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Aug 30 2021

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Charleston County
Honorable R. Markley Dennis, Jr., Circuit Court Judge
Appellate Case No. 2020-000088

THE STATE,

Respondent,

vs.

ANTONIO ORLANDO SIMMONS,

Appellant.

SUPPLEMENTAL RECORD ON APPEAL

VICTOR R. SEEGER
Appellate Defender

ALAN WILSON
Attorney General

S.C. Commission on Indigent Defense
Division of Appellate Defense
Post Office Box 11589
Columbia, SC 29211
(803) 734-1330

MARK R. FARTHING
Senior Assistant Attorney General

Post Office Box 11549
Columbia, SC 29211
(803) 734-3727

ATTORNEY FOR APPELLANT

SCARLETT A. WILSON
Solicitor, Ninth Judicial Circuit

101 Meeting Street, Suite 400
OT Wallace Building
Charleston, SC 29401
(843) 958-1900

ATTORNEYS FOR RESPONDENT

SUPP. R. i

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ARREST WARRANT

2014A1010201854

STATE OF SOUTH CAROLINA

County/ Charleston Municipality of

THE STATE against

Antonio Orlando Simmons

Address: [Redacted] Phone: [Redacted] SSN: [Redacted] Sex: [Redacted] Race: B Height: 5 8 Weight: 150 DL State: SC DL #: [Redacted] Agency ORI #: SC0100000

Prosecuting Agency: Charleston County Sheriff Prosecuting Officer: W. Muirheid - 0190 Offense: Robbery / Armed Robbery, robbery while armed or allegedly armed with a 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 the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant on

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions Charleston County Judicial Center 100 Broad Street, Suite 106 Charleston, SC 29401

ORIGINAL

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STATE OF SOUTH CAROLINA County/ Charleston Municipality of

AFFIDAVIT

ORIGINAL

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

Personally appeared before me the affiant W. Muirheid who being duly sworn deposes and says that defendant Antonio Orlando Simmons did within this county and state on or about 1/12/2014 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Charleston) in the following particulars:

DESCRIPTION OF OFFENSE: Robbery / Armed Robbery, robbery while armed or allegedly armed with a 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:

SEE ATTACHED

Signature of Affiant

STATE OF SOUTH CAROLINA County/ Charleston Municipality of

Affiant's Address 3505 Pinehaven Drive Charleston, SC 29405- Affiant's Telephone (843)202-1700

ARREST WARRANT

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

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

on or about 1/12/2014 defendant Antonio Orlando Simmons did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Charleston) 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 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

Signature of Issuing Judge Alvin Earl Bligen Judge Code: 5536

(L.S.)

Judge's Address 3870 Leeds Avenue, Suite 106 North Charleston, SC 29405-7469 Judge's Telephone (843)746-9822

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

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BAIL set by

Judge Boedwin
on 4-12-14

TYPE and Amount: NO BOND

Name of Surety: _____

PRELIMINARY HEARING held by _____

SUPP

Defendant Attorney: _____

Decision: _____

DISPOSITION before _____

Judge _____

on _____

by _____ (indicate jury trial, bench trial, plea, not pros., etc.)

Disposition: _____

Sentence: _____

JURORS

WITNESSES

Name: _____
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CODEPENDANTS



FILED

2014 APR 24 PM 12:10

JULIE J. ARMSTRONG
CLERK OF COURT

COUNTY OF CHARLESTON

Personally appeared before me, a magistrate of this County, one W. Muirheid who first being duly sworn, deposes and says that

ANTONIO ORLANDO SIMMONS

did within this County and State on January 12, 2014 violate the criminal laws of the State of South Carolina in the following particulars:

**ARMED ROBBERY
16-11-330**

The affiant states there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

That on January 12, 2014 while at 2407 Ashley River Road Charleston, SC 29407 (Circle K) in County of Charleston and State of South Carolina, one, **ANTONIO ORLANDO SIMMONS**, did commit the offense of **ARMED ROBBERY** in violation of section **16-11-330** of the South Carolina Code of Laws of 1976, as amended. In that the defendant did willfully, unlawfully and feloniously, while acting in concert with at least one other party, did steal money and cigarettes from Circle K and was armed with a firearm, depriving the victim employees of the ability to move freely.

Facts to establish the aforesaid are that on January 12, 2014 CCSO Deputies responded to the incident location in reference to an armed robbery to the business. Law enforcement came to the scene and surveillance video was obtained from the security system and viewed by Detective Muirheid. The defendant is seen in the video wearing green coveralls, a camouflage hooded shirt, one latex glove, one cloth glove with a rubber palm, black and white shoes with a distinct thick white sole and clothing covering his face. The defendant was clearly armed with a long barrel revolver and was holding it in his left hand. The employee working at the time described the defendant as being a shorter black male and explained the second offender was taller. Through video Detective Muirheid observed the masked gunman point the revolver at the employee and stealing money.

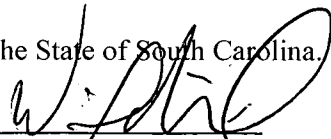
Detective Muirheid recived an anonymous tip advising that the defendant was possibly responsible for the armed robbery Through investigation Detective Muirheid discovered that Simmons' stature (height and weight) was consistent with what was viewed on the surveillance video. Detective Muirheid compared video footage from an armed robbery in Charleston Police Department jurisdiction at 106 Main Road Johns Island, SC (Kangaroo) that took place on January 13, 2014 (one night after the armed robbery at Circle K) to the Circle K armed robbery video evidence and a video interview with the defendant that Charleston City Police conducted on January 23, 2014. Detective Muirheid discovered that Simmons is wearing shoes during the interview that appear to be identical to the shoes worn by the suspect in both armed robberies.

On April 11, 2014 the defendant was shown still photographs from the surveillance video at the Circle K and Kangaroo armed robberies and advised post miranda that he was the person in the photographs. Thus confessing that he was the suspect that was possessing the firearm during the armed robbery to Detectives Alexander and Muirheid.

All this was done against the form of the Statute and against the peace and dignity of the State of South Carolina.

Sworn to and Subscribed before me
this 11th day of Apr,
2014.

Signature of Judge



Detective W. Muirheid
3505 Pinehaven Dr
North Charleton, SC 29405
(843) 308-7315

ARREST WARRANT

4 2014A1010201855

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

THE STATE

against

Antonio Orlando Simmons

Address:

Phone: SSN: Sex: Race: B Height: 5 8 Weight: 150

DL #: SC Agency ORI #: SC0100000

Prosecuting Agency: Charleston County Sheriff

Prosecuting Officer: W. Muirheid - 0190

Offense: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

Offense Code: 0549

Code/Ordinance Sec: 16-23-0490

This warrant is CERTIFIED FOR SERVICE in the

County/ Municipality of

The accused

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

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant on

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions Charleston County Judicial Center 100 Broad Street, Suite 106 Charleston, SC 29401

ORIGINAL

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STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Personally appeared before me the affiant W. Muirheid

being duly sworn deposes and says that defendant Antonio Orlando Simmons

did within this county and state on or about 1/12/2014 violate the criminal laws of the

State of South Carolina (or ordinance of County/ Municipality of Charleston)

in the following particulars:

DESCRIPTION OF OFFENSE: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

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:

SEE ATTACHED

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Affiant's Address 3505 Pinehaven Drive

Charleston, SC 29405-

Affiant's Telephone (843)202-1700

ARREST WARRANT

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

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

on or about 1/12/2014 defendant Antonio Orlando Simmons

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

County/ Municipality of Charleston) as set forth below:

DESCRIPTION OF OFFENSE: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

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

Sworn to and subscribed before me

on 4/11/2014

Signature of Issuing Judge

Alvin Earl Bligen

Judge Code: 5536

Judge's Address 3870 Leeds Avenue, Suite 106

North Charleston, SC 29405-7469

Judge's Telephone (843)746-9822

Issuing Court: Magistrate Municipal Circuit

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ORIGINAL

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

AFFIDAVIT

BAIL set by

Judge Boedson
on 4-12-14

Type and Amount: 20,000
Name of Surety: ABC

PRELIMINARY HEARING held by

SUPP

Defendant Attorney:

Decision:

DISPOSITION before

Judge

on

by _____
(indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition:

Sentence:

JURORS

WITNESSES

Name: _____
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Telephone: _____

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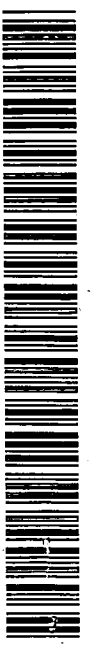
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Name: _____
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Telephone: _____

CODEFENDANTS



FILED

2014 APR 24 PM 12:10

JULIE J. ARMSTRONG
CLERK OF COURT

COUNTY OF CHARLESTON

Personally appeared before me, a magistrate of this County, one W. Muirheid who first being duly sworn, deposes and says that

ANTONIO ORLANDO SIMMONS

did within this County and State on January 12, 2014 violate the criminal laws of the State of South Carolina in the following particulars:

**POSSESSION OF A FIREARM DURING COMMISSION OF A VIOLENT CRIME
16-23-490**

The affiant states there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

That on January 12, 2014 while at 2407 Ashley River Road Charleston, SC 29407 (Circle K) in County of Charleston and State of South Carolina, one, **ANTONIO ORLANDO SIMMONS**, did commit the offense of **POSSESSION OF A FIREARM DURING COMMISSION OF A VIOLENT CRIME** in violation of section **16-23-490** of the South Carolina Code of Laws of 1976, as amended. In that the defendant did willfully, unlawfully and feloniously, while acting in concert with at least one other party, did steal money and cigarettes from Circle K and was armed with a firearm during the commission of the violent crime.

Facts to establish the aforesaid are that on January 12, 2014 CCSO Deputies responded to the incident location in reference to an armed robbery to the business. Law enforcement came to the scene and surveillance video was obtained from the security system and viewed by Detective Muirheid. The defendant is seen in the video wearing green coveralls, a camouflage hooded shirt, one latex glove, one cloth glove with a rubber palm, black and white shoes with a distinct thick white sole and clothing covering his face. The defendant was clearly armed with a long barrel revolver and was holding it in his left hand. The employee working at the time described the defendant as being a shorter black male and explained the second offender was taller. Through video Detective Muirheid observed the masked gunman point the revolver at the employee and stealing money.

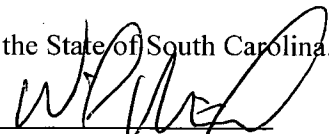
Detective Muirheid recived an anonymous tip advising that the defendant was possibly responsible for the armed robbery Through investigation Detective Muirheid discovered that Simmons' stature (height and weight) was consistent with what was viewed on the surveillance video. Detective Muirheid compared video footage from an armed robbery in Charleston Police Department jurisdiction at 106 Main Road Johns Island, SC (Kangaroo) that took place on January 13, 2014 (one night after the armed robbery at Circle K) to the Circle K armed robbery video evidence and a video interview with the defendant that Charleston City Police conducted on January 23, 2014. Detective Muirheid discovered that Simmons is wearing shoes during the interview that appear to be identical to the shoes worn by the suspect in both armed robberies.

On April 11, 2014 the defendant was shown still photographs from the surveillance video at the Circle K and Kangaroo armed robberies and advised post miranda that he was the person in the photographs. Thus confessing that he was the suspect that was possessing the firearm during the armed robbery to Detectives Alexander and Muirheid.

All this was done against the form of the Statute and against the peace and dignity of the State of South Carolina.

Sworn to and Subscribed before me
this 11th day of Apr,
2014.

Signature of Judge



Detective W. Muirheid
3505 Pinehaven Dr
North Charleton, SC 29405
(843) 308-7315

ARREST WARRANT

2014A1010900193

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

THE STATE

against

Antonio Orlando Simmons

Address:

Sex: M Race: B Height: 5 7 Weight: 155

DL State: SC DL #:

Agency ORI #: SC0100100

Prosecuting Agency: Charleston City Police Department

Prosecuting Officer: Cheryl Fulton - 0695

Offense: Robbery / Armed Robbery, robbery while armed or allegedly armed with a 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 the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant Antonio Simmons on 4/11/14

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions Charleston County Judicial Center 100 Broad Street, Suite 106 Charleston, SC 29401

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Personally appeared before me the affiant Cheryl Fulton

being duly sworn deposes and says that defendant Antonio Orlando Simmons did within this county and state on or about 3/13/2014 violate the criminal laws of the

State of South Carolina (or ordinance of County/ Municipality of Charleston) in the following particulars:

DESCRIPTION OF OFFENSE: Robbery / Armed Robbery, robbery while armed or allegedly armed with a 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:

SEE ATTACHED AFFIDAVIT

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Affiant's Address 180 Lockwood Blvd.

Charleston, SC 29403-

Affiant's Telephone (843)577-7434

ARREST WARRANT

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

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

on or about 3/13/2014 defendant Antonio Orlando Simmons

did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Charleston) 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 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 4/11/2014

Signature of Issuing Judge Ellen S. Steinberg (L.S.)

Ellen S Steinberg

Judge Code: 7280

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11

Charleston, SC 29417-1861

Judge's Telephone (843)766-6531

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

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

AFFIDAVIT

BAIL set by

WITNESSES

00 Baldwin
on 4/12/14

Time and Amount: NO BOND
No. of Surety:

PRELIMINARY HEARING held by

JUDGE
CLERK
on

Defendant Attorney:

Decision:

DISPOSITION before

Judge

on

by

(Indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition:

Sentence:

JURORS

Name: _____
Address: _____

Telephone: _____

Name: _____
Address: _____

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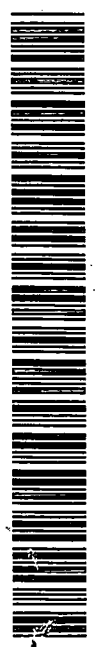
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CODEFENDANTS



FILED

2014 APR 24 PM 12:11

JULIE J. ARMSTRONG
CLERK OF COURT

Charleston Police Department

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

AFFIDAVIT

Personally appear before me, a magistrate of this county one, Det. C. Fulton who first being duly sworn deposed and says that, Antonio Orlando Simmons, did within this county and state on the March 13th, 2014 violate the criminal laws of the State of South Carolina in the following particular:

DESCRIPTION OF OFFENSE

Armed Robbery
16-11-330

The affiant states there is probable cause to believe that the defendant named did commit the crime set forth and that such probable cause is based on the following facts:

On March 13, 2014 at approximately 0220hrs, while at McDonald's (2007 Magwood Dr.) in the City and County of Charleston, SC, the above named defendant, Antonio Orlando Simmons, did knowingly, willingly, and unlawfully violate section 16-11-330 of the South Carolina Code of Laws, Armed Robbery, to wit:

The defendant, acted in concert with additional suspects entered the McDonald's restaurant, armed with a firearm, and robbed the business of an undisclosed amount of money. Suspect #1 was described as carrying a firearm similar to a Tec-9 in his left hand, black male, approximately 5'6", small statured, wearing a dark in color ski mask over his face, blue latex gloves, a dark in color sweatshirt, dark pants and dark shoes. The second suspect was described as being approximately 5'10" in height, wearing blue latex gloves, and wearing black in color shoes with red soles and red laces. The suspects demanded that the employees open the registers and safe. The suspects then fled together.

Beginning on January 17th, 2014 to present there have been numerous open armed robbery investigations that are similar in modus operandi, using a combination of similar clothing, masks, shoes, gloves, and firearms in all of the robberies.

Charleston County detectives had developed the defendant as a suspect in several of the recent open armed robbery investigations. Charleston County Detectives obtained a lawful search warrant on his cell phone and the results were analyzed. Cell phone records show the defendant's cell phone [REDACTED], provided by his probation agent, was in the area of the McDonald's on the date of the incident and numerous cell phone calls made were to cell phone number [REDACTED], determined to be the codefendant, Feraud Lemon's, cell phone.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 11 DAY OF April 2014

Cheryl Fulton
AFFIANT

180 Lockwood Blvd.
Charleston, SC 29403
843-577-7434

Ellen S. Steinberg (L.S.)
SIGNATURE OF JUDGE

COMPLAINT # 14-03896

WARRANT #

INVESTIGATING OFFICER: Det.C. Fulton

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

Pg. 2 of 2
SUPP. R. 10

AFFIDAVIT

On April 6th 2014, Lemon was stopped while driving SC Tag: [REDACTED], in the area of 1985 Ashley River Rd. which is within the area and time frame of the aforementioned armed robbery incidents. During the traffic stop, two passengers fled from the vehicle. Lemon remained in the driver's seat, and provided his cell phone number to officers as [REDACTED]. During a consensual search of the vehicle a pair of gloves was located in the back seat.

Patrol canvassed the area and located the defendant, walking in the area of 1812 Sam Rittenberg Blvd., which is in the area of the traffic stop and his cell phone records show him speaking with Lemon before and after the traffic stop. A subsequent search of the wooded area where the two suspects fled was conducted. A CPD bomb K9 located gloves and two handguns in the wooded area, one of which is a brown, rusty Glock semi-auto handgun, consistent with one of the handguns used during this robbery incident. These firearms were located in the immediate area where the two suspects were seen fleeing into the woods.

Charleston County detectives executed a search warrant at the listed residence of Antonio Simmons, at [REDACTED] and located a pair of black shoes with red soles and laces, matching the description and tread of the shoes used in the robbery.

The above mentioned facts are true and believable based upon the statements of the victims, the video surveillance, the evidence located, the defendant's phone records, and the investigation of the City of Charleston Police Department.

SWORN TO AND SUBSCRIBED before me
this 11 day of April, 2014
Allen S. Stanley (L.S.)
Signature of Issuing Judge

Cheryl Fulton

Signature of Affiant

180 Lockwood Blvd
Charleston, SC 29403
843-720-3036

COMPLAINT #14-03896
WARRANT #
INVESTIGATING OFFICER: Det. C. Fulton

ARREST WARRANT

2014A1010900194

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

THE STATE

against

Antonio Orlando Simmons

Address:
Phone:
Sex: Race: B Height: 5 7 Weight: 155
DL State: SC DL #:
Agency ORI #: SC0100100
Prosecuting Agency: Charleston City Police Department
Prosecuting Officer: Cheryl Fulton - 0695
Offense: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death
Offense Code: 0549
Code/Ordinance Sec: 16-23-0490

This warrant is CERTIFIED FOR SERVICE in the

County/ Municipality of

The accused

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

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant: Antonio Simmons on 4-12-14

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
Charleston County Judicial Center
100 Broad Street, Suite 106
Charleston, SC 29401

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Personally appeared before me the affiant Cheryl Fulton who

being duly sworn deposes and says that defendant Antonio Orlando Simmons

did within this county and state on or about 3/13/2014 violate the criminal laws of the

State of South Carolina (or ordinance of County/ Municipality of Charleston)

in the following particulars:

DESCRIPTION OF OFFENSE: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

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:

SEE ATTACHED AFFIDAVIT

Signature of Affiant

Cheryl Fulton

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Affiant's Address 180 Lockwood Blvd.

Charleston, SC 29403-

Affiant's Telephone (843)577-7434

ARREST WARRANT

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

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

on or about 3/13/2014 defendant Antonio Orlando Simmons

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

County/ Municipality of Charleston) as set forth below:

DESCRIPTION OF OFFENSE: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

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

Sworn to and subscribed before me

on 4/11/2014

Signature of Issuing Judge Ellen S. Steinberg (L.S.)

Ellen S Steinberg

Judge Code: 7280

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11

Charleston, SC 29417-1861

Judge's Telephone (843)766-6531

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

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

ORIGINAL

AFFIDAVIT

BAIL set by

Judge **Baldwin**

on **4/12/14**

Type and Amount: **100,000**

Name of Surety: **R**

PRELIMINARY HEARING held by

Judge

on

Defendant Attorney:

Defendant

DISPOSITION before

Judge

on

by

(Indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition:

Sentence:

JURORS

WITNESSES

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CODEFENDANTS



FILED

2014 APR 24 PM 12:11

JULIE J. ARMSTRONG
CLERK OF COURT

Charleston Police Department

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

AFFIDAVIT

Personally appear before me, a magistrate of this county one, Det. C. Fulton who first being duly sworn deposed and says that, Antonio Orlando Simmons, did within this county and state on the March 13th, 2014 violate the criminal laws of the State of South Carolina in the following particular:

DESCRIPTION OF OFFENSE

Possession of a Firearm During the Commission of a Violent Crime 16-23-490

The affiant states there is probable cause to believe that the defendant named did commit the crime set forth and that such probable cause is based on the following facts:

On March 13, 2014 at approximately 0220hrs, while at McDonald's (2007 Magwood Dr.) in the City and County of Charleston, SC, the above named defendant, Antonio Orlando Simmons, did knowingly, willingly, and unlawfully violate section 16-23-490 of the South Carolina Code of Laws, Possession of a Firearm During the Commission of a Violent Crime, (Armed Robbery, 16-11-330), of which is considered under statutory law in South Carolina as a violent crime to wit:

The defendant, acted in concert with additional suspects entered the McDonald's restaurant, armed with a firearm, and robbed the business of an undisclosed amount of money. Suspect #1 was described as carrying a firearm similar to a Tec-9 in his left hand, black male, approximately 5'6", small statured; wearing a dark in color ski mask over his face, blue latex gloves, a dark in color sweatshirt, dark pants and dark shoes. The second suspect was described as being approximately 5'10" in height, wearing blue latex gloves, and wearing black in color shoes with red soles and red laces. The suspects demanded that the employees open the registers and safe. The suspects then fled together.

Beginning on January 17th, 2014 to present there have been numerous open armed robbery investigations that are similar in modus operandi, using a combination of similar clothing, masks, shoes, gloves, and firearms in all of the robberies.

Charleston County detectives had developed the defendant as a suspect in several of the recent open armed robbery investigations. Charleston County Detectives obtained a lawful search warrant on his cell phone and the results were analyzed. Cell phone records show the defendant's cell phone [redacted], provided by his probation agent, was in the area of the McDonald's on the date of the incident and numerous cell phone calls made were to cell phone number [redacted], determined to be the codefendant, Feraud Lemon's, cell phone.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 11 DAY OF April 2014

Cheryl Fulton

AFFIANT

180 Lockwood Blvd. Charleston, SC 29403 843-577-7434

Ellen S. Stumby (L.S.) SIGNATURE OF JUDGE

COMPLAINT # 14-03896

WARRANT #

INVESTIGATING OFFICER: Det. C. Fulton

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

Pg. 2 of 2
SUPP. R. 14

AFFIDAVIT

On April 6th 2014, Lemon was stopped while driving SC Tag: [REDACTED] in the area of 1985 Ashley River Rd. which is within the area and time frame of the aforementioned armed robbery incidents. During the traffic stop, two passengers fled from the vehicle. Lemon remained in the driver's seat, and provided his cell phone number to officers as [REDACTED]. During a consensual search of the vehicle a pair of gloves was located in the back seat.

Patrol canvassed the area and located the defendant, walking in the area of 1812 Sam Rittenberg Blvd., which is in the area of the traffic stop and his cell phone records show him speaking with Lemon before and after the traffic stop. A subsequent search of the wooded area where the two suspects fled was conducted. A CPD bomb K9 located gloves and two handguns in the wooded area, one of which is a brown, rusty Glock semi-auto handgun, consistent with one of the handguns used during this robbery incident. These firearms were located in the immediate area where the two suspects were seen fleeing into the woods.

Charleston County detectives executed a search warrant at the listed residence of Antonio Simmons, at [REDACTED], and located a pair of black shoes with red soles and laces, matching the description and tread of the shoes used in the robbery.

Simmons was charged with Armed Robbery and was found to be in possession of a firearm during the robbery.

The above mentioned facts are true and believable based upon the statements of the victims, the video surveillance, the evidence located, the defendant's phone records, and the investigation of the City of Charleston Police Department.

SWORN TO AND SUBSCRIBED before me
this 11 day of April, 2014
Ellen S. [Signature] (L.S.)
Signature of Issuing Judge

[Signature]
Signature of Affiant

180 Lockwood Blvd
Charleston, SC 29403
843-720-3036

COMPLAINT #14-03896
WARRANT #
INVESTIGATING OFFICER: Det. C. Fulton

ARREST WARRANT

15 2014A1010900229

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

THE STATE

against

Antonio Orlando Simmons

Address:

Phone: [redacted] SSN: [redacted]
Sex: M Race: B Height: 5 8 Weight: 150

DL State: SC DL #: [redacted]

DOB: [redacted] Agency ORI #: SC0100100

Prosecuting Agency: Charleston City Police Department

Prosecuting Officer: Officer Tuttle - 1055

Offense: Robbery / Armed Robbery, robbery while armed or allegedly armed with a 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 the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant Antonio Simmons on 04/22/14

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
Charleston County Judicial Center
100 Broad Street, Suite 106
Charleston, SC 29401

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Personally appeared before me the affiant Officer Tuttle / Fulton who being duly sworn deposes and says that defendant Antonio Orlando Simmons did within this county and state on or about 3/23/2014 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Charleston) in the following particulars:

DESCRIPTION OF OFFENSE: Robbery / Armed Robbery, robbery while armed or allegedly armed with a 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:

Signature of Affiant

Cheryl Fulton

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Affiant's Address 180 Lockwood Blvd.
Charleston, SC 29403-
Affiant's Telephone (843)577-7434

Charleston Police
APR 21 2014
M/C Operations

ARREST WARRANT

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

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

on or about 3/23/2014 defendant Antonio Orlando Simmons did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Charleston) 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 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 4/21/2014

Signature of Issuing Judge (L.S.)
Ellen S Steinberg
Judge Code: 7280

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11
Charleston, SC 29417-1861
Judge's Telephone (843)766-6531

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

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

AFFIDAVIT

ORIGINAL

BALL set by

WITNESSES

Judge on **APR 29 2014**

Type and Amount: **NO BAL**

Name of Surety: _____

PRELIMINARY HEARING held by

Judge _____

Defendant Attorney: _____

Decision: _____

DISPOSITION before

Judge _____

on _____

by _____
(indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: _____

Sentence: _____

JURORS

Name: _____
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Telephone: _____

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Telephone: _____

CODEFENDANTS



FILED

2014 MAY -2 PM 12:01

JULIE A. ARNSTROM
CLERK OF COURT

BY

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

AFFIDAVIT

Personally appear before me, a magistrate of this county one, *Det. C Fulton*, who first being duly sworn deposed and says that, Antonio Orlando Simmons, did within this county and state on the March 23, 2014 violate the criminal laws of the State of South Carolina in the following particular:

DESCRIPTION OF OFFENSE

Armed Robbery
16-11-330

The affiant states there is probable cause to believe that the defendant named did commit the crime set forth and that such probable cause is based on the following facts:

That on Sunday, March 23rd, 2014 at approximately 9:50 PM, while at the CVS Pharmacy, located at 1739 Maybank Highway – Suite C, which is within the City and County of Charleston, SC, the above named defendant, Antonio Orlando Simmons, did knowingly, willingly, and unlawfully violate 16-11-330 of the South Carolina Code of Laws, Armed Robbery, to wit:

That on the aforementioned date and time, the defendant (Antonio Simmons), while acting in concert with another suspect, entered the CVS pharmacy while brandishing a firearm. Suspect 1 was described as a black male approximately 5'5", small build, carrying a Tec-9 style firearm with a dominant left hand, wearing a very large fitting black zip-up hoodie, blue latex gloves, knit hat pulled over his face with eyeholes cut out, black pants, black tennis shoes. Suspect 2 was described as a black male between 5'10" to 6'1", skinny to medium build, wearing all black. The two suspects demanded money from the register and safe, then fled the scene together with an undisclosed amount of cash.

The modus operandi and similar description of the suspects in this incident are similar to that of a robbery that occurred on March 13th, 2014, at the McDonalds located at 2007 Magwood Dr., Charleston, SC in that the two suspects' physical descriptions are similar, the facial concealment method and clothing worn by the suspects is similar, the firearm used is distinct and similar, and the hand in which the firearm is held is the same. The defendant, and his codefendant, Feraud Lemon, were developed as persons of interest. Each of their cell phone records place them in the area of the McDonald's, and also show them communicating with one another before and after the robbery. Search warrants were obtained for their residences and specific clothing matching those worn in the McDonald's robbery, including latex gloves, shoes, and knit hats were located.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 21 DAY OF April 2014

Cheryl Fulton

AFFIANT

Charleston Police
180 Lockwood Blvd.
Charleston, SC 29403
843-577-7434

APR 21 2014

Ellen S. Steinberg
SIGNATURE OF JUDGE

(L.S.)

ORIGINAL NCIC Operations

COMPLAINT # 14-04539

WARRANT #

INVESTIGATING OFFICER: Det.E. Tuttle

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

P. 2 of 2
SUPP. R. 18

AFFIDAVIT

On April 6, 2014, the codefendant, Lemon, was stopped while driving in the area of the McDonald's. Two black male passengers fled from the vehicle into the nearby wooded area, while Lemon stayed in the driver's seat. A CPD bomb K9 located two firearms, one being similar to the one used in the McDonald's robbery, were located in the immediate area where the two passengers fled into the woods. An hour later, patrol units stopped Antonio in the area of the traffic stop with mud on his clothing. During a post-Miranda interview, Antonio admitted to his presence in the vehicle during the traffic stop and subsequently fleeing on foot. The two were subsequently arrested and charged with the armed robbery of the McDonald's.

CPD detectives along with Charleston County Sheriff's detectives are working together to solve a number of similar robberies in the Charleston area matching the same modus operandi, physical descriptions, firearms used, and the dominant hand used to carry the firearms. CCSO detectives have also charged Feraud Lemon and Antonio Simmons with multiple armed robberies to businesses in the area with similar M.O.s consistent with the CVS robbery.

Due to Antonio's similar physical description, dominant hand, evidence located in the search warrant of his residence and located after the traffic stop, and his known association with the codefendant, Lemon, whose cell phone places him in the area of the CVS during the robbery, there is probable cause to believe that Antonio committed the armed robbery at the CVS. Furthermore, since Antonio's incarceration on 4-11-14, there have been no further robberies with a similar M.O. and signature suspect description.

The above mentioned facts are true and believable based upon the statements of the victims, the video surveillance of the incident which captured the defendant possessing the firearm and the commission of the crime, the evidence located at the defendant's residence, the defendant's and codefendant's phone records, and the investigations of the Charleston Police Department.

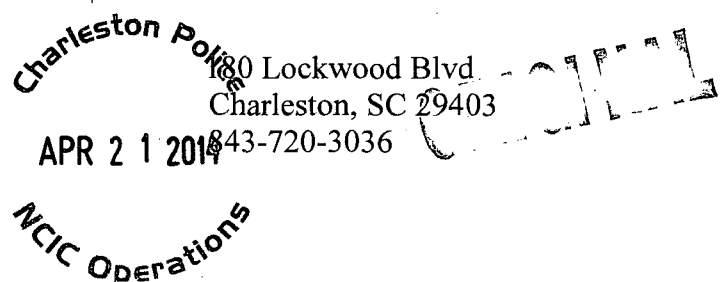
SWORN TO AND SUBSCRIBED before me
this 21 day of April, 2014

Ellen S. Stemberg (L.S.)
Signature of Issuing Judge

COMPLAINT #14-04539
WARRANT #
INVESTIGATING OFFICER: Det. E. Tuttle

Cheryl Fulter

Signature of Affiant



ARREST WARRANT

19 2014A1010900230

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

THE STATE
against

Antonio Orlando Simmons

Address: [Redacted]

Phone: [Redacted] SSN: [Redacted]

Sex: [Redacted] Race: B Height: 5 8 Weight: 150

DL State: SC DL #: [Redacted]

DOB: [Redacted] Agency ORI #: SC0100100

Prosecuting Agency: Charleston City Police Department

Prosecuting Officer: Officer Tuttle - 1055

Offense: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

Offense Code: 0549

Code/Ordinance Sec: 16-23-0490

This warrant is CERTIFIED FOR SERVICE in the County/ Municipality of

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

(L.S.)

Signature of Judge

Date: _____

RETURN

A copy of this arrest warrant was delivered to defendant Antonio Simmons on 4/22/2014

[Signature]
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
Charleston County Judicial Center
100 Broad Street, Suite 106
Charleston, SC 29401

ORIGINAL

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STATE OF SOUTH CAROLINA)

County/ Municipality of)

Charleston)

Personally appeared before me the affiant Officer Tuttle / Fulton who

being duly sworn deposes and says that defendant Antonio Orlando Simmons

did within this county and state on or about 3/23/2014 violate the criminal laws of the

State of South Carolina (or ordinance of County/ Municipality of Charleston)

in the following particulars:

DESCRIPTION OF OFFENSE: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

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:

Signature of Affiant

[Signature]

STATE OF SOUTH CAROLINA)

County/ Municipality of)

Charleston)

Affiant's Address 180 Lockwood Blvd.

Charleston, SC 29403-

Affiant's Telephone (843)577-7434

Charleston Police

APR 21 2014

NCIC Operations

ARREST WARRANT

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

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

on or about 3/23/2014 defendant Antonio Orlando Simmons

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

County/ Municipality of Charleston) as set forth below:

DESCRIPTION OF OFFENSE: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

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

on 4/21/2014

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11
Charleston, SC 29417-1861

Judge's Telephone (843)766-6531

[Signature] (L.S.)
Signature of Issuing Judge

Ellen S Steinberg

Judge Code: 7280 Issuing Court: Magistrate Municipal Circuit

ORIGINAL

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

BAIL set by

LOMBARD

APR 29 2014

Name of Surety: NO BOND

PRELIMINARY HEARING held by

Judge of Defendant Attorney: _____
Disposition: _____

DISPOSITION before

Judge _____
on _____
by _____
(Indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: _____
Sentence: _____

JURORS

WITNESSES

Name: _____
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Telephone: _____

CODEFENDANTS



FILED

2014 MAY -2 PM 12:01

JULIE J. ARMSTRONG
CLERK OF COURT

BY _____

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

AFFIDAVIT

Personally appear before me, a magistrate of this county one, *Det C. Fulton* who first being duly sworn deposed and says that, Antonio Orlando Simmons, did within this county and state on the March 23th, 2014 violate the criminal laws of the State of South Carolina in the following particular:

DESCRIPTION OF OFFENSE

Possession of a Firearm During the Commission of a Violent Crime
16-23-490

The affiant states there is probable cause to believe that the defendant named did commit the crime set forth and that such probable cause is based on the following facts:

That on Sunday, March 23rd, 2014 at about 9:50 PM, while at the CVS Pharmacy, located at 1739 Maybank Highway – Suite C, which is within the City and County of Charleston, SC, the above named defendant, Antonio Orlando Simmons, did knowingly, willingly, and unlawfully violate 16-23-490 of the South Carolina Code of Laws, Poss. Of a Firearm During a Violent Crime, (Armed Robbery, 16-11-330, of which is considered under statutory law in South Carolina as a violent crime), to wit:

That on the aforementioned date and time, the defendant (Antonio Simmons), while acting in concert with another suspect, entered the CVS pharmacy while brandishing a firearm. Suspect 1 was described as a black male approximately 5'5", small build, carrying a Tec-9 style firearm with a dominant left hand, wearing a very large fitting black zip-up hoodie, blue latex gloves, knit hat pulled over his face with eyeholes cut out, black pants, black tennis shoes. Suspect 2 was described as a black male between 5'10" to 6'1", skinny to medium build, wearing all black. The two suspects demanded money from the register and safe, then fled the scene together with an undisclosed amount of cash.

The modus operandi and similar description of the suspects in this incident are similar to that of a robbery that occurred on March 13th, 2014, at the McDonalds located at 2007 Magwood Dr., Charleston, SC in that the two suspects' physical descriptions are similar, the facial concealment method and clothing worn by the suspects is similar, the firearm used is distinct and similar, and the hand in which the firearm is held is the same. The defendant, and his codefendant, Feraud Lemon, were developed as persons of interest. Each of their cell phone records place them in the area of the McDonald's, and also show them communicating with one another before and after the robbery. Search warrants were obtained for their residences and specific clothing matching those worn in the McDonald's robbery, including latex gloves, shoes, and knit hats were located.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 21 DAY OF April 2014

Cheryl Fulton

AFFIANT

180 Lockwood Blvd.
Charleston, SC 29403
843-577-7434

Ellen S. Stenberg (L.S.)
SIGNATURE OF JUDGE

COMPLAINT # 14-04539

WARRANT #

INVESTIGATING OFFICER: Det. E. Tuttle

Charleston Police

APR 21 2014

ORIGINAL
Criminal Operations

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

P. 2 of 2
SUPP. R. 22

AFFIDAVIT

On April 6, 2014, the codefendant, Lemon, was stopped while driving in the area of the McDonald's. Two black male passengers fled from the vehicle into the nearby wooded area, while Lemon stayed in the driver's seat. A CPD bomb K9 located two firearms, one being similar to the one used in the McDonald's robbery, were located in the immediate area where the two passengers fled into the woods. An hour later, patrol units stopped Antonio in the area of the traffic stop with mud on his clothing. During a post-Miranda interview, Antonio admitted to his presence in the vehicle during the traffic stop and subsequently fleeing on foot. The two were subsequently arrested and charged with the armed robbery of the McDonald's.

CPD detectives along with Charleston County Sheriff's detectives are working together to solve a number of similar robberies in the Charleston area matching the same modus operandi, physical descriptions, firearms used, and the dominant hand used to carry the firearms. CCSO detectives have also charged Feraud Lemon and Antonio Simmons with multiple armed robberies to businesses in the area with similar M.O.s consistent with the CVS robbery.

Due to Antonio's similar physical description, dominant hand, evidence located in the search warrant of his residence and located after the traffic stop, and his known association with the codefendant, Lemon, whose cell phone places him in the area of the CVS during the robbery, there is probable cause to believe that Antonio committed the armed robbery at the CVS. Furthermore, since Antonio's incarceration on 4-11-14, there have been no further robberies with a similar M.O. and signature suspect description. Surveillance footage shows Antonio in possession of a firearm during the robbery.

The above mentioned facts are true and believable based upon the statements of the victims, the video surveillance of the incident which captured the defendant possessing the firearm and the commission of the crime, the evidence located at the defendant's residence, the defendant's and codefendant's phone records, and the investigations of the Charleston Police Department.

SWORN TO AND SUBSCRIBED before me
this 21 day of April, 2014

Ellen S. Steinberg (L.S.)

Signature of Issuing Judge

COMPLAINT #14-04539

WARRANT #

INVESTIGATING OFFICER: Det. E. Tuttle

Cheryl Tuttle

Signature of Affiant

Charleston Police

APR 21 2014

NCIC Operations

180 Lockwood Blvd
Charleston, SC 29403
843-720-3036

ORIGINAL

ARREST WARRANT

23 2014A1010900231

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

THE STATE

against

Antonie Orlando Simmons

Address: [REDACTED]

Phone: [REDACTED] SSN: [REDACTED]

Sex: [REDACTED] Race: B Height: 5 8 Weight: 150

DL State: SC DL #: [REDACTED]

DOB: 1/17/1983 Agency ORI #: SC0100100

Prosecuting Agency: Charleston City Police Department

Prosecuting Officer: Officer Tuttle - 1055

Offense: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

Offense Code: 0549

Code/Ordinance Sec: 16-23-0490

This warrant is CERTIFIED FOR SERVICE in the

County/ Municipality of

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

(L.S.)

Signature of Judge

Date: _____

RETURN

A copy of this arrest warrant was delivered to defendant Antonie Simmons on 4/22/14

[Signature]
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
Charleston County Judicial Center
100 Broad Street, Suite 106
Charleston, SC 29401

ORIGINAL

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ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Personally appeared before me the affiant Officer Tuttle / Fulton who being duly sworn deposes and says that defendant Antonie Orlando Simmons did within this county and state on or about 3/23/2014 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Charleston) in the following particulars:

DESCRIPTION OF OFFENSE: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

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:

Signature of Affiant

[Signature]

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Affiant's Address 180 Lockwood Blvd.

Charleston, SC 29403-

Affiant's Telephone (843)577-7434

ARREST WARRANT

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

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

on or about 3/23/2014 defendant Antonie Orlando Simmons

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

County/ Municipality of Charleston) as set forth below:

DESCRIPTION OF OFFENSE: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable Sworn to and subscribed before me on 4/21/2014

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11

Charleston, SC 29417-1861

Judge's Telephone (843)766-6531

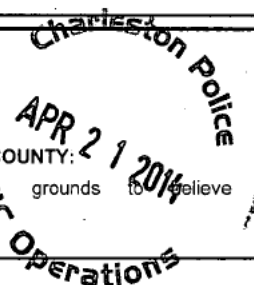
Issuing Court: Magistrate Municipal Circuit

Signature of Issuing Judge Ellen S. Steinberg (L.S.)
Judge Code: 7280

ORIGINAL

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ORIGINAL



BAIL set by
LOMBARD

Judge **24**
OR **APR 29 2014**

Name of Surety: As Bond

PRELIMINARY HEARING held by

Judge
or
SUPP. R.
Defendant Attorney:

DISPOSITION before

Judge _____
on _____
by _____
(Indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: _____
Sentence: _____

JURORS

WITNESSES

Name: _____
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Telephone: _____

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CODEFENDANTS



FILED

2014 MAY -2 PM 12:01

JULIE S. ARMSTRONG
CLERK OF COURT

BY _____

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

AFFIDAVIT

Personally appear before me, a magistrate of this county one, Det. C Fulton who first being duly sworn deposed and says that, Antonio Orlando Simmons, did within this county and state on the March 23th, 2014 violate the criminal laws of the State of South Carolina in the following particular:

DESCRIPTION OF OFFENSE

Possession of a Firearm During the Commission of a Violent Crime
16-23-490

The affiant states there is probable cause to believe that the defendant named did commit the crime set forth and that such probable cause is based on the following facts:

That on Sunday, March 23rd, 2014 at about 9:55 PM, while at the Barberitos Restaurant, located at 1739 Maybank Highway – Suite A, which is within the City and County of Charleston, SC, the above named defendant, Antonio Orlando Simmons, did knowingly, willingly, and unlawfully violate 16-23-490 of the South Carolina Code of Laws, Poss. Of a Firearm During a Violent Crime, (Armed Robbery, 16-11-330, of which is considered under statutory law in South Carolina as a violent crime), to wit:

That on the aforementioned date and time, the defendant (Antonio Simmons), while acting in concert with another suspect, entered the Barberitos Restaurant while brandishing a firearm. Suspect 1 was described as a black male approximately 5'5", small build, carrying a Tec-9 style firearm with a dominant left hand, wearing a very large fitting black zip-up hoodie, blue latex gloves, knit hat pulled over his face with eyeholes cut out, black pants, black tennis shoes. Suspect 2 was described as a black male between 5'10" to 6'1", skinny to medium build, wearing all black. The two suspects demanded money from the register and safe, then fled the scene together with an undisclosed amount of cash.

The modus operandi and similar description of the suspects in this incident are similar to that of a robbery that occurred on March 13th, 2014, at the McDonalds located at 2007 Magwood Dr., Charleston, SC in that the two suspects' physical descriptions are similar, the facial concealment method and clothing worn by the suspects is similar, the firearm used is distinct and similar, and the hand in which the firearm is held is the same. The defendant, and his codefendant, Feraud Lemon, were developed as persons of interest. Each of their cell phone records place them in the area of the McDonald's, and also show them communicating with one another before and after the robbery. Search warrants were obtained for their residences and specific clothing matching those worn in the McDonald's robbery, including latex gloves, shoes, and knit hats were located.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 21 DAY OF April 2014

Ellen S. Steenberg (L.S.)
SIGNATURE OF JUDGE

COMPLAINT # 14-04541

WARRANT #

INVESTIGATING OFFICER: Det. E. Tuttle

Charleston Police
APR 21 2014
NCIC Operations

Cheryl Fulton
AFFIANT
180 Lockwood Blvd.
Charleston, SC 29403
843-577-7434

ORIGINAL

AFFIDAVIT

On April 6, 2014, the codefendant, Lemon, was stopped while driving in the area of the McDonald's. Two black male passengers fled from the vehicle into the nearby wooded area, while Lemon stayed in the driver's seat. A CPD bomb K9 located two firearms, one being similar to the one used in the McDonald's robbery, were located in the immediate area where the two passengers fled into the woods. An hour later, patrol units stopped Antonio in the area of the traffic stop with mud on his clothing. During a post-Miranda interview, Antonio admitted to his presence in the vehicle during the traffic stop and subsequently fleeing on foot. The two were subsequently arrested and charged with the armed robbery of the McDonald's.

CPD detectives along with Charleston County Sheriff's detectives are working together to solve a number of similar robberies in the Charleston area matching the same modus operandi, physical descriptions, firearms used, and the dominant hand used to carry the firearms. CCSO detectives have also charged Feraud Lemon and Antonio Simmons with multiple armed robberies to businesses in the area with similar M.O.s consistent with the Barberitos robbery.

Due to Antonio's similar physical description, dominant hand, evidence located in the search warrant of his residence and located after the traffic stop, and his known association with the codefendant, Lemon, whose cell phone places him in the area of the Barberitos Restaurant during the robbery, there is probable cause to believe that Antonio committed the armed robbery at Barberitos. Furthermore, since Antonio's incarceration on 4-11-14, there have been no further robberies with a similar M.O. and suspect description. Surveillance footage shows Antonio in possession of a firearm during the robbery.

The above mentioned facts are true and believable based upon the statements of the victims, the video surveillance of the incident which captured the defendant possessing the firearm and the commission of the crime, the evidence located at the defendant's residence, the defendant's and codefendant's phone records, and the investigations of the Charleston Police Department.

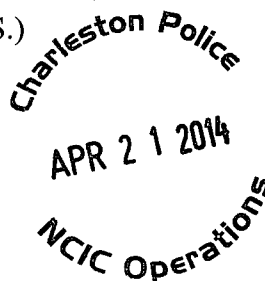
SWORN TO AND SUBSCRIBED before me
this 21 day of April, 2014

Ellen S. Stevely (L.S.)
Signature of Issuing Judge

Cheryl Fuller

Signature of Affiant

180 Lockwood Blvd
Charleston, SC 29403
843-720-3036



COMPLAINT #14-04541
WARRANT #
INVESTIGATING OFFICER: Det. E. Tuttle

ORIGINAL

ARREST WARRANT

27 2014A1010900232

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

THE STATE

against

Antonio Orlando Simmons

Address:

Phone: [redacted] SSN: [redacted]
Sex: [redacted] Race: B Height: 5 8 Weight: 150

DL State: SC DL #: [redacted]

DOB: [redacted] Agency ORI #: SC0100100

Prosecuting Agency: Charleston City Police Department

Prosecuting Officer: Officer Tuttle - 1055

Offense: Robbery / Armed Robbery, robbery while armed or allegedly armed with a 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 the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant Antonio Simmons on 4/22/14

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
Charleston County Judicial Center
100 Broad Street, Suite 106
Charleston, SC 29401

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Personally appeared before me the affiant Officer Tuttle / Fulton who being duly sworn deposes and says that defendant Antonio Orlando Simmons did within this county and state on or about 3/23/2014 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Charleston) in the following particulars:

DESCRIPTION OF OFFENSE: Robbery / Armed Robbery, robbery while armed or allegedly armed with a 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:

Signature of Affiant

Cheryl Fulton

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Affiant's Address 180 Lockwood Blvd.

Charleston, SC 29403-

Affiant's Telephone (843)577-7434

ARREST WARRANT

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

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

on or about 3/23/2014 defendant Antonio Orlando Simmons

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

County/ Municipality of Charleston) 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 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 4/21/2014

Signature of Issuing Judge Ellen S. Steinberg (L.S.)

Ellen S Steinberg

Judge Code: 7280

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11

Charleston, SC 29417-1861

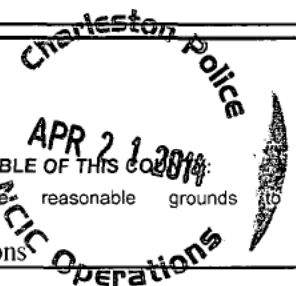
Judge's Telephone (843)766-6531

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL



ORIGINAL

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

ORIGINAL

AFFIDAVIT

BAIL set by
LOMBARD

APR 29 2014

28

Type and Amount: _____

Name of Surety: _____

As Bond

PRELIMINARY HEARING held by _____

Judge _____

on _____

Defendant Attorney: _____

Disposition: _____

DISPOSITION before _____

Judge _____

on _____

by _____
(Indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: _____

Sentence: _____

JURORS

WITNESSES

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

Name: _____
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Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

CODEFENDANTS



FILED

2014 MAY -2 PM 12: 00

JULIE S. ARMSTRONG
CLERK OF COURT

BY _____

Charleston Police Department

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

AFFIDAVIT

Personally appear before me, a magistrate of this county one, *Det. C. Fulton* who first being duly sworn deposed and says that, Antonio Orlando Simmons, did within this county and state on the March 23, 2014 violate the criminal laws of the State of South Carolina in the following particular:

DESCRIPTION OF OFFENSE

Armed Robbery
16-11-330

The affiant states there is probable cause to believe that the defendant named did commit the crime set forth and that such probable cause is based on the following facts:

That on Sunday, March 23rd, 2014 at approximately 9:55 PM, while at the Barberitos Restaurant, located at 1739 Maybank Highway – Suite A, which is within the City and County of Charleston, SC, the above named defendant, Antonio Orlando Simmons, did knowingly, willingly, and unlawfully violate 16-11-330 of the South Carolina Code of Laws, Armed Robbery, to wit:

That on the aforementioned date and time, the defendant (Antonio Simmons), while acting in concert with another suspect, entered the Barberitos Restaurant while brandishing a firearm. Suspect 1 was described as a black male approximately 5'5", small build, carrying a Tec-9 style firearm with a dominant left hand, wearing a very large fitting black zip-up hoodie, blue latex gloves, knit hat pulled over his face with eyeholes cut out, black pants, black tennis shoes. Suspect 2 was described as a black male between 5'10" to 6'1", skinny to medium build, wearing all black. The two suspects demanded money from the register and safe, then fled the scene together with an undisclosed amount of cash.

The modus operandi and similar description of the suspects in this incident are similar to that of a robbery that occurred on March 13th, 2014, at the McDonalds located at 2007 Magwood Dr., Charleston, SC in that the two suspects' physical descriptions are similar, the facial concealment method and clothing worn by the suspects is similar, the firearm used is distinct and similar, and the hand in which the firearm is held is the same. The defendant, and his codefendant, Feraud Lemon, were developed as persons of interest. Each of their cell phone records place them in the area of the McDonald's, and also show them communicating with one another before and after the robbery. Search warrants were obtained for their residences and specific clothing matching those worn in the McDonald's robbery, including latex gloves, shoes, and knit hats were located.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 21 DAY OF April 2014

Cheryl Fulton
AFFIANT

180 Lockwood Blvd.
Charleston, SC 29403
843-577-7434

Ellen S. Steenberg (L.S.)
SIGNATURE OF JUDGE

Charleston Police

APR 21 2014

NCIC Operations

COMPLAINT # 14-04541

WARRANT #

INVESTIGATING OFFICER: Det.E. Tuttle

ORIGINAL

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

Pg. 2 of 2
SUPP. R. 30

AFFIDAVIT

On April 6, 2014, the codefendant, Lemon, was stopped while driving in the area of the McDonald's. Two black male passengers fled from the vehicle into the nearby wooded area, while Lemon stayed in the driver's seat. A CPD bomb K9 located two firearms, one being similar to the one used in the McDonald's robbery, were located in the immediate area where the two passengers fled into the woods. An hour later, patrol units stopped Antonio in the area of the traffic stop with mud on his clothing. During a post-Miranda interview, Antonio admitted to his presence in the vehicle during the traffic stop and subsequently fleeing on foot. The two were subsequently arrested and charged with the armed robbery of the McDonald's.

CPD detectives along with Charleston County Sheriff's detectives are working together to solve a number of similar robberies in the Charleston area matching the same modus operandi, physical descriptions, firearms used, and the dominant hand used to carry the firearms. CCSO detectives have also charged Feraud Lemon and Antonio Simmons with multiple armed robberies to businesses in the area with similar M.O.s consistent with the Barberitos robbery.

Due to Antonio's similar physical description, dominant hand, evidence located in the search warrant of his residence and located after the traffic stop, and his known association with the codefendant, Lemon, whose cell phone places him in the area of the Barberitos Restaurant during the robbery, there is probable cause to believe that Antonio committed the armed robbery at Barberitos. Furthermore, since Antonio's incarceration on 4-11-14, there have been no further robberies with a similar M.O. and suspect description.

The above mentioned facts are true and believable based upon the statements of the victims, the video surveillance of the incident which captured the defendant possessing the firearm and the commission of the crime, the evidence located at the defendant's residence, the defendant's and codefendant's phone records, and the investigations of the Charleston Police Department.

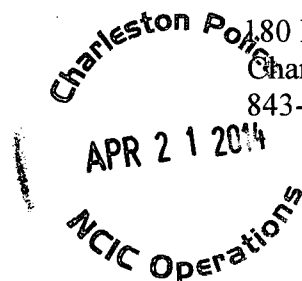
SWORN TO AND SUBSCRIBED before me
this 21 day of April, 2014

Ellen L. Steinberg (L.S.)
Signature of Issuing Judge

Cheryl Fulton

Signature of Affiant

COMPLAINT #14-04541
WARRANT #
INVESTIGATING OFFICER: Det. E. Tuttle



ORIGINAL

ARREST WARRANT

2014A1010900253

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Charleston

THE STATE

against

Antonio Orlando Simmons

Address: [Redacted]

Phone: [Redacted] SSN: [Redacted]

Race: B Height: 5 8 Weight: 150

DL State: SC DL #: [Redacted]

Agency ORI #: SC010000

Prosecuting Agency: Charleston County Sheriff

Prosecuting Officer: W. Muirheid - 0190

Offense: Robbery / Armed Robbery

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 the law.

(L.S.)

Signature of Judge

Date: _____

RETURN

A copy of this arrest warrant was delivered to

defendant Antonio O. Simmons

on 4/30/14

[Signature]

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
Charleston County Judicial Center
100 Broad Street, Suite 106
Charleston, SC 29401

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Charleston

Personally appeared before me the affiant W. Muirheid who

being duly sworn deposes and says that defendant Antonio Orlando Simmons

did within this county and state on or about 12/10/2013 violate the criminal laws of the

State of South Carolina (or ordinance of [X] County/ [] Municipality of Charleston)

in the following particulars:

DESCRIPTION OF OFFENSE: Robbery / Armed Robbery

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:

SEE ATTACHED AFFIDAVIT

Signature of Affiant

[Signature]

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Charleston

Affiant's Address 3505 Pinehaven Drive

Charleston, SC 29405-

Affiant's Telephone (843)202-1700

ARREST WARRANT

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

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

on or about 12/10/2013 defendant Antonio Orlando Simmons

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

[X] County/ [] Municipality of Charleston) as set forth below:

DESCRIPTION OF OFFENSE: Robbery / Armed Robbery

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

Sworn to and subscribed before me

on 4/30/2014

[Signature] (L.S.)

Signature of Issuing Judge

Ellen S Steinberg

Judge Code: 7280

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11

Charleston, SC 29417-1861

Judge's Telephone (843)766-6531

Issuing Court: [X] Magistrate [] Municipal [] Circuit

ORIGINAL

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ORIGINAL

ORIGINAL

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

AFFIDAVIT

BAIL set by

WITNESSES

Judge 32
 on Stankovic
 Type and Amount: 5-1-14
NO BOND

PRELIMINARY HEARING held by

Defendant's Name: _____
 Address: _____
 Telephone: _____
 Defendant's Attorney: _____
 Address: _____
 Telephone: _____

DISPOSITION before

Judge _____
 on _____
 by _____
 (Indicate jury trial, bench trial, plea, nol. pros., etc.)
 Disposition: _____
 Sentence: _____

JURORS

Name: _____
 Address: _____
 Telephone: _____
 Name: _____
 Address: _____
 Telephone: _____
 Name: _____
 Address: _____
 Telephone: _____

CODEFENDANTS

Name: _____
 Address: _____
 Telephone: _____



FILED
 2014 MAY -8 PM 3:54
 JULIE J. ARMSTRONG
 CLERK OF COURT
 BY [Signature]

COUNTY OF CHARLESTON

Personally appeared before me, a magistrate of this County, one W. Muirheid who first being duly sworn, deposes and says that

ANTONIO ORLANDO SIMMONS

did within this County and State on December 10, 2013 violate the criminal laws of the State of South Carolina in the following particulars:

**ARMED ROBBERY
16-11-330**

The affiant states there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

That on December 10, 2013 while at 1041 Folly Road Charleston, SC 29412 (Domino's) in County of Charleston and State of South Carolina, one, **ANTONIO ORLANDO SIMMONS**, did commit the offense of **ARMED ROBBERY** in violation of section **16-11-330** of the South Carolina Code of Laws of 1976, as amended. In that the defendant did willfully, unlawfully and feloniously did steal money from Domino's while armed with a firearm, depriving the victim employees of the ability to move freely.

Facts to establish the aforesaid are that on December 10, 2013 CCSO Deputies responded to the incident location in reference to an armed robbery to the business that just occurred. Law enforcement came to the scene and surveillance video was obtained from the security system and viewed by Detective Muirheid. The defendant is seen in the video wearing green coveralls, a ski mask covering his face and dark shoes. The defendant was armed with a dark colored pistol grip pump shotgun and was holding it in a manner that was indicative that the suspect is left handed. The employee working at the time described the defendant as being a shorter black male. Through the surveillance video obtained Detective Muirheid did observe the masked gunman point the shotgun at the employee and stealing what was reported as approximately \$60.

Beginning on December 10, 2013 to present date there have been a reported thirteen (13) armed robberies that have spanned between Charleston City Police (CPD), CCSO and Cottageville Police jurisdictions and all are similar in modus operandi, using a combination of similar clothing, masks, shoes, gloves and firearms (revolver, semi-automatic pistol and pistol grip pump shotgun) in all of the robberies. The armed robberies were done by a left handed black male and all the reported armed robberies appear to be the same suspect in common based on the previously mentioned circumstances to include this armed robbery to the Domino's.

Detective Muirheid received an anonymous tip advising that the defendant was possibly responsible for the rash of armed robberies. Through investigation Detective Muirheid discovered that Simmons' stature (height and weight) was consistent with what was viewed on the surveillance video at this armed robbery specifically as well as the twelve other reported armed robberies. Detective Muirheid also compared video footage from the armed robbery at 2407 Ashley River Road (Circle K) in CCSO jurisdiction that occurred on January 12, 2014, the armed robbery at 106 Main Road Johns Island, SC (Kangaroo) that took place on January 13, 2014 in CPD jurisdiction and a video interview with the defendant that Charleston City Police conducted on January 23, 2014. Detective Muirheid discovered that Simmons is wearing shoes during the interview that appear to be identical to the shoes worn by the suspect in both armed robberies.

On April 11, 2014 the defendant was shown still photographs from the surveillance videos at the Circle K and Kangaroo armed robberies and advised post miranda that he was the person in the photographs. Thus confessing that he was the person that committed the armed robberies to Detectives Alexander and Muirheid. The defendant also advised he was left handed in addition to signing paperwork with his left hand. The defendant was wearing coveralls in the Circle K and Kangaroo armed

COUNTY OF CHARLESTON

robberies that appear to be identical to the coveralls worn in the armed robbery that occurred at 1041 Folly Road (Domino's) All videos compared depict a black male of the same stature brandishing a firearm with his left hand, wearing what appears to be the same coveralls that were worn in several armed robberies that all have similar circumstances.

It is the affiants belief that through comparison of all of the video surveillance from thirteen armed robberies and the defendant's confession that the totality of circumstances undeniably show that the defendant is the person that robbed 1041 Folly Road (Domino's) while armed with a firearm.

All this was done against the form of the Statute and against the peace and dignity of the State of South Carolina.

Sworn to and Subscribed before me

this 30 day of April

2014 Allen S. Steinberg
Signature of Judge

Detective W. Muirheid
3505 Pinehaven Dr
North Charleston, SC 29405
(843) 308-7315

ARREST WARRANT

35 2014A1010900254

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

THE STATE

against

Antonio Orlando Simmons

Address: [Redacted]

Phone: [Redacted] SSN: [Redacted]

Sex: M Race: B Height: 5 8 Weight: 150

DL State: SC DL #: [Redacted]

DOB: [Redacted] Agency ORI #: SC0100000

Prosecuting Agency: Charleston County Sheriff

Prosecuting Officer: W. Muirheid - 0190

Offense: Possession of Firearm During Commission of Violent Crime

Offense Code: 0549

Code/Ordinance Sec: 16-23-0490

This warrant is CERTIFIED FOR SERVICE in the County/ Municipality of

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

(L.S.)

Signature of Judge

Date: _____

RETURN

A copy of this arrest warrant was delivered to defendant ANTONIO O SIMMONS on 4/30/14

[Signature of Constable/Law Enforcement Officer]

RETURN WARRANT TO:

General Sessions
Charleston County Judicial Center
100 Broad Street, Suite 106
Charleston, SC 29401

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

AFFIDAVIT

ORIGINAL

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

Personally appeared before me the affiant W. Muirheid who being duly sworn deposes and says that defendant Antonio Orlando Simmons did within this county and state on or about 12/10/2013 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Charleston) in the following particulars:

DESCRIPTION OF OFFENSE: Possession of Firearm During Commission of Violent Crime

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:

SEE ATTACHED AFFIDAVIT

Signature of Affiant

[Signature of Affiant]

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Affiant's Address 3505 Pinehaven Drive
Charleston, SC 29405-

Affiant's Telephone (843)202-1700

ARREST WARRANT

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

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

on or about 12/10/2013 defendant Antonio Orlando Simmons did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Charleston) as set forth below:

DESCRIPTION OF OFFENSE: Possession of Firearm During Commission of Violent Crime

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

Sworn to and subscribed before me

on 4/30/2014

[Signature of Issuing Judge] (L.S.)

Signature of Issuing Judge

Ellen S Steinberg

Judge Code: 7280

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11
Charleston, SC 29417-1861

Judge's Telephone (843)766-6531

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

BAIL set by

WITNESSES

Judge: Spink
 ON 5-1-14
 Type and Amount: NO BOND

PRELIMINARY HEARING held by

Judge: _____
 on _____
 Defendant Attorney: _____
 Defendant: _____

DISPOSITION before

Judge _____
 on _____
 by _____
 (Indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: _____
 Sentence: _____

JURORS

Name: _____
 Address: _____
 Telephone: _____

Name: _____
 Address: _____
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Name: _____
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 Telephone: _____

Name: _____
 Address: _____
 Telephone: _____

CODEFENDANTS



FILED
 2014 MAY -8 PM 3: 55
 JULIE C. ARMSTRONG
 CLERK OF COURT

COUNTY OF CHARLESTON

Personally appeared before me, a magistrate of this County, one W. Muirheid who first being duly sworn, deposes and says that

ANTONIO ORLANDO SIMMONS

did within this County and State on December 10, 2013 violate the criminal laws of the State of South Carolina in the following particulars:

**POSSESSION OF A FIREARM DURING COMMISION OF A VIOLENT CRIME
16-23-490**

The affiant states there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

That on December 10, 2013 while at 1041 Folly Road Charleston, SC 29412 (Domino's) in County of Charleston and State of South Carolina, one, **ANTONIO ORLANDO SIMMONS**, did commit the offense of **POSSESSION OF A FIREARM DURING COMMISION OF A VIOLENT CRIME** in violation of section **16-23-490** of the South Carolina Code of Laws of 1976, as amended. In that the defendant did willfully, unlawfully and feloniously did steal money from Domino's while armed with a firearm, depriving the victim employees of the ability to move freely.

Facts to establish the aforesaid are that on December 10, 2013 CCSO Deputies responded to the incident location in reference to an armed robbery to the business that just occurred. Law enforcement came to the scene and surveillance video was obtained from the security system and viewed by Detective Muirheid. The defendant is seen in the video wearing green coveralls, a ski mask covering his face and dark shoes. The defendant was armed with a dark colored pistol grip pump shotgun and was holding it in a manner that was indicative that the suspect is left handed. The employee working at the time described the defendant as being a shorter black male. Through the surveillance video obtained Detective Muirheid did observe the masked gunman point the shotgun at the employee and stealing what was reported as approximately \$60.

Beginning on December 10, 2013 to present date there have been a reported thirteen (13) armed robberies that have spanned between Charleston City Police (CPD), CCSO and Cottageville Police jurisdictions and all are similar in modus operandi, using a combination of similar clothing, masks, shoes, gloves and firearms (revolver, semi-automatic pistol and pistol grip pump shotgun) in all of the robberies. The armed robberies were done by a left handed black male and all the reported armed robberies appear to be the same suspect in common based on the previously mentioned circumstances to include this armed robbery to the Domino's.

Detective Muirheid received an anonymous tip advising that the defendant was possibly responsible for the rash of armed robberies. Through investigation Detective Muirheid discovered that Simmons' stature (height and weight) was consistent with what was viewed on the surveillance video at this armed robbery specifically as well as the twelve other reported armed robberies. Detective Muirheid also compared video footage from the armed robbery at 2407 Ashley River Road (Circle K) in CCSO jurisdiction that occurred on January 12, 2014, the armed robbery at 106 Main Road Johns Island, SC (Kangaroo) that took place on January 13, 2014 in CPD jurisdiction and a video interview with the defendant that Charleston City Police conducted on January 23, 2014. Detective Muirheid discovered that Simmons is wearing shoes during the interview that appear to be identical to the shoes worn by the suspect in both armed robberies.

On April 11, 2014 the defendant was shown still photographs from the surveillance videos at the Circle K and Kangaroo armed robberies and advised post miranda that he was the person in the photographs. Thus confessing that he was the person that committed the armed robberies to Detectives Alexander and Muirheid. The defendant also advised he was left handed in addition to signing paperwork with his left hand. The defendant was wearing coveralls in the Circle K and Kangaroo armed

COUNTY OF CHARLESTON

robberies that appear to be identical to the coveralls worn in the armed robbery that occurred at 1041 Folly Road (Domino's) All videos compared depict a black male of the same stature brandishing a firearm with his left hand, wearing what appears to be the same coveralls that were worn in several armed robberies that all have similar circumstances.

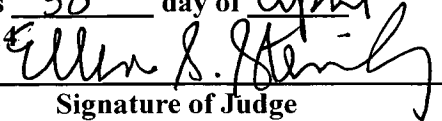
It is the affiants belief that through comparison of all of the video surveillance from thirteen armed robberies and the defendant's confession that the totality of circumstances undeniably show that the defendant is the person that robbed 1041 Folly Road (Domino's) while armed with a firearm.

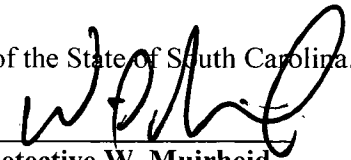
All this was done against the form of the Statute and against the peace and dignity of the State of South Carolina.

Sworn to and Subscribed before me

this 30 day of April

2014


Signature of Judge



Detective W. Muirheid
3505 Pinehaven Dr
North Charleston, SC 29405
(843) 308-7315

ARREST WARRANT

39 2014A1010900255

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

THE STATE

against

Antonio Orlando Simmons

Address: [Redacted]

Phone: [Redacted] SSN: [Redacted]

Sex: [Redacted] Race: B Height: 5 8 Weight: 150

DL State: SC DL #: [Redacted]

DQB: [Redacted] Agency ORI #: SC0100000

Prosecuting Agency: Charleston County Sheriff

Prosecuting Officer: W. Muirheid - 0190

Offense: Robbery / Armed Robbery

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 the law.

(L.S.)

Signature of Judge

Date: _____

RETURN

A copy of this arrest warrant was delivered to

defendant Antonio O. Simmons

on 4/30/14

[Signature]
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
Charleston County Judicial Center
100 Broad Street, Suite 106
Charleston, SC 29401

ORIGINAL

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ORIGINAL

STATE OF SOUTH CAROLINA)

County/ Municipality of)

Charleston)

Personally appeared before me the affiant W. Muirheid who

being duly sworn deposes and says that defendant Antonio Orlando Simmons

did within this county and state on or about 1/1/2014 violate the criminal laws of the

State of South Carolina (or ordinance of County/ Municipality of Charleston)

in the following particulars:

DESCRIPTION OF OFFENSE: Robbery / Armed Robbery

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:

SEE ATTACHED AFFIDAVIT

Signature of Affiant

[Handwritten Signature]

STATE OF SOUTH CAROLINA)

County/ Municipality of)

Charleston)

Affiant's Address 3505 Pinehaven Drive

Charleston, SC 29405-

Affiant's Telephone (843)202-1700

ARREST WARRANT

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

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

on or about 1/1/2014 defendant Antonio Orlando Simmons

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

County/ Municipality of Charleston) as set forth below:

DESCRIPTION OF OFFENSE: Robbery / Armed Robbery

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

Sworn to and subscribed before me)

on 4/30/2014)

[Signature] (L.S.))
Signature of Issuing Judge

Ellen S Steinberg)

Judge Code: 7280)

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11

Charleston, SC 29417-1861

Judge's Telephone (843)766-6531

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

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

ORIGINAL

AFFIDAVIT

COUNTY OF CHARLESTON

Personally appeared before me, a magistrate of this County, one W. Muirheid who first being duly sworn, deposes and says that

ANTONIO ORLANDO SIMMONS

did within this County and State on January 1, 2014 violate the criminal laws of the State of South Carolina in the following particulars:

**ARMED ROBBERY
16-11-330**

The affiant states there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

That on January 1, 2014 while at 3579 Savannah HWY, Johns Island, SC 29455 (Burger King) in County of Charleston and State of South Carolina, one, **ANTONIO ORLANDO SIMMONS**, did commit the offense of **ARMED ROBBERY** in violation of section **16-11-330** of the South Carolina Code of Laws of 1976, as amended. In that the defendant did willfully, unlawfully and feloniously did steal money from Burger King while armed with a firearm, depriving the victim employees of the ability to move freely.

Facts to establish the aforesaid are that on January 1, 2014 CCSO Deputies responded to the incident location in reference to an armed robbery to the business that just occurred. Law enforcement came to the scene and surveillance video was obtained from the security system and viewed by Detective Muirheid. The defendant is seen in the video wearing a dark hooded shirt, gloves, masking covering his face and pair of dark colored shoes with a large distinct white sole on the front of the shoes. The defendant was clearly armed with a dark colored handgun and was holding it in his left hand. The employee working at the time described the defendant as being a shorter black male. Through the surveillance video obtained Detective Muirheid did observe the masked gunman point the handgun at the employee and stealing what was reported as approximately \$1000.

Beginning on December 10, 2013 to present date there have been a reported thirteen (13) armed robberies that have spanned between Charleston City Police (CPD), CCSO and Cottageville Police jurisdictions and all are similar in modus operandi, using a combination of similar clothing, masks, shoes, gloves and firearms (revolver, semi-automatic pistol and pistol grip pump shotgun) in all of the robberies. The armed robberies were done by a left handed black male and all the reported armed robberies appear to be the same suspect in common based on the previously mentioned circumstances to include this armed robbery to the Burger King.

Detective Muirheid received an anonymous tip advising that the defendant was possibly responsible for the rash of armed robberies. Through investigation Detective Muirheid discovered that Simmons' stature (height and weight) was consistent with what was viewed on the surveillance video at this armed robbery specifically as well as the twelve other reported armed robberies. Detective Muirheid also compared video footage from the armed robbery at 2407 Ashley River Road (Circle K) in CCSO jurisdiction that occurred on January 12, 2014, the armed robbery at 106 Main Road Johns Island, SC (Kangaroo) that took place on January 13, 2014 in CPD jurisdiction and a video interview with the defendant that Charleston City Police conducted on January 23, 2014. Detective Muirheid discovered that Simmons is wearing shoes during the interview that appear to be identical to the shoes worn by the suspect in both armed robberies.

On April 11, 2014 the defendant was shown still photographs from the surveillance videos at the Circle K and Kangaroo armed robberies and advised post miranda that he was the person in the photographs. Thus confessing that he was the person that committed the armed robberies to Detectives Alexander and Muirheid. The defendant also advised he was left handed in addition to signing paperwork with his left hand. The defendant was wearing shoes in the Circle K and Kangaroo armed

COUNTY OF CHARLESTON

robberies that appear to be identical to the shoes worn in the armed robbery that occurred at 3579 Savannah HWY(Burger King). All videos compared depict a black male of the same stature brandishing a firearm with his left hand, wearing what appears to be the same shoes that were worn in several armed robberies that all have similar circumstances.

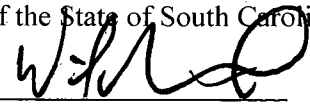
It is the affiants belief that through comparison of all of the video surveillance from thirteen armed robberies and the defendant's confession that the totality of circumstances undeniably show that the defendant is the person that robbed 3579 Savannah HWY (Burger King) while armed with a firearm.

All this was done against the form of the Statute and against the peace and dignity of the State of South Carolina.

Sworn to and Subscribed before me

this 30 day of April

2014. Ellen S. Steenberg
Signature of Judge



Detective W. Muirheid
3505 Pinehaven Dr
North Charleston, SC 29405
(843) 308-7315

ARREST WARRANT

43 2014A1010900256

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

THE STATE

against

Antonio Orlando Simmons

Address: [Redacted]
Phone: [Redacted] SSN: [Redacted]
Sex: M Race: B Height: 5 8 Weight: 150
DL State: SC DL #: [Redacted]
DOB: [Redacted] Agency ORI #: SC0100000

Prosecuting Agency: Charleston County Sheriff

Prosecuting Officer: W. Muirheid - 0190

Offense: Possession of Firearm During Commission of Violent Crime

Offense Code: 0549

Code/Ordinance Sec: 16-23-0490

This warrant is CERTIFIED FOR SERVICE in the

County/ Municipality of

The accused

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

(L.S.)

Signature of Judge

Date: _____

RETURN

A copy of this arrest warrant was delivered to

defendant Antonio O Simmons

on 4/30/14

[Signature]
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
Charleston County Judicial Center
100 Broad Street, Suite 106
Charleston, SC 29401

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Personally appeared before me the affiant W. Muirheid who

being duly sworn deposes and says that defendant Antonio Orlando Simmons

did within this county and state on or about 1/1/2014 violate the criminal laws of the

State of South Carolina (or ordinance of County/ Municipality of Charleston)

in the following particulars:

DESCRIPTION OF OFFENSE: Possession of Firearm During Commission of Violent Crime

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:

SEE ATTACHED AFFIDAVIT

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Affiant's Address 3505 Pinehaven Drive

Charleston, SC 29405-

Affiant's Telephone (843)202-1700

ARREST WARRANT

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

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

on or about 1/1/2014 defendant Antonio Orlando Simmons

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

County/ Municipality of Charleston) as set forth below:

DESCRIPTION OF OFFENSE: Possession of Firearm During Commission of Violent Crime

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

Sworn to and subscribed before me

on 4/30/2014

[Signature] (L.S.)
Signature of Issuing Judge

Ellen S Steinberg

Judge Code: 7280

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11

Charleston, SC 29417-1861

Judge's Telephone (843)766-6531

Issuing Court: Magistrate Municipal Circuit

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

AFFIDAVIT

BAIL set by

WITNESSES

Judge Stinback

on 5-1-14

Type and Amount: NO BOND

Name of Surety: _____

PRELIMINARY HEARING held by

Judge _____

on _____

Defendant Attorney: _____

Defendant _____

DISPOSITION before

Judge _____

on _____

by _____

(indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: _____

Sentence: _____

JURORS

Name: _____
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Telephone: _____

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CODEFENDANTS



FILED
2014 MAY -8 PM 3:56
JULIE C. ARMSTRONG
CLERK OF COURT
BY [Signature]

COUNTY OF CHARLESTON

Personally appeared before me, a magistrate of this County, one W. Muirheid who first being duly sworn, deposes and says that

ANTONIO ORLANDO SIMMONS

did within this County and State on January 1, 2014 violate the criminal laws of the State of South Carolina in the following particulars:

**POSSESSION OF A FIREARM DURING THE COMMISSION OF A VIOLENT CRIME
16-23-490**

The affiant states there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

That on January 1, 2014 while at 3579 Savannah HWY, Johns Island, SC 29455 (Burger King) in County of Charleston and State of South Carolina, one, **ANTONIO ORLANDO SIMMONS**, did commit the offense of **POSSESSION OF A FIREARM DURING THE COMMISSION OF A VIOLENT CRIME** in violation of section **16-23-490** of the South Carolina Code of Laws of 1976, as amended. In that the defendant did willfully, unlawfully and feloniously did steal money from Burger King while armed with a firearm, depriving the victim employees of the ability to move freely.

Facts to establish the aforesaid are that on January 1, 2014 CCSO Deputies responded to the incident location in reference to an armed robbery to the business that just occurred. Law enforcement came to the scene and surveillance video was obtained from the security system and viewed by Detective Muirheid. The defendant is seen in the video wearing a dark hooded shirt, gloves, masking covering his face and pair of dark colored shoes with a large distinct white sole on the front of the shoes. The defendant was clearly armed with a dark colored handgun and was holding it in his left hand. The employee working at the time described the defendant as being a shorter black male. Through the surveillance video obtained Detective Muirheid did observe the masked gunman point the handgun at the employee and stealing what was reported as approximately \$1000.

Beginning on December 10, 2013 to present date there have been a reported thirteen (13) armed robberies that have spanned between Charleston City Police (CPD), CCSO and Cottageville Police jurisdictions and all are similar in modus operandi, using a combination of similar clothing, masks, shoes, gloves and firearms (revolver, semi-automatic pistol and pistol grip pump shotgun) in all of the robberies. The armed robberies were done by a left handed black male and all the reported armed robberies appear to be the same suspect in common based on the previously mentioned circumstances to include this armed robbery to the Burger King.

Detective Muirheid received an anonymous tip advising that the defendant was possibly responsible for the rash of armed robberies. Through investigation Detective Muirheid discovered that Simmons' stature (height and weight) was consistent with what was viewed on the surveillance video at this armed robbery specifically as well as the twelve other reported armed robberies. Detective Muirheid also compared video footage from the armed robbery at 2407 Ashley River Road (Circle K) in CCSO jurisdiction that occurred on January 12, 2014, the armed robbery at 106 Main Road Johns Island, SC (Kangaroo) that took place on January 13, 2014 in CPD jurisdiction and a video interview with the defendant that Charleston City Police conducted on January 23, 2014. Detective Muirheid discovered that Simmons is wearing shoes during the interview that appear to be identical to the shoes worn by the suspect in both armed robberies.

On April 11, 2014 the defendant was shown still photographs from the surveillance videos at the Circle K and Kangaroo armed robberies and advised post miranda that he was the person in the photographs. Thus confessing that he was the person that committed the armed robberies to Detectives Alexander and Muirheid. The defendant also advised he was left handed in addition to signing paperwork with his left hand. The defendant was wearing shoes in the Circle K and Kangaroo armed

COUNTY OF CHARLESTON

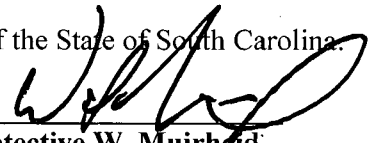
robberies that appear to be identical to the shoes worn in the armed robbery that occurred at 3579 Savannah HWY(Burger King). All videos compared depict a black male of the same stature brandishing a firearm with his left hand, wearing what appears to be the same shoes that were worn in several armed robberies that all have similar circumstances.

It is the affiants belief that through comparison of all of the video surveillance from thirteen armed robberies and the defendant's confession that the totality of circumstances undeniably show that the defendant is the person that robbed 3579 Savannah HWY (Burger King) while armed with a firearm.

All this was done against the form of the Statute and against the peace and dignity of the State of South Carolina.

Sworn to and Subscribed before me
this 30 day of April
2014

Wm S. Atkins
Signature of Judge



Detective W. Muirheid
3505 Pinehaven Dr
North Charleston, SC 29405
(843) 308-7315

ARREST WARRANT

47 2014A1010900257

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

THE STATE

against

Antonio Orlando Simmons

Address: [Redacted]
Phone: [Redacted] SSN: [Redacted]
Sex: M Race: B Height: 5' 8 Weight: 150
DL State: SC DL #: [Redacted]
DOB: [Redacted] Agency ORI #: SC010000
Prosecuting Agency: Charleston County Sheriff
Prosecuting Officer: W. Muirheid - 0190
Offense: Armed Robbery

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 the law.

(L.S.)

Signature of Judge

Date: _____

RETURN

A copy of this arrest warrant was delivered to
defendant Antonio O. Simmons
on 4/20/14
W. Muirheid
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
Charleston County Judicial Center
100 Broad Street, Suite 106
Charleston, SC 29401

ORIGINAL

ORIGINAL

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ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Personally appeared before me the affiant W. Muirheid who

being duly sworn deposes and says that defendant Antonio Orlando Simmons

did within this county and state on or about 1/7/2014 violate the criminal laws of the

State of South Carolina (or ordinance of County/ Municipality of Charleston)

in the following particulars:

DESCRIPTION OF OFFENSE: Armed Robbery

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:

SEE ATTACHED AFFIDAVIT

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Affiant's Address 3505 Pinehaven Drive
Charleston, SC 29405-
Affiant's Telephone (843)202-1700

ARREST WARRANT

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

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

on or about 1/7/2014 defendant Antonio Orlando Simmons

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

County/ Municipality of Charleston) as set forth below:

DESCRIPTION OF OFFENSE: Armed Robbery

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

Sworn to and subscribed before me
on 4/30/2014

Ellen S. Steinberg (L.S.)
Signature of Issuing Judge
Ellen S Steinberg
Judge Code: 7280

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11
Charleston, SC 29417-1861

Judge's Telephone (843)766-6531

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

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ORIGINAL

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

AFFIDAVIT

BAIL set by

WITNESSES

Judge on

Stenback

5-1-14

Type and Amount:

NO BOND

Name of Surety:

PRELIMINARY HEARING held by

Judge on

SUPP.

Defendant Attorney:

DISPOSITION before

Judge

on

(Indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition:

Sentence:

JURORS

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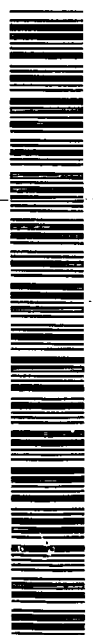
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Name: _____
Address: _____
Telephone: _____

CODEFENDANTS



JULIE D. ARMS-STRONG
CLERK OF COURT

2014 MAY -8 PM 3: 56

FILED

COUNTY OF CHARLESTON

Personally appeared before me, a magistrate of this County, one W. Muirheid who first being duly sworn, deposes and says that

ANTONIO ORLANDO SIMMONS

did within this County and State on January 7, 2014 violate the criminal laws of the State of South Carolina in the following particulars:

ARMED ROBBERY
16-11-330

The affiant states there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

That on January 7, 2014 while at 2346 Ashley River Road Charleston, SC 29414 (Dollar General) in County of Charleston and State of South Carolina, one, **ANTONIO ORLANDO SIMMONS**, did commit the offense of **ARMED ROBBERY** in violation of section **16-11-330** of the South Carolina Code of Laws of 1976, as amended. In that the defendant did willfully, unlawfully and feloniously did steal money from Dollar General while armed with a firearm, depriving the victim employees of the ability to move freely.

Facts to establish the aforesaid are that on January 7, 2014 CCSO Deputies responded to the incident location in reference to an armed robbery to the business that just occurred. Law enforcement came to the scene and surveillance video was obtained from the security system and viewed by Detective Muirheid. The defendant is seen in the video wearing green coveralls, a hooded shirt, gloves, masking covering his face and dark shoes. The defendant was clearly armed with a dark colored handgun and was holding it in his left hand. The employee working at the time described the defendant as being a shorter black male. Through the surveillance video obtained Detective Muirheid did observe the masked gunman point the handgun at the employee and stealing what was reported as approximately \$1052.

Beginning on December 10, 2013 to present date there have been a reported thirteen (13) armed robberies that have spanned between Charleston City Police (CPD), CCSO and Cottageville Police jurisdictions and all are similar in modus operandi, using a combination of similar clothing, masks, shoes, gloves and firearms (revolver, semi-automatic pistol and pistol grip pump shotgun) in all of the robberies. The armed robberies were done by a left handed black male and all the reported armed robberies appear to be the same suspect in common based on the previously mentioned circumstances to include this armed robbery to the Dollar General.

Detective Muirheid received an anonymous tip advising that the defendant was possibly responsible for the rash of armed robberies. Through investigation Detective Muirheid discovered that Simmons' stature (height and weight) was consistent with what was viewed on the surveillance video at this armed robbery specifically as well as the twelve other reported armed robberies. Detective Muirheid also compared video footage from the armed robbery at 2407 Ashley River Road (Circle K) in CCSO jurisdiction that occurred on January 12, 2014, the armed robbery at 106 Main Road Johns Island, SC (Kangaroo) that took place on January 13, 2014 in CPD jurisdiction and a video interview with the defendant that Charleston City Police conducted on January 23, 2014. Detective Muirheid discovered that Simmons is wearing shoes during the interview that appear to be identical to the shoes worn by the suspect in both armed robberies.

On April 11, 2014 the defendant was shown still photographs from the surveillance videos at the Circle K and Kangaroo armed robberies and advised post miranda that he was the person in the photographs. Thus confessing that he was the person that committed the armed robberies to Detectives Alexander and Muirheid. The defendant also advised he was left handed in addition to signing paperwork with his left hand. The defendant was wearing coveralls in the Circle K and Kangaroo armed

ARREST WARRANT

50

2014A1010900258

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

THE STATE

against

Antonio Orlando Simmons

Address: [Redacted]
Phone: [Redacted] SSN: [Redacted]
Sex: M Race: B Height: 5 8 Weight: 150
DL State: SC DL #: [Redacted]
DOB: [Redacted] Agency ORI #: SC010000

Prosecuting Agency: Charleston County Sheriff

Prosecuting Officer: W. Muirheid - 0190

Offense: Possession of Firearm During Commission of Violent Crime

Offense Code: 0549

Code/Ordinance Sec: 16-23-0490

This warrant is CERTIFIED FOR SERVICE in the

County/ Municipality of

The accused

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

(L.S.)

Signature of Judge

Date: _____

RETURN

A copy of this arrest warrant was delivered to

defendant on 4/30/14 Antonio O. Simmons

W. Muirheid
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
Charleston County Judicial Center
100 Broad Street, Suite 106
Charleston, SC 29401

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

AFFIDAVIT

ORIGINAL

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

Personally appeared before me the affiant W. Muirheid who

being duly sworn deposes and says that defendant Antonio Orlando Simmons

did within this county and state on or about 1/7/2014 violate the criminal laws of the

State of South Carolina (or ordinance of County/ Municipality of Charleston)

in the following particulars:

DESCRIPTION OF OFFENSE: Possession of Firearm During Commission of Violent Crime

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:

SEE ATTACHED AFFIDAVIT

Signature of Affiant

W. Muirheid

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Affiant's Address 3505 Pinehaven Drive

Charleston, SC 29405-

Affiant's Telephone (843)202-1700

ARREST WARRANT

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

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

on or about 1/7/2014 defendant Antonio Orlando Simmons

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

County/ Municipality of Charleston) as set forth below:

DESCRIPTION OF OFFENSE: Possession of Firearm During Commission of Violent Crime

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

Sworn to and subscribed before me

on 4/30/2014

Ellen S. Steinberg
Signature of Issuing Judge

(L.S.)

Ellen S Steinberg

Judge Code: 7280

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11

Charleston, SC 29417-1861

Judge's Telephone (843)766-6531

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

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BAIL set by

WITNESSES

Judge

Stankovic

on

5-1-14

Type and Amount:

NO BOND

Name of Surety:

PRELIMINARY HEARING held by

Telephone: _____

Name: _____

Address: _____

Name: _____

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CODEPENDANTS



SUPP. R.

Defendant Attorney: _____

DISPOSITION Before

Judge _____

on _____

by _____

(Indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: _____

Sentence: _____

JURORS

JULIE D. ARMSTRONG
CLERK OF COURT

2014 MAY -8 PM 3: 56

FILED

COUNTY OF CHARLESTON

Personally appeared before me, a magistrate of this County, one W. Muirheid who first being duly sworn, deposes and says that

ANTONIO ORLANDO SIMMONS

did within this County and State on January 7, 2014 violate the criminal laws of the State of South Carolina in the following particulars:

**POSSESSION OF A FIREARM DURING COMMISSION OF A VIOLENT CRIME
16-23-490**

The affiant states there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

That on January 7, 2014 while at 2346 Ashley River Road Charleston, SC 29414 (Dollar General) in County of Charleston and State of South Carolina, one, **ANTONIO ORLANDO SIMMONS**, did commit the offense of **POSSESSION OF A FIREARM DURING COMMISSION OF A VIOLENT CRIME** in violation of section **16-23-490** of the South Carolina Code of Laws of 1976, as amended. In that the defendant did willfully, unlawfully and feloniously did steal money from Dollar General while armed with a firearm, depriving the victim employees of the ability to move freely.

Facts to establish the aforesaid are that on January 7, 2014 CCSO Deputies responded to the incident location in reference to an armed robbery to the business that just occurred. Law enforcement came to the scene and surveillance video was obtained from the security system and viewed by Detective Muirheid. The defendant is seen in the video wearing green coveralls, a hooded shirt, gloves, masking covering his face and dark shoes. The defendant was clearly armed with a dark colored handgun and was holding it in his left hand. The employee working at the time described the defendant as being a shorter black male. Through the surveillance video obtained Detective Muirheid did observe the masked gunman point the handgun at the employee and stealing what was reported as approximately \$1052.

Beginning on December 10, 2013 to present date there have been a reported thirteen (13) armed robberies that have spanned between Charleston City Police (CPD), CCSO and Cottageville Police jurisdictions and all are similar in modus operandi, using a combination of similar clothing, masks, shoes, gloves and firearms (revolver, semi-automatic pistol and pistol grip pump shotgun) in all of the robberies. The armed robberies were done by a left handed black male and all the reported armed robberies appear to be the same suspect in common based on the previously mentioned circumstances to include this armed robbery to the Dollar General.

Detective Muirheid received an anonymous tip advising that the defendant was possibly responsible for the rash of armed robberies. Through investigation Detective Muirheid discovered that Simmons' stature (height and weight) was consistent with what was viewed on the surveillance video at this armed robbery specifically as well as the twelve other reported armed robberies. Detective Muirheid also compared video footage from the armed robbery at 2407 Ashley River Road (Circle K) in CCSO jurisdiction that occurred on January 12, 2014, the armed robbery at 106 Main Road Johns Island, SC (Kangaroo) that took place on January 13, 2014 in CPD jurisdiction and a video interview with the defendant that Charleston City Police conducted on January 23, 2014. Detective Muirheid discovered that Simmons is wearing shoes during the interview that appear to be identical to the shoes worn by the suspect in both armed robberies.

On April 11, 2014 the defendant was shown still photographs from the surveillance videos at the Circle K and Kangaroo armed robberies and advised post miranda that he was the person in the photographs. Thus confessing that he was the person that committed the armed robberies to Detectives Alexander and Muirheid. The defendant also advised he was left handed in addition to signing paperwork with his left hand. The defendant was wearing coveralls in the Circle K and Kangaroo armed

ARREST WARRANT

53

2014A1010900259

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

THE STATE

against

Antonio Orlando Simmons

Address: [Redacted]
Phone: [Redacted] SSN: [Redacted]
Sex: M Race: B Height: 5 8 Weight: 150
DL State: SC DL #: [Redacted]
Agency ORI #: SC0100000
Prosecuting Agency: Charleston County Sheriff
Prosecuting Officer: W. Muirheid - 0190
Offense: Robbery / Armed Robbery

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 the law.

(L.S.)

Signature of Judge

Date: _____

RETURN

A copy of this arrest warrant was delivered to defendant Antonio O Simmons on 4/30/14

Wsl [Signature]
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
Charleston County Judicial Center
100 Broad Street, Suite 106
Charleston, SC 29401

ORIGINAL

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STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Personally appeared before me the affiant W. Muirheid who being duly sworn deposes and says that defendant Antonio Orlando Simmons did within this county and state on or about 1/28/2014 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Charleston) in the following particulars:

DESCRIPTION OF OFFENSE: Robbery / Armed Robbery

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:

SEE ATTACHED AFFIDAVIT

Signature of Affiant

[Signature]

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Affiant's Address 3505 Pinehaven Drive
Charleston, SC 29405-
Affiant's Telephone (843)202-1700

ARREST WARRANT

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

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

on or about 1/28/2014 defendant Antonio Orlando Simmons did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Charleston) as set forth below.

DESCRIPTION OF OFFENSE: Robbery / Armed Robbery

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable Sworn to and subscribed before me on 4/30/2014

Ellen S. Steinberg (L.S.)
Signature of Issuing Judge
Ellen S Steinberg
Judge Code: 7280

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11
Charleston, SC 29417-1861
Judge's Telephone (843)766-6531

Issuing Court: Magistrate Municipal Circuit

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AFFIDAVIT

ORIGINAL

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

BAIL set by

Stomberg

Judge **54**

on *5-1-14*

Type and Amount: **NO BOND**

Name of Surety:

PRELIMINARY HEARING held by

SUPP.

Defendant Attorney:

DISPOSITION before

Judge

on

by

(indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition:

Sentence:

JURORS

WITNESSES



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CODEFENDANTS

FILED
2014 MAY -8 PM 3: 56
JULIE C. ARMSTRONG
CLERK OF COURT
BY *[Signature]*

COUNTY OF CHARLESTON

Personally appeared before me, a magistrate of this County, one W. Muirheid who first being duly sworn, deposes and says that

ANTONIO ORLANDO SIMMONS

did within this County and State on January 28, 2014 violate the criminal laws of the State of South Carolina in the following particulars:

ARMED ROBBERY
16-11-330

The affiant states there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

That on January 28, 2014 while at 6303 Savannah HWY, Ravenel SC 29470 (BP Express/Kangaroo) in County of Charleston and State of South Carolina, one, **ANTONIO ORLANDO SIMMONS**, did commit the offense of **ARMED ROBBERY** in violation of section **16-11-330** of the South Carolina Code of Laws of 1976, as amended. In that the defendant did willfully, unlawfully and feloniously did steal money from BP Express/Kangaroo while armed with a firearm, depriving the victim employees of the ability to move freely.

Facts to establish the aforesaid are that on January 28, 2014 CCSO Deputies responded to the incident location in reference to an armed robbery to the business that just occurred. Law enforcement came to the scene and surveillance video was obtained from the security system and viewed by Detective Muirheid. The defendant is seen in the video wearing dark pants, a hooded shirt, a mask covering his face and gray shoes. The defendant was armed with a dark colored pistol grip pump shotgun and was holding it in a manner that was indicative that the suspect is left handed. The employee working at the time described the defendant as being a shorter black male. Through the surveillance video obtained Detective Muirheid did observe the gunman point the shotgun at the employee and stealing what was reported as approximately \$50.

Beginning on December 10, 2013 to present date there have been a reported thirteen (13) armed robberies that have spanned between Charleston City Police (CPD), CCSO and Cottageville Police jurisdictions and all are similar in modus operandi, using a combination of similar clothing, masks, shoes, gloves and firearms (revolver, semi-automatic pistol and pistol grip pump shotgun) in all of the robberies. The armed robberies were done by a left handed black male and all the reported armed robberies appear to be the same suspect in common based on the previously mentioned circumstances to include this armed robbery to the BP Express/Kangaroo.

Detective Muirheid received an anonymous tip advising that the defendant was possibly responsible for the rash of armed robberies. Through investigation Detective Muirheid discovered that Simmons' stature (height and weight) was consistent with what was viewed on the surveillance video at this armed robbery specifically as well as the twelve other reported armed robberies. Detective Muirheid also compared video footage from the armed robbery at 2407 Ashley River Road (Circle K) in CCSO jurisdiction that occurred on January 12, 2014, the armed robbery at 106 Main Road Johns Island, SC (Kangaroo) that took place on January 13, 2014 in CPD jurisdiction and a video interview with the defendant that Charleston City Police conducted on January 23, 2014. Detective Muirheid discovered that Simmons is wearing shoes during the interview that appear to be identical to the shoes worn by the suspect in both armed robberies.

On April 11, 2014 the defendant was shown still photographs from the surveillance videos at the Circle K and Kangaroo armed robberies and advised post miranda that he was the person in the photographs. Thus confessing that he was the person that committed the armed robberies to Detectives Alexander and Muirheid. The defendant also advised he was left handed in addition to signing paperwork with his left hand. Upon the defendant's admission to the armed robberies at Circle K and

ARREST WARRANT

56 2014A1010900260

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Charleston

THE STATE

against

Antonio Orlando Simmons

Address: [Redacted]
Phone: [Redacted] SSN: [Redacted]
Sex: M Race: B Height: 5 8 Weight: 150
DL State: SC DL #: [Redacted]
Agency ORI #: SC0100000

Prosecuting Agency: Charleston County Sheriff
Prosecuting Officer: W. Muirheid - 0190

Offense: Possession of Firearm During the Commission of Violent Crime

Offense Code: 0549
Code/Ordinance Sec: 16-23-0490

This warrant is CERTIFIED FOR SERVICE in the
[] County/ [] Municipality of
The accused is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant Antonio O. Simmons on 4/30/14

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
Charleston County Judicial Center
100 Broad Street, Suite 106
Charleston, SC 29401

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ORIGINAL

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Charleston

Personally appeared before me the affiant W. Muirheid who being duly sworn deposes and says that defendant Antonio Orlando Simmons did within this county and state on or about 1/28/2014 violate the criminal laws of the State of South Carolina (or ordinance of [X] County/ [] Municipality of Charleston) in the following particulars:

DESCRIPTION OF OFFENSE: Possession of Firearm During the Commission of Violent Crime

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:

SEE ATTACHED AFFIDAVIT

Signature of Affiant

[Handwritten Signature]

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Charleston

Affiant's Address 3505 Pinehaven Drive
Charleston, SC 29405-
Affiant's Telephone (843)202-1700

ARREST WARRANT

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

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

on or about 1/28/2014 defendant Antonio Orlando Simmons did violate the criminal laws of the State of South Carolina (or ordinance of [X] County/ [] Municipality of Charleston) as set forth below:

DESCRIPTION OF OFFENSE: Possession of Firearm During the Commission of Violent Crime

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

Sworn to and subscribed before me on 4/30/2014

Signature of Issuing Judge Ellen S. Steinberg (L.S.)

Ellen S Steinberg
Judge Code: 7280

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11
Charleston, SC 29417-1861

Judge's Telephone (843)766-6531

Issuing Court: [X] Magistrate [] Municipal [] Circuit

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

AFFIDAVIT

BAIL set by

Tombrak

57

5-1-17
NO BOND

Name of Surety: _____

PRELIMINARY HEARING held by

Judge _____

Defendant _____

Defendant Attorney: _____

Defendant _____

WITNESSES

Name: _____
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CODEFENDANTS

DISPOSITION before

Judge _____

on _____

by _____

(indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: _____

Sentence: _____

JURORS



FILED
2014 MAY -8 PM 3:56
JULIE ARMSTRONG
CLERK OF COURT
BY *[Signature]*

COUNTY OF CHARLESTON

Personally appeared before me, a magistrate of this County, one W. Muirheid¹ who first being duly sworn, deposes and says that

ANTONIO ORLANDO SIMMONS

did within this County and State on January 28, 2014 violate the criminal laws of the State of South Carolina in the following particulars:

**POSSESSION OF A FIREARM DURING THE COMMISSION OF A VIOLENT CRIME
16-23-490**

The affiant states there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

That on January 28, 2014 while at 6303 Savannah HWY, Ravenel, SC 29470 (BP Express/Kangaroo) in County of Charleston and State of South Carolina, one, **ANTONIO ORLANDO SIMMONS**, did commit the offense of **POSSESSION OF A FIREARM DURING THE COMMISSION OF A VIOLENT CRIME** in violation of section **16-23-490** of the South Carolina Code of Laws of 1976, as amended. In that the defendant did willfully, unlawfully and feloniously did steal money from BP Express/Kangaroo while armed with a firearm, depriving the victim employees of the ability to move freely.

Facts to establish the aforesaid are that on January 28, 2014 CCSO Deputies responded to the incident location in reference to an armed robbery to the business that just occurred. Law enforcement came to the scene and surveillance video was obtained from the security system and viewed by Detective Muirheid. The defendant is seen in the video wearing dark pants, a hooded shirt, a mask covering his face and gray shoes. The defendant was armed with a dark colored pistol grip pump shotgun and was holding it in a manner that was indicative that the suspect is left handed. The employee working at the time described the defendant as being a shorter black male. Through the surveillance video obtained Detective Muirheid did observe the gunman point the shotgun at the employee and stealing what was reported as approximately \$50.

Beginning on December 10, 2013 to present date there have been a reported thirteen (13) armed robberies that have spanned between Charleston City Police (CPD), CCSO and Cottageville Police jurisdictions and all are similar in modus operandi, using a combination of similar clothing, masks, shoes, gloves and firearms (revolver, semi-automatic pistol and pistol grip pump shotgun) in all of the robberies. The armed robberies were done by a left handed black male and all the reported armed robberies appear to be the same suspect in common based on the previously mentioned circumstances to include this armed robbery to the BP Express/Kangaroo.

Detective Muirheid received an anonymous tip advising that the defendant was possibly responsible for the rash of armed robberies. Through investigation Detective Muirheid discovered that Simmons' stature (height and weight) was consistent with what was viewed on the surveillance video at this armed robbery specifically as well as the twelve other reported armed robberies. Detective Muirheid also compared video footage from the armed robbery at 2407 Ashley River Road (Circle K) in CCSO jurisdiction that occurred on January 12, 2014, the armed robbery at 106 Main Road Johns Island, SC (Kangaroo) that took place on January 13, 2014 in CPD jurisdiction and a video interview with the defendant that Charleston City Police conducted on January 23, 2014. Detective Muirheid discovered that Simmons is wearing shoes during the interview that appear to be identical to the shoes worn by the suspect in both armed robberies.

On April 11, 2014 the defendant was shown still photographs from the surveillance videos at the Circle K and Kangaroo armed robberies and advised post miranda that he was the person in the photographs. Thus confessing that he was the person that committed the armed robberies to Detectives Alexander and Muirheid. The defendant also advised he was left handed in addition to signing paperwork with his left hand. Upon the defendant's admission to the armed robberies at Circle K and

STATE OF SOUTH CAROLINA

SUPP. R. 59

AFFIDAVIT

2014-001708

COUNTY OF CHARLESTON

Kangaroo, in which he was wearing dark colored coveralls, he was linked to an armed robbery at Domino's at 1041 Folly Road that occurred on December 10, 2013. The suspect in the Domino's armed robbery was left handed, wearing dark colored coveralls and was brandishing a pistol grip pump shotgun. The pistol grip pump shotgun involved in the Domino's armed robbery appears to be extremely similar to the pistol grip pump shotgun used in this armed robbery at BP Express/Kangaroo at 6303 Savannah HWY on January 28, 2014 thus linking ultimately linking the defendant. Furthermore on April 11, 2014 during the execution of a search warrant to the defendant's home a pair of gray shoes were located that appear to be similar to the shoes seen in the surveillance video of the armed robbery to this incident location.

It is the affiant's belief that through comparison of all of the video surveillance from thirteen armed robberies and the defendant's confession that the totality of circumstances undeniably show that the defendant is the person that robbed 6303 Savannah HWY (BP Express/Kangaroo) while armed with a firearm.

All this was done against the form of the Statute and against the peace and dignity of the State of South Carolina.

Sworn to and Subscribed before me
this 30 day of April
2014.

Allen S. Steinfeld
Signature of Judge

W. Muirhead
Detective W. Muirhead
3505 Pinehaven Dr
North Charleston, SC 29405
(843) 308-7315

ARREST WARRANT

60 2014A1010900261

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

THE STATE

against

Antonio Orlando Simmons

Address: [Redacted]
Phone: [Redacted] SSN: [Redacted]
Sex: M Race: B Height: 5 8 Weight: 150
DL State: SC DL #: [Redacted]
DOB: [Redacted] Agency ORI #: SC0100000
Prosecuting Agency: Charleston County Sheriff
Prosecuting Officer: W. Muirheid - 0190
Offense: Robbery / Armed Robbery

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 the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant on 4/30/14 Antonio O. Simmons

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
Charleston County Judicial Center
100 Broad Street, Suite 106
Charleston, SC 29401

ORIGINAL

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ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Personally appeared before me the affiant W. Muirheid

being duly sworn deposes and says that defendant Antonio Orlando Simmons

did within this county and state on or about 2/5/2014 violate the criminal laws of the

State of South Carolina (or ordinance of County/ Municipality of Charleston)

in the following particulars:

DESCRIPTION OF OFFENSE: Robbery / Armed Robbery

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:

SEE ATTACHED AFFIDAVIT

Signature of Affiant

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Affiant's Address 3505 Pinehaven Drive

Charleston, SC 29405-

Affiant's Telephone (843)202-1700

ARREST WARRANT

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

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

on or about 2/5/2014 defendant Antonio Orlando Simmons

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

County/ Municipality of Charleston) as set forth below:

DESCRIPTION OF OFFENSE: Robbery / Armed Robbery

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

Sworn to and subscribed before me

on 4/30/2014

Signature of Issuing Judge (L.S.)

Ellen S Steinberg
Judge Code: 7280

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11

Charleston, SC 29417-1861

Judge's Telephone (843)766-6531

Issuing Court: Magistrate Municipal Circuit

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

AFFIDAVIT

COUNTY OF CHARLESTON

Personally appeared before me, a magistrate of this County, one W. Muirheid who first being duly sworn, deposes and says that

ANTONIO ORLANDO SIMMONS

did within this County and State on February 5, 2014 violate the criminal laws of the State of South Carolina in the following particulars:

ARMED ROBBERY**16-11-330**

The affiant states there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

That on February 5, 2014 while at 861 Folly Road, Charleston, SC 29412 (Little Caesars) in County of Charleston and State of South Carolina, one, **ANTONIO ORLANDO SIMMONS**, did commit the offense of **ARMED ROBBERY** in violation of section **16-11-330** of the South Carolina Code of Laws of 1976, as amended. In that the defendant did willfully, unlawfully and feloniously did steal money from Little Caesars while armed with a firearm, depriving the victim employees of the ability to move freely.

Facts to establish the aforesaid are that on February 5, 2014 CCSO Deputies responded to the incident location in reference to an armed robbery to the business that just occurred. Law enforcement came to the scene and surveillance video was obtained from the security system and viewed by Detective Muirheid. The defendant is seen in the video wearing dark pants, a green hooded shirt, a mask covering his face and gloves. The defendant was armed with a dark colored pistol and holding it in his left hand. Through the surveillance video obtained Detective Muirheid did observe the gunman point the shotgun at the employee and stealing what was reported as approximately \$1000.

Beginning on December 10, 2013 to present date there have been a reported thirteen (13) armed robberies that have spanned between Charleston City Police (CPD), CCSO and Cottageville Police jurisdictions and all are similar in modus operandi, using a combination of similar clothing, masks, shoes, gloves and firearms (revolver, semi-automatic pistol and pistol grip pump shotgun) in all of the robberies. The armed robberies were done by a left handed black male and all the reported armed robberies appear to be the same suspect in common based on the previously mentioned circumstances to include this armed robbery to the Little Caesars.

Detective Muirheid received an anonymous tip advising that the defendant was possibly responsible for the rash of armed robberies. Through investigation Detective Muirheid discovered that Simmons' stature (height and weight) was consistent with what was viewed on the surveillance video at this armed robbery specifically as well as the twelve other reported armed robberies. Detective Muirheid also compared video footage from the armed robbery at 2407 Ashley River Road (Circle K) in CCSO jurisdiction that occurred on January 12, 2014, the armed robbery at 106 Main Road Johns Island, SC (Kangaroo) that took place on January 13, 2014 in CPD jurisdiction and a video interview with the defendant that Charleston City Police conducted on January 23, 2014. Detective Muirheid discovered that Simmons is wearing shoes during the interview that appear to be identical to the shoes worn by the suspect in both armed robberies.

On April 11, 2014 the defendant was shown still photographs from the surveillance videos at the Circle K and Kangaroo armed robberies and advised post miranda that he was the person in the photographs. Thus confessing that he was the person that committed the armed robberies to Detectives Alexander and Muirheid. The defendant also advised he was left handed in addition to signing paperwork with his left hand. Upon the defendant's admission to the armed robberies at Circle K and

COUNTY OF CHARLESTON

Kangaroo he was linked to multiple armed robberies to include this one based on the fact that in all of the armed robberies the suspect is left handed, the suspect's modus operandi are all similar and the dark colored handgun is similar to the weapon used in three other armed robberies.

It is the affiant's belief that through comparison of all of the video surveillance from thirteen armed robberies and the defendant's confession that the totality of circumstances undeniably show that the defendant is the person that robbed 861 Folly Road (Little Caesars) while armed with a firearm.

All this was done against the form of the Statute and against the peace and dignity of the State of South Carolina

Sworn to and Subscribed before me
this 30 day of April
2014

Allen S. Stanley
Signature of Judge

W. Muirheid

Detective W. Muirheid
3505 Pinehaven Dr
North Charleston, SC 29405
(843) 308-7315

ARREST WARRANT

64 2014A1010900262

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

THE STATE

against

Antonio Orlando Simmons

Address: [Redacted]
Phone: [Redacted] SSN: [Redacted]
Sex: M Race: B Height: 5 8 Weight: 150
DL State: SC DL #: [Redacted]
DOB: [Redacted] Agency ORI #: SC0100000
Prosecuting Agency: Charleston County Sheriff
Prosecuting Officer: W. Muirheid - 0190
Offense: Possession of Firearm During the Commission of Violent Crime
Offense Code: 0549
Code/Ordinance Sec: 16-23-0490

This warrant is CERTIFIED FOR SERVICE in the
 County/ Municipality of

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

(L.S.)

Signature of Judge

Date: _____

RETURN

A copy of this arrest warrant was delivered to defendant on 4/30/14 Antonio O. Simmons

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
Charleston County Judicial Center
100 Broad Street, Suite 106
Charleston, SC 29401

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Personally appeared before me the affiant W. Muirheid who being duly sworn deposes and says that defendant Antonio Orlando Simmons did within this county and state on or about 2/5/2014 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Charleston) in the following particulars:

DESCRIPTION OF OFFENSE: Possession of Firearm During the Commission of Violent Crime

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:

SEE ATTACHED AFFIDAVIT

Signature of Affiant

[Handwritten Signature]

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Affiant's Address 3505 Pinehaven Drive
Charleston, SC 29405-
Affiant's Telephone (843)202-1700

ARREST WARRANT

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

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

on or about 2/5/2014 defendant Antonio Orlando Simmons

did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Charleston) as set forth below:

DESCRIPTION OF OFFENSE: Possession of Firearm During the Commission of Violent Crime

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

on 4/30/2014

Signature of Issuing Judge (L.S.)
Ellen S Steinberg
Judge Code: 7280

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11
Charleston, SC 29417-1861
Judge's Telephone (843)766-6531

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

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

AFFIDAVIT

BAIL set by

WITNESSES

65

Name of Surety: Shirbank
Type and Amount: 5-1-14
No Bond

PRELIMINARY HEARING held by

SUPP.

Judge _____
Defendant Attorney: _____
Disposition: _____

DISPOSITION before

Judge _____
on _____
by _____
(Indicate jury trial, bench trial, plea, noi, pros., etc.)

Disposition: _____
Sentence: _____

JURORS

Name: _____
Address: _____
Telephone: _____

Name: _____
Address: _____
Telephone: _____

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Telephone: _____

Name: _____
Address: _____
Telephone: _____

CODEFENDANTS



FILED
2014 MAY -8 PM 4:03
JULIE J. ARMSTRONG
CLERK OF COURT
BY [Signature]

COUNTY OF CHARLESTON

Personally appeared before me, a magistrate of this County, one W. Muirheid who first being duly sworn, deposes and says that

ANTONIO ORLANDO SIMMONS

did within this County and State on February 5, 2014 violate the criminal laws of the State of South Carolina in the following particulars:

**POSSESSION OF A FIREARM DURING THE COMMISSION OF A VIOLENT CRIME
16-23-490**

The affiant states there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

That on February 5, 2014 while at 861 Folly Road, Charleston, SC 29412 (Little Caesars) in County of Charleston and State of South Carolina, one, **ANTONIO ORLANDO SIMMONS**, did commit the offense of **POSSESSION OF A FIREARM DURING THE COMMISSION** in violation of section **16-23-490** of the South Carolina Code of Laws of 1976, as amended. In that the defendant did willfully, unlawfully and feloniously did steal money from Little Caesars while armed with a firearm, depriving the victim employees of the ability to move freely.

Facts to establish the aforesaid are that on February 5, 2014 CCSO Deputies responded to the incident location in reference to an armed robbery to the business that just occurred. Law enforcement came to the scene and surveillance video was obtained from the security system and viewed by Detective Muirheid. The defendant is seen in the video wearing dark pants, a green hooded shirt, a mask covering his face and gloves. The defendant was armed with a dark colored pistol and holding it in his left hand. Through the surveillance video obtained Detective Muirheid did observe the gunman point the shotgun at the employee and stealing what was reported as approximately \$1000.

Beginning on December 10, 2013 to present date there have been a reported thirteen (13) armed robberies that have spanned between Charleston City Police (CPD), CCSO and Cottageville Police jurisdictions and all are similar in modus operandi, using a combination of similar clothing, masks, shoes, gloves and firearms (revolver, semi-automatic pistol and pistol grip pump shotgun) in all of the robberies. The armed robberies were done by a left handed black male and all the reported armed robberies appear to be the same suspect in common based on the previously mentioned circumstances to include this armed robbery to the Little Caesars.

Detective Muirheid received an anonymous tip advising that the defendant was possibly responsible for the rash of armed robberies. Through investigation Detective Muirheid discovered that Simmons' stature (height and weight) was consistent with what was viewed on the surveillance video at this armed robbery specifically as well as the twelve other reported armed robberies. Detective Muirheid also compared video footage from the armed robbery at 2407 Ashley River Road (Circle K) in CCSO jurisdiction that occurred on January 12, 2014, the armed robbery at 106 Main Road Johns Island, SC (Kangaroo) that took place on January 13, 2014 in CPD jurisdiction and a video interview with the defendant that Charleston City Police conducted on January 23, 2014. Detective Muirheid discovered that Simmons is wearing shoes during the interview that appear to be identical to the shoes worn by the suspect in both armed robberies.

On April 11, 2014 the defendant was shown still photographs from the surveillance videos at the Circle K and Kangaroo armed robberies and advised post miranda that he was the person in the photographs. Thus confessing that he was the person that committed the armed robberies to Detectives Alexander and Muirheid. The defendant also advised he was left handed in addition to signing paperwork with his left hand. Upon the defendant's admission to the armed robberies at Circle K and

COUNTY OF CHARLESTON

Kangaroo he was linked to multiple armed robberies to include this one based on the fact that in all of the armed robberies the suspect is left handed, the suspect's modus operandi are all similar and the dark colored handgun is similar to the weapon used in three other armed robberies.

It is the affiant's belief that through comparison of all of the video surveillance from thirteen armed robberies and the defendant's confession that the totality of circumstances undeniably show that the defendant is the person that robbed 861 Folly Road (Little Caesars) while armed with a firearm.

All this was done against the form of the Statute and against the peace and dignity of the State of South Carolina.

Sworn to and Subscribed before me
this 30 day of August

2014 Ellen S. Steinhilber
Signature of Judge

Detective W. Muirheid
3505 Pinehaven Dr
North Charleston, SC 29405
(843) 308-7315

ARREST WARRANT

68

2014A1010900276

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

THE STATE

against

Antonio Orlando Simmons

Address:

Phone: SSN:

Sex: Race: B Height: 5 8 Weight: 150

DL State: SC DL #:

DOR: Agency ORI #: SC0100100

Prosecuting Agency: Charleston City Police Department

Prosecuting Officer: J T Lester - 0268

Offense: Robbery / Armed Robbery, robbery while armed or allegedly armed with a 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 the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant on

Antonio Simmons

5/9/2014

RCFA 1423

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
Charleston County Judicial Center
100 Broad Street, Suite 106
Charleston, SC 29401

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Personally appeared before me the affiant J T Lester

being duly sworn deposes and says that defendant Antonio Orlando Simmons

did within this county and state on or about 1/13/2014

violate the criminal laws of the

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

in the following particulars:

DESCRIPTION OF OFFENSE: Robbery / Armed Robbery, robbery while armed or allegedly armed with a 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:

312

Signature of Affiant

DET. J. Lb

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Affiant's Address 180 Lockwood Blvd.

Charleston, SC 29403-

Affiant's Telephone (843)577-7434

Charleston Police
5/4 8:25
MAY 05 2014

ORIGINAL

NCIC Operations

ARREST WARRANT

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

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

on or about 1/13/2014 defendant Antonio Orlando Simmons

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

County/ Municipality of Charleston) 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 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 5/5/2014

Ellen S. Steinberg (L.S.)

Signature of Issuing Judge

Ellen S Steinberg

Judge Code: 7280

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11

Charleston, SC 29417-1861

Judge's Telephone (843)766-6531

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

BAIL set by

WITNESSES

69

Baldwin

5-10-14

No Bond

Name of Surety:

Type and Amount:

PRELIMINARY HEARING held by

Judge

for

Defendant Attorney:

Disposition:

DISPOSITION before

Judge

on

by

(Indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition:

Sentence:

JURORS

Name: _____
Address: _____

Telephone: _____

Name: _____

Address: _____

Telephone: _____

Name: _____

Address: _____

Telephone: _____

Name: _____

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Name: _____

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Name: _____

Address: _____

Telephone: _____

Name: _____

Address: _____

Telephone: _____

CODEFENDANTS



JULIE J. ARMSTRONG
CLERK OF COURT
2014 MAY 19 AM 9:46

FILED

Charleston Police Department

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

AFFIDAVIT

Personally appear before me, a magistrate of this county one, DET. J. LESTER who first being duly sworn deposed and says that, Antonio Orlando Simmons, did within this county and state on the January 13th, 2014 violate the criminal laws of the State of South Carolina in the following particular:

DESCRIPTION OF OFFENSE

Armed Robbery
16-11-330

The affiant states there is probable cause to believe that the defendant named did commit the crime set forth and that such probable cause is based on the following facts:

On Monday, January 13th, 2014 at approximately 10:38 PM, while at the Kangaroo, located at 106 Main Rd, which is within the City and County of Charleston, SC, the above named defendant, Antonio Orlando Simmons, did knowingly, willingly, and unlawfully violate 16-11-330 of the South Carolina Code of Laws, Armed Robbery, to wit:

That on the aforementioned date and time, the defendant (Antonio Simmons), while acting in concert with another suspect, entered the Kangaroo gas station while brandishing a firearm. The suspect was described as a black male approximately 5'5", small build, carrying a Glock style firearm with a dominant left hand, wearing a large fitting green zip-up hoodie, cloth gloves, knit hat pulled over his face with eyeholes cut out, and black/white tennis shoes. The suspect demanded money from the register and safe, then fled the scene with an undisclosed amount of cash and cigarettes.

Beginning December 10th 2013 to present there have been approximately 13 armed robberies that are all similar in modus operandi, using a combination of similar clothing, masks, shoes, gloves, and firearms (revolver, semi automatic pistol, tec 9, and pistol grip shotgun) in all the robberies. Based on witness statements and surveillance video, it is believed that all these robberies are carried out by a left handed male. It is believed that these robberies appear to be the same suspect based on the previously mentioned circumstances with similar physical characteristics matching the defendant.

Futhermore, the defendant agreed to voluntarily come to CPD headquarters on January 23rd, 2014 and provide a audio and video recorded interview. Investigators observed that the defendant was wearing shoes that match the shoes worn by the suspect during this incident.

CONT. PAGE 2

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 5 DAY OF May

2014 5/4
8:25
MAY 05 2014
Charleston Police DET. J. Lester
AFFIANT
180 Lockwood Blvd.
Charleston, SC 29403
843-577-7434

Ellen S. Steinberg (L.S.)
SIGNATURE OF JUDGE

COMPLAINT # 14-00654

WARRANT #

INVESTIGATING OFFICER: Det.J. Lester

NCIC Operations
ORIGINAL

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

Fig. 2 of 2
SUPP. R. 71

AFFIDAVIT

The modus operandi and description of the suspects in this incident are similar to that of a robbery that occurred on March 13th, 2014 at the McDonalds located at 2007 Magwood Dr., Charleston, SC in that the two suspects' physical descriptions are similar, the facial concealment method, and the hand in which the firearm is held is the same. The defendant, and his codefendant, Feraud Lemon, were developed as persons of interest. Each of their cell phone records placed them in the area of the McDonald's, and also show them communicating with one another before and after the robbery.

Search warrants were obtained for their residences and specific clothing matching those worn in the McDonald's robbery, including latex gloves, shoes, and knit hats were located.

A further analysis of cell phone records for co-defendant, Feraud Lemon, show him in the immediate area of this incident and nearly each of the above mentioned armed robberies. Investigators believe that co-defendant, Feraud Lemon, is acting in concert with the defendant who appears to enter each business based on the physical description of the suspect while co-defendant Feraud Lemon's cell phone is showing him in the immediate area and acts as an accomplice.

On April 6, 2014, the co-defendant, Lemon, was stopped while driving in the area of previously related armed robberies. Two black male passengers fled from the vehicle into the nearby wooded area, while Lemon stayed in the driver's seat. A CPD bomb K9 located two firearms, one being similar to the one used during this robbery, were located in the immediate area where the two passengers fled into the woods. An hour later, patrol units stopped Antonio in the area of the traffic stop with mud on his clothing. During a post-Miranda interview, Antonio admitted to his presence in the vehicle during the traffic stop and subsequently fleeing on foot. The defendant and co-defendant have been arrested and charged with the armed robbery to multiple separate businesses.

Due to Antonio's similar physical description, dominant left hand, evidence believed to be related to several of these incident located during a search warrant of his residence, the handgun located after the traffic stop, and his known association with the co-defendant, Lemon, whose cell phone places him in the area of this armed during the robbery, there is probable cause to believe that Antonio committed the armed robbery. Furthermore, since Antonio's incarceration on 4-11-14, there have been no further robberies with a similar M.O. and suspect description.

The above mentioned facts are true and believable based upon the statements of the victims, the video surveillance of the incident which captured the defendant possessing the firearm and the commission of the crime, the evidence located at the defendant's residence, the defendant's and codefendant's phone records, and the investigations of the Charleston Police Department.

SWORN TO AND SUBSCRIBED before me
this 5 day of May, 2014

Allen S. Steiner (L.S.)
Signature of Issuing Judge

DET. S. [Signature]

Signature of Affiant

180 Lockwood Blvd
Charleston, SC 29403
843-720-3036

Charleston Police
MAY 05 2014
NCIC Operations
512

COMPLAINT #14-00654

WARRANT #

INVESTIGATING OFFICER: Det. J. Lester

ARREST WARRANT

2014A1010900277

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

THE STATE against

Antonio Orlando Simmons

Address:

Phone: SSN: Race: B Height: 5 8 Weight: 150

DL State: SC DL #: Agency ORI #: SC0100100

Prosecuting Agency: Charleston City Police Department

Prosecuting Officer: JT Lester - 0268

Offense: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

Offense Code: 0549

Code/Ordinance Sec: 16-23-0490

This warrant is CERTIFIED FOR SERVICE in the

County/ Municipality of The accused

is to be arrested and brought before me to be

dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant Antonio Orlando Simmons

on 5/9/2014

RCB (142)

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions Charleston County Judicial Center 100 Broad Street, Suite 106 Charleston, SC 29401

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Personally appeared before me the affiant JT Lester

being duly sworn deposes and says that defendant Antonio Orlando Simmons

did within this county and state on or about 1/13/2014

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

Charleston

in the following particulars:

DESCRIPTION OF OFFENSE: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

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:

32

Signature of Affiant

DET. J. Lolo

STATE OF SOUTH CAROLINA

County/ Municipality of

Charleston

Affiant's Address 180 Lockwood Blvd.

Charleston, SC 29403-

Affiant's Telephone (843)577-7434

ARREST WARRANT

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

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

on or about 1/13/2014 defendant Antonio Orlando Simmons

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

County/ Municipality of Charleston

) as set forth below:

DESCRIPTION OF OFFENSE: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

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

Sworn to and subscribed before me

on 5/5/2014

Signature of Issuing Judge Ellen S. Steinberg (L.S.)

Ellen S Steinberg

Judge Code: 7280

Judge's Address 1720 Sam Rittenburg Blvd, Unit 11

Charleston, SC 29417-1861

Judge's Telephone (843)766-6531

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

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

AFFIDAVIT

ORIGINAL

Charleston Police 5/10 8:25 MAY 05 2014 NCIC Operations

BAIL set by

WITNESSES

Judge

Baldwin

on 5.10.14

100.00

73

Type and Amount:

Name of Surety:

PRELIMINARY HEARING held by

Judge

on

Defendant Attorney:

SUPP. R.

Defendant:

DISPOSITION before

Judge

on

by

(Indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition:

Sentence:

JURORS

Name: _____
Address: _____

Telephone: _____

Name: _____
Address: _____

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Telephone: _____

CODEFENDANTS



FILED
2014 MAY 19 AM 9:47
JULIE J. ARMSTRONG
CLERK OF COURT

Charleston Police Department

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

AFFIDAVIT

Personally appear before me, a magistrate of this county one, DET. J. LESTER who first being duly sworn deposed and says that, Antonio Orlando Simmons, did within this county and state on the January 13th, 2014 violate the criminal laws of the State of South Carolina in the following particular:

DESCRIPTION OF OFFENSE

Possession of a Firearm During the Commission of a Violent Crime 16-23-490

The affiant states there is probable cause to believe that the defendant named did commit the crime set forth and that such probable cause is based on the following facts:

On Monday, January 13th, 2014 at approximately 10:38 PM, while at the Kangaroo, located at 106 Main Rd, which is within the City and County of Charleston, SC, the above named defendant, Antonio Orlando Simmons, did knowingly, willingly, and unlawfully violate 16-23-490 of the South Carolina Code of Laws, Possession of a Firearm During the Commission of a Violent Crime, to wit:

That on the aforementioned date and time, the defendant (Antonio Simmons), while acting in concert with another suspect, entered the Kangaroo gas station while brandishing a firearm. The suspect was described as a black male approximately 5'5", small build, carrying a Glock style firearm with a dominant left hand, wearing a large fitting green zip-up hoodie, cloth gloves, knit hat pulled over his face with eyeholes cut out, and black/white tennis shoes. The suspect demanded money from the register and safe, then fled the scene with an undisclosed amount of cash and cigarettes.

Beginning December 10th 2013 to present there have been approximately 13 armed robberies that are all similar in modus operandi, using a combination of similar clothing, masks, shoes, gloves, and firearms (revolver, semi automatic pistol, tec 9, and pistol grip shotgun) in all the robberies. Based on witness statements and surveillance video, it is believed that all these robberies are carried out by a left handed male. It is believed that these robberies appear to be the same suspect based on the previously mentioned circumstances with similar physical characteristics matching the defendant.

Futhermore, the defendant agreed to voluntarily come to CPD headquarters on January 23rd, 2014 and provide a audio and video recorded interview. Investigators observed that the defendant was wearing shoes that match the shoes worn by the suspect during this incident.

CONT. PAGE 2

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 5 DAY OF May 2014

Signature of Ellen S. Steinberg (L.S.) SIGNATURE OF JUDGE

COMPLAINT # 14-00654

WARRANT #

INVESTIGATING OFFICER: Det.J. Lester

Charleston Police 5/6 8:25 AM DET. J. Lester MAY 05 2014 NCIC Operations 180 Lockwood Blvd. Charleston, SC 29403 843-577-7434

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

Fig. 2 of 2
SUPP. R. 75

AFFIDAVIT

The modus operandi and description of the suspects in this incident are similar to that of a robbery that occurred on March 13th, 2014 at the McDonalds located at 2007 Magwood Dr., Charleston, SC in that the two suspects' physical descriptions are similar, the facial concealment method, and the hand in which the firearm is held is the same. The defendant, and his codefendant, Feraud Lemon, were developed as persons of interest. Each of their cell phone records placed them in the area of the McDonald's, and also show them communicating with one another before and after the robbery.

Search warrants were obtained for their residences and specific clothing matching those worn in the McDonald's robbery, including latex gloves, shoes, and knit hats were located.

A further analysis of cell phone records for co-defendant, Feraud Lemon, show him in the immediate area of this incident and nearly each of the above mentioned armed robberies. Investigators believe that co-defendant, Feraud Lemon, is acting in concert with the defendant who appears to enter each business based on the physical description of the suspect while co-defendant Feraud Lemon's cell phone is showing him in the immediate area and acts as an accomplice.

On April 6, 2014, the co-defendant, Lemon, was stopped while driving in the area of previously related armed robberies. Two black male passengers fled from the vehicle into the nearby wooded area, while Lemon stayed in the driver's seat. A CPD bomb K9 located two firearms, one being similar to the one used during this robbery, were located in the immediate area where the two passengers fled into the woods. An hour later, patrol units stopped Antonio in the area of the traffic stop with mud on his clothing. During a post-Miranda interview, Antonio admitted to his presence in the vehicle during the traffic stop and subsequently fleeing on foot. The defendant and co-defendant have been arrested and charged with the armed robbery to multiple separate businesses.

Due to Antonio's similar physical description, dominant left hand, evidence believed to be related to several of these incident located during a search warrant of his residence, the handgun located after the traffic stop, and his known association with the co-defendant, Lemon, whose cell phone places him in the area of this armed during the robbery, there is probable cause to believe that Antonio committed the armed robbery. Furthermore, since Antonio's incarceration on 4-11-14, there have been no further robberies with a similar M.O. and suspect description.

The above mentioned facts are true and believable based upon the statements of the victims, the video surveillance of the incident which captured the defendant possessing the firearm and the commission of the crime, the evidence located at the defendant's residence, the defendant's and codefendant's phone records, and the investigations of the Charleston Police Department.

SWORN TO AND SUBSCRIBED before me
this 5 day of May, 2014

Ellen S. Henning (L.S.)
Signature of Issuing Judge

DET. J. Lester

Signature of Affiant

Charleston Police

MAY 05 2014

NCIC Operations

180 Lockwood Blvd
Charleston, SC 29403
843-720-3036

COMPLAINT #14-00654
WARRANT #

INVESTIGATING OFFICER: Det. J. Lester

JL

RECEIVED

Aug 30 2021

CERTIFICATE OF COUNSEL

SC Court of Appeals

Counsel for Respondent certifies this Supplemental Record on Appeal contains all the supplemental material proposed to be included by any of the parties and not any other material and complies to the best of my ability with the April 15, 2014, order from the South Carolina Supreme Court entitled "Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings."

ALAN WILSON
Attorney General

MARK R. FARTHING
Senior Assistant Attorney General

SCARLETT A. WILSON
Solicitor, Ninth Judicial Circuit

BY: 

Mark R. Farthing
S.C. Bar Number 76901

ATTORNEYS FOR RESPONDENT

August 30, 2021

Leigh Ann Stone

From: Leigh Ann Stone
Sent: Monday, August 30, 2021 3:50 PM
To: vseeger@sccid.sc.gov
Cc: Mark Farthing; William Blich; Stock, Chris
Subject: The State v. Antonio Orlando Simmons (2020-000088)
Attachments: Simmons.Motion to File Supplemental Record on Appeal (02695220xD2C78).PDF; Simmons.Supplemental Record on Appeal (02694528xD2C78).PDF

Good Afternoon Mr. Seeger,

Attached please find the Motion to Allow Filing of Supplemental Record on Appeal and the Supplemental Record on Appeal in The State v. Antonio Orlando Simmons (2020-000088). These documents will be submitted to the South Carolina Court of Appeals today via the AIS One Drive System.

If you will, please reply to confirm receipt of this email.

LEIGH ANN STONE, Legal Assistant
South Carolina Attorney General's Office
Criminal Appeals | Office 803-734-7239 | LeighAnnStone@scag.gov
P.O. Box 11549 | Columbia, SC 29211
scag.gov



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