

(A) ✓  
William Patrick Deaton # 340130  
Goodman, P.E. B4-8B  
4556 Broad River Road  
Columbia, S.C. 29210  
APPELLATE CASE NO. 2016-001883

RECEIVED  
OCT 17 2018  
SC Court of Appeals

TO whom it may concern,

On August 2<sup>nd</sup> 2009 I was arrested by  
Detective Stephen Gamble of Lexington County  
Sheriff's Department. When we got to Lexington  
County Jail I gave a statement as to the  
robbery on which I was to be charged with.  
He told me he would do all he could  
for me. He said what I needed was rehab,  
I told I knew I had really messed-up and  
wanted to do what I could to make it right.  
He said at the most I would only have to  
do a few years in prison - we even prayed  
together before he took me over to be booked  
in.

(11)

I thought that I could hold him to his word and he had the authority to make this happen, that was my understanding and impression at that time. I was ignorant to the direction to all the proceedings were to go Due process. I gave an implied Confession to my crime and with the influence Detective Gamble had, his position I was under the impression that what I had done would obligate him to uphold his word as a government official. I relied on all this to help me when I went to court. I was lead to believe that was what was to happen.

The next day August 3<sup>rd</sup> I was visited by OFFICER Bennett from Swansea's Heriffs Department. We went to a conference room where we could discuss a burglary that happened on 7-19-2009. We sat down and he showed me some pictures of my son, while he asked me about the burglary. He asked me if I had burglarized my Aunt Tina Capps and My Uncle William Capps home. I asked him why he had pictures of my son. He said they were seeking out several people as to the burglary. He then told me that if I would admit to the crime, he would do all he could to help me. I relied on him to uphold what he said and what was on the paper work.

I was lead to believe that was the proceedings would go and the direction of things before going to court. I gave officer Bennett an oral confession to the burglary and told him I wanted to get my uncles property back. As you can see there is a report I was charged with second degree burglary.

Also in the incident report you can see there was nothing connecting me with the crime no finger prints, no forced entry, and an unknown suspect had taken their property.

I signed no statement and did not know until recently I was interrogated unlawfully and the was never signed. Officer Bennett thanked me for my help and said he would get back with me. I never heard from him again.

I went to bond court the next morning August 4<sup>th</sup> 2009 and was denied bond.

I sat in the jail from August 2<sup>nd</sup> 2009 to late November early December. Four to five months never had a Attorney visit and never heard anything from anyone.

My preliminary hearing was scheduled for October 22<sup>nd</sup> 2009, which I never went to, none of the mitigating Circumstances that took place or any of the information I have given you here today (please look at exhibits provided) was given to lessen the severity of the charges in these crimes, nor did I waive my rights to a preliminary hearing. I didn't even know I had an attorney! until late November to early December.

I was visited by Sara Hahn sometime in November to early December, she advised me that she was my attorney and would be handling my case. Did I have any questions. I had never been through nothing like this and did not know what to ask. I then told her I was guilty of the crimes and just wanted her to do the best she could. I explained to her about the statements I had made and the promises of the police officers. I told her to please let the courts know my Co defendant Carrie Smith was innocent I was to blame. We never at that time went over the charges as far as the amount of time that they carried. The visit was very brief.

She visited me soon after we went over the discovery of my case which I really didn't understand (Look at the list of medications they had me on). I thought she would let me know the major factors of my case. She said she couldn't do anything for my co defendant. Then she told me the solicitor was offering a plea of 0-10 years Attempted Armed Robbery & Burglary Second Degree. She told me this was a violent charge I would have no parole for the charges. I told her about what I was lead to believe from the officers promises. About having to do only a few years in prison. Sara said with your record you probably won't get but a few years in prison.

I asked Sara to ask for a 5 year cap because it was an open plea 0-10 years. I asked her to please talk to the officers about their promises and call my Aunt Tina Capps about dropping the charges. (Which I later found out they tried to have them dropped for my cooperation in recovering a lot of the items from the burglary.) She said she would take some time to think about all this, think it over and she would get back with me on all this. We again never discussed the severity of the charges I faced. I was ignorant to the process of all this, we had no access to the courts in Lexington County or no

way to seek outside counsel as to our crimes or the direction, due process, or to what's to come at different stages of the negotiations. I completely trusted my attorney to inform me of anything I needed to know about my case. She is the designated medium through which negotiations take place. We take as defendants the client-lawyer relationship the professional conduct of our lawyers as our sole help at this stage any stage of the proceedings to come, without that we have no help! and it's impossible to know how to proceed or what our options are, what the best thing is to do. Soon after she came back and said my Aunt

Tina Capps

(9)

said no about dropping the charges. That the Solicitor Angela Garrick had taken the plea back, it was now 10-30 years.

I was crushed what had just happened!

I asked Sara how could Angela Garrick the Solicitor do this?-' Sara just looked at me shaking her head said "I don't know

but this is now the offer". Angela Garrick

the Solicitor gave my attorney no Due Notice

and did not fulfill her obligation to

keep the left hand informed of the right hand

is doing. IF I had known that she would

or could take this offer, that I had no

right to a plea to start with, or that with

the severity of the charges I would have

taken the plea the day it was brought to me

and not waited.

Specially if I knew the charges I faced could carry up to life in prison, I'm lead to believe at this stage that at the most I would do a few years in prison by everybody involved, also I had time to take the plea offer. I would be a complete fool not to take the plea offer! I plead & plead with SARA to ask Angela Garrison to please give the plea back. With the statements of guilt and recovery of money and property in both cases I relied detrimentally on this offer. Shortly after this I went to Court Bond Court which we will discuss later about what occurred on December 14<sup>th</sup> the date of the bond hearing.

IF you agree that I was not treated with fairness through this stage of the plea process of the first argument then you will hopefully see how I was in this and detrimentally relied on the offer of 0-10 years in many ways. In the transcripts Angela Garrick stated that the plea negotiations started in August, but as the record shows I didn't even know I had a attorney until after my preliminary hearing on October 22<sup>nd</sup> 2009. Also she stated in the transcripts that I had felony charges (see exhibits on record). AT The completion of my probation which I did with complications in 2005. The charges were to be reduced to misdemeanors as ordered by the Judge. (12)

Also there is a statement from Pine Ridge  
Police Chief Elizabeth Wright as to my  
truck being in the front yard of my house  
I've never meet Mrs. Wright, but made  
the same statement on the transcripts about  
my truck. When I get home after the  
Robbery I gave my girl friend Carrie  
Smith my Co-defendant the money. We  
were discussing me turning myself in, she  
said the police would be back to check  
on her. As we were talking the police  
came I got scared and hid. But the  
record shows (see the exhibits) I gave  
her the money and she stated also that  
it was to be turned in. My truck  
parked in the front yard, with money  
Knowing all of this,

I could have ran and would have if I wasn't intending on turning myself in, why would I give her the money The last place I would be is at home shortly after a robbery occurred specially after she had left me at the store, with any other intention but to turn myself in Before the robbery occurred I had mental health issue and had ran out of medication, Under the duress of my Co-defendant leaving because we had no money, the robbery happening in the middle of the day, with no hiding who I was, and the mental health issues I had that you cannot see that I did this as an act of Compulsion to start with.

Please look at this and the mitigating circumstances surrounding this case with the suppressed evidence, false testimony, and misconduct in this case. The core concept in considering enforceability of plea bargaining undertakings by the government is defendant's Constitutional right to be treated with fairness throughout the plea bargaining process U.S.C.A. Constitutional Amendments 5, 14. Defendant in Criminal prosecution was entitled to enforcement of plea bargaining promises made by Government, plea bargain proposal was withdrawn before it could effectively be accepted by defendant where Constitutional right to fairness in plea bargaining negotiations required such results.

Under appropriate circumstances Constitutional right to the enforcement of plea proposals may arise before any "technical contract" has been formed in reliance upon honor of governmental forces in making and abiding by its proposals. On December 14<sup>th</sup> 2009 I was transported from Lexington County Sheriffs Department to my bond hearing. I had ~~no~~ bond at this time as stated earlier. It was there that another proposal was made by Angela Garrick my solicitor made a proposal on record of 10-30 years Second degree burglary and Armed Robbery. She said she was not opposed to the minimum sentence of 10 years and I had 7 days (one week) to take the plea offer or it was off the table.

I + was interred under Judge Knox  
McMahn and accepted. A few days later  
I contacted my Attorney SARA Hahn and  
talk to her about the plea, she said with  
the recommendation I would get 10 years.  
Thats what again I reasonable expected  
and was under the impression that what  
the sentence would be 10 years. I told  
my Attorney SARA Hahn I would take the  
plea. She didnt contact me about any charges  
and we went back to Court on December 21<sup>ST</sup>  
2009 to sign the plea. When I got there  
my sister Denise McIven and her husband  
Timothy McIven where there as well AS  
my Aunt Tine Capps. Angela Garrick gave  
a copy of the plea to my lawyer for me  
to sign, it was there that we learned

Angela had changed the plea again to no recommendations and \$5,000.00 restitution.

I suffer from Anxiety disorders and panic Attacks (see exhibits) because of the change of the plea again I had a panic attack

I came to sign the plea of 10 years, she had again changed the plea proposal, even after the Judge had accepted the terms.

I asked my Attorney Sara Ashw what was going on, why Angela Garrick had changed the plea. She stated she didn't know. Sara

then went to her about but she wouldn't

change it, she conveyed the plea back to

me, I asked her to please ASK Angela to please

change the plea back (I was in the

middle of the panic attack) she wouldn't

answer Sara. I waived Angela over to

try to discuss the plea with her she would not respond (other cases were being heard at the time). I didn't know what to do, she then came over and took the plea and left. I turned to my sister Denise and brother in law Timothy they said why didn't you sign it. I stated I wanted to but she took it. Timothy and Sara both went ~~out~~ out of the court room to get it back and talk to her. She stated I had my chance and the deal was off, I had wasted her and other peoples time. She wouldn't talk to my brother in law at all. I was then transported back to Lexington County jail until further notice.

I didn't know until recently that because of this the plea bargain had been breached.

(19)

and that it could be enforced. ~~IN~~  
Cooper-v-state 594 F.2d-12-20(1979) It  
states the core concept in considering  
enforceability of plea bargaining undertaken  
by the government is defendant's  
Constitutional Right to be treated with fairness  
throughout the plea bargaining process  
U.S.C.A. Constitutional Amendments 5, 14

Defendant in criminal prosecution was  
entitled to enforcement of plea bargaining  
promises made by Government plea bargaining  
proposal was withdrawn before it could be  
effectively accepted by defendant where  
Constitutional right to fairness in plea  
bargaining negotiations required such results.

Under appropriate circumstance constitutional  
right to enforcement of plea proposals  
(20)

may arise before any "technical contract" has been formed in reliance upon honor of Governments in making and abiding by its proposals. Also in Santobello - v - state 404 US. 257, guilty pleas must be attended by safeguards to ensure a defendant what is due in the court process. It is that when a plea rest in any significant degree on a promise or agreement of the prosecutor, so that it can be said to be part of the inducement or consideration, such promises must be fulfilled. I had fulfilled my part that day by assenting to the plea as asked by the Solicitor and relied upon her to uphold her honor as a governmental official to do her part but she didn't. I was expected that day to plead guilty to 10 years

(21)

and would have your honor. Why Sara Hahn  
my lawyer did not bring the promise to  
the Judge that day while we were  
there waiting and have it enforced, I  
don't know the Judge Knox McManon  
had accepted it on December 14 2009  
and could and should have been enforced.

I asked several times how or why she had  
done this and didn't know then that the  
plea could have been enforced because it  
was a binding contract, why she didn't know  
this herself I don't know. Why she didn't  
say that the prosecutor had not kept up  
her obligation to let the left hand know what  
the right hand is doing I don't know.

In State-v-Gates 382 S.E. 886 Again  
where a plea is induced by the government  
(22)

or prosecutorial promise those promises must be fulfilled. The solicitor did not attempt to unilaterally withdraw from the plea agreement as that has been clearly stated. Although a trial Judge has broad discretion to accept or reject a plea bargain agreement, the Judge Knox McMahon had accepted the agreement and proceeded to construe its meaning. Where language heard in an instrument is perfectly plain and capable of legal construction, such language determines the force and effect of the instrument.

Language which is perfectly clear determines the full force and effect of the document. I came on December 21<sup>st</sup> 2009 to sign the document which she stated had to be signed before seven days. And would

(23)

have it had not been altered or had been given the full opportunity to from the promise made on December 14<sup>th</sup> 2009

Now in Reed - v - Becka 511 S.E. 2d 396

That a plea is only an offer until defendant enters a Court approved guilty plea, and defendant accepts the offer by pleading guilty, thus until formal acceptance of the plea by the Courts has occurred, the plea binds no one, not the Court, defendant, or the state. Absent a plea of guilt a defendant may only enforce an oral plea agreement upon showing detrimental reliance Criminal Law 273.1. I detrimentally relied upon the solicitor to uphold the honor and integrity of the Government to fulfill the bargain she made on December 14<sup>th</sup> 2009

Because it cut the time of my prosecution

(24)

or incarceration, and lessened the charges  
lessen included offense. A defendant relies  
upon a Solicitor's plea offer by taking some  
substantial step or accepting serious risk of  
an adverse result following acceptance of a  
plea offer - I did as she asked to take  
the plea in one week. I had fulfilled my  
part of the bargain as much at least I was  
allowed and again the serious risk is the  
time difference in the pleas, my helping in the  
case to recover items & admitting guilt  
(see exhibits) Detrimental Reliance on a  
plea be shown by the prospect of a longer  
sentence. Again I think that has been  
established. Criminal Law 273.1

The state may withdraw a plea bargain offer  
before the defendant pleads guilty  
(25)

provided the defendant has not detrimentally  
relied on the offer. A defendant who has  
provided beneficial information to law enforcement  
can be said to have relied to his detriment.  
I gave statements in both cases, gave my girlfriend  
Carrie Smith my co defendant the money  
to turn in to law enforcement. Also from  
the burglary case statement and helped recover  
over half of the articles from the burglary and  
wanted to get the rest but was not allowed.  
In the burglary there was nothing to link  
me to the case or as seen in the exhibits  
no finger prints no forced entry, nothing. I  
wanted to get my families stuff back!  
This proves detrimental Reliance on this as  
well. Counsel made errors so serious  
that she was not functioning as the Counsel  
(26)

guaranteed by the Sixth amendment. The right of effective assistance of counsel. Also that errors were made so serious that it deprived defendant of fair trial or in this case plea proceedings. And that not for counsel's errors was so serious that the proceedings would have been different. In Rules of Criminal Procedure 11(e)(1) As in plea negotiations are concerned not only the credit and integrity of the government but those of his Counsel are involved. In a defendant's perception of the process, at this stage as in countless others in which the Law profoundly affects the life of an individual the lawyer is the essential medium through which the demands and commitments of the Sovereign are communicated to the citizen

This concludes the brief asked to be provided to prove my case. I would also like to ask that you thoroughly examine all documents involved to show all is said is with merit and true. I ask that the plea be enforced and my sentence set aside to lesser included offense as to specific sentence performance if possible. I know I Am and always have been guilty I just want what what was promised by the state and we had agreed upon from the start If the Court would please order I pray and thank you for your time May God Bless you & Keep you

William Dato  
#340130

**ARREST WARRANT**  
**1-620143**  
 STATE OF SOUTH CAROLINA  
 County/  Municipality of  
**PINE RIDGE**  
 THE STATE  
 against  
**WILLIAM PATRICK DEATON**  
 Address: **WEST COLUMBIA SC 29170**  
 Phone: \_\_\_\_\_ SSN: \_\_\_\_\_  
 Sex: **M** Race: **W** Height: **5-7** Weight: **160**  
 DL State: **SC** DJJ: \_\_\_\_\_  
 DOB: \_\_\_\_\_ Agency OR#: **SC0320900**  
 Prosecuting Agency: **TOWN OF PINE RIDGE**  
 Prosecuting Officer: **CHIEF ELIZABETH WRIGHT**  
 Offense: **ARMED ROBBERY WITH DEADLY WEAPON**  
 Offense Code: **0139**  
 Code/Ordinance Sec: **16-11-0330(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 law.

\_\_\_\_\_  
 Signature of Judge (LS.)  
 Date \_\_\_\_\_

**RETURN**  
 A copy of this arrest warrant was delivered to  
 defendant **WILLIAM PATRICK DEATON**  
 on **August 03, 2009**  
 \_\_\_\_\_  
 Signature of Constable/Law Enforcement Officer

**RETURN WARRANT TO:**  
**JUDGE WILLIAM SHOCKLEY**  
**2757 FISH HATCHERY ROAD**  
**WEST COLUMBIA, SC 29172**

STATE OF SOUTH CAROLINA  
 County/  Municipality of  
**PINE RIDGE**

**AFFIDAVIT**

Power Appointed by  
 S.C. Attorney General  
 July 26, 1995  
 SCA 874

Personally appeared before me the affiant **CHIEF ELIZABETH WRIGHT**  
 being duly sworn depose and says that defendant **WILLIAM PATRICK DEATON**  
 did within this county and state on **08/02/2009** violate the criminal laws  
 State of South Carolina (or ordinance of  County/  Municipality of **PINE RIDGE**  
 in the following particulars:  
**DESCRIPTION OF OFFENSE: 16-11-0330(A) / ARMED ROBBERY WITH DEADLY WEAPON**

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:  
**THAT ON AUGUST 2, 2009, AT APPROXIMATELY 1:45 P.M. THE DEFENDANT, WILLIAM PATRICK DEATON, DID COMMIT  
 ROBBERY WHILE ARMED WITH A KNIFE. THIS INCIDENT OCCURED AT THE CIRCLE K CONVENIENCE STORE LOCATED IN  
 LEXINGTON COUNTY WITHIN THE TOWN OF PINE RIDGE. THE DEFENDANT FLED THE SCENE ON FOOT BUT WAS LATER  
 APPREHENDED.**

Signature of Affiant *Elizabeth Wright*  
 STATE OF SOUTH CAROLINA  
 County/  Municipality of  
**PINE RIDGE**  
 Affiant's Address **2757 FISH HATCHERY ROAD**  
**WEST COLUMBIA SC 29172**  
 Affiant's Telephone **755-2500**

**ARREST WARRANT**

**TO ANY LAW ENFORCEMENT OFFICER IN 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 **08/02/2009** defendant **WILLIAM PATRICK DEATON**  
 did violate the criminal laws of the State of South Carolina (or ordinance of  
 County/  Municipality of **PINE RIDGE** ) as set forth below.  
**DESCRIPTION OF OFFENSE: ROBBERY / ARMED ROBBERY, ROBBERY WHILE ARMED OR ALLEGEDLY  
 ARMED WITH A DEADLY WEAPON**

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 the 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 **08/03/2009**  
 \_\_\_\_\_ (LS.)  
**WILLIAM SHOCKLEY**

Judge Code: **JUDGE**  
 Judge's Address \_\_\_\_\_  
 Judge's Telephone \_\_\_\_\_  
 Issuing Court:  Magistrate  Municipal  Circuit

**ORIGINAL**

Case: 09080000

**RECEIVED**  
**OCT 17 2018**  
**SC Court of Appeals**

## INCIDENT REPORT SUPPLEMENTAL

Page #: 1

Case Number: 09080000

Officer: 38 GAMBLE, STEPHEN

Date Entered/Changed: 08/02/2009

Reviewer: 6

Review Date: 08/31/2009

DETAILED STATEMENT OF INVESTIGATION: AT 2012 HOURS INCIDENT DATE THE R/O, SGT SEXTON, MD LOVELL, & DEPUTY TRAVIS FROM LCSD WENT TO THE SUSPECTS AND HIS GIRLFRIENDS, CARRIE SMITH) HOUSE LOCATED AT 3938 GREENWOOD DR. UPON ARRIVAL MRS SMITH CAME TO THE DOOR AND R/O ASKED IF THE SUBJECT HAD RETURNED HOME. CARRIE SMITH STATED "NO". THE R/O ASKED FOR CONSENT TO SEARCH AND SHE ALLOWED IT. AS THE R/O WALKED IN CARRIE SMITH WHISPERED TO THE R/O THAT THE SUBJECT WAS IN THE BACK BED ROOM. THE R/O'S LOCATED THE SUBJECT IN A CLOSET IN THE BACK BED ROOM OF THE HOUSE. THE R/O ARRESTED THE SUBJECT AND GAVE HIM HIS MIRANDA WARNING. CARRIE SMITH WAS ARRESTED FOR ACCESSORY AND TRANSPORTED TO LCDC BY DEPUTY TRAVIS. AT THE JAIL \$140.00 CASH WAS FOUND ALONG WITH A WHITE ROCK LIKE SUBSTANCE MRS SMITH STATED WAS CRACK COCAINE WAS FOUND IN HER PURSE. MRS SMITH TOLD DEP. TRAVIS THE SUBJECT BOUGHT CRACK WITH SOME OF THE CASH HE GOT OUT OF THE ROBBERY AND THE \$140.00 WAS WHAT WAS LEFT OVER. MRS SMITH TOLD DEPUTY TRAVIS SHE WAS KEEPING IT TO TURN OVER TO LAW ENFORCEMENT. THE SUBJECT TOLD THE R/O HE HAD HIDDEN THE MONEY IN THE WOODS BEHIND THE STORE SO THE R/O ESCORTED HIM TO THE AREA AND HE WALKED THE R/O BEHIND 101 SANDY LN. WHERE HE SAID HE HAD HIDDEN THE MONEY. THE R/O THEN RECEIVED A PHONE CALL FROM SGT SEXTON WHO STATED THAT CARRIE SMITH HAD THE CASH IN HER PURSE AT THE JAIL. THE R/O ASKED SUBJECT ABOUT THE CASH MS SMITH HAD ON HER AND HE STATED HE DID NOT HIDE THE MONEY, HE HAD GIVEN IT TO HER ALONG WITH A "CRACK ROCK" WHEN HE CAME HOME AFTER THE ROBBERY. THE R/O TRANSPORTED THE SUBJECT TO LCSD INTERVIEW ROOM WHERE HE GAVE A WRITTEN STATEMENT. THE R/O WALKED THE SUBJECT BACK TO LCDC WHERE HE WAS BOOKED AND A HOLD FOR WARRANTS WAS PLACED ON THE SUBJECT.

THE \$140.00 CASH AND WHITE ROCK LIKE SUBSTANCE BELIEVED TO BE CRACK COCAINE WAS LOGGED INTO EVIDENCE BY DEP. TRAVIS AND PLACED IN AN EVIDENCE LOCKER AT LCSD HEADQUARTERS.

09080000

AGENCY I.D.  
SC0320900

**PINE RIDGE POLICE DEPARTMENT  
INVESTIGATIVE REPORT**

CASE NUMBER  
09080009

ORIGINAL REPORT    
  SUPPLEMENTAL REPORT    
  ADDITIONAL VICTIMS    
  ADDITIONAL STOLEN PROPERTY  
 STATUS CHANGE    
  ADDITIONAL OFFENDERS    
  ADDITIONAL RECOVERED PROPERTY

PAGE 2 of 2 PAGES.

ORIGINAL COMPLAINANT  OR VICTIM

NAME: \_\_\_\_\_ DATE OF BIRTH: \_\_\_\_\_  
 STREET ADDRESS: \_\_\_\_\_ RACE: \_\_\_\_\_ SEX: \_\_\_\_\_  
 CITY - STATE - ZIP: \_\_\_\_\_ AGE: \_\_\_\_\_  
 INCIDENT TYPE: \_\_\_\_\_  
 ORIGINAL SUSPECT: \_\_\_\_\_  
 NAME: \_\_\_\_\_ DATE OF BIRTH: \_\_\_\_\_  
 STREET ADDRESS: \_\_\_\_\_ RACE: \_\_\_\_\_ SEX: \_\_\_\_\_  
 CITY - STATE - ZIP: \_\_\_\_\_ AGE: \_\_\_\_\_

RECOVERED PROPERTY DOLLAR AMOUNT: \$ \_\_\_\_\_

CANCEL NCIC ENTRY: YES  NO

THE SUBJECT TOLD THE I/O HE HAD HIDE THE MONEY IN THE WOODS BEHIND THE STORE SO THE I/O ESCORTED HIM TO THE AREA AND HE WALKED THE I/O BEHIND 101 SHADY LN. WHERE HE SAID HE HAD THE MONEY. THE I/O THEN RECEIVED A PHONE CALL FROM EST. JESSON WHO STATED CHARLIE SMITH HAD THE CASH IN HER TRUCK AT THE JAIL. THE I/O ASKED SUBJECT ABOUT THE CASH MS. SMITH HAD AND HE STATED HE DID NOT HIDE THE MONEY, HE GAVE HER THE CASH AND A "CRACK ROCK" WHEN HE CAME HOME. THE I/O TRANSPORTED THE SUBJECT TO AN (LSD) INTERVIEW ROOM WHERE HE GAVE A WRITTEN STATEMENT. THE I/O WALKED THE SUBJECT BACK TO L.O. WHERE HE WAS BOOKED AND A HOLD FOR WARRANTS WAS PLACED ON THE SUBJECT.

THE \$140.05 CASH AND WHITE ROCK LIKE SUBSTANCE BELIEVED TO BE CRACK COCAINE WAS LOGGED INTO EVIDENCE BY DEP TRAFFIC AND PLACED IN AN EVIDENCE LOCKER AT LUSD HEADQUARTERS.

SUBJECT IDENTIFIED		SUBJECT LOCATED		<input type="checkbox"/> ACTIVE	<input type="checkbox"/> ARRESTED UNDER 18	<input type="checkbox"/> EX-CLEAR UNDER 18
YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>	<input type="checkbox"/> UNFOUNDED	<input checked="" type="checkbox"/> ARRESTED 18 AND OVER	<input type="checkbox"/> EX-CLEAR 18 AND OVER
REASON FOR EXCEPTIONAL CLEARANCE: 1 <input type="checkbox"/> OFFENDER DEATH 2 <input type="checkbox"/> NO PROSECUTION 3 <input type="checkbox"/> VICTIM/WITNESS DECLINES COOPERATION 4 <input type="checkbox"/> EXTRADITION DENIED 5 <input type="checkbox"/> JUVENILE, NO ARREST						
REPORTING OFFICER Gaulle, S.	DATE 8/2/09	UNIT NUMBER 875	REPORTING OFFICER	DATE	UNIT NUMBER	
REPORTING OFFICER	DATE	UNIT NUMBER	REPORTING OFFICER	DATE	UNIT NUMBER	

LCF-726 (REV 9/02)

AGENCY I.D.  
SC0320900

**PINE RIDGE POLICE DEPARTMENT  
INVESTIGATIVE REPORT**

CASE NUMBER  
**09080000**

ORIGINAL REPORT    
  SUPPLEMENTAL REPORT    
  ADDITIONAL VICTIMS    
  ADDITIONAL STOLEN PROPERTY  
 STATUS CHANGE    
  ADDITIONAL OFFENDERS    
  ADDITIONAL RECOVERED PROPERTY

PAGE 1 OF 2 PAGES.

ORIGINAL COMPLAINANT  OR VICTIM

NAME: \_\_\_\_\_ DATE OF BIRTH: \_\_\_\_\_  
 STREET ADDRESS: \_\_\_\_\_ RACE: \_\_\_\_\_ SEX: \_\_\_\_\_  
 CITY - STATE - ZIP: \_\_\_\_\_ AGE: \_\_\_\_\_

INCIDENT TYPE: **ARMED ROBBERY**

ORIGINAL SUSPECT:

NAME: **WILLIAM DEATON** DATE OF BIRTH: \_\_\_\_\_  
 STREET ADDRESS: \_\_\_\_\_ RACE: \_\_\_\_\_ SEX: \_\_\_\_\_  
 CITY - STATE - ZIP: \_\_\_\_\_ AGE: \_\_\_\_\_

RECOVERED PROPERTY DOLLAR AMOUNT: \$ \_\_\_\_\_

CANCEL NCIC ENTRY: YES  NO

AT 2012 HOURS INCIDENT DATE THE PIO, SGT. DEATON, MD LONEL, & DEPUTY TRAVIS FROM LCSD WENT TO THE SUBJECT AND CHARIE SMITH'S HOUSE AT 5738 GREENWOOD DR. UPON ARRIVAL MS. SMITH CAME TO THE DOOR AND THE PIO ASKED IF THE SUBJECT HAD RETURNED HOME. CHARIE SMITH STATED "NO". THE PIO ASKED FOR CONSENT TO SEARCH AND SHE ALLOWED IT. AS THE PIO WALKED IN CHARIE SMITH WHISPERED TO THE PIO THAT THE SUBJECT WAS IN THE BACK BEDROOM. THE PIO'S LOCATED THE SUBJECT IN A CLOSET IN THE BACK BEDROOM OF THE HOUSE. THE PIO ARRESTED THE SUBJECT AND GAVE HIM HIS MIRANDA WARNING. CHARIE SMITH WAS ARRESTED FOR ACCESSORY AND TRANSPORTED TO LCDC BY DEP. TRAVIS. AT THE TRAIL \$40.00 CASH WAS FOUND ALONG WITH A WHITE ROCK LIKE SUBSTANCE MS. SMITH STATED WAS CRACK COCAINE WAS FOUND IN HER PURSE. MS. SMITH TOLD DEP. TRAVIS THE SUBJECT BOUGHT CRACK WITH SOME OF THE CASH HE GOT OUT THE ROBBERY AND THE \$40.00 WAS WHAT WAS LEFT OVER. MS. SMITH TOLD DEPUTY TRAVIS SHE WAS KEEPING IT TO TURN OVER TO LAW ENFORCEMENT.

SUBJECT IDENTIFIED		SUBJECT LOCATED		<input type="checkbox"/> ACTIVE	<input type="checkbox"/> ARRESTED UNDER 18	<input type="checkbox"/> EX-CLEAR UNDER 18
YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>	<input type="checkbox"/> UNFOUNDED	<input checked="" type="checkbox"/> ARRESTED 18 AND OVER	<input type="checkbox"/> EX-CLEAR 18 AND OVER
REASON FOR EXCEPTIONAL CLEARANCE: 1. <input type="checkbox"/> OFFENDER DEATH 2. <input type="checkbox"/> NO PROSECUTION				3. <input type="checkbox"/> VICTIM/WITNESS RECLINES COOPERATION		4. <input type="checkbox"/> EXTRADITION DENIED 5. <input type="checkbox"/> JUVENILE, NO ARREST
REPORTING OFFICER <b>GAFFNEY, S.</b>	DATE <b>8/2/09</b>	UNIT NUMBER <b>875</b>	APPROVING OFFICER	DATE	UNIT NUMBER	
REPORTING OFFICER	DATE	UNIT NUMBER	APPROVING OFFICER	DATE	UNIT NUMBER	

CF-726 (REV 9/92)

## INCIDENT REPORT SUPPLEMENTAL

Page #: 1

Case Number: 09080000

Officer: 6 WRIGHT, ELIZABETH

Date Entered/Changed: 08/31/2009

Reviewer: 6

Review Date: 08/31/2009

DETAILED STATEMENT OF INVESTIGATION: ON AUGUST 2, 2009, AT APPROXIMATELY 1:45 P.M., I CONTACTED DEPUTY STEHEN GAMBLE IN REFERENCE TO SOME INFORMATION I NEEDED TO PASS ON. HE IMMEDIATELY INFORMED ME OF THE ARMED ROBBERY THAT HAD JUST OCCURRED AT THE CIRCLE K CONVENIENCE STORE. I CHANGED INTO UNIFORM AND RESPONDED TO THE SCENE. UPON ARRIVAL I DISCOVERED THAT THE SCENE HAD BEEN SECURED AND DEPUTY GAMBLE HAD EVERYTHING UNDER CONTROL. MS CARRIE SMITH, THE SUSPECTS GIRLFRIEND WAS SITTING IN THE BACK OF ONE OF THE PATROL VEHICLES. I APPROACHED HER AND ASKED IF SHE WAS O.K. AT THE TIME I WAS UNDER THE IMPRESSION THAT SHE TOO WAS A VICTIM. SHE HAD APPARENTLY TOLD THE RESPONDING OFFICERS THAT SHE WAS NOT AWARE THAT HE WAS MR DEATON WAS GOING TO ROB THE STORE. I ASKED MS SMITH TO RECOUNT TO ME WHAT HAD HAPPENED. SHE STATED THAT SHE AND MR DEATON HAD BEEN ARGUING OVER MONEY ALL DAY. HE TOLD HER THAT HE NEEDED TO MEET A FRIEND THAT WAS GOING TO GIVE HIM \$100.00. WHEN THEY STOPPED AT THE CIRCLE K, SHE ASSUMED HE WAS GOING IN TO MEET THIS PERSON. SHE STATED THAT SHE MOVED THE VEHICLE TO GET AWAY FROM THE FRONT DOOR. SHE THEN SPOTTED THE SUSPECT BEHIND THE COUNTER AND ASKED HERSELF "WHAT IS HE DOING" NEXT THING SHE KNEW HE WAS RUNNING TOWARDS THE DOOR. SHE STATED THAT SHE TRIED TO LEAVE BUT, SOME WITNESSES TOLD HER SHE NEEDED TO STAY AND TALK TO THE POLICE.

I ASKED IF SHE WAS IN FEAR FOR HER LIFE AND SHE STATED THAT SHE WAS. I ASKED IF THERE WAS ANY FAMILY OR FRIEND THAT I COULD CALL FOR HER AND SHE STATED THAT THERE WASN'T. I THEN OFFERED TO GET HER TO A SHELTER WHERE SHE WOULD BE SAFE UNTIL WE CAUGHT HIM OR SHE COULD FIND SOMEONE TO STAY WITH. SHE IMMEDIATELY CHANGED HER DEMEANOR FROM WHAT APPEARED TO BE "FRIGHTENED" TO CONFIDENT THAT SHE WOULD BE O.K., GOING BACK HOME. SHE SAID THAT HE DIDN'T HAVE A KEY TO GET IN. SGT. SEXTON HAD GONE TO THE RESIDENCE IN AN ATTEMPT TO BEAT THE SUSPECT THERE. HE WAS NOT YET AT THE RESIDENCE BUT HIS VEHICLE, A PKP TRUCK, WAS THERE. I ASKED IF HE HAD A KEY TO THIS TRUCK AND SHE STATED THAT HE DID NOT. I THEN ASKED IF SHE WANTED TO USE THE PAY PHONE TO CALL SOMEONE HERSELF. SHE REPLIED THAT SHE HAD NO MONEY AND NEITHER DID HE. I OFFERED TO GIVE HER THE MONEY AND SHE REFUSED IT SAYING SHE WOULD BE O.K. AT HOME.

WHILE THE CANINE UNIT AND OFFICERS WERE SEARCHING THE PERIMETER. SHE CALLED MY ATTENTION AND STATED THAT SHE HAD JUST SEEN THE SUSPECT GET INTO A WHITE VEHICLE THAT STOPPED AT THE INTERSECTION OF FISH HATCHERY ROAD AND B&C STREET. I DISPATCHED UNITS SOUTH BOUND ON FISH HATCHERY ROAD, THE DIRECTION SHE STATED THAT THE VEHICLE WAS TRAVELING. THE DID STOP A WHITE VEHICLE HEADED IN THAT DIRECTION BUT, THE SUSPECT WAS NOT INSIDE. AS THE OFFICERS WERE ENROUTE TO STOP THIS VEHICLE SHE THEN TELLS ME THAT AS SHE WAS HEADED BACK TO THE STORE EARLIER, WHEN SHE HAD ATTEMPTED TO LEAVE, SHE HAD SPOTTED THE SUSPECT ON THE DIRT ROAD, (SANDY LANE) AND HE HAD MOTIONED FOR HER TO COME GET HIM BUT SHE DID NOT.

MS SMITH WAS FOLLOWED HOME BY DEPUTY CATHY ETHERIDGE, A CRIMINAL DOMESTIC VIOLENCE INVESTIGATOR WITH THE LEXINGTON COUNTY SHERIFFS DEPT. PRIOR TO RELEASING HER FROM THE SCENE, WHILE IN THE PRESENCE OF DEPUTY ETHERIDGE, I ADVISED MS SMITH TO CALL LAW ENFORCEMENT IMMEDIATELY IF THE SUSPECT RETURNED HOME OR MADE ANY CONTACT WITH HER. SHE STATED THAT SHE WOULD DO SO FROM A NEIGHBORS PHONE. SHE WAS AGAIN OFFERED THE OPPORTUNITY TO GO TO A SHELTER AND SHE RELIED THAT SHE WOULD BE ALRIGHT.

AT AROUND 7:00 P.M. I WAS ADVISED THAT A WHITE MALE MATCHING THE SUSPECT DESCRIPTION HAD BEEN SEEN WALKING DOWN LYNN STREET TOWARDS FISH HATCHERY ROAD. I IMMEDIATELY CONTACTED DEPUTY GAMBLE AND INSTRUCTED HIM TO RIDE THE AREA OF GATOR AND CHURCH ROAD AND ATTEMPT TO LOCATE THE SUSPECT WHO MAY STILL BE ON FOOT. IF UNABLE TO LOCATE, HE WAS TO MAKE CONTACT WITH MS SMITH TO SEE IF SHE HAD HEARD FROM HIM OR HE HAD RETURNED HOME. DEPUTY GAMBLE CALLED MY BACK A SHORT TIME LATER AND ADVISED THAT HE HAD THE SUSPECT IN CUSTODY. BASED ON MS SMITHS INVOLVEMENT, I INSTRUCTED HIM TO ARREST HER AS WELL ON THE CHARGE OF ACCESSORY.

09080000

*These charges were suspended and/or dropped to lesser offense upon completion of probation*

WARR-I201623  
CIT-44-53-370(D)-MISDEMEANOR

ARREST CHARGE 01-POSS SCHED I(B)(C)LSD/SCHED II(COCAINE)-1ST  
OFFENSE DATE-05/24/2005  
PHOTOGRAPH AVAILABLE

WARR-I201624  
CIT-16-23-20-FELONY

ARREST CHARGE 02-UNLAWFUL CARRYING OF WEAPON  
OFFENSE DATE-05/24/2005

WARR-I201625  
CIT-16-23-30-FELONY

ARREST CHARGE 03-SALE TO/POSS BY/CERTAIN PERSON/STOLEN PISTOL  
OFFENSE DATE-05/24/2005  
ARREST INFO- SC01637803 CONSO LIDATED

CIT-44-53-370(D)(1)-MISDEMEANOR-  
DOC-05GS3202646 WARR-I201623

COURT CHARGE 01-POSS SCHED I(B)(C)LSD/SCHED II 1ST  
COURT DISP-CONVICTED; 2 YRS SUSP UPON 2 YRS PROB C/C CTS  
COURT DATE-07/18/2005  
ATN-990000070183

CIT-16-17-410-FELONY  
DOC-05GS3202647 WARR-I201624

COURT CHARGE 02-CRIMINAL CONSPIRACY  
COURT DISP-CONVICTED; 1 YR SUSP UPON 2 YRS PROB C/C CTS  
COURT DATE-07/18/2005

CIT-16-23-30-FELONY  
DOC-00GS32 WARR-I201625

COURT CHARGE 03-SALE TO/POSS BY/CERTAIN PERSON/STOLEN PISTOL  
COURT DISP-NON-CONVICTION; NOLLE PROSSED  
COURT DATE-07/18/2005

SC040015G CENTRAL PPP  
CASE-320200

07/18/2005 CUSTODY STATUS-PROBATION  
START DATE-07/18/2005

CIT-44-53-370(D)(1)-MISDEMEANOR

COURT CHARGE 01-POSS SCHED I(B)(C)LSD/SCHED II 1ST  
COURT DISP-CONVICTED; 2 YRS SS 2 YRS PROBATION  
ATN-990000098855

*Completed Probation*

CIT-16-23-20-MISDEMEANOR

COURT CHARGE 02-UNLAWFUL CARRYING OF WEAPON  
COURT DISP-CONVICTED; 1 YR SS 2 YRS PROBATION

DEATON, WILLIAM PATRICK  
SC0320000 LEXINGTON CNTY SO

10/22/2005

*These charges  
are to be  
suspended  
to lesser  
charges  
at completion  
of probation*

WARR-I201623  
CIT-44-53-370(D)-MISDEMEANOR

ARREST CHARGE 01-POSS SCHED  
I (B) (C) LSD/SCHED II (COCAIN  
E) -1ST  
OFFENSE DATE-05/24/2005  
PHOTOGRAPH AVAILABLE

WARR-I201624  
CIT-16-23-20-FELONY

ARREST CHARGE 02-UNLAWFUL  
CARRYING OF WEAPON  
OFFENSE DATE-05/24/2005

WARR-I201625  
CIT-16-23-30-FELONY

ARREST CHARGE 03-SALE TO/POSS  
BY/CERTAIN PERSON/STOLEN  
PISTOL  
OFFENSE DATE-05/24/2005  
ARREST INFO- SC01637803 CONSO  
LIDATED

CIT-44-53-370(D)-(1)-MISDEMEANOR  
DOC-05GS3202646 WARR-I201623

COURT CHARGE 01-POSS SCHED  
I (B) (C) LSD/SCHED II 1ST  
COURT DISP-CONVICTED; 2 YRS  
SUSP UPON 2 YRS PROB C/C  
CTS  
COURT DATE-07/18/2005  
ATN-990000070183

CIT-16-17-410-FELONY  
DOC-05GS3202647 WARR-I201624

COURT CHARGE 02-CRIMINAL  
CONSPIRACY  
COURT DISP-CONVICTED; 1 YR  
SUSP UPON 2 YRS PROB C/C  
CTS  
COURT DATE-07/18/2005

CIT-16-23-30-FELONY  
DOC-00GS32 WARR-I201625

COURT CHARGE 03-SALE TO/POSS  
BY/CERTAIN PERSON/STOLEN  
PISTOL  
COURT DISP-NON-CONVICTION;  
NOLLE PROSSED  
COURT DATE-07/18/2005

SC040015G CENTRAL PPP  
CASE-320200  
CIT-44-53-370(D)-(1)-MISDEMEANOR

07/18/2005 CUSTODY STATUS-PROBATION  
START DATE-07/18/2005

*I completed  
probation*

CIT-16-23-20-MISDEMEANOR

COURT CHARGE 01-POSS SCHED  
I (B) (C) LSD/SCHED II 1ST  
COURT DISP-CONVICTED; 2 YRS  
SS 2 YRS PROBATION  
ATN-990000098855

COURT CHARGE 02-UNLAWFUL  
CARRYING OF WEAPON-  
COURT DISP-CONVICTED; 1 YR SS  
2 YRS PROBATION

DEATON, WILLIAM PATRICK  
SC0320000 LEXINGTON CNTY SO

10/22/2005



# Lexington County Sheriff's Department Statement Form



DATE 8/2/09 PLACE LCSD 521 GIBSON RD TIME STARTED 9:26 P.M.

I, the undersigned, WILLIAM PATRICK REESE DEATON <sup>LEX. SC #7072</sup> am 40 years of age, my date

and place of birth being the 23 day of JAN., 1969, at COLUMBIA, SC

My present address is 3938 GREENWOOD DR. W. COLUMBIA, SC 29170

I completed 9 grade(s) in school. I can read and write. WD (Initials)

CONTACT NUMBERS: H) \_\_\_\_\_ W) \_\_\_\_\_ C) \_\_\_\_\_  
ALTERNATE CONTACT: Name \_\_\_\_\_ Phone Numbers: \_\_\_\_\_

Before answering any questions or making any statements, DET. GAMIBUE  
a person who identified him/herself as a DETECTIVE W/ LCSD  
duly warned and advised me that:

- 1) I HAVE THE RIGHT TO REMAIN SILENT. WD
- 2) ANYTHING I SAY, CAN AND WILL BE USED AGAINST ME IN A COURT OF LAW. WD
- 3) I HAVE THE RIGHT TO TALK TO A LAWYER FOR ADVICE BEFORE ASKED ANY QUESTIONS AND TO HAVE HIM OR HER PRESENT WITH ME DURING QUESTIONING. WD
- 4) IF I HAVE NO MONEY FOR LAWYER'S FEES, THE COURT WILL APPOINT ONE TO REPRESENT ME WITHOUT COST TO ME IF I WISH. WD
- 5) IF I DECIDE TO ANSWER QUESTIONS NOW WITHOUT A LAWYER PRESENT, I WILL STILL HAVE THE RIGHT TO STOP ANSWERING QUESTIONS AT ANY TIME. I ALSO HAVE THE RIGHT TO STOP ANSWERING QUESTIONS AT ANYTIME UNTIL I TALK WITH A LAWYER. WD

I HAVE READ THIS STATEMENT OF MY RIGHTS AND I UNDERSTAND WHAT MY RIGHTS ARE. WD I MAKE THE FOLLOWING STATEMENT:

WE WERE RIDING AROUND OUT OF MONEY AND I DIDN'T KNOW WHAT TO DO. CAROLAN wanted to stop and leave us and I SAID I WAS GOING TO MEET RUSBY DELAY FOR THE MONEY FOR THE CAMPER. THAT WAS DA L.I.E, SHE WAS LEAVING on way AND I LOST MY HEAD I WENT INTO THE STORE, AND GOT A COKE AND PULLED MY KNIFE AND ASKED THE LADY TO OPEN THE REGISTER SHE SCREAMED, AND I JUMPED OVER THE COUNTER, AND GRABED THE REGISTER.

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Notary Public

Reed L. M. Ret  
Person giving Statement

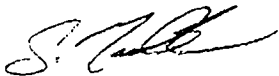
Aug 2 2009  
Date

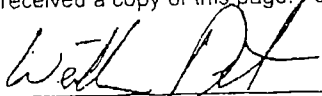
## VOLUNTARY STATEMENT

Page 2 of 2 pages.

I ran out of the store and car was had got  
 into the DRIVER seat AND LEFT I  
 RAN INTO THE WOODS AND I SAW CAROL  
 pull up and I tried to get into the  
 car she pulled off I felt and  
 the money went every where I grabbed  
 the money and ran into the woods  
 I HIDE under a tarp and then  
 DROVE A house. I waited a few hours  
 and started walking down the ROAD to  
 Glenn ROAD got some CRACK and started  
 walking towards the house got a RIDE  
 to get on ROAD the tracks and walked to  
 the house "Dope Dealer gave me a RIDE"  
 I went to the house CAROL told me to get  
 out as she was calling the Law and I  
 pleaded with her we DECIDED what happens  
 I gave her the money and it wasn't long  
 after the Law showed up I knew it  
 was over to them the Dope Dealer the Dealer was  
 no RIDE in the closet AND when I was apprehended

I have read this page, initialed corrections or changes, if any, and received a copy of this page. I certify that the facts contained herein are true and correct to the best of my knowledge



  
 Signature of person giving voluntary statement

# Memo

**To:** Mr. Deaton  
**From:** Takesha Brown, M. A.  
**Date:** January 19, 2010  
**CC:** file  
**Re:** Sick Call 1-17-10

---

Per your request your diagnosis, based on the symptoms you reported, are:

- 1) Polysubstance Dependency (Crack, Pain Medication, Marijuana and Alcohol)
- 2) Depression NOS
- 3) Anxiety Disorder NOS –PTSD vs. Generalized Anxiety Disorder

The medications, which address symptoms you reported, currently consist of:

- 250<sup>mg</sup> Trazadone is for depression and sleep.  
.01<sup>mg</sup> Clonidine is for anxiety and nightmares.  
75<sup>mg</sup> Remeron is for depression and anxiety.  
60<sup>mg</sup> Paxil is replacing Elavil due to your reports of continued Panic Attacks.  
100<sup>mg</sup> Elavil has been discontinued.

You will be seen when Dr. Cherry is scheduled to see F Pod.

If you have any further questions, please let us know Thank You,

Takesha Brown, M.A. *TB*

09/14/2009 Page 1 of 26

ARREST WARRANT

I-320437

STATE OF SOUTH CAROLINA  
 County/  Municipality of  
SWANSEA

THE STATE  
against



WILLIAM PATRICK REESE DEATON

Address: WEST COLUMBIA SC 29172

Phone: \_\_\_\_\_ SSN: \_\_\_\_\_

Sex: M Race: W Height: 5-9 Weight: 125

DL State: SC DL#: \_\_\_\_\_

JOB: \_\_\_\_\_ Agency ORI#: SC0321200

Prosecuting Agency: SWANSEA POLICE DEPARTMENT

Prosecuting Officer: LT. WILLIAM BENNETT

Offense: BURGLARY 1ST DEGREE

Offense Code: 0079

Code/Ordinance Sec: 16-11-0311

This warrant is CERTIFIED FOR SERVICE in the

County/  Municipality of

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

Signature of Judge (L.S.)

Date: \_\_\_\_\_

RETURN

A copy of this arrest warrant was delivered to defendant WILLIAM PATRICK REESE DEATON on 08/04/2009

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:  
SWANSEA MUNICIPAL COURT  
PO BOX 429  
SWANSEA, SC 29160  
803-568-3366

STATE OF SOUTH CAROLINA

County/  Municipality of  
SWANSEA

AFFIDAVIT

Form Approved by  
S.C. Attorney General  
July 26, 1990  
SCCA 518

Personally appeared before me the affiant W. H. BENNETT who being duly sworn deposes and says that defendant WILLIAM PATRICK REESE DEATON did within this county and state on 07/19/2009 to 07/19/2009 violate the criminal laws of the State of South Carolina (or ordinance of  County/  Municipality of SWANSEA) in the following particulars:

DESCRIPTION OF OFFENSE: 16-11-0311 / BURGLARY 1ST DEGREE

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 7-19-2009 BETWEEN THE HOURS OF 0945 AND 1245, THE DEFENDANT DID UNLAWFULLY ENTER A DWELLING LOCATED AT 2109 HEARTSEASE RD IN THE TOWN OF SWANSEA, LEXINGTON COUNTY. THE DEFENDANT DID TAKE TWO FIREARMS AND SOME JEWELRY FROM THE DWELLING. THE DEFENDANT THEN PAWNED SOME OF THE ITEMS ON 7-20-2009 AT PALMETTO GOLD AND PAWN INC. LOCATED AT 1622 AIRPORT BLVD WEST COLA, SC 29172.

Signature of Affiant

STATE OF SOUTH CAROLINA

County/  Municipality of  
SWANSEA

Affiant's Address PO BOX 429  
SWANSEA SC 29160  
Affiant's Telephone 803-568-3366

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER IN 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 07/19/2009 defendant WILLIAM PATRICK REESE DEATON

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

County/  Municipality of SWANSEA) as set forth below:

DESCRIPTION OF OFFENSE: BURGLARY / BURGLARY (AFTER JUNE 20, 1985) - FIRST DEGREE

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 the 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 08/03/2009

WILLIAM G. SHOCKLEY (L.S.)

Judge Code: JUDGE

Judge's Address 500 CHARLIE RAST RD  
SWANSEA SC 29160

Judge's Telephone 803-568-3366

Issuing Court:  Magistrate  Municipal  Circuit

AUDIT COPY

Case: 09-0259

RECEIVED  
OCT 17 2009  
SC Court of Appeals

09-0259

# INCIDENT REPORT SUPPLEMENTAL

Page #: 1

STATE vs. 09-0259 WILLIAM PATRICK REESE DEATON  
(Full Name of Arrested) (Alias)

OFFENSE: 16-11-0312 - 0080 BURGLARY 2ND DEGREE

DATE OF OFFENSE: 07/19/2009

ADDRESS OF ACCUSED: 118 SHERATON LN / WEST COLUMBIA, SC 29172  
(Street, City, etc.)

LOCATION OF OFFENSE: 2109 HEARTSEASE RD  
(Street, Highway, Land, etc.)

ARRESTED: YES IF ARRESTED: 0800 08/03/2009 LCDC  
(Time, Date, Place)

ARRESTING OFFICER: LT WILLIAM BENNETT

WARRANT: YES JAIL: YES LCDC BOND: NO  
(If Yes, Where)

BONDSMAN: \_\_\_\_\_ (Name and Address)

ATTORNEY FOR ACCUSED: \_\_\_\_\_ (If Known)

PHYSICAL EVIDENCE: \_\_\_\_\_ (Gun, Knife, Goods, Fingerprints, Blood, Footprints, etc.)

POSSESSION OF EVIDENCE: \_\_\_\_\_ (Who found / Where kept)

WERE TESTS MADE ON EVIDENCE: NO BY WHOM: \_\_\_\_\_

REPORT: \_\_\_\_\_

Officer: PD13 Date Entered/Changed: 08/03/2009 Reviewer: Review Date:

DETAILED STATEMENT OF INVESTIGATION: ON 7-31-2009 LT. BENNETT LEARNED THROUGH HIS INVESTIGATION THAT A POSSIBLE SUBJECT COULD BE WILLIAM DEATON OF 118 SHERATON LN WEST COLUMBIA, SC 29172. SGT BENNETT LEARNED THAT THE SUBJECT HAD BROKEN INTO SEVERAL HOUSES OF HIS FAMILY MEMBERS. THE SUBJECT IS A NEPHEW OF THE VICTIM. THIS WOULD MAKE SENSE SINCE WHOEVER BROKE INTO THE VICTIM'S RESIDENCE KNEW WHERE EVERYTHING WAS AT. THE VICTIM ALSO STATED THAT HE SAW THE SUBJECT RIDE BY THE HOUSE BEFORE HE LEFT FOR CHURCH.

ON 8-3-2009 LT. BENNETT INTERVIEWED THE SUBJECT AT LCDC. THE SUBJECT HAD BEEN ARRESTED BY PINE RIDGE POLICE FOR ARMED ROBBERY. LT. BENNETT ADVISED THE SUBJECT OF HIS RIGHTS AND THE SUBJECT SIGNED A FORM AGREEING TO TALK WITH LT. BENNETT. ~~THE SUBJECT DID ADMIT TO TAKING THE GUNS FROM THE HOUSE, HOWEVER HE STATED THAT HE DIDN'T TAKE ANY JEWELRY.~~ THE SUBJECT TOLD LT. BENNETT THAT HE HAD PAWNED THE GUNS AT PALMETTO GOLD AND PAWN LOCATED IN WEST COLUMBIA.

*where's the Form There's none*

LT. BENNETT THEN WENT TO THE PAWN SHOP AND WAS ABLE TO RECOVER THE RIFLE AND SOME OF THE JEWELRY. THE PAWN SHOP OWNER DID PROVIDE LT. BENNETT WITH A COPY OF THE PAWN TICKETS THAT SHOWED THAT THE SUBJECT DID PAWN THE ITEMS ON JULY 20, 2009. THE PAWN SHOP DID NOT HAVE ANY OF THE OTHER ITEMS WHICH WERE TAKEN FROM THE I/L.

WARRANTS WILL BE ISSUED ON THE SUBJECT FOR BURGLARY 2ND DEGREE

AGENCY I.D.  
SC0321200

SWANSEA POLICE DEPARTMENT  
INCIDENT REPORT

CASE NUMBER

NCIC

09 - 0259

INCIDENT TYPE				COMPLETED	FORCED ENTRY	PREMISE TYPE	UNITS ENTERED	TYPE VICTIM
1. 220 - BURGLARY / BREAKING & ENTERING				<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	20		<input checked="" type="checkbox"/> Individual <input type="checkbox"/> Business <input type="checkbox"/> Financial Inst. <input type="checkbox"/> Government <input type="checkbox"/> Relig. Orgn. <input type="checkbox"/> Soc./Public <input type="checkbox"/> Other <input type="checkbox"/> Unknown <input type="checkbox"/> Police Off.
2.				<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO			
3.				<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO			

INCIDENT LOCATION (SUBDIVISION, APARTMENT AND NUMBER, STREET NAME AND NUMBER)  
2109 HEARTSEASE RD, SWANSEA SC

ZIP CODE: 29160 WEAPON TYPE:

INCIDENT DATE	24 HR. CLOCK	TO	DATE	24 HR. CLOCK	DISP. DATE	DISP. TIME	TIME ARRIVED	DEPART. TIME	LOCATION NO.
07/19/2009	0945		07/19/2009	1245	//				04

COMPLAINANT'S NAME (LAST, FIRST, MIDDLE): CAPPS, WILLIAM JAMES

RELATIONSHIP TO SUBJECT: #1 RU #2 #3

RESIDENT:  SOU RACE: W SEX: M AGE: 61 ETH: N DAYTIME PHONE: (803) 568-5214 H B EVENING PHONE: H B

CITY: SWANSEA STATE: SC ZIP CODE: 29160 LOCATION NO.: 04

VICTIM'S NAME (LAST, FIRST, MIDDLE): CAPPS, WILLIAM JAMES

RELATIONSHIP TO SUBJECT: #1 #2 #3

RESIDENT:  SOU RACE: W SEX: M AGE: 61 ETH: N DAYTIME PHONE: (803) 568-5214 H B EVENING PHONE: H B

HEIGHT: 6-2 WEIGHT: 185 HAIR: GRY EYES: HAZ FACIAL HAIR, SCARS, TATOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.

ADDRESS: 2109 HEARTSEASE RD CITY: SWANSEA STATE: SC ZIP CODE: 29160 LOCATION NO.: 04

VISIBLE INJURY (VICT. 1)  YES  NO EXPLAIN --

VICTIM (NO. 1) USING: ALCOHOL:  YES  NO  UNK. DRUGS:  YES  NO  UNK.

TWO-MAN VEH.  ONE-MAN VEH.  DETECTIVE/SPLASMT.  OTHER  ALONE  ASSISTED

J - This Jurisdiction S - State O - Out of State U - Unknown

SUSPECT SUBJECT NAME (LAST, FIRST, MIDDLE): DEATON, WILLIAM PATRICK REESE RACE: W SEX: M AGE: 40 ETH: N DATE OF BIRTH: 01/23/1969 HEIGHT: 5-9 WEIGHT: 125 HAIR: BRO EYES: HAZ

RUNAWAY FACIAL HAIR, SCARS, TATOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.

WANTED

ARREST ADDRESS: 118 SHERATON LN CITY: WEST COLUMBIA STATE: SC ZIP CODE: 29172 LOCATION NO.:

JAIL SUBJECT (NO. 1) USING: ALCOHOL:  YES  NO  UNK. ARRESTED NEAR OFFENSE SCENE:  YES  NO DATE/TIME OF OFFENSE: 07/19/2009 0945 DATE/TIME OF ARREST: 08/03/2009 0800

SUMMONS DRUGS:  YES  NO  UNK. TYPE: TOTAL # ARRESTED: 1

REF TO LCSD REPORT NUMBER 09065632. REPORT ORIGINAL DONE BY LCSD. TRANSFERRED OVER TO SWANSEA POLICE DEPARTMENT.

THE VICTIM STATES THAT HE HAD LEFT FOR CHURCH OUT THE BACK DOOR. THE VICTIM STATES THAT HE LOCKED THE BACK DOOR. THE VICTIM RETURNED FROM CHURCH TO FIND THAT HIS BACK DOOR WAS UNLOCKED. THE VICTIM STATES THAT AN UNKNOWN SUBJECT ENTERED HIS HOUSE AND STOLE THE FOLLOWING ITEMS:

- \$80 WORTH OF CHANGE
- SILVER BUTTERFLY NECKLACE EV-\$600
- SILVER CHAIN BRACELET WITH SAMANTHA JOESPH ENGRAVED ON IT EV-\$180
- GOLD MARQUIS DIAMOND RING AND WEDDING BAND WRAP EV-\$1500
- SILVER CHARM NECKLACE EV-\$250
- SILVER AND GOLD HOOP EARRINGS EV-\$80
- 2 GOLD CHAINS EV-\$420
- REMINGTON 700 BOLT ACTION EV-\$450
- BROWNING 10 GAUGE EV-\$600

THERE WAS NO DAMAGE DONE TO THE DOOR. AN ATTEMPT TO PROCESS THE SCENE FOR LATENT PRINTS PRODUCED NEGATIVE RESULTS. NOTHING FURTHER AT THIS TIME.

P R O P E R T Y	TYPE (GROUP)	JURISDICTION OF THEFT LAW ENFORCEMENT AGENCY			JURISDICTION OF RECOVERY LAW ENFORCEMENT AGENCY			TOTAL VALUE
		13-Firearms	17-Jewelry/Preciou	20-Money	SWANSEA	SWANSEA	SWANSEA	
	Burned							
	Count./Forged							
	Dest./Damaged							
	Recovered	450.00	80.00					
	Seized							530.00
	Stolen	1050.00	3590.00	80.00				
	Unknown --							4720.00

SUBJECT IDENTIFIED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	SUBJECT LOCATED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	<input type="checkbox"/> ACTIVE <input type="checkbox"/> ADM. CLOSED	<input type="checkbox"/> UNFOUNDED	<input type="checkbox"/> ARRESTED UNDER 18	<input checked="" type="checkbox"/> ARRESTED 18 AND OVER	<input type="checkbox"/> EX-CLEAR UNDER 18	<input type="checkbox"/> EX-CLEAR 18 AND OVER
REASON FOR EXCEPTIONAL CLEARANCE: 1. <input type="checkbox"/> OFFENDER DEATH 2. <input type="checkbox"/> NO PROSECUTION 3. <input type="checkbox"/> EXTRADITION DENIED 4. <input type="checkbox"/> VICTIM DECLINES COOPERATION 5. <input type="checkbox"/> JUVENILE - NO CUSTODY							
REPORTING OFFICER(S)	DATE	UNIT NUMBER	APPROVING OFFICER	DATE	UNIT NUMBER		
SGT WILLIAM BENNETT	07/21/2009	601	CHIEF CLIFTON F. HAYES	07/21/2009	600		
LCSD	07/19/2009	524	FOLLOW-UP INVESTIGATION OFFICER				
			<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO SGT WILLIAM BENNETT	07/22/2009			

# INCIDENT REPORT SUPPLEMENTAL

Page #: 1

STATE vs. 09-0259 WILLIAM PATRICK REESE DEATON  
(Full Name of Arrested) (Alias)

OFFENSE: 16-11-0312 - 0080 - BURGLARY 2ND DEGREE

DATE OF OFFENSE: 07/19/2009

ADDRESS OF ACCUSED: 118 SHERATON LN / WEST COLUMBIA, SC 29172  
(Street, City, etc.)

LOCATION OF OFFENSE: 2109 HEARTSEASE RD  
(Street, Highway, Land, etc.)

ARRESTED: YES IF ARRESTED: 0800 08/03/2009 LCDC  
(Time, Date, Place)

ARRESTING OFFICER: LT WILLIAM BENNETT

WARRANT: YES JAIL: YES LCDC BOND: NO  
(If Yes, Where)

BONDSMAN: \_\_\_\_\_  
(Name and Address)

ATTORNEY FOR ACCUSED: \_\_\_\_\_  
(If Known)

PHYSICAL EVIDENCE: \_\_\_\_\_  
(Gun, Knife, Goods, Fingerprints, Blood, Footprints, etc.)

POSSESSION OF EVIDENCE: \_\_\_\_\_  
(Who found / Where kept)

WERE TESTS MADE ON EVIDENCE: NO BY WHOM: \_\_\_\_\_

REPORT: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Officer: PD13 Date Entered/Changed: 08/03/2009 Reviewer: \_\_\_\_\_ Review Date: \_\_\_\_\_

DETAILED STATEMENT OF INVESTIGATION: ON 7-31-2009 LT. BENNETT LEARNED THROUGH HIS INVESTIGATION THAT A POSSIBLE SUBJECT COULD BE WILLIAM DEATON OF 118 SHERATON LN WEST COLUMBIA, SC 29172. SGT BENNETT LEARNED THAT THE SUBJECT HAD BROKEN INTO SEVERAL HOUSES OF HIS FAMILY MEMBERS. THE SUBJECT IS A NEPHEW OF THE VICTIM. THIS WOULD MAKE SENSE SINCE WHOEVER BROKE INTO THE VICTIM'S RESIDENCE KNEW WHERE EVERYTHING WAS AT. THE VICTIM ALSO STATED THAT HE SAW THE SUBJECT RIDE BY THE HOUSE BEFORE HE LEFT FOR CHURCH.

ON 8-3-2009 LT. BENNETT INTERVIEWED THE SUBJECT AT LCDC. THE SUBJECT HAD BEEN ARRESTED BY PINE RIDGE POLICE FOR ARMED ROBBERY. ~~LT. BENNETT ADVISED THE SUBJECT OF HIS RIGHTS AND THE SUBJECT SIGNED A FORM AGREEING TO TALK WITH LT. BENNETT. THE SUBJECT DID ADMIT TO TAKING THE GUNS FROM THE HOUSE, HOWEVER HE STATED THAT HE DIDN'T TAKE ANY JEWELRY.~~ THE SUBJECT TOLD LT. BENNETT THAT HE HAD PAWNED THE GUNS AT PALMETTO GOLD AND PAWN LOCATED IN WEST COLUMBIA.

*Where's the Form there's not one*

LT. BENNETT THEN WENT TO THE PAWN SHOP AND WAS ABLE TO RECOVER THE RIFLE AND SOME OF THE JEWELRY. THE PAWN SHOP OWNER DID PROVIDE LT. BENNETT WITH A COPY OF THE PAWN TICKETS THAT SHOWED THAT THE SUBJECT DID PAWN THE ITEMS ON JULY 20, 2009. THE PAWN SHOP DID NOT HAVE ANY OF THE OTHER ITEMS WHICH WERE TAKEN FROM THE I/L.

WARRANTS WILL BE ISSUED ON THE SUBJECT FOR BURGLARY 2ND DEGREE.

William Deaton # 340130

ADMAN C.I. B4-8B

4556 Broad River Road

Columbia, S.C. 29210

McLatt Case No. 2016-001883

SCDC

OCT 16 2018

MAIL ROOM



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SC Court of Appeals

ATTN: Jenny Kitchings  
S.C. Court of Appeals

1220 Senate Street

Columbia, S.C. 29201