

STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF AIKEN )  
 )  
 )  
 STATE OF SOUTH CAROLINA, )  
 )  
 )  
 VS )  
 )  
 )  
 DENZELL JACKSON & )  
 SHAKEL DIXON )  
 )  
 Defendant. )

IN THE COURT OF GENERAL SESSIONS  
 SECOND JUDICIAL CIRCUIT

ORDER ON KIDNAPPING CHARGE

Indictment No(s). 2019GS0202084 - on  
 2019GS0202083  
 2019GS0202082  
 2019GS0202016 - cert. copy  
 2019GS0202017  
 2019GS0202018

STATE OF SOUTH CAROLINA  
 COUNTY OF AIKEN  
 L. Robert J. Harte, Clerk of Court of Common Pleas and General  
 Sessions for Aiken County, South Carolina do hereby certify  
 that the foregoing constitutes a true and correct copy of the  
 original documents which have been filed in my office this  
 23 day of Sept 2021  
 Robert J. Harte  
 C.C.P. & G.S., Aiken County, S.C.  
 Deputy Clerk  
 Sherry S. Langley 88

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 SC Court of Appeals

On August 19, 2021 the jury returned a verdict of guilty to all charges against both defendants' including Kidnapping. The court requested a memo of law in regards to the kidnapping charge under 16-003-0910. "Whoever shall unlawfully seize, confine, inveigle, decoy, kidnap, abduct or carry away any other person by any means whatsoever without authority of law, except when a minor is seized or taken by his parent, is guilty of a felony and, upon conviction, must be imprisoned for a period not to exceed thirty years unless sentenced for murder as provided in Section 16-3-20."

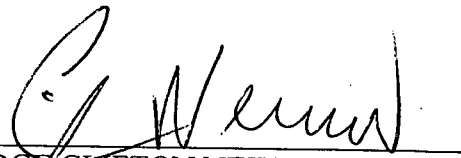
In State v. Stokes, 345 S.C. 368 (S.C. 2001) the court stated "the definition of "decoy" is to lure successfully. Inveigling has also been defined as "enticing, cajoling, or tempting the victim, usually through some deceitful means such as false promises." Id pg. 374. Derrick Curry in this case was lured to the Nokesville Circle home by both defendants and Shaniyah Toney. He was lied to and tricked and was under the impression he was going there to hang out socially with Ms. Toney. Up until the moment that defendant Jackson pulled the trigger and shot Mr. Curry in the face, he was held against his will under false pretenses. "Nothing in the policy of the kidnapping statute justifies rewarding the kidnapper simply because he is ingenious enough to

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conceal his true motive from his victim until he is able to transport her to another location.”  
Stokes at. p. 373. “Where kidnapper accompanies inveigled victim, victim is kept from acting in entirely voluntary manner by acts, presence, and intent of inveigling kidnapper, he is ensnared within net that kidnapper’s deception has prevented him from seeing, and in such a case victim’s act of accompanying kidnapper is not voluntary and does not amount to legally valid consent.” Id at p. 373.

I find that the facts of this case support the kidnapping charge and verdict of guilty. Both defendants’ were sentenced to life on the murder charge, so the kidnapping charge shall be a conviction for both Denzell Jackson and Shakel Dixon, but no additional sentence shall be entered.

IT IS SO ORDERED.



JUDGE CLIFTON NEWMAN  
ADMINISTRATIVE JUDGE  
2<sup>ND</sup> JUDICIAL CIRCUIT

Aiken, South Carolina

September 23, 2021

STATE OF SOUTH CAROLINA

COUNTY OF Aiken

STATE

VS.

Shakel Raheem Dixon

AKA:

Race: Black Sex: M Age: 22

DOB: \_\_\_\_\_ SS#: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

DL#\* \_\_\_\_\_ SID# \_\_\_\_\_

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No

In disposition of the above indictment comes now the Defendant who was  CONVICTED OF or  PLEADS

TO: Kidnapping / Kidnapping

In violation of § 16-03-0910 of the S.C. Code of Laws, bearing CDR Code # 0095

NON-VIOLENT  VIOLENT  SERIOUS  MOST SERIOUS  Mandatory GPS  § 17-25-45

(CSC w/minor 1<sup>st</sup> or CSC w/minor 3<sup>rd</sup>)

The charge is:  As indicted,  Lesser Included Offense,  Defendant Waives Presentment to Grand Jury. \_\_\_\_\_ (def.'s initials)

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

ATTEST:

Jacqui Charbonnet 103430  
Solicitor SC Bar #

Shakel Dixon  
Defendant

B. [Signature] 72900  
Attorney for Defendant SC Bar #

WHEREFORE, the Defendant is committed to the  State Department of Correction  County Detention Center,

for a determinate term of \_\_\_\_\_ days/months/years/Time Served  Youthful Offender Act not to exceed \_\_\_\_\_ years

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

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

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

The sentence shall run

CONCURRENT or  CONSECUTIVE to sentence on: \_\_\_\_\_

See Attached Order. Sentenced to Life for Murder.

The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied by SCDoc. \_\_\_\_\_ days/months

To include time spent on monitored house arrest prior to trial and sentencing.

The Defendant Shall be Released from County Detention Center.

Pursuant to 18 U.S.C. § 922 and § 16-25-30 it is unlawful for a person convicted of a violation of § 16-25-20 or § 16-25-65 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2019 - GS - 02 - 02018

AW#: 2019A0210700187

Date of Offense: 4/30/2019

S.C. Code §: 16-03-0910

CDR Code #: 0095

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SENTENCE SHEET  
COURT of Appeals

NMT 30 yrs

**SPECIAL CONDITIONS:**

**PTUP** after \_\_\_\_\_ months/years

**And Other Terms Listed Below:**

- Substance Abuse Counseling       Completion of GED       Random Drug/Alcohol Testing
- Attend Voc. Rehab. Or Job Corp       No Contact with Victim       Domestic Violence Intervention Program
- Mental Health Counseling       May serve W/E beginning: \_\_\_\_\_
- Sex Offender Registry pursuant to S.C. Code § 23-3-430       Public Service Employment \_\_\_\_\_ days/hours
- Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135.
- Other: \_\_\_\_\_

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

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

Payment Terms: \_\_\_\_\_  Set by SCDPPPS

Recipient: \_\_\_\_\_

**\*Fine:**

Fine may be pd. in equal consecutive weekly/monthly pmts. of	\$ _____	Beginning	_____	\$ _____
§14-1-206 (Assessments 107.5%)				\$ _____
§14-1-211 (A)(1)(Conv. Surcharge)			\$100	\$ _____
§14-1-211 (A)(2)(DUI Surcharge)			\$100	\$ <u>100.00</u>
§56-5-2995 (DUI Assessment)			\$12	\$ _____
§56-1-286 (DUI Breath Test)			\$25	\$ _____
§14-1-212 (Law Enforce. Funding)			\$25	\$ _____
§14-1-213 (Drug Court Surcharge)			\$150	\$ <u>25.00</u>
§34-11-70(b)and(c), and 34-11-90(c)and(d) (Admin Fraud Check Court Costs)			\$41	\$ _____
§50-21-114 (BUI Breath Test Fee)			\$50	\$ _____
§56-5-2942(J) (Vehicle Assessment)			\$40/ea	\$ _____
3% to County (if paid in installments)			TBD	\$ <u>3.75</u>
<input type="checkbox"/> Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees			\$500	\$ _____
<input type="checkbox"/> § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund			TBD	\$ _____

**TOTAL** \$ 128.75

Clerk of Court/Deputy Clerk: Sherry Langley  
 Court Reporter: DCR

Presiding Judge: C. W. Merritt  
 Judge Code: 2129  
 Sentence Date: August 20, 2021