/1971, SSN:

Physical Description
HAIRCOLOR:Black, EYES:Brown, HEIGHT:507, WEIGHT:189, VISIBLE INJURY: No, NON-VISIBLE INJURY: No, USING ALCOHOL: Unknown, USING DRUGS: Unknown, ARREST ON CURRENT OFFENSE, ON VIEW ARREST, ARREST LOCATION: 113 Sterling St Greenville SC 29611 08

Charges
CHARGE 1: Unlawful Neglect of a Child WARRANT #: I-433116
CHARGE 2: Unlawful Neglect of a Child WARRANT #: I-433114
CHARGE 3: Unlawful Neglect of a Child WARRANT #: I-433117

Narrative:
On 04-28-11 I meet with Inv. Griffin and members of the Vice/Narcotics Unit in reference to make a control buy from Christopher Todd (B/M 06/16/85) at 113 Sterling St. Inv. Parrish has an active arrest warrant for Todd from a previous investigation and a CI of Inv. Griffin's advised that Todd was selling Cocaine Base (Crack) from this location. It was determined that a control buy would be made from the residence to confirm that Todd was at the location and a search warrant would then be obtained for the location. Inv. Griffin with the assistance of a CI and members of the Vice/Narcotics unit made a control buy from Todd at 113 Sterling St. Inv. Campbell obtained a search warrant for the residence from the night-Magistrate. Inv. Griffin and Inv. Parrish conducted a briefing at a predetermined location. During the briefing I made assignments concerning the entry team and perimeter team. I then donned my blue "Sheriff's Office" raid vest and my thigh rig. I assigned myself to assist

Status	Property Type	Quantity	Property Make	Color	Description	Serial # / OAN	Value

ADMIN

Subject Identified Yes No Subject Located Yes No Active Admin Closed Arrested Under 18 Ex-Cleared Under 18

Unfounded Arrested 18 and Over Ex-Cleared 18 and Over

Reason For Exceptional Clearance Offender Death No Prosecution Victim Declines Cooperation Extradition Denied Juvenile No Arrest

Reporting Officer(s)	Date	Unit#/Star#	Approving Officer	Date	Unit#/Star#
TODD, CLAUDE	05/03/2011	431 / 00452	HALL, DARIUS	05/25/2011	401 / 00152

Follow Up Investigation Yes No

Statement made
CLAUDE TODD (3)

EXHIBIT B. (6)

Lindy

Agency I.D.
SC0230000

EC5 05/26/2011 10:07:12

GREENVILLE COUNTY SHERIFF'S OFFICE
Supplemental Report

Case Number
11000059089

Original Report Status Change Additional Victims Additional Stolen Property Incident Type Dist: Cocaine Base (RTA)

Supplemental Report Other Report Additional Defendants Additional Recovered Property Patrol District 08 Page 3 of 4 Pages

I. D. OVERFLOW

Complainant Victim Subject Runaway Wanted Arrest Missing Jail Other

Subject's Name (Last, first, middle) _____ Victim Relationship To Subject _____ Ethnicity _____ Resident _____ Race _____ Sex _____ Age _____ Date of Birth _____

Address _____ City _____ State _____ Zip Code _____ Patrol District _____ Day Phone _____ Evening Phone _____

Height _____ Weight _____ Hair _____ Eyes _____ Facial Hair, Scars, Tattoos, Glasses, Clothing, Physical Peculiarities, Etc. _____

Victim No. _____ Visible Injury Yes No Complainant of any Non-Visible Injuries Yes No Victim Using Alcohol Yes No Unk Two-Man Veh One Man Veh ALONE
 Explain: _____ Drugs No Yes Type: _____ Detective Other ASSISTED

Subject No. _____ Using Alcohol No Yes Unk Arrested on Current Offense
 Using Drugs No Yes Type: _____ Unk Cleared By Arrest on Prior Offense

Arrestee Armed Yes No Weapon Type _____ On View Arrest Summoned Custody

Juvenile Disposition Handled Released Referred To Other Authority

Arrest Location _____ Gang Affiliation: NG - Not Gang Related

NARRATIVE

Inv. Clifford with breaching the front door by first checking the door and using the hooligan tool to open any screen door. I entered the raid van and was driven to the location by Inv. Jacobsen. Upon arrival at the location, I exited the raid van and observed a black male subject later identified as Travis Brown (B/M 12/10/75) standing in the open doorway to the residence. Members exited the vehicle announcing "Sheriff's Office Search Warrant" and telling the subject to get down on the floor. The subject turned and began to go back into the residence but leaving the front door open. Inv. Clifford made contact with the subject just inside the residence and was able to detain him. I entered the residence with my service weapon drawn and was yelling "sheriff's office search warrant" while clearing the residence. I approached Inv. Brown who was posted on wall leading down a hallway giving commands to subjects that he had observed. Myself and Inv. Brown along with Inv. May advanced down the hallway. We encountered one subject laying on the floor in the hallway. Inv. May made contact with this subject as myself and Inv. Brown continued down the hallway to the back bedroom where we made contact with Christopher Todd and Lindy Brown (B/F 11/20/71). I had my service weapon pointed at both subjects while Inv. Brown ordered them to show their hands. The subjects each had their arms under their body when we first entered the room. The subjects complied with Inv. Brown's orders and placed their hands behind their backs. Inv. Brown then covered me while I holstered my service weapon and secured both subjects. I then assisted with a secondary search of the residence.

I learned that at the time of the controlled buy and at the time of the execution of the search warrant that the residence was also occupied by Lindy Brown's three juvenile children; Quentin Dayquan Williams (B/M 03-29-98), Mehki Saron Brown (B/M 10-25-04), and Kemaury Samod Harris (B/M 07-01-06). I also learned that during the search Cocaine Base (Crack) and items used in the manufacturing of Cocaine Base (Crack) were found in the residence. I observed that the common areas of the residence and in particular the room in which the three children were laying was very unkempt. I observed dirty clothing, trash, and partially eaten food on the floor and throughout the residence. The back bedroom, however, where Lindy Brown and Christopher Todd were located was clean and had a bed with box spring mattress and clean sheets. The three children were sleeping on dirty mattresses laying on the floor with little to no bedding. I also observed that there was no refrigerator in the residence and at one point the oldest child advised me that there had not been a refrigerator in the residence since they moved into the residence. I observed that food items that were to be refrigerated were open and on the counters in the residence. I also observed that there was little food in the residence. At one point, I asked the oldest child to locate clothing for himself and his brothers and he advised me that they did not have any clean clothes. The residence and its condition was photographed during this incident. I made

PROPERTY

Status	Property Type	Quantity	Property Make	Color	Description	Serial # / OAN	Value

ADMIN

Subject Identified Yes No Subject Located Yes No Active Admin Closed Arrested Under 18 Ex-Cleared Under 18
 Unfounded Arrested 18 and Over Ex-Cleared 18 and Over

Reason For Exceptional Clearance Offender Death No Prosecution Victim Declines Cooperation Extradition Denied Juvenile No Arrest

Reporting Officer(s)	Date	Unit#/Star#	Approving Officer	Date	Unit#/Star#
TODD, CLAUDE	05/03/2011	431 / 00452	HALL, DARIUS	05/25/2011	401 / 00152

Follow Up Investigation Yes No

Claude Todd

ST

Exhibit B. 6

Study

Agency I.D.
SC0230000

EC5 05/26/2011 10:07:12

GREENVILLE COUNTY SHERIFF'S OFFICE
Supplemental Report

Case Number
11000059089

Original Report Status Change Additional Victims Additional Stolen Property

Supplemental Report Other Report Additional Defendants Additional Recovered Property

Incident Type Dist: Cocaine Base (RTA) Patrol District 08 Page 4 of 4 Pages

I. D. OVERFLOW

Complainant Victim Subject Runaway Wanted Arrest Missing Jail Other

Subject's Name (Last, First, Middle) _____ Victim Relationship To Subject _____ Ethnicity _____ Resident _____ Race _____ Sex _____ Age _____ Date of Birth _____

Address _____ City _____ State _____ Zip Code _____ Patrol District _____ Day Phone _____ Evening Phone _____

Height _____ Weight _____ Hair _____ Eyes _____ Facial Hair, Scars, Tattoos, Glasses, Clothing, Physical Peculiarities, Etc. _____

Victim No. _____ Visible Injury Yes No Complaint of any Non-Visible Injuries Yes No Victim Using Alcohol Yes No Unk Two-Man Veh One Man Veh ALON Detective Other ASSIS

Explain: _____ Subject No. _____ Using Alcohol No Yes Unk Using Drugs No Yes Type: _____ Arrested on Current Offense

Arrestee Armed Yes No Weapon Type _____ On View Arrest Summoned Custody

Juvenile Disposition Handled Released Referred To Other Authority

Arrest Location _____ Gang Affiliation: NG - Not Gang Related

contact with Inv Pinciario (Unit #641) of the Juvenile Investigation division and advised him of the situation. I advised Inv. Pinciario at that time that I believed that it was in the best interest of the children's welfare that they be taken into Emergency Protective Custody. Inv. Pinciario agreed with this decision. Inv. Pinciario made contact with the On-Call DSS worker (Tracy Cobb 467-7749) and requested that she respond to the location to take custody of the children. Ms. Cobb arrived at the scene and took custody of the children after speaking with Lindy Brown and explaining the process to her.

During the incident I observed as Christopher Todd was advised of his Miranda Rights and he advised that he understood his rights. Christopher Todd numerous times made the spontaneous utterance that the items located in the back bedroom and the items thrown out the window belonged to him.

Once the search was completed and the children were removed from the residence, I responded to the detention center where I assisted in placing the three suspects into detention in good condition.

NARRATIVE

Status	Property Type	Quantity	Property Make	Color	Description	Serial # / OAN	Value

ADMIN

Subject Identified Yes No Subject Located Yes No Active Admin Closed Arrested Under 18 Ex-Cleared Under 18

Arrested 18 and Over Ex-Cleared 18 and Over

Reason For Exceptional Clearance Offender Death No Prosecution Victim Declines Cooperation Extradition Denied Juvenile No Arrest

Reporting Officer(s)	Date	Unit#/Star#	Approving Officer	Date	Unit#/Star#
TODD, CLAUDE	05/03/2011	431 / 00452	HALL, DARIUS	05/25/2011	401 / 00152

Follow Up Investigation Yes No

Claude Todd

EXH567 B. ①

Cindy, Darius & Chris

Agency I.D.
SC0230000

EC5 05/26/2011 10:07:48

GREENVILLE COUNTY SHERIFF'S OFFICE Supplemental Report

Case Number
11000059089

<input type="checkbox"/> Original Report	<input type="checkbox"/> Status Change	<input type="checkbox"/> Additional Victims	<input type="checkbox"/> Additional Stolen Property	Incident Type	M456 - Narcotics Investigation (RTA)
<input checked="" type="checkbox"/> Supplemental Report	<input type="checkbox"/> Other Report	<input type="checkbox"/> Additional Defendants	<input type="checkbox"/> Additional Recovered Property	Patrol District	07 Page 2 of 3 Pages

I.D. OVERFLOW	<input type="checkbox"/> Complainant	Subject's Name (Last, First, Middle)		Victim Relationship To Subject	Ethnicity	Resident	Race	Sex	Age	Date of Birth
	<input type="checkbox"/> Victim	Address								
	<input type="checkbox"/> Subject	City		State	Zip Code	Patrol District	Day Phone	Evening Phone		
	<input type="checkbox"/> Runaway	Height	Weight	Hair	Eyes	Facial Hair, Scars, Tattoos, Glasses, Clothing, Physical, Peculiarities, Etc.				

<input type="checkbox"/> Arrest	<input type="checkbox"/> Missing	<input type="checkbox"/> Jail	<input type="checkbox"/> Other	Victim No. _____	Visible Injury <input type="checkbox"/> Yes <input type="checkbox"/> No	Complaint of any Non-Visible Injuries <input type="checkbox"/> Yes <input type="checkbox"/> No	Victim Using Alcohol <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unk	Two-Man Veh <input type="checkbox"/> One Man Veh <input type="checkbox"/> ALON	Drugs <input type="checkbox"/> No <input type="checkbox"/> Yes Type:	Arrested on Current Offense <input type="checkbox"/>	
Arrestee Armed <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				Weapon Type				On View Arrest <input type="checkbox"/> Summoned <input type="checkbox"/> Custody <input type="checkbox"/>			
Juvenile Disposition <input type="checkbox"/> Handled Released <input type="checkbox"/> Referred To Other Authority											

Arrest Location _____ Gang Affiliation: NG - Not Gang Related

Brown, Lindy Lree: Subject 3
Subject Types: Other
ADDRESS: 113 Sterling St Greenville SC 29611 07, ETHNICITY: N, RESIDENT: J, RACE: B, SEX: F, AGE: 39, DOB: 11/20/1971, SSN:

Physical Description
BUILD: Heavy / Fat, HAIRCOLOR: Black, EYES: Brown, HEIGHT: 507, WEIGHT: 189, VISIBLE INJURY: No, NON-VISIBLE INJURY: No, USING ALCOHOL: No, USING DRUGS: No

Brown, Darius Ramont: Subject 4
Subject Types: Other
ADDRESS: 113 Sterling St Greenville SC 29611 07, ETHNICITY: N, RESIDENT: J, RACE: B, SEX: M, AGE: 18, DOB: 07/10/1992,
VISIBLE INJURY: No, NON-VISIBLE INJURY: No, USING ALCOHOL: No, USING DRUGS: No

Narrative:
ON APRIL 27TH 2011 I ASSISTED INVESTIGATOR GRIFFEN WITH THE EXECUTION OF A LAWFUL SEARCH WARRANT AT 113 STERLING STREET IN GREENVILLE COUNTY. DURING THE PRE OPERATION BRIEF, I WAS ADVISED THAT I WOULD BE FIRST MAN IN ON THE ENTRY TEAM.

UPON ARRIVAL AT THE TARGET LOCATION, I OBSERVED A BLACK MALE LATER IDENTIFIED AS TRAVIS BROWN STANDING IN THE DOORWAY TO THE TARGET LOCATION. AS I EXITED THE RAID VAN, I POINTED MY SHERIFF'S OFFICE ISSUED WEAPON AT TRAVIS BROWN AND BEGAN TO GIVE LOUD VERBAL COMMANDS TO SHOW HIS HANDS AND GET ON THE GROUND. AT THIS TIME INVESTIGATOR CLIFFORD WHO WAS TASKED WITH BREACHING THE FRONT DOOR, DITCHED THE RAM AND MADE CONTACT WITH BROWN IN EFFORT TO PLACE BROWN UNDER INVESTIGATIVE DETENTION UNTIL THE RESIDENCE COULD BE RENDERED SAFE. I THEN MOVED PAST INVESTIGATOR CLIFFORD AND MADE MY WAY INTO THE REAR HALLWAY AREA WHERE I MADE CONTACT WITH A BLACK FEMALE LATER IDENTIFIED AS LINDY BROWN AND A BLACK MALE LATER IDENTIFIED AS DARIUS BROWN. I POINTED MY SHERIFF'S OFFICE ISSUED WEAPON AT BOTH SUBJECTS WHILE GIVING COMMANDS TO GET ON THE GROUND AND SHOW THEIR HANDS WHICH BOTH COMPLIED QUICKLY TO. WHILE GIVING COMMANDS TO THE TWO AFOREMENTIONED SUBJECTS, I OBSERVED A HEAVY SET BLACK MALE THAT WAS FAMILIAR WITH AS CHRISTOPHER TODD LEANING OUT THE REAR WINDOW ATTEMPTING TO EITHER JUMP OUT OF THE WINDOW OR ATTEMPTING TO THROW SOMETHING OUT OF THE WINDOW. I THEN POINTED MY SHERIFF'S OFFICE ISSUED WEAPON AT TODD WHILE CALLING HIM BY NAME AND GIVING COMMANDS TO GET ON THE GROUND AND SHOW HIS HANDS. AFTER A SHORT TIME TODD DID COMPLY. I THEN MAINTAINED

PROPERTY	Status	Property Type	Quantity	Property Make	Color	Description	Serial # / OAN	Value

ADMIN	Subject Identified <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Subject Located <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Active <input type="checkbox"/> Admin Closed <input type="checkbox"/> Unfounded	<input type="checkbox"/> Arrested Under 18 <input checked="" type="checkbox"/> Arrested 18 and Over	<input type="checkbox"/> Ex-Cleared Under 18 <input type="checkbox"/> Ex-Cleared 18 and Over
	Reason For Exceptional Clearance <input type="checkbox"/> Offender Death <input type="checkbox"/> No Prosecution <input type="checkbox"/> Victim Declines Cooperation <input type="checkbox"/> Extradition Denied <input type="checkbox"/> Juvenile No Arrest				
	Reporting Officer(s)	Date	Unit#/Star#	Approving Officer	Date
BROWN, BRANCON	04/28/2011	442 / 00780	SGT. D. HALL	05/25/2011	401 / 00152
Follow Up Investigation <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					

Brandon Brown

Exhibit B.4

Circumstantial Evidence 3

C.T-6

Agency I.D.
SC0230000

EC5 05/26/2011 10:07:48

GREENVILLE COUNTY SHERIFF'S OFFICE
Supplemental Report

Case Number

1100059089

Original Report Status Change Additional Victims Additional Stolen Property Incident Type M456 - Narcotics Investigation (RTA)

Supplemental Report Other Report Additional Defendants Additional Recovered Property Patrol District 07 Page 3 of 3 Pages

I.D. OVERFLOW

Complainant Victim Subject Runaway Wanted Arrest Missing Jail Other

Subject's Name (Last, first, middle) _____ Victim Relationship To Subject _____ Ethnicity _____ Resident _____ Race _____ Sex _____ Age _____ Date of Birth _____

Address _____ City _____ State _____ Zip Code _____ Patrol District _____ Day Phone _____ Evening Phone _____

Height _____ Weight _____ Hair _____ Eyes _____ Facial hair, Scars, Tattoos, Glasses, Clothing, Physical, Peculiarities, Etc. _____

Victim No. _____ Visible Injury Yes No Complaint of any Non-Visible Injuries Yes No Victim Using Alcohol Yes No Unk Two-Man Veh One Man Veh ALONE Explain: _____ Drugs No Yes Type: _____ Detective Other ASSISTED

Subject No. _____ Using Alcohol No Yes Unk Arrested on Current Offense Using Drugs No Yes Type: _____ Unk Cleared By Arrest on Prior Offense

Arrestee Armed Yes No Weapon Type _____ On View Arrest Summoned Custody

Juvenile Disposition Handled Released Referred To Other Authority

Arrest Location _____ Gang Affiliation: NG - Not Gang Related

COVER ON ALL SUBJECTS UNTIL THEY COULD BE DETAINED AND THE RESIDENCE WAS DEEMED SECURE.

ONCE THE LOCATION WAS SECURE, I ASSISTED INVESTIGATOR GRIFFEN WITH MAINTAINING SECURITY ON ALL SUBJECT LOCATED WITHIN THE RESIDENCE WHILE INVESTIGATOR GRIFFEN CONDUCTED HIS INVESTIGATION AND SEARCH OF THE PROPERTY. I WAS LATER ADVISED THAT ON THE GROUND AREA JUST OUTSIDE THE REAR WINDOW WHERE I OBSERVED TODD TO BE LEANING OUT, THERE WAS A CLEAR PLASTIC BAG CONTAINING A PURPLE IN COLOR ROCK LIKE SUBSTANCE WHICH DID TEST POSITIVE FOR COCAINE BASE SUBSTANCE. NO FURTHER ACTION BY THIS INVESTIGATOR.

NARRATIVE

RECEIVED

SEP 22 2014

SC Court of Appeals

PROPERTY

Status	Property Type	Quantity	Property Make	Color	Description	Serial # / CAN	Value

ADMIN

Subject Identified Yes No Subject Located Yes No Active Admin Closed Arrested Under 18 Ex-Cleared Under 18

Unfounded Arrested 18 and Over Ex-Cleared 18 and Over

Reason For Exceptional Clearance Offender Death No Prosecution Victim Declines Cooperation Extradition Denied Juvenile No Arrest

Reporting Officer(s)	Date	Unit#/Star#	Approving Officer	Date	Unit#/Star#
BROWN, BRANDON	04/23/2011	442 / 00780	SGT. D. HALL	05/25/2011	431 / 00152

Follow Up Investigation Yes No

Brandon Brown

IRAVIS M. BRADON 353358

TurboSilk Correctional Institution

P.O. Box 252

TurboSilk, South Carolina

29162

RECEIVED

SEP 17 2014

MAILROOM
TURBEVILLE CI

RECEIVED

SEP 22 2014

SC Court of Appeals

Jenny Abbott

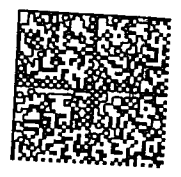
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South Carolina Court of Appeals

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