

STATE OF SOUTH CAROLINA }
COUNTY OF DORCHESTER }

IN THE CIRCUIT COURT
FIRST JUDICIAL CIRCUIT

David M. Pascoe, as Solicitor }
First Judicial Circuit }

PLAINTIFF, }

vs. }

\$1,191.00 dollars of U.S. Currency }

DEFENDANT, }

Antonio B. Harris }

CONSENT ORDER OF FORFEITURE

RECEIVED

Apr 11 2022

SC Court of Appeals

This is an In Rem forfeiture proceeding brought pursuant to Article 3, Chapter 53, Title 44, Code of Laws of South Carolina, as amended. The Plaintiff is the Solicitor for the First Judicial Circuit. The Defendant property, listed in the case caption above, was seized in Dorchester County, South Carolina, by deputies of the Dorchester County Sheriff's Office.

The Defendant property is:

1. _____ controlled substances which have been manufactured, distributed, dispensed, or acquired in violation of Article 3, Chapter 53, Title 44, Code of Laws of South Carolina, as amended;
2. _____ raw materials, products, and equipment of any kind which are used, or which have been positioned for use, in manufacturing, producing, compounding, processing, delivering, importing, or exporting any controlled substance in violation of Article 3, Chapter 53, Title 44, Code of Laws of South Carolina, as amended;
3. _____ property which is used, or which has been positioned for use, as a container for controlled substances described in Article 3, Chapter 53, Title 44, Code of Laws of South Carolina, as amended, or as a container for raw materials, products and equipment of any kind which are used, or which have been positioned for use, in manufacturing, producing, compounding, processing, delivering, importing, or exporting any controlled substance as described in Article 3, Chapter 53, Title 44, Code of Laws as amended;
4. _____ property, both real and personal, which in any manner is knowingly used to facilitate production, manufacturing, distribution, sale, importation, exportation, or trafficking in various controlled substances, as defined in Article 3, Chapter 53, Title 44, Code of Laws of South Carolina, as amended;
5. _____ books, records, and research products and materials, including formulas, microfilm, tapes, and data which are used, or which have been positioned for use, in violation of Article 3, Chapter 53, Title 44, Code of Laws of South Carolina, as amended;

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The Chevrolet Silverado was then observed exiting the parking lot. Dorchester County K9 Deputy Throckmorton and Summerville Police Department Officer Souder were advised to conduct a traffic stop on the vehicle due to the drug transaction that just occurred and Tyler having warrants for her arrest. Deputy Throckmorton activated the emergency lights on his marked patrol car. The vehicle then quickly turned right onto Highway 78 from Grandview Dr. Assisting Detectives noticed that a bottle appeared to have just been thrown from the vehicle and was rolling on the ground behind the vehicle as it continued to drive a short distance before coming to a complete stop. Once the driver of the vehicle, who was identified as Antonio Harris, and Tyler were detained and secured Detectives moved the Chevrolet from the roadway into a nearby parking lot. Detective Lt. Peterson alerted Detectives that the bottle located contained a quantity of field test presumptive crystal methamphetamine weighing approx. 13.4 gross grams, a white powder substance that field test presumptive for cocaine and weighed approx. 16.9 gross grams, and a off white rock like substance that field test presumptive for cocaine base and weighed less than a gross gram. Detectives then began to retrace the route taken by Harris and Tyler to ensure nothing else was thrown from the vehicle.

Both Harris and Tyler were read their Miranda rights by Detective Sgt. Lundberg from a issued Miranda warning card. Both waived them to speak with Detective Sgt. Lundberg. Detective Sgt. Lundberg spoke with Harris and explained the situation. Harris initially denied having knowledge of anything occurring and stated that he only came to pick up Tyler because she asked for a ride. Detective Sgt. Lundberg explained that they watched him participate in a controlled purchase of narcotics. Detective Sgt. Lundberg then told Harris about the bottle that was collected and what was recovered. Harris denied knowledge of the bottle. Detective Sgt. Lundberg told Harris that it was going to be caught on video and then he began to say that he believed that Tyler may have thrown something from the vehicle, but he was not sure what it was. Harris stated that the only thing belonged to him was an Altoids case that contained cocaine.

Detective Sgt. Lundberg then spoke with Tyler. Detective Sgt. Lundberg told Tyler that she had an outstanding warrant and Tyler stated that she was aware of it and that it occurred in Berkeley County a couple weeks prior. Detective Sgt. Lundberg then asked Tyler about the bottle. Tyler denied knowledge of the bottle. Detective Sgt. Lundberg informed her that it would be on video and that Harris stated she threw it from the vehicle and the items inside belonged to her. Tyler then admitted that she believed Harris threw the bottle, but could not say when or what it contained. Tyler stated that she did not have any drugs in the vehicle and that she felt Harris was attempting to get her to take the charge to his past criminal history and the due to the penalty being worse for him. Tyler was adamant that the drugs did not belong to her. Tyler went into detail about having a drug addiction and that she needed some help. Tyler went into detail about her distribution of illegal drugs namely methamphetamine. Tyler admitted that Harris was her supplier and spoke of his involvement with a large drug trafficking organization (DTO).

Detective Sgt. Lundberg spoke with Harris again. Harris asked what Sgt. Lundberg wanted to make this go away. Detective Sgt. Lundberg began to explain what he was looking for to assist with the possible charges that would come from the incident. Harris explained his involvement

with the DTO in further detail. Harris was found to be in possession of one thousand one hundred and ninety one dollars. Of that amount, all four hundred and twenty five dollars of the prerecorded U.S. currency used as buy money to purchase the crystal methamphetamine was located.

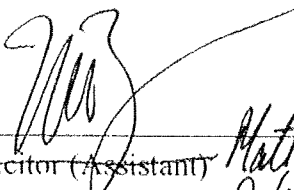
Detective Sgt. Lundberg explained to Harris that the U.S. currency was being seized by Detectives due to the fact that it was located within close proximity to illegal controlled substances and that it was mixed in with prerecorded buy money showing proceeds from ill gotten gains.


PROPERTY SEIZED: \$1,191.00 U.S. Currency

WHEREFORE, UPON MOTION of the Plaintiff, and with consent of the seizing agency and the owner of the Defendant property; **IT IS ORDERED, ADJUDGED AND DECREED THAT**, the aforementioned Defendant's property described herein is forfeited to the State of South Carolina, and the disposition of said property is accomplished by consent to the Plaintiff and the seizing agency involved, in accordance with S. C. Code 44-53-530.

I SO MOVE:


I CONSENT:

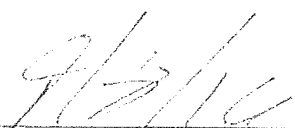
for

Solicitor (Assistant) *Matt Bachman attorney*
First Judicial Circuit *Solicitor's office*


Name: *Daniel Lundberg*
Rank: *Sgt.*

I CONSENT:

I HAVE GIVEN THIS CONSENT FREELY AND VOLUNTARILY WITHOUT FEAR, THREAT, PROMISE, OR REWARD, OR HOPE OF REWARD OF ANY KIND. I UNDERSTAND THAT THIS CONSENT ORDER WILL NOT AFFECT THE CRIMINAL CHARGES, IF ANY, AGAINST ME RELATED TO THE SEIZURE OF THIS PROPERTY BY THE DORCHESTER COUNTY SHERIFF'S OFFICE.


Owner of Defendant Property


Date:

Owner of Defendant Property

Date:

AND IT IS SO ORDERED!

Presiding Judge
First Judicial Circuit

_____, 2018
_____, South Carolina

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