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The Supreme Court of South Carolina
SC Court of Appeals

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FAX: (803) 734-1499

August 25, 2016

E. Charles Grose, Jr., Esquire
The Grose Law Firm
404 Main Street
Greenwood, SC 29646

Re: The State v. Edward Lee Dean
Appellate Case No. 2016-001004

Dear Counsel:

As you know, the above appeal is pending before the South Carolina Court of Appeals. Enclosed is correspondence your client sent to Justice Beatty regarding this case.¹

Since you represent him in this matter, no action will be taken on this *pro se* filing by either this Court or the South Carolina Court of Appeals. *Miller v. State*, 388 S.C. 347, 697 S.E.2d 527 (2010); *Jones v. State*, 348 S.C. 13, 558 S.E.2d 517 (2002); *State v. Stuckey*, 333 S.C. 56, 508 S.E.2d 564 (1998); *Foster v. State*, 298

¹ In the *pro se* document, he gives the Appellate Case Number as 2015-001436. That is in error since that number is *State v. Nakia Johnson*, a case arising out of Kershaw County.

S.C. 306, 379 S.E.2d 907 (1989).

Very truly yours,

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right.

CLERK

Enclosure

cc: William M. Blich, Jr., Esquire (with enclosure)
The Honorable Jenny Abbott Kitchings (with enclosure)

MR. EDWARD LEE DEAN
GREENWOOD COUNTY DETENTION CENTER
528 EDGEFIELD STREET
GREENWOOD SOUTH CAROLINA 29646

JULY 31ST 2016

HONORABLE DONALD BEATTY, S.C. ADMIN. JUDGE
POST OFFICE BOX # 3543
SPARTANBURG SOUTH CAROLINA 29304

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AUG 24 2016

S.C. SUPREME COURT

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AUG 25 2016

SC Court of Appeals

RE: STATE V. EDWARD L. DEAN,

CASE No.: 2012-A24-102-000357, 387, 389, 390

COURT OF APPEALS CASE No.: 2015-001436

PROOF OF PROSECUTORIAL MISCONDUCT / WRONGFUL CONVICTION

DEAR HONORABLE DON BEATTY,

PLEASE BE ADVISED THAT THIS LETTER OF YOUR ASSISTANCE IS HEREBY BEING SUBMITTED ON THE ABOVE DATE IN GOOD-FAITH, WITH ALL DUE RESPECT...

PLEASE BE FURTHER ADVISED THAT I, EDWARD LEE DEAN, HEREBY STATE THE FACT(S) WITH PROOF FOR YOUR REVIEW AND YOUR ASSISTANCE IN ANY LEGAL WAY APPRIATE, THAT THE SOLICITOR'S OFFICE, LAW ENFORCEMENT, ATTORNEY STEPHEN GEOLY AND FALSE-BIAS TESTIMONY OF STATES WITNESS ADRIAN GASTON, DID DELIBERATELY AND INTENTIONALLY DECIVED AND MISLEAD MR. DEAN, THE COURT AND THE JUROR'S AT MR. DEAN'S TRIAL MARCH 2014, BY DENYING ITS DEAL IT HAD WITH ADRIAN GASTON FOR PROBATION IN EXCHANGED FOR HIS FALSE-BIAS TESTIMONY AGAINST THE INNOCENT MR. DEAN.

WHEREFORE, THE FEBRUARY 27TH 2014, INVESTIGATION ON THE NINTH CIRCUIT SOLICITORS OFFICE FOR PROSECUTORIAL MISCONDUCT, WHERE YOUR HONOR STATED THAT THAT OFFICE HAS BEEN GETTING AWAY WITH TOO MUCH FOR TOO LONG. IT HAS BEEN FOUNDED THAT THIS EIGHTH CIRCUIT SOLICITOR'S OFFICE HAS BEEN DOING THE SAME THING AND I HAVE THE PROOF FOR YOUR HONOR TO REVIEW. NOTED THAT JUDGE FRANK ADDY RETAINED/ASSUMED JURISDICTION OVER ADRIAN GASTON'S CASES, THE SOLICITOR OFFICE TOOK IT UPON THEIR SELF TO SHOP FOR A JUDGE, WHICH WAS JUDGE THOMAS RUSSO, TO GIVE ADRIAN GASTON HIS DEAL FOR PROBATION FOR FALSELY TESTIFYING AGAINST MR. DEAN JUDGE RUSSO IS VERY UPSET THAT THE SOLICITOR'S AND STEPHEN GEOLY TRICKED HIM IN COMMITTING THIS WRONGFUL ACT. (SEE E-MAIL CONVERSATION-EXHIBIT- , PG. 3, LAST PARAGRAPH; PAGE 4, TOP PARAGRAPH; AND PAGE 5, JUDGE RUSSO'S RESPONSE). JUDGE ADDY GRANTED MR. DEAN A NEW TRIAL. COURT OF APPEALS GRANTED MR. DEAN A BOND NO BOND SET YET. PLEASE HELP ME YOUR HONOR, IVE SUFFERED TOO LONG, MY MOTHER NEEDS ME AND I DESERVE MY LIFE AND FREEDOM ASAP. THEY REFUSE TO LET ME GO. RESPECTFULLY SUBMITTED....

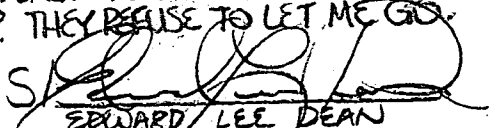

EDWARD LEE DEAN

EXHIBIT G,

TRANSCRIPT, IN-PART PAGES 20-22, OF C. GROSE/H.F.ADDY, JR.

1 ~~that unless they had some sort of assurances that they~~
2 ~~were going to get some benefit from the State. And I~~
3 ~~just find that hard to believe. That they haven't even~~
4 ~~at a minimum promised that they would tell a sentencing~~
5 ~~Judge which might be somebody other than the Judge who~~
6 ~~tries this case about his cooperation. And that his~~
7 ~~cooperation was substantial enough to, you know, if it~~
8 ~~happens to lead to convictions. I just simply find that~~
9 ~~incredible.~~ And I think that where we're going to be is,
10 is after -- If there's any convictions in these cases
11 then I think we're going to be later on in that term of
12 court or we're going to be in the next term of court and
13 they're going to be walking in here and it's going to be
14 ~~the Solicitor's office with arms around Mr. Geoly and Mr.~~
15 ~~Gaston asking for him to -- That's assuming they don't~~
16 ~~dismiss it, but asking for him to get probation or some~~
17 ~~other kind of leniency. And if that were to happen, I'm~~
18 ~~just putting everybody on notice, if that were to happen,~~
19 ~~I mean, we're going to get a transcript and we're going~~
20 ~~to be back in here and we're going to be saying that we~~
21 ~~were misled and that the Court was misled.~~ Because, you
22 know, I may have come in here on a turnip truck, but at
23 least I was driving it. I can see what's happening, you
24 know, ---

25 ~~THE COURT: May I suggest a possible resolution? A~~

1 possible solution, Mr. Grose, would be for the Court to
2 whichever trial Court ends up hearing this case to hold
3 sentencing, assuming for the moment that your client were
4 to be convicted, hold both the issue of sentencing as
5 well as your motion for a new trial in abeyance pending
6 the sentencing of Mr. Gaston. And in that way, if what
7 you're describing comes to pass, your client could
8 receive a new trial if the representations today should
9 differ from what actually transpires subsequently. That
10 might be a potential way to address the situation. Just
11 thinking out loud. (TIM GOES BACK HOME)

12 The Clerk informs me that we have 57 jurors who have
13 apparently responded. I think last week when the email
14 was sent to me, I think I concluded that we needed 48
15 jurors. So theoretically we may have enough to proceed
16 with the trial next week with strikes being 10, 10, and
17 10. So why don't we move on to that?

18 MR. GROSE: Move on to?

19 THE COURT: The question of the scheduling of this,
20 but you had something else you needed ---

21 MS. ODOM: I do, your Honor. You were just
22 suggesting that whatever Court hears this hold if there
23 is a conviction hold that sentencing in abeyance. Are
24 you ruling that that is going to be what happens?

25 THE COURT: I am strongly recommending if this trial

1 ~~Judge were to hear that case, I would have -- Mr. Grose~~
2 ~~has a point that if all of a sudden a burglary first~~
3 ~~degree -- I'm hearing that there's no deals, there's no~~
4 ~~testimony, there's no assurances, there's being no~~
5 ~~bargaining, there's been no promises made and if that is~~
6 ~~in fact the case and Mr. Gaston wants to plead straight~~
7 ~~up to a burglary first degree, that's perfectly fine. If~~
8 ~~however that burglary first degree suddenly becomes a~~
9 ~~petty larceny, that does seem somewhat peculiar. Not~~
10 saying necessarily that that would happen or that
11 anything along those lines would transpire, but I can't
12 predict the future and in being unable to predict the
13 future, the way that I suggested the case could proceed
14 would be the only way I could see where we could get
15 verification and do justice to all concerned.

16 MS. ODOM: But, your Honor, like I said previously,
17 I haven't made an offer. I have not made any agreements
18 with Mr. Geoly or Mr. Gaston.

19 THE COURT: I understand.

20 MS. ODOM: I mean, at this point, Mr. Geoly -- I
21 ~~don't know what he's telling his client.~~ But I have not
22 made any offer to them.

23 MR. GROSE: ~~He's telling his client, he knew that,~~
24 ~~she's going to get a sweetheart deal. I can almost~~
25 ~~guarantee you that, your Honor.~~

EXHIBIT I,

SENTENCING TRANSCRIPT, IN-PART PAGES 12-13, S.ODOM, C.GROSE F.ADD

1 to my attention by a SLED agent who had interviewed Mr.
2 Dean. Mr. Dean contacted the Charleston County Sheriffs
3 Office and requested to be interviewed on May 21st in
4 reference to some planted evidence and/or falsifying an
5 incident report. When Charleston realized it was a
6 Greenwood case they contacted SLED who sent an agent up to
7 interview Mr. Dean. Mr. Dean stated that he had been
8 framed, that his codefendant had been offered a deal, that
9 law enforcement had lied. The SLED agent basically told
10 him that there is nothing that he can do at this point.
11 It was unfounded and at that point he contacted me and let
12 me know that that investigation had taken place. So, Mr.
13 Dean has shown a pattern of conduct where he is just
14 trying to stir something up, he is trying to reach out
15 whether it be to CNN, to SLED, to the Office of
16 Disciplinary Counsel, he is constantly just trying to stir
17 something up and in my opinion has not been behaving.

18 THE COURT: All right. The Court wanted a
19 presentencing investigation, the Court now has a
20 presentencing investigation so the Court will proceed with
21 sentencing. Obviously with Mr. Anderson being in custody
22 now, had the motion to sever these cases not arisen then
23 obviously Mr. Anderson's case could be, being resolved at
24 this moment, there would have been a sealed sentence if we
25 had gone forward against him. It seems a little strange

1 that Mr. Anderson's adjudication, since it was delayed
2 pretty much on the motion of Mr. Dean, I don't know that
3 that should be used as a reason to delay these
4 proceedings. Additionally, I was hoping to have Mr.
5 Gaston's case resolved by now. I still assumed
6 jurisdiction over that case as well as this case, Mr.
7 Anderson's case rather. I stated that on the record at
8 the last hearing. The reason I am doing that is to try to
9 be fair to all concerns. So, at this point we will be
10 proceeding with sentencing.

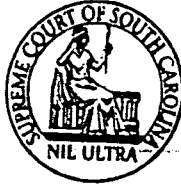
11 MR. GROSE: I would just note that we still maintain
12 our objection. I think the record will reflect that you
13 had also said in the last hearing if Mr. Gaston's case was
14 still pending that you would consider delaying Mr. Dean's
15 sentencing further and we are requesting that you do that
16 at this time, Your Honor.

17 THE COURT: I considered that, based upon his
18 behavior in the jail, I am not going to saddle the jail
19 with somebody that cannot follow instructions. I
20 understand some of those offenses were relatively minimal
21 but I am also hearing that there have been issues and
22 problems at the detention center. I don't quite know how
23 to respond to the allegations or the statement that ODC
24 has been contacted. It was Mr. Dean on trial, not the
25 State. So, we are going to be moving forward with

EXHIBIT L,

CASE #14-DE-L-0593, DISCIPLINARY COUNSEL CASE
AGAINST ASSISTANT SOLICITOR, SHANNON S. ODOM, ESQ.

Edward Lee Dean
May 16, 2014
Page One



The Supreme Court of South Carolina
OFFICE OF DISCIPLINARY COUNSEL

Lesley M. Coggiola
Disciplinary Counsel

Kelly B. Arnold
Assistant Disciplinary Counsel

Post Office Box 12159
Columbia, South Carolina 29211

Telephone: (803) 734-2038
Fax: (803) 734-1964

May 18, 2014

PERSONAL AND CONFIDENTIAL

Edward Lee Dean
Greenwood County Detention Center
528 Edgefield Street
Greenwood, SC 29646

RE: Lawyer: Shannon Swords Odom, Esquire
Case Number: 14-DE-L-0593

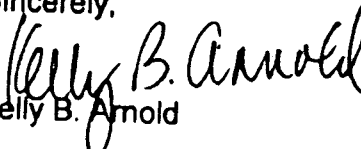
Dear Mr. Dean:

We have received and reviewed your complaint against Shannon Swords Odom, Esquire. The authority of this office and the jurisdiction of the Commission on Lawyer Conduct concerning complaints against lawyers are limited to issues of whether a lawyer has committed misconduct or is incapacitated within the guidelines of the Rules for Lawyer Disciplinary Enforcement, Rule 413, SCACR, adopted by the Supreme Court of South Carolina.

Matters relating solely to whether you received effective assistance of counsel in a criminal case or whether or not a trial was fair are not within our jurisdiction. Such matters must be addressed in a timely manner through normal appeal procedures or through post-conviction relief proceedings in an appropriate court.

We find that the information in your complaint involves matters that are not within the jurisdiction of this office or the Commission on Lawyer Conduct. For this reason, your complaint is dismissed pursuant to Rule 413-19(a).

Sincerely,


Kelly B. Arnold

KBA/clg

NOT: I DID NOT HAVE THE
PROOF AT THE TIME TO
PROVE MY ALLEGATIONS,
NOW I HAVE THE PROOF.

EXHIBIT M,

STATEMENTS FILED BY EDWARD DEAN OF: 1) DE'ANDRE REED,
2) JEMIROQUAN "Q." JACKSON, AND 3) ANTWINE ANDERSON JUNE 9th., 2014

THE STAT OF SOUTH CAROLINA
COUNTY OF GREENWOOD

THE STATE

vs.

Edward Dean

) IN THE COURT OF GENERAL SESSIONS
) FOR THE EIGHTH JUDICIAL CIRCUIT
)

) Case Number(s): 2012-A24-102-000357,
) 2012-A24-102-00387, 389, 390
)
)
)
)
)
)
)
)
)

2014 JUN 9 AM 9 32

FILED GENERAL SESSIONS
8TH JUDICIAL CIRCUIT
GREENWOOD, SC

The Defendant, Edward Dean, files statements from the following people:

- 1) Dayquan Martin (3/31/14 and 5/16/14),
- 2) Jamiroquan Jackson,
- 3) De'Andre Reed, and
- 4) Antwine Anderson.

Respectfully Submitted,

By 

E. Charles Grose, Jr.
The Grose Law Firm, LLC
404 Main Street
Greenwood, SC 29646
(864) 538-4466
E-mail: charles@groselawfirm.com

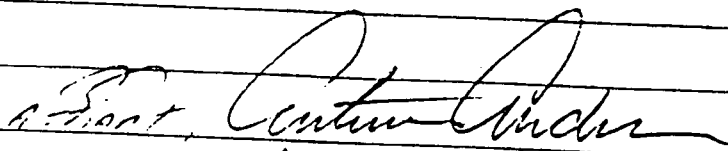
June 9, 2014
Greenwood, South Carolina

Statement of Facts

I, Antwina Anderson hereby give this written statement willingly and truthfully of my own free will without duress on this 5th day of June 2014 at the Greenwood County Detention Center.

It is my true statement. I have never been involved in any personal or business dealings or have personal knowledge of the individual and/or person named, Edward Dean, also known as "Pookie Pook". We have never committed any crimes together.

Date: June 5th 2014


Antwina Anderson

witness:

I DeAndre Reed, am willingly writing this statement on behalf of Edward Dean starting with on the day of September 25, 2012 I was placed in (F-Block) Room #1 with Adrian Gaston where we were roommates for a period of time. After being in the room for about a week or so, Adrian Gaston began discussing his case, telling me why he was locked up and what he did with a friend of his by the name of "Lucky". While discussing his case he mentioned another person by the name of Anthony Anderson. I remember Adrian Gaston telling me that Lucky, Anthony Anderson, and himself did a burglary out in the country where they took several shotguns and rifles. He even mentioned to me that he himself had a (.35 special) handgun that he took from the scene of the crime. After getting locked up, Adrian Gaston said Anthony Anderson told him that a man by the name of Patrick Pooh told on them. Adrian told me that he didn't know who Patrick Pooh was so he didn't understand why he would go and tell on them. So Adrian Gaston said since Patrick Pooh told on him he told me this; before I moved in his room, he went and told detectives that Patrick Pooh had helped them with the burglary since Mr. Anderson told him that Patrick Pooh had told on them.

After a couple minutes or so, Adrian Gaston was called to go to court for a bond hearing. A couple hours after Adrian Gaston returned back from court. I asked, "How did everything go for you?" Adrian Gaston said, "He found out who Penki Pooh was when he went to court for his bond hearing. He said when he was in the courtroom holding cell he overheard two men having a conversation with his name in it. Adrian Gaston stated that he did not know one of the two men, which his name was 'Telly.' He said he later discovered the other man's name was 'Penki Pooh' when Telly pointed him out to Penki Pooh saying, 'That's Adrian Gaston right there.' Mr. Gaston said that's when he ran into the bathroom in the holding cell and locked himself in until his name was called to see the Judge.

This statement is true to the best of my knowledge. Submitted here on April 2, 2014.

S/ Amber Reed

S/ 5/14/14

Billy W. Newsa

My Commission Expires June 5, 2020

Statement

I Am Jamiroquan Jackson, I had a conversation last year with Adrian Gaston, He told me that if he help get punker poo - Edward Dean, that his Lawyer, will get his 5 years dropped and set him three years. I never in my life seen punker poo. he never ever committed a crime with us. Adrian Gaston told me he put punker poo name in the burglary in promise land so he can get less time I'm writing this statement on my own free will. This is a true statement. I am telling the truth that punker poo, Edward Dean had nothing to do with the crimes we committed, neither did he committed the burglary in Promise Land with Antwine Amberson, "Lucky" Jones, and Adrian Gaston. This statement is true from the best of my knowledge.

Submitted on April 23, 2014

S/
S/

EXHIBIT N,

ADRIAN GASTON'S FACEBOOK, ADRIAN GASTON ADMITTING EDWARD DEAN
WAS INNOCENT AND IF HE CAN TAKE ^{BACK} ~~BAKE~~ WHAT HE SAID HE WILL

Inbox Other (1)

More

Adrian Gaston

New Message Actions

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Padreka Lineshia He Wed
Moe said wats ur number



P-Pooh Dean 3/11/13
I waz sitin in Princess Mo

Conversation started Wednesday



Adrian Gaston 1/29, 3:49 am
Tell him its not personal but he got caught how dey
get my name

Wednesday



Nene Brown 1/29, 12:35 pm
He said that his lawyer got u on tape about u savn
his name but them other juveniles said sumthn
about ur name not pooh cuz yall dnt no each other



Adrian Gaston 1/29, 3:17 pm
But aint nobody get caught wit guns but him so I
was thinking he said sum if I can take it back I will



Nene Brown 1/29, 4:27 pm
Check diz out, I dont know u & I know u dont know
me, but my name is Pooh, im NeNe boyfriend. She
told me what u said & I want to let u know dat I

Write a reply...

Add Files

Add Photos

Press Enter to send



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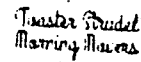
Get AT&T U-verse® TV
\$29/mo for 6 mos, DVR
included- see offer
details

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necessary and your max
refund. Start for FREE.

What Makes Your Morning?



Tell Toaster Strudel®
what would get your
morning moving and
it may just come true!

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Chat (\$5)

Inbox Other (1) More

Adrian Gaston

New Message Actions

Search



Nene Brown

Check diz out, I dont know u & I know u dont know me, but my name is Pooh, im NeNe boyfriend. She told me what u said & I want to let u know dat I never said anyrthing bout nobody caz I dont know nutin bout non of diz. U said "if i can take it back u will". Well bein real u can. I dont want to go to jail for sum u said caz u thought I got u in trouble. Them lil dudes who u waz wit did dat. I dont have no beef wit u, so please dont do me like this. I dont want to go to jail. Nene b cryin all da tyme. She need u to do da right thang, caz u can. Pooh



Adrian Gaston

I will I just want u to stop telling people im the man but my word I thought u said sum but I will do wat I can to help



Nene Brown

Diz Pooh again. I want to thank u caz I never did this. Cod gone bless u lil dude real talk. Pooh

Write a reply ...

Add Files Add Photos

Press Enter to send



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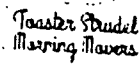
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What Makes Your Morning?



Tell Toaster Strudel what would get your morning moving and it may just come true!

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Inbox Other (1) More

Adrian Gaston

New Message Actions

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Padreka Lineshia He Wed
Moe said wats ur number



P-Pooh Dean 3/11/13
I waz sitin in Princess Mo



need u to do da right thang, caz u can. Pooh

Adrian Gaston

1:29 4:43pm

I will I just want u to stop telling people im the man but my word I thought u said sum but I will do wat I can to help



Nene Brown

1:29 4:43pm

Diz Pooh again. I want to thank u caz I never did this. God gone bless u lil dude real talk. Pooh



Adrian Gaston

1:29 4:43pm

O ya



Nene Brown

1:29 4:43pm

We gone set up a meeting wit my lawyer to resolve this situation. Pooh



Adrian Gaston

1:29 4:43pm

Ight

Sent from Mobile

Write a reply...

Add Files Add Photos

Press Enter to send

1:29

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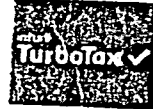
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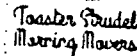
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Tell Toaster Strudel® what would get your morning moving and it may just come true!

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Engage More Chat (56)

EXHIBIT O,

E-MAIL CONVERSATION BETWEEN THE FOLLOWING: 1) CHARLES GROSE,
2) SOLICITOR DAVID STUMBO, 3) ASSIST. SOLICITOR SHANNON S. ODOM,
STEPHEN GEOLY, ATT., 4) JUDGE FRANK ADDY, JR., AND
4) JUDGE THOMAS A. RUSSO

Subject: Re: State v. Edward Dean & State v. Adrian Gaston
Date: Thursday, June 11, 2015 at 10:04:51 AM Eastern Daylight Time
From: Charles Grose
To: geoly70
CC: David Stumbo, Russo, Thomas A., Addy, Frank R., Shannon Odom, Addy, Frank R. Law Clerk (Elizabeth Able), Addy, Frank R. Secretary (Freda E. Sartin), Russo, Thomas A. Law Clerk (Lauren Hummel)

Dear Judge Addy,

In addition to the post-verdict portion of Mr. Dean's trial and Mr. Gaston's guilty plea, I have ordered the transcript from Mr. Dean's sentencing hearing. Once I receive these three transcripts, I will contact Your Honor about scheduling a hearing.

Thank you for your attention to this matter.

Best,
Charles

E. Charles Grose, Jr.
The Grose Law Firm, LLC
404 Main Street
Greenwood, SC 29646
Phone: 864-538-4466
Fax: 864-538-4405
Web: GroseLawFirm.com
Email: charles@groselawfirm.com

From: Stephen Geoly <geoly70@yahoo.com>
Date: Wednesday, June 10, 2015 at 12:59 PM
To: Charles Grose <charles@groselawfirm.com>
Cc: David Stumbo <dstumbo@greenwoodsc.gov>, "Russo, Thomas A." <TRussoJ@sccourts.org>, "Addy, Frank R." <faddyj@sccourts.org>, Shannon Odom <odom@greenwoodsc.gov>, "Addy, Frank R. Law Clerk (Elizabeth Able)" <faddyjc@sccourts.org>, "Addy, Frank R. Secretary (Freda E. Sartin)" <faddyjsc@sccourts.org>, "Russo, Thomas A. Law Clerk (Hannah C. Honeycutt)" <TRussolC@sccourts.org>
Subject: Re: State v. Edward Dean & State v. Adrian Gaston

I did not have actual notice. ^{WHY NOT? YOUR CLIENT TESTIFIED WITHOUT COUNSEL} "I did not attend that trial." Also, I understand the *issue* you have is that Mr. Gaston had a deal...which he didn't at the time he testified.

Sincerely,

Geoly

(NOTE: MR. GASTON STATED HE WAS NOT GETTING A DEAL AND WOULD BE GUILTY TO ALL PENDING CHARGES, SEE EXHIBIT, G. PAGE 22).

Sent via the Samsung Galaxy S® 5 ACTIVE™, an AT&T 4G LTE smartphone

----- Original message -----

From: Charles Grose <charles@groselawfirm.com>
Date: 06/09/2015 5:54 PM (GMT-05:00)
To: geoly70 <geoly70@yahoo.com>
Cc: David Stumbo <dstumbo@greenwoodsc.gov>, "Russo, Thomas A." <TRussoJ@sccourts.org>, "Addy, Frank R."

<faddyj@sccourts.org>, Shannon Odom <odom@greenwoodsc.gov>, "Addy, Frank R. Law Clerk (Elizabeth Able)" <faddyjc@sccourts.org>, "Addy, Frank R. Secretary (Freda E. Sartin)" <faddyjsc@sccourts.org>, "Russo, Thomas A. Law Clerk (Lauren Hummel)" <TRussoLC@sccourts.org>
Subject: Re: State v. Edward Dean & State v. Adrian Gaston

But you were on actual notice of Judge Addy's instructions to the Solicitor's Office, as was the Solicitor as he acknowledged in his email. My issue is not Mr. Gaston's probation sentence but rather the prejudice to Mr. Dean during his trial. There will be an appropriate time to develop the record further.

Best,
Charles

Sent from my iPhone

E. Charles Grose, Jr.
The Grose Law Firm, LLC
404 Main Street
Greenwood, SC 29646
Phone: 864-538-4466
Fax: 864-538-4405
Web: GroseLawFirm.com
Email: charles@groselawfirm.com

On Jun 9, 2015, at 5:47 PM, "geoly70" <geoly70@yahoo.com> wrote:

Dear Sirs,

As you are all aware, I was counsel of record for Adrian Gaston. I was never told by Judge Addy or anyone from his office that he was retaining jurisdiction of my client's case. In fact, my client never appeared in front of Judge Addy except as a witness to my knowledge.

As you all may or may not be aware, Adrian Gaston was on the trial docket for the term of court in Saluda, when he plead in front of Judge Russo. Frankly, it would have bordered on malpractice to dispose of that case without trying to resolve all of his pending matters as they were contiguous in nature. As you all know, defense counsel don't get to set the trial docket, and hence any accusations of forum shopping are without any factual basis.

Sincerely,

Geoly

NOTE: ATTORNEY SEPHEN GEOLY DID NOT APPEAR FOR MR. DEAN'S POST TRIAL HEARING, PRE TRIAL HEARING OR TRIAL WITH HIS CLIENT, BECAUSE HE KNEW HE WOULD BE QUESTIONED ABOUT THE DEAL-AND HAD TO TELL THE TRUTH. HE ONLY SHOWED UP FOR HIS CLIENTS GUILTY PLEA
"A COINCIDENCE"

Sent via the Samsung Galaxy S@ 5 ACTIVE™, an AT&T 4G LTE smartphone

----- Original message -----

From: Charles Grose <charles@groselawfirm.com>

Date: 06/09/2015 4:01 PM (GMT-05:00)

To: David Stumbo <dstumbo@greenwoodsc.gov>, "Russo, Thomas A." <TRussoJ@sccourts.org>

Cc: "Addy, Frank R." <faddyj@sccourts.org>, Shannon Odom <odom@greenwoodsc.gov>, "Addy, Frank R. Law Clerk (Elizabeth Able)" <faddyjc@sccourts.org>, "Addy, Frank R. Secretary (Freda E. Sartin)" <faddyjsc@sccourts.org>, "Russo, Thomas A. Law Clerk (Lauren Hummel)" <TRussoLC@sccourts.org>, geoly70@yahoo.com

Subject: Re: State v. Edward Dean & State v. Adrian Gaston

Dear Judge Addy and Judge Russo,

I have attached the transcript of the pre-trial hearing that is cited in the memorandum. No where in that transcript does the state represent that it will take Mr. Gaston's cooperation into account. I have also attached Mr. Gaston's trial testimony, which I learned today that someone other than me, had already ordered. Mr. Gaston testified that he did not plan to enter into any plea negotiations with the prosecutor (p. 24, lines 5-7).

I have requited the portion of the transcript where I believe Judge Addy retained jurisdiction. I will provide it to Your Honors once I receive it.

Best,
Charles

E. Charles Grose, Jr.
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-----Original Message-----

From: David Stumbo <dstumbo@greenwoodsc.gov>
Date: Tuesday, June 9, 2015 at 3:52 PM
To: "Russo, Thomas A." <TRussoJ@sccourts.org>, Charles Grose <charles@groselawfirm.com>
Cc: "Addy, Frank R." <faddyj@sccourts.org>, Shannon Odom <odom@greenwoodsc.gov>, "Addy, Frank R. Law Clerk (Elizabeth Able)" <faddyjc@sccourts.org>, "Addy, Frank R. Secretary (Freda E. Sartin)" <faddysc@sccourts.org>, "Russo, Thomas A. Law Clerk (Hannah C. Honeycutt)" <TRussoLC@sccourts.org>, Stephen Geoly <geoly70@yahoo.com>
Subject: RE: State v. Edward Dean & State v. Adrian Gaston

>Judge Russo,

>

>Thank you for your response, and I can assure you that is not the case here. I think some background is necessary to clear this up a bit.

>

>>Two of my Assistant Solicitors, Shannon Odom and Elizabeth White, called >the State v. Edward Dean burglary 1st degree case to trial with Judge Addy >presiding, March 2014 in Greenwood. Mr. Grose represented Dean. Adrian >Gaston was a co-Defendant in this burglary, and testified as and >eyewitness in the state's case at trial. At the time, Gaston had a total >of 9 burglaries/23 indictments pending against him around the Greenwood >area, only 1 burglary/3 indictments were related in any way to Mr. Dean.

>

>>Despite Mr. Grose's accusations both then and now to the contrary, neither >Mrs. Odom nor anyone else in our office had extended a plea offer to >Gaston in exchange for his testimony. She stated on the record as an

> officer of the court that Mr. Gaston was told that his cooperation would be considered and taken into account when his charges were dealt with at a later date. Gaston cooperated and testified, even in the face of alleged threats made in the courthouse during the trial by an associate of Mr. Dean's that they "were going to get (Gaston)." That associate of Mr. Dean's (Crystal Coats) was later arrested and charged with intimidation of a witness.

> Although I was not personally in the courtroom for most of pre-trial and post-trial hearings, it is my understanding that Mr. Grose made repeated accusations, without any factual basis, against Mrs. Odom for misconduct and not being honest about the absence of a plea deal with Gaston. It is also my understanding that Mr. Grose's accusations against Shannon were so aggressive and bombastic that several of our male prosecutors who were in the courtroom stood at her defense on the record. In order to avoid having Shannon subjected to continued, baseless attacks accusing her of misconduct, I asked Shannon after the Dean trial ended to bring me all of the pending case files on Adrian Gaston and I would prosecute them myself.

> Dean was convicted as charged at trial. At the conclusion of the trial, Judge Addy held Dean's sentencing in abeyance and also asked on the record to retain jurisdiction over the Gaston case. A couple months later (summer of 2014, not sure of the exact date), Judge Addy had Dean brought back over to court for sentencing. Mrs. Odom presented Dean as essentially the ringleader of this burglary, with the younger Adrian Gaston and a third co-defendant working at Dean's direction. Dean also had a significant prior criminal history, including an armed robbery conviction. Based on all the facts and circumstances, Judge Addy sentenced Dean to 25 years.

> Judge Addy has never directed anything to me to this point that he wished to indefinitely retain jurisdiction over the Adrian Gaston case. Quite frankly, I assumed that after Judge Addy sentenced Dean that the jurisdiction issue was a moot point. We also had 20 other pending warrants against Gaston that were completely unrelated to Edward Dean. I would find it both unorthodox and inefficient to have all of these warrants held in limbo on the docket because of pending sentencing and motions in a separate case.

> Adrian Gaston was never extended a plea offer on any of his pending charges until a few weeks before your Honor heard the plea in Saluda last month. I finally had the opportunity to consult with Solicitor Myers and his prosecutors about the pending Saluda warrants and get back to Mr. Geoly with an offer. I extended an offer of 10 counts of burglary 2nd degree (to encompass all of the Greenwood and Saluda incidents), and the collateral larceny/conspiracy warrants would be dismissed in exchange for the plea. The plea would be straight-up, with no recommendations or negotiations on sentence.

> It is important to note that a straight-up plea to burglary 2nd is the same offer extended by Mrs. Odom to Edward Dean before his trial. Based on Gaston's lack of any prior criminal record and his prior cooperation at the Dean trial, Mr. Geoly counter-offered a recommended suspended sentence or YOA. I responded that this needed to be straight-up based on the sheer number of incidents, but that we would not take a position on sentencing and would convey to the court Gaston's cooperation and testimony in the Dean trial.

>
>I told the 11th circuit guys that I did not have a problem coming to
>Saluda to keep them from having to make the trip to Greenwood on a court
>week.
>Because of a last minute mix-up/conflict on my schedule (a lunchtime
>speaking engagement in Laurens that was wrongly entered for the day
>before), I asked Asst Solicitor Lance Sheek to go to Saluda to cover the
>Gaston hearing for me on May 14, in conjunction with the the 11th circuit
>prosecutors. Lance had not had any involvement with any of these cases
>until the day before, and I think did a great job of quickly getting up to
>speed on all of the cases.

>
>I apologize for the lengthy e-mail, but based on the continued attempts by
>defense counsel to manufacture incidents of misconduct by my prosecutors
>and me (and Mr. Geoly for that matter), it is important that the Court
>both Judges Addy and Russo to know that you were not misled in any way and
>that all of these cases were resolved in an appropriate manner by our
>prosecutors. The accusations of misconduct by Mr. Grose, and
>"judge-shopping," are simply without merit.

>Regards,

>David M. Stumbo
>Solicitor

>-----Original Message-----

>From: Russo, Thomas A. [mailto:TRussoJ@sccourts.org]

>Sent: Tuesday, June 09, 2015 11:26 AM

>To: Charles Grose

>Cc: Addy, Frank R.; odom@greenwoodsc.gov; Addy, Frank R. Law Clerk

>(Elizabeth Able); Addy, Frank R. Secretary (Freda E. Sartin); Russo,

>Thomas A. Law Clerk (Lauren Hummel); Stumbo, David M.

>Subject: Re: State v. Edward Dean & State v. Adrian Gaston

>
>Folks, for what it's worth, no one ever informed me that Judge Addy
>retained jurisdiction over Mr. Gaston' case. It was just presented as a
>guilty plea out of Greenwood in conjunction with charges out of Saluda.
>Obviously, had I known that Judge Addy had retained jurisdiction, I never
>would have taken the plea. I would be very interested to know if the
>lawyers got together and did an "end run" judge shopping move. I would be
>extremely irritated if that were the case and would like to know so I
>could take appropriate action. Thanks.

>Tommy

>Honorable Thomas A. Russo
>Judge of the Circuit Court
>12th Judicial Circuit At-Large

>> On Jun 9, 2015, at 10:48 AM, Charles Grose <charles@groselawfirm.com>

>>wrote:

>>Dear Judge Addy,

>>A couple of months ago you inquired about the status of Mr. Dean's
>>post-trial motions. At the time, we were waiting for the Solicitor's

>Office to bring co-defendant Adrain Gaston before Your Honor for trial or
>guilty plea. Despite your taking jurisdiction of Mr. Gaston's case, the
>Solicitor's Office took Mr. Gaston before Judge Russo in Saluda County on
>May 14th. Mr. Gaston received probation. Attached is a copy of Mr.
>Dean's new trial motion based on after discovered evidence, which will be
>filed and served today.

>>

>> I will need a transcript of Mr. Gaston's guilty plea before the hearing
>on the new trial motion. A copy of my letter of this date to the court
>reporter requesting the transcript is attached. As outlined in the
>letter, the court reporter must have Judge Russo's approval before
>preparing the transcript. Therefore, I am copying Judge Russo on this
>email, and providing him with a copy of the motions, so he will understand
>the basis for my requesting the transcript.

>>

>> Thank you for your attention to this matter.

>>

>> Best,

>> Charles

>>

>> E. Charles Grose, Jr.

>> The Grose Law Firm, LLC

>> 404 Main Street

>> Greenwood, SC 29646

>> Phone: 864-538-4466

>> Fax: 864-538-4405

>> Web: GroseLawFirm.com

>> Email: charles@groselawfirm.com

>>

>> From: <Addy>, "Frank R."

>> faddyj@sccourts.org <<mailto:faddyj@sccourts.org>>>

>> Date: Tuesday, March 31, 2015 at 10:11 AM

>> To: Charles Grose

>> charles@groselawfirm.com <<mailto:charles@groselawfirm.com>>>, Shannon Odom

>> odom@greenwoodsc.gov <<mailto:odom@greenwoodsc.gov>>>, "Addy, Frank R. Law

>> Clerk (Elizabeth Able)"

>> faddyjc@sccourts.org <<mailto:faddyjc@sccourts.org>>>

>> Subject: RE: State v. Dean

>>

>> OK. So long as it's still on everyone's radar.

>>

>> Frank R. Addy, Jr.

>> Resident Judge, 8th Judicial Circuit

>> Greenwood County Courthouse

>> 528 Monument Street, Suite 210

>> Greenwood, South Carolina 29646

>> Office (864) 943-8020

>> Fax (864) 942-8581

>> faddyj@sccourts.org <<mailto:faddyj@sccourts.org>>

>> Law Clerk: Elizabeth Able

>> faddyjc@sccourts.org <<mailto:faddyjc@sccourts.org>>

>> Admin. Assistant: Freda Sartin

>> faddyjc@sccourts.org <<mailto:faddyjc@sccourts.org>>

>>

>> From: Charles Grose [<mailto:charles@groselawfirm.com>]

>> Sent: Tuesday, March 31, 2015 10:11 AM

>> To: Addy, Frank R.;

>'odom@greenwoodsc.gov'<mailto:'odom@greenwoodsc.gov'>; Addy, Frank R. Law

>Clerk (Elizabeth Able)

>> Subject: Re: State v. Dean

>>

>> You are correct that the motions are still pending and the motion
>regarding Mr. Geoly's client is not ripe. I have not forgotten about this
>situation. I think Solicitor Stumbo might be handling the charges
>involving Mr. Geoly's client at this point.

>>

>> Best,

>> Charles

>>

>> E. Charles Grose, Jr.

>> The Grose Law Firm, LLC

>> 404 Main Street

>> Greenwood, SC 29646

>> Phone: 864-538-4466

>> Fax: 864-538-4405

>> Web: GroseLawFirm.com

>> Email: charles@groselawfirm.com<mailto:charles@groselawfirm.com>

>>

>> From: <Addy>, "Frank R."

>><faddyj@sccourts.org<mailto:faddyj@sccourts.org>>

>> Date: Tuesday, March 31, 2015 at 9:17 AM

>> To: Shannon Odom <odom@greenwoodsc.gov<mailto:odom@greenwoodsc.gov>>,
>Charles Grose <charles@groselawfirm.com<mailto:charles@groselawfirm.com>>,&br/>>"Addy, Frank R. Law Clerk (Elizabeth Able)"

>><faddyjc@sccourts.org<mailto:faddyjc@sccourts.org>>

>> Subject: State v. Dean

>>

>> Charles and Shannon,

>> If memory serves, there were some post-trial motions from last year's
>trial concerning Mr. Dean. I think those motions remain pending, but one
>of them was not ripe - I think something to do with Geoly's client.

>> I just don't want this to fall through the cracks, and I know Shannon
>will be going on maternity leave shortly. We can always address it when
>she returns.

>> (And, yes, I bring this up because I woke up at 3:00 AM Sunday morning
>thinking about work stuff.)

>>

>> Frank R. Addy, Jr.

>> Resident Judge, 8th Judicial Circuit

>> Greenwood County Courthouse

>> 528 Monument Street, Suite 210

>> Greenwood, South Carolina 29646

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>> Law Clerk: Elizabeth Able

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>>

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>> <Dean, New Trial Motion (Gaston Deal), June 9, 2015.pdf>

>> <Transcript Request (Gaston Plea), June 9, 2015.pdf>

>

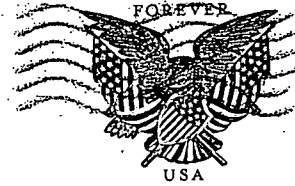
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>

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>seq*., to a person or party requesting the same.

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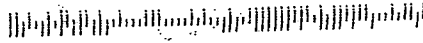
GREENVILLE SC 296
05 296 296 296 296 296



2. PERSONAL AND CONFIDENTIAL

HONORABLE DONALD BEATTY
S.C. SUPREME COURT / S.C. ADMIN. JUDGE
POST OFFICE BOX # 3543
SPARTANBURG S.C. 29304

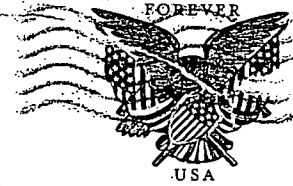
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2 of 2

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GREENWOOD COUNTY DETENTION CENTER
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1. PERSONAL AND CONFIDENTIAL

HONORABLE DONALD BEATTY
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