

The State of South Carolina.
In the court of Appeals
Appeal from Richland County
Court of Common Pleas.
J. Michelle Childs Circuit Court Judge
Case No. 2010-CP-40-07441

Case No. 2010170446

Sammie Goodwin

Appellant

V.

Richland County Sheriff Department
Leon Lott, Sheriff
Sharon Moody, Records Department

Respondent

Record on Appeal

Sammie Goodwin, #234046
1012 May Oak Circle
Columbia, S.C 29229

Andrew F. Lindemann
Joel S. Hughes
DAVIDSON & LINDEMANN, P.A.
1611 Devonshire Drive
Post Office Box 8568
Columbia, South Carolina 29202
(803) 806-8222

APPELLANT PRO – SE.

Counsel for Respondent

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State of South Carolina

County of Richland

Sammie Goodwin

Appellant Prose

V.

Richland County Sheriffs

Department. Leon Lott

Sheriff. Sharon Moody

Records Department

Defendants.

In the Court of Appeals

Case No. 2008-cp-40-7441

SCCA Tracking No. 2010-170446

And Order to Amended Records

On Appeal. Form and cover sheet.

RECEIVED
FEB 27 2012
SC Court of Appeals

Appellant Attorney
Sammie Goodwin. Bar No.
Address: 1012 May Oak Circle
Columbia, South Carolina 29229
Phone: (803) - 269 - 1835

Defendants Attorney
Davidson & Lindemann.P.A
1611 Devonshire Drive Second Floor
Post Office Box 8568
Columbia, South Carolina 29202-8568
Phone: (803) - 806 - 8222

**PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III.
FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III)
MOTION HEARING REQUESTED (attaches written motion and complete SECTIONS I and III.**

SECTION I: Hearing Information

Nature of Motion: Motion for Continuance

Estimated Time Needed: 20 Minutes

Court Reporter Needed: YES NO

SECTION II: Motion/Order Type

Written Motion Attached

Form Motion/Order ☒

I hereby move for relief or action by the court as set forth in the attached proposed order.

February 21, 2012

Sammie Goodwin
Signature of Attorney for

☒ Plaintiff

Defendant

Date Submitted

Indigent Status ☒

JUDGE'S SECTION

Motion Fee to be paid upon filing of the attached order.

Other: _____

JUDGE CODE: _____

Date: _____

CLERK'S VERIFICATION

Collected By: _____ Date Filed: _____

MOTION FEE COLLECTED: \$ _____

CONTESTED - AMOUNT DUE: \$ _____

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

IN THE COURT OF
COMMON PLEAS

2008CP4007441

Sammie Goodwin #234046,
Plaintiff pro se,

v.

Richland County Sheriff's Dept.,
Leon Lott, Sheriff,
Sharon Moody, Records Dept.
Defendants.

C/A No.:

SUMMONS

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SC Court of Appeals

RICHLAND COUNTY
FILED
2008 OCT 15 PM 3:53
BARBARA A. SCOTT
C.C.C. & G.S.

TO THE ABOVE NAMED DEFENDANTS, you are hereby summoned and required to answer the complaint herein a copy of which is herewith served upon the subscriber at the address shown below within thirty (30) days of which service and if you fail to answer the complaint judgement may be rendered against you for the relief demanded in the complaint.

DATE: 10-13-09

Sammie Goodwin

Sammie Goodwin #234046
Stevenson Corr.Inst. W-5
4546 Broad River Road
Columbia, South Carolina
29210-4014

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

IN THE COURT OF
COMMON PLEAS

Sammie Goodwin #234046

C/A No.: _____

Plaintiff pro se,

v.

COMPLAINT

JURY TRIAL DEMANDED

Richland County Sheriff's Dept.,
Leon Lott, Sheriff,
Sharon Moody, Records Dept.,
Defendants.

2008 OCT 15 PM 3:53
BARBARA A. SCOTT
C.C.C. & G.S.
RICHLAND COUNTY
CLERK

FIRST CAUSE OF ACTION

Fraud & Deceit:

PLEASE take notice that the Plaintiff above named herein brings this complaint pursuant to S.C.Code Ann.§15-78-10, etc. titled the SCTCA and alleges the following:

- 1). At all times relevant to this complaint, Plaintiff is an inmate at Stevenson Corr.Inst., 4546 Broad River Road, Columbia, South Carolina 29210-4014.
- 2). Plaintiff brings this action pursuant to §15-78-10 of the SCTCA and that the Richland County Sheriff's Department is a political subdivision of the State of South Carolina.
- 3). Richland county Sheriff's Department is the proper venue for this action as the acts that constitute the basis for this action transpired in Richland County of South Carolina.
- 4). On June 6, 2004, the Plaintiff was charged in a shooting incident outside of a nightclub on Two Notch Road. Richland County Sheriff investigators were called to the scene where the incident took place. The scene was secured and evidence was secured by the Richland County Sheriff investigators and turned into the Richland

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County Sheriff's evidence room.

- 5). The following items were collected and secured from the scene that the Defendants are concealing from the Plaintiff:
- 1). Ballistic tests & reports and;
 - 2). Laboratory tests & reports and;
 - 3). Crime scene photographa and;
 - 4). Photographs of the fourty(40) caliber handgun secured from the victim and;
 - 5). Photographs of the small building that was damaged from bullet holes.

6) After the Plaintiff discovered this evidence was in the possession of the Defendants, he has made several attempts to obtain a copy of these documents so that he may further show his innocence of the charge he is serving time for. The above listed documents are evidence pertaining to the Plaintiff's case and can show the Plaintiff is actually innocent in this matter.

The Plaintiff's first attempt to obtain a copy of these documents was on January 31, 2008. The Plaintiff wrote a letter to the Richland County Sheriff, Leon Lott to request a copy through the South Carolina Freedom of Information Act §30-4-10.

On February 7, 2008, the Plaintiff received a letter from the Defendants stating they have researched and retrieved and copied the requested documents and to remit \$49.95 to the Richland County Sheriff's Department and we will send you the requested documents.

On February 29, 2008, the Plaintiff paid the Defendants \$49.95 for their reasearch and retrieval fees.

On March 5, 2008, the Plaintiff received a large envelope from the Defendants containing documents. After looking through all the documents the Plaintiff discovered that the above listed documents were not in the documents he received.

The second attempt to obtain the documents was made on March 10, 2008. The Plaintiff returned the documents he received on March 5, 2008 with a letter explaining to the Defendants that the documents they sent to him was nothing more than the information he already had in his possession.

The Plaintiff went on to explain that he was requesting a copy of the ballistic tests and reports and all other evidence collected and secured from the scene and he believes he is entitled to this information by and through the South Carolina Freedom of Information Act, S.C.Code §30-4-10 and if for some reason you are unable to comply with this request, I would like a refund of the \$49.95 because I did not receive the documents I requested from your office/department.

- 7) On April 8, 2008, the Plaintiff received a letter from the Defendants indicating they do not have the documents in their possession and he may wish to contact SLED or the Solicitor's Office in order to obtain the documents he requested.

On September 3, 2008 and September 10, 2008, the Plaintiff made two(2) more attempts to obtain the documents from the Defendants but this time the Plaintiff sent evidence to the Defendants to let them know that they are concealing the above mentioned documents from him. The evidence sent to the Defendants was marked as exhibits one (1), two(2) and four(4). Exhibit one(1) is an incident report that shows a gun was collected and secured from the scene that was in the possession of the victim. Exhibit two(2) is a chain of custody form to show that a ballistic test was performed by the Defendants forensic division and exhibit four(4) will show the shooting happened in the parking lot and shell casings were collected and a small building was damaged and the projectile was retrieved and secured.

Photographs were taken of the evidence taken from the scene and turned into the Richland County Sheriff's evidence room on June 6, 2004. On September 25, the Plaintiff received a letter from the Defendants attorney, Scott Hayes, but the Defendants still refuse to comply with the Plaintiff's request for the information.*

- 8) As stated in the complaint, the Defendants have committed a fraud and deceit against the Plaintiff in one or more of the following particulars:

- 1). Concealing the above mentioned documents from the Plaintiff.
- 2). Cheated the Plaintiff out of his money by deception.
- 3). Making false statements to the Plaintiff about the documents.
- 4). Failing to comply with the Freedom of Information Act.

9) As a direct, proximate and foreseeable result of the action and inaction of the Defendants fraud and deceit, willful malice and wanton acts of omission, reckless negligence, conscious and wanton acts of indifference, the Defendants egregious and arbitrary conduct, the Plaintiff has suffered and continues to suffer pain, loss of enjoyment of life, physical impairment, emotional distress, mental anguish and loss of life and undue grief.

Due to the Defendants breach of their duty, the failure to exercise the standard of care to assist the Plaintiff and due to their fraud and deceitful action, the Plaintiff sustained the injuries as stated above.

CONCLUSION

10) For the reasons stated above, the Plaintiff prays this Honorable Court will grant the following:

- 1). Punitive and actual damages to be determined by a jury and;
- 2). Monetary damages of an amount to be determined by a jury and;
- 3). Costs incurred and;
- 4). Any other relief the Court deems just.

Respectfully submitted,

Sammie Goodwin

Sammie Goodwin #234046
Stevenson Corr. Inst. W-5
4546 Broad River Road
Columbia, South Carolina
29210-4014

DATE: 10-13-08

STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)

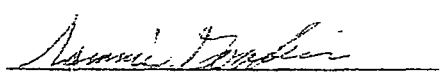
IN THE COURT OF
COMMON PLEAS

SCCA/403-VERIFICATION

I, Sammie Goodwin #234046, being duly sworn that I am the Plaintiff herein and have read the foregoing complaint and know the contents thereof, that the same is true of my knowledge except as matter therein stated to be alleged on information and belief and to those matters I believe them to be true.

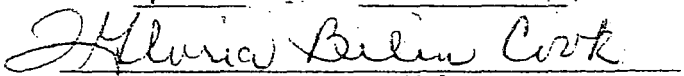
RICHLAND COUNTY
FILED
2008 OCT 15 PM 3:53
BARBARA A. SCOTT
C.C.C. & G.S.

Respectfully submitted,



Sammie Goodwin #234046
Stevenson Corr.Inst. W-5
4646 Broad River Road
Columbia, South Carolina
29210-4014

SWORN to and subscribed before me
this 13th day of October, 2008.


Notary Public

My commission expires: 10-01-2018

CERTIFICATE OF SERVICE

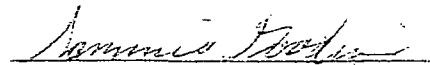
I, Sammie Goodwin #234046, do hereby certify that on this date I served a true and correct copy of the foregoing summons and complaint on the below listed parties by placing the same in the United States mail, postage prepaid and sent to their last known address as follows:

Leon Lott, Sheriff
Richland County Sheriff's Dep.
5623 Two Notch Road
Post Office Box 143
Columbia, South Carolina
29202-0143

Sharon Moody, Records Dept.
Richland County Sheriff's Dept.
5623 Two Notch Road
Post Office Box 143
Columbia, South Carolina
29202-0143

RICHLAND COUNTY
FILED
2008 OCT 15 PM 3:53
BARBARA A. SCOTT
C.C.C. & G.S.

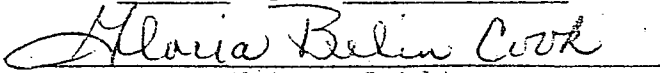
Respectfully submitted,



Sammie Goodwin #234046
Stevenson Corr.Inst. W-5
4546 Broad River Road
Columbia, South Carolina
29210-4014

SWORN to and subscribed before me

this 13th day of October, 2008


Notary Public

My commission expires: 10-01-2018

STATE OF SOUTH CAROLINA	)	
	)	IN THE COURT OF COMMON PLEAS
COUNTY OF RICHLAND	)	
	)	
Sammie Goodwin, #234046,	)	Civil Action Number:08-CP-40-7441
	)	
Plaintiffs,	)	ANSWER ON BEHALF OF DEFENDANTS
	)	RICHLAND COUNTY SHERIFF'S
v.	)	DEPARTMENT, LEON LOTT, AND
	)	SHARON MOODY
Richland County Sheriff's Department,	)	
Leon Lott; Sharon Moody, Records	)	
Department,	)	(Jury Trial Demanded)
	)	
Defendants.	)	
	)	

The Defendants, Richland County Sheriff's Department, Leon Lott, and Sharon Moody, hereby answer the Complaint of Plaintiff as follows:

FOR A FIRST DEFENSE

1) The Plaintiff's Complaint fails to state a cause of action upon which relief may be granted against the Defendants, and therefore, the Defendants must be dismissed, pursuant to Rule 12(b)(6), SCRCP.

FOR A SECOND DEFENSE

2) The Defendants deny the material allegations of the Complaint and specifically deny that they violated any constitutional or other rights of the Plaintiff.

FOR A THIRD DEFENSE

3) The Defendants deny each and every allegation of the Plaintiff's Complaint not hereinafter specifically admitted, qualified, or explained.

4) As to the first paragraph, under the heading "Fraud and Deceit," the Defendants assert Defendants Lott and Moody, in their individual capacities, are not proper parties to suit under the South Carolina Tort Claims Act, SC Code Ann. § 15-78-10 et seq. Further, to the

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extent this paragraph alleges any wrongdoing on the part of the Defendants, those allegations are denied.

5) As to paragraph 1, upon information and belief, the Defendants admit only that Plaintiff is currently incarcerated at Stevenson Correctional Institution, 4546 Broad River Road, Columbia, South Carolina 29210.

6) As to paragraph 2, the Defendants deny these allegations as stated. The Defendants assert the Sheriff of Richland County is a constitutional officer and thereby a state agency pursuant to the South Carolina Constitution and the Laws of the State of South Carolina.

7) As to paragraph 3, the Defendants deny the Richland County Sheriff's Department is the venue for this litigation in any way. However, the Defendants assert the proper venue for this action is Richland County.

8) As to paragraph 4, the Defendants admit, upon information and belief, that Plaintiff was charged and convicted of murder stemming from a shooting incident on June 6, 2004. The Defendants admit only that the Richland County Sheriff's Deputies conducted an investigation, consistent with their training as law enforcement officers, of the crime scene.

9) As to paragraph 5, and subsections 1, 2, 3, 4, and 5, the Defendants deny these allegations as stated and demand strict proof thereof.

10) As to the paragraphs that comprise the section labeled number 6, the Defendants admit only that Plaintiff has made requests to the Richland County Sheriff's Department for documents, and in return, the entire file from the investigation in question was forwarded to Plaintiff. As to all other allegations, the Defendants deny these allegations and demand strict proof thereof.

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11) As to the paragraphs that comprise the section labeled number 7, the Defendants admit only that Plaintiff has made requests to the Richland County Sheriff's Department for documents, and in return, the entire file from the investigation in question was forwarded to Plaintiff. As to all other allegations, the Defendants deny these allegations and demand strict proof thereof.

12) As to paragraph 8 and subsections 1, 2, 3, and 4, the Defendants deny these allegations and demand strict proof thereof. The Defendants specifically deny they have concealed any document from the Plaintiff, cheated the Plaintiff out of any money, made any false statements to the Plaintiff, or failed in any way to comply with the Freedom of Information Act.

13) As to the paragraphs that comprise the section labeled number 9, the Defendants deny these allegations and demand strict proof thereof.

14) As to paragraph 10 under the heading "Conclusion" and subsections 1, 2, 3, and 4, the Defendants deny these allegations and demand strict proof thereof. Further, the Defendants deny the Plaintiff is entitled to the relief requested, or any relief, from the Defendants.

FOR A FOURTH DEFENSE

15) The Defendants are immune from suit pursuant to pertinent portions of the South Carolina Tort Claims Act South Carolina Code Ann. § 15-78-10, et seq., including but not limited to § 15-78-60 (4), (5), and (6).

FOR A FIFTH DEFENSE

16) The Defendants allege that punitive damages are not properly recovered against these Defendants pursuant to the South Carolina Tort Claims Act, S.C. Code Ann. §15-78-10 et.

11.
seq. (1976) as amended, nor are they recoverable pursuant to the Common Law of the State of South Carolina.

FOR A SIXTH DEFENSE

17) The individual defendants are not proper parties for suit pursuant to the South Carolina Tort Claims Act, S.C. Code Ann. §15-78-10 *et. seq.* (1976) as amended.

FOR A SEVENTH DEFENSE

18) The Defendant, Leon Lott, in his official capacity as the Sheriff of Richland County, alleges that he is immune from suit and liability under the doctrine of sovereign immunity.

FOR AN EIGHTH DEFENSE

19) The Defendants assert that at all times relevant hereto these Defendants acted in a discretionary manner, in good faith, in the performance of her official duties, and therefore, the Defendant is immune from suit.

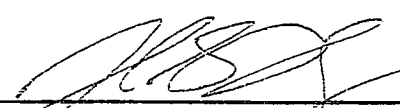
FOR A NINTH DEFENSE

20) The Defendants assert the RCSD has complied with the requirements of the Freedom of Information Act and other applicable laws governing the disclosure of RCSD records.

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WHEREFORE, having fully answered the Complaint of the Plaintiff, the Defendants, Richland County Sheriff's Department, Leon Lott, and Sharon Moody, prays that the Complaint be dismissed with prejudice, for the costs of this action, and for such other and further relief as the Court deems just and proper.

DAVIDSON AND LINDEMANN, P.A.

BY: 

WILLIAM H. DAVIDSON, II

JOEL S. HUGHES

1611 Devonshire Drive, Second Floor

Post Office Box 8568

Columbia, South Carolina 29202

TEL: (803) 806-8222

FAX: (803) 806-8855

E-MAIL: wdavidson@dml-law.com

jhughes@dml-law.com

*Counsel for Defendants Richland County Sheriff's
Department, Leon Lott, and Sharon Moody*

Columbia, South Carolina

November 21, 2008

STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

Sammie Goodwin, #234046,

Plaintiffs,

v.

Richland County Sheriff's Department,
Leon Lott; Sharon Moody, Records
Department,

Defendants.

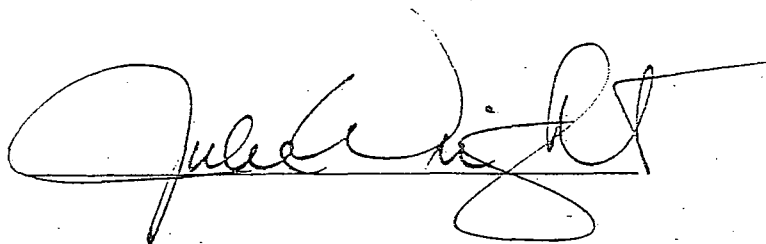
IN THE COURT OF COMMON PLEAS

Civil Action Number:08-CP-40-7441

CERTIFICATE OF SERVICE

The undersigned employee of Davidson & Lindemann, P.A., attorneys for the Defendant, does hereby certify that service of the **ANSWER ON BEHALF OF DEFENDANTS RICHLAND COUNTY SHERIFF'S DEPARTMENT, LEON LOTT, AND SHARON MOODY** in the above-captioned action was made upon the pro se plaintiff by placing same in the United States Mail, first class postage prepaid, at the below listed address clearly indicated on said envelope this the 21st day of November 2008, addressed as follows:

Sammie Goodwin, #234046
Stevenson Correctional Institute W-5
4546 Broad River Road
Columbia, South Carolina 29210-4014



STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

Sammie Goodwin, #234046,

Plaintiffs,

v.

Richland County Sheriff's Department,
Leon Lott; Sharon Moody, Records
Department,

Defendants.

IN THE COURT OF COMMON PLEAS

Civil Action Number:08-CP-40-7441

**MEMORANDUM IN SUPPORT OF
DEFENDANTS' MOTION FOR SUMMARY
JUDGMENT**

FILED
JUL 29 PM 1:49

This matter comes before this Court pursuant to a motion for summary judgment on behalf of Defendants, Richland County Sheriff's Department (RCSD), Leon Lott, and Sharon Moody. The Defendants' motion is made pursuant to Rule 56 of the South Carolina Rules of Civil Procedure and is dispositive of all claims against these Defendants as asserted by the Plaintiff.

STATEMENT OF FACTS

Taking the facts in the light most favorable to the Plaintiff, the Plaintiff alleges he was arrested on June 6, 2004 for his involvement in a shooting incident in Richland County. The Plaintiff asserts RCSD investigators secured evidence at the scene and the following items were collected and secured during the course of the investigation: 1) Ballistic tests and reports; 2) Laboratory reports; 3) Crime scene photographs; 4) Photographs of the forty-caliber handgun secured from the victim; and 5) Photographs of the small building that was damaged from bullet holes. The Plaintiff claims he has made several attempts to obtain a copy of these documents from the RCSD "so that he may further show his innocence of the charge he is serving time for."

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Specifically, the Plaintiff attests he wrote a letter on January 31, 2008 to Sheriff Lott requesting documents through the Freedom of Information Act, S.C. Code Ann. § 30-4-10, et al. (hereinafter "FOIA"). The Plaintiff concedes the RCSD forwarded his arrest and investigation file to him on March 5, 2008, after receiving \$49.95 from him to cover expenses. On March 10, 2008, the Plaintiff asserts he returned the documents to the RCSD via mail and explained in a letter that he was already in possession of his file and requested a copy of the ballistic tests and reports. The RCSD replied on April 8, 2008 and explained the RCSD was not in possession of any such documents and advised him to contact the Solicitor's office or SLED. Finally, on September 3 and 10, 2008, the Plaintiff attests he sent exhibits to the RCSD showing exactly what documents he was requesting. The Plaintiff claims the RCSD refused to comply with his FOIA request. The Plaintiff alleges he has suffered damage at the hands of the Defendants, and asks this Court for actual and punitive damages.

In contrast, the Defendants would note they have fully complied with the Freedom of Information Act and the Plaintiff's request. In the affidavit attached to the Defendants motion for summary judgment, Ms. Sharon Moody attests all documents in the Plaintiff's investigative file were forwarded to him. Further, she attests the RCSD has no ballistic tests or reports. Therefore, the Defendants are simply unable to give the Plaintiff documents that do not exist. As a matter of law, the Defendants hereby move for dismissal of this matter on the following grounds:

- I. **The Defendants have adhered to the provisions of the South Carolina Freedom of Information Act codified as S.C. Code Ann. § 30-4-10, et seq., and therefore, the Plaintiff has failed to state a claim.**
- II. **The Plaintiff cannot recover damages against the Defendants under Freedom of Information Act pursuant to SC Code Ann. § 30-4-110.**
- III. **The individual Defendants, Leon Lott and Sharon Moody, are not appropriate parties under the South Carolina Tort Claims Act, S.C. Code Ann. § 15-78-10, et seq.**

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- IV. The Defendants are immune from suit pursuant to the South Carolina Tort Claims Act, S.C. Code Ann. § 15-78-10, *et seq.*, specifically S.C. Code Ann. § 15-78-60(4).
- V. The Defendants are incapable of providing the Plaintiff with items that do not exist. As such, his claims are moot and must be dismissed.

SUMMARY JUDGMENT

Summary judgment is appropriate "if the pleadings, depositions, answers to interrogatories, and admissions on file, together with affidavits, if any, show that there is no genuine issue as to any material fact and that the moving party is entitled to judgment as a matter of law." S.C.R.C.P. 56(c). It is well established that the Court, in considering a motion for summary judgment, must view the facts and reasonable inferences therefrom in the light most favorable to the nonmoving party. "The purpose of summary judgment is to expedite the disposition of cases which do not require the services of a fact finder." *George v. Fabri*, 345 S.C. 440, 452, 548 S.E.2d 868, 874 (2001). A party opposing summary judgment may not rest on the mere allegations of the pleadings, but must set forth or point to specific facts in the record showing that there is a genuine issue of material fact. *Bravis v. Dunbar*, 449 S.E.2d 495 (S.C.App. 1994); *Dickert v. Metropolitan Life Ins. Co.*, 306 S.C. 3111, 313, 411 S.E.2d 672, 673 (Ct.App. 1991), (citations omitted), *rev'd in part on other grounds*, 311 S.C. 218, 428 S.E.2d 700 (1993).

DISCUSSION

The purpose of FOIA is to "make it possible for citizens...to learn and report fully the activities of their public officials at a minimum cost or delay to the persons seeking access to public documents or meetings. See S.C. Code Ann. § 30-4-15. A sheriff's department has been found to constitute a "public body" with the meaning of FOIA, and is rightfully subject to the

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terms and conditions therein. See *Burton v. York County Sheriff's Department*, 358 S.C. 339 (S.C.App. 2004). Subsection 30 of FOIA allows public bodies to "establish and collect fees" for searching for and making copies of records. See S.C. Code Ann. § 30-4-30. FOIA also allows an individual to petition for declaratory judgment or injunctive relief. See S.C. Code Ann. § 30-4-100.

In the instant matter, the Plaintiff seeks actual and punitive damages against the Defendants for alleged violations of FOIA. However, it does not appear that such remedies are available to him pursuant to the provisions of FOIA. More importantly, the Defendants contend the RCSD has provided the Plaintiff with all documents in RCSD's possession. Sharon Moody, the former Records Supervisor for the RCSD, provided the Plaintiff's file to him in response to his payment of \$49.95. See Affidavit of Sharon Moody ¶ 7-8. She further attests she informed the Plaintiff RCSD had no ballistics tests and he should follow up with either SLED or the Solicitor's office. Id. ¶ 10. As the Plaintiff has been provided all the documents in the RCSD file, the Defendants cannot be found to have violated the provisions of FOIA in any way.

The Plaintiff also cannot state a claim against the individual Defendants pursuant to § 15-78-70 of the South Carolina Tort Claims Act, S.C. Code Ann. § 15-78-10, *et seq.* Section 15-78-70(c) provides in pertinent part:

[A] person, when bringing an action against a governmental entity under the provisions of this chapter, shall name as a party defendant only the agency or political subdivision for which the employee was acting and is not required to name the employee individually, unless the agency or political subdivision for which the employee was acting cannot be determined at the time the action is instituted. In the event that the employee is individually named, the agency or political subdivision for which the employee was acting must be substituted as the party defendant.

"When a plaintiff claims an employee of a state agency acted negligently in the performance of his job, the South Carolina Tort Claims Act requires a plaintiff to sue the agency for which an employee works, rather than suing the employee directly." *Faile v. South Carolina Dep't of Juvenile Justice*, 350 S.C. 315, 321 n. 1, 566 S.E.2d 536, 539 n. 1 (2002). The record clearly shows the actions of Defendant Moody took place in her capacity as the Records Supervisor for RCSD. All letters sent to Plaintiff were on RCSD letterhead and were signed by Defendant Moody as the Records Supervisor. See Generally, Exhibit A to Moody Affidavit. Further, there is no evidence in the record or even in Plaintiff's Complaint that Leon Lott had any involvement in or knowledge of these allegations. Clearly, Defendants Moody and Lott are not properly named as individual defendants in this matter, and they must be dismissed.

The Plaintiff's allegations also fail as the Defendant City is immune from suit pursuant to the conditions set forth in the South Carolina Tort Claims Act, S.C. Code Ann. § 15-78-60. Specifically, the Defendant City asserts it is immune pursuant to subsection (4). Subsection (4) provides an exception to the waiver of immunity of a governmental agency for the "adoption, enforcement, or compliance with any law or failure to adopt or enforce any law, whether valid or invalid, including, but not limited to, any charter, provision, ordinance, resolution, rule, regulation, or written policies." Whereas the Defendants deny they have failed to comply with FOIA or any other law or policy, the law is clear a governmental entity, such as the Sheriff's Department, cannot be held liable for damages as a result of allegations like those set forth by the Plaintiff. As such, his complaint must be dismissed.

Finally, the Defendants simply cannot give the Plaintiff documents that do not exist. The Plaintiff has been provided the entire contents of the RCSD file. To that end, the Defendants assert the Plaintiff's claims are moot, and this matter should be dismissed.

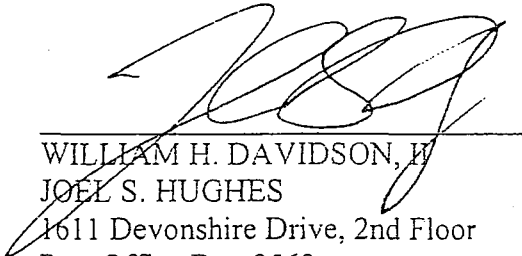
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CONCLUSION

For these reasons set forth above, the Defendants ask the court to grant this motion for summary judgment and dismiss the Plaintiff's claims with prejudice, as a matter of law.

Respectfully submitted,

DAVIDSON & LINDEMANN, P.A.



WILLIAM H. DAVIDSON, W
JOEL S. HUGHES
1611 Devonshire Drive, 2nd Floor
Post Office Box 8568
Columbia, South Carolina 29202-8568
wdavidson@dml-law.com
jhughes@dml-law.com
T: 803-806-8222
F: 803-806-8855

ATTORNEYS FOR DEFENDANTS

COLUMBIA, SOUTH CAROLINA

July 29, 2010

JSA
6 #6

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND.)
)
Sammie Goodwin, #234046,)
)
Plaintiffs,)
)
v.)
)
Richland County Sheriff's Department,)
Leon Lott; Sharon Moody, Records)
Department,)
)
Defendants.)
)

IN THE COURT OF COMMON PLEAS

Civil Action Number:08-CP-40-7441

NOTICE OF MOTION AND MOTION
FOR SUMMARY JUDGMENT
ON BEHALF OF DEFENDANTS

TO: SAMMIE GOODWIN, PRO SE PLAINTIFF

YOU WILL PLEASE TAKE NOTICE that the undersigned attorney for the Defendants, Richland County Sheriff's Department, Leon Lott, and Sharon Moody, will move before the Presiding Judge of the Fifth Judicial Circuit at the Richland County Judicial Center, Columbia, South Carolina, at such time and place as may be set by the Court, for an order, pursuant to Rule 56, SCRCF, granting summary judgment to the Defendants and dismissing the Plaintiff's Complaint with prejudice.

The Defendants' motion is based on the following grounds:

1. The Defendants have adhered to the provisions of the South Carolina Freedom of Information codified as S.C. Code Ann. § 30-4-10, *et seq.*, and therefore, the Plaintiff has failed to state a claim.
2. The Plaintiff cannot recover damages against the Defendants under Freedom of Information Act pursuant to SC Code Ann. § 30-4-110.
3. The individual Defendants, Leon Lott and Sharon Moody, are not appropriate parties under the South Carolina Tort Claims Act, S.C. Code Ann. § 15-78-10, *et seq.*

JS/4
1 #1

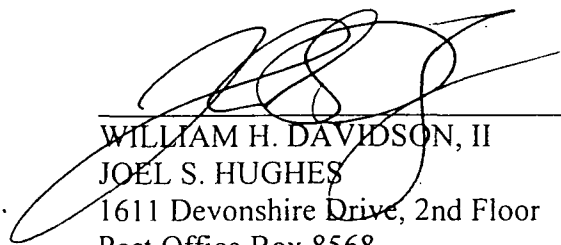
4. The Defendants are immune from suit pursuant to the South Carolina Tort Claims Act, S.C. Code Ann. § 15-78-10, *et seq.*, specifically S.C. Code Ann. § 15-78-60(4).

5. The Defendants are incapable of providing the Plaintiff with items that do not exist. As such, his claims are moot and must be dismissed.

This motion is based upon the rules of court; the pleadings in this matter; documents produced during discovery in this case; affidavit of Sharon Moody; the evidence provided in support of this motion; and such other matters as may be properly presented to the Court at the time of the hearing.

Respectfully submitted,

DAVIDSON & LINDEMANN, P.A.



WILLIAM H. DAVIDSON, II
JOEL S. HUGHES
1611 Devonshire Drive, 2nd Floor
Post Office Box 8568
Columbia, South Carolina 29202-8568
wdavidson@dml-law.com
jhughes@dml-law.com
T: 803-806-8222
F: 803-806-8855

ATTORNEYS FOR DEFENDANTS

COLUMBIA, SOUTH CAROLINA

February 1, 2010

JSK
2 #2

STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

Sammie Goodwin, #234046,

Plaintiffs,

v.

Richland County Sheriff's Department,
Leon Lott; Sharon Moody, Records
Department,

Defendants.

IN THE COURT OF COMMON PLEAS

Civil Action Number:08-CP-40-7441

**AFFIDAVIT OF
SHARON MOODY BURGESS**

PERSONALLY APPEARED BEFORE ME, SHARON MOODY BURGESS, who being first
duly sworn, deposes and states:

1) At all times relevant to this complaint, I was employed by the Richland County Sheriff's
Department (RCSD). I held the position of Records Supervisor.

2) I am no longer employed with the RCSD, as I resigned on February 13, 2009.

3) I am not familiar with the Plaintiff, but I have reviewed the allegations he has made
against me in his Complaint.

4) The Plaintiff appears to allege the RCSD has withheld certain documents that he
requested be provided to him.

4) I have also reviewed the documentation in his file at the RCSD. See Exhibit A.

5) From my review, it appears the Plaintiff has sent multiple requests to RCSD for his
investigation file. The requests include a December 27, 2007 letter, a January 14, 2008 letter and a
January 31, 2008 letter. Each of these requests is marked received on February 4, 2008 with an RCSD
stamp.

6) On February 7, 2008, I responded to the Plaintiff's letter, and I informed him his file
would be sent to him if he paid the \$49.95 for research time and copies.

7) Written in handwriting on the top of this letter is "Samantha Goodwin paid cash 02-29-08 CP" and "Sharon-Ms. Goodwin said you would mail the package after she paid for it. Chris".

8) The Plaintiff later forwarded a Motion to Compel Discovery that was received by RCSD on April 7, 2008. This motion noted I forwarded his file to him shortly after his family paid the \$49.95 noted in the February 7, 2008 letter.

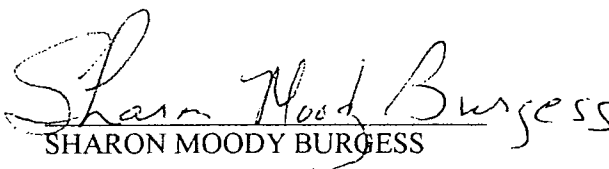
9) On March 10, 2008, the Plaintiff sent a letter to me returning the records I originally forwarded to him. According to the Plaintiff, he alleges he was already in possession of the records I sent him.

10) On April 8, 2008, I responded to the Plaintiff's letter, and I informed him I forwarded any and all information in RCSD's possession with regards to his arrest. Further, I informed him the RCSD had no Ballistic Test information to provide him. Finally, I referred the Plaintiff to SLED or the Richland County Solicitor's office for further requests.

11) From my review, it is clear the Plaintiff has been provided every document in the RCSD file.

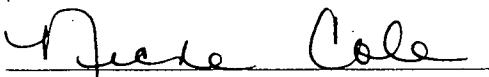
12) To my knowledge, I, on behalf of the RCSD, complied with the Freedom of Information Act in my handling of the Plaintiff's request.

FURTHER, AFFIANT SAYETH NOT.


SHARON MOODY BURGESS

SWORN TO BEFORE ME THIS 26

DAY OF JANUARY 2010.


NOTARY PUBLIC FOR S.C.

COMMISSION EXPIRES: 6-1-19

STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)

IN THE COURT OF COMMON PLEAS

Sammie Goodwin, #234046,)
Plaintiffs,)

Civil Action Number:08-CP-40-7441

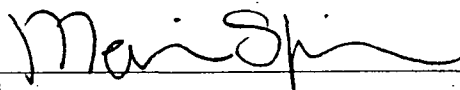
v.)

CERTIFICATE OF SERVICE

Richland County Sheriff's Department,)
Leon Lott; Sharon Moody, Records)
Department,)
Defendants.)

The undersigned employee of Davidson & Lindemann, P.A., attorneys for the Defendants, does hereby certify that service of the **Notice of Motion and Motion for Summary Judgment on Behalf of Defendants and Affidavit of Sharon Moody Burgess** in the above-captioned action was made upon the *pro se* Plaintiff by placing same in the United States Mail, first class postage prepaid, at the below listed address clearly indicated on said envelope this the 1st day of February 2010, addressed as follows:

Sammie Goodwin, #234046
Stevenson Correctional Institute W-5
4546 Broad River Road
Columbia, South Carolina 29210-4014





Richland County Sheriff's Department

LEON L. LOTT, JR.
Sheriff
April 8, 2008

Mr. Sammie Goodwin #234046
Stevenson Correction Institution W-5
4546 Broad River Road
Columbia, South Carolina 29210-4094

Re: FOI Request - Incident Report 0406057306 "copy of any and all ballistic report(s), test(s) and **any and all other information** in possession of yourself and/or your office on the above-reference Incident Report."

Dear Mr. Goodwin,

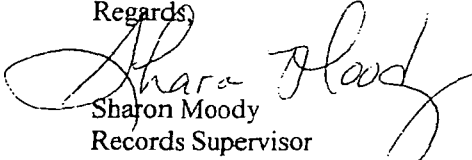
I regret my tardiness in responding to your letter of March 10, 2008; however, I did not find it taped to the returned package until yesterday after reading your reference to it in your "Motion to Compel Discovery."

Please be advised, Mr. Goodwin, that your Freedom of Information Request encompassed **any and all** information regarding case number 0406057306 available, held and kept at Richland County Sheriff's Department. That is the information provided by me to you in full compliance with your FOIA request. Furthermore, the packet of information you received **did** contain the SLED Forensic Services Laboratory Report.

I have since performed further research and can assure you that **no** additional Ballistic Test information is available from Richland County Sheriff's Department. You may wish to contact SLED or the Richland County Solicitor's Office with your Freedom of Information Request in order to obtain it.

If I can be of further service, please do not hesitate to write me.

Regards,


Sharon Moody
Records Supervisor
Richland County Sheriff's Department

5623 Two Notch Road, Columbia, South Carolina 29223
Office: (803) 576-3000 Fax: (803) 576-3197
WWW.RCSO.NET
SHERIFF

7948-A-001



LEON L. LOTT, JR.
Sheriff

Richland County Sheriff's Department

Sharon -

Ms. Goodwin said
you would mail
the package after
she paid for it.

Chin

26
Sammie Goodwin
paid cash
02-29-08
CP

February 7, 2008

Mr. Sammie Goodwin, #234046
Stevenson Correctional Institute, W-5
4546 Broad River Road
Columbia, South Carolina 29210-4094

Re: FOI Request - copy of any and all ballistic report(s), test(s) and any
and all other information in possession of Richland County Sheriff's
Department referencing 04060573-06.

Dear Mr. Goodwin:

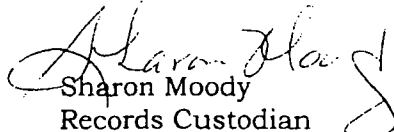
Please be advised that we have retrieved and copied the requested
documents that are within our possession. Please remit to Richland
County Sheriff's Department the following Research/Retrieval fees and
we will send your documents by return mail.

2.5 hours @ \$15.00 per personnel hour Research/Retrieval	\$37.50
83 pages @ .15 per copy page	<u>12.45</u>

Total

\$49.95

If I can be of further service to you, do not hesitate to write me.


Sharon Moody
Records Custodian

Richland County Sheriff's Department

Sammie Goodwin #234046
Stevenson Corr. Inst. W-5
4546 Broad River Road
Columbia, South Carolina
29210-4094

January 31, 2008

Mr. Leon Lott, Sheriff
Richland County Sheriff's Dept.
5623 Two Notch Road
Columbia, South Carolina
29223

Re: Incident report #04060573-06.

Dear Mr. Lott,

Please consider this letter as a request for a copy of any and all ballistic report(s), test(s) and any and all other information in possession of yourself and/or your office on the above referenced incident report.

I contacted your office on January 14th concerning this matter and did not receive an answer (see enclosure) and I believe I am entitled to this information by and through the South Carolina Freedom of Information act, S.C. Code §13-4-10 and any other applicable laws and statutes.

If for some reason you are unable to comply with this request I would ask that you send me the name, title and mailing address of whom I may contact to resolve this matter.

I want to thank you in advance for taking time out of your schedule to read my letter and any assistance you would give me in this matter will be appreciated. I hope to hear from you soon.

Sincerely,

Sammie Goodwin

Sammie Goodwin

Enclosure: January 14, 2008 letter.
cc/: File.

Sammie Goodwin #234046
Stevenson Corr.Inst. W-5
4546 Broad River Road
Columbia, South Carolina
29210-4094

January 14, 2008

Attn: Records Department
Richland County Sheriff's Dept.
5623 Two Notch Road
Columbia, South Carolina
29223

MAILED-1 PM 2:35
JAN 15 2008

Re: Incident Report #04060573-06.

To Whom it may concern,

Please consider this letter as a request for a copy of any and all ballistic report(s), test(s) and any and all other information in possession of yourself and/or your office on the above referenced incident report.

I believe I am entitled to this information by and through the South Carolina Freedom of Information Act, S.C.Code §§13-4-10 and any other applicable laws and statutes.

If for some reason you are unable to comply with this request I would request that you send me the name, title and mailing address of whom I may contact to resolve this matter.

I want to thank you in advance for taking time out of your schedule to read my letter and any assistance your office would give me in this matter will be appreciated. I hope to hear from you soon.

Sincerely,

Sammie Goodwin

Sammie Goodwin

Sammie Goodwin #234046
Stevenson Corr.Inst. W-5
4546 Broad River Road
Columbia, South Carolina 29210-4094

2007 FEB -6 PM 2:33

December 27, 2007

Mr. C.R. Santos
Richland County Sheriff's Office
5623 Two Notch Road
Columbia, South Carolina
29223

Re: Incident report #0406-057-06.

Dear Officer Santos,

Please consider this letter as a request for a copy of any and all ballistic report(s), test(s) and any and all other information in possession of yourself and or your office on the above referenced incident report.

I believe I am entitled to this information by and through the South Carolina Freedom of Information Act, S.C.Code §§30-4-10 et. al, and any other applicable laws and statutes.

If for some reason are unable to comply with this request, I would request that you send me the name, title and mailing address of whom I may contact to resolve this matter.

I want to thank you in advance for taking time out of your schedule to read my letter and I hope to hear from you soon.

Thank you,

Sammie Goodwin

Sammie Goodwin

C.C

7948-A-005

04/14/96
RECEIVED EMMAS
Sammie Goodwin #234046
Stevenson Corr.Inst. W-5
4546 Broad River Road
Columbia, South Carolina
29210-4094

January 14, 2008

Attn: Records Department
Richland County Sheriff's Dept.
5623 Two Notch Road
Columbia, South Carolina
29223

Re: Incident Report #04060573-06.

To Whom it may concern,

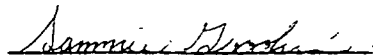
Please consider this letter as a request for a copy of any and all ballistic report(s), test(s) and any and all other information in possession of yourself and/or your office on the above referenced incident report.

I believe I am entitled to this information by and through the South Carolina Freedom of Information Act, S.C.Code §§13-4-10 and any other applicable laws and statutes.

If for some reason you are unable to comply with this request I would request that you send me the name, title and mailing address of whom I may contact to resolve this matter.

I want to thank you in advance for taking time out of your schedule to read my letter and any assistance your office would give me in this matter will be appreciated. I hope to hear from you soon.

Sincerely,



Sammie Goodwin

STATE OF SOUTH CAROLINA

RICHLAND COUNTY

JAN 22 1988
THE COURT OF COMMON PLEAS

FIFTH JUDICIAL CIRCUIT

Sammie Goodwin #234046,

Petitioner pro se.

v.

In Re: Case No. 86-CP-40-0795

MOTION TO COMPEL DISCOVERY

Richland County Sheriff's
Office; Leon Lott, Sheriff;
Sharon Moody, Records Dept.,
Respondents.

Pursuant to the South Carolina Freedom of Information Act, S.C. Code §16-9-10 et seq., and Rule 65 of SCRPC, the above named Petitioner moves this Honorable Court to compel the above named Respondents to produce the following items in the above captioned case so the Petitioner may pursue his Post-Conviction Relief (PCR) and in the interest of justice.

- 1). Ballistic reports and,
- 2). Gun spot residue tests and,
- 3). Laboratory reports and,
- 4). Crime scene photographs and,
- 5). Photographs of one forty (40) caliber pastel color silver/black serial no. 24W SN:5174M0703.

The Petitioner contacted the Richland County Sheriff's Office Records Department on January 18, 1988 by letter requesting "all ballistic reports, tests and so, and all other information in their possession or control to S.C. Case #16-9-10" the Records Department did not comply with petitioner's request.

The Petitioner did receive a letter from Sharon Moody of the Richland County Sheriff's Office Records Department on February 7, 2008 informing him that for a fee of \$49.95 he could obtain a copy of the requested information. Petitioner's family paid the fee. A short time later the Petitioner received a packet "file" of papers from Ms. Moody. However, the "file" did not contain the information the Petitioner requested and paid for. The Petitioner returned this "file" to Ms. Moody with a letter explaining this "file" did not contain the information he originally requested and paid for.

Petitioner would move for this Honorable Court to compel the respondents to comply with the Petitioner's request he believes he is entitled to under the South Carolina Freedom of Information Act, applicable statutes and rules of court.

If Respondents fail to or refuse to comply within a reasonable time set by this Court, Petitioner would move for this Honorable Court to impose sanctions against the Respondents in the amount of \$1,000.00 each or in the alternative, whatever this Honorable Court deems equitable.

Respectfully submitted,

Nannie Goodwin

Nannie Goodwin #204040
Stevenson Corr. Inst. A-5
4601 Broad River Road
Columbia, South Carolina
20110-4004

DECLARATION OF SAMMIE GOODWIN

I, Sammie Goodwin #234046, hereby certify, that on this date I served a copy of the foregoing document(s) on the below listed parties by placing the same in the United States mail, postage prepaid and sent to their last known address as follows:

Richland County Sheriff's Dept.
5625 Two Notch Road
Post Office Box 143
Columbia, South Carolina
29202

Honorable Barbara A. Scott
Clerk of Court
Richland County
Post Office Box 2766
Columbia, South Carolina
29202-2766

Respectfully submitted,

Sammie Goodwin

Sammie Goodwin #234046
Stevenson Corr. Inst. W-5
4546 Broad River Road
Columbia, South Carolina
29210-4094

SWORN to and subscribed before me

this 2nd day of April, 2008

Alma Belin Cook
Notary Public

My commission expires: 9-22-2008

2008 APR -7 11:10 02

SOUTH CAROLINA LAW ENFORCEMENT DIVISION

FORENSIC SERVICES LABORATORY REPORT

MARK SANFORD
Governor

RCSD



ROBERT M. STEWART
Chief

TRACE EVIDENCE DEPARTMENT

Inv. Ray A. Livingston
Richland County Sheriff's Office
5623 Two Notch Road
Columbia, SC 29223

July 9, 2004
SLED Lab No: L04-05869
Your Case No: 0406-0573
Incident Date: 06/06/04
(S) Goodwin, Sammie
(S) Goodwin, Jr., Sammy
(S) Goodwin, Andra
(V) Donaldson, Andrew

This is an official report of the South Carolina Law Enforcement Division Forensic Services Laboratory and is to be used in connection with an official criminal investigation. These examinations were conducted under your assurance that no previous examinations of person(s) or evidence submitted in this case have been or will be conducted by any other laboratory or agency.

Robert M. Stewart, Chief
South Carolina Law Enforcement Division

ITEMS OF EVIDENCE:

Item 1: One GSR kit from Sammie Goodwin

RESULTS:

In the samples submitted in the kit labeled "Goodwin, Sammie", the results for the back of the left hand are inconclusive.

Item 2: One GSR kit from Sammy Goodwin, Jr.

RESULTS:

In the samples submitted in the kit labeled "Goodwin, Sammy Jr.", the quantities of metals detected did not indicate the presence of gunshot residue.



L04-05869

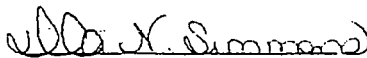
Page 2 of 2

Item 3: One GSR kit from Andra Goodwin

RESULTS:

In the samples submitted in the kit labeled "Goodwin, Andrea", round lead particles were found on the right palm and on the back of the left hand. Round lead particles are one of the components of gunshot residue.

These examinations were conducted by Special Agent Ila N. Simmons, Forensic Trace Evidence examiner with this Division.



Ila N. Simmons
Special Agent

August 3, 2021
Date

INS/cem

RECEIVED
2008 MAR 12 AM 9:39
RCSO



4416 Broad River Road, P. O. Box 21398, Columbia, South Carolina 29221-1398 Phone (803) 896-7300

7948-A-0011

RICHLAND COUNTY SHERIFF'S OFFICE

Property and Evidence Section

5623 Two Notch Road

Columbia, South Carolina 29223 (803) 691-9000

Evidence/Property/Return Receipt/Chain of Custody Form

(PRINT OR TYPE ALL INFORMATION.....CLEARLY.....!!!!!!)

INCIDENT NUMBER: 04060573 LOCATION: 5024 Two Notch Rd CRIME: Aggrav LT

FILL OUT ANOTHER FORM IF MORE SPACE IS NEEDED FOR VICT/OWNER/SUP

VICTIM ☒ OWNER ☐ SUSPECT ☐ HOME ADDRESS: 1178 Sunshine RdLAST Donaldson FIRST Andrew MIDDLEVICTIM ☐ OWNER ☐ SUSPECT ☒ HOME ADDRESS:LAST Goodwin FIRST Stacy MIDDLEVICTIM ☐ OWNER ☐ SUSPECT ☒ HOME ADDRESS:LAST Goodwin FIRST Stacy MIDDLEVICTIM ☐ OWNER ☐ SUSPECT ☒ HOME ADDRESS:LAST Goodwin FIRST Andrew MIDDLE

EVIDENCE / PROPERTY SUBMITTED

ITEM #	QUANTITY	ARTICLE(S) (list model and serial numbers)
1 RAL	4	9mm Luger shell casing
2 RAL	10	40 CAL shell casing
3 RAL	1	\$11.00 in cash
4 RAL	1	40 CAL SHELL
5 RAL	1	PROJ 4.4
6 RAL	3	GSR Kits
7 RAL	2	Black in color sandles

2008 MAR 12 AM 9:30

DISPOSITION OF ITEM(S) SUBMITTED

DESTROY ☐ RETURN ☐ HOLD AS EVIDENCE ☒ HOLD FOR COURT ☐ SLED ☒ RCSI LAB ☐COURT DATE _____ DATE OF OFFENSE: 6.6.04 CO: _____TEST COC ☐
TEST MAR ☐
F. PRINTS ☐PRINT NAME OF SUBMITTING OFFICER: LIVINGSTON Ray ASIGNATURE OF SUBMITTING OFFICER: Ray A LivingstonS NUMBER 085 REGION: Lab

PAGE: _____ OF _____

DO NOT WRITE BELOW THIS LINE

LOCATION: LabDATE/ TIME RECEIVED: 07/14/04/230

EVIDENCE OFFICER SIGNATURE

EIN: 04-1996

87.

INV SCOTT
04/1996

RICHLAND COUNTY SHERIFF'S OFFICE
Property and Evidence Section
5623 Two Notch Road
Columbia, South Carolina 29223 (803) 691-9000
Evidence/Property/Return Receipt/Chain of Custody Form
(PRINT OR TYPE ALL INFORMATION.....CLEARLY.....!!!!!!)

INCIDENT NUMBER: 0406 0573-06 LOCATION: 5024 Two Notch Rd CRIME: Aggravated Assault

FILL OUT ANOTHER FORM IF MORE SPACE IS NEEDED FOR VICT/OWNER/SUP			
VICTIM ☒	OWNER ☐	SUSPECT ☐	HOME ADDRESS: 1178 SUNSHINE RD Blackville, SC 29817
LAST	FIRST	MIDDLE	
VICTIM ☐	OWNER ☐	SUSPECT ☐	HOME ADDRESS:
LAST	FIRST	MIDDLE	
VICTIM ☐	OWNER ☐	SUSPECT ☐	HOME ADDRESS:
LAST	FIRST	MIDDLE	
VICTIM ☐	OWNER ☐	SUSPECT ☐	HOME ADDRESS:
LAST	FIRST	MIDDLE	

EVIDENCE / PROPERTY SUBMITTED		
ITEM #	QUANTITY	ARTICLE(S) (list model and serial numbers)
1	1	FN 40Cal Automatic Pistol Silver/Black HD49 STW, SN: 517NN02833
2	1	STW .40 CAL. MAGAZINE WITH 5 .40 CAL WINDUP ROUNDS.

DISPOSITION OF ITEM(S) SUBMITTED	
DESTROY ☐	RETURN ☐
HOLD AS EVIDENCE ☒	HOLD FOR COURT ☐
SLED ☐	RCSO LAB ☒
Ballistic Test	

COURT DATE _____	DATE OF OFFENSE: 6, 6, 04 CO: _____	TEST COC ☐
		TEST MAR ☐
		F. PRINTS ☐

C. R. Santos		SIGNATURE OF SUBMITTING OFFICER	
PRINT NAME OF SUBMITTING OFFICER			
NUMBER: 1185	REGION: 2	PAGE: 1	OF 1

DO NOT WRITE BELOW THIS LINE

LOCATION: _____	DATE/ TIME RECEIVED: _____
EVIDENCE OFFICER SIGNATURE	EIN: _____

RCSO 196/2001

SLED 04-5869

FIREARMS

RICHLAND COUNTY SHERIFF'S DEPARTMENT

CASE SUMMARY

RECEIVED

2008 MAR 12 AM 9:34

RCSE

Type of offense: ABIK, AWIK, Conspiracy Date of offense: 06/06/04
 Location of offense: 5024 Two Notch Rd. Case Number: 04060573-06
 Case Officer: TR Scott No. of hours to prepare case: 8
 Review by Solicitor: _____ Approval by Lieutenant: _____
 Victim: Donaldson, Andrew & Elliot, Brian Phone: 518-4122
 Address: 1178 Sunshine Rd., Blackville SC Age: 24
 Emergency Contact: Elliot, Brian Phone: 479-6060
 Address: _____
 Subjects: _____

1. <u>Goodwin, Sammy Sr.</u>	Address: <u>4801 Muir St. #7</u>	Phone: <u>786-9016</u>
2. <u>Goodwin, Sammy Jr.</u>	Address: <u>Same as above</u>	Phone: <u>Same</u>
3. <u>Goodwin, Andre</u>	Address: <u>1024 Blue Ridge</u>	Phone: _____

Date of Arrest:

1. <u>06/06/04</u>	2. _____	3. _____
--------------------	----------	----------

Bond:

1. Amount: <u>50,000</u>	Type: <u>SB</u>	Judge: <u>Hudnell</u>
2. Amount: <u>25,000</u>	Type: <u>SB</u>	Judge: <u>Hudnell</u>
3. Amount: <u>25,000</u>	Type: <u>SB</u>	Judge: <u>Hudnell</u>

Amount of property stolen: _____ Amount of property recovered: _____

Chain of custody: 1. Evidence Rm 2. Lab 3. _____Type of evidence: 1. Ammo shells 2. photos 3. _____Evidence retained at: 1. HQ 2. HQ 3. _____SPECIAL ATTENTION SOLICITOR

Case officer wants to be present at all pleadings: Yes: No

Is suspect a career criminal? Yes: No:

Inv. Scott responded to 5024 Two Notch Rd., The Playground Club, where an Andrew Donaldson was shot in the leg/ankle. After Security officer Brian Elliot informed the suspects that they need to leave the club, a confrontation occurred involving Sammy Lee Goodwin Sr. and a officer who was providing assistance to Officer Elliot. Andre, Sammy Jr. and Sr. all left the location with Sammy Sr. who was described as intoxicated. Sammy Goodwin Sr. made threats to kill Andrew Donaldson. He stated that he "would put a bullet in his F***ing head" aloud with his sons present. The three subjects left the scene at that time. Approximately fifteen minutes later, the suspect's vehicle was observed returning to the club. Andre Goodwin exited the vehicle and walk toward the front of the club were Security Officers Elliot and Donaldson were talking. As Andre who had a hand under his shirt drew their attention, multiple shot were fired from behind them. Andrew Donaldson was struck by one round as he ducked for cover. Officer Elliot drew his weapon and return fire to the suspect who was

firing additional rounds. The suspect ran behind the club as Elliot followed. Multiple rounds were fired from the suspect and Elliot returned fire. The suspect then jumped in blue Isuzu and fled the scene. Three individuals were seen in the vehicle. Deputy Benson on patrol off Prescott Dr. observed a suspicious vehicle disregard a stop sign at Prescott and Koon Rd. Benson gave pursuit to the vehicle, which the occupants jumped out and fled. Officers and K-9 unit tracked the suspects that were hiding near the location. Andre and Sammy Jr. were hiding under a trailer and Sammy Sr. was hiding in a shed. The subjects were detained on scene. The suspects were picked out by photo line ups as the persons at the club earlier. The description of the shooter matched the clothing and physical description of Sammy Sr. The vehicle matched the description of the vehicle involved in the shooting. Sammy Sr. stated to his wife in the presence of Deputy White that he did it and his sons had nothing to do with it.

RECEIVED

2008 MAR 12 AM 9:35

RCSJ

RICHLAND COUNTY SHERIFF'S DEPARTMENT

RECEIVED

BACKGROUND INFORMATION

2000 MAR 12 AM 9:34

ROSD

Date: 05/10/04

Date of arrest: 06/06/04 Place of arrest: 4801 Muir St.
 Name: Goodwin, Sammy Jr. Age 21 DOB 08/17/82 SSN: 247-55-0575
 Description: Race: Blk Sex: Male Wt: 507 Ht: 160 Eyes: Brn
 Hair: Blk Facial Hair: _____ Scars: _____
 Tattoos: _____ Aliases: _____
 Arresting officer: Scott, TR Arrested with whom: [REDACTED]
 Arrested for: Conspiracy to ABIK and AWIK, Prior arrests: yes
accessory after the fact
 Location of prior arrests: Richland SO
 Charges: Poss. Cocaine, Poss. Marijuana, Assessory after the fact to Murder
 Names and addresses: _____

1. Father: Goodwin, Samm Address: 4801 Muir St. Phone: 786-9016
2. Mother: Goodwin, Jacqu Address: _____ Phone: _____
3. Spouse: _____ Address: _____ Phone: _____
4. Adult children: _____ Address: _____ Phone: _____
7. Other Address: _____ Phone: _____
8. How long in Richland County: _____ Where from: _____
9. Last address: _____ Education: _____
 Schools attended: High School: _____ College: _____
10. Place of birth: _____ Occupation: _____
11. Employment last 6 months: _____
12. Have you been in prison: _____ Where: _____
 Name of prison: _____ Prison ID No.: _____

(Write in "None" where appropriate. Use back for further information.)

RICHLAND COUNTY SHERIFF'S DEPARTMENT

RECEIVED

BACKGROUND INFORMATION

2008 MAR 12 AM 9:34

RCSB

Date: 05/10/04

Date of arrest: 06/06/04 Place of arrest: 4801 Muir St.
 Name: Goodwin, Andre Age 24 DOB 12/20/79 SSN: 249-43-0929
 Description: Race: Blk Sex: Male Wt: 601 Ht: 197 Eyes: Brn
 Hair: Blk Facial Hair: _____ Scars: _____
 Tattoos: _____ Aliases: _____

Arresting officer: Scott, TR Arrested with whom: _____Arrested for: Conspiracy ABIK and AWIK, Prior arrests: yesAssesory after the fact to sameLocation of prior arrests: Richland SOCharges: Burglary, SPMJ, Traff Crack, DUS, Lewd Act upon Child

Names and addresses: _____

1. Father: Goodwin, Samm Address: 1024 Blue Ridge Phone: _____
2. Mother: Goodwin, Jacqu Address: _____ Phone: _____
3. Spouse: _____ Address: _____ Phone: _____
4. Adult children: _____ Address: _____ Phone: _____
7. Other Address: _____ Phone: _____
8. How long in Richland County: _____ Where from: _____
9. Last address: _____ Education: _____
 Schools attended: High School: _____ College: _____
10. Place of birth: _____ Occupation: _____
11. Employment last 6 months: _____
12. Have you been in prison: _____ Where: _____
 Name of prison: _____ Prison ID No.: _____

(Write in "None" where appropriate. Use back for further information.)

42

RICHLAND COUNTY SHERIFF'S DEPARTMENT
5623 TWO NOTCH RD
COLUMBIA SC 29223
803-576-3000

RCSD Key #

VEHICLE TOW RECEIPT

RCSD case # 0906-0578-01e Other agency case # _____ Date: 6/16/04 Time: 7:30 am

Veh. Make: Isuzu Veh. Model: Style Veh. Yr: 1993 Veh. Color: Blue Lic., Yr & State: 1234 BL SC Mileage: _____
VIN: 340RT5368P7400369 Location Where Towed From: _____

Veh. Type: ☐ Ambulance ☐ Semi Tractor ☐ Motorcycle ☒ Passenger Car ☐ SUV ☐ RV
☐ Truck ☐ Trailer ☐ Semi-Trailer ☐ Van ☐ ATV ☐ Other: _____

Veh. Operator: (Street Address - City - State - Zip) _____ Phone: _____ State: _____ DL: _____

Registered Owner: (Street Address - City - State - Zip) _____ Phone: _____

Jacqueline Goodman 1024 Blue Ridge Terr. Columbia SC 29203 786 9016

Reason For Towing

☐ Accident ☐ DUI ☐ DUS ☒ Investigation ☐ Stolen ☐ Abandoned ☐ Narcotics ☐ Felonious Use ☐ Other: _____

Is the vehicle in a hold status? ☒ Yes ☐ No Reason for hold: ☒ Investigation ☐ Lab Processing ☐ Other: _____

Is the vehicle in a seizure status? ☐ Yes ☒ No Reason for Seizure: (If yes, attach seizure paperwork) ☐ DUI ☐ DUS ☐ Narcotics ☐ Felonious Use

Officer (s) Towing Veh: Person Inv. Scott

Vehicle towed to: ☒ RCSD Compound ☐ Tow Service ☒ Forensic Building Keys with vehicle: ☒ Yes ☐ No

Name of tow service: (Street Address - City - State - Zip) _____ Phone: _____

Roberts BP Farrow Rd Columbia SC 786-8189

Name of person towing the vehicle: Calvin Wright Signature: Cal. Wright

Vehicle Inventory and Condition

List all valuables in vehicle: Cell phone x2, CD Player, 10" inch speakers + Box in Trunk

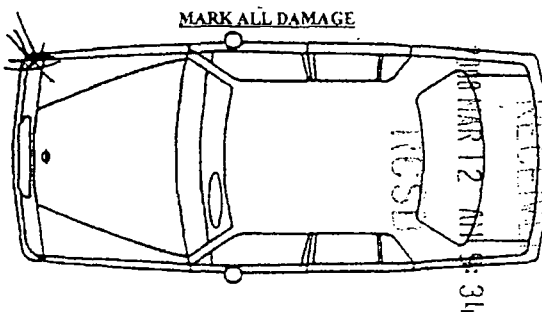
misc papers

Damage to interior: tearred carpet and seat cover

driver and rear passenger

Damage to exterior: Right turning signal Broken, dents

scraps



Vehicle Release

Please release the above vehicle to _____ as authorized by _____

"S" # _____ Date: 6/16/04

Address and phone number of person receiving the vehicle: _____

White copy - RCSD Yellow Copy - Tow Coordinator Green - Tow Service Pink - Remain with vehicle Gold - Owner/Driver

7948-A-0018

Statement

State of South Carolina)
) S.S.
County of Richland)

Personally appeared before me this 22 day of June 2004, at 1516 hours, an officer duly and legally authorized to administer oaths in the above named county and state aforesaid, comes one Andrew Donaldson of 1178 Sunshine Rd. Daytime telephone number 518-4122. Who makes the following statement under oath to wit:
Case # 04060573-06

Q-Inv. Scott
A-Mr. Donaldson

Q-What happen on 6/6/04 at 5024 Two Notch Rd.?

A-I was assisting a fellow security officer, Brian Elliot, at the Playground Club on Two Notch Rd. At around 0430 hours I arrived at 5024 Two Notch where Brian Elliot was outside with three individuals who were talking to some of the girls. One of them was obnoxious and basically harassing the females. I worked at the club on schedule nights but on this night I was checking on my co-worker at that location. As I pulled up to the location, I barely got out of my car before a guy confronted me. As I came to a stop, I heard at least one of them being loud and cursing. I got out of my car where the older guy stated, "Who the fuck are you?" I looked at Brian asking him what was going on. The older guy stated "Why? What the fuck you gonna do about it? Who are you, some detective or somebody?" He was arguing with a couple of girls who were with some guys at that location. I told the girls to go inside. I asked Brian what was he going to do with this. Brian said he was trying to talk to the guy but he won't listen. That is when I asked the guy to go ahead and leave the club. I told one of the guys with him to take him away from the club. At that point, the older guy came up to me and started cursing at me. He was asking what I was gonna do and also stated " Nigga you know who I am? Mother fucker you know I'll kill you!" I told him to watch the threats and go home. That is when he got in my face and pushed me with both hands. I told him again to chill out and go home. He took his index finger and poke me in the forehead and stated, "I put a bullet in your fucking head, I'll drop you right here". I reacted to his hand near my face by instinctively pushing him off to the side of me. I didn't know if the individual would try to strike me at that moment and I took action to get him away from me. I told him he needed to go home and calm down. One of the two guys that was with him seemed as if he was going to hit me from behind. That is when one of the other guys working at the club told him to back up. The older guy kept on making threats about he will be

This statement was made in the presence of Inv. T. Scott of the Richland County Sheriff's Department.

I make this statement of my own free will and accord, without reward or intimidation. All of the above is the truth, the whole truth and nothing but the truth.

Sworn to and subscribed before me
this 22 day of June 2004.

Signed: Andrew Donaldson

Witness: _____

Witness: _____

Billie Carter
Notary Public for South Carolina
My commission expires 03/19/13
Rebecca

Statement

State of South Carolina)

) S.S.

County of Richland)

back to kill our ass. All three of the individuals got into a small-dark color car and left. Brian and I walked up to the front door of the club and stood there. About 10 to 15 minutes later, Brian and I observed the same car that they left in pulling up toward us. The car came up Two Notch and pulled up at the This is It Video Store. Brian noticed the other son in front of us walking toward the front of the club where we were. I turned at that point saw the older guy coming from behind the Playground club pointing a pistol toward Brian and I. The next thing I know he started shooting. He fired multiple shots at us at the front of the club. I believe he fired at least four shots while we were at the front of the club. I pushed Brian out of the way and I jumped across a bush nearby. Before I hit the ground I was shot in the foot ankle area. From that point I attempted to get away from the other shots that were being fired. I ran over toward some sheds/out houses that were nearby while the shooting continued. While behind the shed I heard one of his sons yell out "He ran over there". The next thing I know shots came over there where I was located. As I tried to find me another spot to hide I saw the older guy running toward the their car. The car had pulled up on the wrong side of the road and stop. The older guy got into the car and left. From that point the ambulance took me to the hospital.

Q-Did you know the three individuals who were involved in the incident?

A-No Sir

Q- How many rounds struck you?

A-One

Q-Were the three individual together?

A-Yes, I believe the younger ones were the sons of the older guy. I heard them refer to him as dad as they were putting him into the car earlier

Q-Did Brian Elliot return fire?

A-I couldn't tell because I was running for cover

Q-Did you feel that the individual was trying to shoot your or merely scare you?

A-He was definitely trying to shoot me/us

Q-What kind of gun was he firing?

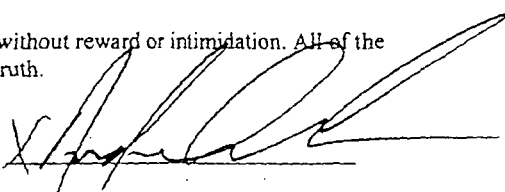
A-Black colored auto pistol. Look like a 9mm

This statement was made in the presence of Inv. T. Scott of the Richland County Sheriff's Department.

I make this statement of my own free will and accord, without reward or intimidation. All of the above is the truth, the whole truth and nothing but the truth.

Sworn to and subscribed before me
this 22 day of June 2004.


Notary Public for South Carolina
My commission expires 08/19/13
RB000

Signed: 

Witness: _____

Witness: _____

RECEIVED
2008 MAR 12 AM 9:35
RCSU

45..

Statement

State of South Carolina)
) S.S.
County of Richland)

REC'D

2008 MAR 12 AM 9:35

Personally appeared before me this 6th day of June, 2004 at 0900 hours, an officer duly and legally authorized to administer oaths in the above named county and state aforesaid, comes one Brian L. Elliott of 200 Berryhill Road, Apt 226. Day time telephone number 479-6060. Night time telephone number Same.

Who makes the following statement under oath to wit:

I have worked for the South Carolina Security Agency for the last two years. I was working at The Playground last night. It is located at 5402 Two Notch Road. I was the only security guard there. The club has been open about two months, but I have only been working at that location for about three weeks. Between 4:30-5:30 a.m., the bouncers were having a problem with three individuals who had arrived about an hour and a half earlier. There was an older black male and two younger ones. When they had arrived and were being patted down by the bouncer, the older guy introduced the other two as his sons. He appeared to be slightly intoxicated. I had briefly talked to the older guy before they went into the club. We talked about the Los Angeles Lakers. The three guys then went inside the club. The bouncers had to throw one of the sons out of the club. I don't know why they had to, but he was asked to leave. The bouncers asked me to escort all three of them off the property. I followed them around the corner of the club. They got in their car. It was a blue or green small car (Geo Prism I think) with tinted windows and chrome rims. They were talking to some girls after they got in the car. The car cranked, so I thought they were getting to leave and I walked back around to the front of the club. Drew Donaldson, another security guard/bouncer, came by to check on me. Since this is usually the last place to close, all of the other security guards usually stop here to make sure I am okay. As Drew got out of his car, I heard the old man yell at Drew and say, "Who the fuck you supposed to be?" I walked around the corner and I saw the old guy now arguing with one of the girls. The three of them had got back out of the car. They had not left as I thought they were going to do. The younger ones were telling Dad to leave. I told them again that they needed to leave the property. Drew also said something to them about leaving. The old guy then got in Drew's face and started cussing him and threatening him. I pulled Drew away from the old guy. As the old guy was walking back to the car. He was yelling that he was going to kill us and that we better not be here when he came back. The car then left and went up Two Notch Road towards Food Lion. Drew and I then stood in front of the club and talked. About 10 minutes later, Drew and I saw the same car come back down Two Notch and pull slowly into the parking lot of This Is It. One of the sons the one wearing glasses) got out of the car and started walking towards us. He had his left hand tucked under his shirt, so Drew and I thought he might have a gun. We were keeping a close watch on him. Then all of a sudden there were three shots fired at us from behind. We all hit the ground.

This statement was made in the presence of Inv. Terry C. Downie of the Richland County Sheriff's Department.

I make this statement of my own free will and accord, without reward or intimidation. All of the above is the truth, the whole truth and nothing but the truth.

Sworn to and subscribed before me
this 6th day of June 2004


Notary Public for South Carolina
My commission expires 2-14-2010

Signed: Brian L. Elliott

Witness: _____

Witness: _____

Statement

State of South Carolina)

) S.S.

County of Richland)

The son wearing the glasses took off running and went across Two Notch toward Regional Automotive. I started toward This Is It and someone yelled at me and said that he went the other way. I did a 180 and ran toward the back of my club. As I got to the back corner, I saw the old guy walking away quickly. I told him to freeze and drop his weapon. He turned around and looked dead at me and fired two rounds. I ducked behind a car and returned fire (3 rounds). He managed to get behind the air conditioning unit and fired another round. He then took off again and fired two more rounds before he got to the other corner of the building. Rather than follow him around that corner, I turned around and went back the way I had come. When I got back to the front corner of the building, I saw the old guy going toward the car. The car was now in the near lane of Two Notch. In other words, it was in the north bound lane facing south. He turned again and fired two more rounds at us. I'd say there were about ten people in front of the club when he fired the last two rounds. They were trying to get to their cars. He got in the car and the car took off toward Food Lion again. I saw Drew in the parking lot of This Is It and he was yelling that he had been hit. Some other guys helped carry him to the front of the club. The Sheriff's Dept then arrived and the ambulance a short time later.

Q: Did you see what type of weapon he was using?

A: No, other than it was a pistol.

Q: How many total rounds were fired at you?

A: As I can recount, there were a total of 10 rounds - three initially from behind me, two directly at me when he looked me in the face, another from the air conditioning unit, two more when he left it towards the back corner of the building, and two more when the old guy was getting in the car.

Q: Do you know how many total rounds you fired?

A: Between 6-9.

Q: Could you identify the older guy again?

A: Yes. I have already identified the two sons when I was shown photo lineups with them in them.

Q: Is there anything else you want to add to your statement?

A: No, sir. *B. L. E.*

2008 MAR 12 AM 9:35

RCSU

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This statement was made in the presence of Inv. Terry C. Downie of the Richland County Sheriff's Department.

I make this statement of my own free will and accord, without reward or intimidation. All of the above is the truth, the whole truth and nothing but the truth.

Sworn to and subscribed before me
this 6th day of June 2004

Signed: *Brian L. Ellsworth*

Witness: _____

Witness: _____

Terry C. Downie
Notary Public for South Carolina
My commission expires 2-14-2010

RECEIVED

2008 MAR 12 AM 9:35

RICHLAND COUNTY SHERIFF'S DEPARTMENT
5623 Two Notch Road
Columbia, SC 29223

RCSD

Photo Line-Up

06/06/05
(Date)

On this date Investigator Scott TR showed me 12 pictures at

Playground I picked out 49830 + 45580
(location) (identify photo)

which is the person (male/female black/white), who committed the crime of

ABEK at Two Notch Rd
(type of crime) (location)

on 06/06/05
(date of incident)

I hereby swear and certify the above is the truth.

[Signature]
(Signed)

Lt. 36 William Harden Rd
(Address)

(803) 788 4039
Home phone Work phone

Sworn and subscribed to before me,
This 6 day of June 2005

Scott R. Scott
Notary Public of South Carolina
My commission expires 05/1/13



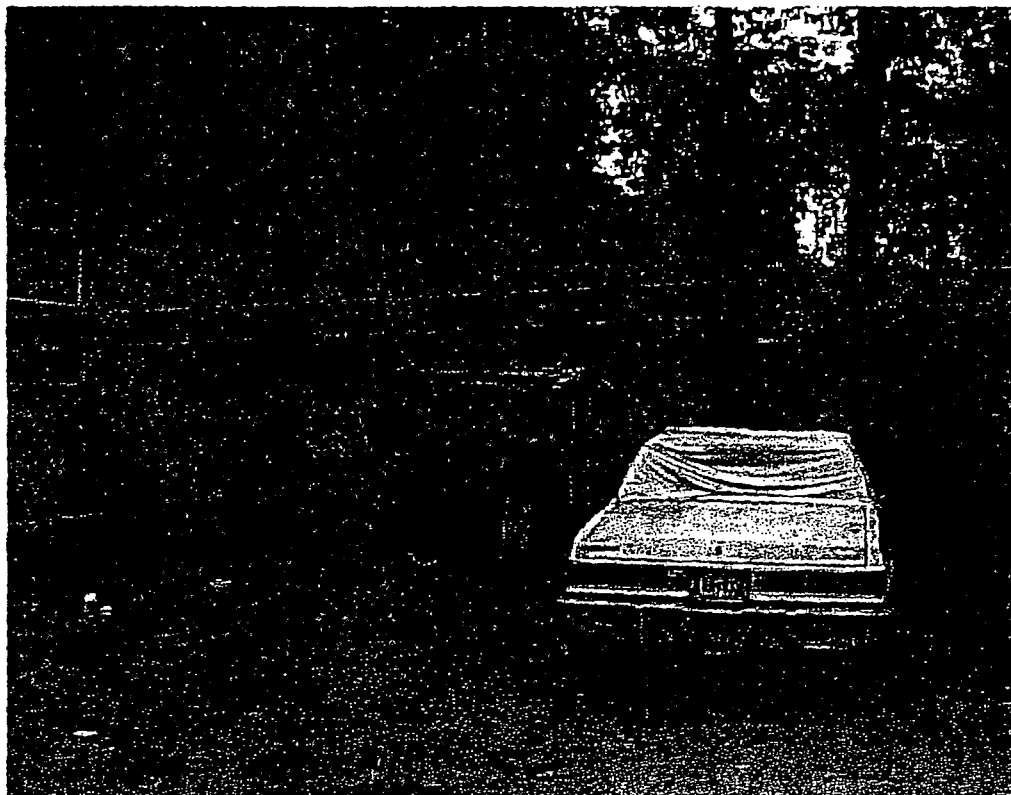
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2008 MAR 12 AM 9:35
RCSL

Garwin Sons Hideout

file://A:\MVC-001F.JPG

06/06/2004

7948-A-0024



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2000 MAR 12 AM 9:35
RCSO

Goodwin Sr. Hideout
file://A:MVC-002F.JPG

06/06/2004

7948-A-0025

Home

Support

Contact Us

Log Out

-[You are logged in as TSCOTT@RCSD.NET]-

Research Offender

Offender Demographics

Contact Information

Image History

Initiate Lineup

Secure Services

Research Offenders

Develop Lineup

Offender is not detained

6/6/2004 6:49:56 AM

Offender : **GOODWIN, ANDRE RICO (ID 45580)**

Image: 1 2 3 4 5 6



OffenderID: 45580

SSN: 249-43-0929

Home Phone: 8037369341

Home Address: 827 CONFEDERATE
ST
COLUMBIA, SC 29203

Contact Name: SAMANTHA GOODWIN

Contact Phone: 8032521927

Current Charges

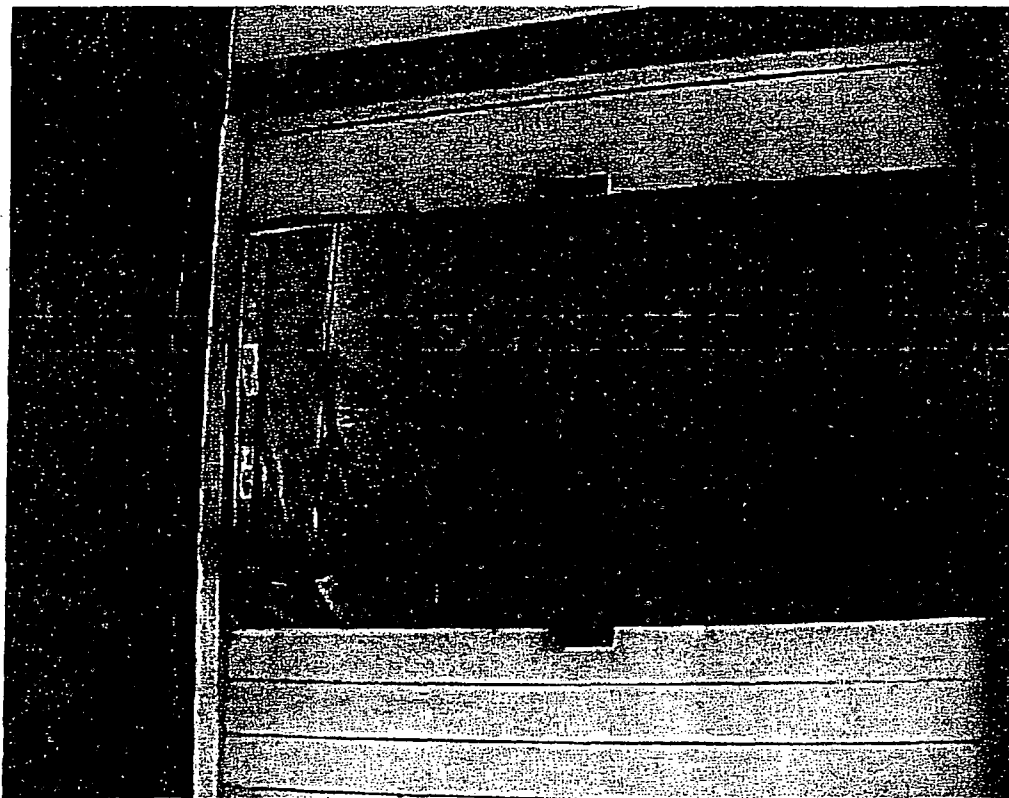
Criminal History

Warrant: G-- 436324	Bond: -	BondCourt:
POSS CONTROLLED SUB IN SCH I TO V-2ND OR >		
Warrant: G-301095	Bond: 25000 - SB	BondCourt:
MURDER		
Warrant: 77660 BR	Bond: 2500 - SB	BondCourt:

RECEIVED

2008 MAR 12 AM 9:35

RCSD

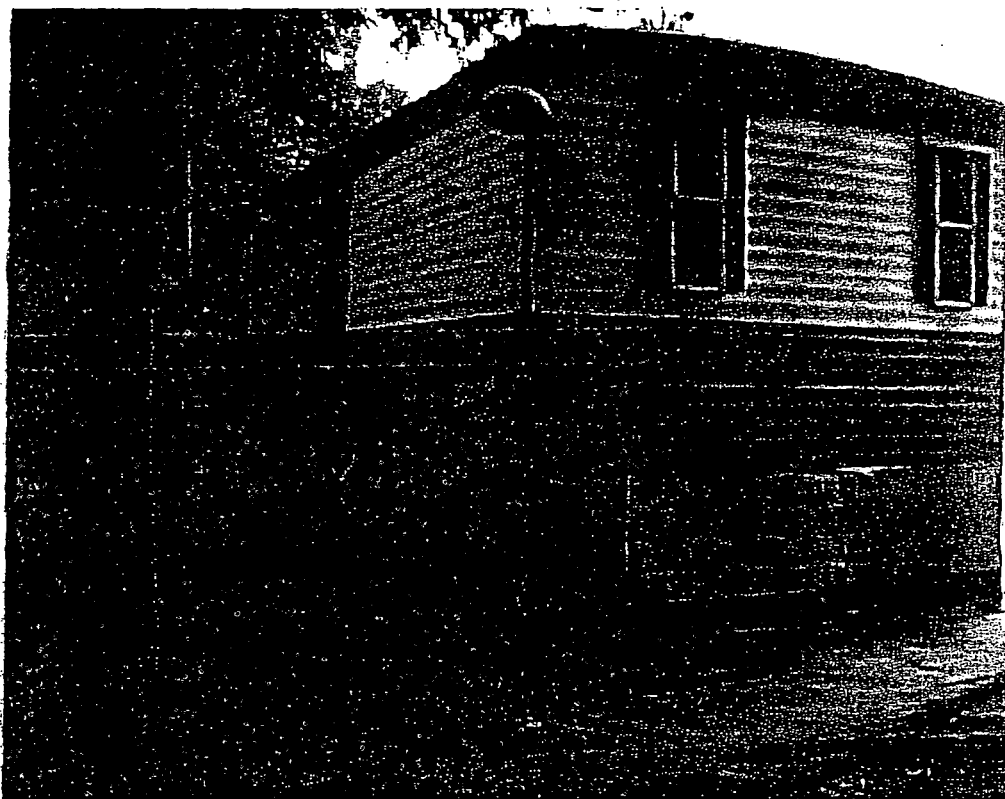


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2008 MAR 12 AM 9:35
RCSO

Goodwin Sr.
file://A:MVC-004F.JPG

06/06/2004

7948-A-0027



RECEIVED
2000 MAR 12 AM 9:36
RSD

Goodwin sons hideout
file://A:\MVC-005F.JPG

06/06/2004

7948-A-0028



Richland County Sheriff's Department
Forensic Laboratory Request

RECEIVED
 2009 MAR 12 AM 9:36
 ROSS

Request Date: 06/06/04

Case#: 04060573-06 Incident Type: Shooting / ARJk

Incident Location: 5024 Two Notch Region: 2

Lab Inv: _____ Requestor: Scott TR

Victim(s): Donaldson - Andrew Sex: m Race: B

Subject(s): Goodwin - Sammie Sr. Sex: m Race: B

Narrative: Vehicle located at RCSID Compound. Weapon
not found. Process vehicle for weapons, ammo, and
residue if possible.

Unconfirmed { ^{Rent} Owner states she has money in the glovebox and addition
≈ 200.00
money in a trunk storage / hidden department hole area in the trunk
≈ \$30000

Lab Use Only:

Received By: _____ Date Received: _____

Lab Call #: _____ Completed By: _____ Date Completed: _____

*** Results of this request will be reflected in the call sheet, which can be viewed or printed under the computer network***

INV Scott

RICHLAND COUNTY SHERIFF'S OFFICE
 Property and Evidence Section
 5623 Two Notch Road
 Columbia, South Carolina 29223 (803) 691-9000
Evidence/Property/Return Receipt/Chain of Custody Form
 (PRINT OR TYPE ALL INFORMATION.....CLEARLY.....!!!!!!)

INCIDENT NUMBER: 0406 0573-06 LOCATION: 5024 TWO NOTCH RD

CRIME: Aggravated Assault

FILL OUT ANOTHER FORM IF MORE SPACE IS NEEDED FOR VICT/OWNER/SUP			
VICTIM ☒	OWNER ☐	SUSPECT ☐	HOME ADDRESS: [REDACTED]
LAST <u>DONALDSON</u>	FIRST <u>ANDREW</u>	MIDDLE	
VICTIM ☐	OWNER ☐	SUSPECT ☐	HOME ADDRESS:
LAST	FIRST	MIDDLE	
VICTIM ☐	OWNER ☐	SUSPECT ☐	HOME ADDRESS:
LAST	FIRST	MIDDLE	
VICTIM ☐	OWNER ☐	SUSPECT ☐	HOME ADDRESS:
LAST	FIRST	MIDDLE	

RECEIVED
 2006 MAR 12 AM 9:30
 RCSI

EVIDENCE / PROPERTY SUBMITTED		
ITEM #	QUANTITY	ARTICLE(S) (list model and serial numbers)
1	1	FN 40Cal Automatic Pistol Silver/Black 40349 S+W, SN: 517NN 02833
2	1	S+W .40 CAL. MAGAZINE WITH 5 .40 CAL WINCHESTER ROUNDS.

DISPOSITION OF ITEM(S) SUBMITTED			
DESTROY ☐	RETURN ☐	HOLD AS EVIDENCE ☒	HOLD FOR COURT ☐ SLED ☐ RCSI LAB ☒ Ballistic Test

COURT DATE _____	DATE OF OFFENSE: 6.6.04 CO. _____	TEST COC ☐ TEST MAR ☐ F. PRINTS ☐
------------------	-----------------------------------	--

PRINT NAME OF SUBMITTING OFFICER: C. R. Santos	SIGNATURE OF SUBMITTING OFFICER: [Signature]
"S" NUMBER: 1185 REGION: 2	PAGE: 1 OF 1

DO NOT WRITE BELOW THIS LINE

LOCATION: _____	DATE/ TIME RECEIVED: _____
EVIDENCE OFFICER SIGNATURE _____	EIN: _____

§ 16-17-410. Conspiracy.

References	Annotations
------------	-------------

The common law crime known as "conspiracy" is defined as a combination between two or more persons for the purpose of accomplishing an unlawful object or lawful object by unlawful means.

A person who commits the crime of conspiracy is guilty of a felony and, upon conviction, must be fined not more than five thousand dollars or imprisoned not more than five years.

A person who is convicted of the crime of conspiracy must not be given a greater fine or sentence than he would receive if he carried out the unlawful act contemplated by the conspiracy and had been convicted of the unlawful act contemplated by the conspiracy or had he been convicted of the unlawful acts by which the conspiracy was to be carried out or effected.

HISTORY: 1962 Code § 16-550; 1957 (50) 58; 1993 Act No. 184, § 35.

REFERENCES

CROSS REFERENCES--

Accessories before the fact, see §§ 16-1-40, 16-1-50.

Classification of offense specified in subdivision (B)(2) of this section as Class F felony, see § 16-1-90(F).

Conspiracy to kidnap, see § 16-3-920.

Conspiracy against civil rights, see § 16-5-10.

Conspiring to rob a train, see § 16-11-350.

Conspiracy to violate provisions as to treason, sabotage, regulations as to aliens, see § 25-7-60.

Trusts, monopolies, and conspiracies in restraint of trade, see §§ 39-3-10 et seq.

Penalties for conspiracy to violate game and fish laws, see § 50-1-136.

RESEARCH AND PRACTICE REFERENCES--

Conspiracy  23 to 36, 51.

WESTLAW Topic No. 91.

16 Am Jur 2d, Conspiracy §§ 1 et seq.

C.J.S. Conspiracy §§ 34 to 45, 47, 49, 52 to 53, 55 to 56, 57(1), 60, 62 to 63, 65, 77, 96.

C.J.S. RICO (Racketeer Influenced and Corrupt Organizations) § 12.

17 S.C. Juris. False Pretenses § 11.

3 S.C. Juris. Blasphemy §§ 2, 6.

3 S.C. Juris. Bribery §§ 3, 9-11, 17.

ANNOTATIONS--

Right of accused to bill of particulars. 5 ALR2d 444.

Conviction or acquittal of attempt to commit particular crime as bar to prosecution for conspiracy to commit same crime, or vice versa. 53 ALR2d 622.

Criminal conspiracies as to gambling. 91 ALR2d 1148.

Admissibility of statements of coconspirators made after termination of conspiracy and outside accused's presence. 4 ALR3d 671.

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 2008 MAR 12 AM 9:36
 RCSD

§ 17-21-60. Venue for trial of accessories after the fact.

References	Annotations
------------	-------------

Whoever becomes an accessory to a felony after the fact may be indicted, convicted and punished, whether the principal felon has or has not been previously convicted or is or is not amenable to justice, by any court having jurisdiction to try the principal felon and either in the county in which such person became an accessory or in the county in which the principal felony was committed.

HISTORY: 1962 Code § 17-453; 1952 Code § 17-453; 1942 Code § 1022; 1932 Code § 1022; Cr. P. '22 § 113; Cr. C. '12 § 922; Cr. C. '02 § 637; G. S. 2613; R. S. 524; 1714 (2) 543.

REFERENCES

RESEARCH AND PRACTICE REFERENCES—

Criminal Law ☞ 110.
WESTLAW Topic No. 110.
21 Am Jur 2d, Criminal Law §§ 503 et seq.
C.J.S. Criminal Law § 178.

2008 MAR 12 AM 9:36
RCSD
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ANNOTATIONS

CASE NOTES

In general 1

1. In general

The following elements must exist before an accused may be found guilty of being an accessory after the fact of a felony: (1) the felony has been completed; (2) the accused must have knowledge that the principal committed the felony; and (3) the accused must harbor or assist the principal felon. The assistance or harboring rendered must be for the purpose of enabling the principal felon to escape detection or arrest. In a prosecution for receiving stolen goods, for being an accessory after the fact of grand larceny, and for other offenses, the trial judge effectually ended the count of accessory after the fact when he directed a verdict on the count for receiving stolen goods, since the defendant would be compelled to know the goods were stolen if he had knowledge that the principal committed the felony. *State v. Legette* (S.C. 1985) 285 S.C. 465, 330 S.E.2d 293.

State is not barred from prosecuting and convicting accessory after the fact even though principal has been acquitted, but unless State can prove at accessory's trial that principal is guilty, accessory cannot be convicted. *State v. Massey* (S.C. 1976) 267 S.C. 432, 229 S.E.2d 332.

This section [Code 1962 § 17-453] was not designed to effect any change in the rules of criminal pleading, and does not purport to do so. Its sole purpose was simply to prescribe a place of trial where the party charged might be indicted, convicted, and punished. *State v. Burbage* (S.C. 1898) 51 S.C. 284, 28 S.E. 937.

It does not dispense with the necessity of alleging in the indictment the time and place when and where defendant became an accessory after the fact. *State v. Burbage* (S.C. 1898) 51 S.C. 284, 28 S.E. 937.

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2008 MAR 12 AM 9:36

RSSB

RICHLAND COUNTY SHERIFF'S DEPARTMENT
5623 Two Notch Road
Columbia, SC 29223

Photo Line-Up

062204
(Date)

On this date Investigator S. J. H. showed me 18 pictures at
HQ .. I picked out # 45580, 49830 and photo # 2
(location) (identify photo)

which is the person (male/female black/white), who committed the crime of

Aggr. Assault at 5024 Two Notch
(type of crime) (location)

on _____
(date of incident)

I hereby swear and certify the above is the truth.

[Signature]
(Signed)

1174 SUNSHINE RD
(Address)

530-7118
Home phone Work phone

Sworn and subscribed to before me,
This 22 day of June 22 2004

Paul R. Davis
Notary Public of South Carolina
My commission expires 05/19/13

58

Richland County Sheriff's Department
Criminal Investigative Division
Investigative Report

RECEIVED

2009 MAR 12 AM 9:36

RCSB

Case Number: 04060573-06
Offense Date: 06-06-04
Offense Time: 0430 hrs
Victim's Name: Donaldson, Andrew
Victim's Address: 1178 Sunshine Road Blackville, SC
Location of Offense: 5402 Two Notch Road
Type of Offense: ABIK

06-06-04

(0725 hrs) Called by Desk Sgt who stated that Inv Scott needed assistance with a shooting incident on Two Notch Rd. Was supposed to proceed to 4801 Muir St (CPD jurisdiction).

(0745 hrs) Arrived on Muir Street. Briefed by Cpl Culp. He stated that his units had chased the suspects from the Two Notch shooting to this location. They found two of them hiding under a blue/white trailer and the other one was located in a storage shed. Basically, he said that there was a confrontation at the club and the older one was intoxicated and became involved in a disturbance. The other two (sons) also got involved. The older one was the one who did the shooting.

(0748 hrs) Called Inv Scott (still at scene). He indicated that the two sons had been picked out of a photo lineup and that the father was the shooter. Scott asked if I would take pictures of the trailer where the sons were found hiding.

(0800 hrs) Cpl Culp showed me the blue/white trailer and the shed where suspects were located.

(0805 hrs) I/O took photos of both locations.

(0817 hrs) I/O interviewed wife of suspect, GOODWIN, Jacqueline E. She stated that they had just moved to the current location (4801 Muir St Lot 7) about three weeks. She stated that her husband used to own a gun, but she hasn't seen it since they moved to current place. It was black and thought it was a revolver. She indicated it had a long barrel. She said she had searched the trailer after the police got here but did not find anything. I asked her if husband would have had time to enter the trailer. She said no. In fact, she said the deputies had to get his keys from his pocket to unlock the door so he could get some shoes. She was worried about the money that supposedly was in the car that was towed. She said there was \$300.00 in a white envelope in the glove compartment (rent money) and \$200.00 in a compartment in the trunk. The daughter/sister of the suspects was also there (GOODWIN, Samantha). She also stated that the money was in her car. (Veh registered in her mother's name.) Samantha wasn't here. She lives in the Summit and was told that her father and brothers had been shot. She raced over here and was almost taken to jail for being in the wrong place at the wrong time. Jacqueline stated that her husband told her that he didn't do anything (even though deputies had earlier overheard suspect tell wife that he did do it, but the sons were not involved.) One deputy also stated suspect told him that his sons didn't do anything, that he (father) was the one who did it.

(0825 hrs) I/O departed scene.

(0900 hrs) I/O interviewed victim/witness (Elliott, Brian) at HQ. Obtained sworn statement from him.

(1000 hrs) Assisted Inv Scott with paperwork.

Submitted by: Inv. Downie

Page 1

7948-A-0034

Inv. Scott departed the two hotel location to respond to HQ where the suspects were being transported. Suspects were advised of Miranda rights and offered the opportunity of providing a statement. Sammy Sr. and Jr. refused. Andre Goodwin provided a sworn statement regarding his accounts of what had occurred that morning. (See attached Statements)

Officers at the Muir St. location notified Roberts BP to tow the suspect's vehicle for processing. Tow sheet was completed and an inventory of items inside was recorded. Inv. Livingston arrived at HQ and Sammy Sr. and Andre Goodwin hands were squabbed for gunpowder residue analysis. Inv. Downing took a sworn statement from Security officer Brian Elliott.

0915 hours Inv. Scott called victim's cell and home number to get an update on his condition. He was released from the hospital before a statement could be obtained from him. Contact was not made with the victim at that time and messages for contact was left.

0945 hours Inv. completed additional paperwork on the suspects. Request for vehicle processing was completed for on-call lab unit.

Suspects were transported to ASGDC

1530 hours Inv. Scott attempted to contact the victim by phone with neg. results

06/07/04 Inv. Scott received a voice message from Andrew Donaldson. Inv. Scott returned call during off duty times to make contact with the victim at approximately 1630 hours. Victim advised that the injury was painful but not life threatening. Advised victim that upon returning back to work, a statement will be taken in reference to the incident.

Inv. Scott off at Terrorist Training School during the week.

06/22/04 Inv. Scott obtained a sworn statement to the events that occurred from Andrew Donaldson.

RECEIVED
2000 MAR 12 AM 9:36
RCSD

STATEMENT OF
Martin Salathes
 (CONTINUED)

DATE: 060607 TIME: 0700

RECEIVED

Q - Was the guy drinking?

2008 MAR 12 AM 9:36

A - Yes

RCSE

Q - What kind of car did they leave in?

A - Small dark car with four doors

I have made the foregoing statement freely and voluntarily without fear, threat, promise or reward, or hope of reward of any kind.

WITNESS: _____

SIGNED: *Martin Salathes*

WITNESS: _____

Page ___ of ___ Pages

This is to certify that I have read or have had read to me the foregoing statement consisting of ___ pages and a true copy has been given to me this ___ day of _____, 2004.

SWORN TO AND SUBSCRIBED BEFORE ME
 THIS ___ DAY OF _____ 2004.

SIGNED: *Martin Salathes*

NOTARY PUBLIC FOR SOUTH CAROLINA
 MY COMMISSION EXPIRES 05/19/2013

67

STATEMENT

STATE OF SOUTH CAROLINA)
) SS
COUNTY OF RICHLAND)

DATE: 06/06/04
TIME: 0700

Personally appeared before me, this date, an officer duly and legally authorized to administer oaths in the above-named county and state aforesaid, comes one: Martin Saktho

(Phone Day) () 815 754 4223 (Phone Night) ()

Who makes the following statement under oath to wit:

Q - Inv. Scott

A - Mr. Martin

Q - What did you witness in ref. to the shooting on 06/06/04?

A - Drew confronted the older guy about bothering a dancer and told them to leave the club. The old man threaten to shoot him and he was coming back. Both of his sons were with the old man when he left. About 15 minutes later the subject came back. I saw him running from the side of the club shooting at the front of the club.

Q - Where were you at?

A - I was standing at the front. He was shooting at everything. Everyone ran for cover. I was running and before I knew it, Drew pulled my shirt stating he was hit. The guy was still shooting. I could hear shooting going on at the back of the building. I didn't see the guy anymore after that. All I heard was gunfire.

Q - Did you see this guy before this incident?

A - No, just during the time before he left.

Q - How do you know they were his sons?

A - The old guy said they were his sons while he was at the door.

Q - What was he wearing?

A - Beige/Brown dress shirt with black pants and sandals.

This statement was made in the presence of Investigator TR Scott
of the Richland County Sheriff's Department.

I make this statement of my own free will and accord, without reward or intimidation. All of the above is the truth, the whole truth, and nothing but the truth, so help me God.

SWORN TO AND SUBSCRIBED BEFORE ME
THIS _____ DAY OF _____ 2004.

SIGNED: Saktho Martin

WITNESS: _____

NOTARY PUBLIC FOR SOUTH CAROLINA
MY COMMISSION EXPIRES - 05/19/2013

WITNESS: _____

RCSD 536

7948-A-0037

62

Statement of

Goodwin, Andre
Of 217 Brookland Cir.
Columbia, SC 29203

RECEIVED
2006 MAR 12 AM 9:37

RCSO

Made at 5623 Two Notch Rd.

Columbia, South Carolina, this 6 day of June, 2004, at 0915 hours, in the presence of Inv. Scott of the Richland County Sheriff's Department.

I, Andre Goodwin, understand that I have the right to remain silent. Anything I say can be used against me in court. I have the right to talk to a lawyer for advice before you ask me any questions, and to have a lawyer with me during any questioning. If I cannot afford a lawyer, one will be appointed for me before any questioning, if I wish. If I decide to answer questions now, without a lawyer present, I still have the right to stop answering at any time. I also have the right to stop answering at any time until I talk to a lawyer.

Do make the following statement:

On 6/6/04 I was at the club in the passenger side of the car. I heard gunshots and we left. We seen three Richland County Deputies following us. My license is suspended and my brother never had one so we ran. The officers chased us for about two blocks. We jumped out of the car and hid under a trailer. The officers asked us where the gun was. I said "what gun?"

Q-Inv Scott

A-A. Goodwin

Q-Did you all leave the club after being asked by security and returned?

A-No, when we heard the gunshots, everyone left

Q-Were you walking up to the front of the club when the shots rang out?

A-I was walking by our car.

Q-How far was your car from the club and how was it parked?

A-Near the club in the front lot by the building

Q-Who was with you when the shooting started?

I have made the foregoing statement freely and voluntarily without fear, threat, promise or reward or hope of reward of any kind.

Witness: Andre H. Balant

Signed: Andre L. Goodwin

Witness: _____

This is to certify that I have read or have read to me the foregoing statement consisting of _____ pages and a true copy has been given to me this _____ day of _____, 2004

Sworn to and subscribed before me
This 6 day of June, 2004

Signed: Andre L. Goodwin

James R. Scott
Notary Public for South Carolina
My commission expires 05/19/13

Page 1

7948-A-0038

A-Me and my brother Sammy and there were others standing around us

Q-Where where was your father Sammy Sr.?

A-I didn't see him. Me and my brother came to the club together. My father wasn't with us

Q-Did you fire any gun?

A-No sir

Q-Earlier at the club, did you have to pull your father away while he was drunk and after he threatened a security guard?

A-I don't remember anything about pulling him away. My brother probably did but I don't know.

Q-How many different guns did you hear?

A-About five guns, sounded like 380's and 9mm's.

Q-How did your father get from the club to the area where he was hiding?

A-I don't have any idea

Q-Have you been honest with my with me today about this incident?

A-Yes

I have made the foregoing statement freely and voluntarily without fear, threat, promise or reward or hope of reward of any kind.

Witness: [Signature]

Signed: [Signature]

Witness: _____

This is to certify that I have read or have read to me the foregoing statement consisting of _____ pages and a true copy has been given to me this _____ day of _____, 2004

Sworn to and subscribed before me
This 6 day of June, 2004

Signed: [Signature]

[Signature]
Notary Public for South Carolina
My commission expires 05/19/13

64

RICHLAND COUNTY SHERIFFS
DEPT
SC0400000

INCIDENT REPORT

INFORMATION
ONLY

CASE NUMBER
0406057306

NCIC
INO. No. ENTD. No.

INCIDENT TYPE		COMPLETED	FORCED ENTRY	PREMISE TYPE	UNITS ENTERED	TYPE VICTIM
1. 13A AGGRAVATED ASSAULT <i>RECEIVED</i>		☒ YES ☐ NO	☐ YES ☐ NO	PARKING LOT/GARAGE		☐ Individual ☐ Business ☐ Financial Inst ☐ Government ☐ Relig. Orgn ☐ Soc./Public ☐ Other ☐ Unknown ☐ Police Off.
2.		☐ YES ☐ NO	☐ YES ☐ NO			
3. 2000 MAR 12 AM 9:37		☐ YES ☐ NO	☐ YES ☐ NO			
INCIDENT LOCATION (SUBDIVISION, APARTMENT AND NUMBER, STREET NAME AND NUMBER) 5024 TWO NOTCH RD, COLUMBIA, SC				ZIP CODE 29223-	WEAPON TYPE	
INCIDENT DATE	24 HR. CLOCK	TO	DATE	24 HR. CLOCK	DISPATCH DATE/TIME 24 HR. CLOCK	
06/06/2004	05:08		06/06/2004	05:08	DISP. DATE DISP. TIME TIME ARRIVED DEPART. TIME	
COMPLAINANT'S NAME (LAST, FIRST, MIDDLE) ELLIOTT, BRIAN		RELATIONSHIP TO SUBJECT		RESIDENT	RACE	SEX
		#1 #2 #3		J	B	M
ADDRESS 200 BERRY HILL RD, 0226		CITY COLA		STATE SC	ZIP CODE 29210-	LOCATION NO.
VICTIM'S NAME (LAST, FIRST, MIDDLE) DONALDSON, ANDREW		RELATIONSHIP TO SUBJECT		RESIDENT	RACE	SEX
		#1 #2 #3		J	B	M
HEIGHT	WEIGHT	HAIR	EYES	FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.		
602	270	1 BLACK	2 BROWN			
ADDRESS 1178 SUNSHINE RD		CITY COLUMBIA		STATE SC	ZIP CODE 29817-	LOCATION NO.
VISIBLE INJURY (MCT.1) YES NO EXPLAIN		Internal COMPLAINT OF ANY NON-VISIBLE INJURIES YES NO				
VICTIM NO. 1 USING: ALCOHOL YES NO UNK. DRUGS YES NO UNK. TYPE:						
TWO MAN VEH ONE MAN VEH DETECTIVE PLASMT OTHER ALONE ASSISTED		*J-This Jurisdiction. S-State. O-Out of State U-Unknown.				
SUSPECT NAME (LAST, FIRST, MIDDLE) GOODWIN, ANDRE, RICO		RACE	SEX	AGE	ETH.	DATE OF BIRTH
		B	M	24	N	12/20/1979
WANTED FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.		HEIGHT	WEIGHT	HAIR	EYES	
		601	197	1 BLACK	2	
WARRANT ADDRESS 1024 BLUE RIDGE TER		CITY COLUMBIA		STATE SC	ZIP CODE 29203-	LOCATION NO.
JAIL SUBJECT NO. 1 USING: ALCOHOL YES NO UNK. DRUGS YES NO UNK. TYPE		ARRESTED NEAR OFFENSE SCENE YES NO		DATE/TIME OF OFFENSE 06/06/2004 05:08:00		DATE/TIME OF ARREST 06/06/2004 10:30:00
SUMMONS		TOTAL # ARRESTED 3				
DAY OF THE WEEK		HOW REPORTED		DIFF FACTOR		
S M T W T F S UNK		A= OFFICER DISPATCHED ON CALL B= REPORT TAKEN BY PHONE C= COMPLAINANT WALKED IN		D= COMPLAINT WRITTEN IN E= OFFICER INITIATED F= OTHER		
AGGRAVATED ASSAULT						
COMP STATED THAT 3 UNKNOWN B/M'S WERE ASKED TO LEAVE THE IL BY THE CLUB MANAGER. ONE OF THE SUSPECT (OLDER, FATHER) MADE THREATS TO THE EFFECT HE WAS COMING BACK TO IL TO KILL THEM ALL. SUSPECT LEFT THE IL AND W/N 5-10 MIN RETURNED AND GOT INVOLVED IN A SHOOTING WITH THE COMP WHERE THE VICTIM GOT HIT ON THE LEFT FOOT. VICT WAS TRANSPORTED TO BY EMS TO RMER FOR TREATMENT. INV SCOTT, CID AND INV LIVINGSTON, FORENSIC ARRIVED AT THE SCENE AT 0601 AND 0616 RESPECTIVELY TO PROCESS THE SCENE. COMP'S GUN WAS SECURED AND TURNED INTO						
JURISDICTION OF THEFT LAW ENFORCEMENT AGENCY				JURISDICTION OF RECOVERY LAW ENFORCEMENT AGENCY		
TYPE (GROUP)		TOTAL VALUE				
STOLEN		0				
DAMAGED		0				
BURNED		0				
RECOVERED		0				
SEIZED		0				
SUBJECT IDENTIFIED YES NO		SUBJECT LOCATED YES NO		S.F.		
REASON FOR EXCEPTIONAL CLEARANCE: 1 OFFENDER DEATH 2 NO PROSECUTION 3 EXTRACTION DENIED 4 VICTIM DECLINES COOPERATION 5 JUVENILE NO CUSTODY						
REPORTING OFFICER(S) SANTOS, CARLOS		DATE 06/06/2004 05:08:00		UNIT NUMBER 1185		
APPROVING OFFICER		DATE		UNIT NUMBER		
FOLLOWUP INVESTIGATION YES NO		OFFICER SCOTT, TONDAR		06/07/2004 08:00:00 760		

7948-A-0040

ADDITIONAL NARRATIVE

Agency Name: RICHLAND COUNTY SHERIFFS DEPT	ORI #: SC0400000	Report Date/Time: 06/06/2004 05:08:00	OCA #: 0406057306
---	---------------------	--	----------------------

RCSD EVIDENCE ROOM FOR TESTING PER INV LIVINGSTON, FORENSIC. COMP HAND GUN MAKE S&W .40 (FH) FORTY NINE, SN: 517NN02833 WITH BLACK HANDGRIP AND SILVER BARREL/SLIDE.

BENSON/HUNGER:

WHILE R/O WAS OUT WITH A SUSPICIOUS VEHICLE AT PRESCOTT/KOON, R/O OBSERVED THE BELOW LISTED VEHICLE DISREGARD THE STOP AS IT TURNED LEFT FROM PRESCOTT RD ONTO KOON AND THEN RIGHT ONTO MURSTER AND INTO 4801MUIR TRAILER PARK LT 37. AS R/O APPROACHED BELOW VEHICLE, R/O OBSERVED NO OCCUPANTS AS VEHICLE WAS STILL RUNNING (ON). R/O HEARD ALLEGED SUSPECT CLIMBED SURROUNDING FENCE AND FLED ON FOOT. R/O MADE CONTACT WITH CPL CULP AND ADVISED TO MAKE CONTACT AT 1024 BLUE RIDGE TERRACE AND ASK OWNER IF SHE KNEW THE WHEREABOUTS OF HER VEHICLE. R/O ALSO MADE CONTACT WITH REGION 2 SUPERVISOR IN REFERENCE TO A SHOOTING INCIDENT WHICH OCCURRED AROUND THE SAME TIME ON TWO NOTCH. R/O WAS ADVISED THAT WITNESSES STATED THE BELOW DESCRIBED VEHICLE WAS USED IN THE SHOOTING INCIDENT AND PROVIDED THE THREE SUBJECT DESCRIPTION. THE SUBJECT WERE LATER IDENTIFIED BY REGISTERED OWNER AND DECEIPTED BY WITNESSES AT THE SCENE COMMITTED THE CRIME. K-9 UNIT WAS NOTIFIED AND RESPONDED. SUBJECTS #1 & #2 WERE LOCATED UNDERNEATH THE LAST TRAILER, WHITE AND BLUE IN COLOR, WHILE SUBJECT #3 WAS LOCATED IN A STORAGE SHED. ALL SUBJECT'S WERE DETAINED AS INV. SCOTT WAS NOTIFIED. SUBJECT WAS RELEASED TO INV DOWDY. THE VEHICLE WAS TOWED TO RCSD COMPOUND TO BE PROCESS BY LAB TECH. ALL SUBJECT ADVISED OF THEIR MIRANDA RIGHTS AT THE SCENE BY R/O.

ABOVE LISTED WITNESS PROVIDED STATEMENTS IN REFERENCE TO THE SHOOTING INCIDENT AT 5024 TWO NOTCH RD.

HUNGER:

R/O RESPONDED TO THE I/L TO ASSIST M/D R. BENSON IN SEARCHING FOR SUBJECT WHO FLED THE AREA AFTER M/F BENSON ATTEMPTED TO MAKE CONTACT WITH A VEHICLE MATCHING A DESCRIPTION FROM AN EARLIER INCIDENT. WHILE SEARCHING THE TRAILER PARK AT THE I/L, R/O LOOKED UNDER THE WHITE AND BLUE TRAILER AT THE END OF THE PARK, AND OBSERVED THE TWO ABOVE LISTED SUBJECTS ATTEMPTING TO CONCEAL THEMSELVES FROM R/O'S SIGHT. R/O GAVE VERBAL COMMANDS TO EXIT FROM UNDERNEATH THE TRAILER AT WHICH TIME MD BENSON, DEP WHITE, AND K9 DEP GRAZIOSO ARRIVED TO ASSIST AND BOTH SUBJ'S WERE PLACED INTO CUSTODY.

AGENCY : RICHLAND COUNTY
 ORI # :
 Report Date/Time : 06/06/2004 05:08
 Incident # : 0406057306

INCIDENT REPORT ADDITIONAL OTHERS

PERSON TYPE WITNESS	NAME (LAST, FIRST, MIDDLE) MARTIN, SALTHERO, A.				RELATIONSHIP SUBJECT #1 #2 #3			RESIDENT J	RACE B	SEX M	AGE 26 /	D.O.B 11/24/1977	ETH N
	HEIGHT 507	WEIGHT 200	HAIR 1	EYES 2 BROW	FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.								
	ADDRESS 42 LANSING CIR				CITY COLUMBIA	STATE SC	ZIP CODE 29203-	LOCATION NO.	DAYTIME PHONE 803-754-4223	EVENING PHONE ..			
VISIBLE INJURY ☐ YES ☐ NO ☐ EXPLAIN- COMPLAINT OF ANY NON-VISIBLE INJURIES ☐ YES ☐ NO ☐													
USING ALCOHOL ☐ YES ☐ NO ☐ UNK. ☐ DRUGS: ☐ YES ☐ NO ☐ UNK. ☐ TYPE:													

PERSON TYPE SUSPECT	NAME (LAST, FIRST, MIDDLE) GOODWIN, SAMMY, LEE, JR				RELATIONSHIP SUBJECT #1 #2 #3			RESIDENT J	RACE B	SEX M	AGE 21 /	D.O.B 08/17/1982	ETH N
	HEIGHT 509	WEIGHT 165	HAIR 1	EYES 2 BROW	FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.								
	ADDRESS 4801 MUIR ST LOT 7				CITY COLA	STATE SC	ZIP CODE 29203-	LOCATION NO.	DAYTIME PHONE 803-786-9016	EVENING PHONE			
VISIBLE INJURY ☐ YES ☐ NO ☐ EXPLAIN- COMPLAINT OF ANY NON-VISIBLE INJURIES ☐ YES ☐ NO ☐													
USING ALCOHOL ☐ YES ☐ NO ☐ UNK. ☐ DRUGS: ☐ YES ☐ NO ☐ UNK. ☐ TYPE:													

PERSON TYPE WITNESS	NAME (LAST, FIRST, MIDDLE) GRAY, CHRIS				RELATIONSHIP SUBJECT #1 #2 #3			RESIDENT J	RACE B	SEX M	AGE 30 / 39	D.O.B	ETH N
	HEIGHT 510	WEIGHT 240	HAIR 1	EYES 2 BROW	FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.								
	ADDRESS WILLIAM HARDEN LT 36				CITY COLUMBIA	STATE SC	ZIP CODE 29207-	LOCATION NO.	DAYTIME PHONE 803-788-4039	EVENING PHONE			
VISIBLE INJURY ☐ YES ☐ NO ☐ EXPLAIN- COMPLAINT OF ANY NON-VISIBLE INJURIES ☐ YES ☐ NO ☐													
USING ALCOHOL ☐ YES ☐ NO ☐ UNK. ☐ DRUGS: ☐ YES ☐ NO ☐ UNK. ☐ TYPE:													

PERSON TYPE SUSPECT	NAME (LAST, FIRST, MIDDLE) GOODWIN, SAMMIE, LEE, SR				RELATIONSHIP SUBJECT #1 #2 #3			RESIDENT J	RACE B	SEX M	AGE 47 /	D.O.B 09/12/1956	ETH N
	HEIGHT 600	WEIGHT 160	HAIR 1	EYES 2 BROW	FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.								
	ADDRESS 4801 MUIR ST LOT 7				CITY COLA	STATE SC	ZIP CODE 29203-	LOCATION NO.	DAYTIME PHONE 803-786-9016	EVENING PHONE			
VISIBLE INJURY ☐ YES ☐ NO ☐ EXPLAIN- COMPLAINT OF ANY NON-VISIBLE INJURIES ☐ YES ☐ NO ☐													
USING ALCOHOL ☐ YES ☐ NO ☐ UNK. ☐ DRUGS: ☐ YES ☐ NO ☐ UNK. ☐ TYPE:													

PERSON TYPE	NAME (LAST, FIRST, MIDDLE)				RELATIONSHIP SUBJECT #1 #2 #3			RESIDENT	RACE	SEX	AGE	D.O.B	ETH
	HEIGHT	WEIGHT	HAIR	EYES	FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.								
	ADDRESS				CITY	STATE	ZIP CODE	LOCATION NO.	DAYTIME PHONE	EVENING PHONE			
VISIBLE INJURY ☐ YES ☐ NO ☐ EXPLAIN- COMPLAINT OF ANY NON-VISIBLE INJURIES ☐ YES ☐ NO ☐													
USING ALCOHOL ☐ YES ☐ NO ☐ UNK. ☐ DRUGS: ☐ YES ☐ NO ☐ UNK. ☐ TYPE:													

PERSON TYPE	NAME (LAST, FIRST, MIDDLE)				RELATIONSHIP SUBJECT #1 #2 #3			RESIDENT	RACE	SEX	AGE	D.O.B	ETH
	HEIGHT	WEIGHT	HAIR	EYES	FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.								
	ADDRESS				CITY	STATE	ZIP CODE	LOCATION NO.	DAYTIME PHONE	EVENING PHONE			
VISIBLE INJURY ☐ YES ☐ NO ☐ EXPLAIN- COMPLAINT OF ANY NON-VISIBLE INJURIES ☐ YES ☐ NO ☐													
USING ALCOHOL ☐ YES ☐ NO ☐ UNK. ☐ DRUGS: ☐ YES ☐ NO ☐ UNK. ☐ TYPE:													

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Research Offender

Offender Demographics

Contact Information

Image History

Initiate Lineup

Secure Services

Research Offenders

Develop Lineup

Offender is not detained

6/6/2004 6:44:43 AM

Offender : **GOODWIN, SAMMY LEE (ID 49830)**

Image: 1 2 3



OffenderID: 49830

SSN: 247-05-5575

Home Phone: 8032521927

Home Address: 827 WST CONFEDERATE
AVE
COLUMBIA, SC 29209

Contact Name: JACQUILINE GOODWIN

Contact Phone: 8033764439

Current Charges

Criminal History

Warrant: G 301120	Bond: 10000 - PR	BondCourt:
COURT CHARGE NOT SUBMITTED		
Warrant: 19855 CD	Bond: 1000 - PR	BondCourt:
PURCHASE/POSSESSION OF BEER OR WINE BY MINOR		
Warrant: BW19855CD	Bond: 550 - CB	BondCourt: NONE

RECEIVED
2008 MAR 12 AM 9:37
RCSD

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[Research Offender](#)[Offender Demographics](#)[Contact Information](#)[Image History](#)[Initiate Lineup](#)[Secure Services](#)[Research Offenders](#)[Develop Lineup](#)**Offender is not detained**

6/6/2004 6:49:56 AM

Offender : **GOODWIN, ANDRE RICO (ID 45580)**

Image: 1 2 3 4 5 6



OffenderID: 45580

SSN: 249-43-0929

Last Name: GOODWIN

First Name: ANDRE

Middle Name: RICO

Sex: Male

Race: Black

Date of Birth: 12-20-1979

Hair: Black

Current Charges		Criminal History
Warrant: G-- 436324	Bond: -	BondCourt:
POSS CONTROLLED SUB IN SCH I TO V-2ND OR >		
Warrant: G-301095	Bond: 25000 - SB	BondCourt:
MURDER		
Warrant: 77660 BR	Bond: 2500 - SB	BondCourt:

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RCSD



35387



35999



40559



46665



49830

CS



50022

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2004 MAR 12 AM 9:37
http://020870-srv03.county/secure/lineup/offenderLineup.asp?lineup=49830,35387,35... 06/06/2004

7948-A-0045

LINE UP



RECEIVED
2000 MAR 12 AM 9:37
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SLU 400005

06-06-04 1030 hrs

SHERIFF'S DEPARTMENT
ARREST REPORT

04060573-06

DEPENDANT NAME (LAST, FIRST MIDDLE) GOODWIN, Sammie Lee										FACE B		SEX M		DATE OF BIRTH 09-12-56		PHOTO NUMBER			
AGE 47										ETH. N		HEIGHT 6-00		WEIGHT 160		HAIR Blk		EYES Bro	
ADDRESS (NUMBER & STREET) 4801 Muir Street Lot 7										CITY Cola		STATE SC		ZIP CODE 29203		RESIDENT J		PHONE NUMBER 786-9016	
ALIAS Unk										PLACE OF BIRTH SC		DRIVERS LICENSE NUMBER 0002469217		STATE SC					
EMPLOYER OR OCCUPATION OR SCHOOL Unk										PARENT / GUARDIAN		ADDRESS CITY AND STATE							
BOOKING OFFICER'S NAME RICHLAND COUNTY DETENTION CENTER										ARRESTING OFFICER Scott, T.		AGENCY RCSD		DEPT. NUMBER 760					
ARRESTEE ARMED ☐ YES ☒ NO WEAPON TYPE:										☐ SEMI-AUTO ☐ FULL-AUTO		☒ ON VIEW ARREST ☐ SUMMONED ☐ CUSTODY							
JUVENILE DISPOSITION: 1. ☐ HANDLED, RELEASED 2. ☐ REFERRED TO OTHER AUTHORITY																			
ARREST LOCATION: ADDRESS (NUMBER AND STREET) 5623 Two Notch Rd										CITY Cola		STATE SC		ZIP CODE 29223					
STATUS 16-3-620										Common Law									
ENTERED DATE NE										NE									
BOND AMOUNT																			
COMPLAINANT Elliott, Brian										Elliott, Brian									
ADDITIONAL CASE NUMBER																			
STATUS																			
ENTERED DATE																			
BOND AMOUNT																			
COMPLAINANT																			
ADDITIONAL CASE NUMBER																			
STATUS																			
ENTERED DATE																			
BOND AMOUNT																			
COMPLAINANT																			
ADDITIONAL CASE NUMBER																			
VICTIM NAME OR NEXT OF KIN (LAST, FIRST, MIDDLE) Donaldson, Andrew										ADDRESS (NUMBER AND STREET NAME) 1178 Sunshine Road									
CITY Blackville										STATE SC		ZIP CODE 29817		HOME PHONE NUMBER (803) 518-4122		WORK PHONE NUMBER Same			
WAS VICTIM NOTIFIED OF ARREST: ☒ YES DATE 06-06-04 TIME 1030 hrs																			
VICTIM OR NEXT OF KIN WISHES TO BE PRESENT AT BOND HEARING: ☐ YES ☒ NO																			
REPORTING OFFICER(S) Scott, T.										DATE 06-06-04		DEPT. NO. 760		APPROVING OFFICER		DATE 06-06-04		DEPT. NO.	
FOLLOW-UP INVESTIGATION ☐ YES ☐ NO										OFFICER: Scott, T.									

7948-A-0047

STATEMENT

STATE OF SOUTH CAROLINA)
) SS
 COUNTY OF RICHLAND)

DATE: 06/06/04
 TIME: 0611Z

Personally appeared before me, this date, an officer duly and legally authorized to administer oaths in the above-named county and state aforesaid, comes one: Gray - Chris of Lot 36 William Hardin

(Phone Day) (803) 788 4039 (Phone Night) ()

Who makes the following statement under oath to wit:

Q - Inv. Scott
 A - Mr. Gray
 Q - What did you see of the shooting that occurred?
 A - I heard several shots going off outside the club. I ran out and saw our returning fire while the suspects shot at him. There was an old guy and his sons. The old guy's name is "pop". The suspect car was in the median up the street. One of the suspect was running toward the club while shooting. He was wearing dark clothing. The father wore a brown dress shirt, black jeans with brown sandals. The guy jumped in the club and all three left up Two Notch.

RECEIVED
 2008 MAR 12 AM 9:37
 RCSD

This statement was made in the presence of Investigator TR Scott of the Richland County Sheriff's Department.

I make this statement of my own free will and accord, without reward or intimidation. All of the above is the truth, the whole truth, and nothing but the truth, so help me God.

SWORN TO AND SUBSCRIBED BEFORE ME
 THIS 6th DAY OF June 2004.

SIGNED: [Signature]

WITNESS: _____

John R. Scott
 NOTARY PUBLIC FOR SOUTH CAROLINA
 MY COMMISSION EXPIRES 05/19/2013

WITNESS: _____

RCSD 536

73

DLU 444444

06-06-04 1030 hrs

SHERIFF'S DEPARTMENT
ARREST REPORT

04060573-06

DEPENDANT NAME LAST, FIRST MIDDLE GOODWIN, Sammy Lee Jr										RECEIVED		RACE B		SEX M		DATE OF BIRTH 08-17-82		PHOTO NUMBER																																									
AGE 21		ETH n		HEIGHT 5-09		WEIGHT 165		HAIR Blk		EYES Bro		SOCIAL SECURITY NUMBER 2006 MAR 12 AM 9:37 247-05-5525		VISIBLE SCARS AND MARKS				MISC		LG NUMBER																																							
ADDRESS (NUMBER & STREET) 4801 Muir Street Lot 7										CITY Cola		STATE SC		ZIP CODE 29203		RESIDENT J		PHONE NUMBER 786-9016																																									
ALIAS										PLACE OF BIRTH SC		DRIVERS LICENSE NUMBER 0090460419										STATE SC																																					
EMPLOYER OR OCCUPATION OR SCHOOL Unk										PARENT / GUARDIAN										ADDRESS (CITY AND STATE)																																							
BOOKING OFFICER'S NAME RICHLAND COUNTY DETENTION CENTER										ARRESTING OFFICER Scott, T.										AGENCY RCSD		DEPT. NUMBER 760																																					
ARRESTEE ARMED ☐ YES ☒ NO										WEAPON TYPE: ☐ SEMI-AUTO ☐ FULL-AUTO										☒ ON VIEW ARREST ☐ SUMMONED ☐ CUSTODY																																							
JUVENILE DISPOSITION: 1. ☐ HANDLED, RELEASED 2. ☐ REFERRED TO OTHER AUTHORITY										* This Jurisdiction S - State O - Out of State U - Unknown																																																	
ARREST LOCATION: 5623 Two Notch Road										CITY Cola		STATE SC		ZIP CODE 29223																																													
STATUTE 16-17-410																				16-17-410																				17-21-60																			
ENTERED DATE NE																				NE																				NE																			
BOND AMOUNT																																																											
COMPLAINANT Elliott, Brian																				Elliott, Brian																				Elliott, Brian																			
ADDITIONAL CASE NUMBER																																																											
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CITY Blackville					STATE SC					ZIP CODE 29817					HOME PHONE NUMBER (803) 518-4122					WORK PHONE NUMBER Same																																							
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REPORTING OFFICER(S) Scott, T.										DATE 06-06-04					DEPT NO 760					APPROVING OFFICER Scott, T.										DATE 06-06-04																													
										FOLLOW-UP INVESTIGATION ☐ YES ☒ NO										OFFICER: Scott, T.										DATE: 06-06-04																													

7948-A-0049

74

SCO 400000

06-06-04 1030 hrs

SHERIFF'S DEPARTMENT
ARREST REPORT

04060573-06

DEFENDANT NAME (LAST, FIRST MIDDLE) GOODWIN, Andre Rico										RACE B		SEX M		DATE OF BIRTH 12-20-79		PHOTO NUMBER																																																													
AGE 24		ETH N		HEIGHT 6-01		WEIGHT 197		HAIR Blk		EYES Bro		SOCIAL SECURITY NUMBER 20284480920																																																																	
ADDRESS (NUMBER & STREET) 1024 Blue Ridge Terrace										CITY Cola		STATE SC		ZIP CODE 29203		PHONE NUMBER None																																																													
NAME None				PLACE OF BIRTH SC				DRIVER LICENSE NUMBER 0011197451				STATE SC																																																																	
EMPLOYER OR OCCUPATION OR SCHOOL Unk				PARENT / GUARDIAN				ADDRESS (CITY AND STATE)																																																																					
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ARREST LOCATION: 5623 Two Notch Road										CITY Cola		STATE SC		ZIP CODE 29223																																																															
<table border="1"> <tr> <td>STATUS</td> <td>16-17-410</td> <td>16-17-410</td> <td>17-21-60</td> </tr> <tr> <td>ENTERED DATE</td> <td>NE</td> <td>NE</td> <td>NE</td> </tr> <tr> <td>BOND AMOUNT</td> <td></td> <td></td> <td></td> </tr> <tr> <td>COMPLAINANT</td> <td>Elliott, Brian</td> <td>Elliott, Brian</td> <td>Elliott, Brian</td> </tr> <tr> <td>ADDITIONAL CASE NUMBER</td> <td></td> <td></td> <td></td> </tr> <tr> <td>STATUS</td> <td>17-21-60</td> <td></td> <td></td> </tr> <tr> <td>ENTERED DATE</td> <td>NE</td> <td></td> <td></td> </tr> <tr> <td>BOND AMOUNT</td> <td></td> <td></td> <td></td> </tr> <tr> <td>COMPLAINANT</td> <td>Elliott, Brian</td> <td></td> <td></td> </tr> <tr> <td>ADDITIONAL CASE NUMBER</td> <td></td> <td></td> <td></td> </tr> <tr> <td>STATUS</td> <td></td> <td></td> <td></td> </tr> <tr> <td>ENTERED DATE</td> <td></td> <td></td> <td></td> </tr> <tr> <td>BOND AMOUNT</td> <td></td> <td></td> <td></td> </tr> <tr> <td>COMPLAINANT</td> <td></td> <td></td> <td></td> </tr> <tr> <td>ADDITIONAL CASE NUMBER</td> <td></td> <td></td> <td></td> </tr> </table>																		STATUS	16-17-410	16-17-410	17-21-60	ENTERED DATE	NE	NE	NE	BOND AMOUNT				COMPLAINANT	Elliott, Brian	Elliott, Brian	Elliott, Brian	ADDITIONAL CASE NUMBER				STATUS	17-21-60			ENTERED DATE	NE			BOND AMOUNT				COMPLAINANT	Elliott, Brian			ADDITIONAL CASE NUMBER				STATUS				ENTERED DATE				BOND AMOUNT				COMPLAINANT				ADDITIONAL CASE NUMBER			
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REPORTING OFFICER Scott, T				DATE 06-06-04		DEPT NO. 760		APPROVING OFFICER				DATE 06-06-04		DEPT NO.																																																															
FOLLOW-UP INVESTIGATION: ☐ YES ☒ NO										OFFICER Scott, T		DATE 06-06-04																																																																	

7948-A-0050

RICHLAND COUNTY SHERIFF'S DEPARTMENT

RECEIVED
2000 MAR 12 AM 9:37

RCSD

INTERROGATION: ADVICE OF RIGHTS

NAME: Andre Goudwin PLACE: HQ

OFFICER (S): Scott TR

DATE: 06/06/04 TIME: 0856

YOUR RIGHTS

- ☒ Before we ask you any questions, you must understand your rights.
- ☒ You have the right to remain silent.
- ☒ Anything you say can be used against you in court.
- ☒ You have the right to talk to a lawyer for advice before we ask you any questions, and to have a lawyer with you during any questioning.
- ☒ If you cannot afford a lawyer, one will be appointed for you before any questioning, if you wish.
- ☒ If you decide to answer questions now, without a lawyer present, you still have the right to stop answering at any time. You also have the right to stop answering at any time until you talk to a lawyer.

WITNESS: Toni R. Lutz SIGNED: Andre G. Goudwin

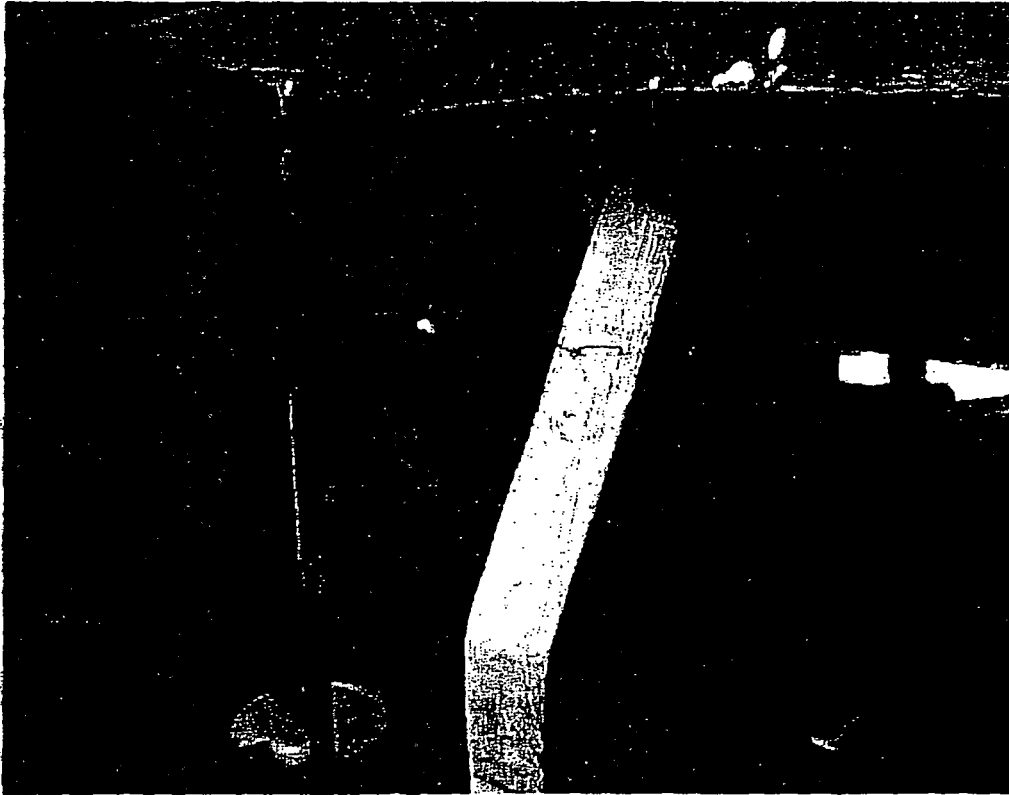
WITNESS: _____

WAIVER OF RIGHTS

- ☒ I have read this statement of my rights and understand what my rights are. I am willing to talk and answer questions. I understand and know what I am doing. No promises have been made to me and no pressure or coercion of any kind has been used against me.

WITNESS: Toni R. Lutz SIGNED: Andre G. Goudwin

WITNESS: _____



RECEIVED
2000 MAR 12 AM 9:37
RCSO

Gardwin sons hide out
file://A:\MVC-006F.JPG

06/06/2004

7948-A-0052

77

Inv. TR Scott
5623 Two Notch Rd.
Columbia, SC 29223

RICHLAND COUNTY SHERIFF'S DEPARTMENT

June 22, 2004

This transmission consists of the 1 pages requested (cover sheet not included). If you do not receive the complete transmission, please call below listed number(s)

Attention Inv. Hinson



TR Scott
Criminal Division Investigator
Office number (803) 576-3142
Crim. Inv. Division Fax (803) 576-3190

Richland County Sheriff's Department
Post Office Box 143
Columbia, SC 29202
Main Number 576-3000

TO PROTECT AND SERVE

RECEIVED
2000 MAR 12 AM 9:37
RCSB

7948-A-0053

Richland Co Sheriff's Department 5623 Two Notch Rd, Columbia,
SC 29223

(803) 576-3000

NAME: GOODWIN, SAMMY

DOB: Sep 12 1956
12:00AM

AGE: 39

SEX: MALE

RACE: BLACK

HEIGHT: 509

WEIGHT: 160

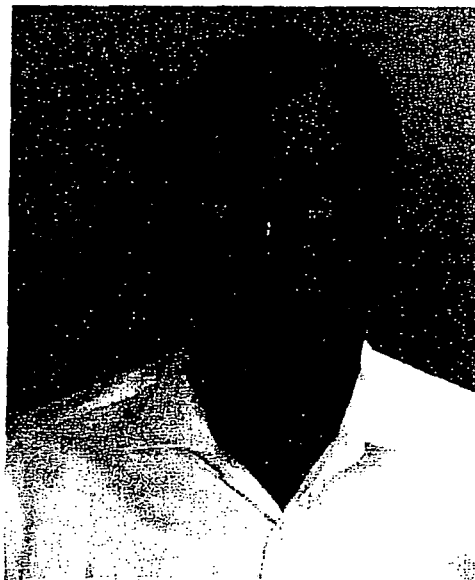
HAIR COLOR: BLACK

HAIR LENGTH: SHORT ABOVE
EARS

FACIAL HAIR: MUSTACHE
W/GOATEE

EYE COLOR: BROWN

SCARS/MARKS/TATTOOS:



BOOKING: 612182537

ARREST DATE: Apr 30 1996
5:50PM

ADDITIONAL INFORMATION AND INSTRUCTIONS

<http://200.150.100.15/WebLite/MUGWebRetrieve.ASP?WCI=MUGPrHTML&WCU=>

RECEIVED
RCSJ
2008 MAR 12 AM 9:36
06/06/2004

7948-A-0054

Home Support Contact Us Log Out
 -[You are logged in as TSCOTT@RCSD.NET]-

- Research Offender
- Offender Demographics
- Contact Information
- Image History
- Initiate Lineup
- Secure Services
- Research Offenders
- Develop Lineup

Offender is not detained

6/6/2004 6:44:43 AM

Offender : **GOODWIN, SAMMY LEE (ID 49830)**

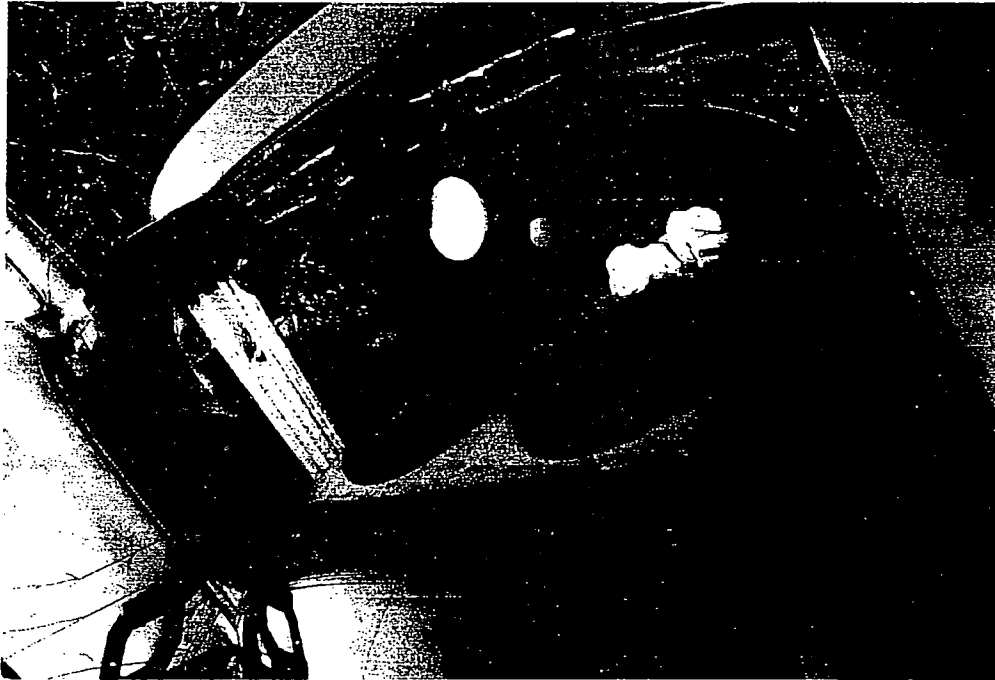
Image: 1 2 3

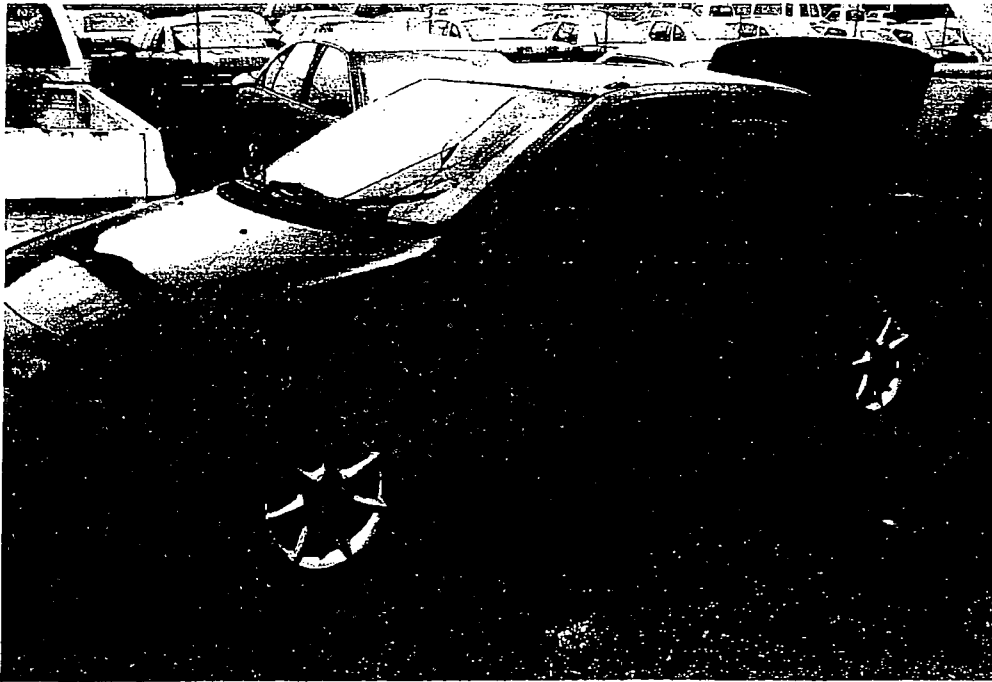


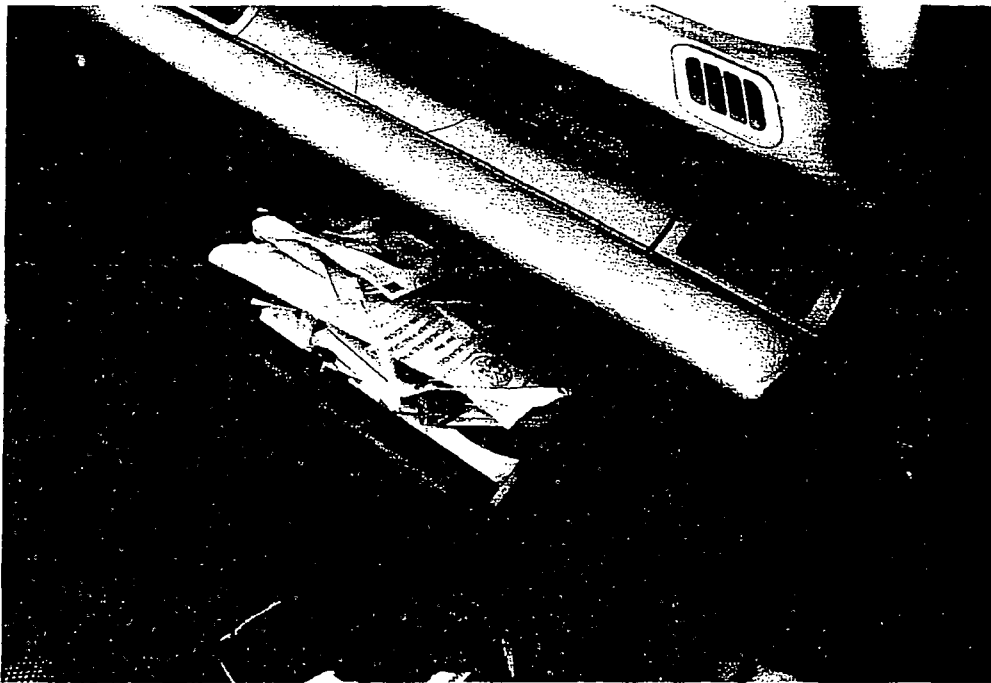
OffenderID: 49830
 SSN: 247-05-5575
 Last Name: GOODWIN
 First Name: SAMMY
 Middle Name: LEE
 Sex: Male
 Race: Black
 Date of Birth: 08/17/1982
 Hair: Black

Current Charges		Criminal History
Warrant: G 301120	Bond: 10000 - PR	BondCourt:
COURT CHARGE NOT SUBMITTED		
Warrant: 19855 CD	Bond: 1000 - PR	BondCourt:
PURCHASE/POSSESSION OF BEER OR WINE BY MINOR		
Warrant: BW19855CD	Bond: 550 - CB	BondCourt: NONE

RECEIVED
 2000 MAR 12 AM 9:36
 RCSD

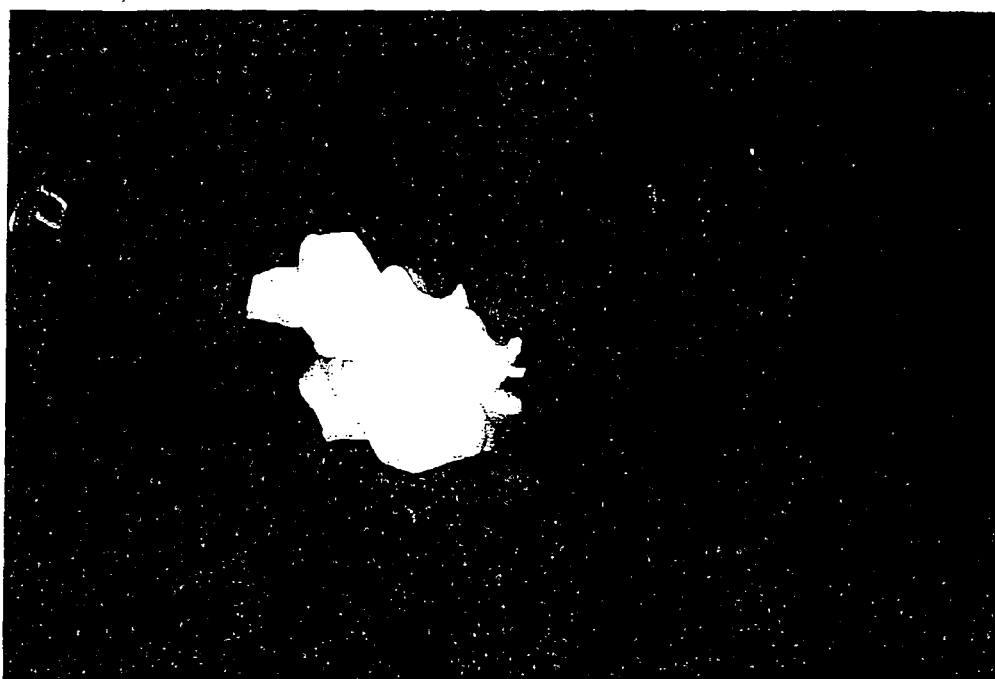






RECEIVED
2009 MAR 12 AM 9:38
ACSD





H-671646

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
RICHLAND COUNTY

THE STATE RCSD#0406057306
against

ANDRE RICO GOODWIN
Address: 1024 BLUE RIDGE TERRACE
COLUMBIA SC 29203 - 0000
Phone: SSN: 249-43-0929
Sex: M Race: B Height: 6 Weight: 197
DL State: SC DL # 011197451
DOB: 12/20/79 Agency ORI #:
Prosecuting Agency: RICHLAND COUNTY SHERIFF'S
Prosecuting Officer: T. SCOTT
Offense: CONSPIRACY
TO COMMIT AWIK Offense Code: 0049
Code/Ordinance Sec. 16-17-0410

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 law.

Signature of Judge (L.S.)

Date: _____

RETURN

A copy of this arrest warrant was delivered to
defendant ANDRE RICO GOODWIN
on _____

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:
RICHLAND COUNTY BOND COURT
201 JOHN MARK DIAL DRIVE
COLUMBIA SC 29209 - 0000

STATE OF SOUTH CAROLINA)

☒ County/ ☐ Municipality of
RICHLAND COUNTY)

AFFIDAVIT

Personally appeared before me the affiant T. SCOTT
being duly sworn deposes and says that defendant ANDRE RICO GOODWIN
did within this county and state on 6/06/04 violate the criminal
State of South Carolina (or ordinance of ☐ County/ ☐ Municipality of _____
In the following particulars:

DESCRIPTION OF OFFENSE: CONSPIRACY TO COMMIT AWIK

I further state that there is probable cause to believe that the defendant named above
the crime set forth and that probable cause is based on the following facts:

THAT ON 06/06/04 WHILE AT 5024 TWO NOTCH RD IN THE DENTSVILI
MAGISTERIAL DISTRICT OF RICHLAND COUNTY, ONE ANDRE R. GOODWIN
DID COMMIT THE CRIME OF CONSPIRACY TO COMMIT AWIK IN THAT HE
WILLFULLY CONSPIRE WITH TWO CO-DEF'S IN THAT HE RETURNED TO
LOCATION, AFTER BEING ASKED TO LEAVE, FIRE MULTIPLE SHOTS AT B
ELLIOT PLACING HIM IN FEAR FOR HIS LIFE. THE DEF., WITH CO-DEF
PULLED UP TO THE CLUB, AND WALKED TOWARD HE FRONT OF THE CLUB
HIS HAND UNDER HIS SHIRT, WHILE CO-DEF FIRED ROUNDS. DEF. FLED
SCENE & WAS LATER FOUND HIDING UNDER A TRAILER.
AFFIANT AND OTHERS ARE WITNESS TO PROVE THE SAME.

Signature of Affiant

STATE OF SOUTH CAROLINA)

☒ County/ ☐ Municipality of
RICHLAND COUNTY)

Affiant's Address RICHLAND COUNTY SHERIFF'S DE
COLUMBIA SC 29223 -
Affiant's Telephone 803 576-3000

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
on 6/06/04 defendant ANDRE RICO GOODWIN
did violate the criminal laws of the State of South Carolina (or ordinance of
☐ County/ ☐ Municipality of _____) as set forth below

DESCRIPTION OF OFFENSE: CONSPIRACY TO COMMIT AWIK

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
the defendant at the time of its execution, or as soon thereafter as is practicable.

Sworn to and subscribed before me
on 6/07/04

C. R. Bulwell (L.S.)

Signature of Issuing Judge
Judge Code: GS

Judge's Address JUDICIAL CENTER
COLUMBIA SC 29201 - 00

Judge's Telephone 803 576-1800
Issuing Court: ☒ Magistrate ☐ Municipal ☐

ORIGINAL

Form Ap
S.C. Appo
April 21,
SCCA 61

7948-A-0061

85

1A 2105

H-671649

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

RICHLAND COUNTY

THE STATE
against

RCSD#0406057306

ANDRE RICO GOODWIN
 Address: 1024 BLUE RIDGE TERRACE
 COLUMBIA SC 29203 - 0000
 Phone: SSN: 249-43-0929
 Sex: M Race: B Height: 6 1 Weight: 197
 DL State: SC DL # 011197451
 DOB: 12/20/79 Agency ORI#:
 Prosecuting Agency: RICHLAND COUNTY SHERIFF'S
 Prosecuting Officer: T SCOTT
 Offense: ACCESSORY AFTER
 FACT OF AWIK Offense Code: 0788
 Code/Ordinance Sec: C/I

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 law.

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to
 defendant ANDRE RICO GOODWIN
 on

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:
 RICHLAND COUNTY BOND COURT
 201 JOHN MARK DIAL DRIVE
 COLUMBIA SC 29209 - 0000

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

RICHLAND COUNTY

AFFIDAVIT

Personally appeared before me the affiant T SCOTT
 being duly sworn deposes and says that defendant ANDRE RICO GOODWIN
 did within this county and state on 6/06/04 violate the criminal
 State of South Carolina (or ordinance of ☐ County/ ☐ Municipality of
 in the following particulars:
 DESCRIPTION OF OFFENSE: ACCESSORY AFTER FACT OF AWIK

I further state that there is probable cause to believe that the defendant named above
 the crime set forth and that probable cause is based on the following facts:

THAT ON 06/06/04 WHILE AT 5024 TWO NOTCH RD IN THE DENTSVIL:
 MAGISTERIAL DISTRICT OF RICHLAND COUNTY, ONE ANDRE R. GOODW:
 DID COMMIT THE CRIME OF ACCESSORY AFTER FACT OF AWIK IN THAT
 DID ASSIST A CO-DEFENDANT THAT DID SHOOT AT ONE BRIAN ELLIO:
 DRIVING AWAY IN A 1993 IZUSU (SC #234SLJ), AFTER THE VICTIM
 SHOT. THE DEFENDANT DID PROVIDE THE PRINCIPAL FELON WITH A M
 OF ESCAPE IN ORDER TO AVOID ARREST.
 AFFIANT AND OTHERS ARE WITNESS TO PROVE THE SAME.

Signature of Affiant

D. Watson for T. Scott

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

RICHLAND COUNTY

Affiant's Address RICHLAND COUNTY SHERIFF'S DI
COLUMBIA SC 29223 -

Affiant's Telephone 803 576-3000

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUN

It appearing from the above affidavit that there are reasonable grounds to belie
 on 6/06/04 defendant ANDRE RICO GOODWIN
 did violate the criminal laws of the State of South Carolina (or ordinance of

☐ County/ ☐ Municipality of) as set forth below:

DESCRIPTION OF OFFENSE: ACCESSORY AFTER FACT OF AWIK

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 deliv
 the defendant at the time of its execution, or as soon thereafter as is practicable.

Sworn to and subscribed before me

on 6/07/04

Signature of Issuing Judge

Judge Code: GS

Judge's Address JUDICIAL CENTER

COLUMBIA

Judge's Telephone 803 576-1200

Issuing Court: ☒ Magistrate ☐ Municipal ☐

ORIGINAL

Form Ap
S.C. Affo
April 21,
SCCA 6

7948-A-0062

2008 MAR

RECEIVED

AM 9:38

86

1A 2105

ARREST WARRANT

H-671648

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
RICHLAND COUNTY

THE STATE RCSD#0406057306
against

ANDRE RICO GOODWIN
Address: 1024 BLUE RIDGE TERRACE
COLUMBIA SC 29203 - 0000
Phone: SSN: 244-43-0929
Sex: M Race: B Height: 6 1 Weight: 197
DL State: SC DL # 011197451
DOB: 12/20/79 Agency ORI#:
Prosecuting Agency: RICHLAND COUNTY SHERIFF'S
Prosecuting Officer: T SCOTT
Offense: ACCESSORY AFTER
FACT OF ABWIK Offense Code: 0788
Code/Ordinance Sec. C/L

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 law.

Signature of Judge (L.S.)

Date:

RETURN

A copy of this arrest warrant was delivered to
defendant ANDRE RICO GOODWIN
on

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:
RICHLAND COUNTY BOND COURT
201 JOHN MARK DIAL DRIVE
COLUMBIA SC 29209 - 0000

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
RICHLAND COUNTY

AFFIDAVIT

Personally appeared before me the affiant T SCOTT
being duly sworn deposes and says that defendant ANDRE RICO GOODWIN
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State of South Carolina (or ordinance of ☐ County/ ☐ Municipality of
in the following particulars:

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THAT ON 06/06/04 WHILE AT 5024 TWO NOTCH RD IN THE DENTSVILLE
MAGISTERIAL DISTRICT OF RICHLAND COUNTY, ONE ANDRE R. GOODWIN
DID COMMIT THE CRIME OF ACCESSORY AFTER FACT OF ABWIK IN THAT
DID ASSIST A CO-DEFENDANT THAT SHOT ONE ANDREW DONALDSON, BY
DRIVING AWAY IN A 1993 IZUSU (SC #234SLJ), AFTER THE VICTIM
SHOT. THE DEFENDANT DID PROVIDE THE PRINCIPAL FELON WITH A M
OF ESCAPE IN ORDER TO AVOID ARREST.
AFFIANT AND OTHERS ARE WITNESS TO PROVE THE SAME.

Signature of Affiant

D. Watson for T. Scott
Affiant's Address: RICHLAND COUNTY SHERIFF'S DE
COLUMBIA SC 29223 -
Affiant's Telephone: 803 576-3000

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
RICHLAND COUNTY

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
on 6/06/04 defendant ANDRE RICO GOODWIN
did violate the criminal laws of the State of South Carolina (or ordinance of
☐ County/ ☐ Municipality of) as set forth below

DESCRIPTION OF OFFENSE: ACCESSORY AFTER FACT OF ABWIK

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
the defendant at the time of its execution, or as soon thereafter as is practicable.

Sworn to and subscribed before me

on 6/07/04

C. R. Shudnell (L.S.)

Signature of Issuing Judge

Judge Code: GS

Judge's Address: JUDICIAL CENTER

COLUMBIA SC 29201 - 00

Judge's Telephone: 803 576-1800

Issuing Court: ☒ Magistrate ☐ Municipal ☐

ORIGINAL

Form App
SC Affix
April 21,
SCCA 81

7948-A-0063

87

7948-A-0064

ARREST WARRANT

H-671647

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

RICHLAND COUNTY

THE STATE

against

RCSD#0406057306

ANDRE RICO GOODWINAddress: 1024 BLUE RIDGE TERRACECOLUMBIA SC 29203 - 0000Phone: SSN: 249-43-0929Sex: M Race: B Height: 5 Weight: 197DL State: SC DL# 011197451DOB: 12/20/79 Agency ORI#: Prosecuting Agency: RICHLAND COUNTY SHERIFF'SProsecuting Officer: T. SCOTTOffense: ASSAULT & BATTERYW/INTENT TO KILL Offense Code: 0014Code/Ordinance Sec: 16-03-0620

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 law.

Signature of Judge

(L.S.)

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant ANDRE RICO GOODWINon

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

RICHLAND COUNTY BOND COURT

201 JOHN MARK DIAL DRIVE

COLUMBIA SC 29209 - 0000

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

RICHLAND COUNTY

AFFIDAVIT

Personally appeared before me the affiant T. SCOTTbeing duly sworn deposes and says that defendant ANDRE RICO GOODWINdid within this county and state on 6/06/04 violate the criminalState of South Carolina (or ordinance of ☐ County/ ☐ Municipality of)

in the following particulars:

DESCRIPTION OF OFFENSE: ASSAULT & BATTERY W/INTENT TO KILL

I further state that there is probable cause to believe that the defendant named above
the crime set forth and that probable cause is based on the following facts:

THAT ON 06/06/04 WHILE AT 5024 TWO NOTCH RD IN THE DENTSVILLE
MAGISTERIAL DISTRICT OF RICHLAND COUNTY, ONE ANDRE R. GOODWIN
DID COMMIT THE CRIME OF CONSPIRACY TO COMMIT ABWIK IN THAT HE
WILLFULLY CONSPIRE WITH TWO CO-DEF'S IN THAT HE RETURNED TO
LOCATION, AFTER BEING ASKED TO LEAVE, SHOOT SECURITY OFFICER A.
DONALDSON. THE DEF., W/ CO-DEF'S, DID RETURN IN THEIR BLUE ISU:
(234SLJ), DROP OFF THE CO-DEF. THAT DID THE SHOOTING. THE DEF. W/
TOWARD SECURITY OFFICER, DRAWING HIS ATTENTION WHILE CO-DEF. I
ROUNDS. DEF. FLED THE SCENE AND WAS LATER FOUND HIDING UNDER A
TRAILER. AFFIANT AND OTHERS ARE WITNESS TO PROVE THE SAME.

Signature of Affiant

T. Scott

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

RICHLAND COUNTY

Affiant's Address RICHLAND COUNTY SHERIFF'S DECOLUMBIA SC 29223 -Affiant's Telephone 803 576-3000

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

on 6/06/04 defendant ANDRE RICO GOODWIN

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

☐ County/ ☐ Municipality of) as set forth below

DESCRIPTION OF OFFENSE: ASSAULT & BATTERY W/INTENT TO KILL

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 deliv
the defendant at the time of its execution, or as soon thereafter as is practicable.

Sworn to and subscribed before me

on 6/07/04C. L. Budnell

(L.S.)

Signature of Issuing Judge

Judge Code: GSJudge's Address JUDICIAL CENTERCOLUMBIA SC 29201 - 0Judge's Telephone 803 576-1800Issuing Court: ☒ Magistrate ☐ Municipal ☐

ORIGINAL

Form App
S.C. Affor
April 21, 2
SCCA 611

2008 MAR 12 9:36

REC'D

88

ARREST WARRANT
H-671653
STATE OF SOUTH CAROLINA
☒ County/ ☐ Municipality of
RICHLAND COUNTY

THE STATE RCSO#0406057306
against

SAMMY GOODWIN JR
Address: 4801 MULR ST LOT 7
COLUMBIA SC 29203 - 0000
Phone: SSN: 247-05-5575
Sex: M Race: B Height: 6 Weight: 170
DL State: SC DL # 00904604419
DOB: 8/17/82 Agency ORI#:
Prosecuting Agency: RICHLAND COUNTY SHERIFF'S
Prosecuting Officer: TONDA R SCOTT
Offense: ACCESSORY AFTER
FACT OF ABIK Offense Code: 0788
Code/Ordinance Sec. C/L

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 law.

Signature of Judge (L.S.)
Date:

RETURN
A copy of this arrest warrant was delivered to
defendant SAMMY GOODWIN JR
on

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:
RICHLAND COUNTY BOND COURT
201 JOHN MARK DIAL DRIVE
COLUMBIA SC 29209 - 0000

STATE OF SOUTH CAROLINA)
☒ County/ ☐ Municipality of)
RICHLAND COUNTY)
AFFIDAVIT
Personally appeared before me the affiant TONDA R. SCOTT
being duly sworn deposes and says that defendant SAMMY GOODWIN JR
did within this county and state on 6/06/04 violate the criminal laws
State of South Carolina for ordinance of ☐ County/ ☐ Municipality of
in the following particulars:
DESCRIPTION OF OFFENSE: ACCESSORY AFTER FACT OF ABIK

I further state that there is probable cause to believe that the defendant named above did
the crime set forth and that probable cause is based on the following facts:
THAT ON 06/06/04 WHILE AT 5402 TWO NOTCH RD IN THE DENTSVILLE
MAGISTERIAL DISTRICT OF RICHLAND COUNTY, ONE SAMMY GOODWIN JR
COMMIT THE CRIME OF ACCESSORY AFTER FACT OF ABIK IN THAT HE DID
ASSIST A CO-DEFENDANT, WHO HAD SHOT AT ONE ANDREW DONALDSON BY
DRIVING AWAY IN A 1993 IZUSU (SC/TAG 234-SLJ) AND AS SUCH
PROVIDING THE PRINCIPAL FELON A MEANS OF ESCAPE TO AVOID ARREST
VICTIM HAS PROVIDED A SWORN STATEMENT OUTLINING THE DETAILS.
AFFIANT AND OTHERS ARE WITNESS TO PROVE THE SAME.

Signature of Affiant D. Watson Tonda R. Scott
STATE OF SOUTH CAROLINA)
☒ County/ ☐ Municipality of)
RICHLAND COUNTY)
Affiant's Address RICHLAND COUNTY SHERIFF'S DEPT
COLUMBIA SC 29223 - 00
Affiant's Telephone 803 576-3000

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
on 6-06-04 defendant SAMMY GOODWIN JR
did violate the criminal laws of the State of South Carolina for ordinance of
☐ County/ ☐ Municipality of) as set forth below:
DESCRIPTION OF OFFENSE: ACCESSORY AFTER FACT OF ABIK

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 6/06/04)
C. R. Hudnell (L.S.)) Judge's Address JUDICIAL CENTER
COLUMBIA SC 29201 - 00
Signature of Issuing Judge) Judge's Telephone 803 576-1800
Judge Code: GS Issuing Court: ☒ Magistrate ☐ Municipal ☐

ORIGINAL

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA 618

RECEIVED
2006 MAR 12 AM 10:36
RCSO

7948-A-0065

89

ARREST WARRANT

H-671652

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
RICHLAND COUNTY

 THE STATE RCSO#0406057306
 against

SAMMY GOODWIN JR
 Address: 4801 MILLE ST LOT 7
COLUMBIA SC 29203 - 0000
 Phone: SSN: 247-05-5575
 Sex: M Race: W Height: 6 Weight: 170
 DL State: SC DL# 00904604419
 DOB: 8/17/82 Agency ORI#:
 Prosecuting Agency: RICHLAND COUNTY SHERIFF'S
 Prosecuting Officer: TONDA R. SCOTT
 Offense: ACCESSORY AFTER
FACT OF AWIK Offense Code: 0788
 Code/Ordinance Sec. C/L

 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 law.

 Signature of Judge (L.S.)
 Date:

RETURN

 A copy of this arrest warrant was delivered to
 defendant SAMMY GOODWIN JR
 on

Signature of Constable/Law Enforcement Officer

 RETURN WARRANT TO:
RICHLAND COUNTY BOND COURT
201 JOHN MARK DIAL DRIVE
COLUMBIA SC 29209 - 0000

 STATE OF SOUTH CAROLINA)
☒ County/ ☐ Municipality of)
RICHLAND COUNTY)

AFFIDAVIT

 Personally appeared before me the affiant TONDA R. SCOTT
 being duly sworn deposes and says that defendant SAMMY GOODWIN JR
 did within this county and state on 6/06/04 violate the criminal
 State of South Carolina (or ordinance of ☐ County/ ☐ Municipality of)
 in the following particulars:

DESCRIPTION OF OFFENSE: ACCESSORY AFTER FACT OF AWIK

 I further state that there is probable cause to believe that the defendant named above
 the crime set forth and that probable cause is based on the following facts:

THAT ON 06/06/04 WHILE AT 5402 TWO NOTCH RD IN THE DENTS VIL
 MAGISTERIAL DISTRICT OF RICHLAND COUNTY, ONE SAMMY GOODWIN
 COMMIT THE CRIME OF ACCESSORY AFTER FACT OF AWIK IN THAT HE
 ASSIST A CO-DEFENDANT, WHO HAD SHOT AT ONE BRIAN ELLIOTT BY
 DRIVING AWAY IN A 1993 IZUSU (SC/TAG 234-SLJ) AND AS SUCH
 PROVIDING THE PRINCIPAL FELON A MEANS OF ESCAPE TO AVOID AN
 VICTIM HAS PROVIDED A SWORN STATEMENT OUTLINING THE DETAILS
 AFFIANT AND OTHERS ARE WITNESS TO PROVE THE SAME.

Signature of Affiant

 STATE OF SOUTH CAROLINA)
☒ County/ ☐ Municipality of)
RICHLAND COUNTY)

 Affiant's Address RICHLAND COUNTY SHERIFF'S
COLUMBIA SC 29223
 Affiant's Telephone 803 576-3000

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS CO

 It appearing from the above affidavit that there are reasonable grounds to b
 on 6/06/04 defendant SAMMY GOODWIN JR
 did violate the criminal laws of the State of South Carolina (or ordinance of

☐ County/ ☐ Municipality of) as set forth
 DESCRIPTION OF OFFENSE: ACCESSORY AFTER FACT OF AWIK

 Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the
 defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be
 the defendant at the time of its execution, or as soon thereafter as is practicable.

 Sworn to and subscribed before me)
 on 6/07/04)

 Signature of Issuing Judge (L.S.) C. L. Thudnell)

 Signature of Issuing Judge
 Judge Code: GS

 Judge's Address JUDICIAL CENTER
COLUMBIA SC 29201

 Judge's Telephone 803 576-1800
 Issuing Court: ☒ Magistrate ☐ Municipal

ORIGINAL

7948-A-0066

80

ARREST WARRANT

H-671650

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

RICHLAND COUNTY

THE STATE RCSO#0406057306
against

SAMMY GOODWIN JR

Address: 4801 MUIR ST LOT 7

COLUMBIA SC 29203 - 0000

Phone: SSN: 247-05-5575

Sex: M Race: B Height: 6 Weight: 170

DL State: SC DL #00904604419

DOB: 8/17/82 Agency ORI#:

Prosecuting Agency: RICHLAND COUNTY SHERIFF'S

Prosecuting Officer: TONDA R SCOTT

Offense: CONSPIRACY

TO COMMIT AWIK Offense Code: 0049

Code/Ordinance Sec. 16-17-0410

This warrant is CERTIFIED FOR SERVICE in the

☐ County/ ☐ Municipality ofThe accused
is to be arrested and brought before me to be
dealt with according to law._____
Signature of Judge (L.S.)

Date: _____

RETURN

A copy of this arrest warrant was delivered to

defendant SAMMY GOODWIN JR

on _____

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

RICHLAND COUNTY BOND COURT

201 JOHN MARK DRIVE

COLUMBIA SC 29209 - 0000

STATE OF SOUTH CAROLINA)

☒ County/ ☐ Municipality of)

RICHLAND COUNTY)

AFFIDAVIT

Personally appeared before me the affiant TONDA R SCOTT

being duly sworn deposes and says that defendant SAMMY GOODWIN JR

did within this county and state on 6/06/04 violate the criminal laws

State of South Carolina (or ordinance of ☐ County/ ☐ Municipality of _____)

in the following particulars:

DESCRIPTION OF OFFENSE: CONSPIRACY TO COMMIT AWIK

I further state that there is probable cause to believe that the defendant named above did
the crime set forth and that probable cause is based on the following facts:

THAT ON 06/06/04 WHILE AT 5024 TWO NOTCH RD IN THE DENTSVILLE
MAGISTERIAL DISTRICT OF RICHLAND COUNTY, ONE SAMMY GOODWIN JR.
DID COMMIT THE CRIME OF CONSPIRACY TO COMMIT AWIK IN THAT HE D
WILLFULLY & UNLAWFULLY CONSPIRE WITH 2 CO-DEFENDANTS TO RETURN
TO THE I/L AFTER BEING ASKED TO LEAVE, FIRING MULTIPLE SHOTS A
BRIAN ELLIOT PLACING HIM IN FEAR OF HIS LIFE. THE DEFENDANTS
PULLED UP TO THE CLUB, THE DEF. WAITED WHILE 1 CO-DEF. CAME BA
AFTER SHOOTING AT THE VICTIM. HE DROVE THE BLUE ISUZU TAG 234-
DOWN THE WRONG SIDE OF THE ROAD, PICKING UP THE CO-DEF. AND
FLEEING THE SCENE. DEF. & CO-DEF WAS FOUND HIDING UNDER A TRAIL

Signature of Affiant

Signature of Affiant

STATE OF SOUTH CAROLINA)

☒ County/ ☐ Municipality of)

RICHLAND COUNTY)

Affiant's Address: RICHLAND COUNTY SHERIFF'S DEP
COLUMBIA SC 29223 - 01

Affiant's Telephone: 803 576-3000

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

on 6/06/04 defendant SAMMY GOODWIN JR

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

☐ County/ ☐ Municipality of _____) as set forth below:

DESCRIPTION OF OFFENSE: CONSPIRACY TO COMMIT AWIK

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 delive
the defendant at the time of its execution, or as soon thereafter as is practicable.

Sworn to and subscribed before me)

on 6/07/04)

Signature of Issuing Judge (L.S.)

Signature of Issuing Judge

Judge Code: GS

Judge's Address: JUDICIAL CENTER

COLUMBIA SC 29201 - 00

Judge's Telephone: 803 576-1800

Issuing Court: ☒ Magistrate ☐ Municipal ☐

ORIGINAL

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA 818

7948-A-0067

91

1A 3700

ARREST WARRANT

H-671651

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
RICHLAND COUNTY

THE STATE against RCSO#0406057306

SAMMY GOODWIN JR
Address: 4801 MUIR ST LOT 7
COLUMBIA SC 29203 - 0000
Phone: SSN: 247-05-5575
Sex: M Race: B Height: 6 Weight: 170
DL State: SC DL# 00904604419
DOB: 8/17/82 Agency ORI#:
Prosecuting Agency: RICHLAND COUNTY SHERIFF'S
Prosecuting Officer: TONDA P SCOTT
Offense: CONSPIRACY
TO COMMIT ABIK Offense Code: 0049
Code/Ordinance Sec. 16-17-0410

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 law.

Signature of Judge (L.S.)
Date:

RETURN
A copy of this arrest warrant was delivered to
defendant SAMMY GOODWIN JR
on

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:
RICHLAND COUNTY BOND COURT
201 JOHN MARK DIAL DRIVE
COLUMBIA SC 29209 - 0000

STATE OF SOUTH CAROLINA)
☒ County/ ☐ Municipality of)
RICHLAND COUNTY)

AFFIDAVIT

Personally appeared before me the affiant TONDA P. SCOTT
being duly sworn deposes and says that defendant SAMMY GOODWIN JR
did within this county and state on 6/06/04 violate the criminal
State of South Carolina (or ordinance of ☐ County/ ☐ Municipality of)
in the following particulars:
DESCRIPTION OF OFFENSE: CONSPIRACY TO COMMIT ABIK

I further state that there is probable cause to believe that the defendant named above
the crime set forth and that probable cause is based on the following facts:

THAT ON 06/06/04 WHILE AT 5024 TWO NOTCH RD IN THE DENTS VII
MAGISTERIAL DISTRICT OF RICHLAND COUNTY, ONE SAMMY GOODWIN
DID COMMIT THE CRIME OF CONSPIRACY TO COMMIT ABIK IN THAT HE
WILLFULLY & UNLAWFULLY CONSPIRE WITH 2 CO-DEFENDANTS TO RET
TO THE I/L AFTER BEING ASKED TO LEAVE, TO ONE ANDREW DONALD
THE DEFENDANT WITH CO-DEFENDANTS PULLED UP TO THE CLUB, THE
WAITED WHILE CO-DEF CAME BACK AFTER SHOOTING THE VICTIM. HE
THE BLUE ISUZU TAG 234-SLJ DOWN THE WRONG SIDE OF THE ROAD,
PICKING UP THE CO-DEF. AND FLEEING THE SCENE. DEFENDANT WAS
LOCATED WITH A CO-DEFENDANT HIDING UNDER A TRAILER. AFFIANT

Signature of Affiant

Affiant's Address RICHLAND COUNTY SHERIFF'S
COLUMBIA SC 29223
Affiant's Telephone 803 576-3000

STATE OF SOUTH CAROLINA)
☒ County/ ☐ Municipality of)
RICHLAND COUNTY)

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS CO

It appearing from the above affidavit that there are reasonable grounds to
on 6/06/04 defendant SAMMY GOODWIN JR
did violate the criminal laws of the State of South Carolina (or ordinance of)
☐ County/ ☐ Municipality of as set forth below:

DESCRIPTION OF OFFENSE: CONSPIRACY TO COMMIT ABIK

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the
defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be
the defendant at the time of its execution, or as soon thereafter as is practicable.

Sworn to and subscribed before me)
on 6/07/04)
C. L. Hindwell (L.S.))
Signature of Issuing Judge)
Judge Code: GS

Judge's Address JUDICIAL CENTER
COLUMBIA SC 29201
Judge's Telephone 803 576-1800
Issuing Court: ☒ Magistrate ☐ Municipal

ORIGINAL

7948-A-0068

Form A01
S.C. App.
April 21,
SCCA 61

92



Leon Lott
Sheriff

RICHLAND COUNTY SHERIFF'S DEPARTMENT
Forensic Science Division
Crime Scene Investigation Report

2008 MAR 12 AM 9:35

RCSN

Incident: <u>SHOOTING</u>	Date: <u>08/06/2004</u>	Lab Number: <u>041951</u>	Case Number: <u>04060573</u>
Address: <u>5024 TWO NOTCH ROAD</u>			
Time: _____	Notified: <u>0520</u>	Arrived: <u>0605</u>	Complete: <u>0820</u>
Weather: ☐ Clear	☐ Cloudy	☐ Rain	☐ Fog
☒ Overcast			
Lighting: ☒ Day	☐ Night	☐ Dawn	☐ Dusk
Persons Present: <u>OFFICER SANTOS</u>			
Processed by: <u>Inv. Ray Livingston</u>		Requested By: <u>OFFICER SANTOS</u>	
Latents Recovered: ☐	Photos Taken: ☒	Evidence Recovered: ☒	
Victim 1: <u>DONALDSON, ANDREW</u>	Race: <u>B</u>	Sex: <u>M</u>	Age: <u>24</u>
Victim 2: _____	Race: _____	Sex: _____	Age: _____
Subject 1: <u>GOODWIN, SAMMIE</u>	Race: <u>B</u>	Sex: <u>M</u>	Age: <u>48</u>
Subject 2: <u>GOODWIN, SAMMY JR.</u>	Race: <u>B</u>	Sex: <u>M</u>	Age: <u>24</u>
Narrative of Crime Scene: I/o was requested at the above location of a shooting, I/o met with officer Santos who stated the victim a security guard at the club was shot once in the left foot. The victim was taken to palmetto-Richland hospital for treatment, the suspects ran from the location. Officer Santos stated that there was several shell casing around the building and under vehicles in the parking lot. I/o took digital photography's of the parking lot where the shooting took place, and collected shell casing, and two black dandles. (see ein). I/o was call back to the location to a business next to where the shooting took place were a projectile was located inside one of the work building, I/o checked and found that several small building was damage with bullet holes. I/o photography's each building and collected the projectile (see ein). I/o took GSR kits from each of the suspect listed.			



Leon Lott
Sheriff

RICHLAND COUNTY SHERIFF'S DEPARTMENT
Forensic Science Division
Crime Scene Investigation Report

RECEIVED
2008 MAR 12 AM 9:35
RCSD

Incident: <u>SHOOTING</u>		Date: <u>06/07/2004</u>	Lab Number: <u>042005</u>	Case Number: <u>04060573</u>																				
Address: <u>RCSD COMPOUND, 400 POWELL RD.</u>																								
Time:	Notified: <u>10:00</u>	Arrived: <u>14:00</u>	Complete: <u>14:45</u>																					
Weather:	☒ Clear	☐ Cloudy	☐ Rain	☐ Fog																				
	☐ Overcast																							
Lighting:	☒ Day	☐ Night	☐ Dawn	☐ Dusk																				
Persons Present:																								
Processed by: <u>Inv. J. Russell</u>		Requested By: <u>Inv. Scott</u>																						
Latents Recovered: ☐		Photos Taken: ☒		Evidence Recovered: ☐																				
<table style="width: 100%; border: none;"> <tr> <td style="width: 35%;">Victim 1: <u>Donaldson, Andrew</u></td> <td style="width: 15%;">Race: <u>B</u></td> <td style="width: 15%;">Sex: <u>M</u></td> <td style="width: 15%;">Age:</td> <td style="width: 20%;"></td> </tr> <tr> <td>Victim 2:</td> <td>Race:</td> <td>Sex:</td> <td>Age:</td> <td></td> </tr> <tr> <td>Subject 1: <u>Goodwin, Sammie Sr.</u></td> <td>Race: <u>B</u></td> <td>Sex: <u>M</u></td> <td>Age:</td> <td></td> </tr> <tr> <td>Subject 2:</td> <td>Race:</td> <td>Sex:</td> <td>Age:</td> <td></td> </tr> </table>					Victim 1: <u>Donaldson, Andrew</u>	Race: <u>B</u>	Sex: <u>M</u>	Age:		Victim 2:	Race:	Sex:	Age:		Subject 1: <u>Goodwin, Sammie Sr.</u>	Race: <u>B</u>	Sex: <u>M</u>	Age:		Subject 2:	Race:	Sex:	Age:	
Victim 1: <u>Donaldson, Andrew</u>	Race: <u>B</u>	Sex: <u>M</u>	Age:																					
Victim 2:	Race:	Sex:	Age:																					
Subject 1: <u>Goodwin, Sammie Sr.</u>	Race: <u>B</u>	Sex: <u>M</u>	Age:																					
Subject 2:	Race:	Sex:	Age:																					
Narrative of Crime Scene: I/o received a request to search a 1993 Blue Isuzu Stylus, SC Tag 234 SLJ. I/o made contact with the vehicle owner and obtained written consent to search the vehicle for weapons and ammunition. I/o took digital photographs of the outside and inside of the vehicle, the searched the vehicle completely for any weapons and/or ammunition. I/o did not locate any weapons or ammunition. I/o released the vehicle to the registered owner, Jacqueline Goodwin, and gave her a photocopy of the consent form.																								



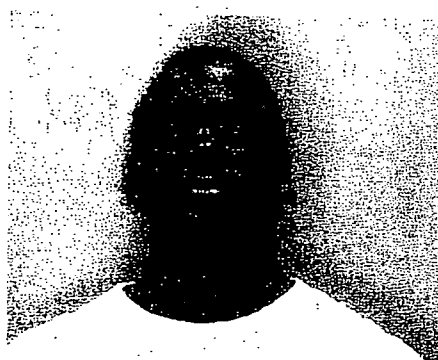
45580



46865



59790



60210



81898



82684

Donaldson

<http://0201-1870-srv03.county/secure/lineup/offenderLineup.asp?lineup=45580,46865,60...> 06/06/2004

Richland County Sheriff's Dept. Case Follow-up

Case Number: 04060573-06
Offense Date: 06/06/04
Offense Time: 0508
Offense Type: Agg. Assault/ABIK
Offense Location: 5024 Two Notch Rd.
Victim's Name: Donaldson, Andrew
Victim's Address: Same

RECEIVED
2008 MAR 12 AM 9:35
RCSB

06/06/04 Inv. Scott received page in reference to a shooting incident that occurred at 5024 Two Notch Rd. at the Playground Club. Upon arrival the officers on scene had the entire area around the building secured with police tape. Part of the parking lot with cars within was secured as well as the grounds behind the club. Inv. was advised that the shooting happened outside of the club. Numerous club patrons were asked to remain inside of the building until an investigator arrived to interview possible witnesses to the incident.

0532 hours Scott entered the club doors and addressed the patrons of the club. Witnesses to the incident were interviewed at the scene. The witnesses gave information on the possible suspects to the responding officers at the scene. Inv. Scott was given the last name of the suspect informed that his two sons accompanied him at the club. With the description and information provided, officers provided that name of Sammy Goodwin as matching the information.

0538 hours Inv. Scott obtained a photo lineup for the Jail Database of three individuals matching the names provided by officers on scene. Sammy Sr., Sammy Jr., and Andre Goodwin's photos were brought to scene in a photo lineup. Interviews / Statements were taken and the lineups were presented to the witnesses for identification. The two interviewed witness picked out the photos of the Goodwin's as the persons they observed at the club. Martin Salatheo identified the shooter as the Sammy Sr., the same individual he observed at the location earlier.

0630 hours Written sworn statements were taken from the witnesses. During this time, lab Inv. Livingston arrived on scene and processed the location. Shell casings were collected and photos were taken of the crime scene. Inv. was advised that deputies were out with a vehicle that matched the description of that involved in the incident. Deputy Benson was out with the suspicious vehicle at Prescott and Koon Rd., which is a few minutes from the incident location. Benson had observed that vehicle disregard a stop sign and when he attempted to catch the vehicle, the occupants exited and fled that location. Inv. notified that the ownership information came back to Jacqueline Goodwin. Deputies conducted a search for the suspects from the vehicle. K-9 Deputy Grazioso was notified and responded to the location.

0700 hours Inv. Scott contacted the Desk Sgt. To request that Inv. Downie be paged to assist with the follow-up at the second scene. Inv. Scott advised Cpl Culp the identity of the suspects that were involved in the incident at Two Notch. Officers were continuing to search the area for the driver/occupants of the vehicle. Inv. Downie arrived at the Muir St. location and advised that the suspects who were driving the vehicle were in custody. The individuals were identified as Andre, Sammy Jr., and Sr.

See Inv. Downing Follow-up



Leon Lott
Sheriff

RICHLAND COUNTY SHERIFF'S DEPARTMENT
Forensic Science Division
Crime Scene Investigation Report

Incident: <u>SHOOTING</u>		Date: <u>06/07/2004</u>	Lab Number: <u>042005</u>	Case Number: <u>04060573</u>
Address: <u>RCSD COMPOUND, 400 POWELL RD.</u>				
Time:	Notified: <u>10:00</u>	Arrived: <u>14:00</u>	Complete: <u>14:45</u>	
Weather:	☒ Clear	☐ Cloudy	☐ Rain	☐ Fog
	☐ Overcast			
Lighting:	☒ Day	☐ Night	☐ Dawn	☐ Dusk
Persons Present:				
Processed by: <u>Inv. J. Russell</u>		Requested By: <u>Inv. Scott</u>		
Latents Recovered: ☐		Photos Taken: ☒		Evidence Recovered: ☐
Victim 1: <u>Donaldson, Andrew</u>		Race: <u>B</u>	Sex: <u>M</u>	Age:
Victim 2:		Race:	Sex:	Age:
Subject 1: <u>Goodwin, Sammie Sr.</u>		Race: <u>B</u>	Sex: <u>M</u>	Age:
Subject 2:		Race:	Sex:	Age:
Narrative of Crime Scene: I/o received a request to search a 1993 Blue Isuzu Stylus, SC Tag 234 SLJ. I/o made contact with the vehicle owner and obtained written consent to search the vehicle for weapons and ammunition. I/o took digital photographs of the outside and inside of the vehicle, the searched the vehicle completely for any weapons and/or ammunition. I/o did not locate any weapons or ammunition. I/o released the vehicle to the registered owner, Jacqueline Goodwin, and gave her a photocopy of the consent form.				

RECEIVED
 2008 MAR 12 AM 9:35
 RCSD

SUPPLEMENTAL REPORT

0-7000073-00

☐ ORIGINAL REPORT	☐ SUPPLEMENTAL REPORT	☒ INVESTIGATIVE FOLLOW-UP	☐ ADDITIONAL STOLEN PROPERTY	PAGE 1 OF 1 PAGES
☐ MODIFIED ORIGINAL	☐ CASE STATUS CHANGE		☐ ADDITIONAL RECOVERED PROPERTY	

INCIDENT TYPE: AGGRAVATED ASSAULT
 INCIDENT LOCATION: 5024 TWO NOTCH RD.
 ARREST LOCATION: 4801 MUIR ST.
 SUBJECT #1: GOODWIN, SAMMIE
 SUBJECT #2: GOODWIN, SAMMIE JR.
 SUBJECT #3: GOODWIN, ANDRE

R/O RESPONDED TO THE ABOVE LISTED ARREST LOCATION TO ASSIST M/D BENSON WITH SEARCH FOR THE ABOVE LISTED SUBJECTS WHO WERE INVOLVED IN A SHOOTING AT THE INCIDENT LOCATION. R/O AND DEPUTY GRAZIOSO CONDUCTED A K9 TRACK FOR THE SUBJECTS STARTING AT THE INCIDENT LOCATION R/O HAD CIRCLED AROUND THE ARREST LOCATION SEVERAL TIMES ON THE TRACK WHEN DEPUTY HUNGER LOOKED UNDER AN ABANDONED BLUE AND WHITE TRAILER AT THE BACK OF THE LOT AND FOUND BOTH SUBJECT 2 AND 3 HIDING UNDER THE TRAILER. R/O AFTER SECURING THE SUBJECTS CRAWLED UNDER THE TRAILER TO WHERE THE SUBJECTS WERE HIDING. R/O FOUND BOTH OF THE SUBJECTS HAT UNDER THE TRAILER R/O DID NOT SEE A GUN OF ANY TYPE UNDER THE TRAILER. AFTER SUBJECT 2 AND 3 WERE SECURED A INDIVIDUAL APPROACHED THE R/O AND STATED THAT THERE WAS A SUBJECT PRETENDING TO BE ASLEEP IN A SHED NEXT TO A BROWN AND WHITE TRAILER ALSO IN THE BACK OF THE LOT. R/O AND CPL. R. CULP FOUND SUBJECT 1 PRETENDING TO BE ASLEEP IN BETWEEN TO OTHER SUBJECTS ON THE FLOOR OF THE SHED. SUBJECT 1 WAS IDENTIFIED AND DETAINED IN THE R/O PATROL VEHICLE WHEN SUBJECT 1 ASKED TO SPEAK WITH HIS WIFE. R/O ROLLED DOWN THE WINDOW OF THE PATROL CAR WHEN THE SUBJECT STATED THAT SUBJECT 2 AND 3 HAD NOTHING TO DO WITH WHAT HAPPENED AND THAT HE HAD DONE IT. SUBJECT 1 DID NOT SPECIFY WHAT HE HAD DONE OR STATE ANY OTHER DETAILS THIS STATEMENT WAS DIRECTED TO HIS WIFE WITH SUBJECT 1'S KNOWLEDGE OF THE R/O BEING PRESENT AND ABLE TO HEAR WHAT HE WAS SAYING R/O HAD NOT ASKED SUBJECT 1 ANY QUESTIONS TO OR TOWARDS SUBJECT 1.

NARRATIVE

2018 MAR 12 AM 9:35
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 1000

SUBJECT IDENTIFIED ☒ YES ☐ NO	SUBJECT LOCATED ☒ YES ☐ NO	☐ ACTIVE ☐ ADM. CLOSED ☐ UNFOUNDED	☐ ARRESTED UNDER 18 ☐ ARRESTED 18 AND OVER	☐ EX-CLEAR UNDER 15 ☐ EX-CLEAR 16 AND OVER
REASON FOR EXCEPTIONAL CLEARANCE: 1. ☐ OFFENDER DEATH 2. ☐ NO PROSECUTION 3. ☐ EXTRADITION DENIED 4. ☐ VICTIM DECLINES COOPERATION 5. ☐ AVAILABLE - NO CUSTODY				
REPORTING OFFICER(S) WHITE, N	DATE 060604	DEPT NO 1093	APPROVING OFFICER S. DET	DATE 7/20
FOLLOW-UP INVESTIGATION ☐ YES ☐ NO				

0406-0573-06

☐ OPTIONAL REPORT ☐ MODIFIES ORIGINAL		☒ SUPPLEMENTAL REPORT ☐ CASE STATUS CHANGE		☐ ADDITIONAL VICTIMS ☒ ADDITIONAL OFFENDERS		☐ ADDITIONAL STOLEN PROPERTY ☐ ADDITIONAL RECOVERED PROPERTY		☐ FIELD CONTACT INFO		PAGE 2 of 2 PAGES	
--	--	--	--	---	--	---	--	---	--	-------------------	--

VICT/SUBJ. I.D. OVERFLOW	COMPLAINANT	NAME (LAST, FIRST, MIDDLE)					VICTIM RELATIONSHIP TO SUBJECT			RESIDENT	RACE	SEX	AGE	D.O.B.	ETH	
	VICTIM #	Goodwin Scimmylee 502					1 U 2 3			J	B	M	47	9-9-56	N	
	SUBJECT #	3														
	HEIGHT	WEIGHT	HAIR	EYES	FACIAL HAIR, SCARS, TATOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.											
	5'9	160	Blk	Brn												
VICT/SUBJ. I.D. OVERFLOW	WANTED	ADDRESS														
	WARRANT	4801 Muir St														
	ARREST	CITY														
	JAIL	Columbia														
	SUMMONS	STATE														
NARRATIVE	VICTIM NO. ☐ VISIBLE INJURY ☐ NO ☐ YES COMPLAINT OF NON-VISIBLE INJURIES: ☐ NO ☐ YES VICTIM USING ALCOHOL: ☐ NO ☐ YES ☐ UNK TWO-MAN VEHICLE ☐ DETECTIVE/SPLASHT. ☐ ALONE ONE-MAN VEHICLE ☐ OTHER ☐ ASSISTED															
	SUBJECT NO. 3: USING ALCOHOL: ☐ NO ☐ YES USING DRUGS: ☐ NO ☐ YES TYPE:															
	EXPLAIN:															
	DRUGS: ☐ NO ☐ YES TYPE: ☐ UNK															
	SUBJECT NO. 3: USING ALCOHOL: ☐ NO ☐ YES USING DRUGS: ☐ NO ☐ YES TYPE:															
VEH./GUN/ETC. 1	later identified by registered owner and described by witnesses at the scene committed the crime. K-9 unit was notified and responded. Subjects #1 + 2 were located underneath the black trailer while and blue in color while subject #3 was located in a storage shed. All subjects were detained as law south was notified. Subject was released to law Dandy. The vehicle was towed to RSD compound to be process by Lab Tech. All subject advised as show Miranda Rights at the scene by R/D.															
	EVIDENCE NUMBER:															
	HOLD ROOM:															
	EVIDENCE ROOM:															
	JURISDICTION OF THEFT LAW ENFORCEMENT AGENCY:															
PROPERTY EST.	STATUS TYPE VIN AND/OR LICENSE NO. BOAT HULL NO. AND/OR REG. NO.															
	SERIAL AND/OR OWNER APPLIED NO. STATE															
	YEAR OF REGISTRATION YEAR OF EXPIRATION YEAR MAKE TYPE															
	MODEL STYLE COLOR BRAND NAME CALIBER															
	M.C. NO. DENOMINATION ISSUER SECURITIES DATE															
ADMINISTRATIVE	SEIZED \$ DAMAGED \$ BURNED \$															
	SUBJECT IDENTIFIED YES NO NO SUBJECT LOCATED YES NO NO															
	ACTIVE ADM. CLOSED CT UNFOUNDED															
	ARRESTED UNDER 18 ARRESTED 18 AND OVER EX-CLEAR UNDER 18 EX-CLEAR 18 AND OVER															
	REASON FOR EXCEPTIONAL CLEARANCE 1. OFFENDER DEATH 2. NO PROSECUTION 3. EXTRADITION DENIED 4. VICTIM DECLINES COOPERATION 5. JUVENILE - NO CUSTODY															
REPORTING OFFICER(S) DATE DEPT. NO. APPROVING OFFICER DATE DEPT. NO.																
Benson - 04-06-04 1181 Hurrell 04-06-04 1316																
FOLLOW UP INVESTIGATION YES NO OFFICER STATE 6-7-4 TEO																

100

10406-0573-06

☐ OPTIONAL REPORT ☐ MODIFIES ORIGINAL		☒ SUPPLEMENTAL REPORT ☐ CASE STATUS CHANGE		☐ ADDITIONAL VICTIMS ☐ ADDITIONAL OFFENDERS		☐ ADDITIONAL STOLEN PROPERTY ☐ ADDITIONAL RECOVERED PROPERTY		PAGE <u>1</u> of <u>2</u> PAGES. ☐ FIELD CONTACT INFO	

VICT./SUBJ. I.D. OVERFLOW	☐ COMPLAINT	NAME (LAST, FIRST, MIDDLE)		VICTIM RELATIONSHIP TO SUBJECT			RESIDENT	RACE	SEX	AGE	D.O.B.	ETH	
	☐ VICTIM #	Garcia, Ana Rocio		1			J	C	M	24	12-20-79	N	
	☒ SUBJECT # 1	HEIGHT	WEIGHT	HAIR	EYES	FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.							
	☐ RUNAWAY	6'1	147	Blk	Br	249-43-0929							
	☐ WANTED	ADDRESS		CITY	STATE	ZIP CODE	LOCATION NO.	DAY PHONE		EVENING PHONE			
☐ WARRANT	1024 Blue Ridge		Columbia	SC	29203								
☐ ARREST	☐ VICTIM NO. ☐ VISIBLE INJURY ☐ NO ☐ YES EXPLAIN:		☐ COMPLAINT OF NON-VISIBLE INJURIES: ☐ NO ☐ YES		☐ VICTIM USING ALCOHOL: ☐ NO ☐ YES ☐ UNK. DRUGS: ☐ NO ☐ YES TYPE: ☐ UNK.		☐ TWO-MAN VEHICLE ☐ DETECTIVE/PLASMT. ☐ ALONE ☐ ONE-MAN VEHICLE ☐ OTHER ☐ ASSISTED						
☐ JAIL	☒ SUBJECT NO. 1 USING ALCOHOL: ☐ NO ☐ YES USING DRUGS: ☐ NO ☐ YES TYPE: ☐ UNK.												
☐ SUMMONS													
☐													

VICT./SUBJ. I.D. OVERFLOW	☐ COMPLAINT	NAME (LAST, FIRST, MIDDLE)		VICTIM RELATIONSHIP TO SUBJECT			RESIDENT	RACE	SEX	AGE	D.O.B.	ETH	
	☐ VICTIM #	Garcia, Jimmy Lee		U			J	R	M	21	8-17-82	N	
	☒ SUBJECT # 2	HEIGHT	WEIGHT	HAIR	EYES	FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.							
	☐ RUNAWAY	5'11	175	Blk	Br	247-55-0575							
	☐ WANTED	ADDRESS		CITY	STATE	ZIP CODE	LOCATION NO.	DAY PHONE		EVENING PHONE			
☐ WARRANT	4801 Muir Lt #7		Columbia	SC	29203								
☐ ARREST	☐ VICTIM NO. ☐ VISIBLE INJURY ☐ NO ☐ YES EXPLAIN:		☐ COMPLAINT OF NON-VISIBLE INJURIES: ☐ NO ☐ YES		☐ VICTIM USING ALCOHOL: ☐ NO ☐ YES ☐ UNK. DRUGS: ☐ NO ☐ YES TYPE: ☐ UNK.		☐ TWO-MAN VEHICLE ☐ DETECTIVE/PLASMT. ☐ ALONE ☐ ONE-MAN VEHICLE ☐ OTHER ☐ ASSISTED						
☐ JAIL	☒ SUBJECT NO. 2 USING ALCOHOL: ☐ NO ☐ YES USING DRUGS: ☐ NO ☐ YES TYPE: ☐ UNK.												
☐ SUMMONS													
☐													

NARRATIVE	While Rln was out with a suspicious vehicle at Prescott Woods. Rln observed the below listed vehicle disregard the stop as it turned left from Prescott Rd onto Wood and then right onto Muir St and into 4801 Muir Tealor Park Lt #7. As Rln approached below vehicle, Rln observed no occupants as vehicle was still running (on). Rln heard alleged suspect climb surrounding fence and fled on foot. Rln made contact with Col. Hulp and advised to make contact at 1024 Blue Ridge Terrace and ask owner if she knew the whereabouts of her vehicle. Rln also made contact with Sgt. A Supervisor in reference to a shooting incident which occurred around the same time on Twin Watch. Rln was advised that witnesses stated the below described vehicle was used in the shooting incident and provided the the Subject.											
	ENTRANCE NUMBER: <u>10406-0573-06</u> JURISDICTION OF THEFT: <u>SC</u> JURISDICTION OF RECOVERY: <u>SC</u> HOLD ROOM: <u>10406-0573-06</u> EVIDENCE ROOM: <u>10406-0573-06</u>											
	STATUS: ☐ STOLEN ☐ RECOVERED ☐ FOUND ☐ JOWED ☒ SUSPECT ☐ VICTIM TYPE: ☐ ELVEHICLE ☐ GUN ☐ BOAT ☐ LICENSE PLATE ☐ SECURITIES, STOCKS ☐ ARTICLE											
	VIN AND GRAMMER BEYOND: <u>JABRF5338P7412369</u> BOAT HULL NO. AND/OR REG. NO.: <u>234 815</u> SERIAL AND/OR OWNER APPLIED NO.: <u>1995</u> YEAR OF REGISTRATION: <u>1995</u> YEAR OF EXPIRATION: <u>1995</u> MAKE: <u>INXU</u> TYPE: <u>INXU</u> MODEL: <u>Stylus</u> STYLE: <u>Stylus</u> COLOR: <u>Blue</u> BRAND NAME: <u>Stylus</u> CALIBER: <u>Stylus</u> N.C. NO.: <u>Stylus</u> DENOMINATION: <u>Stylus</u> ISSUER: <u>Stylus</u> SECURITIES DATE: <u>Stylus</u>											
	MISCELLANEOUS: <u>Stylus</u>											

PROPERTY EST.	SUBJECT IDENTIFIED		SUBJECT LOCATED		☐ ACTIVE ☐ ADM. CLOSED ☐ UNFOUNDED		☐ ARRESTED UNDER 18 ☐ ARRESTED 18 AND OVER		☐ EX-CLEAR UNDER 18 ☐ EX-CLEAR 18 AND OVER			
	YES NO		YES NO		YES NO		YES NO		YES NO			
	REASON FOR EXCEPTIONAL CLEARANCE 1. ☐ OFFENDER DEATH 2. ☐ NO PROSECUTION 3. ☐ EXTRADITION DENIED 4. ☐ VICTIM DECLINES COOPERATION 5. ☐ JUVENILE - NO CUSTODY											
	REPORTING OFFICER(S)		DATE		DEPT. NO.		APPROVING OFFICER		DATE		DEPT. NO.	
	R-1020W		6-6-04				FOLLOW UP INVESTIGATION ☐ YES ☐ NO		OFFICER: <u>Scott</u>		6-7-04 760	

ADMINISTRATIVE	SUBJECT IDENTIFIED: YES NO SUBJECT LOCATED: YES NO REASON FOR EXCEPTIONAL CLEARANCE 1. ☐ OFFENDER DEATH 2. ☐ NO PROSECUTION 3. ☐ EXTRADITION DENIED 4. ☐ VICTIM DECLINES COOPERATION 5. ☐ JUVENILE - NO CUSTODY											
	REPORTING OFFICER(S)		DATE		DEPT. NO.		APPROVING OFFICER		DATE		DEPT. NO.	
	R-1020W		6-6-04				FOLLOW UP INVESTIGATION ☐ YES ☐ NO		OFFICER: <u>Scott</u>		6-7-04 760	
	HUNG-2		6-6-04				FOLLOW UP INVESTIGATION ☐ YES ☐ NO		OFFICER: <u>Scott</u>		6-7-04 760	

101

AGENCY I.D.
SCO 400000

INCIDENT REPORT

0406 0573 06

INC. ENTD.

EVENT		INCIDENT TYPE		COMPLETED	FORCED ENTRY	PREMISE TYPE	UNITS ENTERED	TYPE VICTIM
1. Aggravated Assault		RECEIVED		☒ YES ☐ NO	☐ YES ☒ NO	18/03		☐ Business ☐ Financial Inst. ☐ Government ☐ Relig. Orgn. ☐ Soc/Public ☐ Other ☐ Unknown ☐ Police Off.
2. (H)		2000 MAR 12 AM 9:30		☐ YES ☐ NO	☐ YES ☐ NO			
3.				☐ YES ☐ NO	☐ YES ☐ NO			
INCIDENT LOCATION (SUBDIVISION, APARTMENT AND NUMBER, STREET AND NAME AND NUMBER)		SUBDIVISION		ZIP CODE		WEAPON TYPE		
5024 Two Notch Rd		RUSD		29223		HANDGUN		
INCIDENT DATE		24 HR. CLOCK		DISP. DATE		DISP. TIME		AREA
6-6-04		0508		6-6-04		0508		2
COMPLAINANT'S NAME (LAST, FIRST, MIDDLE)		RELATIONSHIP TO SUBJECT		RESIDENT	RACE	SEX	AGE	ETH.
Elliott, Brian L		SACRED		☒ YES ☐ NO	B	M	23	N
ADDRESS		CITY		STATE		ZIP CODE		EVENING PHONE
200 Borne Hill Rd Apt 226		Columbia		SC		29210		6060
VICTIM'S NAME (LAST, FIRST, MIDDLE)		RELATIONSHIP TO SUBJECT		RESIDENT	RACE	SEX	AGE	ETH.
Donaldson, Andrew		CP		☒ YES ☐ NO	B	M	24	N
HEIGHT		WEIGHT		HAIR		EYES		DAYTIME PHONE
6'02"		270		BLK		BRN		518
FACIAL HAIR, SCARS, TATOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.								
ADDRESS		CITY		STATE		ZIP CODE		EVENING PHONE
1178 Sunshine Rd		Columbia		SC		29817		4122
VISIBLE INJURY (VICT. 1) ☒ YES ☐ NO		EXPLAIN		COMPLAINT OF ANY NON-VISIBLE INJURIES: ☐ YES ☒ NO				
VICTIM (NO. 1) USING: ALCOHOL ☐ YES ☒ NO		DRUGS: ☐ YES ☒ NO		TYPE:				
D-TWO-MAN VEH. ☐ ONE-MAN VEH. ☐ DETECTIVE/PLASMT. ☐ OTHER ☐ ALONE ☐ ASSISTED		J-This Jurisdiction S-State O-Out of State U-Unknown						
SUSPECT		NAME (LAST, FIRST, MIDDLE)		RACE	SEX	AGE	ETH.	DATE OF BIRTH
☒ SUSPECT		UNKNOWN		B	M			
☐ RUNAWAY		FACIAL HAIR, SCARS TATOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.		MOC NUMBER				
☐ WANTED		ADDRESS		CITY		STATE		ZIP CODE
☐ WARRANT								LOCATION NO.
☐ ARREST		SUBJECT (NO. 1) USING: ALCOHOL: ☐ YES ☒ NO		ARRESTED NEAR OFFENSE SCENE ☐ YES ☒ NO		DATE/TIME OF OFFENSE		DATE/TIME OF ARREST
☐ JAIL		DRUGS: ☐ YES ☒ NO		TOTAL # ARRESTED				
☐ SUMMONS								
NARRATIVE								
CAMP STATED THAT 3 UNKNOWN BLK WERE ASKED TO LEAVE THE I/L BY THE CAMP MANAGER. ONE OF THE SUSPECT (OLDER FATHER) HAD THREATS TO THE EFFECT HE WAS COMING BACK TO I/L TO KILL THEM ALL SUSPECT LEFT THE I/L AND W/N 5-10 MIN RETURNED AND GOT INVOLVED IN A SHOOTING WITH THE CAMP WHERE THE VICTIM GOT HIT ON THE LEFT FOOT. VICT WAS TRANSPORTED TO DU EMS TO RNMR FOR TREATMENT. INV. SCOTT (CD) AND INV LIVINGSTON, FORENSIC DRIVING AT THE SCENE AT 0601 AND 0616 RESPECTIVELY TO PROCESS THE SCENE. CAMP GUN WAS SEIZED AND TURNED INTO RUSD EVIDENCE ROOM FOR TESTING FOR INV LIVINGSTON, FORENSIC. CAMP HAD GUN MAKE SAW 40 (FN) ETC. NINE. SN: 571NH2933 WITH BLACK HANDGUNS AND SILVER BULLET/SLIDE.								
EVIDENCE NUMBER:		JURISDICTION OF THEFT LAW ENFORCEMENT AGENCY		JURISDICTION OF RECOVERY LAW ENFORCEMENT AGENCY				
HOLD ROOM 1		EVIDENCE ROOM						
SEIZED		BURNED		DAMAGED				
SUBJECT IDENTIFIED ☒ YES ☐ NO		SUBJECT LOCATED ☐ YES ☒ NO		☐ ACTIVE ☐ ADM-CLOSED ☐ UNFOUNDED		☐ ARRESTED UNDER 18 ☐ ARRESTED 18 AND OVER		☐ EX-CLEAR UNDER 18 ☐ EX-CLEAR 18 AND OVER
REASON FOR EXCEPTIONAL CLEARANCE: 1. ☐ OFFENDER DEATH 2. ☐ NO PROSECUTION 3. ☐ EXTRADITION DENIED 4. ☐ VICTIM DECLINES COOPERATION 5. ☐ JUVENILE-NO CUSTODY								
REPORTING OFFICER(S)		DATE		DEPT NO.		APPROVING OFFICER		DATE
C.A. JONES		6-6-04		1185		C.A. JONES		6-6-04
FOLLOW-UP INVESTIGATION: ☐ YES ☒ NO		OFFICER		NO		SCOTT 6-24-04 760		

7948-A-0077

102

AGENCY I.D.
SCO 400000

SUPPLEMENTARY REPORT

04060573-06

INO. ENT.

- | | | | | |
|--|--|--|--|---------------------------|
| ☐ ORIGINAL REPORT | ☐ SUPPLEMENTAL REPORT | ☐ INVESTIGATIVE FOLLOW UP | ☐ ADDITIONAL STOLEN PROPERTY | PAGE _____ of _____ PAGES |
| ☐ MODIFIES ORIGINAL | ☐ CASE STATUS CHANGE | | ☐ ADDITIONAL RECOVERED PROPERTY | |

INCIDENT: AGGRAVATED ASSAULT
 LOCATION: 4801 MUIR ST
 SUBJECTS: GOODWIN, SAMMY L. & GOODWIN, ANDRE R.
 R/O RESPONDED TO THE I/L TO ASSIST M/D R. BENSON IN SEARCHING FOR SUBJECTS WHO FLED THE AREA AFTER M/D BENSON ATTEMPTED TO MAKE CONTACT WITH A VEHICLE MATCHING A DESCRIPTION FROM AN EARLIER INCIDENT. WHILE SEARCHING THE TRAILER PARK AT THE I/L, R/O LOOKED UNDER THE WHITE AND BLUE TRAILER AT THE END OF THE PARK, AND OBSERVED THE TWO ABOVE LISTED SUBJECTS ATTEMPTING TO CONCEAL THEMSELVES FROM R/O'S SIGHT. R/O GAVE VERBAL COMMANDS TO EXIT FROM UNDER NEATH THE TRAILER AT WHICH TIME MD BENSON, DEP WHITE, AND K9 DEP BRAZIOSO ARRIVED TO ASSIST AND BOTH SUBJ'S WERE PLACED INTO CUSTODY
 ————— NOTHING FOLLOWS —————

NARRATIVE

RECEIVED
 2008 MAR 12 AM 9:35
 RUCSD

ADMINISTRATIVE	SUBJECT IDENTIFIED ☒ YES ☐ NO		SUBJECT LOCATED ☒ YES ☐ NO		☐ ACTIVE ☐ ADM. CLOSED ☐ UNFOUNDED		☐ ARRESTED UNDER 18 ☐ ARRESTED 18 AND OVER		☐ EX-CLEAR UNDER 18 ☐ EX-CLEAR 18 AND OVER	
	REASON FOR EXCEPTIONAL CLEARANCE: 1. ☐ OFFENDER DEATH 2. ☐ NO PROSECUTION 3. ☐ EXTRADITION DENIED 4. ☐ VICTIM DECLINES COOPERATION 5. ☐ JUVENILE-NO CUSTODY									
	REPORTING OFFICER(S) S. HUNGATE		DATE 10-10-04	DEPT NO. 1219	APPROVING OFFICER				DATE	DEPT NO.
					FOLLOW-UP INVESTIGATION ☐ YES ☒ NO				OFFICER S. HUNGATE	700

7948-A-0078

CRIMINAL INCIDENT REPORT

FILE NUMBER
04060573-06

NCIC

OPTIONAL REPORT MODIFIES ORIGINAL	SUPPLEMENTAL REPORT CASE STATUS CHANGE	ADDITIONAL VICTIMS ADDITIONAL OFFENDERS	ADDITIONAL STOLEN PROPERTY ADDITIONAL RECOVERED PROPERTY	FIELD CONTACT INFO	PAGE 1 of 1 PAGES
--	---	--	---	---	--

COMPLAINTANT	NAME (LAST, FIRST, MIDDLE) <u>Maria Salathco</u>	VICTIM RELATIONSHIP TO SUBJECT #1 #2 #3	RESIDENT <u>T</u>	RACE <u>B</u>	SEX <u>M</u>	AGE <u>26</u>	D.O.B. <u>112977</u>	ETH <u>N</u>
VICTIM #								
SUBJECT #								
RUNAWAY								
WANTED								
WARRANT								
ARREST								
JAIL								
SUMMONS								
WITNESS								

COMPLAINTANT	NAME (LAST, FIRST, MIDDLE) <u>Gray - Chris</u>	VICTIM RELATIONSHIP TO SUBJECT #1 #2 #3	RESIDENT <u>T</u>	RACE <u>B</u>	SEX <u>M</u>	AGE <u>30</u>	D.O.B. <u>80</u>	ETH <u>N</u>
VICTIM #								
SUBJECT #								
RUNAWAY								
WANTED								
WARRANT								
ARREST								
JAIL								
SUMMONS								
WITNESS								

Above listed witness provided statement in reference to the shooting incident
at 5024 T. W. Natch Rd.

EVIDENCE NUMBER:	JURISDICTION OF THEFT LAW ENFORCEMENT AGENCY	JURISDICTION OF RECOVERY LAW ENFORCEMENT AGENCY
HOLD ROOM #	EVIDENCE ROOM	

STATUS	TYPE	VIN AND/OR LICENSE NO.	BOAT HULL NO. AND/OR REG. NO.
☐ STOLEN	☐ VEHICLE	SERIAL AND/OR OWNER APPLIED NO.	STATE
☐ RECOVERED	☐ GUN	YEAR OF REGISTRATION	YEAR OF EXPIRATION
☐ FOUND	☐ BOAT	MODEL	STYLE
☐ TOWED	☐ LICENSE PLATE	COLOR	BRAND NAME
☐ SUSPECT	☐ SECURITIES, STOCKS	N.C. NO.	DENOMINATION
☐ VICTIM	☐ ARTICLE	ISSUER	SECURITIES DATE
MISCELLANEOUS			

SEIZED	\$	DAMAGED	\$	BURNED	\$
--------	----	---------	----	--------	----

SUBJECT IDENTIFIED YES NO	SUBJECT LOCATED YES NO	☐ ACTIVE ☐ ADM. CLOSED ☐ UNFOUNDED	☐ ARRESTED UNDER 18 ☐ ARRESTED 18 AND OVER	☐ EX-CLEAR UNDER 18 ☐ EX-CLEAR 18 AND OVER
------------------------------	---------------------------	---	---	---

REASON FOR EXCEPTIONAL CLEARANCE 1. ☐ OFFENDER DEATH 2. ☐ NO PROSECUTION 3. ☐ EXTRADITION DENIED 4. ☐ VICTIM DECLINES COOPERATION 5. ☐ JUVENILE - NO CUSTODY

REPORTING OFFICER(S)	DATE	DEPT. NO.	APPROVING OFFICER	DATE	DEPT. NO.
<u>Scott TA</u>	<u>06/10/07</u>	<u>760</u>			

FOLLOW UP INVESTIGATION ☐ YES ☐ NO	OFFICER <u>Scott</u> <u>6-7-4</u> <u>760</u>
--	--

104

Statement

State of South Carolina)

) S.S.

County of Richland)

Q-Did either of the sons that was with him fire at you or had a weapon?

A-Not that I could tell

Q-Did you have a weapon or return fire?

A-I was unarmed

Q-Have you been completely honest with me today?

A-Yes

////End Of Statement////

RECEIVED

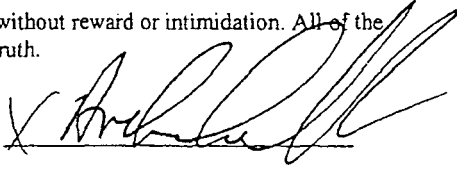
2000 MAR 12 AM 9:46

RCSD

This statement was made in the presence of Inv. T. Scott of the Richland County Sheriff's Department.

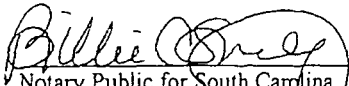
I make this statement of my own free will and accord, without reward or intimidation. All of the above is the truth, the whole truth and nothing but the truth.

Sworn to and subscribed before me
this 22 day of June 2004.

Signed: X 

Witness: _____

Witness: _____


Notary Public for South Carolina
My commission expires 05/15/01
Feb 2000

RECEIVED

2000 MAR 12 AM 9:40

RICHLAND COUNTY SHERIFF'S DEPARTMENT
5623 Two Notch Road
Columbia, SC 29223

ROSC

Photo Line-Up

06/06/04
(Date)

B.R.E.
18 eighteen

On this date Investigator Scott showed me (18) 18 pictures at
Playground I picked out 45580 49830 two
(location) (identify photo)

which is the person (male/female black/white), who committed the crime of
_____ at Playground
(type of crime) (location)

on June 6, 2004
(date of incident)

I hereby swear and certify the above is the truth.

Brian L. Elliott
(Signed)

200 Berryhill Rd. Apt. 226
Columbia, S.C. 29215 (Address)
(803) 499-6060 (803) 269-8749
Home phone Work phone

Sworn and subscribed to before me,
This 06 day of June 2004

Paul R. Little
Notary Public of South Carolina
My commission expires _____



45580

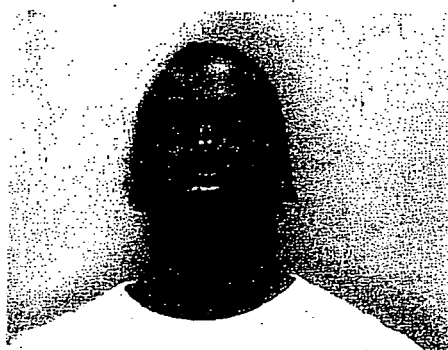
ck



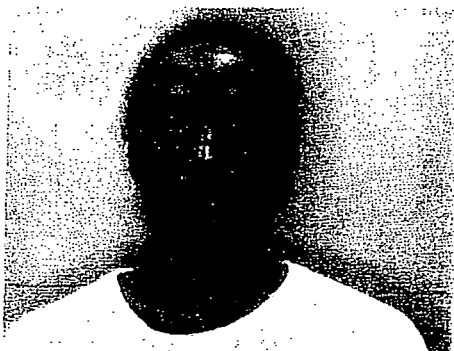
46865



59790



60210



81898



82684

107

RICHLAND COUNTY SHERIFF'S DEPARTMENT

RECEIVED

BACKGROUND INFORMATION

2008 MAR 12 AM 9:40

RCSD

Date: 05/10/04

Date of arrest: 06/06/04 Place of arrest: 4801 Muir St.
 Name: Goodwin, Sammy Sr. Age 47 DOB 09/09/56 SSN: 250-11-4755
 Description: Race: Blk Sex: Male Wt: 600 Ht: 160 Eyes: Bm
 Hair: Blk Facial Hair: _____ Scars: _____
 Tattoos: _____ Aliases: _____
 Arresting officer: Scott, TR Arrested with whom: ~~SCOTT, TR~~
 Arrested for: ABIK, AWIK Prior arrests: yes
 Location of prior arrests: Columbia PD, Richland SO
 Charges: Unlawful Weapon, ABIK, DUS, Poss. Cocaine, Resist Arrest, Assault
 Names and addresses: _____
 1. Father: _____ Address: _____ Phone: _____
 2. Mother: _____ Address: _____ Phone: _____
 3. Spouse: _____ Address: _____ Phone: _____
 4. Adult children: _____ Address: _____ Phone: _____
 Address: _____ Phone: _____
 7. Other Address: _____ Phone: _____
 8. How long in Richland County: _____ Where from: _____
 9. Last address: _____ Education: _____
 Schools attended: High School: _____ College: _____
 10. Place of birth: _____ Occupation: _____
 11. Employment last 6 months: _____
 12. Have you been in prison: _____ Where: _____
 Name of prison: _____ Prison ID No.: _____

(Write in "None" where appropriate. Use back for further information.)



35387



35999



40559



46665



49830

B. L. E.



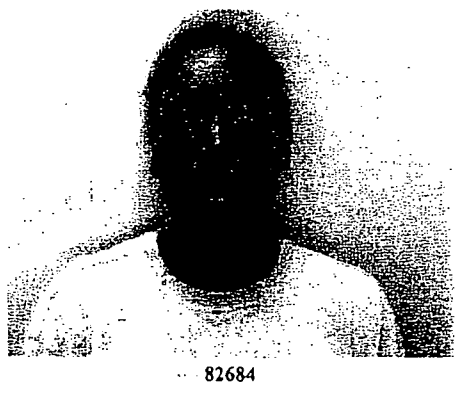
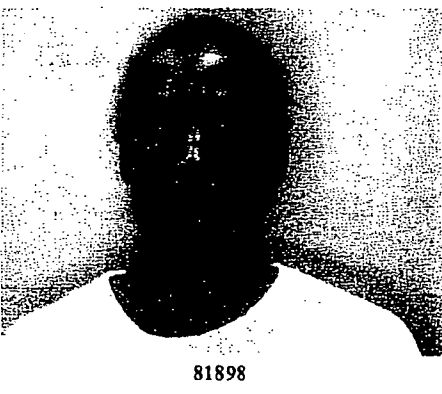
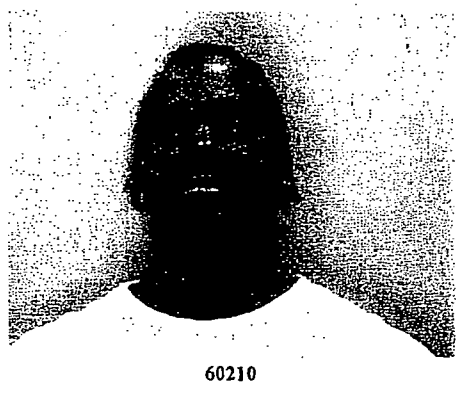
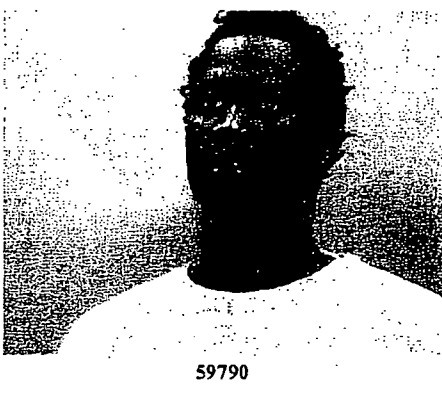
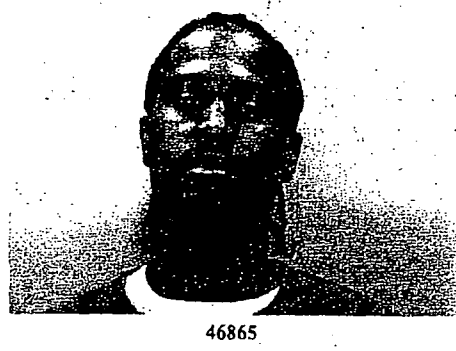
50022

LINE UP



RECEIVED
2009 MAR 12 AM 9:40
ROSD

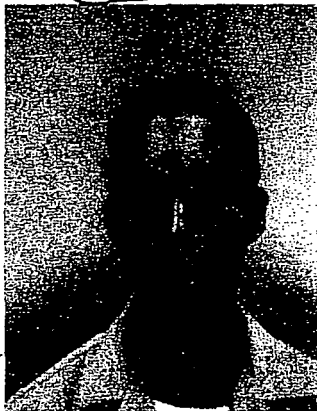
110



<http://0201-1870-srv03.county/secure/lineup/offenderLineup.asp?lineup=45580,46865,60...> 06/06/2004

7948-A-0086

LINE UP



RECEIVED
2008 MAR 12 AM 9:40
RCSD

Donaldson
http://200.150.100.15/WebLite/MUGWebRetrieve.ASP?WCI=MUGPrHTML&WCU=

06/06/2004

7948-A-0087



35387



35999



40559



46665

49830
06/06/04

50022

A Donaldson

<http://0201-1870-srv03.county/secure/lineup/offenderLineup.asp?lineup=49830,35387,35999,40559,46665,50022> 06/06/2004

NC

ARREST WARRANT

H-671644

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
RICHLAND COUNTY

THE STATE RCSD#0406057306
against

SAMMY GOODWIN SR

Address: 4801 MUIR ST #7

COLUMBIA SC 29203 - 0000

Phone: SSN: 250-11-4755

Sex: M Race: B Height: 6 Weight: 155

DL State: SC DL # 0002469217

DOB: 9/12/56 Agency ORI#:

Prosecuting Agency: RICHLAND COUNTY SHERIFF'S

Prosecuting Officer: T SCOTT

Offense: ASSAULT WITH

INTENT TO KILL Offense Code: 0768

Code/Ordinance Sec. C/L

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 law.

Signature of Judge (L.S.)

Date: _____

RETURN

A copy of this arrest warrant was delivered to
defendant SAMMY GOODWIN SR
on _____

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:
RICHLAND COUNTY BOND COURT
201 JOHN MARK DIAL DRIVE
COLUMBIA SC 29209 - 0000

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
RICHLAND COUNTY

AFFIDAVIT

Personally appeared before me the affiant T SCOTT
being duly sworn deposes and says that defendant SAMMY GOODWIN SR
did within this county and state on 6/06/04 violate the criminal
State of South Carolina (or ordinance of ☐ County/ ☐ Municipality of _____
in the following particulars:

DESCRIPTION OF OFFENSE: ASSAULT WITH INTENT TO KILL

I further state that there is probable cause to believe that the defendant named above
the crime set forth and that probable cause is based on the following facts:

THAT ON 06/06/04 WHILE AT 5024 TWO NOTCH RD IN THE DENTSVII
MAGISTERIAL DISTRICT OF RICHLAND COUNTY, ONE SAMMY GOODWIN
COMMIT THE CRIME OF AWIK IN THAT HE DID WITH MALICE, AFORET
& INTENT TO KILL, FIRE SEVERAL ROUNDS AT BRIAN ELLIOT, PLACI
IN FEAR FOR HIS LIFE. THE DEF. DID THREATEN TO SHOOT A SECU
GUARD AFTER BEING MADE TO LEAVE THE PLAYGROUND NIGHTCLUB TH
RETURNED TO THE CLUB BY VEHICLE AND DID SHOOT MULTIPLE TIME
THE VICTIM. ANOTHER OFFICER STANDING AT THE DOOR DEF WAS L
BY DEPUTIES HIDING IN A STORAGE SHED AFTER FLEEING THE SCEN
AFFIANT AND OTHERS ARE WITNESS TO PROVE THE SAME.

Signature of Affiant

T. Scott

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of
RICHLAND COUNTY

Affiant's Address RICHLAND COUNTY SHERIFF'S
COLUMBIA SC 29223
Affiant's Telephone 803 576-3000

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS CO

It appearing from the above affidavit that there are reasonable grounds to
on 6/06/04 defendant SAMMY GOODWIN SR
did violate the criminal laws of the State of South Carolina (or ordinance of
☐ County/ ☐ Municipality of _____) as set forth below:

DESCRIPTION OF OFFENSE: ASSAULT WITH INTENT TO KILL

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the
defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be
the defendant at the time of its execution, or as soon thereafter as is practicable.

Sworn to and subscribed before me _____

on 6/07/04

C. L. Hudnell (L.S.)

Signature of Issuing Judge _____

Judge Code: GS

Judge's Address JUDICIAL CENTER
COLUMBIA SC 29201

Judge's Telephone 803 576-1800

Issuing Court: ☒ Magistrate ☐ Municipal

ORIGINAL

Exhibit (5)

Form App
S.C. Attor
April 21,
SCGA 81

7948-A-0089

113

41C

ARREST WARRANT

H-671645

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

RICHLAND COUNTY

THE STATE

RCSD#0406057306

against

SAMMY GOODWIN SR

Address: 4801 MILR ST #7

COLUMBIA SC 29203 - 0000

Phone: SSN: 250-11-4755

Sex: M Race: B Height: 6 Weight: 155

DL State: SC DL # 00002469217

DOB: 9/12/56 Agency ORI#:

Prosecuting Agency: RICHLAND COUNTY SHERIFF'S

Prosecuting Officer: T SCOTT

Offense: ASSAULT & BATTERY

W/INTENT TO KILL Offense Code: 0014

Code/Ordinance Sec: 16-03-0620

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 law.

Signature of Judge (L.S.)

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant SAMMY GOODWIN SR

on

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

RICHLAND COUNTY BOND COURT

201 JOHN MARK DIAL DRIVE

COLUMBIA SC 29209 - 0000

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

RICHLAND COUNTY

Personally appeared before me the affiant T SCOTT

being duly sworn deposes and says that defendant SAMMY GOODWIN SR

did within this county and state on 6/06/04 violate the criminal

State of South Carolina (or ordinance of ☐ County/ ☐ Municipality of

in the following particulars:

DESCRIPTION OF OFFENSE: ASSAULT & BATTERY W/INTENT TO KILL

I further state that there is probable cause to believe that the defendant named above the crime set forth and that probable cause is based on the following facts:

THAT ON 06/06/04 WHILE AT 5024 TWO NOTCH RD IN THE DENTSVILLE MAGISTERIAL DISTRICT OF RICHLAND COUNTY, ONE SAMMY GOODWIN COMMIT THE CRIME OF ABWIK IN THAT HE DID WITH MALICE, AFORET & INTENT TO KILL, COMMIT A BATTERY UPON ANDREW DONALDSON BY SHOOTING ABOUT HIM & HIS PERSON, CAUSING INJURY. THE DEFENDANT DID THREATEN TO SHOOT THE VICTIM AFTER SECURITY MADE HIM LEAVE THE PLAYGROUND NIGHTCLUB. THE DEF. RETURNED TO THE CLUB BY V AND DID SHOOT MULTIPLE ROUNDS AT THE SECURITY OFFICERS STANDING AT THE DOOR W/ONE STRIKING THE VICTIM IN LOWER LEG. DEF WAS HIDING IN A STORAGE SHED AFTER FLEEING THE SCENE. AFFIANT AND

Signature of Affiant

Signature of Affiant

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

RICHLAND COUNTY

Affiant's Address RICHLAND COUNTY SHERIFF'S

COLUMBIA SC 29223

Affiant's Telephone 803 576-3000

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS CC

It appearing from the above affidavit that there are reasonable grounds to

on 6/06/04 defendant SAMMY GOODWIN SR

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

☐ County/ ☐ Municipality of) as set forth below:

DESCRIPTION OF OFFENSE: ASSAULT & BATTERY W/INTENT TO KILL

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be the defendant at the time of its execution, or as soon thereafter as is practicable.

Sworn to and subscribed before me

on 6/07/04

Signature of Issuing Judge

Signature of Issuing Judge

Judge Code: GS

Judge's Address JUDICIAL CENTER

COLUMBIA SC 29201

Judge's Telephone 803 576-1800

Issuing Court: ☒ Magistrate ☐ Municipal

ORIGINAL

Exhibit 5

7948-A-0090

114

115

Sammie Goodwin #234046
Stevenson Corr. Inst. W-5
4546 Broad River Road
Columbia, South Carolina
29210-4094

March 10, 2008

Attn: Ms. Sharon Moody
Records Department
Richland County Sheriff's Dept.
5623 Two Notch Road
Columbia, South Carolina
29223

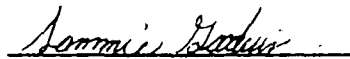
Dear Ms. Moody,

I'm returning the records back to you that you sent me. The items you sent me are not the items I requested from your office. You indicated in your letter of February 14, 2008 that you would send me the ballistic reports and tests and any other information I had requested.

The information you sent me is nothing more than information I already had in my possession. What I need from your office is copies of the ballistic reports and any other tests of the evidence of the crime scene and I believe I am entitled to this information by and through the South Carolina Freedom of Information Act S.C. Code §13-4-10 and any other applicable laws and statutes.

If for some reason you are unable to comply with this request I would like for you to refund me my money because you didn't send me what I requested and I appreciate the assistance that you have given me and I hope to hear from you soon.

Sincerely,



Sammie Goodwin

cc:/ Flie.

7948-A-0091

STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

Sammie Goodwin, #234046,

Plaintiff,

v.

Richland County Sheriff's Department,
Leon Lott, Sheriff; Sharon Moody,
Records Department,

Defendants.

IN THE COURT OF COMMON PLEAS
FOR THE FIFTH JUDICIAL CIRCUIT

Civil Action No.: 2008-CP-40-07441

ORDER

RICHLAND COUNTY
FILED
2010 AUG 16 AM 9:31
JEANETTE W. JORDAN
Clerk of Court

This matter came before the Court for a hearing on Defendant's Motion for Summary Judgment. Present at the hearing were Plaintiff Sammie Goodwin, appearing *Pro Se*; and Joe S. Hughes, on behalf of Defendants Richland County Sheriff's Department, Leon Lott, and Sharon Moody.

Factual/ Procedural Background

Taking the facts in the light most favorable to Plaintiff the facts are as follows:

Plaintiff alleges that he was arrested on June 6, 2004 for his involvement in a shooting incident in Richland County. Richland County Sherriff Department ("RCSD") investigators secured evidence at the scene of the crime and the following items were collected and secured during the course of the investigation: (1) ballistic tests and reports; (2) laboratory reports; (3) crime scene photographs; (4) photographs of the forty-caliber handgun secured from the victim; and (5) photographs of the small building that was damaged from bullet holes. Plaintiff claims he has made several attempts to retrieve copies of these documents from the RCSD to prove that he

gmc

is innocent of the charges against him. By letter dated January 31, 2008, Plaintiff wrote to Sheriff Leon Lott requesting documents through the Freedom of Information Act, S.C. Code Ann. § 30-4-10, *et seq.* (1976, as amended) ("FOIA"). The RCSD forwarded his arrest and investigation file to him on March 5, 2008, after receiving Forty-nine and 95/100 (\$49.95) dollars from Plaintiff to pay for the costs of the service. On March 10, 2008, Plaintiff asserts that he returned those documents to RCSD, explaining that he already possessed the documents forwarded to him and desired to obtain copies of the ballistics tests and reports. On April 8, 2008, the RCSD replied, stating that it did not possess such reports and advising Plaintiff to contact the Richland County Solicitor's office or South Carolina Law Enforcement Division. Plaintiff again wrote the RCSD describing exactly which documents he was requesting. On October 15, 2008, Plaintiff filed this action alleging that the RCSD committed fraud by refusing to comply with his FOIA request causing him to suffer damages as a result of Defendants' failure to relinquish the requested documents.

On February 3, 2010, Defendants filed their Motion for Summary Judgment on the following grounds: (1) Defendants have adhered to the provisions of FOIA, S.C. Code Ann. § 30-4-10, *et seq.*, and therefore, Plaintiff has not stated a claim upon which relief can be granted; (2) Plaintiff cannot recover damages against the Defendants pursuant to S.C. Code Ann. § 30-4-110; (3) the individual Defendants, Leon Lott and Sharon Moody, are not appropriate parties under the South Carolina Tort Claims Act, S.C. Code Ann. § 15-78-10, *et seq.* (1986, as amended) ("SCTCA"); (4) Defendants are immune from suit under S.C. Code Ann. § 15-78-60(4); and (5) Defendants are incapable of providing Plaintiff with items that do not exist; and

SPM

therefore, Plaintiff's claims must be dismissed.

Standard of Review

Summary judgment is appropriate "if the pleadings, depositions, answers to interrogatories, and admissions on file, together with affidavits, if any, show that there is no genuine issue as to any material fact and that the moving party is entitled to judgment as a matter of law." See Rule 56(c), SCRPC; Singleton v. Sherer, 377 S.C. 185, 197, 659 S.E.2d 196, 202 (Ct. App. 2008). "The purpose of summary judgment is to expedite the disposition of cases which do not require the services of a fact finder." George v. Fabri, 345 S.C. 440, 452, 548 S.E.2d 868, 874 (2001). The party seeking summary judgment carries the burden of clearly establishing the absence of a genuine issue of material fact. "In determining whether any triable issues of fact exist, the evidence and all reasonable inferences therefrom must be viewed in the light most favorable to the non-moving party." Penny Creek Assoc., LLC v. Fenwick Tarragon Apartments, LLC, 375 S.C. 267, 271, 634 S.E.2d 617, 620 (Ct. App. 2007) (citing Osborne ex rel. Osborne v. Adams, 346 S.C. 4, 7, 550 S.E.2d 319, 321 (2001)). Summary judgment is not appropriate "where there is no dispute as to the facts but the parties dispute inferences to be drawn from those facts." Id. at 271, 651 S.E.2d at 619; Rife v. Hitachi Constr. Mach. Co., Ltd., 363 S.C. 209, 214, 609 S.E.2d 565, 568 (Ct. App. 2005). "However, if the evidence is susceptible of only one reasonable inference, the question is no longer one for the jury but one of law for the Court." Ward v. Zelinski, 260 S.C. 229, 232, 195 S.E.2d 385, 387 (1973). "At the summary judgment stage of the proceedings, it is only necessary for the nonmoving party to submit a scintilla of evidence warranting determination by a jury for summary judgment to be

3/24/11

denied.” Hill v. York County Sheriff’s Dept., 313 S.C. 303, 308, 437 S.E.2d 179, 182 (Ct. App. 1993); see also Hancock v. Mid-South Management Co., Inc., 381 S.C. 326, 330, 673 S.E.2d 801, 803 (2009) (clarifying and reaffirming in cases applying the preponderance of the evidence burden of proof, the nonmoving party is only required to submit a mere scintilla of evidence to withstand a motion for summary judgment). “The opposing party, however, may not rest upon the mere allegations or denials of the pleadings, but his response...must set forth specific facts showing there is a genuine issue for trial.” Midland Mutual Life Ins. v. Harrell, 331 S.C. 394, 503 S.E.2d 189, 190-191 (Ct. App. 1998); Bravis v. Dunbar, 316 S.C. 263, 449 S.E.2d 495 (Ct. App. 1994).

Law/ Analysis

A. SCTCA

Defendants argue that they are immune from suit under S.C. Code Ann. § 15-78-60(4) and that the individual Defendants, Leon Lott and Sharon Moody, are not appropriate parties under the SCTCA.

The gravamen of Plaintiff’s Complaint centers on Defendants’ failure to comply with his FOIA request. As such, the Court agrees that Richland County Sheriff’s Department is immune from suit under S.C. Code Ann. § 15-78-60(4) in the circumstances of this case. S.C. Code Ann. § 15-78-60(4) provides an exception to the waiver of immunity of a governmental agency, stating that a governmental agency may not be held liable for the “adoption, enforcement, or compliance with any law or failure to adopt or enforce any law, whether valid or invalid, including, but not limited to, and charter, provision, ordinance, resolution, rule, regulation, or

4911

written policies." Therefore, as to Plaintiff's allegations of fraud against Defendants for failing to comply with FOIA, the law is clear that a governmental agency, such as Defendant RCSD, cannot be held liable for damages resulting from the allegations made by Plaintiff in this case.

The Court also agrees with Defendants that Leon Lott and Sharon Moody are not appropriate parties under the SCTCA. "When a plaintiff claims an employee of a state agency acted negligently in the performance of his job, the South Carolina Tort Claims Act requires a plaintiff to sue the agency for which an employee works, rather than suing the employee directly." Faile v. South Carolina Dep't of Juvenile Justice, 350 S.C. 315, 321 n. 1, 566 S.E.2d 536, 539 n. 1 (2002). Defendant Moody acted in her capacity as the Records Supervisor for Richland County Sherriff's Department. This is also true for Leon Lott, though there is no evidence that he had any involvement in or knowledge of these allegations. Therefore, Defendants' Motion for Summary Judgment is **GRANTED**.

B. FOIA

Defendants further argue that they have adhered to the provisions of FOIA, S.C. Code Ann. § 30-4-10, *et seq.*, and therefore, Plaintiff has not stated a claim upon which relief can be granted, and Plaintiff cannot recover damages against the Defendants pursuant to S.C. Code Ann. § 30-4-110. The Court agrees.

The purpose of FOIA is to "make it possible for citizens... to learn and report fully the activities of their public officials at a minimum cost or delay to the persons seeking access to public documents or meetings." S.C. Code Ann. § 30-4-15. The RCSD constitutes a public body within the meaning of FOIA, and subject to the terms and conditions contained therein. See

Burton v. York County Sheriff's Department, 358 S.C. 339, 594 S.E.2d 888 (Ct. App. 2004).

Moreover, Defendants provided proof in the form of the Affidavit of Sharon Moody that they relinquished all records in the possession of RCSD to Plaintiff pursuant to his request. At the hearing on the matter, Plaintiff argued that when his daughter made a similar request to the RCSD for the same information requested by Plaintiff himself, she received the ballistic reports. However, Rule 56(f), SCRCF, states that:

Supporting and opposing affidavits shall be made on personal knowledge, shall set forth such facts as would be admissible in evidence, and shall show affirmatively that the affiant is competent to testify to the matters stated therein. Sworn or certified copies of all papers or parts thereof referred to in an affidavit shall be attached thereto or served therewith. The court may permit affidavits to be supplemented or opposed by depositions, answers to interrogatories, or further affidavits. When a motion for summary judgment is made and supported as provided in this rule, an adverse party may not rest upon the mere allegations or denials of his pleading, but his response, by affidavits or as otherwise provided in this rule, must set forth specific facts showing that there is a genuine issue for trial. If he does not so respond, summary judgment, if appropriate, shall be entered against him.

Therefore, Plaintiff's assertions at the hearing, without more, do not amount to evidence sufficient to withstand a motion for summary judgment.

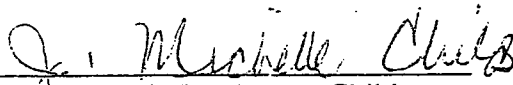
Finally, Defendants argue that Plaintiff seeks remedies under FOIA that do not exist. Specifically, Plaintiff seeks actual and punitive damages, and return of the fee collected by RCSD for complying with Plaintiff's document request in the amount of Forty-nine and 95/100 (\$49.95) dollars. S.C. Code Ann. § 30-4-30 allows public bodies to "establish and collect fees" for searching and making copies of records. Furthermore, the only relief provided by FOIA allows individuals to petition for declaratory judgment or injunctive relief. See S.C. Code Ann. §

30-4-100(a) (which provides: "[a]ny citizen of the State may apply to the circuit court for either or both a declaratory judgment and injunctive relief to enforce the provisions of this chapter in appropriate cases as long as such application is made no later than one year following the date on which the alleged violation occurs or one year after a public vote in public session, whichever comes later. The court may order equitable relief as it considers appropriate, and a violation of this chapter must be considered to be an irreparable injury for which no adequate remedy at law exists."). Therefore, the Court may not award damages under FOIA for alleged failures to comply. As Plaintiff's Complaint can also be read to seek enforcement of the provisions of FOIA, as stated above, Plaintiff has not provided sufficient proof that Defendants did not comply with such provisions. Therefore, Defendants' Motion for Summary Judgment is **GRANTED** on this ground.

Conclusion

Based on the foregoing, **NOW THEREFORE, IT IS ORDERED, ADJUDGED, AND DECREED**, that Defendant's Motion for Summary Judgment is **GRANTED**; and this action is dismissed with prejudice.

IT IS SO ORDERED.


 The Honorable J. Michelle Childs
 Presiding Judge
 Fifth Judicial Circuit

This 13th day of August, 2010.
 Columbia, South Carolina.

State of South Carolina

Court of Common Pleas

County of Richland

2008-CP-40-441

Sammie Goodwin

-VS-

TRANSCRIPT OF RECORD

Richland County Sheriff's
Department

July 29, 2010
Columbia, South Carolina

B E F O R E:

The Honorable J. Michelle Childs, Judge.

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

Pro se plaintiff

Joel Hughes, Esquire
Attorney for the Defendant

Daphne D. Helms
Circuit Court Reporter

EXHIBITS

<u>No.</u>	<u>Description</u>	<u>ID.</u>	<u>EV.</u>
P-1	SLED letter, Richland County Sheriff's Department records, etc.		24

1 (Court reporter's note: This is a verbatim transcript of all
2 proceedings heard in this matter. There may be statements
3 made by Mr. Goodwin that appear as though the court reporter
4 made a mistake in transcription, but the record has been
5 produced as to exactly what was stated and how it was
6 stated.)

7 **The Court:** This is civil action number 2008-CP-40-
8 07441, the matter of Sammie Goodwin versus Richland County
9 Sheriff's Department. Mr. Goodwin, do you intend to proceed
10 on your own today?

11 **Mr. Goodwin:** Yes, ma'am.

12 **The Court:** Pro se. All right, sir. Indicate your---

13 **Mr. Hughes:** Joel Hughes here for Richland County
14 Sheriff's Department, Leon Lott individually and Ms. Sharon
15 Moody individually.

16 **The Court:** Okay. All right. We are here on the
17 defendant's motion for summary judgment. Mr. Hughes, you may
18 proceed.

19 **Mr. Hughes:** Your Honor, I think -- and this is
20 certainly up to you how you want to proceed, but I believe
21 we're also here for the plaintiff's motion for entry of
22 default.

23 **The Court:** Oh, okay. I see that. I'm sorry.

24 **Mr. Hughes:** If you'd -- if you'd like to proceed, how
25 ever you'd---

1 **The Court:** Okay. We can do that first, plaintiff's
2 motion for entry of default. Mr. Goodwin, are you still
3 proceeding on that motion?

4 **Mr. Goodwin:** That motion -- I just want to proceed on
5 the motion for summary judgment.

6 **The Court:** So are you withdrawing your motion for
7 default?

8 **Mr. Goodwin:** Right.

9 **The Court:** Okay. The Court will just do a short Form 4
10 on that.

11 **Mr. Hughes:** Your Honor, as the record will reflect,
12 this morning an affidavit was filed by Mr. Scott Hayes who is
13 the staff attorney for the sheriff of Richland County, and I
14 think I should probably provide Mr. Goodwin a copy of that.
15 It just addresses the default judgment.

16 **The Court:** Okay. But you have no objection to him
17 withdrawing it?

18 **Mr. Hughes:** Certainly not, Your Honor.

19 **The Court:** Okay. All right. You can proceed on the
20 motion for summary judgment.

21 **Mr. Hughes:** Your Honor, if I may approach briefly, also
22 today a memorandum in support of that motion was filed and a
23 copy is being handed to Mr. Goodwin. Your Honor, this is
24 sort of an interesting claim that Mr. Goodwin has brought,
25 and I think just a brief recitation of the facts is probably

1 warranted. Mr. Goodwin was arrested on June 6th, 2004,
2 involved in a shooting incident in Richland County, was
3 subsequently convicted by a guilty plea. It's my
4 understanding he has appealed that which was denied and has
5 also filed a P.C.R. which I believe is ongoing. Mr. Goodwin
6 can speak to that.

7 He has throughout the process of this beginning
8 essentially in January of 2008 tried to retrieve certain
9 documents from the Richland County Sheriff's Department. I
10 think Mr. Goodwin would attest that Ms. Moody, Ms. Sharon
11 Moody who is sued individually, sent him what she represented
12 as the entire Richland County Sheriff's Department file.

13 He sent it back and said this is not what I was looking
14 for. I need these specific documents, which he lists as a
15 ballistics test and report, laboratory reports, crime scene
16 photographs, photographs of 40 caliber handgun, and
17 photographs of the small building that was damaged from the
18 bullet holes. Ms. Moody then informed him in a subsequent
19 letter that she sent him everything the sheriff has and that
20 if he needs more he should contact the solicitor's office or
21 go through S.L.E.D. or could speak with his own attorney.
22 And that is sort of where we stand today as far as what has
23 been given to the plaintiff.

24 The basis for this motion -- the plaintiff brings a
25 claim for damages, both actual and punitive, I believe, under

1 the South Carolina Freedom of Information Act. Your Honor,
2 quite frankly, I don't believe those remedies are available
3 to him. The Freedom of Information Act, the purpose of which
4 is to make it possible for citizens to learn and report fully
5 to the activities of their public officials at a minimum cost
6 or delay to the persons seeking access to these documents...

7 The sheriff's department is certainly a public body
8 under the meaning afforded it. That's been established in
9 the case of Burden v. York County Sheriff's Department.
10 Subsection 30 of the Freedom of Information Act allows public
11 bodies to establish and collect fees for searching and making
12 copies of a record which would be the 49.95 that Mr. Goodwin
13 was charged for the documents produced.

14 It also allows for an individual to seek a declaratory
15 judgment or injunctive relief in a circuit court. FOIA also
16 sets forth penalties for violations which are criminal
17 charges. There is nothing in the statute that allows for a
18 suit for damages, monetary or otherwise, aside from
19 injunctive or declaratory judgment. To that end, we'd ask
20 that any claim for damages just be dismissed because they're
21 not available to him.

22 In regards to a suit against Sharon Moody and Leon Lott
23 individually, we would assert that the South Carolina Tort
24 Claims Act precludes those suits. Specifically, South
25 Carolina code annotated Section 15-78-70, Subsection C.,

1 reads: A person, when bringing an action against a
2 governmental entity under the provisions of this chapter,
3 shall name as a party defendant only the agency or political
4 subdivision for which the employee was acting.

5 I don't believe there's anything in the record that the
6 plaintiff has had any interaction whatsoever with Leon Lott
7 on a personal basis. Obviously as the sheriff of Richland
8 County he is a proper party to a lawsuit in state court, but
9 in his individual capacity he should be dismissed.

10 Also, with regards to Sharon Moody, I don't think any
11 argument could be made that she was acting outside her
12 capacity as an employee of the sheriff's -- of the sheriff of
13 Richland County. She is the -- she was the records
14 supervisor, as she stated in her affidavit that was filed
15 with our summary judgment. Everything that she did was on --
16 every letter that she sent was on Richland County Sheriff's
17 Department letterhead. It was signed Sharon Moody and
18 underneath it said records supervisor. I think it would be
19 hard for the plaintiff to show any actions that she took
20 outside of her capacity as an employee to make her somehow
21 individually liable for any damages herein, and we'd ask for
22 her to be dismissed as an individual.

23 To the extent the sheriff's department -- which probably
24 should be substituted as the sheriff of Richland County, but
25 to the extent the proper defendant is sued, we would assert

1 that Subsection 4 of the exceptions to the waiver of immunity
2 in the South Carolina Tort Claims Act, specifically in
3 15-78-60, would preclude this claim. Subsection 4 provides
4 this exception to the waiver of immunity for the adoption and
5 enforcement or compliance with any law or failure to adopt or
6 enforce any law whether valid, invalid, including but not
7 limited to any charter, provision, ordinance, resolution,
8 rule, regulation, or written policy.

9 The defendant certainly denies that they have violated
10 FOIA in any way. They provided Mr. Goodwin everything that
11 they have and even in going outside that and pointed him in
12 what we would think would be the right direction, but even if
13 what he said were true, even if we somehow did violate FOIA,
14 we would assert that Subsection 4, the failure or negligent
15 adoption or enforcement of the law -- FOIA would fall under
16 that and we could not be sued for any violation of FOIA
17 because of Subsection 4 and, therefore, they should be
18 dismissed.

19 And finally, Your Honor, it's sort of this whole trying
20 to disprove something that can't be proven. We can't give
21 the plaintiff what we don't have. We've turned over the
22 entire documents. He admitted that he already had everything
23 that we have. So to that extent, we can't give him anything
24 more, and he either needs to follow other avenues or they may
25 not exist.

1 **The Court:** Okay. All right. Mr. Goodwin, do you wish
2 to respond?

3 **Mr. Goodwin:** Yes, ma'am, Your Honor. Your Honor, okay.
4 I was denied of a fair trial for one thing.

5 **The Court:** You understand that we're here on a civil
6 action, not the criminal side.

7 **Mr. Goodwin:** Okay. That's what I'm getting at.

8 **The Court:** Okay.

9 **Mr. Goodwin:** It's the responsibility of the police
10 officers and agents -- those who are indicted by the crime,
11 they look to the government for the closings (phonetic).
12 Okay? Richland County Sheriff's Department was called to the
13 crime scene on June the 6th, 2004. They collect the evidence
14 at the crime scene.

15 **The Court:** Okay. And just generally speaking, the
16 Richland County Sheriff's Department -- you're correct.
17 Whatever law enforcement agency is investigating, they
18 collect the evidence.

19 **Mr. Goodwin:** Right.

20 **The Court:** But there's a point at which it goes to
21 trial and that information is generally turned over to the
22 solicitor's office.

23 **Mr. Goodwin:** Right.

24 **The Court:** And if I understand his motion, you had
25 asked for certain documents and they forwarded you some, but

1 then certain other ones they told you you had to contact the
2 solicitor's office because they were turned over there.

3 Mr. Goodwin: No, ma'am.

4 The Court: Well, were those documents presented at
5 trial?

6 Mr. Goodwin: No, ma'am, because it was concealed by the
7 Richland County Sheriff's Department.

8 The Court: You're saying ballistic reports or---

9 Mr. Goodwin: Yeah.

10 The Court: ---whatever you wanted were not presented at
11 trial?

12 Mr. Goodwin: No, they were concealed.

13 The Court: How were you convicted? How were you
14 convicted then?

15 Mr. Goodwin: That's what I'm trying to find out. They
16 was concealed. They concealed the evidence at the Richland
17 County Sheriff's Department. The gun -- I got evidence that
18 the gun was taken from the victim. The victim alleged that
19 he shot at me six to nine times, but they convicted me on the
20 charge and put me in jail because they concealed the
21 evidence, the ballistics testings.

22 The Court: Well, what is your proof about them
23 concealing any evidence?

24 Mr. Goodwin: I got this document to show that they did
25 the test.

1 **The Court:** Okay. But why are we here on a civil action
2 as opposed to you challenging your criminal appeal?

3 **Mr. Goodwin:** Well, I'm not challenging the appeal. I'm
4 suing them---

5 **The Court:** Or filing an appeal basically.

6 **Mr. Goodwin:** Okay. What this is is about fraud. Fraud
7 is concealment. Fraud -- this is concealment. They
8 concealed the documents. That's fraud.

9 **The Court:** Okay.

10 **Mr. Goodwin:** And I was entitled to these documents, and
11 they claim that the documents I had provided me with
12 something that do not exist -- that does exist. Right here
13 will tell you there was a ballistics test done by the
14 Richland County Sheriff's Department, this document right
15 here, on the six month four C.R. Santos, ballistic testing, a
16 40 caliber gun. That's the gun they took from the victim.
17 Right here -- right here they took photographs of the
18 building that was damaged.

19 They could collect the shell casings. They took the
20 projectile out of the building which is the bullet. They did
21 ballistic tests on this and this evidence would prove that
22 I'm innocent of the charge that I'm doing time for, but I've
23 been locked up five years for them concealing evidence that
24 could clear me of the charges that I'm doing time for.

25 **The Court:** Now, you're saying the evidence that you

1 have would prove that. How did you get that information?

2 **Mr. Goodwin:** My daughter.

3 **The Court:** From where though?

4 **Mr. Goodwin:** She got it from some other lady down to
5 the Richland County Sheriff's Department before I was there.
6 She went and collected this evidence from them.

7 **The Court:** Okay. But you're saying that it was not
8 turned over in the criminal case.

9 **Mr. Goodwin:** No.

10 **The Court:** Well, then why wouldn't you bring it up in
11 your criminal case as newly-discovered evidence or after-
12 discovered evidence or failure for them to disclose
13 exculpatory evidence that's generally on the criminal docket?

14 **Mr. Goodwin:** Right. And when I went to them and asked
15 them, they denied it, said it don't exist.

16 **The Court:** Well, what I'm saying is that why isn't this
17 on a civil -- I mean on the criminal side that relates to
18 your actual conviction in terms of any concealment? Because
19 you're suing them pursuant to the Freedom of Information Act.

20 **Mr. Goodwin:** No, I'm not suing them for freedom of
21 information... If you look at -- if you look at the summons
22 and complaint, you will see right here in the first cause of
23 action, fraud. It didn't say no -- it said fraud.

24 **The Court:** Okay. Well, under the Tort Claims Act?

25 **Mr. Goodwin:** It's fraud. First cause of action, fraud.

1 **The Court:** Okay. But has your case been appealed on
2 the criminal side?

3 **Mr. Goodwin:** I'm in the Fourth Circuit Court of Appeals
4 now.

5 **The Court:** For the criminal action.

6 **Mr. Goodwin:** Right.

7 **The Court:** Okay. And it just hasn't been ruled on.

8 **Mr. Goodwin:** Right. And then I've got right here this
9 fraud. The first cause of action is fraud.

10 **The Court:** So you're saying your daughter got the
11 records from the sheriff's department.

12 **Mr. Goodwin:** She went down there. She went down there
13 and got them from the sheriff's department.

14 **The Court:** But they were never given to you pursuant to
15 the Freedom of Information Act.

16 **Mr. Goodwin:** No.

17 **The Court:** Okay.

18 **Mr. Goodwin:** That's how I obtained these records.

19 **The Court:** You got them pursuant to the Freedom of
20 Information Act?

21 **Mr. Goodwin:** No, she went down there. I sent her down
22 there. You know, I asked her to go down to the sheriff's
23 department, and Ms. Moody wasn't there at the time. Some
24 other lady gave her these documents here. And so I looked at
25 the documents and I said---

1 **The Court:** So she just asked for them and got them. Is
2 that what you're telling me?

3 **Mr. Goodwin:** Yes. How you -- Samantha---

4 **The Court:** She can't speak. She's not part of this
5 case.

6 **Mr. Goodwin:** Okay. But, anyway, it wasn't Sharon Moody
7 that gave her these documents.

8 **The Court:** Somebody else did.

9 **Mr. Goodwin:** Somebody else did.

10 **The Court:** But they gave them to you after you were
11 told that they don't exist. Is that what you're saying?

12 **Mr. Goodwin:** No. That's how I know the evidence was
13 fixed.

14 **The Court:** Okay. But you didn't get them the first
15 time when you asked for them pursuant to the Freedom of
16 Information Act.

17 **Mr. Goodwin:** I already had these documents before the
18 Freedom of Information Act.

19 **The Court:** Okay. What I'm trying to figure out is the
20 defendant is saying that pursuant to the Freedom of
21 Information Act you had requested certain documents.

22 **Mr. Goodwin:** Right.

23 **The Court:** Did you get some pursuant to that act?

24 **Mr. Goodwin:** Okay. Right. I had got some.

25 **The Court:** Okay. But not these.

1 **Mr. Goodwin:** Not the ones that I asked for. Not these.

2 **The Court:** Okay.

3 **Mr. Goodwin:** Not these here with the evidence and stuff
4 on it.

5 **The Court:** Okay.

6 **Mr. Goodwin:** I didn't get them. I already had them.
7 What they sent me in the package was a bunch of paper, but
8 these here documents right here that pertain with the
9 evidence that was taken and all this stuff wasn't included in
10 the package. I already had these here documents, so I sent
11 them back to them. I already had these here documents right
12 here. Okay?

13 And I put over here conceal -- fraud. Concealment,
14 that's fraud. I was entitled to this evidence, and right
15 here to file them things, what was sealed and secured from
16 the crime scene, I put it down on the paper and I put it down
17 on the paper what was secured at the crime scene, and I asked
18 them for the ballistic testing. Okay. They said, "How am I
19 going to give you something that do not exists?" And this
20 evidence exists. Right now today somebody is hiding this
21 evidence from me. They don't want me to clear my record.
22 Somebody is doing it. They got me doing seven years in
23 prison for something I didn't do, and this evidence would
24 have cleared me of any wrongdoing, but they're hiding it.
25 And I got documentation to prove that they are concealing

1 this evidence.

2 **The Court:** What was the underlying charge? What was
3 the underlying charge? You were involved in a shooting
4 incident.

5 **Mr. Goodwin:** Right.

6 **The Court:** That's the allegation. Okay.

7 **Mr. Goodwin:** And right here I had wrote Dan Johnson,
8 Sara Moody, Dan Johnson, all -- they just gave me the run-
9 around. They just gave me the runaround. "Mr. Goodwin, what
10 do you want? What do you want, Mr. Goodwin? We can provide
11 you with a statement. You're not telling us what you want."

12 **The Court:** Okay. Okay. Let me have you mark as a
13 court's exhibit the specific documents that you're saying
14 that you never got pursuant to your request.

15 **Mr. Goodwin:** Okay.

16 **The Court:** Put them all together as one document, one
17 exhibit. And you've seen these documents, I assume.

18 **Mr. Hughes:** Your Honor, I think we've got a little bit
19 of confusion. The documents that he has say the documents
20 that he wants exist, but the documents that he wants he
21 doesn't have.

22 **The Court:** Oh, okay.

23 **Mr. Hughes:** So I believe in Your Honor's file - and I
24 neglected to bring it; it's sitting on my desk - is the
25 packet which was exhibit A. To Sharon Moody's affidavit.

1 **The Court:** Okay.

2 **Mr. Hughes:** It should be a packet of documents. I
3 believe -- and I haven't seen what he's referring to, but I
4 believe that those documents will be in that large packet of
5 documents and---

6 **The Court:** On Sharon Moody's affidavit there is no
7 attachment.

8 **Mr. Hughes:** Yes, ma'am. We realized that last week and
9 forwarded them to the courts as soon as we realized that.
10 When I came up here to -- I realized it wasn't in the file.
11 We also sent them to Mr. Goodwin, and I don't know that he's
12 even received those yet.

13 **The Court:** Okay. Do you know how long ago? Because I
14 think all the files were submitted to my office on Monday and
15 then---

16 **Mr. Hughes:** It would have been last Wednesday.

17 **The Court:** Okay. They may not have gotten to the file.
18 So just to be sure, if you would make a copy of that packet
19 and send it to me.

20 **Mr. Hughes:** Sure.

21 **The Court:** We will also check with the clerk's office.
22 Okay.

23 **Mr. Hughes:** Do you receive Adobe files? Because I can
24 have it e-mailed up here.

25 **The Court:** That's fine. That's fine. Okay. So, sir,

1 he's saying that he attached certain documents to this
2 affidavit of Sharon Moody Burgess.

3 Mr. Goodwin: Yes, ma'am.

4 The Court: And those documents would indicate the ones
5 that he's saying that he did not receive. Is that what
6 you're telling me, Mr. Hayes (sic)?

7 Mr. Hughes: That...

8 The Court: I mean Mr. Hughes.

9 Mr. Goodwin: That's the one. There you go.

10 Mr. Hughes: That's what I just sent last week to the
11 court and to Mr. Goodwin.

12 The Court: Okay. So those are the documents here you
13 all are saying that he says he didn't get.

14 Mr. Hughes: Those are the documents that Sharon Moody
15 sent to him the first time.

16 The Court: Okay. Sent. Okay.

17 Mr. Hughes: And I believe he sent them back saying this
18 is -- we've already gotten this. And I think he wanted his
19 49.95 back.

20 The Court: Okay. So the documents you received are the
21 ones that Sharon Moody sent him.

22 Mr. Goodwin: Your Honor---

23 The Court: And I'm trying to get at what you said you
24 did not get but then you later got through your daughter.

25 Mr. Goodwin: Right.

1 **The Court:** That's what I'm asking you to make a court's
2 exhibit.

3 **Mr. Goodwin:** Okay. Okay. I'm going to make it a court
4 exhibit. Okay. This is -- I'm going to start with this.
5 This is the exhibit from S.L.E.D. Okay? December 18, 2005.
6 According to our lab personnel, S.L.E.D. is not possession of
7 a gun nor did our firing department did any testing on the
8 gun. The only testing done was on the gun -- gunshot residue
9 test and that was performed by our trace department. Okay.
10 If you want -- if you want this information right here,
11 please let us know.

12 Okay. S.L.E.D. sent me the gunshot residue material.
13 They said they're not in possession of the gun. There go the
14 exhibit right here. Okay. Okay. Okay. On six month six
15 C.R. Santos, Richland County sheriff investigators, ballistic
16 testing. There was hold a 40 caliber handgun for ballistic
17 testing. Okay. This is the evidence they claim that do not
18 exist right here. The document right here---

19 **The Court:** Okay.

20 **Mr. Goodwin:** ---show that evidence exists. Exhibit
21 right here -- this is where they took the gun from the
22 accomplice. With the accomplice is the victim and they tell
23 'em there that they took and gave it to the forensic, and
24 then the forensic did a gunshot residue test on the gun, I
25 mean, ballistic testing on the gun, where the victim is right

1 here, okay, okay, where the victim -- yeah, they did a
2 gunshot residue test. They said the evidence don't exist,
3 but in the document right here it's stating that they took
4 the gun.

5 And right here -- there's another exhibit right here
6 with the crime scene where the shooting took place and
7 everything and the business next door -- where the little
8 business got shot -- got shot up with the bullet holes and
9 all that and where they take their projectile which the
10 bullet -- they took the bullet out of the buildings and the
11 bullet is going to mess the victim's gun because he was
12 trying to shoot me, trying to kill me. So we would have
13 missed his gun. So they're saying they don't have that
14 evidence, the photograph, and right here they're telling you
15 they took photographs in the parking lot where the shooting
16 took place. They took -- none of this evidence exists, they
17 say, but I got documentation swearing this evidence exists.

18 Somebody is concealing this evidence right here. And
19 right here the victim, Brian Elliott -- do you know how many
20 total rounds you fired at the victim? Six to nine rounds.

21 **The Court:** So you're saying that's a statement by
22 somebody?

23 **Mr. Goodwin:** Yeah, this is a statement by the victim.

24 **The Court:** Okay.

25 **Mr. Goodwin:** Admitting that he shot at me.

1 **The Court:** You said that was not in your discovery
2 packet from your attorney.

3 **Mr. Goodwin:** No.

4 **The Court:** Okay. Well, put it all together. It will
5 be one exhibit.

6 **Mr. Goodwin:** And this is another exhibit right here
7 where he is saying that his name is Brian Lamont Elliott, and
8 then he got a driver's license down here talking he had a
9 license or registered care of the gun, but these are two
10 different people. These are two different peoples, so how
11 could he have a gun permit?

12 **The Court:** Okay. Just put them all together. We'll
13 make you a copy so you have your own set.

14 **Mr. Goodwin:** Okay.

15 **The Court:** And, again, in this court's exhibit there
16 are documents that you say that you asked for that you did
17 not receive---

18 **Mr. Goodwin:** Yes, ma'am.

19 **The Court:** ---that you got through your daughter.

20 **Mr. Goodwin:** Yes, ma'am.

21 **The Court:** Okay. Are there any others?

22 **Mr. Goodwin:** Let's see. And these here is a document
23 that I wrote to Mr. Johnson, right here Mr. Johnson, at the
24 Richland County Sheriff's Department. "I have received your
25 letter dated September 8 indicating that you need to know

1 what special document that I am requesting from your
2 department in the letter that I sent you dated ninth month,
3 the third, '08. Inside the envelope there was a letter and
4 three documents marked as exhibits. Exhibit 1 is the
5 incident report to show that a gun was secured from the
6 victim, Brian Elliott, and turned in to the evidence room for
7 testing.

8 "Exhibit 2 is a chain of custody form. At the bottom on
9 the right-hand side of the form you will see that a ballistic
10 test was done by your forensic division. Exhibit 4 shows
11 that the shooting happened in the parking lot, and the shell
12 casings was collected and the building was damaged and the
13 projectile was collected. This is the information that I
14 have requested from your department, and I would also like to
15 request any and all medical reports on the victim, Andrew
16 Donaldson, because he was taken to the Palmetto Richland
17 Hospital for treatment for a gunshot wound, and inside of his
18 left foot which could have been -- which could have been
19 inflicted by the victim, an assault, Brian Elliott, he should
20 have been charged with assault and battery with intent to
21 kill because he was the one who was doing the shooting. The
22 ballistic test would reveal that a 40 caliber shell casing,
23 and the damage that was done to the building and the
24 projectile was collected from the detective, and the
25 projectile that was collected would match the gun that was

1 secured from the victim, Brian Elliott. I was there that
2 night and I know what happened. I need this information to
3 prove that I am innocent, and I received an injustice. If
4 for some reason you don't believe the statement that I have
5 made about the evidence in my case, you can investigate it
6 yourself. All you have to do is get the evidence and
7 information that I'm requesting, and you will see that I am
8 telling the truth. Could you please send me this information
9 that I am requesting from you?"

10 This is what I wrote him to let him know I'm innocent of
11 the charge. If he get the evidence and everything that I
12 requested, he could investigate it himself and see I'm
13 telling the truth.

14 **The Court:** Okay. But that wasn't in the file they
15 sent. Is that what you're saying?

16 **Mr. Goodwin:** I sent -- yeah, I sent this to Mr. Dan
17 Johnson.

18 **The Court:** Okay. Because I'm asking for the records
19 that you say you did not receive.

20 **Mr. Goodwin:** Yeah, that's -- then there is what I
21 didn't receive, the ballistic test and all that stuff right
22 there. That's what I didn't -- but this is what I'm writing
23 them to let them know. That's why I need this evidence to
24 prove that I'm innocent.

25 **The Court:** Okay. Well, let's -- bailiff, we're going

1 to make that a court's exhibit. Anything else then? So
2 you're basically saying that this is all in response to their
3 motion about your proof of fraud because you're saying you
4 didn't get these documents.

5 **Mr. Goodwin:** They're concealing them.

6 **The Court:** Okay. Now, in the packet that defendant's
7 counsel sent you, you're telling me that none of these
8 documents are in that packet.

9 **Mr. Goodwin:** None of them.

10 **Bailiff:** Do you want copies?

11 **The Court:** Yes. First we'll have the court reporter
12 mark it as court's exhibit 1 or actually plaintiff's exhibit
13 1. Okay. Anything else from either side?

14 **Mr. Hughes:** Without seeing those documents, I---

15 **The Court:** Okay. Well, we'll give you a chance to see
16 them. Okay. Let's do this first. Let her mark them, and
17 then I'll let you see them and then we'll copy them. That
18 way I can... Go ahead and let her mark them first.

19 (Plaintiff's exhibit 1 was received in evidence.)

20 **The Court:** Okay. And then give those to defense
21 counsel first. Mr. Bailiff, if you'll give those to defense
22 counsel first so he can look at them.

23 **Mr. Hughes:** Just for the record for the sake of
24 clarity, in speaking on my memory I'll let the -- let it in
25 the record, crave reference to that. I do not believe this

1 S.L.E.D. document is in our file.

2 **The Court:** Okay.

3 **Mr. Hughes:** I do not believe that I have ever seen
4 these identifications of Mr. Elliott. I don't know why they
5 would have been in Mr. Goodwin's file though. I do believe
6 that these statements were in the packet. I believe the
7 remaining five documents were in the packet that I have in my
8 possession which was forwarded to Mr. Goodwin which was
9 forwarded to the court, and I do believe that those documents
10 represent what was originally forwarded to Mr. Goodwin by Ms.
11 Sharon Moody, as asserted in her affidavit.

12 **The Court:** Okay. All right. Any response?

13 **Mr. Goodwin:** Your Honor, somebody has been tampering
14 with these documents in here. I've got the original document
15 in this folder here. Somebody's been tampering with these
16 documents.

17 **The Court:** Okay. And understand like, for example, the
18 S.L.E.D. document, they're Richland County, so the S.L.E.D.
19 document may or may not be in your file.

20 **Mr. Goodwin:** The documents that he sent me when he --
21 when he is talking about it right now, someone has been
22 tampering with them. For instance, this one here that I just
23 got through -- there you go. Right here where they said
24 Andrew Donaldson right here -- okay. Somebody tampered with
25 this document right here and put his address. You know, the

1 court do not allow where a victim live to see his address.
2 See, right here the document that I got, they blacked that
3 out. It's blacked out. He sent me the document right here
4 where somebody just done -- that has his address.

5 **The Court:** The same document though, it doesn't look
6 like it from here.

7 **Mr. Goodwin:** This is the original.

8 **The Court:** Okay.

9 **Mr. Goodwin:** It's blacked out, the address and all
10 that. Somebody done -- it's cleared his address and
11 everything. They done wrote on the form right here. They
12 talked to S.L.E.D. They -- and firearms on the document and
13 stuff right here. This is the original, doesn't have any of
14 that stuff on there.

15 **Mr. Hughes:** Your Honor, embarrassingly I believe we
16 failed to redact the documents that we sent.

17 **The Court:** Okay.

18 **Mr. Goodwin:** Somebody done...

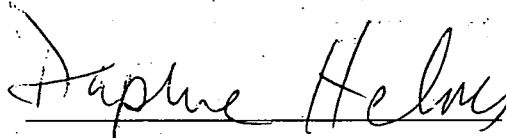
19 **The Court:** Okay. All right. Anything else? All
20 right. We'll give you a copy of the court's exhibit. The
21 court will take the matter under advisement.

22 (Whereupon, the proceedings were concluded.)
23
24
25

I, the undersigned Daphne D. Helms, official court reporter for the Fifth Judicial Circuit of the State of South Carolina, do hereby certify that the foregoing is a true, accurate, and complete transcript of record of all the proceedings had and evidence introduced in the trial of the captioned case, relative to appeal, in the circuit court for Richland County, South Carolina, on the 29th of July, 2010.

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

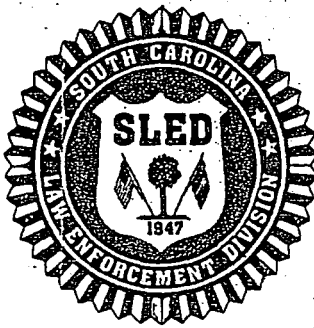
November 22, 2010

A handwritten signature in cursive script that reads "Daphne Helms". The signature is written in dark ink and is positioned above the printed name.

Daphne D. Helms, court reporter

SOUTH CAROLINA LAW ENFORCEMENT DIVISION

MARK SANFORD
Governor



ROBERT M. STEWART
Chief

December 18, 2005

Mr. Sammie Goodwin, #234046
S.C.I.
4546 Broad Rover Road
Columbia, SC 29210

Dear Mr. Goodwin:

A search of our database revealed the following:

SLED Lab No.: L04-5869

LABORATORY DEPARTMENT INVOLVED: TRACE

SUBMITTED AGENCY: RICHLAND COUNTY SHERIFF'S OFFICE

TYPE OF OFFENSE: ASSAULT AND BATTERY OF A HIGH AND AGGRAVATED
NATURE

According to laboratory personnel, SLED is not in possession of the gun nor did our Firearms Department do any testing on the gun. The only testing done was gun shot residue testing and that was performed by our Trace Department.

If you would like any of this information, please let me know. You may also wish to check with the Richland Sheriff's Department's lab for any testing they may have done.

Sincerely,

M. J. Brown/mcp

Michael J. Brown, Lieutenant
Supervisory Special Agent
FOIA/Subpoena Compliance Coordinator

MJB/mcp/FOI#2005-622



An Accredited Law Enforcement Agency

P.O. Box 21398 / Columbia, South Carolina 29221-1398 / (803) 737-9000 / Fax (803) 896-7041

RICHLAND COUNTY SHERIFF'S DEPARTMENT INCIDENT REPORT

AGENCY I.D.
SCO 400000

CASE NUMBER

151

NCIC

Q. ENT

0406 0573 02

EVENT	INCIDENT TYPE				COMPLETED	FORCED ENTRY	PREMISE TYPE	UNITS ENTERED	TYPE VICTIM ☒ Individual ☐ Business ☐ Financial Inst ☐ Government ☐ Relig. Orgn. ☐ Soc/Publi ☐ Other ☐ Unknown ☐ Police Off.
	1. Aggravated Assault				☒ YES ☐ NO	☐ YES ☒ NO	18/03		
	2.				☐ YES ☐ NO	☐ YES ☐ NO			
VICTIM NO. 1	INCIDENT LOCATION (SUBDIVISION, APARTMENT NUMBER, STREET AND NAME AND NUMBER)				SUBDIVISION		ZIP CODE	WEAPON TYPE	
	5034 Two Notch Rd				Husley Hills		29223	HANDGUN-U	
	INCIDENT DATE	24 HR. CLOCK	TO	DATE	24 HR. CLOCK	DISPATCH DATE/TIME	24 HR. CLOCK	DEPART. TIME	AREA
	6-6-04	0508				6-6-04	0508	0511	0730
	COMPLAINANT'S NAME (LAST, FIRST, MIDDLE)				RELATIONSHIP TO SUBJECT	RESIDENT	RACE	SEX	AGE
	Elliott, Brian L				Security	☒ YES ☐ NO	B	M	23
	ADDRESS				CITY	STATE	ZIP CODE	DAYTIME PHONE	
	200 Berry Hill Rd Apt 226				Columbia	SC	29210	479	
	VICTIMS NAME (LAST, FIRST, MIDDLE)				RELATIONSHIP TO SUBJECT	RESIDENT	RACE	SEX	AGE
	Donaldson, Andrew				CP	☒ YES ☐ NO	B	M	24
SUBJECT NO. 1	HEIGHT	WEIGHT	HAIR	EYES	FACIAL HAIR, SCARS, TATOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.				
	602	270	BLK	BRO					
	ADDRESS				CITY	STATE	ZIP CODE		
	1178 Sunshine Rd				Columbia	SC	29817		
	VISIBLE INJURY (VICT. 1)				EXPLAIN		COMPLAINT OF ANY NON-VISIBLE INJURIES		
	☒ YES ☐ NO				SHOT ON INSIDE LEFT FOOT		☐ YES ☒ NO		
	VICTIM (NO. 1) USING: ALCOHOL				DRUGS		TYPE		
	☐ YES ☒ NO				☐ YES ☒ NO		☐ YES ☒ NO		
	☐ TWO-MAN VEH. ☐ ONE-MAN VEH. ☐ DETECTIVE/SPLASH. ☐ OTHER ☐ ALONE ☐ ASSISTED				J-This Jurisdiction S-State O-Out of State U-Unknown				
	☒ SUSPECT				NAME (LAST, FIRST, MIDDLE)		RACE	SEX	AGE
☐ RUNAWAY				UNKNOWN		B	M		
NARRATIVE	☐ WANTED				FACIAL HAIR, SCARS TATOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.				
	☐ WARRANT				NCIC NUMBER				
	☐ ARREST				ADDRESS				
	☐ JAIL				CITY				
	☐ SUMMONS				STATE				
	☐ SUBJECT (NO. 1) USING: ALCOHOL				☐ YES ☒ NO		DATE/TIME OF OFFENSE		
	☐ DRUGS				☐ YES ☒ NO		DATE/TIME OF ARREST		
	☐ TYPE				TOTAL # ARRESTED				
	COMP STATED THAT 3 UNKNOWN B/Ms WERE ASKED TO LEAVE THE I/L BY THE CLUB MANAGER. ONE OF THE SUSPECT (OLDER, FATHER) MADE THREATS TO THE EFFECT HE WAS COMING BACK TO I/L TO KILL THEM ALL. (SUSPECT) LEFT THE I/L AND W/N 5-10 MIN RETURNED AND GOT INVOLVED IN A SHOOTING WITH TWO (COMP) WERE THE (VICTIM) GOT HIT ON THE LEFT FOOT. VICT WAS TRANSPORTED TO BY EMS TO RMCER FOR TREATMENT. INV. SCOTT, CID AND INV LIVINGSTON, FORENSIC ARRIVED AT THE SCENE AT 0601 AND 0616 RESPECTIVELY TO PROCESS THE SCENE. COMP GUN WAS SECURED AND TURNED INTO RSCD EVIDENCE ROOM FOR TESTING PER INV. LIVINGSTON, FORENSIC. (COMP HAND GUN MAKE S+W .40 (FH) FORTY-NINE, SN: 517H402833 WITH BLACK HAND GRIP AND SILVER BARREL/SLIDE.								
	EVIDENCE NUMBER:				JURISDICTION OF THEFT LAW ENFORCEMENT AGENCY		JURISDICTION OF RECOVERY LAW ENFORCEMENT AGENCY		
HOLD ROOM I				EVIDENCE ROOM					
SEIZED	\$	BURNED	\$	DAMAGED	\$				
SUBJECT IDENTIFIED		SUBJECT LOCATED		☐ ACTIVE ☐ ADM. CLOSED		☐ ARRESTED UNDER 18		☐ EX-CLEAR UNDER 18	
☐ YES ☒ NO		☐ YES ☒ NO		☐ UNFOUNDED		☐ ARRESTED 18 AND OVER		☐ EX-CLEAR 18 AND OVER	
REASON FOR EXCEPTIONAL CLEARANCE: 1. ☐ OFFENDER DEATH 2. ☐ NO PROSECUTION 3. ☐ EXTRADITION DENIED 4. ☐ VICTIM DECLINES COOPERATION 5. ☐ JUVENILE-NO CUSTODY									
REPORTING OFFICER(S)		DATE	DEPT NO.	APPROVING OFFICER		DATE	DEPT NO.		
C.R. Santos		6-6-04	1185	C.R. TC		06/06/04	845		
				FOLLOW-UP INVESTIGATION		OFFICER			
				☐ YES ☒ NO		SCOTT	6-7-04	760	



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Richland County Sheriff's Department

LEON L. LOTT, JR.
Sheriff
April 8, 2008

Mr. Sammie Goodwin #234046
Stevenson Correction Institution W-5
4546 Broad River Road
Columbia, South Carolina 29210-4094

Re: FOI Request – Incident Report 0406057306 “copy of any and all ballistic report(s), test(s) and **any and all other information** in possession of yourself and/or your office on the above-reference Incident Report.”

Dear Mr. Goodwin,

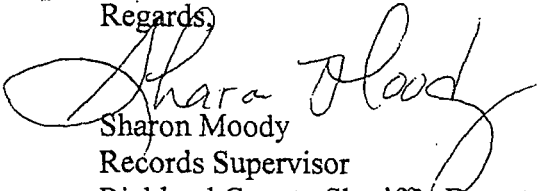
I regret my tardiness in responding to your letter of March 10, 2008; however, I did not find it taped to the returned package until yesterday after reading your reference to it in your “Motion to Compel Discovery.”

Please be advised, Mr. Goodwin, that your Freedom of Information Request encompassed **any and all** information regarding case number 0406057306 available, held and kept at Richland County Sheriff's Department. That is the information provided by me to you in full compliance with your FOIA request. Furthermore, the packet of information you received **did** contain the SLED Forensic Services Laboratory Report.

I have since performed further research and can assure you that **no** additional Ballistic Test information is available from Richland County Sheriff's Department. You may wish to contact SLED or the Richland County Solicitor's Office with your Freedom of Information Request in order to obtain it.

If I can be of further service, please do not hesitate to write me.

Regards,


Sharon Moody
Records Supervisor
Richland County Sheriff's Department

 153
Richland County Sheriff's Department

September 8, 2008

Mr. Sammie Goodwin #234046
Stevenson Correctional Institution
4546 Broad River Road
Columbia, South Carolina 29210

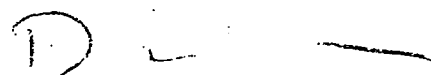
Dear Mr. Goodwin:

We have received your letter dated 09/03/08, regarding your previous requests for information.

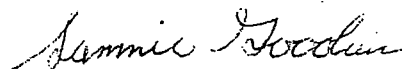
As you may know, the Richland County Sheriff's Department makes every effort to accommodate citizens when they make a request for information, but in order to assist you, I need to know what specifically you are requesting. Your letter made several allegations, but failed to advise me of what specific document(s) you seek.

If I can assist you in the future, please do not hesitate to contact me.

Sincerely,


Daniel E. Johnson, Esquire
Chief Deputy

DEJ/gwy



5623 Two Notch Road, Columbia, South Carolina 29223
Office: (803) 576-3000 Fax: (803) 576-3197
WWW.RCSD.NET
SHERIFF@RCSD.NET

INV Scott

Sammi Gordon

154

RICHLAND COUNTY SHERIFF'S OFFICE

Property and Evidence Section

5623 Two Notch Road

Columbia, South Carolina 29223 (803) 691-9000

Evidence/Property/Return Receipt/Chain of Custody Form

(PRINT OR TYPE ALL INFORMATION.....CLEARLY.....)

INCIDENT NUMBER: 0406 0573-06 LOCATION: 5024 Two Notch Rd

CRIME: Aggravated A

FILL OUT ANOTHER FORM IF MORE SPACE IS NEEDED FOR VICT/OWNER/SUP

VICTIM ☒ OWNER ☐ SUSPECT ☐ HOME ADDRESS: [REDACTED]

Donaldson, Andrew

LAST FIRST MIDDLE

VICTIM ☐ OWNER ☐ SUSPECT ☐ HOME ADDRESS:

LAST FIRST MIDDLE

VICTIM ☐ OWNER ☐ SUSPECT ☐ HOME ADDRESS:

LAST FIRST MIDDLE

VICTIM ☐ OWNER ☐ SUSPECT ☐ HOME ADDRESS:

LAST FIRST MIDDLE

EVIDENCE / PROPERTY SUBMITTED

ITEM #	QUANTITY	ARTICLE(S) (list model and serial numbers)
1	1	FN 40 Cal Automatic Pistol Silver/Black Mod 49 S&W, SN: 517NN02833
2	1	S&W .40 Cal. MAGAZINE with 5 .40 Cal Winchester Rounds.

DISPOSITION OF ITEM(S) SUBMITTED

DESTROY ☐ RETURN ☐ HOLD AS EVIDENCE ☒ HOLD FOR COURT ☐ SLED ☐ RCSI LAB ☒ Ballistic Test

COURT DATE _____ DATE OF OFFENSE: 6, 6, 04 CO: _____

TEST COC ☐
TEST MAR ☐
F. PRINTS ☐

C. R. Santos
PRINT NAME OF SUBMITTING OFFICER

[Signature]
SIGNATURE OF SUBMITTING OFFICER

"S" NUMBER: 1185 REGION: 2

PAGE: 1 OF 1

DO NOT WRITE BELOW THIS LINE

LOCATION: _____ DATE/ TIME RECEIVED: _____

EVIDENCE OFFICER SIGNATURE

RIN.

(3)



Leon Lott
Sheriff

RICHLAND COUNTY SHERIFF'S DEPARTMENT
Forensic Science Division
Crime Scene Investigation Report

155

Incident: <u>SHOOTING</u>	Date: <u>06/06/2004</u>	Lab Number: <u>041951</u>	Case Number: <u>04062573</u>		
Address: <u>5024 TWO NOTCH ROAD</u>					
Time:	Notified: <u>0520</u>	Arrived: <u>0605</u>	Complete: <u>0820</u>		
Weather:	☐ Clear	☐ Cloudy	☐ Rain	☐ Fog	☒ Overcast
Lighting:	☒ Day	☐ Night	☐ Dawn	☐ Dusk	
Persons Present: <u>OFFICER SANTOS</u>					
Processed by: <u>Inv. Ray Livingston</u>			Requested By: <u>OFFICER SANTOS</u>		
Latents Recovered: ☐		Photos Taken: ☒		Evidence Recovered: ☒	
Victim 1: <u>DONALDSON, ANDREW</u>		Race: <u>B</u>	Sex: <u>M</u>	Age: <u>24</u>	
Victim 2:		Race:	Sex:	Age:	
Subject 1: <u>GOODWIN, SAMMIE</u>		Race: <u>B</u>	Sex: <u>M</u>	Age: <u>48</u>	
Subject 2: <u>GOODWIN, SAMMY JR.</u>		Race: <u>B</u>	Sex: <u>M</u>	Age: <u>24</u>	
Narrative of Crime Scene:					
I/o was requested at the above location of a shooting, I/o met with officer Santos who stated the victim a security guard at the club was shot once in the left foot. The victim was taken to palmetto-Richland hospital for treatment, the suspects ran from the location. Officer Santos stated that there was several shell casing around the building and under vehicles in the parking lot.					
I/o took digital photography's of the parking lot where the shooting took place, and collected shell casing, and two black dandles. (see ein).					
I/o was call back to the location to a business next to where the shooting took place were a projectile was located inside one of the work building, I/o checked and found that several small building was damage with bullet holes. I/o photography's each building and collected the projectile (see ein).					
I/o took GSR kits from each of the suspect listed.					

Page 1

State of South Carolina)

) S.S.

County of Richland)

The son wearing the glasses took off running and went across Two Notch toward Regional Automotive. I started toward This Is It and someone yelled at me and said that he went the other way. I did a 180 and ran toward the back of my club. As I got to the back corner, I saw the old guy walking away quickly. I told him to freeze and drop his weapon. He turned around and looked dead at me and fired two rounds. I ducked behind a car and returned fire (3 rounds). He managed to get behind the air conditioning unit and fired another round. He then took off again and fired two more rounds before he got to the other corner of the building. Rather than follow him around that corner, I turned around and went back the way I had come. When I got back to the front corner of the building, I saw the old guy going toward the car. The car was now in the near lane of Two Notch. In other words, it was in the north bound lane facing south. He turned again and fired two more rounds at us. I'd say there were about ten people in front of the club when he fired the last two rounds. They were trying to get to their cars. He got in the car and the car took off toward Food Lion again. I saw Drew in the parking lot of This Is It and he was yelling that he had been hit. Some other guys helped carry him to the front of the club. The Sheriff's Dept then arrived and the ambulance a short time later.

Q: Did you see what type of weapon he was using?

A: No, other than it was a pistol.

Q: How many total rounds were fired at you?

A: As I can recount, there were a total of 10 rounds - three initially from behind me, two directly at me when he looked me in the face, another from the air conditioning unit, two more when he left it towards the back corner of the building, and two more when the old guy was getting in the car.

Q: Do you know how many total rounds you fired?A: Between 6-9.Q: Could you identify the older guy again?

A: Yes. I have already identified the two sons when I was shown photo lineups with them in them.

Q: Is there anything else you want to add to your statement?

A: No, sir. *B. L. E.*

This statement was made in the presence of Inv. Terry C. Downie of the Richland County Sheriff's Department.

I make this statement of my own free will and accord, without reward or intimidation. All of the above is the truth, the whole truth and nothing but the truth.

Sworn to and subscribed before me
this 07th day of June 2004

Signed: *Brian L. Ellwood*

Witness: _____

Witness: _____

Terry C. Downie
Notary Public for South Carolina
My commission expires 2-14-2010

[REDACTED]

Sammie Goodwin #234046
Stevenson Corr.Inst. W-5
4546 Broad River Road
Columbia, South Carolina
29210-4094

Sept. 10, 2008

Mr. Daniel E. Johnson
Richland County
Sheriff's Department
5623 Two Notch Road
Columbia, South Carolina
29203

Dear Mr. Johnson, Esq.,

I have received your letter dated Sept. 8, 2008 indicating that you need to know what specific documents that I am requesting from your department. In the letter that I sent to you dated 9-3-08 inside the envelope there was a letter and three(3) documents marked as exhibits. Exhibit one(1) is an incident report to show that a gun was secured from the victim, Brian Elliot, and turned into the evidence room for testing. Exhibit two(2) is a chain of custody form. At the bottom on the right hand side of the form you would see that a ballistic test was done by your forensic division and exhibit four (4) shows that the shooting happened in the parking lot and shell casings were collected and a building was damaged and the projectile was collected. This is the information that I have requested from your department.

I would also like to request any and all medical reports on the victim, Andrew Donaldson because he was taken to Palmetto-Richland Hospital for treatment for a gunshot wound in the inside of his left foot which could have been inflicted by the victim of the assault Brian Elliot. He should have been charged with assault with intent to kill because he was the one who was doing the shooting. The ballistic test will reveal that the forty(40) caliber shell casing and the damage that was done to the small building and the projectile was collected will match the gun that was secured from the victim Brian Elliot. I was there that night and I know what happened. I need this information to prove that I am innocent and I received an injustice. If for some reason you don't believe the statement that I made about the evidence in my case you can investigate yourself. All you have to do is get this information that I requested and you will see that I am telling the truth. Could you please send me this information that I am requesting from you?

Sammie Goodwin

CC

~~CONFIDENTIAL~~

Sammie Goodwin #234046
Stevenson Corr.Inst. W-5
4546 Broad River Road
Columbia, South Carolina
29210-4094

January 31, 2008

Mr. Leon Lott, Sheriff
Richland County Sheriff's Dept.
5623 Two Notch Road
Columbia, South Carolina
29223

Re: Incident report #04060573-06.

Dear Mr. Lott,

Please consider this letter as a request for a copy of any and all ballistic report(s), test(s) and any and all other information in possession of yourself and/or your office on the above referenced incident report.

I contacted your office on January 14th concerning this matter and did not receive an answer (see enclosure) and I believe I am entitled to this information by and through the South Carolina Freedom of Information act, S.C.Code §13-4-10 and any other applicable laws and statutes.

If for some reason you are unable to comply with this request I would ask that you send me the name, title and mailing address of whom I may contact to resolve this matter.

I want to thank you in advance for taking time out of your schedule to read my letter and any assistance you would give me in this matter will be appreciated. I hope to hear from you soon.

Sincerely,

Sammie Goodwin

Sammie Goodwin

Enclosure: January 14, 2008 letter.
cc/: File.

160

SOUTH CAROLINA
SECURITY OFFICER

BRIAN LAMAR ELLIOTT
R0126359

IS REGISTERED
SECURITY WEAPONS PERMIT

EXPIRES: 03/16/2005



Brian Elliott

CHIEF

S.C. Law Enforcement Division

SOUTH CAROLINA
DEPARTMENT OF PUBLIC SAFETY
DRIVER'S LICENSE

UNDER 21 UNTIL
01-16-2002

ELLIOTT, BRIAN LAMAR
235 STRAWPOND DRIVE
RUFFIN, SC, 294750000

DL#: 007775496
Expires: 01-16-2007

Class: D Hgt: 5-10 Wgt: 215
Sex: M DOB: 01-16-1981
Issued: 12-18-2001 15015 R.1

Brian Elliott

Restrictions: None

Jim Hodges
Governor

161

[REDACTED]

Sammie Goodwin #234046
Stevenson Corr.Inst. W-5
4546 Broad River Road
Columbia, South Carolina
29210-4094

January 14, 2008

Attn: Records Department
Richland County Sheriff's Dept.
5623 Two Notch Road
Columbia, South Carolina
29223

Re: Incident Report #04060573-06.

To Whom it may concern,

Please consider this letter as a request for a copy of any and all ballistic report(s), test(s) and any and all other information in possession of yourself and/or your office on the above referenced incident report.

I believe I am entitled to this information by and through the South Carolina Freedom of Information Act, S.C.Code §§13-4-10 and any other applicable laws and statutes.

If for some reason you are unable to comply with this request I would request that you send me the name, title and mailing address of whom I may contact to resolve this matter.

I want to thank you in advance for taking time out of your schedule to read my letter and any assistance your office would give me in this matter will be appreciated. I hope to hear from you soon.

Sincerely,

Sammie Goodwin

Sammie Goodwin

Sammie Goodwin #234046
Stevenson Corr. Inst. W-5
4546 Broad River Road
Columbia, South Carolina
29210-4094

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March 10, 2008

Attn: Ms. Sharon Moody
Records Department
Richland County Sheriff's Dept.
5623 Two Notch Road
Columbia, South Carolina
29223

Dear Ms. Moody,

I'm returning the records back to you that you sent me. The items you sent me are not the items I requested from your office. You indicated in your letter of February 14, 2008 that you would send me the ballistic reports and tests and any other information I had requested.

The information you sent me is nothing more than information I already had in my possession. What I need from your office is copies of the ballistic reports and any other tests of the evidence of the crime scene and I believe I am entitled to this information by and through the South Carolina Freedom of Information Act S.C. Code §13-4-10 and any other applicable laws and statutes.

If for some reason you are unable to comply with this request I would like for you to refund me my money because you didn't send me what I requested and I appreciate the assistance that you have given me and I hope to hear from you soon.

Sincerely,

Sammie Goodwin

Sammie Goodwin

cc:/ File.

Certificate of Counsel

The undersigned certifies best to his knowledge that this Amended Record on appeal conform to Rule 210 and Rule 267 of the South Carolina Appellate Court Rule.

Date: 13 November 2011

A handwritten signature in cursive script, appearing to read "Sammie Goodwin Prose", written over a horizontal line.

Sammie Goodwin Prose
1012 May Oak Circle
Columbia S.C 29229

The State of South Carolina
in the Court of Appeals

Appeal from Richland County
J. Michelle Childs Circuit Court Judge

Case No. 2008-CP-40-7441

Sammie Goodwin _____ Appellant

V.

Richland County Sheriffs Department. Leon Lott Sheriff, and Sharon Moody
Records Department.

Certificate of Service

The undersigned does hereby certify that he has complied with Court order to Amend the Record on Appeal and service was upon the Respondent by placing copies of the documents in the United States mail first class postage prepaid at the below listed address on this the day of Nov. 13, 2011.

Davidson Landermann. p. A
Andrew F. Lindemann
Joel S. Hughes
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Post Office Box 8568
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