

THE STATE OF SOUTH CAROLINA
In the Supreme Court

RECEIVED

AUG 24 2015

SC Court of Appeals

POST CONVICTION RELIEF APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

James R. Barber III, Circuit Court Judge

Appellate Number 2014-002709

RECEIVED

AUG 24 2015

Derrick Antron Young, Petitioner,

v.

S.C. SUPREME COURT

The State of South Carolina, Respondent.

AMENDED APPENDIX

Respectfully Submitted,

William G. Yarborough, III

William G. Yarborough, III
522 N. Church Street
Greenville, SC 29601
Telephone (864) 331-1612

Counsel of Record:

Karen C. Ratigan
Senior Assistant Deputy Attorney General
PO Box 11549
Columbia, SC 29211-1549

TABLE OF CONTENTS

Page

State's Return.....	2-5
Post-Conviction Relief Application.....	6-15
Sentencing Transcript.....	16-45
PCR Hearing Transcript.....	46-93
Charges.....	94-161

STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
	)	C.A. No. 2013-CP-23-4575
COUNTY OF GREENVILLE	)	
	)	
Derrick Antron Young,	)	
S.C.D.C. No. 273562,	)	
	)	
Applicant,	)	
	)	RETURN
v.	)	
	)	
State of South Carolina,	)	
	)	
Respondent.	)	
_____	)	

In response to the post-conviction relief application filed August 21, 2013, the Respondent would show this Court:

I.

The Applicant is incarcerated with the South Carolina Department of Corrections pursuant to the Greenville County Clerk of Court's orders of commitment. The Greenville County Grand Jury indicted the Applicant at the December 2010 term of General Sessions for resisting arrest with assault (2010-GS-23-8605), at the April 2011 term for possession with intent to distribute (PWID) cocaine base (2010-GS-23-9819), and at the June 2012 term for trafficking cocaine (2011-GS-23-6189) and trafficking cocaine base (2011-GS-23-6190). The Applicant also waived presentment on the charge of failure to stop for a blue light (2012-GS-23-8436). Christopher T. Posey, Esquire represented the Applicant.

On October 9, 2012, the Applicant pled guilty. The Honorable Letitia H. Verdin sentenced Applicant to concurrent terms of ten years for resisting arrest with assault, thirteen years for PWID cocaine base, second offense, thirteen years for trafficking cocaine (28-100

442, 334 S.E.2d 813, 814 (1985).

The proper measure of performance is whether the attorney provided representation within the range of competence required in criminal cases. The courts presume counsel "rendered adequate assistance and made all significant decisions in the exercise of reasonable professional judgment." Strickland, 466 U.S. at 690, 104 S. Ct. at 2066. The Applicant must overcome this presumption in order to receive relief. See Cherry v. State, 300 S.C. 115, 118, 386 S.E.2d 624, 625 (1989).

A two-pronged test is used in evaluating allegations of ineffective assistance of counsel. First, the applicant must prove counsel's performance was deficient. Under this prong, attorney performance is measured by its "reasonableness under prevailing professional norms." Cherry v. State, 300 S.C. at 117, 386 S.E.2d at 625 (quoting Strickland, 466 U.S. at 688, 104 S. Ct. at 2065). Second, counsel's deficient performance must have prejudiced the Applicant such that "there is a reasonable probability that, but for counsel's unprofessional errors, the result of the proceeding would have been different." Cherry, 300 S.C. at 117-18, 386 S.E.2d at 625. "A reasonable probability is a probability sufficient to undermine confidence in the outcome of trial." Johnson v. State, 325 S.C. 182, 186, 480 S.E.2d 733, 735 (1997) (citing Strickland v. Washington, 466 U.S. 668, 104 S. Ct. 2052 (1984)).

The Respondent submits the Applicant cannot satisfy either requirement of the Strickland v. Washington test. However, the allegation of ineffective assistance of counsel probably raises questions of fact that cannot be conclusively refuted by the record. The Respondent requests an evidentiary hearing to fully resolve this issue. See Sharper v. State, 279 S.C. 264, 265, 305 S.E.2d 247, 248 (1983) (citing Norman v. State, 276 S.C. 278, 277 S.E.2d 707 (1981)).



ALAN WILSON
ATTORNEY GENERAL

March 26, 2014

The Honorable Paul B. Wickensimer
Clerk of Court, Greenville County
305 East North Street; Room 224
Greenville SC 29601-2121

Re: Elvin Joel Giron, 355792 v. State of South Carolina
2013-CP-23-4950

Lewis Charles Landreth, 310354 v. State of South Carolina
2013-CP-23-5499

Frank Daniel Simpson, 354338 v. State of South Carolina
2014-CP-23-0531

Clemeticia Chenoa Thomason, 355875 v. State of South Carolina
2013-CP-23-5497

Derrick Antron Young, 273562 v. State of South Carolina
2013-CP-23-4575

Edward Rorecuse Young, 314830 v. State of South Carolina
2013-CP-23-5236

Dear Mr. Wickensimer:

Enclosed please find the Respondent's original **Return**, in the above-captioned case for filing in your office.

Sincerely,

Karen C. Ratigan
Senior Assistant Deputy Attorney General

cc: Elvin Joel Giron, 355792
Lewis Charles Landreth, 310354
E. Charles Grose, Jr., Esquire
Clemeticia Chenoa Thomason, 355875
Derrick Antron Young, 273562
Brian P. Johnson, Esquire

STATE OF SOUTH CAROLINA

COUNTY OF GREENVILLE

DERRICK ANTRON YOUNG, 273562

Applicant,

vs

STATE OF SOUTH CAROLINA,

Respondent.

IN THE COURT OF COMMON PLEAS

2013-CP-23-4575

AFFIDAVIT OF SERVICE BY MAIL

1. I am an employee of the Respondent in the above-captioned action.
2. Regular communication by mail exists throughout the State of South Carolina and that this is a proper circumstance of service by mail.
3. I have this day served a copy of the **Return** in the above-captioned matter on the following person by depositing same in the United States mail, postage prepaid:

**Derrick Antron Young, 273562
Evans Correctional Institution
Post Office Box 2951202
Bennettsville SC 29512**

DATED this 26th day of March, 2014.


Judy A. C. Carey, Legal Assistant
For Respondent

FORM 5

STATE OF SOUTH CAROLINA)

County of Greenville)

IN THE COURT OF COMMON PLEAS

Mr. Derrick Anton Young, #223562)
Full name and prison number (if any) of Applicant)

2013-CP-23-

RECEIVED
CLERK OF COURT
GREENVILLE
SOUTH CAROLINA
AUG 08 2013
PM 1:39

v.)

State of South Carolina)

APPLICATION FOR

POST-CONVICTION RELIEF

RECEIVED

INSTRUCTIONS B READ CAREFULLY

AUG 08 2013

In order for this application to receive consideration by the Court, it shall be in writing (legibly handwritten or typewritten), signed by the applicant and verified (notarized), and it shall set forth in concise form the answers to each applicable question. If necessary, applicant may furnish his answer to a particular question on the reverse side of the page or on an additional page. Applicant shall make clear to which question any such continued answer refers.

Since every application must be sworn under oath, any false statement of a material fact therein may serve as the basis of prosecution and conviction for perjury. Applicants should, therefore, exercise care to assure that all answers are true and correct.

If the application is taken in forma pauperis, it shall include an affidavit (attached at the back of the form) setting forth information which establishes that applicant will be unable to pay the fees and costs of the proceedings. When the application is completed, the original shall be mailed to the Clerk of Court for the County in which the applicant was convicted.

1. Place of detention Perry Correctional Institution
2. Name and location of Court which imposed sentence White Horse Rd., Magistrate Court, Greenville, SC 29611
General Sessions Court of Greenville County, Greenville, SC 29601
3. Name(s) of co-defendant(s) (if any) _____
4. The indictment number or numbers (if known) upon which and the offenses for which sentence was imposed:
(a) [50894] FQ; [50895] FQ; I433967; I433698; I433699, etc.,

- (b) _____
(c) _____
5. The date upon which sentence was imposed and the terms of the sentence:
(a) October 9th, 2012 (General Sessions Court)
(b) November 13th, 2012 (Magistrate Court)
(c) _____
6. Check whether a finding of guilty was made:
(a) ☒ after a plea of guilty (In General Sessions Court)
(b) after a plea of not guilty _____
(c) after a plea of nolo contendere _____
7. Did you appeal from the judgment of conviction or the imposition of sentence?
No.
8. If you answered Ayes@ to (7), list:
(a) the name of each Court to which you appealed:
i. _____
ii. _____
iii. _____
(b) the result in each such Court to which you appealed:
i. _____
ii. _____
iii. _____
(c) the date of each such result:
i. _____
ii. _____
iii. _____
(d) if known, citations of any written opinion or orders entered pursuant to such results:
i. _____
ii. _____
iii. _____
9. If you answered Ano@ to (7), state your reasons for not so appealing:
(a) Not informed of right of appeal by counsel.

- (b) Denial of access to courts by SCDC, without initiation by counsel.
(c) _____

10. State concisely the grounds on which you base your allegation that you are being held in custody unlawfully:

- (a) Violation of 5th & 14th Amendments of U.S. Constitution;
(b) Violation of 6th, 4th Amendments also. (Reservations for amendments to application.)
(c) _____

11. State concisely and in the same order the facts which support each of the grounds set out in (10):

- (a) Set forth in attached page(s) 3(a), 3(b).
(b) "
(c) "

12. Prior to this application have you filed with respect to this conviction:

- (a) any petition in a State Court under South Carolina Law? No
(b) any petition in State or Federal Courts for habeas corpus or post-convictions relief? No
(c) any petition in the United States Supreme Court for certiorari other than petitions, if any, already specified in (8)? No
(d) any other petitions, motions or applications in this or any other Court? No

13. If you answered Ayes@ to any part of (12), list with respect to each petition, motion or application:

(a) the specific nature thereof:

- i. _____
ii. _____
iii. _____
iv. _____

(b) the name and location of the Court in which each was filed:

- i. _____
ii. _____
iii. _____

Where counsel provided erroneous information / advice to applicant, thereby advising and influencing applicant to enter a guilty plea, counsel was ineffective, thereby rendering plea invalid / involuntary; Where counsel made a attorney-client visit with applicant the week prior to plea hearing and sentencing, counsel communicated a 7 year, non-violent sentence to applicant, counsel presented sentencing sheets to applicant, advising applicant to sign sentencing sheets, applicant questioned counsel why were there no number on section for length of sentence? Counsel replied that he just wanted to come and speak with applicant first, then he would be going to the courthouse to secure the judge and solicitors signatures to seal the deal, this overt act of deceit on counsel's behalf, renders plea invalid / involuntary;

Where counsel communicated the understanding that had applicant chose to go forward with the preliminary, that solicitor would renege on plea agreement / arrangement, which had been worked out amongst them, thereby applicant forewent his preliminary hearing at the advice of counsel, rendering guilty plea invalid / involuntary; Counsel failed to object to unfounded allegations made by solicitor during plea hearing / sentencing, thereby counsel was ineffective;

11. (a) Where applicant was denied counsel at a critical stage during proceedings prior to guilty plea, counsel was ineffective;

(b) Contrary to applicant's best interest, counsel failed to pursue suppression of evidence, where applicant made effort to show counsel that seizure of his person by traffic stop, was in violation of rights guaranteed to all "citizens" by Fourth Amendment of United States Constitution, via the Fourteenth Amendment of United States Constitution, thereby counsel was ineffective; Where counsel failed to investigate officers decision to stop driver (applicant), reasonableness, and probable cause to believe a traffic violation had occurred, counsel was ineffective; Officers reasonable suspicion to enlarge traffic stop was an important point to be examined and investigated, which counsel failed to do, thereby counsel was ineffective; Counsel failed to properly investigate allegations made against applicant, thereby counsel was ineffective; Where counsel made a visit to applicant during the month of December 2012, delivering discovery, applicant requested recording of traffic stop of instant case, counsels response was that "they got it, but they are not giving it to me," thereby constitutes a Brady violation at the hands of counsel, rendering ineffectiveness on counsels behalf; in addition, counsel failed to pursue other elements of discovery which would have been exculpatory and/or impeaching towards applicant, this Brady violation, was also at the hands of counsel, counsel was ineffective; Where the foregoing claims were on counsels behalf prior to guilty plea of applicant, these claims properly proven in PCR court would render guilty plea entered by applicant, invalid/involuntary;

16. If any ground set forth in (10) has not previously been presented to any Court, State or Federal, set forth the ground and state concisely the reasons why such ground has not previously been presented:

- (a) In respect to claims of grounds under the
- (b) In respect to grounds set forth under (a) & (b)
- (c) Whereas grounds in respect to the 6th amendments

17. Were you represented by an attorney at any time during the course of:

- (a) your arraignment and plea? Yes
- (b) your trial, if any? N/A
- (c) your sentencing? Yes
- (d) your appeal, if any, from the judgment of conviction or the imposition of sentence? N/A
- (e) preparation, presentation or consideration of any petitions, motions or applications with respect to this conviction, which you filed? No

18. If you answered Ayes@ to one or more parts of (17), list:

- (a) the name and address of each attorney who represented you:
 - i. Christopher T. Posey, [REDACTED]
Greenville, SC 29602. Office ph. #: [REDACTED];
 - ii. cell ph. #: [REDACTED]
 - iii. _____
- (b) the proceedings at which each such attorney represented you:
 - i. Bonding hearings, Plea hearing for sentencing.
 - ii. _____
 - iii. _____

16.) 5th amendment and 14th amendment of the United States Constitution, such grounds were not raised on applicant's behalf at the discretion of counsel for applicant, during adjudication of case for which applicant currently seeks relief.

(b) The 4th amendment of the United States Constitution, such grounds were not pursued and/or not raised on applicant's behalf at the advice and discretion of counsel for applicant during the adjudication of case for which applicant currently seeks relief.

(c) Whereas grounds in respect to the 6th amendment of the United States Constitution now have arisen as a result of reasons stated and specified above in sections 16(a) and 16(b), grounds arising pursuant to the 6th amendment of the United States Constitution pertains directly to the lack or failure of then counsel to address and/or pursue such grounds now presented to the court in section (10).

19. State clearly the relief you seek in filing this application:

Applicant seeks relief, in that the conviction and sentence be vacated and dismissed.

20. Are you now under sentence from any other court that you have not challenged?

Yes. White Horse Rd., Magistrate Court, 6247 White Horse Rd., Greenville, SC 29611. (Same as in (2)).

Revised 3/2003

STATE OF SOUTH CAROLINA)

County of Greenville)

VERIFICATION

I, Derrick Young, being duly sworn upon my oath, depose and say that I have subscribed to the foregoing application; that I know the contents thereof; that it includes every ground known to me for vacating, setting aside or correcting the conviction and sentence attacked in this application; and that the matters and allegations therein set forth are true.

Derrick Young

SWORN to and subscribed before me this 29th day of July, 2013.

Nancy C. Munk (L.S.)
Notary Public

My Commission Expires: 1-23-2023

APPLICATION TO PROCEED WITHOUT PAYMENT
OF COSTS AND AFFIDAVIT
IN SUPPORT THEREOF

I, Derrick Young, hereby apply for leave to
proceed in this action without prepayment of fees or costs or security therefor. In support of my
application I declare under penalty of perjury that the following facts are true:

- (1) I am the applicant in this action and I believe I am entitled to redress.
- (2) Because of my poverty I am unable to pay the costs of said proceeding or give
security thereof.

Derrick Young
Applicant

SWORN or affirmed to and subscribed before me this
29th day of July, 2013.

Gary C. Munk
Notary Public

My Commission Expires: 1-23-2023

STATE OF SOUTH CAROLINA	)	COURT OF GENERAL SESSIONS
COUNTY OF GREENVILLE	)	
State of South Carolina,	)	TRANSCRIPT OF RECORD
Plaintiff,	)	
-VS-	)	
Kasey Mathot,	)	Case No(s) .: 2012GS2302762,
	)	2012GS2302764
<u>Defendant.</u>	)	
State of South Carolina,	)	
Plaintiff,	)	
-VS-	)	Case No(s) .: 2011GS2304185
Shaquille Jones,	)	
<u>Defendant.</u>	)	
State of South Carolina,	)	
Plaintiff,	)	
-VS-	)	Case No(s) .: 2012GS2301459
Jennifer Panagakos,	)	
<u>Defendant.</u>	)	
State of South Carolina,	)	
Plaintiff,	)	
-VS-	)	Case No(s) .: 2011GS2303991
Ann Isbell,	)	
<u>Defendant.</u>	)	
State of South Carolina,	)	Case No(s) .: 2010GS2308605,
Plaintiff,	)	2010GS2309819,
-VS-	)	2011GS2306189,
Derrick Young,	)	2011GS2306190,
	)	2011GS3901069,
	)	2011GS3901070,
	)	2011GS3901071,
<u>Defendant.</u>	)	2011GS3901072,
	)	2012GS3908436

October 09, 2012
Greenville, South Carolina

B E F O R E:

HONORABLE LETITIA H. VERDIN, Judge.

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

ELIZABETH E. MAJOR, Esquire
Assistant Solicitor

W. JEFF WESTON, Esquire
Assistant Solicitor

RYAN BEASLEY, Esquire
Attorney for the Defendant

LARRY COOKE, Esquire
Attorney for the Defendant

KIMBERLY BROOKS, Esquire
Attorney for Defendant Panagakos and Defendant Isbell

LARRY COOKE, Esquire
Attorney for the Defendant

I N D E X

DIRECT CROSS REDIRECT RECROSS

Recitation of Facts

of Kasey Methot 14

of Shaquille Jones 15

of Jennifer Panagakos 16

of Ann Isabell 18

of Derrick Young 20

Certificate of Reporter 30

EXHIBITS PAGE

NO.

DESCRIPTION

ID EV

PLAINTIFF EXHIBITS

(No exhibits offered.)

DEFENSE EXHIBITS

(No exhibits offered.)

COURT EXHIBITS

(No exhibits offered.)

P R O C E E D I N G S

(WHEREUPON, the proceedings begin on the 9th day of October, 2012 at approximately 11:06 a.m.)

THE CLERK: Your Honor, this is indictment 2012-GS-23-2762, 2763 and 2764 all for -- indicted for Obtaining Controlled Substance by Fraud. Pleading to Possession of a Controlled Substance times three. They are all waivers. And it's a conditional discharge.

THE COURT: Okay.

THE CLERK: 2011-GS-23-4185, Shaquille Jones indicted for Burglary second degree. Pleading to the same. It is a waiver and there's an order of restitution.

2012-GS-23-1459, Jennifer Panagakos indicted for Unlawful Carrying of a Handgun. Pleading to the same, and it is a true bill.

2011-GS-23-3991, Ann Marie Isbell indicted for Possession of Methamphetamine. Pleading to the same, and it is a true bill.

2012-GS-23-8436, Derrick Antoin Young indicted for Failure to Stop for a Blue Light. Pleading to the same. It is a waiver. 2010-GS-23-9819, indicted for Possession of Cocaine Base with Intent to Distribute. Pleading to Narcotic Drugs second

1 offense. It is a true bill. 2010-GS-23-8605,
2 indicted for Resisting Arrest with Assault.
3 Pleading to the same. It is a true bill. 2011-GS-
4 23-6189, indicted for Trafficking Cocaine.
5 Pleading to Trafficking Cocaine second offense. It
6 is a true bill. 2011-GS-23-6190, indicted for
7 Trafficking Cocaine Base. Pleading to the same.
8 It is a true bill. 2011-GS-40-1069 -- these are
9 Pickens charges.

10 **THE COURT:** Oh, okay.

11 **THE CLERK:** Just so you are aware. Indicted
12 for Assault and Battery first degree. Pleading to
13 the same. It is a true bill. 2011-GS-40-1070,
14 indicted for Assault and Battery first degree.
15 Pleading to the same. It is a true bill. 2011-GS-
16 23-40-1072, indicted for Weapons Sell through
17 Delivery of Pistol to and Possession by Certain
18 Persons Unlawful. Pleading to the same. And it is
19 a true bill. 2011-GS-40-1071, indicted for
20 Possession of Cocaine with Intent to Distribute.
21 Pleading to the same. It is a true bill.

22 Will you raise your right hands?

23 (WHEREUPON, each defendant is first duly sworn.)

24 **THE COURT:** Ma'am, how do I say your name?

25 **MS. METHOT:** Kasey Methot.

1 **THE COURT:** Methot. Okay. And you are here
2 today to plead to three counts of Obtaining
3 Controlled Substance by Fraud.

4 What do those carry?

5 **MS. MAJOR:** I have zero to six months here,
6 but I think it's up to two years.

7 **THE COURT:** Up to two years? I think it is
8 up to two. Each of those carry up to two years. Is
9 that your understanding?

10 **MS. METHOT:** Yes.

11 **THE COURT:** Okay. All right. Mr. Jones, you
12 are here today to plead to, uh, Burglary second
13 degree non-violent. That carries up to 10 years.
14 Is that your understanding?

15 **MR. JONES:** Yes, ma'am.

16 **THE COURT:** Ma'am, how do I say your name?

17 **MS. PANAGAKOS:** Panagakos.

18 **THE COURT:** Panagakos? Ms. Panagakos, you
19 are here today to plead to Unlawful Carrying of a
20 Pistol and that carries up to a year. Is that your
21 understanding?

22 **MS. PANAGAKOS:** Yes.

23 **THE COURT:** Ms. Isbell, you are here today
24 to plead to Possession of Methamphetamine third or
25 subsequent offense. That carries up to 10 years.

1 Is that your understanding?

2 MS. ISBELL: Yes, ma'am.

3 THE COURT: Okay. Uh, and Mr. Young, you
4 are here today to plead to Failure to Stop for a
5 Blue Light that carries 90 up to three years;
6 Possession with Intent to Distribute Crack Cocaine
7 that carries up to 15; uh, Possession of a Stolen
8 Pistol that carries up to five; Assault and Battery
9 first degree, three counts of that each -- excuse
10 me -- two counts of that, each of those carry up to
11 10; uh, Trafficking Crack Cocaine greater than 28
12 grams but less than 100 grams first offense that
13 carries a minimum of seven up to 25 years. Is it
14 25 or 30?

15 MR. COOKE: 7 to 30.

16 THE COURT: 7 to 30. I'm sorry. 7 to 30.
17 Another count of that. And then Resisting Arrest
18 with Assault on an Officer that carries up to 10;
19 and Possession with Intent to Distribute Crack
20 Cocaine second offense that carries 0 to 30. Is
21 that your understanding?

22 MR. YOUNG: Yes, ma'am.

23 THE COURT: Okay. Now, let's talk about a
24 couple of these here. Are those Trafficking
25 serious?

1 MR. COOKE: Yes, ma'am.

2 THE COURT: Okay. You understand you are
3 pleading to two serious offenses here today? You
4 know that?

5 MR. YOUNG: Yes, ma'am.

6 THE COURT: On your third serious offense,
7 the State could seek life without the possibility
8 of parole against you. You know that?

9 MR. YOUNG: Yes, ma'am.

10 THE COURT: All right.

11 MR. POSEY: Some of those charges are from
12 Anderson. We're waiving.

13 THE COURT: Okay. All right. And none of
14 these are listed as violent, is that right?

15 MR. POSEY: The Trafficking should be.

16 THE COURT: All right. And you understand
17 that you are pleading to two violent offenses.
18 That means that your parole eligibility might be
19 calculated differently in the Department of
20 Corrections if you receive active time. You know
21 that?

22 MR. YOUNG: Yes, ma'am.

23 THE COURT: Okay. All right. Have you
24 discussed these charges with your lawyer,
25 Ms. Methot? Am I saying that right?

1 MS. METHOT: Methot.
2 THE COURT: Methot. Okay.
3 Mr. Jones?
4 MR. JONES: Yes.
5 THE COURT: You discussed these charges with
6 your lawyer?
7 MR. JONES: Yes, ma'am.
8 THE COURT: Okay. Ms. Panagakos?
9 MS. PANAGAKOS: Yes, ma'am.
10 THE COURT: Ms. Isbell?
11 MS. ISBELL: Yes, ma'am.
12 THE COURT: And Mr. Young?
13 MR. YOUNG: Yes, ma'am.
14 THE COURT: You happy with what your lawyer
15 has done for you, Ms. Methot?
16 MS. METHOT: Yes.
17 THE COURT: Mr. Jones?
18 MR. JONES: Yes.
19 THE COURT: Ms. Panagakos?
20 MS. PANAGAKOS: Yes.
21 THE COURT: Ms. Isbell?
22 MS. ISBELL: Yes, ma'am.
23 THE COURT: And Mr. Young?
24 MR. YOUNG: Yes, ma'am.
25 THE COURT: You have any complaint to make

1 against law enforcement, the Solicitor's office or
2 your attorney as a result of these charges
3 whatsoever, Ms. Methot?

4 **MS. METHOT:** No, ma'am.

5 **THE COURT:** Mr. Jones?

6 **MR. JONES:** No, ma'am.

7 **THE COURT:** Ms. Panagakos?

8 **MS. PANAGAKOS:** No, ma'am.

9 **THE COURT:** Ms. Isbell?

10 **MS. ISBELL:** No, ma'am.

11 **THE COURT:** Mr. Young?

12 **MR. YOUNG:** No, ma'am.

13 **THE COURT:** Are you under the influence of
14 drugs or alcohol here today, Ms. Methot?

15 **MS. METHOT:** No, ma'am.

16 **THE COURT:** Mr. Jones?

17 **MR. JONES:** No, ma'am.

18 **THE COURT:** Ms. Panagakos?

19 **MS. PANAGAKOS:** No, ma'am.

20 **THE COURT:** Ms. Isbell?

21 **MS. ISBELL:** No, ma'am.

22 **THE COURT:** Mr. Young?

23 **MR. YOUNG:** No, ma'am.

24 **THE COURT:** You not under the influence of
25 any drugs?

1 MR. YOUNG: No, ma'am.

2 THE COURT: Okay. Has anybody forced you to
3 plead guilty here today or promised you anything to
4 get you to plead guilty here today, Ms. Methot?

5 MS. METHOT: No, ma'am.

6 THE COURT: Mr. Jones?

7 MR. JONES: No, ma'am.

8 THE COURT: Ms. Panagakos?

9 MS. PANAGAKOS: No, ma'am.

10 THE COURT: Ms. Isbell?

11 MS. ISBELL: No, ma'am.

12 THE COURT: Mr. Young?

13 MR. YOUNG: No, ma'am.

14 THE COURT: When you plead guilty, you give
15 up certain constitutional rights. One is your
16 right to remain silent on these charges. Do you
17 know that, Ms. Methot?

18 MS. METHOT: Yes, ma'am.

19 THE COURT: Mr. Jones?

20 MR. JONES: Yes, ma'am.

21 THE COURT: Ms. Panagakos?

22 MS. PANAGAKOS: Yes, ma'am.

23 THE COURT: Ms. Isbell?

24 MS. ISBELL: Yes, ma'am.

25 THE COURT: Mr. Young?

1 **MR. YOUNG:** Yes, ma'am.

2 **THE COURT:** You also give up your right to a

3 jury trial. At that trial, your attorney can call

4 witnesses for you and cross-examination witnesses

5 against you and the State would have to prove your

6 guilt beyond a reasonable doubt. When you plead

7 guilty, you give up your right to a jury trial.

8 You know that, Ms. Methot?

9 **MS. METHOT:** Yes, ma'am.

10 **THE COURT:** Mr. Jones?

11 **MR. JONES:** Yes, ma'am.

12 **THE COURT:** Ms. Panagakos?

13 **MS. PANAGAKOS:** Yes, ma'am.

14 **THE COURT:** Ms. Isbell?

15 **MS. ISBELL:** Yes, ma'am.

16 **THE COURT:** Mr. Young?

17 **MR. YOUNG:** Yes, ma'am.

18 **THE COURT:** How do you plead, guilty --

19 excuse me. I'm so sorry. Everybody except Ms.

20 Panagakos and Ms. Isbell, you've got charges that

21 have not been presented to the Greenville County

22 Grand Jury to be indicted. You've got a right to

23 have those charges indicted before you plead guilty

24 on them. You want to give up that right and go

25 forward and plead guilty today anyway, Ms. Methot?

1 MS. METHOT: Yes.

2 THE COURT: And Mr. Jones?

3 MR. JONES: Yes.

4 THE COURT: And Mr. Young?

5 MR. YOUNG: Yes.

6 THE COURT: How do you plead, guilty or not

7 guilty, Ms. Methot?

8 MS. METHOT: Guilty.

9 THE COURT: Mr. Jones?

10 MR. JONES: Guilty.

11 THE COURT: Ms. Panagakos?

12 MS. PANAGAKOS: Guilty.

13 THE COURT: Ms. Isbell?

14 MS. ISBELL: Guilty.

15 THE COURT: Mr. Young?

16 MR. YOUNG: Guilty.

17 THE COURT: All right. Yes, ma'am.

18 MS. MAJOR: May it please the Court, Your

19 Honor. As it relates to Ms. Methot, on April 23rd,

20 2011, July 6th, 2011 and October 18th, 2011, the

21 defendant obtained Adderall, a Schedule II

22 substance by way of a fraudulent prescription from

23 Publix pharmacy in Greenville county.

24 Prescriptions were allegedly written by Dr. Derosa

25 but the doctor confirmed that the defendant did not

1 -- he had not seen the defendant since June of 2010
2 and the prescriptions were forgeries. The
3 recommendation is a conditional discharge.

4 **THE COURT:** All right. I'll go along with
5 that. I'll put you on probation for 12 months, 40
6 hours of community service, random drug and alcohol
7 testing, substance abuse counseling if necessary
8 and your probation can't be terminated until
9 completion of 50 percent of the time. So I guess
10 not before six months. Uh, and you will have to
11 pay a \$350 fee at some point during this. All
12 right. Best of luck to you. Thank you.

13 **MS. MAJOR:** Your Honor, as it relates to Mr.
14 Jones, on May 5th, 2011 at 6:30 a.m., the defendant
15 and at least one co-defendant went into a vacant
16 trailer and stole a refrigerator and stole and took
17 a scrap -- and took them to a scrap yard and sold
18 them. The vehicle was identified and the defendant
19 was arrested near the home of the co-defendants.
20 He admitted to giving -- to going to the home with
21 the co-defendant and getting the items to sell.

22 **THE COURT:** Okay.

23 **MS. MAJOR:** The recommendation is probation
24 with restitution. He has no prior record.

25 **THE COURT:** Okay. I'll go along with that.

1 10 years suspended with probation for two.
2 Restitution per the restitution order. Substance
3 abuse counseling if deemed necessary and random
4 drug and alcohol testing. Good luck to you.

5 Yes, ma'am.

6 **MS. MAJOR:** Your Honor, as it relates to Ms.
7 Panagakos, on January 19th --

8 **THE COURT:** Hold on. Wait just one second,
9 Mr. -- whoever I just -- Jones. You've got to stay
10 and talk to probation.

11 **MS. MAJOR:** Your Honor, on January 19th,
12 2012 at approximately 4 a.m., a deputy with the
13 sheriff's office conducted a traffic stop and the
14 defendant was a passenger. There were two active
15 warrants for arrest. The driver gave consent to
16 search the car which revealed on the passenger
17 floorboard a Smith & Wesson .38 Special unloaded
18 and the defendant had bullets in her purse and
19 pocketbook. There is no recommendation.

20 **THE COURT:** What's her prior record?

21 **MS. MAJOR:** 2000, Conspiracy; 2002,
22 Shoplifting; 2003, Assault and Battery; 2005,
23 Shoplifting and Possession of Stolen Goods; 2007,
24 Possession of Crack; 2008, False Information to
25 Police and Violation of Probation.

1 **THE COURT:** Did she serve any time in jail?

2 **MS. MAJOR:** On this charge, Your Honor, five

3 days.

4 **MS. PANAGAKOS:** Your Honor, may I speak?

5 **THE COURT:** Well, why don't you let your

6 lawyer talk first.

7 Yes, ma'am.

8 **MS. BROOKS:** Judge, she would like for you

9 to know that the reason she had the gun was because

10 she was planning on committing suicide. Her

11 fiancé --

12 **MS. PANAGAKOS:** He got hit by two cars and

13 died.

14 **MS. BROOKS:** And his death was not sudden.

15 It was slow and painful and she sat by his bedside

16 and watched. So that -- she just wanted you to

17 know that the gun was for that purpose. Basically

18 the officer saved her life. She has been to

19 Marshall Pickens. They had put her on the list to

20 go to --

21 **MS. PANAGAKOS:** Morris Village.

22 **MS. BROOKS:** So she is in the process of

23 receiving help.

24 **THE COURT:** I'm really sorry to hear about

25 your loss, ma'am. And I'm glad that the officer

1 did stop you.

2 MS. PANAGAKOS: I am sometimes; sometimes I
3 ain't.

4 THE COURT: You know, on those days that
5 you're not, that's when you've got to get in touch
6 with the people at Mental Health.

7 MS. PANAGAKOS: And I'm on medicine. I was
8 with him for 12 years. He got hit by two cars.
9 That's no excuse but...

10 THE COURT: One year suspended with
11 probation for two years. Random drug and alcohol
12 testing while you are on probation. Continue with
13 the mental health counseling. I'll put a note on
14 here for in-patient as soon as possible. Thank you
15 so much. Good luck to you.

16 MS. MAJOR: May it please the Court, Your
17 Honor. As it relates to Ms. Isbell, on or about
18 March 23rd, 2011, the defendant was found to have
19 .3 grams of methamphet --

20 THE COURT: Ma'am, if you will, have a seat
21 up here. Probation's got to talk to you before you
22 leave.

23 MS. PANAGAKOS: I was just going to call my
24 ride.

25 THE COURT: Okay. Well, it will be a little

1 while until they get to you so you may not want to
2 get them here yet. Okay. But sit on this front
3 row.

4 Okay. Go ahead.

5 **MS. MAJOR:** Your Honor, uh, on March 23rd,
6 2011, the defendant was found to have .3 grams of
7 methamphetamine on her person. This is a Schedule
8 II control substance. This happened in Greenville
9 county. The recommendation is probation.

10 **THE COURT:** Do you have other children?

11 **MS. ISBELL:** One.

12 **THE COURT:** You have one other child. Is
13 DSS involved with it?

14 **MS. ISBELL:** Yes, ma'am.

15 **THE COURT:** Okay. You got your child back?

16 **MS. ISBELL:** No. I have to do six months
17 (inaudible). My brother and sister-in-law have
18 both of them.

19 **THE COURT:** What's going to happen with this
20 baby when it's born? Is DSS --

21 **MS. ISBELL:** No, ma'am.

22 **THE COURT:** I'll go along with it, but I'm
23 going to hang a load of time over your head because
24 you've got to do right now. You've got a new baby
25 coming. 10 years, uh, suspended with probation for

1 three. Substance abuse counseling. In-patient if
2 they say it's necessary. Random drug and alcohol
3 testing. Good luck to you.

4 **MR. WESTON:** May it please the Court, Your
5 Honor?

6 **THE COURT:** Yes, sir.

7 **MR. WESTON:** With regard to Mr. Derrick
8 Young, Your Honor, the defendant has charges
9 pending that he's pleading to here. And in
10 Anderson county, there are four offenses in
11 Anderson county that he's pleading to as well as, I
12 think, five here in Greenville. I will deal with
13 the Anderson charges first.

14 **THE COURT:** Okay.

15 **MR. WESTON:** On September 2nd of 2010 at
16 approximately 12:30 a.m., a deputy with the
17 Anderson Sheriff's Office stopped the car in which
18 this defendant was a passenger for, the driver, who
19 was a female, going over the yellow center line.
20 She was acting nervously. She -- he had her get
21 out of the car to give her a warning ticket. She
22 didn't know where she was going. When asked about
23 this defendant, she said she had recently met him.
24 The officer asked her whether there was anything
25 illegal in the car. She said she didn't know, but

1 if it was, it wasn't hers.

2 The officer then got the defendant out of the
3 car to question him and saw a bulge in his pants.
4 At that point, he attempted to pat the defendant
5 down. The defendant pushed him and attempted to
6 run away. A second deputy who was on the scene
7 grabbed the defendant and the three of them
8 struggled. The defendant struck and kicked both
9 deputies as they fell to the ground.

10 During the struggle, the defendant grabbed the
11 first deputy's gun and tried to remove it from his
12 holster. The defendant has his hand on the gun
13 grip and was in possession of the gun. The deputy
14 yelled to the other deputy that the defendant had
15 his gun and was trying to rip it from the holster.
16 They both then grabbed the defendant's arms in an
17 attempt to get his hands off the gun. Both were of
18 the belief that if the defendant got the gun out of
19 the holster that he would have indeed shot them
20 both. They finally got the defendant's hand away
21 from the gun. When the second deputy was able to
22 remove his gun and point it at the defendant, he
23 finally gave up.

24 The defendant was found to be in possession of
25 1.8 grams of cocaine. He has a previous

1 Trafficking Cocaine conviction making it illegal
2 for him to possess the officer's weapon. The
3 officer received a small contusion to his head
4 during the struggle but did not require EMS
5 treatment. All these incidents occurred in
6 Anderson county, Your Honor.

7 With regard to the Gree -- I'm sorry, Your
8 Honor. With regard to those charges, he has served
9 a total of 64 days in the Anderson Detention Center
10 before being released.

11 With regard to the Greenville charges, Your
12 Honor, the first event occurred on May 19th of
13 2010, a truck was stolen from Mr. Kenneth Helms at
14 the Quality Inn here in Greenville, South Carolina.
15 As officers were investigating that case, the
16 defendant called the victim on June the 2nd of 2010
17 and advised him that he could get his truck back
18 for him for \$3000. Police were notified and a
19 meeting was set up by the victim with the defendant
20 under police surveillance. When the defendant
21 arrived, police arrested him and he was found to be
22 in possession of 1.3 grams of cocaine.

23 On August 13th, 2010, officers were
24 investigating suspicious activity at the Economy
25 Inn on August Road here in Greenville, South

1 Carolina. They came upon this defendant as the
2 driver of a van behind the hotel engaging in what
3 appeared to be a drug transaction with a
4 pedestrian. They got out with the parties.

5 When this defendant was ordered out of the
6 van, he refused to take his hands out of his pocket
7 when ordered to do so. When one of the officers
8 reached for him, he ran off into some nearby woods.
9 When he was finally located by the officers, they
10 saw him pull out a container and fling what was
11 found to be a number of crack rocks on the ground.
12 They approached him and told him he was under
13 arrest. As they tried to handcuff him, he began to
14 fling his arms around and kick both officers a
15 number of times before he was finally subdued..

16 On May 20th of 2011, an officer stopped the
17 defendant while driving a car without a seatbelt
18 and an insufficient paper license tag on the
19 vehicle. The stop occurred as the defendant turned
20 onto Fleetwood Drive, Fleetwood Manor Apartments in
21 Greenville, South Carolina. The defendant had no
22 proof of ownership or registration for the vehicle
23 and was acting very nervously. The officer
24 requested permission to search the car and the
25 defendant agreed.

1 As the officer began to search the car, the
2 defendant took off running and the officer and the
3 second officer gave chase. They saw a plastic bag
4 with a large white rock substance fall out of his
5 pants as he ran away. One of the officers were
6 able to pick it up and take chasing the defendant.
7 They then saw large chunks of white powder coming
8 out of his pants as he ran. Two torn bags of white
9 powder then fell out of his pants. And he was
10 secured by the other officers when he fell to the
11 ground behind the apartments.

12 After he was secured, the officers gathered up
13 all the cocaine and crack that had fallen out of
14 the defendant's pockets in the parking lot. He was
15 found to be in possession of 45 grams of crack and
16 30 grams of cocaine.

17 On March 19th of 2011, officers were watching
18 a house known for major drug activity on Gilman
19 Avenue in Greenville, South Carolina. They saw a
20 car being driven by this defendant leave the
21 residence and instructed a nearby marked vehicle to
22 follow the car. Uniformed officers saw the
23 defendant disregard a stop sign at Donaldson Road.
24 The officer put on his blue light and siren. And
25 the defendant sped off passing a car on a double

1 yellow line in an attempt to elude the officer. He
2 continued at a high rate of speed and ran a stop
3 sign at Bethuel Road and Augusta Road and was
4 struck broadside by a car coming down Augusta Road.
5 The defendant's car spun around several times and
6 finally came to a stop. At which time, the
7 defendant got out of the car and ran.

8 The officers checked the other motorists and
9 found them to be shaken up, but okay. He then,
10 along with the other officers, began to search the
11 nearby wooded area for the defendant. He was
12 finally found in the back yard of a nearby
13 residence. Officers later found crack cocaine and
14 an Ecstasy pill in the defendant's car. Your
15 Honor, he has a prior record. There is no
16 recommendation.

17 **THE COURT:** All right. Yes, sir.

18 **MR. POSEY:** Judge, standing before you is a
19 young man who, as you can tell by what you've just
20 heard is -- I don't know if I would call him an
21 addict more than I would call him a drug fiend.
22 He's been -- Derrick's been using cocaine,
23 marijuana, Ecstasy, crack cocaine and probably some
24 other things I don't know about for the better part
25 of 20 years.

1 There has been periods of sobriety in between
2 those, Judge. And when he is sober, he can build
3 anything, he can fix anything, he can do anything.
4 He might be one of the best handymen you've ever
5 seen. Unfortunately, those moments have been few
6 and far in between.

7 He has a wonderful family, some of whom are
8 standing at the bar, who has supported him, tried
9 to help him. Derrick is -- I will not stand here
10 and tell you he's never sold drugs because he has
11 and he will tell you he has too. He mostly is a
12 mule for other drug dealers to support his habit.
13 The one thing you didn't hear in all that
14 recitation is there's never huge large sums of
15 money with him when he gets caught because it's not
16 his drugs. He's running mule for most people. He
17 feeds his habit and it is a veracious habit.

18 Judge, he's out of bullets. He's -- whatever
19 term of prison you give him today, if he comes out
20 and gets caught again, that's life. It's done.
21 It's over with. He has three children who
22 amazingly he's taking care of without a court
23 order. Nobody -- the mother of his children will
24 not stay with him for long periods of time.

25 The first time I met Derrick, he was

1 incarcerated. He had gotten in some trouble. He
2 told me he got drugs easier in prison back then
3 than he got out on the street. And he had gotten
4 in trouble for that.

5 Judge, he's at a crossroad of his life where
6 whatever sentence you give him today, he's either
7 fixing to spend the rest of his life in prison or
8 the shock of it will finally hit him in some way
9 and let him use his talents for other than running
10 mule for somebody and selling drugs at the Economy
11 Lodge here in Greenville.

12 The only thing I'd like to address about the
13 incident in Anderson, uh, when you look at the
14 video of it, the officers and Mr. Young were
15 basically rolling down a hill, uh, once they got
16 him out of the car. Whatever he grabbed, I don't
17 think it was an intentional thing. I think
18 everybody was trying to stop rolling down this
19 hill. He never pulled the weap -- the weapon was
20 never pulled from the holster. I don't think the
21 officers were in any imminent danger of him
22 shooting from that standpoint. Once they hit the
23 bottom, the other officer pulled his gun on him and
24 he immediately.

25 Judge, I would ask you -- every sentence he's

1 had before, he's always been parolable. He's done
2 a couple of years here and there. Even if you give
3 him the minimum here, he's doing over six years in
4 prison. I would ask you to consider giving him the
5 minimum. His kids will be, if not grown, pretty
6 much grown. But it will give him an opportunity to
7 come out and hopefully show that he can change and
8 be a positive influence.

9 If he doesn't, the next time you or another
10 judge sees him, he won't need a lawyer. He'll just
11 need to bring his toothbrush and kiss his family
12 goodbye. Judge, I would ask you to consider giving
13 him the minimum at this time.

14 **MR. WESTON:** Excuse me, Your Honor, if I
15 may. Just to add, he's served a total of 302 days
16 in the detention center here in Greenville for all
17 the arrests in total.

18 **THE COURT:** Well, Mr. Young, your attorney's
19 argued well on your behalf. You are a young guy.
20 I wish there was something -- you know, I wish you
21 weren't in this circumstance. I take your age into
22 consideration, but I mean this spring of charges
23 right here is out of control. This is beyond the
24 pail.

25 I'm doing it like this, on the PWID Crack

1 second offense, 13 years, credit for 302 days; on
2 the Possession third, 10 years, all concurrent;
3 three years on the Failure to Stop for Blue Light;
4 13 on the Trafficking, credit for 302 days; 13 on
5 the other Trafficking, all concurrent, 302 days; 13
6 on the PWID Crack, credit for 64 days on that one;
7 and 10 concurrent on the Assault and Battery. Each
8 of those credit for 64 days. On the weapons
9 charge, five years concurrent and 10 years on the
10 Assault on a Police Officer concurrent, credit for
11 302 days. All right. I wish you the best of luck.
12 I hope you change it while you are
13 in jail. But good luck to you.

14 MR. POSEY: Thank you, Your Honor.

15 MR. WESTON: Thank you, Your Honor.

16
17 (WHEREUPON, the proceedings conclude at
18 approximately 11:38 p.m.)
19
20
21
22

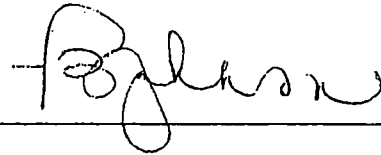
CERTIFICATE

30

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

I, the undersigned, Teresa B. Johnson, Official Court Reporter for the Thirteenth 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 Court of Common Pleas for Greenville, South Carolina, on this 3rd day of January, 2012.

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



Teresa B. Johnson

Circuit Court Reporter

IN THE COURT OF COMMON PLEAS

2013-CP-23-04575

AUGUST 28, 2014

TRANSCRIPT OF RECORD

TRANSCRIPT OF RECORD

TRANSCRIPT OF RECORD

THE HONORABLE JAMES R. BARBER, III, JUDGE

KAREN HORLBECK, ESQUIRE
ATTORNEY FOR THE PLAINTIFF

DANETTE P. HANKS
CIRCUIT COURT REPORTER

INDEX

WITNESSES	DIRECT	CROSS	REDIRECT	RECROSS
Derrick Antron Young Horlbeck	7			
Christopher Todd Posey Ratigan Horlbeck	33	42		
				PAGE
Certificate of Reporter				48

PLAINTIFF'S EXHIBITS

NO	DESCRIPTION	ID	EV
P-1	Copy of Bill of Sale from JTM Enterprises	21	23
P-2	Copy of Insurance card	21	23

DEFENDANT'S EXHIBITS

	(NONE)		

COURT'S EXHIBITS

	(NONE)		

1 AUGUST 28, 2014

2 (WHEREUPON, court convened with all parties
3 present and the following proceedings were had.)

4 THE COURT: All right. This is the matter of
5 Derrick Young. And prior to me starting with the
6 hearings this morning, Ms. Horlbeck indicated to me and
7 to the opposing counsel that she would like to continue
8 this case because she wanted the opportunity to secure
9 some records relating to either mail and/or telephone
10 calls. This would be at one of the correctional
11 facilities; is that correct?

12 MS. HORLBECK: Well, actually -- and I hope I
13 didn't misspeak earlier. This is a case where my
14 client had wanted me to subpoena a number of witnesses,
15 including police officers to testify on his behalf.
16 And I had talked ---

17 THE COURT: So this is not the one on the
18 record?

19 MS. HORLBECK: Right. That was Mr. Grayson,
20 Judge.

21 THE COURT: I'm sorry. Okay.

22 MS.. HORLBECK: That's all right. This is Mr.
23 Young. And he -- we spoke to an Officer Godfrey and an
24 Officer Hendrix and we also spoke to Jessica Holland.
25 We spoke with individuals from JTM Enterprises. Judge,

1 and I understand my client has a difference of opinion,
2 and I respect that. In my opinion, I just did not
3 believe that any of these witnesses were helpful. I
4 can certainly subpoena them, but I feel like it might
5 be malpractice for me to put them on the stand. I
6 don't know that it would necessarily be malpractice to
7 subpoena JTM. But they didn't have -- JTM didn't have
8 any records from the time period we were looking for.
9 And they also didn't have any independent recollection.
10 I have the records that I need, and I can get them in
11 through my client. But he explained to me this morning
12 that he wanted me to subpoena these officers and also
13 an individual from JTM. And I -- because of that, I'm
14 just putting his request for a continuance on the
15 record. He may have some other -- I don't know if Your
16 Honor wants to question him or not.

17 THE COURT: Anything from the state?

18 MS. RATIGAN: Your Honor, the state is ready
19 to proceed. It's a fairly straight-forward guilty
20 plea. Mr. Posey is here. We would just as soon go
21 ahead and have the hearing today, especially as it
22 sounds as if Ms. Horlbeck is ready to proceed, as well.

23 THE COURT: All right. Anything further?

24 MS. HORLBECK: No, judge.

25 THE COURT: All right. Well, we're going to

1 -- I'm going to deny your motion. We're going to go
2 forward with the matter. I mean, I certainly have to
3 rely upon the experience and education of the attorney
4 in determining what would be the appropriate strategy
5 in any kind of case. So if there's something that
6 comes out in the course of the trial, then we may
7 either continue it for further hearings or see what
8 happens at that time -- I mean, in the course of the
9 hearing.

10 All right. What do you want to tell me here?

11 MS. RATIGAN: Thank you, Your Honor. May it
12 please the court. This is the case of Derrick Antron
13 Young versus the State of South Carolina. The docket
14 number is 2013-CP-23-4575. Mr. Young was indicted for
15 resisting arrest with assault, possession with intent
16 to distribute cocaine base, trafficking cocaine and
17 trafficking cocaine base. He also waived presentment
18 to failure to stop for a blue light. He was
19 represented on all of these charges by Mr. Posey.

20 On October 9th of 2012, he pled guilty before
21 Judge Verdin. Judge Verdin sentenced him to concurrent
22 terms of ten years for resisting arrest with assault,
23 thirteen years for PWID cocaine base, second offense,
24 thirteen years for trafficking cocaine, thirteen years
25 for trafficking cocaine base, first offense, three

1 years for failure to stop for a blue light. I would
2 also note he pled to some Anderson charges that same
3 day. He did not file an appeal. And as this
4 application was timely filed, the state is ready to
5 proceed.

6 THE COURT: All right.

7 MS. HORLBECK: Judge, that's correct. And we
8 would call Mr. Young to the stand.

9 THE CLERK: Mr. Young, please place your left
10 hand on the bible and raise your right hand, best you
11 can.

12 You do solemnly swear or affirm that the testimony
13 you're about to give in this case will be the truth,
14 the whole truth and nothing but the truth, so help you
15 God?

16 THE WITNESS: Yes, ma'am.

17 THE CLERK: Thank you. Please state your
18 full name for the record.

19 THE WITNESS: Derrick Antron Young.

20 THE CLERK: Thank you. You may be seated.

21 DERRICK ANTRON YOUNG,

22 HAVING BEEN DULY SWORN, TESTIFIED AS FOLLOWS:

23 DIRECT EXAMINATION

24 BY MS. HORLBECK:

25 Q. Mr. Young, who represented you on these matters?

1 A. Mr. Chris Posey.

2 Q. Was he appointed or retained to represent you?

3 A. He was retained.

4 Q. All right. And was he also retained to handle
5 your Anderson County charges, as well?

6 A. Yes, ma'am.

7 Q. All right. And both the Anderson County and
8 Greenville charges were handled at the same time; is
9 that correct?

10 A. Yes, ma'am.

11 Q. All right. Were you incarcerated or had you made
12 bond when Mr. Posey was representing you?

13 A. I was -- I had made bond, but I was apprehended.
14 I had evaded two court dates and I was apprehended.

15 Q. All right.

16 A. The reason I evaded the court dates, because I
17 didn't feel that Mr. Posey was doing his job to the
18 best of his ability. I done seen Mr. Posey work, and
19 what he did for me was just unreasonable. He told me
20 one thing and when I went in the courtroom, it was
21 something completely different. On October the 4th, he
22 came -- after they -- excuse me. They apprehended me
23 October the 1st. On October the 4th, Mr. Posey came to
24 see me. He said, Derrick, I've got something to tell
25 you. I've got the sentencing sheets with me. He say,

1 first I'm going to tell you that Mr. Jeff Weston is not
2 going to be involved. I said, okay. He said, Derrick,
3 and I got you a seven year plea agreement between --
4 that's between me and Ms. Verdin. I say, okay. I say,
5 so, everything is going to get handled today and I'm
6 going to plead to seven years. He said, yeah, that's
7 what you're going to plead to. I said, all right. So
8 he gave me the sentencing sheet. When I looked at the
9 sentencing sheet, the sentencing sheet didn't have no
10 numbers on it, so I questioned him about the sentencing
11 sheet.

12 THE COURT: I'm sorry. The sentencing sheet
13 had what?

14 THE WITNESS: Had no numbers on it.

15 Q. What do you mean numbers?

16 A. Like, you know, like the sentence, the actual
17 length of the sentence.

18 Q. Okay.

19 A. In the section for the length of the sentence?

20 Q. Uh-huh (affirmative). Yes.

21 A. So I questioned him about it. I said, Chris,
22 well, why they ain't no -- why the sentence ain't
23 there? He said, I just wanted to come to talk to you
24 first to see how you felt about the agreement. And
25 then after I leave here, I'm going straight to the

1 courtroom to talk to Ms. Verdin and I'm going to secure
2 the deal from there. And I'll see you in court Monday.
3 Okay. I didn't go to court Monday. Monday was the
4 8th. I went to court Tuesday, which was the 9th. So
5 the 8th -- when the 8th came up, I called my family, I
6 said, why I ain't going to court today? They say, we
7 talked to Chris, he said court was packed or something
8 to that effect, and he say you'll be in court tomorrow.
9 I say, okay. I say, all right. So the night came up,
10 the next day came up, I went to court. So when I go in
11 the courtroom, I'm under the impression that I'm
12 pleading to a seven year agreement. When I got in
13 there and I stand before Judge Verdin, we go through
14 the formalities, I enter my plea and she sentenced me
15 to thirteen years. When she sentenced me, I wanted to
16 cry. And I actually did, when I walked out of the
17 courtroom, that's what I did, because I wasn't
18 expecting to get no thirteen years, because what he
19 communicated to me was a seven year agreement that he
20 had made between him and Ms. Verdin.

21 Q. Okay. How many times did you meet with Mr.
22 Posey?

23 A. On several different occasions. I've got
24 paperwork that shows.

25 Q. Okay. Did y'all meet down at the detention

1 center or in his office?

2 A. We met at the detention center and in his office.

3 Q. Okay. When you met with Mr. Posey, did you and

4 he review all the paper evidence and pictures and

5 things like that that the state had against you?

6 A. No.

7 Q. All right. What did you not review?

8 A. It's a lot of paperwork we didn't review. I

9 mean, chemical analysis reports, chain of custody

10 reports, no pictures of any evidence. We never

11 discussed the purpose of the stop -- excuse me -- the

12 purpose of the seizure of myself, the applicant.

13 Q. Okay.

14 A. And particular, and particular incidents. We

15 never discussed the purpose of the searches. He ---

16 Q. Let's talk about the reason for the stop. Tell

17 me about the automobile issue that you had, that you

18 wanted to raise?

19 A. Before we get there, before we get there, Ms.

20 Horlbeck, can I put, can I put ---

21 Q. Sure.

22 A. --- one more thing on the plea?

23 Q. Go ahead.

24 A. Excuse me. On the record in regards to the plea?

25 Q. Yes. Go ahead.

1 A. Okay. On August the 12th of this year, I
2 received a letter from my parents, from my mother,
3 specifically. The letter specifically stated, she
4 said, Chris going to get up there and he going to say
5 that he had an agreement with -- he said he's going to
6 be honest. He say he going to get up there and he
7 going to state that he had an agreement with the
8 solicitor, Jeff Weston, until you did not go to court.
9 But he never told me about the conditions or the
10 understanding of my plea changing. When he came to see
11 me October the 4th, that was the last time I seen Chris
12 before I went to court and he told me I was pleading to
13 a seven year agreement. And that's what I was
14 expecting when I went in the courtroom. So when I went
15 in there and I received the thirteen year sentence,
16 that's why I was dissatisfied. I was ---

17 Q. Let me just ask you a couple of questions about
18 that. So before you missed court, there was a
19 recommendation from the state for seven years?

20 A. This is what Chris communicated to me. He told
21 me it was -- he had an agreement with him and -- at the
22 time he said he had an agreement with him and the
23 solicitor.

24 Q. When was that? When did he tell you about that
25 agreement?

1 A. That was all the way up till October the 4th.

2 Q. Okay. All right. So after October the 4th, what
3 is your understanding of what happened to that
4 recommendation?

5 A. There is no -- there was nothing that was
6 communicated to me that had changed.

7 Q. You thought you still had a recommendation for
8 the seven years from the state?

9 A. Yes, ma'am.

10 Q. Okay. All right. And did you plead guilty ---

11 A. Listen, listen.

12 Q. --- to ---

13 A. Excuse me, Ms. Horlbeck. Now, at the time he
14 came to see me on October the 4th, he said that Mr.
15 Weston wasn't going to be involved. That's what he did
16 state. But he said, Mr. Weston ain't going to be
17 involved, but me and Judge Verdin made an agreement
18 that you would plead to a seven year agreement.

19 Q. Okay.

20 A. Now, pay attention to what I'm saying. Up until
21 -- all the way until October the 4th, he told me the
22 seven year agreement. But on October the 4th, he
23 stated that Mr. Weston wasn't going to be involved.
24 Mr. Weston, he didn't want no part of it because I had
25 ran. And then he say, me and Ms. Verdin made the

1 agreement that you can plead to seven years.

2 Q. All right. Was the seven years -- did he say,
3 you might get seven years, or I promise you you're
4 going to get seven years? What did he say specifically
5 about seven years?

6 A. He specifically said, me and Ms. Verdin made an
7 agreement that you can plead to seven years. This is
8 his exact words.

9 Q. Okay. When you pled guilty, do you recall the
10 Judge asking you if anybody promised you anything to
11 get you to plead?

12 A. Yes, ma'am.

13 Q. And do you remember what your response was?

14 A. I told her no.

15 Q. All right. And tell me, why did you not tell the
16 judge at that point that your attorney had promised you
17 a seven-year sentence?

18 A. Because I didn't feel it was necessary. That's
19 my lawyer. He's not only my lawyer. Chris has a
20 history with my family. My mother, my father, my
21 brothers, my cousins, my aunts. Chris will tell you
22 this. Chris will tell you this. And on the date that
23 Chris proposed that -- I ain't going to say proposed --
24 the day he communicated that plea agreement to me, he
25 said, Derrick, have I ever lied to your mama? I said,

1 no. Derrick, have I ever lied to your brothers or your
2 cousins, your aunts? I say, no. He say, all right
3 then, what makes you think I'd lie to you? I say, I
4 can only go with your word, Chris. And I signed the
5 paper and he left.

6 Q. All right. Well, let me just jump a little bit
7 back to -- we're just going to go back a little bit,
8 back to your review of discovery with Mr. Posey.

9 A. Yes, ma'am.

10 Q. Did you and Mr. Posey discuss the incidents that
11 happened on September the 2nd, 2010 and May the 20th,
12 2011?

13 A. We really didn't, we really didn't discuss it
14 because Chris necessarily felt that it was -- he felt
15 that it was, it was -- it would be wise for me to enter
16 a guilty plea. At the time I didn't have any knowledge
17 of my constitutional rights. I didn't know. I didn't
18 know nothing about a Fourth Amendment right. I didn't
19 know nothing about a Fourteenth Amendment. I didn't
20 know. I didn't know my constitutional rights.

21 Q. Which case -- do you believe you had Fourth
22 Amendment issues on both of -- on all your charges?

23 A. On at least four of them.

24 Q. All right. Let's start with one of them and
25 let's talk -- describe all of those to the court.

1 A. You want to go with September the 2nd first?

2 Q. Either one. Yeah, that's fine.

3 A. Okay. The September 2nd issue, like I said, he
4 felt that it was necessary that I -- he felt that it
5 would be wise for me to enter a guilty plea.

6 Q. All right.

7 A. And like I said, at the time I had no knowledge
8 of my Fourth -- I had no knowledge of my constitutional
9 rights, period.

10 Q. All right. On that case, why did the officers
11 say they stopped you?

12 A. I wasn't driving.

13 Q. Okay. Who was driving?

14 A. It was a female friend of mine named Ms.
15 Hutchins.

16 Q. And what kind of car was she driving?

17 A. A green Mitsubishi Gallant.

18 Q. All right. Was that her car or yours?

19 A. It was her father's car.

20 Q. All right. Okay. And tell the court why you
21 believe you have an issue there and why Mr. Posey
22 should have pursued it?

23 A. Okay. At the time of the stop the officer stated
24 that he stopped me and Ms. Hutchins because she was
25 driving over the median, yellow lines. Okay? I could

1 see that the stop was lawful. When he stopped us, the
2 stop was lawful; okay? All right.

3 Q. Did he issue her a ticket, to your recollection?

4 A. Let me get to that. Let me get to it.

5 Q. Okay.

6 A. All right. He pulled Ms. -- he asked Ms. -- he
7 got her license and registration. And it was a leasing
8 contract. He got that. Boom. All right. He asked
9 Ms. Kenyetta Hutchins to step out of the car. She
10 stepped out of the vehicle. They went to the back of
11 the vehicle. I don't know what occurred back there.
12 Okay. So next, maybe eight minutes later, he came to
13 the passenger side of the vehicle and he asked me to
14 step out of the vehicle. I stepped out of the vehicle.
15 I'm giving you an actual recollection of what happened.

16 Q. Uh-huh (affirmative).

17 A. And then I'm going to give you the histories.
18 All right. He asked me to step out of the vehicle. I
19 stepped out of the vehicle and he came -- and he went
20 to search me, a pat frisk, I guess. I pushed him off
21 and tried to run and a struggle ensued between me, him
22 and an assistant officer, Mr. Creamer. When this
23 struggle ensued, Officer Hendrix, he made the
24 allegation that I tried to rip his weapon from his duty
25 belt. I ain't never had a shooting charge. I ain't

1 never been involved in a, I ain't never been involved
2 in an incident where an individual was shot. I ain't
3 never been involved. I don't had maybe two, maybe
4 three possession of weapon charges after I pled to
5 these charges. But prior to that I only had possession
6 -- prior to my guilty plea, I only had one. Okay?
7 Officer Hendrix, he stated that -- he made the
8 allegations that I tried to rip his weapon from his
9 belt.

10 Q. You said that already. What's the issue that you
11 believe you have?

12 A. Okay. At the time, at the time I entered my
13 guilty plea, I never received no discovery from Mr.
14 Posey. I didn't receive the discovery from after the
15 fact. I got paperwork to show -- I've got letters to
16 show I've been trying to get the discovery from Posey
17 before and after the plea, and I really would like to
18 enter them as exhibits. Is that all right with the
19 court?

20 THE COURT: Your lawyer is running the
21 hearing.

22 Q. Yeah. Let's just go ahead with the testimony.

23 A. Okay. All right.

24 Q. I need you to articulate very clearly what your
25 Fourth Amendment issue is regarding the stop?

1 A. Okay. When I received, when I received -- after
2 my guilty plea, I received the discovery for the
3 incident.

4 Q. Uh-huh (affirmative).

5 A. Okay. And in reviewing the discovery, I noticed
6 that when Ms. Kenyetta Hutchins was ordered out of the
7 car, Ms. Kenyetta Hutchins was issued a ticket. Okay.
8 During my research I seen that when a ticket is issued
9 in regards to a stop, that fulfils the purpose of the
10 stop. Okay. When Officer Hendrix issued her a ticket,
11 he came to my side of the vehicle. All right. Officer
12 Hendrix had no reason of suspicion of a criminal
13 activity to come to my side of the car.

14 Q. Did he discuss that issue with Mr. Posey?

15 A. I never, I never received the discovery. Mr.
16 Posey never discussed it with me. I never ---

17 Q. Okay. And as a result he didn't make a motion to
18 try to pursue that issue?

19 A. He never challenged, he never challenged the
20 continuation of the stop. He never challenged me being
21 removed from the vehicle.

22 Q. Okay.

23 A. And them are my issues. That's what I -- them
24 are the issues that I have with the stop. Because,
25 like I said, when the officer -- when he issues a

1 ticket that fulfills the purpose of the stop.

2 Q. Okay. I understand that issue. I understand
3 exactly what you're trying to say.

4 A. All right.

5 Q. The next stop, tell us your issue with that?

6 A. All right.

7 Q. You might want to talk about the one with the
8 Honda.

9 A. All right. Okay. You want me to give you my
10 actual recollection of it?

11 Q. Just briefly; okay?

12 A. Okay. All right.

13 Q. The court already has a factual summary of
14 basically what happened, but just real briefly, but I
15 really want to get on to the issue ---

16 A. All right. Okay.

17 Q. Why don't I just ask you some questions about it.
18 We'll just start off that way.

19 A. Okay.

20 Q. The next case that we're going to talk about
21 involved you and a Honda; right?

22 A. Yes, ma'am.

23 Q. Was that your Honda?

24 A. Yes, ma'am.

25 Q. All right. Who had you bought the Honda from?

1 A. From JTM.

2 Q. All right. And -- hold on one second. Let me
3 just show ...

4 MS. HORLBECK: Beg the court's indulgence.

5 Mark these as Applicant's 1 and 2.

6 (WHEREUPON, Plaintiff Exhibit Numbers 1 and 2 were
7 marked for identification.)

8 Q. All right. Mr. Young, I'm handing you
9 Applicant's Number 1. I'd ask you to take a look at
10 that and tell me what that is?

11 A. This is a bill of sale from JTM Enterprise and it
12 says -- I guess this would be their prior address, 1148
13 Whitehorse Road, Greenville, South Carolina 29605. It
14 states that JTM Enterprise, being duly sworn, deposes
15 and says that on the 27th day of April, 2011, did sell
16 the following motor vehicle: make Honda, model Accord,
17 year 1999, identification serial number
18 1HGCG5644X8066542, license number -- that would be my
19 license number.

20 Q. When did you purchase it from them?

21 A. Like I said, on April 27th, 2011.

22 Q. All right. And did you have insurance?

23 A. Yes, ma'am, I did.

24 Q. Let me hand you Applicant's 2 and ask you to take
25 a look at that.

1 A. Yes, ma'am. Okay. This would be the insurance
2 card from Nationwide or Greg Houston Insurance Agency.

3 Q. All right. And what car does that involve?

4 A. The Honda Accord.

5 Q. The same Honda that you bought from JTM?

6 A. Yes, ma'am.

7 Q. Okay. All right. And what's the date you got
8 the insurance?

9 A. 11/10/10 -- no. Let me find it. Excuse me. Let
10 me find the date. Excuse me. Effective date on the
11 insurance card is 4/26/2011, expiration date would be
12 10/26/2011.

13 Q. All right. And these are important because you
14 had possession, legal possession, of that vehicle;
15 correct?

16 A. Yes, ma'am.

17 Q. And did the officers believe -- when they stopped
18 you did they believe you had -- were legally in
19 possession of that vehicle? Tell me why it's important
20 to show that you were in legal possession of that
21 vehicle?

22 A. It would be important to show that I was in legal
23 possession because the officer alleges he stopped me
24 for my tag. He specifically stated in the
25 investigative report that he stopped me for not wearing

1 a seat belt and the temporary tag that was displayed on
2 my vehicle did not have all the proper information on
3 it. All it had -- he specifically said, all they had
4 was the expiration date.

5 Q. Okay.

6 MS. HORLBECK: We'd like to enter these into
7 evidence at this time.

8 THE COURT: So admitted.

9 MS. RATIGAN: No objection, Your Honor.

10 (WHEREUPON, Plaintiff Exhibit Numbers 1 and 2 were
11 admitted into evidence.)

12 Q. Okay. So your tag was legal you said; right?

13 A. Yes, ma'am.

14 Q. Okay. All right. Did you discuss that issue
15 with Mr. Posey?

16 A. Yes, ma'am.

17 Q. All right. What did you tell him? Did you tell
18 him the same thing you're telling the court today?

19 A. I told him the same thing I'm telling the court.

20 Q. And did Mr. Posey elect to pursue that issue?

21 A. Mr. Posey said, Derrick, I'm going to be honest
22 with you -- I'm going to be straight up honest with
23 you, he said, in regards to your prior record, being
24 that you've got a, you got a prior conviction for
25 trafficking and this is a trafficking charge right

1 here, he said, if we pursue this issue, I do not think
2 the jury would come back with a verdict in your favor.

3 Q. All right.

4 A. So I think it would be best to go on with the
5 guilty plea, and I got you a plea for seven years.

6 Q. All right. And did you rely on that advice?

7 A. Yes, ma'am.

8 Q. Did you rely on Mr. Posey's advice that he had
9 gotten you a seven year deal?

10 A. Yes, ma'am.

11 Q. All right. And would you have done anything
12 different if you had known that you have these issues
13 and you fully understood them, would you still have
14 pled guilty?

15 A. No, ma'am.

16 Q. What would you have done?

17 A. I would have demanded -- I would have insisted on
18 going to trial because I feel that he -- this is very
19 valid.

20 Q. All right. Okay. You already testified that you
21 spoke to Mr. Posey on several occasions; correct?

22 A. Yes, ma'am.

23 Q. I just want to make sure I have that. Did you
24 and Mr. Posey ever have an occasion to review any video
25 or audiotapes regarding the traffic stops?

1 A. No, ma'am.

2 Q. Did Mr. Posey tell you whether or not any video
3 or audiotapes existed?

4 A. On December 7th, 2011, Mr. Posey came to see me,
5 and at this time I was in detention in Greenville
6 County Detention Center. I specifically asked Posey
7 about the recording of the traffic stop -- for the
8 traffic stop on May 20th, 2011. I said -- he gave me
9 the discovery that day, so I said, Chris, what about
10 the recording of the stop? He said, they got it, but
11 they ain't giving it to me.

12 Q. Okay.

13 A. At the time I didn't know how to explain because,
14 I mean, he the attorney. I don't know how to handle
15 the courts. That's why we hired him, so he can handle
16 them.

17 Q. Did you ask Mr. Posey to get copies of audio and
18 video recordings so that you could see them?

19 A. Yes, ma'am. That's what I'm indicating. I said,
20 Mr. Posey, what about the recording of the traffic
21 stop? He said, Derrick, they got them, but they ain't
22 giving them to me. I can't make the courts give them
23 to him.

24 Q. All right. When you pled guilty, did the Judge
25 ask you if you'd had enough time to review all the

1 discovery with your attorney?

2 A. No, ma'am. She asked me was I satisfied with his
3 performance.

4 Q. Okay. Did you tell her at that point there were
5 audiotapes and videotapes that you wanted to review and
6 you didn't have an occasion to review them with Mr.
7 Posey?

8 A. No, ma'am.

9 Q. Okay. Tell the court why you did not explain
10 that to the Judge at the time?

11 A. Because I felt with the amount of charges I had
12 and with my lack of knowledge, I felt that a seven year
13 plea, I felt that a seven year plea was decent.

14 Q. Okay.

15 A. And I felt he had done a decent job to procure me
16 the seven year plea. And I was, I was -- that's what I
17 was depending on, that seven year plea that he
18 communicated to me.

19 Q. Okay. Did you have any witnesses that you wanted
20 Mr. Posey to investigate and interview?

21 A. I would have preferred that Mr. Posey interview
22 JTM at the time. I would have preferred that Mr. Posey
23 interview Ms. Kenyetta Hutchins who was involved in the
24 September 2nd, 2010 incident in Anderson, and Ms.
25 Holland who was involved in the June 3rd, 2010 incident

1 in Greenville. But like I stated, Mr. Posey, he told
2 me that it would be wise if I went ahead with the
3 guilty plea.

4 Q. All right. Did you tell Mr., did you tell Mr.
5 Posey about the fact that you had a legal tag on your
6 car?

7 A. Yeah. I told Mr. Posey, I said, Chris, ---

8 Q. He didn't interview JTM?

9 A. He didn't. He said, Derrick -- he specifically
10 stated, he said, Derrick, I do not think the jury would
11 come back with a verdict in your favor.

12 Q. To your knowledge does JTM have any of these
13 records anymore?

14 A. JTM ---

15 Q. Just to your knowledge. If you don't know, say
16 you don't.

17 A. No. I'm going to tell you what I specifically
18 did since I've been in the penitentiary; I wrote JTM.
19 I wrote JTM in 2013. I got a letter back from JTM.
20 And they specifically told me, they said, we changed
21 the name of our company in the month of October, they
22 had the date, but I ain't got the letter. It's in my
23 mother's possession. After October 2011, we changed
24 the name of our company, and we no longer have a
25 reference to anything before October 2011.

1 Q. Okay. All right. So what other issues did you
2 have that -- this is your one bite at the apple, so if
3 there are any allegations that you haven't already
4 reviewed with the court?

5 A. I have, with two more ---

6 Q. All right. Go ahead.

7 A. --- traffic stops, the next issue I would like to
8 bring up is on March 19th, okay, and this particular
9 issue I was -- the officer had got behind me and I sped
10 off running from the officer in the vehicle. All
11 right. To make a long story short, I was involved in
12 an accident, a vehicle accident this evening; okay.
13 When I was involved in the accident, I was hurt and I
14 didn't know I was hurt. I hurt my leg. But I jumped
15 out of the car and I ran. I fled from the scene.

16 Q. Okay.

17 A. I fled from the scene. In the process of me
18 fleeing, I realized I was hurt to the point where I
19 couldn't run. I was fleeing because I had wrecked the
20 car. Okay. I ---

21 Q. What's your Fourth Amendment issue regarding that
22 stop?

23 A. It would be the search of the vehicle.

24 Q. Okay.

25 A. Because when the vehicle was wrecked, the

1 officers immediately began chasing me and the passenger
2 who was in the vehicle with me. All right. They
3 checked with the passengers of the other vehicle who we
4 collided with. All right. After they found me in the
5 woods -- I was laying in the woods injured. My leg was
6 hurt. They secured me in handcuffs. They asked me did
7 I need any medical attention. Being hardheaded, I
8 said, no, I don't want no medical attention. Okay.
9 They put me in -- right in the woods, they put me in
10 the back of a patrol vehicle. Okay. They transported
11 me back to the scene which wasn't nothing but like two
12 to three minutes away. So when we got to the scene I
13 was still in the back of the patrol vehicle. And at
14 this time they conducted a warrantless search of the
15 vehicle with no reason, suspicion or probably cause to
16 conduct the warrant to search. I mean ---

17 Q. You don't think there were any exceptions?

18 A. No, ma'am. I mean, I couldn't access the
19 compartment of the vehicle.

20 Q. Did you discuss any ---

21 THE COURT: Wait a minute. Let me understand
22 this. You're talking about what, the failure to stop
23 for the blue light arrest?

24 THE WITNESS: Yes, sir.

25 THE COURT: And you say there's a Fourth

1 Amendment violation? I don't see where you pled
2 anything as to that arrest, other than the failure to
3 stop for a blue light.

4 THE WITNESS: That would be dealing with,
5 that would be dealing with the courts, Your Honor, and
6 that's not on me. I actually ---

7 THE COURT: Well, the failure to stop
8 occurred in March?

9 THE WITNESS: Yes, sir, March 19.

10 THE COURT: But none of the drug charges
11 relate to a failure to stop. So how would there be a
12 Fourth Amendment ---

13 THE WITNESS: You say none of the drug
14 charges related to ---

15 THE COURT: No. They all occurred -- one is
16 May, another one is May, another one is June.

17 THE WITNESS: To the best of my understanding
18 I did plead to the drug charges.

19 THE COURT: Well, not according to the
20 sentence sheet. Another one is August. Can you tell
21 me how there's a ---

22 THE WITNESS: I mean, to the best of my --
23 when I was doing my plea hearing, Ms. Verdin brought up
24 the March 19th, the drug charges that I had ---

25 THE COURT: I don't see a drug plea related

1 to ---

2 THE WITNESS: I mean, if it's just -- Your
3 Honor, if it's just ---

4 MS. HORLBECK: He may be confused just by the
5 number or volume of charges that were handled that day.
6 We can move on.

7 THE WITNESS: Okay. All right. Go ahead.

8 Q. Go ahead. What's your last one?

9 A. The last one would be the June 13th issue.

10 Q. Okay.

11 A. I mean, excuse me, the June 3rd, 2010 issue.

12 Q. All right.

13 A. All right. In the June 3rd ---

14 Q. What was found? Did the police search anything?

15 A. They searched ---

16 Q. They searched what?

17 A. They searched me.

18 Q. Okay. What did they find on you?

19 A. 1.3 grams of crack.

20 Q. All right. Why did they stop you?

21 A. It wasn't a, it wasn't an actual traffic stop.

22 Q. All right. Well, how did they detain you or how
23 did they get involved with you, just briefly?

24 A. I was meeting with an individual to help him get
25 his vehicle back. Okay. They arrested me. For what,

1 I don't know. When they arrested me, they search me
2 and found 1.3 grams of crack.

3 Q. Okay.

4 A. Okay. After I was arrested, I was charged with
5 the drugs and I was charged with criminal conspiracy
6 and receiving stolen goods under a thousand dollars.

7 Q. Uh-huh (affirmative).

8 A. Okay. At the time that they had arrested me, I
9 had nothing in my possession but the money that was in
10 my pocket and the crack that was in my pocket. All
11 right. I'm being ---

12 Q. What's the issue, though, that you wanted -- that
13 you reviewed with Mr. Posey that he didn't pursue?

14 A. The probable cause for the arrest.

15 Q. Okay.

16 A. There was no probable cause for the arrest.

17 Q. And Mr. Posey didn't pursue that?

18 A. He didn't -- I'm telling the court he didn't
19 think it was valid. He never discussed it with me.

20 Q. All right. And you followed his advice?

21 A. Yes, ma'am.

22 Q. Okay. All right. Any other issues?

23 A. No, ma'am.

24 Q. All right. Answer any questions that Ms. Ratigan
25 may have for you.

1 MS. RATIGAN: I have no questions for Mr.

2 Young, Your Honor.

3 THE COURT: Okay. Thank you, sir. You can
4 step down.

5 Anything further, Ms. Horlbeck?

6 MS. HORLBECK: No, Your Honor.

7 THE COURT: All right. Anything, Ms.
8 Ratigan?

9 MS. RATIGAN: We call Mr. Posey, Judge.

10 THE CLERK: Place your left hand on the bible
11 and raise your right hand.

12 You do solemnly swear or affirm that the testimony
13 you're about to give in this case will be the truth,
14 the whole truth and nothing but the truth, so help you
15 God?

16 THE WITNESS: I do.

17 THE CLERK: Thank you. Please state your
18 full name for the record.

19 THE WITNESS: Christopher Todd Posey.

20 CHRISTOPHER TODD POSEY,

21 HAVING BEEN DULY SWORN, TESTIFIED AS FOLLOWS:

22 DIRECT EXAMINATION

23 BY MS. RATIGAN:

24 Q. Mr. Posey, do you recall representing Mr. Young
25 on these charges?

1 A. Yes.

2 Q. And were you appointed or were you retained?

3 A. Retained.

4 Q. And did you file the usual discovery motions on
5 these charges?

6 A. Yes.

7 Q. Would it be fair to say you would have had to
8 file multiple motions or was it just ongoing discovery
9 as he picked up charges?

10 A. Anderson and Greenville. I know I filed the
11 first set with Jeff, but after that it may have been
12 just verbal between he and I.

13 THE COURT: Let me ask you. I don't see any
14 Anderson charges in here. The only indictments I see
15 occurred in County 23, which I assume is Greenville
16 County.

17 MS. RATIGAN: Yes, Your Honor. That was
18 something I was going to argue at the conclusion of the
19 case, Your Honor, that you have to file a PCR
20 application on a county of conviction, so that any
21 charges in Anderson would have to have an Anderson PCR,
22 not a Greenville PCR.

23 THE COURT: Well, I don't see where he pled
24 to any Anderson County charges.

25 MS. RATIGAN: He did. I think it's an issue

1 with the transcript, because the transcript listed as
2 County Code 39, which is Pickens, on the front. But
3 then on the first page where they go through -- I'm
4 sorry, on page six, they go through -- they call them
5 Pickens charges, but then they use the County Code 40,
6 which is Richland. I think it was supposed to be
7 Anderson, which is County Code 04.

8 THE COURT: And what would that charge be?

9 MS. RATIGAN: It says, according to the
10 transcript, and Mr. Posey can back me up on this, it
11 says, first degree assault and battery, weapons, sell
12 through delivery of pistol to and possession by certain
13 person unlawful -- I have no idea what that is.

14 THE COURT: I see nothing in this file that
15 y'all have given me that indicates -- the only ones I
16 see with sentence sheets are the failure to stop for a
17 blue light ---

18 MS. RATIGAN: Yes, Your Honor, because those
19 -- since we're in Greenville County, he can only PCR
20 the charges from Greenville County. If he wanted to
21 have a PCR on the charges from Anderson County, he
22 would have to file a PCR on those charges that he pled
23 to here in Anderson County.

24 THE WITNESS: Judge, that was the -- just to
25 -- the incident he -- Mr. Young spoke about where he

1 wrestled with the officer and attempted to get -- what
2 the officer alleged, he attempted to get a gun, that
3 was the Anderson County incident.

4 THE COURT: All right. Well, the only ones
5 I'm dealing with are these ---

6 MS. RATIGAN: Yes, Your Honor. And, again,
7 that was the comment I was going to make in closing,
8 that anything not in Greenville County or Pickens
9 County, if it's not the Thirteenth Judicial Circuit, he
10 needs to file that separately in the Tenth Circuit,
11 which is Anderson.

12 THE COURT: You got something you want to say
13 about that, Ms. Horlbeck?

14 MS. HORLBECK: Well, Judge, our position is
15 just that jurisdiction would have been transferred to
16 the Thirteen Circuit, so our position is that he is ---

17 THE COURT: Well, I don't know that he would
18 have waived it being over there to have the plea taken
19 here.

20 MS. HORLBECK: He would have, Judge. And we
21 believe ---

22 THE COURT: But I don't think ---

23 MS. HORLBECK: -- that's sufficient for all
24 charges.

25 MS. RATIGAN: And it's the county of

1 conviction, Judge. It would be an Anderson conviction
2 on Anderson charges; not Greenville.

3 THE COURT: All right.

4 MS. HORLBECK: So we would disagree with the
5 State's motion.

6 THE COURT: Well, they haven't made one yet.

7 MS. HORLBECK: With their argument. Let me
8 put it that way.

9 DIRECT EXAMINATION OF MR. POSEY CONTINUED

10 BY MS. RATIGAN:

11 Q. Mr. Posey, did you receive -- to the best of your
12 knowledge did you receive full discovery from the
13 state?

14 A. Yes. And to just explain, I had files that were
15 damaged by water damage we had in our storage facility
16 and this was one of them. And I've recreated it as
17 best I could to provide when Ms. Horlbeck and another
18 attorney had asked for discovery.

19 Q. Do you recall whether or not there were any audio
20 or videotapes from any of these incidents?

21 A. To my knowledge there was not one, as I told
22 Derrick. If there was one, they would have to give it
23 to us. But I was never shown any property sheets or
24 any indication that there actually was one.

25 Q. And as you received discovery, did you review

1 that with Mr. Young?

2 A. Case by case. I'm not sure if I made any copies
3 before. I think I gave him some when he was
4 incarcerated. I believe he even testified to that in
5 December. But as we got stuff in, we talked about it
6 and went over things.

7 Q. And when you reviewed the charges with him did
8 you also discuss the elements of the charges, the
9 penalties, things of that nature?

10 A. Yes.

11 Q. Did he tell you his version of what had happened
12 during these various incidents?

13 A. Yes.

14 Q. And at some point Mr. Young stated he made bond;
15 is that correct?

16 A. He made bond a couple of times, because he got in
17 trouble. He made bond for the Anderson charges. Then
18 he made bond on each of the Greenville charges. The
19 only time he didn't make bond was on the -- when he got
20 arrested on the bench warrants.

21 Q. That was going to be my next question.

22 Eventually was there a bench warrant issued for him?

23 A. Yes. I believe he was supposed to appear in
24 court in June of that year and did not appear. And Mr.
25 Weston issued a bench warrant for the Greenville

1 charges. And I believe the Anderson charges were sent
2 back to Catherine Townsend, who issued a bench warrant
3 based on that failure to appear in court in Greenville
4 for those charges.

5 Q. Is that June of 2012?

6 A. Yes.

7 Q. Did you have meetings with Mr. Young while he was
8 at the detention center?

9 A. We met several times, both in and out -- while he
10 was incarcerated and at my office.

11 Q. On these various incidents, did you --
12 independently before you talked to Mr. Young, did you
13 investigate for yourself potential Fourth Amendment
14 issues?

15 A. We, of course, looked at all the discovery and
16 all the issues and then, you know, had discussions with
17 him about the same.

18 Q. And did you convey to him your opinion about the
19 likelihood of winning a Fourth Amendment argument on
20 these charges?

21 A. We talked about each one. I did not feel like
22 any individual case was strong enough that a judge
23 would grant a motion to suppress on the Fourth
24 Amendment violations. He also had the issue -- he had
25 the one prior trafficking conviction. If he started

1 going to trials, the Anderson trial would have been
2 first. Had he been convicted there, that would have
3 been a second offense. And the Greenville offenses
4 would have started constituting third offenses, which
5 would have been mandatory twenty-five to thirty years.
6 That, in and of itself, and as I related to him, Mr.
7 Weston told me, too, because I did talk to Mr. Weston
8 about some of the issues that had been bothering me, a
9 couple of the issues. And he said, that's fine, we can
10 go to trial. If you go to trial on one, you're going
11 to trial on all of them.

12 Q. And is that something you would have conveyed to
13 Mr. Young?

14 A. Yes.

15 Q. Now, the incident, the May 20th, 2011 incident, I
16 believe that was where Mr. Young was pulled over for a
17 seatbelt violation. Do you recall that particular
18 incident?

19 A. I believe they alleged a tag violation and a
20 seatbelt violation on that one.

21 Q. Did he indicate to you that he had, in fact,
22 purchased this vehicle?

23 A. And I had no doubt he did. I think one of the
24 issues was he didn't have any of the paperwork with him
25 at the time of the stop. We talked about the tag issue

1 and I said, you know, the tag issue raises some
2 concerns, but also they're alleging they stopped him
3 for the seatbelt violation, which is permissible. And
4 they -- again, no answer to that one.

5 Q. Okay. Did you believe there would be any merit
6 to interviewing the car dealer who sold him that car?

7 A. Not unless and until the time he demanded we go
8 to trial. I believed him. I mean, I had no reason not
9 to believe him. I believe Derrick said I've
10 represented him and his family for years.

11 Q. Did you and Mr. Weston ever have a seven year
12 plea agreement?

13 A. No.

14 Q. Did you ever go to Judge Verdin without Mr.
15 Weston and attempt to negotiate any kind of an
16 agreement?

17 A. No.

18 Q. Did you and Judge Verdin ever have any kind of
19 understanding between the two of you for a seven year
20 agreement?

21 A. No.

22 Q. And did you tell Mr. Young that he would be
23 pleading guilty that day without a recommendation?

24 A. Yes. The only time Jeff and I ever came to any
25 type of agreement, just to make it clear, is when he

1 was supposed to originally plead in June, Jeff said he
2 would not object -- I told him I was going to ask for a
3 nine year sentence. Jeff stated he would not object to
4 that and would state that on the record. When Mr.
5 Young did not show and he issued the bench warrants, he
6 informed me any future pleas would be straight up,
7 which was relayed to Mr. Young, not only that day
8 because I did speak to him that day several times when
9 he did not appear in court. And his family was, in
10 fact, here waiting on him to appear in court.

11 Q. Did you explain to Mr. Young that pleading
12 without a recommendation meant you could get up to the
13 maximum on every charge?

14 A. Yes. I didn't feel he would be, and we did
15 discuss that, at the plea he would get the benefit of
16 entering the plea and based on the experience -- and we
17 discuss what I asked for, and I believe I asked, on the
18 record, and I haven't read it in a while, but I think I
19 asked for a nine or ten year, in that range, somewhere
20 around there, on the record.

21 MS. RATIGAN: That's all I have, Your Honor.

22 MS. HORLBECK: Beg the court's indulgence.

23 CROSS EXAMINATION

24 BY MS. HORLBECK:

25 Q. All right. Mr. Posey, just briefly. You were

1 retained to represent Mr. Young?

2 A. Yes.

3 Q. Okay. And you don't have -- you do or don't have
4 your file?

5 A. I don't have the original file. It's what I
6 recreated. The original file, unfortunately, got
7 damaged by some water that entered our storage garage
8 up above our office.

9 Q. And you indicated that you went over all the
10 Fourth Amendment issues that there possibly could be
11 with Mr. Young?

12 A. Every time he got a new case, we discussed what
13 happened, what took place. And like I said, there was
14 issues that he raised with every case.

15 Q. Right.

16 A. In total, and after he and I discussed them and
17 even taking him at his word, I did not think the issues
18 would be successful at trial. Or at least not all of
19 them. And like I said, we started calculating what
20 could potentially happen sentence-wise and defense-
21 level-wise, and that's -- because at the end he made
22 the decision to plead. It was my advice that he took,
23 I'm sure, but he made the decision to plead.

24 Q. Okay. And you also represented him on some
25 Anderson County charges?

1 A. Yes.

2 Q. All right. Did you arrange for the Anderson
3 County charges to be pled to at the same time as the
4 Greenville charges?

5 A. Yes.

6 Q. And are we -- am I dealing with the right county?
7 Were they Anderson County charges?

8 A. Yes. Yeah, they were.

9 Q. And did you discuss with Mr. Young the fact that
10 he would be waiving his right to have the plea handled
11 in Anderson County?

12 A. Yes.

13 Q. Okay. And did you actually -- was there a waiver
14 of jurisdiction?

15 A. I haven't read that transcript in a while. I
16 can't remember if Judge Verdin did it on the record ---

17 Q. But typically in your experience does that
18 normally happen during a plea?

19 A. Yes.

20 Q. Okay. All right. Okay. And when Mr. Young
21 received his sentence, did you discuss that with him?
22 Did you go back to the holding cell and discuss his
23 sentence with him?

24 A. I think did. And again, I know I talked to his
25 family because his family was here.

1 Q. Okay.

2 A. I can't remember. I want to think I went down
3 and talked to Derrick afterwards, but I don't remember.
4 I can't say for sure.

5 Q. Okay. All right. So you don't have any ---

6 A. But I know I talked to his mom and his
7 girlfriend, fiancé, for a while after the plea.

8 Q. All right. And your position is that when Mr.
9 Young pled, there was no recommendation from the state;
10 it was all straight up?

11 A. It was straight up.

12 Q. That's all I have.

13 A. And just to be clear, there never was a formal
14 recommendation. Mr. Weston agreed not to oppose a
15 certain sentence.

16 Q. I see. Okay. Thank you.

17 THE COURT: Anything further?

18 MS. RATIGAN: No, Your Honor.

19 THE COURT: All right. Thank you, Mr. Posey.

20 THE WITNESS: Thank you, Your Honor.

21 MS. RATIGAN: The state has no further
22 witnesses to call, Your Honor. I would reassert the
23 argument made earlier about the Anderson charges not
24 being properly in Greenville.

25 THE COURT: All right. Ms. Horlbeck, I'll

1 give you a week or so to look at that issue.

2 MS. RATIGAN: Judge, we're leaving tomorrow
3 night to go on vacation and I'll be back the -- I think
4 it's the following Saturday. So if I could just have a
5 little more time. Does that make sense?

6 THE COURT: Not a bit.

7 MS. HORLBECK: No. We're leaving tomorrow
8 night and I'll be out of the country.

9 THE COURT: I understand what you're saying,
10 but hopefully they'll have Internet there that you can
11 ---

12 MS. HORLBECK: In England? Really, there's
13 not. I have set up my phone to try to get on FaceBook
14 and just email some people. Judge, it was nightmare.

15 THE COURT: You better take your law books
16 with you then.

17 MS. HORLBECK: I may not come back if you're
18 going to make me do work while I'm over there. If I
19 could just have a few days.

20 THE COURT: All right. Well, just get it to
21 me as quick as you can.

22 MS. HORLBECK: Judge, I will. I appreciate
23 you giving me that opportunity.

24 MS. RATIGAN: Thank you, Your Honor.

25

Derrick Antron Young-vs- State of South Carolina (2012-CP-23-02298)
Christopher Todd Posey - Cross Examination by Ms. Hortbeck

47

1

[END OF REQUESTED TRANSCRIPT OF RECORD]

CERTIFICATE OF REPORTER

1
2 I, the undersigned Danette P. Hanks, Official
3 Court Reporter for the Thirteenth Judicial Circuit of
4 the State of South Carolina, do hereby certify that the
5 foregoing is a true, accurate, and complete transcript
6 of record of all the proceedings had and evidence
7 introduced in the trial/hearing of the captioned case,
8 relative to appeal, in the Court of Common Pleas for
9 Greenville County, South Carolina, on the 28th day of
10 August, 2014.

11 This transcript may contain quoted material. Such
12 material is reproduced as read by the speaker.

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

15 December 10, 2014

16
17
18 

19 Circuit Court Reporter

jeil

GENERAL SESSIONS DOCKET TRACKING SHEET

Name: DERRICK ANTRON YOUNG

Indictment # : 2010GS2308603

Address: [REDACTED]

Warrant/Ticket # I482098

City: [REDACTED] State: [REDACTED] IP: [REDACTED]

No Warrant: _____

SS#: [REDACTED] Sex: M Race: B

Offense Code: 3015

Date of Birth: [REDACTED]

Offense Name: DRUGS/MANUFACTURE, DISTRI

State: SC Driver's License #: [REDACTED]

Date of Arrest: August 13, 2010

DATE OF DISPOSITION: _____

RECEIVED

OCT 10 2012

DISPOSITION:

Clerk of Court
Greenville County

____ 1. Guilty Plea

* ____ 7. Remanded

____ 2. Trial (Guilty)

____ 8. Dismissed at Prelim

____ 3. Trial (Not Guilty)

____ 8. No Bill

* 4 4. Dism/Nol Pros/Pros Ended

* ____ 9. Failure to Appear

* ____ 5. Judicial Commitment

* ____ 10. Other

____ 6. Judicial Dismissal

* Explain: _____

Pled to other charges

Judge: _____

Ct. Reporter: _____

Defense Attorney: POSEY, CHRISTOPHER T.

Solicitor: Jeff Weston

WJW

Offense Code: 3015

Offense Name: DRUGS/MANUFACTURE, DISTRI

Sentence: _____

WITNESSES

DOCKET NO. 2010-GS-23-

WJW

008603

The State of South Carolina

County of Greenville

Christopher Manley *CM*

Greenville County Sheriffs Office

COURT OF GENERAL SESSIONS

8/13/2010

December

TERM 2010

THE STATE

vs.

ARREST WARRANT NUMBER

1482098

DERRICK ANTRON YOUNG

ACTION OF GRAND JURY

TRUE BILL

Ann Shaverette

FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Indictment for

3015

POSSESSION OF COCAINE BASE (CRACK
COCAINE)

VIOLATION § 44-53-0375

Foreperson of Petit Jury

Date:

RECEIVED

NOV 05 2010

Clerk of Court
Greenville County

416

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
POSSESSION OF COCAINE BASE (CRACK COCAINE)

At a Court of General Sessions, convened on **DEC 14 2010** the Grand Jurors of Greenville
County present upon their oath:

That DERRICK ANTRON YOUNG did in Greenville County, on or about the 13th day of August 2010, willfully
and unlawfully have in his possession and under his control a quantity of Cocaine Base (Crack Cocaine), a
controlled substance. This is in violation of §44-53-375 of the South Carolina Code of Laws (1976) as amended.

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


SOLICITOR

ARREST WARRANT

1-482098

5609

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

8-16-10

Greenville

THE STATE

10-125867

against

Derrick Antron Young

Address:

Phone: SSN:

Sex: M Race: B Height: 6 Weight:

DL State: SC DL #:

DOB: Agency ORI #: SC0230000

Prosecuting Agency: Greenville County Sheriffs Office

Prosecuting Officer: Christopher Manley - 1019

Offense: Drugs / Manufacture, distribution, etc.

methamphetamine or cocaine base, 2nd offense

Offense Code: 3015

Code/Ordinance Sec: 44-53-0375(B)(2)

This warrant is CERTIFIED FOR SERVICE in the

☐ County/☐ Municipality of

The accused

is to be arrested and brought before me to be
dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant

on

Derrick Antron Young

8-13-10

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

Greenville General Sessions
305 E. North Street
Greenville County Courthouse
Greenville, SC 29601-2120

South Greenville
(Taylor)

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

Personally appeared before me the affiant Christopher Manley

who

being duly sworn deposes and says that defendant Derrick Antron Young

did within this county and state on or about 08/13/2010

violate the criminal laws of the

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

in the following particulars:

DESCRIPTION OF OFFENSE Drugs / Manufacture, distribution, etc. methamphetamine or cocaine base, 2nd offense

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

THE DEFENDANT WAS FOUND TO BE IN POSSESSION OF 20 WHITE ROCKS WHICH FIELD TESTED POSITIVE FOR CRACK COCAINE. THE DEFENDANT HAS A PRIOR CONVICTION FOR TRAFFICKING COCAINE. THIS OFFENSE OCCURED IN GREENVILLE COUNTY, SC.

Signature of Affiant

C. Manley #1019 514

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

Affiant's Address 4 McGee Street

Greenville, SC 29601-

Affiant's Telephone (864)271-5210

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

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

on or about 8/13/2010

defendant Derrick Antron Young

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

☒ County/☐ Municipality of Greenville

) as set forth below:

DESCRIPTION OF OFFENSE: Drugs / Manufacture, distribution, etc. methamphetamine or cocaine base, 2nd offense

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

Sworn to and subscribed before me

on 08/13/2010

Signature of Issuing Judge

Gaybriel Gibson

Judge Code: 5032

(L.S.)

Judge's Address 20 McGee St

Greenville, SC 29601-

Judge's Telephone

Issuing Court:

☒ Magistrate☐ Municipal☐ Circuit

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA 518

96

just

GENERAL SESSIONS DOCKET TRACKING SHEET

Name: DERRICK ANTRON YOUNG

Indictment # : 2010GS2308604

Address: [REDACTED]

Warrant/Ticket # I482096

City: [REDACTED] State: [REDACTED]

No Warrant: _____

SS#: [REDACTED] Sex: M Race: B

Offense Code: 0108

Date of Birth: [REDACTED]

Offense Name: Drugs / Distribute, Sell,

State: SC Driver's License #: [REDACTED]

Date of Arrest: August 13, 2010

RECEIVED

DATE OF DISPOSITION: _____

OCT 10 2012

Clerk of Court
Greenville County

DISPOSITION:

____ 1. Guilty Plea

* ____ 7. Remanded

____ 2. Trial (Guilty)

____ 8. Dismissed at Prelim

____ 3. Trial (Not Guilty)

____ 8. No Bill

* 4 4. Dism/Nol Pros/Pros Ended

* ____ 9. Failure to Appear

* ____ 5. Judicial Commitment

* ____ 10. Other

____ 6. Judicial Dismissal

* Explain: pled to other charges

Judge: _____

Ct. Reporter: _____

Defense Attorney: POSEY, CHRISTOPHER T.

Solicitor: Jeff Weston *W*

Offense Code: 0108 Offense Name: Drugs / Distribute, Sell,

Sentence: _____

WITNESSES

DOCKET NO. 2010-GS-23-

WJW

008604

The State of South Carolina

County of Greenville

Christopher Manley

Bnck

Greenville County Sheriffs Office

COURT OF GENERAL SESSIONS

8/13/2010

December

TERM 2010

THE STATE

vs.

ARREST WARRANT NUMBER

1482096

DERRICK ANTRON YOUNG

ACTION OF GRAND JURY

TRUE BILL

Ann Spoderette

FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Indictment for

0108

POSSESSION OF COCAINE BASE W/I TO
DIST. 1/2 MILE FROM SCHOOL

VIOLATION § 44-53-0445

Foreperson of Petit Jury

Date:

RECEIVED

NOV 05 2010

Clerk of Court
Greenville County

98

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
**POSSESSION OF COCAINE BASE W/1 TO DIST.1/2 MILE FROM
SCHOOL**

At a Court of General Sessions, convened on
County present upon their oath:

DEC 14 2010

the Grand Jurors of Greenville

That DERRICK ANTRON YOUNG did in Greenville County, on or about the 13th day of August, 2010, willfully and unlawfully possess with the intent to distribute a quantity of Cocaine Base (Crack Cocaine), a controlled substance. The incident occurred within one-half (1/2) mile from Our Lady of the Rosary School. This is in violation of §44-53-445 of the South Carolina Code of Laws (1976) as amended.

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


SOLICITOR

ARREST WARRANT

1-482096

5009

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

THE STATE

10-125867

against

Derrick Antron Young

Address:

Phone:

SSN:

Sex: M

Race: B

Height:

6

Weight:

165

DL State: SC

DL #:

DOB:

Agency ORI #:

SC0230000

Prosecuting Agency:

Greenville County Sheriffs Office

Prosecuting Officer:

Christopher Manley - 1019

Offense: Drugs / Distribute, sell, purchase, manuf. crack cocaine, or pwid, near school

Offense Code:

0108

Code/Ordinance Sec:

44-53-0445(B)(2)

This warrant is CERTIFIED FOR SERVICE in the

☐ County/☐ Municipality of

The accused

is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant

on

Derrick Antron Young

8-13-10

Signature of Detachable Law Enforcement Officer

RETURN WARRANT TO:

Greenville General Sessions
305 E. North Street
Greenville County Courthouse
Greenville, SC 29601-2120

South Greenville
(Taylor)

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

AFFIDAVIT

ORIGINAL

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA 518

Personally appeared before me the affiant Christopher Manley

being duly sworn deposes and says that defendant Derrick Antron Young

did within this county and state on or about 08/13/2010

violate the criminal laws of the

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

in the following particulars:

DESCRIPTION OF OFFENSE Drugs / Distribute, sell, purchase, manuf. crack cocaine, or pwid, near school

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

THE DEFENDANT DID WITHIN ONE-HALF MILE OF OUR LADY OF THE ROSARY SCHOOL LOCATED AT 3710 AUGUSTA ROAD HAVE IN HIS POSSESSION 20 WHITE ROCKS WEIGHING THAT FIELD TESTED POSITIVE FOR CRACK COCAINE. THIS OFFENSE DID OCCUR IN GREENVILLE COUNTY.

Signature of Affiant

C. Manley #1019 514

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

Affiant's Address 4 Mcgee Street

Greenville, SC 29601-

Affiant's Telephone (864)271-5210

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

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

on or about 8/13/2010

defendant Derrick Antron Young

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

☒ County/☐ Municipality of

Greenville

) as set forth below:

DESCRIPTION OF OFFENSE: Drugs / Distribute, sell, purchase, manuf. crack cocaine, or pwid, near school

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 08/13/2010

(L.S.)

Signature of Issuing Judge
Gaybriel Gibson

Judge Code: 5032

Judge's Address

20 Mcgee St

Greenville, SC 29601-

Judge's Telephone

Issuing Court:

☒ Magistrate☐ Municipal☐ Circuit

ORIGINAL

ORIGINAL

ORIGINAL

100

STATE OF SOUTH CAROLINA

COUNTY OF Greenville
STATE VS.

Derrick Antron Young

AKA:

Race: BLACK Sex: M Age: 25

DOB: [REDACTED] SS#: [REDACTED]

Address: [REDACTED]

City, State, Zip: [REDACTED]

DL#: [REDACTED] SID#: [REDACTED]

*CDL Yes ☐ No ☐ CMV Yes ☐ No ☐ Hazmat Yes ☐ No ☐

In disposition of the said indictment comes now the Defendant who was

TO: Resisting / Assault, beat, or wound police officer serving process or while resisting arrest

in violation of § 16-09-0320(B) of the S.C. Code of Laws, bearing CDR Code # 0256

☒ NON-VIOLENT ☐ VIOLENT ☐ SERIOUS ☐ MOST SERIOUS ☐ Mandatory GPS(CSC w/minor 1st or 1ewd Act) § 17-25-45The charge is: ☒ As Indicted. ☐ Lesser Included Offense. ☐ Defendant Waives Presentment to Grand Jury. DY (defendant's initials)The plea is: ☒ Without Negotiations or Recommendation. ☐ Negotiated Sentence. ☐ Recommendation by the State.

ATTEST:

Weston, Jeff

SC Bar# 6047

Defendant

Attorney for Defendant

SC Bar# 064169

WHEREFORE, the Defendant is committed to the ☒ State Department of Corrections, ☐ County Detention Center,
for a determinate term of 10 days/months/years or ☐ under the Youthful Offender Act not to exceed years
and/or to pay a fine of \$; provided that upon the service of days/months/years and/or payment
of \$; plus costs and assessments as applicable*; the balance is suspended with probation formonths/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of
probation, which are incorporated by reference.☐ CONCURRENT or ☐ CONSECUTIVE to sentence on:☒ The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied
by the State Department of Corrections. 202 days☐ The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135.Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Criminal
Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

☐ RESTITUTION: ☐ Deferred ☐ Def. Waives Hearing ☐ Ordered

Total: \$ plus 20% fee: \$

Payment Terms:

☐ Set by SCDPPPS

Recipient:

*Fine:

§ 14-1-206 (Assessments 107.5 %)	\$	
§ 14-1-211(A)(1) (Conv. Surcharge)	\$100	\$ 100
§ 14-1-211(A)(2) (DUI Surcharge)	\$100	\$
§ 56-5-2995 (DUI Assessment)	\$12	\$
§ 56-1-286 (DUI Breath Test)	\$25	\$
Proviso 47.9 (Public Def/Prob)	\$500	\$
§ 14-1-212 (Law Enforce. Funding)	\$25	\$ 25
§ 14-1-213 (Drug Court Surcharge)	\$150	\$
§ 50-21-114(BUI Breath Test Fee)	\$50	\$
§ 56-5-2942(J) (Vehicle Assessment)	\$40/ca	\$
Proviso 90.5 (SCCJA Surcharge)	\$5	\$ 5
3% to County (if paid in installments)	\$	\$
TOTAL	\$	\$

PTUP

days/hours Public Service Employment

Obtain GED ☐

Attend Voc. Rehab. or Job Corp.

May serve W/E beginning

Substance Abuse Counseling ☐Random Drug/Alcohol testing ☐Fine may be pd. in equal, consecutive weekly/monthly
pmts. of \$ beginning

\$ paid to Public Defender Fund

Other:

☐ Appointed PD or appointed other counsel,
§ 47.12 requires \$500 be paid to Clerk
during probation.

Clerk of Court/ Deputy Clerk

Court Reporter:

SCCA/217 (03/2011)

Presiding Judge

Judge Code:

Sentence Date:

WITNESSES

Christopher Manley

Smr

Greenville County Sheriffs Office

8/13/2010

ARREST WARRANT NUMBER

1482099

ACTION OF GRAND JURY

TRUE BILL

Ann Shaverette

FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2010-GS-23-

WJW

008605

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

December

TERM 2010

THE STATE

vs.

DERRICK ANTRON YOUNG

Indictment for

0256

RESISTING ARREST WITH ASSAULT

VIOLATION § 16-09-0320(B)

RECEIVED

NOV 05 2010

Clerk of Court
Greenville County

102

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)

INDICTMENT FOR
RESISTING ARREST WITH ASSAULT

At a Court of General Sessions, convened on **DEC 14 2010** the Grand Jurors of Greenville
County present upon their oath:

That DERRICK ANTRON YOUNG did in Greenville County, on or about the 13th day of August, 2010, knowingly and willfully and unlawfully assault, beat or wound Christopher Manley with the Greenville County Sheriff's Office while resisting an arrest by one whom he knew or reasonably should have known was a law enforcement officer. This is in violation of §16-9-320(B) of the South Carolina Code of Laws (1976) as amended.

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


SOLICITOR

ARREST WARRANT

I-482099

5609

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

8-16-10

Greenville

THE STATE
against

10-125867

Derrick Antron Young

Address:

Phone: _____ SSN: _____

Sex: M Race: B Height: 6 Weight: 170DL State: SC DL #: _____DOB: _____ Agency ORI #: SC0230000Prosecuting Agency: Greenville County Sheriffs OfficeProsecuting Officer: Christopher Manley - 1019Offense: Resisting / Assault, beat, or wound police officer
serving process or while resisting arrestOffense Code: 0256Code/Ordinance Sec: 16-09-0320(B)This warrant is **CERTIFIED FOR SERVICE** in the☐ County/ ☐ Municipality of

The accused

is to be arrested and brought before me to be
dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to
defendant Derrick Antron Young
on 8-13-10

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

Greenville General Sessions
305 E. North Street
Greenville County Courthouse
Greenville, SC 29601-2120South Greenville
(Taylor)

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

Greenville

AFFIDAVIT

ORIGINAL

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA 518Personally appeared before me the affiant Christopher Manley who
being duly sworn deposes and says that defendant Derrick Antron Young
did within this county and state on or about 08/13/2010 violate the criminal laws of theState of South Carolina (or ordinance of ☒ County/ ☐ Municipality of Greenville)
in the following particulars:DESCRIPTION OF OFFENSE Resisting / Assault, beat, or wound police officer serving process or while resisting arrestI further state that there is probable cause to believe that the defendant named above did commit
the crime set forth and that probable cause is based on the following facts:THE DEFENDANT DID KNOWINGLY AND WILFULLY ASSAULT LAW ENFORCEMENT OFFICERS C. MANLEY AND
D. MANSEL BY KICKING BOTH OFFICERS AND ATTEMPTING TO PULL AWAY FROM THE OFFICERS WHO WERE
IN THE PROCESS OF ARRESTING THE DEFENDANT. THE DEFENDANT WAS ADVISED HE WAS UNDER ARREST.
THIS OFFENSE OCCURED IN GREENVILLE COUNTY, SC.

Signature of Affiant

De L. Manley #1019 574

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

Greenville

Affiant's Address 4 McGee Street
Greenville, SC 29601-Affiant's Telephone (864)271-5210

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

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

on or about 8/13/2010 defendant Derrick Antron Young

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

☒ County/ ☐ Municipality of Greenville) as set forth below:DESCRIPTION OF OFFENSE: Resisting / Assault, beat, or wound police officer serving process or while resisting arrestHaving 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 08/13/2010

Signature of Issuing Judge (L.S.)

Gaybriel Gibson

Judge Code: 5032Judge's Address 20 McGee St
Greenville, SC 29601-

Judge's Telephone _____

Issuing Court ☒ Magistrate ☐ Municipal ☐ Circuit

ORIGINAL

ORIGINAL

ORIGINAL

104

STATE OF SOUTH CAROLINA

COUNTY OF Greenville

STATE VS.

Derrick Anton Young

AKA:

Race: BLACK Sex: M Age: 30

DOB: [REDACTED] SS#: [REDACTED]

Address: [REDACTED]

City, State, Zip: [REDACTED]

DL#: [REDACTED] SID#: [REDACTED]

*CDL Yes ☐ No ☐ CMV Yes ☐ No ☐ Hazmat Yes ☐ No ☐

In disposition of the said indictment comes now the Defendant who was

☐ CONVICTED OF or ☒ PLEADS

TO: Drugs / MDP, Narcotic drugs in Sch. I(b) & (c), LSD, and Sched. II (Cocaine)- 2nd offense

in violation of § 44-53-0370(B)(1) of the S.C. Code of Laws, bearing CDR Code # 0184

☒ NON-VIOLENT ☐ VIOLENT ☐ SERIOUS ☐ MOST SERIOUS ☐ Mandatory GPS(CSC w/minor 1st or Lewd Act) ☐ §17-25-45The charge is: ☒ As Indicted, ☐ Lesser Included Offense, ☐ Defendant Waives Presentment to Grand Jury. (defendant's initials)The plea is: ☒ Without Negotiations or Recommendation, ☐ Negotiated Sentence, ☐ Recommendation by the State.

ATTEST:

Weston, Jeff

SC Bar# 6047

Defendant

Attorney for Defendant

SC Bar# 064169

WHEREFORE, the Defendant is committed to the ☒ State Department of Corrections, ☐ County Detention Center,for a determinate term of 18 days/months/years or ☐ under the Youthful Offender Act not to exceed _____ years

and/or to pay a fine of \$ _____; provided that upon the service of _____ days/months/years and/or payment

of \$ _____; plus costs and assessments as applicable*; the balance is suspended with probation for _____

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

☐ CONCURRENT or ☐ CONSECUTIVE to sentence on:☒ The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied by the State Department of Corrections.☐ The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.

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

SPECIAL CONDITIONS:

☐ RESTITUTION: ☐ Deferred ☐ Def. Waives Hearing ☐ Ordered

Total: \$ _____ plus 20% fee: \$ _____

Payment Terms: _____

☐ Set by SCDPPPS _____

Recipient: _____

*Fine:

§ 14-1-206 (Assessments 107.5 %) \$ _____

§ 14-1-211(A)(1) (Conv. Surcharge) \$100 \$ 100

§ 14-1-211(A)(2) (DUI Surcharge) \$100 \$ _____

§ 56-5-2995 (DUI Assessment) \$12 \$ _____

§ 56-1-286 (DUI Breath Test) \$25 \$ _____

Proviso 47.9 (Public Def/Prob) \$500 \$ _____

§ 14-1-212 (Law Enforce. Funding) \$25 \$ 25

§ 14-1-213 (Drug Court Surcharge) \$150 \$ _____

§ 50-21-114(BUI Breath Test Fee) \$50 \$ _____

§ 56-5-2942(J) (Vehicle Assessment) \$40/ea \$ _____

Proviso 90.5 (SCCJA Surcharge) \$5 \$ 5

3% to County (if paid in installments) \$ _____

TOTAL \$ _____

Paul B. Wickens

Clerk of Court/ Deputy Clerk

Court Reporter: T. Johnson

SCCA/217 (03/2011)

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2010GS2309819

A/W#: M383087

Date of Offense: 6/2/2010

S.C. Code § : 44-53-0370(B)(1)

CDR Code #: 0184

SENTENCE SHEET

0-36

Presiding Judge

Judge Code: 2162

Sentence Date: 10/9/12

WITNESSES

B. M. Manning

Greenville Police Department

6/2/2010

ARREST WARRANT NUMBER

M383087

ACTION OF GRAND JURY

TRUE BILL

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2010-GS-23-

WJW

009819

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

April

TERM 2010 2011

THE STATE

vs.

DERRICK ANTON YOUNG

Indictment for

POSSESSION OF COCAINE BASE WITH INTENT
TO DISTRIBUTE

VIOLATION §44-53-0375

RECEIVED

DEC 17 2010

Clerk of Court
Greenville County

106

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
POSSESSION OF COCAINE BASE WITH INTENT TO
DISTRIBUTE

At a Court of General Sessions, convened on **APR 12 2011**, the Grand Jurors of Greenville
County present upon their oath:

That DERRICK ANTON YOUNG did in Greenville County, on or about the 2nd day of June 2010, possess with
intent to distribute or aid, abet, or conspire to possess with the intent to distribute a quantity of Cocaine Base
(Crack Cocaine), a controlled substance, such possession not having been authorized by law. This is in violation
of §44-53-375 of the South Carolina Code of Laws (1976) as amended.

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


SOLICITOR

ARREST WARRANT

M-383087

STATE OF SOUTH CAROLINA

☐ County/☒ Municipality of

Greenville

THE STATE
against

10-42192

Derrick Anton Young

Address:

Phone:

Sex: M Race: B Height: 6 Weight: 165

DL State: DL #: DOB: Agency ORI #: SC0230200

Prosecuting Agency: Greenville Police Department

Prosecuting Officer: B M Manning - 0433

Offense: Drugs / MDP, Narcotic drugs in Sch. I(b) & (c),
LSD, and Sched. II (Cocaine)- 2nd offense

Offense Code: 0184

Code/Ordinance Sec: 44-53-0370(b)(1)

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 the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant

on

Derrick Anton Young
6-2-10

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

City Of Greenville
426 North Main Street
P O Box 488
Greenville, SC 29601

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☐ County/☒ Municipality of

Greenville

Personally appeared before me the affiant B M Manning

being duly sworn deposes and says that defendant Derrick Anton Young

did within this county and state on or about 06/02/2010

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

in the following particulars:

DESCRIPTION OF OFFENSE Drugs / MDP, Narcotic drugs in Sch. I(b) & (c), LSD, and Sched. II (Cocaine)- 2nd offense

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

On 6-2-10 affiant states the accused, Derrick Anton Young, did agree to meet the victim of a stolen vehicle (2001 Ford F250 pickup VIN 1FTNX20F41ED20122, NC tag ZSS4431) at 2760 Laurens Rd. in the parking lot of Exxon to exchange \$3,000. for the return of the victim, Kenneth Ray Helms, vehicle. The accused did arrive driving a green in color Chevy Impala and met with the victim. The accused was extracted from the vehicle, at which time, he did actively resist arrest with several officers. The accused was found to be in possession of the keys belonging to said pickup in his pocket. The accused was also found to be in possession of 1.3 grams of a beige rock-like substance that did field test positive as cocaine base. Incident occurred within one half mile of J L Mann High School located at 160 Fairforest Way which is within the city limits of Greenville, S.C. Further investigation on scene revealed the stolen vehicle was located at 5300 Augusta Rd. (August Hills Apt.)

Signature of Affiant

STATE OF SOUTH CAROLINA

☐ County/☒ Municipality of

Greenville

Affiant's Address 4 MCGEE STREET
GREENVILLE, SC 29601-

Affiant's Telephone

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

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

on or about 6/2/2010 defendant Derrick Anton Young

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

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

DESCRIPTION OF OFFENSE: Drugs / MDP, Narcotic drugs in Sch. I(b) & (c), LSD, and Sched. II (Cocaine)- 2nd offense

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

Sworn to and subscribed before me

on 06/02/2010

Signature of Issuing Judge
Joyce E. Heaton (L.S.)

Joyce E. Heaton

Judge Code: 6499

Judge's Address 426 North Main Street
Greenville, SC 29601-

Judge's Telephone (864)467-2405

Issuing Court: ☐ Magistrate ☒ Municipal ☐ Circuit

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

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

108

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Greenville
 STATE VS.
Derrick Antron Young

INDICTMENT/CASE#: 2011GS2306189

AKA:

A/W#: 1433697Race: BLACK Sex: M Age: 28Date of Offense: 5/20/2011DOB: [REDACTED] SS#: [REDACTED]S.C. Code §: 44-53-0370(E)(2)(Address: [REDACTED]CDR Code #: 0388City, State, Zip: [REDACTED]DL#: [REDACTED] SID#: [REDACTED]

SENTENCE SHEET

*CDL Yes ☐ No ☐ CMV Yes ☐ No ☐ Hazmat Yes ☐ No ☐

In disposition of the said indictment comes now the Defendant who was

☐ CONVICTED OF or ☒ PLEADSTO: Drugs / Trafficking in cocaine, 28 g or more, but less than 100 g - 2nd offensein violation of § 44-53-0370(E)(2)(of the S.C. Code of Laws, bearing CDR Code # 0388☒ NON-VIOLENT ☒ VIOLENT ☒ SERIOUS ☐ MOST SERIOUS ☐ Mandatory GPS(CSCw/minor 1st or Lewd Act) ☐ §17-25-45The charge is: ☒ As Indicted. ☐ Lesser Included Offense. ☒ Defendant Waives Presentment to Grand Jury. DY (defendant's initials)The plea is: ☒ Without Negotiations or Recommendation. ☐ Negotiated Sentence. ☐ Recommendation by the State.ATTEST Jeff WestonSC Bar# 6047Defendant D. YoungAttorney for Defendant ChristineSC Bar# 064169

WHEREFORE, the Defendant is committed to the ☒ State Department of Corrections, ☐ County Detention Center,
 for a determinate term of 13 days/months/years or ☐ under the Youthful Offender Act not to exceed years
 and/or to pay a fine of \$; provided that upon the service of days/months/years and/or payment
 of \$; plus costs and assessments as applicable*; the balance is suspended with probation for

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

☐ CONCURRENT or ☐ CONSECUTIVE to sentence on:☒ The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied
 by the State Department of Corrections. 362☐ The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135.

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

SPECIAL CONDITIONS:

☐ RESTITUTION: ☐ Deferred ☐ Def. Waives Hearing ☐ Ordered

PTUP

Total: \$ plus 20% fee: \$ Payment Terms: ☐ Set by SCDPPPS Recipient: *Fine: \$

§ 14-1-206 (Assessments 107.5 %)

§ 14-1-211(A)(1) (Conv. Surcharge) \$100 \$ 100§ 14-1-211(A)(2) (DUI Surcharge) \$100 \$ § 56-5-2995 (DUI Assessment) \$12 \$ § 56-1-286 (DUI Breath Test) \$25 \$ Proviso 47.9 (Public Def/Prob) \$500 \$ § 14-1-212 (Law Enforce. Funding) \$25 \$ 25§ 14-1-213 (Drug Court Surcharge) \$150 \$ § 50-21-114(BUI Breath Test Fee) \$50 \$ § 56-5-2942(J) (Vehicle Assessment) \$40/ea \$ Proviso 90.5 (SCCJA Surcharge) \$5 \$ 53% to County (if paid in installments) \$ TOTAL \$ days/hours Public Service EmploymentObtain GED ☐Attend Voc. Rehab. or Job Corp. May serve W/E beginning Substance Abuse Counseling ☐Random Drug/Alcohol testing ☐Fine may be pd. in equal, consecutive weekly/monthly
 pmts. of \$ beginning \$ paid to Public Defender FundOther:

☐ Appointed PD or appointed other counsel,
 § 47.12 requires \$500 be paid to Clerk
 during probation.

Clerk of Court/ Deputy Clerk Paul B. WickershamCourt Reporter: T. Johnson

SCCA/217 (03/2011)

Presiding Judge [Signature]Judge Code: 2162Sentence Date: 10/9/12

WITNESSES

J T Godfrey

Greenville County Sheriffs Office

5/20/2011

ARREST WARRANT NUMBER

1433697

ACTION OF GRAND JURY

TRUE BILL

FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2011-GS-23- 006189

WJW

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

June

TERM 2011

THE STATE

vs.

DERRICK ANTRON YOUNG

Indictment for

TRAFFICKING COCAINE

VIOLATION § 44-53-0370

RECEIVED

AUG 05 2011

**Clerk of Court
Greenville County**

110

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)

INDICTMENT FOR
TRAFFICKING COCAINE

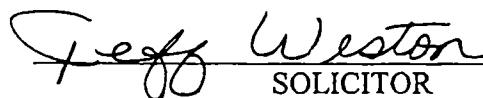
At a Court of General Sessions, convened on **JUN 12 2012**

the Grand Jurors of Greenville

County present upon their oath:

That DERRICK ANTRON YOUNG did in Greenville County, on or about the 20th day of May, 2011, knowingly sell, manufacture, deliver or bring into the State of South Carolina, or did knowingly provide financial assistance or otherwise aid, abet, attempt, or conspire to sell, manufacture, deliver or bring into the State or was knowingly in actual or constructive possession of more than 28 grams of Cocaine. This is in violation of §44-53-370 of the South Carolina Code of Laws (1976) as amended.

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


SOLICITOR

ARREST WARRANT

I-433697

5609

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

S 24-11

Greenville

THE STATE

11-71698

against

Derrick Antron Young

Address:

Phone: _____ SSN: _____
Sex: _____ Race: B Height: 6 Weight: 180

DL State: _____ DL #: _____

DOB: _____ Agency ORI #: SC0230000

Prosecuting Agency: Greenville County Sheriffs Office

Prosecuting Officer: J T Godfrey - 0774

Offense: Drugs / Trafficking in cocaine, 28 g or more, but
less than 100 g - 2nd offense

Offense Code: 0388

Code/Ordinance Sec: 44-53-0370(e)(2)(

This warrant is CERTIFIED FOR SERVICE in the

☐ County/ ☐ Municipality of

The accused

is to be arrested and brought before me to be
dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant

on

Derrick A Young
5/20/11

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

Greenville General Sessions
305 E. North Street
Greenville County Courthouse
Greenville, SC 29601-2120

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

Personally appeared before me the affiant J T Godfrey

who

being duly sworn deposes and says that defendant Derrick Antron Young

did within this county and state on or about 05/20/2011

violate the criminal laws of the

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

in the following particulars:

DESCRIPTION OF OFFENSE Drugs / Trafficking in cocaine, 28 g or more, but less than 100 g - 2nd offense

I further state that there is probable cause to believe that the defendant named above did commit
the crime set forth and that probable cause is based on the following facts:THE AFFIANT FOUND THE DEFENDANT TO BE IN POSSESSION OF A WHITE POWDER SUBSTANCE THAT DID
FIELD TEST POSITIVE FOR COCAINE. THE WEIGHT OF THE SAID SUBSTANCE WAS IN EXCESS OF 28G. THE
DEFENDANT ALSO HAS A PRIOR CONVICTION FOR TRAFFICKING COCAINE. THIS DID OCCUR IN GREENVILLE
COUNTY, SC

Signature of Affiant

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

Affiant's Address 4 Mcgee Street

Greenville, SC 29601-

Affiant's Telephone (864)271-5210

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

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

on or about 5/20/2011 defendant Derrick Antron Young

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

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

DESCRIPTION OF OFFENSE: Drugs / Trafficking in cocaine, 28 g or more, but less than 100 g - 2nd offense

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

Sworn to and subscribed before me

on 05/20/2011

(L.S.)

Signature of Issuing Judge
James E. Hudson

Judge Code: 5031

Judge's Address 4 Mcgee Street, Room 116-B

Greenville, SC 29601-

Judge's Telephone (864)467-5302

Issuing Court: ☒ Magistrate☐ Municipal☐ Circuit

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA 518

AFFIDAVIT

112

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Greenville
 STATE VS.
Derrick Antron Young

AKA:

Race: BLACK Sex: M Age: 28DOB: [REDACTED] SS#: [REDACTED]Address: [REDACTED]City, State, Zip: [REDACTED]DL#: [REDACTED] SID#: [REDACTED]*CDL Yes ☐ No ☐ CMV Yes ☐ No ☐ Hazmat Yes ☐ No ☐

In disposition of the said indictment comes now the Defendant who was

☐ CONVICTED OF or ☒ PLEADSTO: Drugs / Trafficking in ice, crack or crack - 28 g or more, but less than 100 g - 1st offensein violation of § 44-53-0375(C)(2) of the S.C. Code of Laws, bearing CDR Code # 0392
☒ NON-VIOLENT ☒ VIOLENT ☒ SERIOUS ☐ MOST SERIOUS ☐ Mandatory GPS(CSC w/minor 1st or Lewd Act) ☐ §17-25-45
The charge is: ☒ As Indicted, ☐ Lesser Included Offense, ☒ Defendant Waives Presentment to Grand Jury.

(defendant's initials)

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

ATTEST:

Jeff Weston
Jeff Weston, Jeff6047
SC Bar#D. Young
DefendantChristopher Pay
Attorney for Defendant064164
SC Bar#WHEREFORE, the Defendant is committed to the ☒ State Department of Corrections, ☐ County Detention Center,for a determinate term of 13 days/months/years or ☐ under the Youthful Offender Act not to exceed yearsand/or to pay a fine of \$; provided that upon the service of days/months/years and/or paymentof \$; plus costs and assessments as applicable*; the balance is suspended with probation for

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

☐ CONCURRENT or ☐ CONSECUTIVE to sentence on:☒ The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied by the State Department of Corrections. 302☐ The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135.

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

SPECIAL CONDITIONS:

☐ RESTITUTION: ☐ Deferred ☐ Def. Waives Hearing ☐ Ordered

PTUP

Total: \$ plus 20% fee: \$ Payment Terms: ☐ Set by SCDPPPS Recipient: *Fine: \$ § 14-1-206 (Assessments 107.5 %) \$ § 14-1-211(A)(1) (Conv. Surcharge) 100 \$ 100§ 14-1-211(A)(2) (DUI Surcharge) 100 \$ § 56-5-2995 (DUI Assessment) 12 \$ § 56-1-286 (DUI Breath Test) 25 \$ Proviso 47.9 (Public Def/Prob) 500 \$ § 14-1-212 (Law Enforce. Funding) 25 \$ 25§ 14-1-213 (Drug Court Surcharge) 150 \$ § 50-21-114 (BUI Breath Test Fee) 50 \$ § 56-5-2942(J) (Vehicle Assessment) 40/ea \$ Proviso 90.5 (SCJA Surcharge) 5 \$ 53% to County (if paid in installments) \$ TOTAL \$ days/hours Public Service EmploymentObtain GED ☐Attend Voc. Rehab. or Job Corp. May serve W/E beginning Substance Abuse Counseling ☐Random Drug/Alcohol testing ☐Fine may be pd. in equal, consecutive weekly/monthly pmts. of \$ beginning \$ paid to Public Defender FundOther:
☐ Appointed PD or appointed other counsel,
 § 47.12 requires \$500 be paid to Clerk during probation.
Presiding Judge [Signature]Judge Code: 2162Sentence Date: 10/9/12Clerk of Court/ Deputy Clerk Paul B. WickensCourt Reporter: T. Johnson

SCCA/217 (03/2011)

WITNESSES

J T Godfrey

Greenville County Sheriffs Office

5/20/2011

ARREST WARRANT NUMBER

1433698

ACTION OF GRAND JURY

TRUE BILL

FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2011-GS-23-

WJW

006190

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

June

2012
TERM 2011

THE STATE

vs.

DERRICK ANTRON YOUNG

Indictment for

0392

TRAFFICKING COCAINE BASE (CRACK
COCAINE)

VIOLATION § 44-53-0375

RECEIVED

AUG 05 2011

Clerk of Court
Greenville County

411

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
TRAFFICKING COCAINE BASE (CRACK COCAINE)

At a Court of General Sessions, convened on
County present upon their oath:

JUN 12 2012

the Grand Jurors of Greenville

That DERRICK ANTRON YOUNG did in Greenville County, on or about the 20th day of May 2011, knowingly sell, manufacture, deliver or bring into the State of South Carolina or did knowingly provide financial assistance or otherwise aid, abet, attempt, or conspire to sell, manufacture, deliver or bring into the State or was knowingly in actual or constructive possession of more than 28 grams of Cocaine Base (Crack Cocaine). This is in violation of §44-53-375 of the South Carolina Code of Laws (1976) as amended.

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


SOLICITOR

ARREST WARRANT

I-433698

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

THE STATE

11-71698

against

Derrick Antron Young

Address:

Phone: _____ SSN: _____
Sex: M Race: B Height: 6 Weight: 180DL State: SC DL #: _____DOB: _____ Agency ORI #: SC0230000Prosecuting Agency: Greenville County Sheriffs OfficeProsecuting Officer: J T Godfrey - 0774Offense: Drugs / Trafficking in ice, crank or crack - 28 g or more, but less than 100 g - 1st offenseOffense Code: 0392Code/Ordinance Sec: 44-53-0375(C)(2)(This warrant is CERTIFIED FOR SERVICE in the☐ County/ ☐ Municipality of

The accused

is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant Derrick A Youngon 5/20/11

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

Greenville General Sessions
305 E. North Street
Greenville County Courthouse
Greenville, SC 29601-2120

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

Personally appeared before me the affiant J T Godfrey whobeing duly sworn deposes and says that defendant Derrick Antron Youngdid within this county and state on or about 05/20/2011

violate the criminal laws of the

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

in the following particulars:

DESCRIPTION OF OFFENSE Drugs / Trafficking in ice, crank or crack - 28 g or more, but less than 100 g - 1st offense

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

THE AFFIANT FOUND THE DEFENDANT TO BE IN POSSESSION OF AN OFF-WHITE ROCK LIKE SUBSTANCE THAT DID FIELD TEST POSITIVE FOR CRACK COCAINE. THE WEIGHT OF THE SAID SUBSTANCE WAS IN EXCESS OF 28G. THIS DID OCCUR IN GREENVILLE COUNTY, SC.

Signature of Affiant

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

Affiant's Address 4 McGee StreetGreenville, SC 29601-Affiant's Telephone (864)271-5210

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

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

on or about 5/20/2011 defendant Derrick Antron Young

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

☒ County/ ☐ Municipality of Greenville) as set forth below:DESCRIPTION OF OFFENSE: Drugs / Trafficking in ice, crank or crack - 28 g or more, but less than 100 g - 1st offenseHaving 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 meon 05/20/2011

Signature of Issuing Judge

James E. Hudson

Judge Code: 5031Judge's Address 4 McGee Street, Room 116-BGreenville, SC 29601-Judge's Telephone (864)467-5302Issuing Court: ☒ Magistrate☐ Municipal☐ Circuit

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA 518

AFFIDAVIT

General Sessions Tracking Sheet
Indictment # 2011GS0401069

Name: Young, Derrick Antron

AKA:

Addr:

Warrant/Ticket # J899019

Date of Arrest: 09/02/2010

Date of Offense: 09/02/2010

Date Rcv by Clerk 09/08/2010

Magistrate: Clerk Of Court C P, G S, And Family Cot

Counts: Code: 3412/Assault / Assault & Battery 1 degree

SSN#

Sex: M Race: B

DOB:

DL#

Indictment # 2011GS0401069

Disposition Information

1. Transmitted to SOL & SCCA:
2. Disp Received by Clerk:
3. Date of Disposition:

9/07/12

- Disposition
1. Guilty plea
 2. Trial -- guilty
 3. Trial -- not guilty
 4. Dism/Not Pros/Pros Ended
 5. Judicial Commitment
 6. Judicial Dismissal
 7. Remanded
 8. Dismissed at Prelim
 8. No Bill
 9. Failure to Appear
 10. Other

Explain:

Explain:

Explain:

Explain:

Explain:

BW 6/13/12

Judge:

Court Reporter:

Defense Atty:

Solicitor:

CH

Counts: Code:

Sentence:

General Sessions Tracking Sheet
Indictment # 2011GS0401070

Name: Young, Derrick Antron

AKA:

Addr: [REDACTED]

SSN# [REDACTED]

Sex: M Race: B

DOB: [REDACTED]

DL# [REDACTED]

Warrant/Ticket # J899020

Date of Arrest: 09/02/2010

Date of Offense: 09/02/2010

Date Rcv by Clerk 09/08/2010

Magistrate: Clerk Of Court C P, G S, And Family Co

Counts: Code: 3412/Assault / Assault & Battery degree

Indictment # 2011GS0401070

Disposition Information

1. Transmitted to SOL & SCCA:
2. Disp Received by Clerk:
3. Date of Disposition: 9/27/12

- Disposition
- ☐ 1. Guilty plea
 - ☐ 2. Trial -- guilty
 - ☐ 3. Trial -- not guilty
 - ☐ 4. Dism/Not Pros/Pros Ended
 - ☐ 5. Judicial Commitment
 - ☐ 6. Judicial Dismissal
 - ☐ 7. Remanded
 - ☐ 8. Dismissed at Prelim
 - ☒ 9. No Bill
 - ☐ 10. Failure to Appear
 - ☐ 10. Other

Explain:

Explain:

Explain:

Explain:

Explain:

Judge: _____

Defense Atty: _____

Counts: _____ Code: _____

Sentence: _____

Court Reporter: _____

Solicitor: CTH

General Sessions Tracking Sheet
Indictment # 2011GS0401071

Name: Young, Derrick Antron

AKA:

Addr: [REDACTED]

SSN# [REDACTED]

Sex: M Race: B

DOB: [REDACTED]

DL# [REDACTED]

Warrant/Ticket # J899021

Date of Arrest: 09/02/2010

Date of Offense: 09/02/2010

Date Rev by Clerk 09/08/2010

Magistrate: Clerk Of Court C P, G S, And Family Cc

Counts: Code: 0183/Drugs / MDP, Narcotic dru
Sch. I(b) & (c), LSD, and Sched. II (Coc
1st offense

Indictment # 2011GS0401071

Disposition Information

1. Transmitted to SOL & SCCA:
2. Disp Received by Clerk:
3. Date of Disposition:

- Disposition
- ☐ 1. Guilty plea
 - ☐ 2. Trial -- guilty
 - ☐ 3. Trial -- not guilty
 - ☐ 4. Dism/Not Pros/Pros Ended
 - ☐ 5. Judicial Commitment
 - ☐ 6. Judicial Dismissal
 - ☐ 7. Remanded
 - ☐ 8. Dismissed at Prelim
 - ☒ 9. Failure to Appear
 - ☐ 10. Other

Explain:

Explain:

Explain:

Explain:

Explain:

Judge: _____

Defense Atty: _____

Counts: _____ Code: _____

Sentence: _____

Court Reporter: _____

Solicitor: GH

BW 6/13/12

General Sessions Tracking Sheet
Indictment # 2011GS0401072

Name: Young, Derrick Antron

AKA:

Addr: [REDACTED]
[REDACTED]

SSN# [REDACTED]

Sex: M Race: B

DOB: [REDACTED]

DL# [REDACTED]

Warrant/Ticket # J899023

Date of Arrest: 09/02/2010

Date of Offense: 09/02/2010

Date Rcv by Clerk 09/08/2010

Magistrate: Clerk Of Court C P, G S, And Family Co

Counts: Code: 2364/Weapons / Sale or delivery of
pistol to, and possession by, certain person
unlawful, stolen pistol

Indictment # 2011GS0401072

Disposition Information

1. Transmitted to SOL & SCCA:
2. Disp Received by Clerk:
3. Date of Disposition:

- Disposition
1. Guilty plea
 2. Trial -- guilty
 3. Trial -- not guilty
 4. Dism/Not Pros/Pros Ended
 5. Judicial Commitment
 6. Judicial Dismissal
 7. Remanded
 8. Dismissed at Prelim
 8. No Bill
 9. Failure to Appear
 10. Other

Explain:

Explain:

Explain:

Explain:

Explain:

Judge: _____

Defense Atty: _____

Counts: _____ Code: _____

Sentence: _____

Court Reporter: _____

Solicitor: CTH

STATE OF SOUTH CAROLINA

COUNTY OF Greenville

STATE VS.

Derrick Antron Young

AKA:

Race: BLACK Sex: M Age: 30

DOB: [REDACTED] SS#: [REDACTED]

Address: [REDACTED]

City, State, Zip: [REDACTED]

DL#: [REDACTED] SID#: [REDACTED]

*CDL Yes ☐ No ☐ CMV Yes ☐ No ☐ Hazmat Yes ☐ No ☐In disposition of the said indictment comes now the Defendant who was
TO: Traffic / Failure to stop for a blue light, no injury or death - 1st offense

in violation of § 56-05-0750(B)(1) of the S.C. Code of Laws, bearing CDR Code # 0065

☒ NON-VIOLENT ☐ VIOLENT ☐ SERIOUS ☐ MOST SERIOUS ☐ Mandatory GPS(CSC w/minor 1st or Lewd Act) ☐ §17-25-45The charge is: ☐ As Indicted, ☐ Lesser Included Offense, ☒ Defendant Waives Presentment to Grand Jury, ☐ Negotiated Sentence, ☐ Recommendation by the State.The plea is: ☒ Without Negotiations or Recommendation, ☐ Negotiated Sentence, ☐ Recommendation by the State.ATTEST: [Signature] 6047 [Signature] [Signature] [Signature]
Weston, Jeff SC Bar# Defendant Attorney for Defendant SC Bar#WHEREFORE, the Defendant is committed to the ☒ State Department of Corrections, ☐ County Detention Center,
for a determinate term of 3 days/months/years of ☐ under the Youthful Offender Act not to exceed _____ years
and/or to pay a fine of \$ _____; provided that upon the service of _____ days/months/years and/or payment
of \$ _____; plus costs and assessments as applicable*; the balance is suspended with probation for _____months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of
probation, which are incorporated by reference.☐ CONCURRENT or ☐ CONSECUTIVE to sentence on:☒ The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied
by the State Department of Corrections. 302☐ The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Criminal
Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

☐ RESTITUTION: ☐ Deferred ☐ Def. Waives Hearing ☐ Ordered

Total: \$ _____ plus 20% fee: \$ _____

Payment Terms: _____

☐ Set by SCDPPPS _____

Recipient: _____

*Fine: \$ _____

§ 14-1-206 (Assessments 107.5 %) \$ _____

§ 14-1-211(A)(1) (Conv. Surcharge) \$100 \$ 100

§ 14-1-211(A)(2) (DUI Surcharge) \$100 \$

§ 56-5-2995 (DUI Assessment) \$12 \$

§ 56-1-286 (DUI Breath Test) \$25 \$

Proviso 47.9 (Public Def/Prob) \$500 \$

§ 14-1-212 (Law Enforce. Funding) \$25 \$ 25

§ 14-1-213 (Drug Court Surcharge) \$150 \$

§ 50-21-114(BUI Breath Test Fee) \$50 \$

§ 56-5-2942(J) (Vehicle Assessment) \$40/ea \$

Proviso 90.5 (SCCJA Surcharge) \$5 \$ 5

3% to County (if paid in installments) \$

TOTAL \$

Clerk of Court/ Deputy Clerk

Court Reporter: [Signature]

SCCA/217 (03/2011)

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2012-GS-23-84

A/W#: 56047FF

Date of Offense: 3/19/2011

S.C. Code § : 56-05-0750(B)(1)

CDR Code #: 0065

SENTENCE SHEET

☐ CONVICTED OF or ☒ PLEADS[Signature] [Signature] [Signature] [Signature]
Weston, Jeff SC Bar# Defendant Attorney for Defendant SC Bar#WHEREFORE, the Defendant is committed to the ☒ State Department of Corrections, ☐ County Detention Center,
for a determinate term of 3 days/months/years of ☐ under the Youthful Offender Act not to exceed _____ years
and/or to pay a fine of \$ _____; provided that upon the service of _____ days/months/years and/or payment
of \$ _____; plus costs and assessments as applicable*; the balance is suspended with probation for _____months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of
probation, which are incorporated by reference.☐ CONCURRENT or ☐ CONSECUTIVE to sentence on:☒ The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied
by the State Department of Corrections. 302☐ The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Criminal
Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

☐ RESTITUTION: ☐ Deferred ☐ Def. Waives Hearing ☐ Ordered

Total: \$ _____ plus 20% fee: \$ _____

Payment Terms: _____

☐ Set by SCDPPPS _____

Recipient: _____

*Fine: \$ _____

§ 14-1-206 (Assessments 107.5 %) \$ _____

§ 14-1-211(A)(1) (Conv. Surcharge) \$100 \$ 100

§ 14-1-211(A)(2) (DUI Surcharge) \$100 \$

§ 56-5-2995 (DUI Assessment) \$12 \$

§ 56-1-286 (DUI Breath Test) \$25 \$

Proviso 47.9 (Public Def/Prob) \$500 \$

§ 14-1-212 (Law Enforce. Funding) \$25 \$ 25

§ 14-1-213 (Drug Court Surcharge) \$150 \$

§ 50-21-114(BUI Breath Test Fee) \$50 \$

§ 56-5-2942(J) (Vehicle Assessment) \$40/ea \$

Proviso 90.5 (SCCJA Surcharge) \$5 \$ 5

3% to County (if paid in installments) \$

TOTAL \$

Presiding Judge

Judge Code: 2162

Sentence Date: 10/9/12

WITNESSES

J. A. Walters

Greenville County Sheriffs Office

3/19/2011

ARREST WARRANT NUMBER

56047FF

ACTION OF GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2012-GS-23-8436
WJW

The State of South Carolina

guel
County of Greenville

COURT OF GENERAL SESSIONS

TERM 2012

THE STATE

vs.

DERRICK ANTRON YOUNG

(Q)

Dosey
2
0065

Indictment for

FAILURE TO STOP FOR A BLUE LIGHT

VIOLATION §56-05-0750

122

INDICTMENT FOR
FAILURE TO STOP FOR A BLUE LIGHT

That DERRICK ANTRON YOUNG did in Greenville County, on or about the 19th day of March 2011, willfully, knowingly, and unlawfully commit the offense of failure to stop for a law enforcement vehicle in that the said defendant while driving on a road, street or highway of the State did intentionally fail to stop when signaled to do so by a law enforcement vehicle using blue lights and/or siren. This is in violation of §56-5-750 of the South Carolina Code of Laws (1976) as amended.


SOLICITOR

UNIFORM TRAFFIC TICKET

3-25-11

CITY OR COUNTY OF Greenville
 FIRST NAME Berrick MIDDLE NAME Antion LAST NAME Young
 STREET AND NO. [REDACTED] CITY [REDACTED] STATE [REDACTED] ZIP CODE [REDACTED]

STATE LICENSED SC DRIVER'S LICENSE NO. [REDACTED] CDL ☐ YES ☒ NO
 VEH. LIC. NO. [REDACTED] STATE SC MAKE OF VEH. YEAR 10/09 COMB. VEH. ☐ AUTO ☒ PASGR VEH. ☐ COMB.
 HAZ. MT. ☐ MOPED ☐ MTRCYCL ☐ OTHER ☐

YOU ARE SUMMONED TO APPEAR BEFORE THE TRIAL OFFICER
 NAME OF TRIAL OFFICER Judge Ford STREET AND NO. 205 N. Maple St
 DATE 3/29/11 OF TRIAL 3:00 PM CITY Simmonsville STATE SC ZIP CODE 29681

VIOLATION - COURT APPEARANCE REQUIRED YES/NO ☒ VIOLATION SECTION NO. 56-5-150
Failure to Stop for

OWNER OF VEHICLE LUCIANO GONZALEZ DATE OF ARREST 3/19/11
 ADDRESS OF OWNER 137 Mathman Cr Greenville SC 29651 DATE OF VIOLATION 3/19/11

BAIL DEPOSITED \$911 NAME OF ARRESTING OFFICER M. Williams #103 RANK DA

DESCRIPTION OF ACCUSED [REDACTED] COUNTY Greenville NUMBER 23
 DATE BAIL REC'D. 20 BY [REDACTED] BADGE 1522 DISTRICT 05

CASE BEFORE MAGISTRATE ☐ MUN. COURT ☐
 CIRCUIT COURT ☐ FAMILY COURT ☐ FEDERAL COURT ☐
 NAME OF TRIAL OFFICER [REDACTED] TIME OF VIOLATION 2:03 PM WEATHER CLR
 IF DIFFERENT FROM ABOVE. DISTANCE IN FEET FROM INTERSECTION OF Angela Rd.

DEFENDANT: DID NOT APPEAR ☐ APPEARED ☐
 NOLLE PROSSED ☐ DISPOSITION Bethael Church Rd
 FORFEITED BOND ☐ GUILTY ☐ PLED: NOLO CONTENDERE ☐ MILES 1 N 2 E 3 W 4

TRIAL BY: TRIAL OFFICER ☐ JURY ☐
 VERDICT OF GUILTY ☐ DATE OF TRIAL IF ANY 20
 TRIAL IF ANY NOT GUILTY ☐ Lat [REDACTED] Long [REDACTED]

COMMITTED TO: Vehicle Searched ☒ Arrest as Result of Collision ☒
 OFFENSE CODE 20 B.A. LEVEL [REDACTED]

CERTIFIED CORRECT DATE 3/29/11 56047 FF

DRIVER'S RECORD COPY

124

Jail

GENERAL SESSIONS DOCKET TRACKING SHEET

Name: DERRICK ANTON YOUNG

Indictment #: 2010GS2306599

Address: [REDACTED]

Warrant/Ticket # M383089

City: [REDACTED] State: [REDACTED] ZIP [REDACTED]

No Warrant: _____

SS#: [REDACTED] Sex: M Race: B

Offense Code: 0326

Date of Birth: [REDACTED]

Offense Name: Resisting, Resisting Arre

State: [REDACTED] Driver's License #: [REDACTED]

Date of Arrest: June 2, 2010

RECEIVED

OCT 10 2012

Clerk of Court
Greenville County

DATE OF DISPOSITION: _____

DISPOSITION:

- | | |
|---|---|
| ☐ 1. Guilty Plea | * ☐ 7. Remanded |
| ☐ 2. Trial (Guilty) | ☐ 8. Dismissed at Prelim |
| ☐ 3. Trial (Not Guilty) | ☐ 8. No Bill |
| * ☒ 4. Dism/Nol Pros/Pros Ended | * ☐ 9. Failure to Appear |
| * ☐ 5. Judicial Commitment | * ☐ 10. Other |
| ☐ 6. Judicial Dismissal | |

* Explain: *Pled to the charges*

Judge: _____

Ct. Reporter: _____

Defense Attorney: POSEY, CHRISTOPHER T.

Solicitor: *WJU*

Offense Code: 0326 Offense Name: Resisting, Resisting Arre

Sentence: _____

WITNESSES

B. M. Manning

CR #521

Greenville Police Department

6/2/2010

ARREST WARRANT NUMBER

M383089

ACTION OF GRAND JURY

TRUE BILL

Ann Sherette

FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2010-GS-23-

WJW

006599

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

October

TERM 2010

THE STATE

vs.

DERRICK ANTON YOUNG

Indictment for

0326

RESISTING ARREST

VIOLATION §16-09-0320

RECEIVED

AUG 27 2010

Clerk of Court
Greenville County

126

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
RESISTING ARREST

At a Court of General Sessions, convened on

OCT 19 2010

the Grand Jurors of Greenville

County present upon their oath:

That DERRICK ANTON YOUNG did in Greenville County, on or about the 2nd day of June 2010, knowingly, willfully and unlawfully oppose or resist an arrest being made by B. M. Manning with the GREENVILLE POLICE DEPARTMENT whom he knew or reasonably should have known was a law enforcement officer. This is in violation of §16-9-320 of the South Carolina Code of Laws (1976) as amended.

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


SOLICITOR

ARREST WARRANT

M-383089

STATE OF SOUTH CAROLINA

☐ County/ ☒ Municipality of

Greenville

THE STATE
against

10-42192

Derrick Anton Young

Address:

Phone: _____ SSN: _____
Sex: M Race: B Height: 6 Weight: 165DL State: SC DL #: _____DOB: _____ Agency ORI #: SC0230200Prosecuting Agency: Greenville Police DepartmentProsecuting Officer: B M ManningOffense: Resisting / Resisting Arrest, Oppose, resist, or
assault law enforcement officer serving processOffense Code: 0326Code/Ordinance Sec: 16-09-0320(A)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 the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant Derrick Anton Young
on 6-2-10[Signature] (WJ Albert #401)
Signature of Constable/Law Enforcement Officer #62

RETURN WARRANT TO:

City Of Greenville
426 North Main Street
P O Box 488
Greenville, SC 29601

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☐ County/ ☒ Municipality of

Greenville

AFFIDAVIT

ORIGINAL

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA 618Personally appeared before me the affiant B M Manning whobeing duly sworn deposes and says that defendant Derrick Anton Youngdid within this county and state on or about 06/02/2010State of South Carolina (or ordinance of ☐ County/ ☒ Municipality of Greenville)

in the following particulars:

DESCRIPTION OF OFFENSE Resisting / Resisting Arrest, Oppose, resist, or assault law enforcement officer serving processI further state that there is probable cause to believe that the defendant named above did commit
the crime set forth and that probable cause is based on the following facts:

On 6-2-10 affiant states the accused, Derrick Anton Young, did agree to meet the victim of a stolen vehicle (2001 Ford F250 pickup VIN 1FTNX20F41ED20122, NC tag ZSS4431) at 2760 Laurens Rd. in the parking lot of Exxon to exchange \$3,000. for the return of the victim, Kenneth Ray Helms, vehicle. The accused did arrive driving a green in color Chevy Impala and met with the victim. The accused was extracted from the vehicle, at which time, he did actively resist arrest with several officers. The accused was found to be in possession of the keys belonging to said pickup in his pocket. The accused was also found to be in possession of 1.3 grams of a beige rock-like substance that did field test positive as cocaine base. Incident occurred within one half mile of J L Mann High School located at 160 Fairforest Way which is within the city limits of Greenville, S.C. Further investigation on scene revealed the stolen vehicle was located at 5300 Augusta Rd. (August Hills Apt.)

Signature of Affiant

STATE OF SOUTH CAROLINA

☐ County/ ☒ Municipality of

Greenville

Affiant's Address 4 MCGEE STREET
GREENVILLE, SC 29601-

Affiant's Telephone _____

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

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

on or about 6/2/2010defendant Derrick Anton Young

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

☐ County/ ☒ Municipality of Greenville

) as set forth below.

DESCRIPTION OF OFFENSE: Resisting / Resisting Arrest, Oppose, resist, or assault law enforcement officer serving process

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 06/02/2010[Signature] (L.S.)
Signature of Issuing Judge

Joyce E. Heaton

Judge Code: 6499Judge's Address 426 North Main StreetGreenville, SC 29601-Judge's Telephone (864)467-2405

Issuing Court:

☐ Magistrate☒ Municipal☐ Circuit

ORIGINAL

ORIGINAL

ORIGINAL

821

put

GENERAL SESSIONS DOCKET TRACKING SHEET

Name: DERRICK ANTON YOUNG

Indictment # : 2010GS2306600

Address: [REDACTED]

Warrant/Ticket # M383088

City: [REDACTED] State: [REDACTED] ZIP: [REDACTED]

No Warrant: _____

SS#: [REDACTED] Sex: [REDACTED] Race: [REDACTED]

Offense Code: 0108

Date of Birth: [REDACTED]

Offense Name: Drugs / Distribute, Sell

State: SC Driver's License #: [REDACTED]

Date of Arrest: June 2, 2010

DATE OF DISPOSITION: _____

RECEIVED

OCT 10 2012

DISPOSITION:

Clerk of Court
Greenville County

____ 1. Guilty Plea

* ____ 7. Remanded

____ 2. Trial (Guilty)

____ 8. Dismissed at Prelim

____ 3. Trial (Not Guilty)

____ 8. No Bill

* 4 4. Dism/Nol Pros/Pros Ended

* ____ 9. Failure to Appear

* ____ 5. Judicial Commitment

* ____ 10. Other

____ 6. Judicial Dismissal

* Explain: Pled to other charges

Judge: _____

Ct. Reporter: _____

Defense Attorney: POSEY, CHRISTOPHER T.

Solicitor: Jeff Weston WJW

Offense Code: 0108

Offense Name: Drugs / Distribute, Sell

Sentence: _____

WITNESSES

B. M. Manning

CM #521

Greenville Police Department

6/2/2010

ARREST WARRANT NUMBER

M383088

ACTION OF GRAND JURY

TRUE BILL

Ann S. Frederette

FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2010-GS-23-

WJW

006600

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

October

TERM 2010

THE STATE

vs.

DERRICK ANTON YOUNG

Indictment for

0107

POSSESSION OF COCAINE BASE WITH INTENT
TO DISTRIBUTE WITHIN 1/2 MILE FROM
SCHOOL

VIOLATION §44-53-0445

RECEIVED

AUG 27 2010

Clerk of Court
Greenville County

130

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
POSSESSION OF COCAINE BASE WITH INTENT TO
DISTRIBUTE WITHIN 1/2 MILE FROM SCHOOL

OCT 19 2010

At a Court of General Sessions, convened on

the Grand Jurors of Greenville

County present upon their oath:

That DERRICK ANTON YOUNG did in Greenville County, on or about the 2nd day of June 2010, willfully and unlawfully possess with the intent to distribute a quantity of Cocaine Base (Crack Cocaine), a controlled substance. The incident occurred within one-half (½) mile from J.L. MANN HIGH SCHOOL. This is in violation of §44-53-445 of the South Carolina Code of Laws (1976) as amended.

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


SOLICITOR

ARREST WARRANT

M-383088

STATE OF SOUTH CAROLINA

☐ County/ ☒ Municipality of

Greenville

THE STATE

10-42192

against

Derrick Anton Young

Address:

Phone: _____ SSN: _____
Sex: M Race: B Height: 6 Weight: 165

DL State: _____ DL #: _____

DOB: _____ Agency ORI #: SC0230200Prosecuting Agency: Greenville Police DepartmentProsecuting Officer: B M Manning - 0433Offense: Drugs / Distribute, sell, purchase, manuf. crack cocaine, or pwid, near schoolOffense Code: 0108Code/Ordinance Sec: 44-53-0445(B)(2)This warrant is CERTIFIED FOR SERVICE in the☐ County/ ☐ Municipality of

The accused

is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant Derrick Anton Young
on 6-2-10

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

City Of Greenville
426 North Main Street
P O Box 488
Greenville, SC 29601

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☐ County/ ☒ Municipality of

Greenville

Personally appeared before me the affiant B M Manning whobeing duly sworn deposes and says that defendant Derrick Anton Youngdid within this county and state on or about 06/02/2010

violate the criminal laws of the

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

in the following particulars:

DESCRIPTION OF OFFENSE Drugs / Distribute, sell, purchase, manuf. crack cocaine, or pwid, near school

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

On 6-2-10 affiant states the accused, Derrick Anton Young, did agree to meet the victim of a stolen vehicle (2001 Ford F250 pickup VIN 1FTNX20F41ED20122, NC tag ZSS4431) at 2760 Laurens Rd. in the parking lot of Exxon to exchange \$3,000. for the return of the victim, Kenneth Ray Helms, vehicle. The accused did arrive driving a green in color Chevy Impala and met with the victim. The accused was extracted from the vehicle, at which time, he did actively resist arrest with several officers. The accused was found to be in possession of the keys belonging to said pickup in his pocket. The accused was also found to be in possession of 1.3 grams of a beige rock-like substance that did field test positive as cocaine base. Incident occurred within one half mile of J L Mann High School located at 160 Fairforest Way which is within the city limits of Greenville, S.C. Further investigation on scene revealed the stolen vehicle was located at 5300 Augusta Rd. (August Hills Apt.)

Signature of Affiant

STATE OF SOUTH CAROLINA

☐ County/ ☒ Municipality of

Greenville

Affiant's Address 4 MCGEE STREET
GREENVILLE, SC 29601-

Affiant's Telephone _____

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

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

on or about 6/2/2010 defendant Derrick Anton Young

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

☐ County/ ☒ Municipality of Greenville) as set forth below:DESCRIPTION OF OFFENSE: Drugs / Distribute, sell, purchase, manuf. crack cocaine, or pwid, near school

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 06/02/2010

Signature of Issuing Judge (L.S.)

Joyce E. Heaton

Judge Code: 6499Judge's Address 426 North Main StreetGreenville, SC 29601-Judge's Telephone (864)467-2405Issuing Court: ☐ Magistrate ☒ Municipal ☐ Circuit

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

AFFIDAVIT

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA 518

132

file

GENERAL SESSIONS DOCKET TRACKING SHEET

Name: DERRICK ANTON YOUNG

Indictment # : 2010GS2306598

Address: [REDACTED]

Warrant/Ticket # M383096

City: [REDACTED] State: [REDACTED] ZIP: [REDACTED]

No Warrant: _____

SS#: [REDACTED] Sex: M Race: B

Offense Code: 0049

Date of Birth: [REDACTED]

Offense Name: Conspiracy, (gs)

State: [REDACTED] Driver's License #: [REDACTED]

Date of Arrest: June 3, 2010

DATE OF DISPOSITION: _____

RECEIVED

OCT 10 2012

**Clerk of Court
Greenville County**

DISPOSITION:

____ 1. Guilty Plea

* ____ 7. Remanded

____ 2. Trial (Guilty)

____ 8. Dismissed at Prelim

____ 3. Trial (Not Guilty)

____ 8. No Bill

* 4 4. Dism/Nol Pros/Pros Ended

* ____ 9. Failure to Appear

* ____ 5. Judicial Commitment

* ____ 10. Other

____ 6. Judicial Dismissal

* Explain: Pled to other charges

Judge: _____

Ct. Reporter: _____

Defense Attorney: PRO SE

Solicitor: Jeff Weston

Offense Code: 0049

Offense Name: Conspiracy, (gs)

Sentence: _____

WITNESSES

B. M. Manning

BM 521

Greenville Police Department

6/3/2010

ARREST WARRANT NUMBER

M383096

ACTION OF GRAND JURY

TRUE BILL

Ann Stover

FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2010-GS-23-

WJW

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

October

TERM 2010

THE STATE

vs.

DERRICK ANTON YOUNG

Indictment for

0049

CONSPIRACY

VIOLATION §16-17-0410

006598

134

RECEIVED

AUG 27 2010

Clerk of Court
Greenville County

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
CONSPIRACY

OCT 19 2010

At a Court of General Sessions, convened on

the Grand Jurors of Greenville

County present upon their oath:

That DERRICK ANTON YOUNG did in Greenville County, on or about the 2nd day of June 2010, willfully and unlawfully combine with GREGORY BOIANI for the purpose of accomplishing an unlawful object or a lawful object by unlawful means, to wit: EXTORTION. This is in violation of §16-17-410 of the South Carolina Code of Laws (1976) as amended.

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


SOLICITOR

ARREST WARRANT

M-383096

STATE OF SOUTH CAROLINA

☐ County/ ☒ Municipality of

Greenville

THE STATE

10-42192

against

Derrick Anton Young

Address:

Phone: SSN:

Sex: M Race: B Height: 6 Weight: 165

DL State: DL #:

DOB: Agency ORI #: SC0230200

Prosecuting Agency: Greenville Police Department

Prosecuting Officer: B M Manning - 0433

Offense: Conspiracy / Criminal Conspiracy, Common Law conspiracy defined

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 the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant on

Derrick Anton Young
6-3-2010
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

City Of Greenville
426 North Main Street
P O Box 488
Greenville, SC 29601

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☐ County/ ☒ Municipality of

Greenville

Personally appeared before me the affiant B M Manning

being duly sworn deposes and says that defendant Derrick Anton Young

did within this county and state on or about 06/02/2010

violate the criminal laws of the

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

in the following particulars:

DESCRIPTION OF OFFENSE Conspiracy / Criminal Conspiracy, Common Law conspiracy defined

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

AFFIANT STATES THAT ON 6-2-10 THE ACCUSED, DERRICK ANTON YOUNG, DID CONSPIRE WITH GREGORY ALAN BOLANI TO FACILITATE A MONEY TRANSACTION IN ORDER TO MAKE THE VICTIM OF A STOLEN FORD F250 PICKUP TRUCK (VIN 1FTNX20F41ED20122) PAY FOR THE RETURN OF HIS STOLEN VEHICLE. AFFIANT HAS AUDIO RECORDINGS OF CONVERSATIONS THAT TOOK PLACE BETWEEN THE VICTIM AND THE ACCUSED TO SET UP THE TRANSACTION. INCIDENT OCCURRED AT 2760 LAURENS ROAD WITHIN THE CITY LIMITS OF GREENVILLE, S.C.

Signature of Affiant

STATE OF SOUTH CAROLINA

☐ County/ ☒ Municipality of

Greenville

Affiant's Address 4 MCGEE STREET
GREENVILLE, SC 29601-

Affiant's Telephone

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

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

on or about 6/2/2010 defendant Derrick Anton Young

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

☐ County/ ☒ Municipality of Greenville) as set forth below.

DESCRIPTION OF OFFENSE: Conspiracy / Criminal Conspiracy, Common Law conspiracy defined

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 06/02/2010

Signature of Issuing Judge (L.S.)
Joyce E. Heaton

Judge Code: 6499

Judge's Address 426 North Main Street
Greenville, SC 29601-

Judge's Telephone (864)467-2405

Issuing Court: ☐ Magistrate ☒ Municipal ☐ Circuit

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

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

AFFIDAVIT

136

JP

GENERAL SESSIONS DOCKET TRACKING SHEET

Name: DERRICK ANTON YOUNG

Indictment # : 2011GS2302037

Address: [REDACTED]

Warrant/Ticket # I344217

City: [REDACTED] State: [REDACTED] ZIP: [REDACTED]

No Warrant: _____

SS#: [REDACTED] Sex: M Race: B

Offense Code: 0315

Date of Birth: [REDACTED]

Offense Name: Weapons, Unlaw Store, Keep

State: [REDACTED] Driver's License # [REDACTED]

Date of Arrest: January 21, 2011

RECEIVED

DATE OF DISPOSITION: _____

OCT 10 2012

Clerk of Court
Greenville County

DISPOSITION:

____ 1. Guilty Plea

* ____ 7. Remanded

____ 2. Trial (Guilty)

____ 8. Dismissed at Prelim

____ 3. Trial (Not Guilty)

____ 8. No Bill

* 4 4. Dism/Nol Pros/Pros Ended

* ____ 9. Failure to Appear

* ____ 5. Judicial Commitment

* ____ 10. Other

____ 6. Judicial Dismissal

* Explain: Pled to other charges

Judge: _____

Ct. Reporter: _____

Defense Attorney: POSEY, CHRISTOPHER T.

Solicitor: Jeff Weston *WJW*

Offense Code: 0315 Offense Name: Weapons, Unlaw Store, Keep

Sentence: _____

WITNESSES

Brian Garrett

TNT

Greenville County Sheriffs Office

1/21/2011

ARREST WARRANT NUMBER

1344217

ACTION OF GRAND JURY

TRUE BILL

Billy L. Davis
Foreperson of Grand Jury

VERDICT

DOCKET NO. 2011-GS-23-

WJW

002037

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

April

TERM 2011

THE STATE

vs.

DERRICK ANTON YOUNG

Indictment for

0315

POSSESSION OF UNLAWFUL FIREARMS

VIOLATION § 16-23-0230

RECEIVED

MAR 24 2011

Clerk of Court
Greenville County

Foreperson of Petit Jury

Date:

138

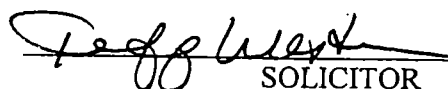
STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
POSSESSION OF UNLAWFUL FIREARMS

At a Court of General Sessions, convened on **APR 12 2011** the Grand Jurors of Greenville
County present upon their oath:

That DERRICK ANTON YOUNG did in Greenville County, on or about the 21st day of January, 2011, willfully and unlawfully store, keep, possess, or have in possession or permit another to store, keep, possess, or have in possession a sawed-off shotgun. This is in violation of § 16-23-230 of the South Carolina Code of Laws (1976) as amended.

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


SOLICITOR

ARREST WARRANT

I-344217

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

Greenville

THE STATE
against

11-009236

Derrick Anton Young

Address:

Phone: [REDACTED]
Sex: M Race: B Height: 6 Weight: 165

DL State: [REDACTED] DL #: [REDACTED]

DOB: [REDACTED] Agency ORI #: SC0230000

Prosecuting Agency: Greenville County Sheriffs Office

Prosecuting Officer: Brian Garrett - 0599

Offense: Weapons / Unlaw. store, keep., poss. machine gun
or sawed-off shotgun or rifle

Offense Code: 0315

Code/Ordinance Sec: 16-23-0230, 0260

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 the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to
defendant on 1/21/11

Signature of Constable/Law Enforcement Officer

*842/462

RETURN WARRANT TO:

Greenville General Sessions
305 E. North Street
Greenville County Courthouse
Greenville, SC 29601-2120

Cagle

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

Greenville

AFFIDAVIT

ORIGINAL

Form Approved by
S.C. Attorney General
April 21, 2003
SOCA 518

Personally appeared before me the affiant Brian Garrett

who

being duly sworn deposes and says that defendant Derrick Anton Young

did within this county and state on or about 01/21/2011

violate the criminal laws of the

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

in the following particulars:

DESCRIPTION OF OFFENSE Weapons / Unlaw. store, keep., poss. machine gun or sawed-off shotgun or rifle

I further state that there is probable cause to believe that the defendant named above did commit
the crime set forth and that probable cause is based on the following facts:AFFIANT FOUND DEFENDANT IN POSSESSION OF A SAWED OFF SHOTGUN AS DEFINED BY SOUTH CAROLINA
LAW, HE NOT BEING AUTHORIZED TO SO POSSESS THE ITEM. THIS OFFENSE OCCURRED IN GREENVILLE, S.C.
SUCH BEING IN VIOLATION OF SOUTH CAROLINA CODE OF LAWS SECTION 16-23-210.

Signature of Affiant

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

Greenville

Affiant's Address 4 MCGEE STREET
GREENVILLE, SC 29601-

Affiant's Telephone (864)271-5210 x 0000

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

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

on or about 1/21/2011

defendant Derrick Anton Young

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

☒ County/ ☐ Municipality of Greenville

) as set forth below:

DESCRIPTION OF OFFENSE: Weapons / Unlaw. store, keep., poss. machine gun or sawed-off shotgun or rifle

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 01/21/2011

Judge's Address

Judge's Telephone

Signature of Issuing Judge
Letonya T Simmons

Judge Code: 5077

Issuing Court: ☒ Magistrate ☐ Municipal ☐ Circuit

ju

GENERAL SESSIONS DOCKET TRACKING SHEET

Name: DERRICK ANTON YOUNG

Indictment # : 2011GS2306945

Address: [REDACTED]

Warrant/Ticket # I432171

City: [REDACTED] State: [REDACTED] IP [REDACTED]

No Warrant: _____

SS#: [REDACTED] Sex: M Race: B

Offense Code: 3014

Date of Birth: [REDACTED]

Offense Name: Drugs/ Manuf., Dist. Meth

State: [REDACTED] Driver's License #: [REDACTED]

Date of Arrest: March 19, 2011

DATE OF DISPOSITION: _____

RECEIVED

OCT 10 2012

Clerk of Court
Greenville County

DISPOSITION:

- | | |
|---|---|
| ☐ 1. Guilty Plea | * ☐ 7. Remanded |
| ☐ 2. Trial (Guilty) | ☐ 8. Dismissed at Prelim |
| ☐ 3. Trial (Not Guilty) | ☐ 8. No Bill |
| * ☒ 4. Dism/Nol Pros/Pros Ended | * ☐ 9. Failure to Appear |
| * ☐ 5. Judicial Commitment | * ☐ 10. Other |
| ☐ 6. Judicial Dismissal | |

* Explain: Pled to other charges

Judge: _____

Ct. Reporter: _____

Defense Attorney: _____

Solicitor: Jeff Weston

WTW

Offense Code: 3014

Offense Name: Drugs/ Manuf., Dist. Meth

Sentence: _____

WITNESSES

Matthew Scott Waters

Greenville County Sheriffs Office

3/19/2011

ARREST WARRANT NUMBER

1432171

ACTION OF GRAND JURY

TRUE BILL

Jonathan P. [Signature]
FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2011-GS-23-

WJW

006945

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

June

TERM 2011

THE STATE

vs.

DERRICK ANTON YOUNG

Indictment for

3014

**POSSESSION OF COCAINE BASE W/INTENT
TO DISTRIBUTE**

VIOLATION § 44-53-0375

RECEIVED
9 16 2011

Clerk of Court
Greenville County

142

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
POSSESSION OF COCAINE BASE W/INTENT TO DISTRIBUTE

At a Court of General Sessions, convened on **JUN 12 2012** the Grand Jurors of Greenville
County present upon their oath:

That DERRICK ANTON YOUNG did in Greenville County, on or about the 18th day of March, 2011, possess with intent to distribute or aid, abet, or conspire to possess with the intent to distribute a quantity of Cocaine Base (Crack Cocaine), a controlled substance, such possession not having been authorized by law. This is in violation of §44-53-375 of the South Carolina Code of Laws (1976) as amended.

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


SOLICITOR

ARREST WARRANT

1-432171

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

THE STATE

11-038064

against

Derrick Antron Young

Address:

Phone:

SSN:

Sex: M Race: B Height: 6 Weight: 180

DL State: DL #:

DOB: Agency ORI #: SC0230000

Prosecuting Agency: Greenville County Sheriffs Office

Prosecuting Officer: Matthew Scott Waters - 1103

Offense: Drugs / Manufacture, distribution, etc. of
methamphetamine or cocaine base, 1st

Offense Code: 3014

Code/Ordinance Sec: 44-53-0375(B)(1)

This warrant is CERTIFIED FOR SERVICE in the

☐ County/ ☐ Municipality of

The accused

is to be arrested and brought before me to be
dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant

on

Mr. Young
3/19/11Jon Pelt +1084 D-33
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

Greenville General Sessions
305 E. North Street
Greenville County Courthouse
Greenville, SC 29601-2120

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

AFFIDAVIT

ORIGINAL

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA 518

Personally appeared before me the affiant Matthew Scott Waters

being duly sworn deposes and says that defendant Derrick Antron Young

did within this county and state on or about 03/18/2011

violate the criminal laws of the

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

in the following particulars:

DESCRIPTION OF OFFENSE Drugs / Manufacture, distribution, etc. of methamphetamine or cocaine base, 1st

I further state that there is probable cause to believe that the defendant named above did commit
the crime set forth and that probable cause is based on the following facts:THE DEFENDANT WAS FOUND TO BE IN POSSESSION OF A PLASTIC BAGGIE OF 3.2g OF WHITE ROCK LIKE
SUBSTANCE WHICH FIELD TESTED POSITIVE FOR COCAINE BASE. THIS OFFENSE OCCURRED AT AUGUSTA
ROAD AND BETHUEL CHURCH ROAD IN THE COUNTY OF GREENVILLE, SC.

Signature of Affiant

M. Waters #1103/1122

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

Affiant's Address 4 Mcgee Street

Greenville, SC 29601-

Affiant's Telephone (864)271-5210

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

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

on or about 3/18/2011 defendant Derrick Antron Young

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

☒ County/ ☐ Municipality of Greenville

) as set forth below:

DESCRIPTION OF OFFENSE: Drugs / Manufacture, distribution, etc. of methamphetamine or cocaine base, 1st

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 03/19/2011

Shirley Keaton (L.S.)

Signature of Issuing Judge

Judge Code: 5701

Judge's Address 20 Mcgee St

Greenville, SC 29601-

Judge's Telephone

Issuing Court: ☒ Magistrate☐ Municipal☐ Circuit

General Sessions Tracking Sheet
Indictment # 0000GS23

Name: Young, Derrick Antron

AKA:

Addr: [REDACTED]
[REDACTED]

SSN# [REDACTED]

Sex: M Race: B

DOB: [REDACTED]

DL# [REDACTED]

Warrant/Ticket # 1432077

Date of Arrest: 03/19/2011

Date of Offense: 03/15/2011

Date Rev by Clerk 04/25/2011

Magistrate: Ford, Dean E

Counts: Code: 0659/Drugs / Poss. of 28g (1 oz) or less
of marijuana or 10g or less of hash or cocaine -
1st offense

Indictment # 0000GS23

Disposition Information

1. Transmitted to SOL & SCCA:
2. Disp Received by Clerk:
3. Date of Disposition:

RECEIVED

11-3836

JUN 11 2012

Clerk of Court
Greenville County

- Disposition
1. Guilty plea
 2. Trial - guilty
 3. Trial - not guilty
 - ☒ 4. Dism/Not Pros/Pros Ended
 5. Judicial Commitment
 6. Judicial Dismissal
 7. Remanded
 8. Dismissed at Prelim
 8. No Bill
 9. Failure to Appear
 10. Other

Explain:

Prosecutor's Discretion

Explain:

Explain:

Explain:

Explain:

Judge:

Court Reporter:

Defense Atty: E. Posey

Solicitor: WJW

Counts: Code:

Sentence:

WITNESSES

Matthew Scott Waters

Greenville County Sheriffs Office

3/19/2011

ARREST WARRANT NUMBER
1432077

ACTION OF GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2011-GS-23-
WJW

003836

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

TERM 2011

THE STATE

vs.

DERRICK ANTRON YOUNG

Indictment for

0659

POSSESSION OF MARIJUANA

VIOLATION § 44-53-0370

RECEIVED

MAY 20 2011

**Clerk of Court
Greenville County**

146

INDICTMENT FOR
POSSESSION OF MARIJUANA

the Grand Jurors of Greenville

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

147

ARREST WARRANT

1-432077

5029

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

Greenville

THE STATE

11-036258

against

Derrick Antron Young

Address:

Phone: _____ SSN: _____

Sex: M Race: B Height: 6 Weight: 180

DL State: _____ DL #: _____

DOB: _____ Agency ORI #: SC0230000Prosecuting Agency: Greenville County Sheriffs OfficeProsecuting Officer: Matthew Scott Waters - 1103Offense: Drugs / Poss. of 28g (1 oz) or less of marijuana or 10g or less of hash or cocaine - 1st offenseOffense Code: 0659Code/Ordinance Sec: 44-53-0370(d)(4)This warrant is **CERTIFIED FOR SERVICE** in the☐ County/ ☐ Municipality of

The accused

is to be arrested and brought before me to be

dealt with according to the law.

(L.S.)

Signature of Judge

Date:

COMPUTER ENTERED

RETURN

A copy of this arrest warrant was delivered to

defendant Mr. Youngon 3/19/11 **GREENVILLE COUNTY****SHERIFF'S OFFICE**Jan Ryan 1089 P-33

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

Fairview/Austin Summary Court
205 North Maple Street, Suite 4
Simpsonville, SC 296813/29/11
3:00pm

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

Greenville

AFFIDAVIT

ORIGINAL

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA 518Personally appeared before me the affiant Matthew Scott Waters whobeing duly sworn deposes and says that defendant Derrick Antron Youngdid within this county and state on or about 03/15/2011 violate the criminal laws of theState of South Carolina (or ordinance of ☒ County/ ☐ Municipality of Greenville)

in the following particulars:

DESCRIPTION OF OFFENSE Drugs / Poss. of 28g (1 oz) or less of marijuana or 10g or less of hash or cocaine - 1st offense

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

AFTER INITIATING A TRAFFIC STOP ON THE DEFENDANT'S VEHICLE THE AFFIANT OBSERVED THE DEFENDANT DROP A SMALL PLASTIC BAGGIE (0.8G) OF GREEN LEAFY SUBSTANCE WHICH WAS IDENTIFIED AS MARIJUANA AND A SMALL PLASTIC BAGGIE OF 6 PILLS WHICH WAS IDENTIFIED TO BE AND FIELD TESTED POSITIVE FOR EXTASY AS THE DEFENDANT FLED THE SCENE. THIS OFFENSE DID OCCUR AT DONALDSON ROAD AND MAYFLOWER AVENUE IN THE COUNTY OF GREENVILLE, SC.

Signature of Affiant

Matthew A. Waters #1103/1522

STATE OF SOUTH CAROLINA

☒ County/ ☐ Municipality of

Greenville

Affiant's Address 4 McGee StreetGreenville, SC 29601-Affiant's Telephone (864)271-5210

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

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

on or about 3/15/2011 defendant Derrick Antron Young

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

☒ County/ ☐ Municipality of Greenville) as set forth below:DESCRIPTION OF OFFENSE: Drugs / Poss. of 28g (1 oz) or less of marijuana or 10g or less of hash or cocaine - 1st offense

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

Sworn to and subscribed before me

on 03/16/2011

Signature of Issuing Judge

Shirley Keaton (L.S.)Judge Code: 5701Judge's Address 20 McGee StGreenville, SC 29601-

Judge's Telephone

Issuing Court: ☒ Magistrate☐ Municipal☐ Circuit

ORIGINAL

ORIGINAL

ORIGINAL

jud

GENERAL SESSIONS DOCKET TRACKING SHEET

Name: DERRICK ANTON YOUNG

Indictment #: 2011GS2306943

Address: [REDACTED]

Warrant/Ticket #: 1432169

City: [REDACTED] State: [REDACTED] ZIP: [REDACTED]

No Warrant: _____

SS#: [REDACTED] Sex: M Race: B

Offense Code: 0179

Date of Birth: [REDACTED]

Offense Name: Drugs / Poss. Of Other Co

State: SC Driver's License #: [REDACTED]

Date of Arrest: March 19, 2011

DATE OF DISPOSITION: _____

RECEIVED

OCT 10 2012

Clerk of Court
Greenville County

DISPOSITION:

____ 1. Guilty Plea

* ____ 7. Remanded

____ 2. Trial (Guilty)

____ 8. Dismissed at Prelim

____ 3. Trial (Not Guilty)

____ 8. No Bill

* 10 4. Dism/Nol Pros/Pros Ended

* ____ 9. Failure to Appear

* ____ 5. Judicial Commitment

* ____ 10. Other

____ 6. Judicial Dismissal

* Explain: Plead to other charges

Judge: _____

Ct. Reporter: _____

Defense Attorney: _____

Solicitor: Jeff Weston *WJW*

Offense Code: 0179

Offense Name: Drugs / Poss. Of Other Co

Sentence: _____

WITNESSES

Matthew Scott Waters

Greenville County Sheriffs Office

3/19/2011

[Handwritten signature]

ARREST WARRANT NUMBER

1432169

ACTION OF GRAND JURY

TRUE BILL

[Handwritten signature]
FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2011-GS-23-

WJW

006943

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

June

²⁰¹²
TERM 2011

THE STATE

vs.

DERRICK ANTON YOUNG

Indictment for

0179

**POSS. OF
METHYLENEDIOXYMETHAMPHETAMINE
(ECSTASY/MDMA)**

VIOLATION § 44-53-0370

RECEIVED

SEP 06 2011

Clerk of Court
Greenville County

150

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
POSS. OF METHYLENEDIOXYMETHAMPHETAMINE
(ECSTASY/MDMA)

At a Court of General Sessions, convened on

JUN 12 2012

the Grand Jurors of Greenville

County present upon their oath:

That DERRICK ANTON YOUNG did in Greenville County, on or about the 18th day of March 2011, willfully and unlawfully have in his possession and under his control a quantity of a schedule I controlled substance, Methylenedioxymethamphetamine (Ecstasy/MDMA). This is in violation of § 44-53-0370 of the South Carolina Code of Laws (1976) as amended.

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


SOLICITOR

ARREST WARRANT

I-432169

5609

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

3-22-11

THE STATE

11-038064

against

Derrick Antron Young

Address:

Phone:

SSN:

Sex: M

Race: B

Height: 6

Weight: 180

DL State:

DL #:

DOB:

Agency ORI #: SC0230000

Prosecuting Agency: Greenville County Sheriffs Office

Prosecuting Officer: Matthew Scott Waters - 1103

Offense: Drugs / Poss. of other controlled sub. in Sched. I to V - 1st offense

Offense Code:

0179

Code/Ordinance Sec:

44-53-0370(d)(2)

This warrant is CERTIFIED FOR SERVICE in the

☐ County/☐ Municipality of

The accused

is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant

on

Mr. Young
3/19/11

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

Greenville General Sessions
305 E. North Street
Greenville County Courthouse
Greenville, SC 29601-2120

S. Gulle

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

AFFIDAVIT

ORIGINAL

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

Personally appeared before me the affiant Matthew Scott Waters

who

being duly sworn deposes and says that defendant Derrick Antron Young

did within this county and state on or about 03/18/2011

violate the criminal laws of the

State of South Carolina (or ordinance of

☒ County/☐ Municipality of

Greenville

in the following particulars:

DESCRIPTION OF OFFENSE Drugs / Poss. of other controlled sub. in Sched. I to V - 1st offense

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

THE AFFIANT FOUND THE DEFENDANT TO BE IN POSSESSION OF ONE PILL WHICH WAS IDENTIFIED TO BE ECSTASY, A SCHEDULE CONTROLLED SUBSTANCE, WITHOUT AUTHORITY TO DO SO. THIS OFFENSE DID OCCUR AT AGUSTA RD AND BETHUEL CHURCH ROAD IN THE COUNTY OF GREENVILLE, SC.

Signature of Affiant

M. Waters #1103 / 1122

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

Affiant's Address 4 McGee Street

Greenville, SC 29601-

Affiant's Telephone (864)271-5210

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

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

on or about 3/18/2011

defendant Derrick Antron Young

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

☒ County/☐ Municipality of

Greenville

) as set forth below:

DESCRIPTION OF OFFENSE: Drugs / Poss. of other controlled sub. in Sched. I to V - 1st offense

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

Sworn to and subscribed before me

on 03/19/2011

Signature of Issuing Judge

Shirley Keaton

Judge Code: 5701

Judge's Address 20 McGee St

Greenville, SC 29601-

Judge's Telephone

Issuing Court: ☒ Magistrate☐ Municipal☐ Circuit

ORIGINAL

ORIGINAL

ORIGINAL

152

jeil

GENERAL SESSIONS DOCKET TRACKING SHEET

Name: DERRICK ANTON YOUNG

Indictment #: 2011GS2306944

Address: [REDACTED]

Warrant/Ticket # 1432078

City: [REDACTED] State: [REDACTED] ZIP: [REDACTED]

No Warrant: _____

SS#: [REDACTED] Sex: M Race: B

Offense Code: 0179

Date of Birth: [REDACTED]

Offense Name: Drugs / Poss. Of Other Co

State: [REDACTED] Driver's License #: [REDACTED]

Date of Arrest: March 19, 2011

RECEIVED

DATE OF DISPOSITION: _____

OCT 10 2012

Clerk of Court
Greenville County

DISPOSITION:

____ 1. Guilty Plea

* ____ 7. Remanded

____ 2. Trial (Guilty)

____ 8. Dismissed at Prelim

____ 3. Trial (Not Guilty)

____ 8. No Bill

* P 4. Dism/Nol Pros/Pros Ended

* ____ 9. Failure to Appear

* ____ 5. Judicial Commitment

* ____ 10. Other

____ 6. Judicial Dismissal

* Explain: Pled to other charges

Judge: _____

Ct. Reporter: _____

Defense Attorney: _____

Solicitor: Jeff Weston *WJW*

Offense Code: 0179 Offense Name: Drugs / Poss. Of Other Co

Sentence: _____

WITNESSES

Matthew Scott Waters

Greenville County Sheriffs Office

3/19/2011

ARREST WARRANT NUMBER
1432078

ACTION OF GRAND JURY

TRUE BILL

[Signature]
FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2011-GS-23-
WJW

006944

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

June

2012
TERM 2011

THE STATE

vs.

DERRICK ANTON YOUNG

Indictment for

0179

**POSS. OF
METHYLENEDIOXYMETHAMPHETAMINE
(ECSTASY/MDMA)**

VIOLATION § 44-53-0370

RECEIVED

SEP 03 2011

Clerk of Court
Greenville County

154

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)

INDICTMENT FOR
POSS. OF METHYLENEDIOXYMETHAMPHETAMINE
(ECSTASY/MDMA)

At a Court of General Sessions, convened on **JUN 12 2012** the Grand Jurors of Greenville
County present upon their oath:

That DERRICK ANTON YOUNG did in Greenville County, on or about the 15th day of March 2011, willfully
and unlawfully have in his possession and under his control a quantity of a schedule I controlled substance,
Methylenedioxymethamphetamine (Ecstasy/MDMA). This is in violation of § 44-53-0370 of the South Carolina
Code of Laws (1976) as amended.

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


SOLICITOR

ARREST WARRANT

I-432078

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

THE STATE

11-036268

against

Derrick Anton Young

Address:

Phone:

SSN:

Sex: M

Race: B

Height: 6

Weight: 180

DL State:

DL #:

DOB:

Agency ORI #:

SC0230000

Prosecuting Agency:

Greenville County Sheriffs Office

Prosecuting Officer:

Matthew Scott Waters - 1103

Offense: Drugs / Poss. of other controlled sub. in Sched. I to V - 1st offense (Ecstasy)

Offense Code:

0179

Code/Ordinance Sec:

44-53-0370(d)(2)

This warrant is CERTIFIED FOR SERVICE in the

☐ County/☐ Municipality of

The accused

is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

COMPUTER ENTERED

RETURN

A copy of this arrest warrant was delivered to

defendant

on

MR. Young

3/19/11

GREENVILLE COUNTY

SHERIFF'S OFFICE

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

Greenville General Sessions
305 E. North Street
Greenville County Courthouse
Greenville, SC 29601-2120

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

Personally appeared before me the affiant Matthew Scott Waters

being duly sworn deposes and says that defendant Derrick Anton Young

did within this county and state on or about 03/15/2011

violate the criminal laws of the

State of South Carolina (or ordinance of

☒ County/☐ Municipality of

Greenville

in the following particulars:

DESCRIPTION OF OFFENSE Drugs / Poss. of other controlled sub. in Sched. I to V - 1st offense (Ecstasy)

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

AFTER INITIATING A TRAFFIC STOP ON THE DEFENDANT'S VEHICLE THE AFFIANT OBSERVED THE DEFENDANT DROP A SMALL PLASTIC BAGGIE (0.8G) OF GREEN LEAFY SUBSTANCE WHICH WAS IDENTIFIED AS MARIJUANA, AND A SMALL PLASTIC BAGGIE OF 6 PILLS WHICH WERE IDENTIFIED AS AND FIELD TESTED POSITIVE FOR ECSTASY AS THE DEFENDANT FLED THE SCENE. THIS OFFENSE DID OCCUR AT DONALDSON ROAD AND MAYFLOWER AVENUE IN THE COUNTY OF GREENVILLE, SC.

Signature of Affiant

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

Affiant's Address 4 McGee Street

Greenville, SC 29601-

Affiant's Telephone (864)271-5210

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

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

on or about 3/15/2011

defendant Derrick Anton Young

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

☒ County/☐ Municipality of

Greenville

) as set forth below:

DESCRIPTION OF OFFENSE: Drugs / Poss. of other controlled sub. in Sched. I to V - 1st offense (Ecstasy)

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 03/16/2011

(L.S.)

Signature of Judge

Shirley Keaton

Judge Code: 5701

Judge's Address 20 McGee St

Greenville, SC 29601-

Judge's Telephone

Issuing Court:

☒ Magistrate☐ Municipal☐ Circuit

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA 518

251

Just

GENERAL SESSIONS DOCKET TRACKING SHEET

Name: DERRICK ANTON YOUNG

Indictment #: 2011GS2306191

Address: [REDACTED]

Warrant/Ticket # I433699

City: [REDACTED] State: [REDACTED] ZIP: [REDACTED]

No Warrant: _____

SS#: [REDACTED] Sex: M Race: B

Offense Code: 0326

Date of Birth: [REDACTED]

Offense Name: Resisting, Resisting Arre

State: [REDACTED] Driver's License #: [REDACTED]

Date of Arrest: May 20, 2011

DATE OF DISPOSITION: _____

RECEIVED

OCT 10 2012

Clerk of Court
Greenville County

DISPOSITION:

- | | |
|---|---|
| ☐ 1. Guilty Plea | * ☐ 7. Remanded |
| ☐ 2. Trial (Guilty) | ☐ 8. Dismissed at Prelim |
| ☐ 3. Trial (Not Guilty) | ☐ 8. No Bill |
| * ☒ 4. Dism/Nol Pros/Pros Ended | * ☐ 9. Failure to Appear |
| * ☐ 5. Judicial Commitment | * ☐ 10. Other |
| ☐ 6. Judicial Dismissal | |

* Explain: Deal to other charges

Judge: _____

Ct. Reporter: _____

Defense Attorney: _____

Solicitor: Jeff Weston

WJW

Offense Code: 0326

Offense Name: Resisting, Resisting Arre

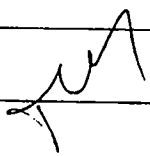
Sentence: _____

WITNESSES

J T Godfrey

Greenville County Sheriffs Office

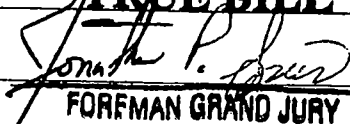
5/20/2011



ARREST WARRANT NUMBER
1433699

ACTION OF GRAND JURY

TRUE BILL



FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2011-GS-23-

WJW

006191

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

June

2012
TERM 2011

THE STATE

vs.

DERRICK ANTON YOUNG

Indictment for

0326

RESISTING ARREST

VIOLATION § 16-09-0320(A)

RECEIVED

AUG 05 2011

Clerk of Court
Greenville County

158

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)

INDICTMENT FOR
RESISTING ARREST

JUN 12 2012

At a Court of General Sessions, convened on

the Grand Jurors of Greenville

County present upon their oath:

That DERRICK ANTON YOUNG did in Greenville County, on or about the 20th day of May, 2011, knowingly, willfully and unlawfully oppose or resist an arrest being made by J T Godfrey with the Greenville County Sheriff's Office, whom he knew or reasonably should have known was a law enforcement officer. This is in violation of §16-9-320(A) of the South Carolina Code of Laws (1976) as amended.

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


SOLICITOR

ARREST WARRANT

1-433699

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

THE STATE

11-71698

against

Derrick Antron Young

Address:

Phone: SSN:

Sex: M Race: B Height: 6 Weight: 180

DL State: DL #:

DOB: Agency ORI #: SC0230000

Prosecuting Agency: Greenville County Sheriff's Office

Prosecuting Officer: J T Godfrey - 0774

Offense: Resisting / Resisting Arrest

Offense Code: 0326

Code/Ordinance Sec: 16-09-0320(A)

This warrant is CERTIFIED FOR SERVICE in the

☐ County/ ☐ Municipality of

The accused

is to be arrested and brought before me to be

dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant Derrick A Youngon 5/20/11

Signature of Constable/Law Enforcement Officer

Signature of Issuing Judge

James E. Hudson

Judge Code: 5031

RETURN WARRANT TO:

Greenville General Sessions
305 E. North Street
Greenville County Courthouse
Greenville, SC 29601-2120

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

Personally appeared before me the affiant J T Godfrey

being duly sworn deposes and says that defendant Derrick Antron Young

did within this county and state on or about 05/20/2011

violate the criminal laws of the

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

in the following particulars:

DESCRIPTION OF OFFENSE Resisting / Resisting Arrest

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

THE DEFENDANT DID ATTEMPT TO FLEE FROM LAW ENFORCEMENT ON FOOT AFTER DROPPING BAGS OF COCAINE AND CRACK COCAINE ON THE GROUND. THE DEFENDANT WAS TOLD BY LAW ENFORCEMENT TO STOP RUNNING BUT DID NOT GIVE UP UNTIL HE FELL ONTO THE GROUND. THE DEFENDANT ALSO DID NOT COMPLY WITH LAW ENFORCEMENT ONCE ON THE GROUND AFTER BEING TOLD NUMEROUS TIMES THAT HE WAS UNDER ARREST AND TO PUT HIS HANDS BEHIND HIS BACK. THIS DID OCCUR IN GREENVILLE COUNTY, SC.

Signature of Affiant

STATE OF SOUTH CAROLINA

☒ County/☐ Municipality of

Greenville

Affiant's Address 4 Mcgee Street

Greenville, SC 29601-

Affiant's Telephone (864)271-5210

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

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

on or about 5/20/2011 defendant Derrick Antron Young

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

☒ County/ ☐ Municipality of Greenville

) as set forth below:

DESCRIPTION OF OFFENSE: Resisting / Resisting Arrest

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 05/20/2011

Judge's Address 4 Mcgee Street, Room 116-B

Greenville, SC 29601-

Judge's Telephone (864)467-5302

Issuing Court: ☒ Magistrate ☐ Municipal ☐ Circuit

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA 518

AFFIDAVIT

071

CERTIFICATE OF COUNCIL

I, William G. Yarborough, III, certify that on this date August 21, 2015, I served an Amended Appendix n this action upon: (1) Jennie Abbott Kitchings, Clerk of Court, Court of Appeals of South Carolina; and (2) Ms. Karen Ratigan at the S.C. Attorney General's Office, by mailing it to the Government Agents at their work addresses, by certified mail; depositing it in the U.S. Mail, in an envelope with sufficient postage affixed, addressed as follows:

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

Ms. Karen Ratigan
S.C. Attorney General's Office
PO Box 11549
Columbia, SC 29211

RECEIVED
AUG 24 2015
SC Court of Appeals

Sworn to before me, this 21st
day of August, 2015

Theresa Bun
Notary Public for South Carolina

My commission expires: 3/20/24

William G. Yarborough
William G. Yarborough, III