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S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM ABBEVILLE COUNTY
Court of General Sessions
R. Scott Sprouse, Circuit Court Judge

Appellate Case No. 2022-000621

Opinion No. 2022-UP-097 (S.C. Ct. App. filed March 9, 2022)

Brandon Moore, ...Petitioner,

v.

State of South Carolina, ...Respondent.

Appendix – Volume I of II

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Solicitor, Eighth Judicial Circuit

Attorneys for Respondent State of South Carolina

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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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SC Court of Appeals

APPEAL FROM ABBEVILLE COUNTY
Court of General Sessions
R. Scott Sprouse, Circuit Court Judge

Appellate Case No. 2019-000454

Brandon Moore, ... Appellant.

v.

State of South Carolina, ... Respondent.

Record on Appeal – Volume I of II

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STATE OF SOUTH CAROLINA)	**IN THE COURT OF GENERAL SESSIONS**
)	
COUNTY OF ABBEVILLE)	Indictment Nos. 2018-GS-01-00433
)	2018-GS-01-00434
State of South Carolina)	
)	
v.)	
)	
Brandon Keith Moore,)	
)	**VERDICT**
Defendant.)	
)	

INDICTMENT NO. 2018-GS-01-00433
Trafficking Methamphetamine Greater Than 28 Grams but Less Than 100 Grams

We, the jury, unanimously find on Indictment Number 2018-GS-01-00433 that the Defendant, **Brandon Keith Moore**, is:

✓ **Not Guilty of Trafficking Methamphetamine Greater Than 28 Grams but Less Than 100 Grams.**

OR

_____ **Guilty of Trafficking Methamphetamine Greater Than 28 Grams but Less Than 100 Grams.**

ALTERNATIVELY, THE DEFENDANT MAY BE FOUND GUILTY OF THE LESSER INCLUDED OFFENSE OF POSSESSION OF METHAMPHETAMINE. YOU MAY NOT FIND THE DEFENDANT GUILTY OF THIS OFFENSE IF YOU HAVE FOUND HIM GUILTY OF TRAFFICKING METHAMPHETAMINE.

_____ **Not Guilty.**

OR

✓ **Guilty of Possession of Methamphetamine.**

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INDICTMENT NO. 2018-GS-01-00434
Possession of a Weapon during the Commission of a Violent Crime

IN ORDER TO FIND THE DEFENDANT GUILTY OF THIS OFFENSE, YOU MUST HAVE FOUND HIM GUILTY OF TRAFFICKING METHAMPHETAMINE.

We, the jury, unanimously find on Indictment Number 2018-GS-01-00434 that the Defendant, **Brandon Keith Moore**, is:

✓ **Not Guilty of Possession of a Weapon during the Commission of a Violent Crime.**

OR

_____ **Guilty of Possession of a Weapon during the Commission of a Violent Crime.**

Christopher Crawford

Christopher Crawford, Foreman

Abbeville, South Carolina

March 12, 2019

[NOTIFY THE BAILIFF WHEN YOU HAVE FINISHED]

STATE OF SOUTH CAROLINA

COUNTY OF ABBEVILLE

IN THE COURT OF GENERAL SESSIONS

STATE VS.

BRANDON KEITH MOORE

AKA: Brandon Moore

Race: White Sex: M Age: 36

DOB: SS#:

Address:

City, State, Zip: Calhoun Falls, SC 29628

DL# SID#

*CDL Yes ☐ No ☐ CMV Yes ☐ No ☐ Hazmat Yes ☐ No ☐

INDICTMENT/CASE#: 18GS01-0433
A/W: 2018A0110100149
Date of Offense: 03/29/2018
S.C. Code §: 44-53-375(C)
CDR Code #: 0392

SENTENCE SHEET

In disposition of the said indictment comes now the Defendant who was ☒ CONVICTED OF or ☐ PLEADS

TO: **Possession Methamphetamine; 0-3 years**

In violation of § **44-53-375(A)** of the S.C. Code of Laws, bearing CDR Code # **3009**

☒ NON-VIOLENT ☐ VIOLENT ☐ SERIOUS ☐ MOST SERIOUS ☐ Mandatory GPS (CSC w/minor 1st or CSC w/minor 3rd) ☐ §17-25-45

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:

Micah E. Black, Assistant Solicitor — 101119 SC Bar #

Defendant

Attorney for Defendant — 103228 SC Bar #

WHEREFORE, the Defendant is committed to the ☒ **State Department of Corrections** ☐ **County Detention Center,** for a determinate term of 3 days/months/years or ☐ under the **Youthful Offender Act** not to exceed _____ years and/or to pay a fine of $_____; provided that upon the service of _____ days/months/years 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 Service standard conditions of probation, which are incorporated by reference.

☐ CONCURRENT or ☐ CONSECUTIVE to sentence on: _____

☒ The Defendant is to be given credit for time served pursuant to S.C. Code §24-13-40 to be calculated and applied by the State Department of Corrections. 2 Days TIS

☐ The Defendant is to be placed on Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.

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

SPECIAL CONDITIONS:

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

Total: $_____ plus 20% fee: _____ $_____

Payment Terms: _____

☐ Set by SCDPPPS _____

Recipient: _____

*Fine:		$_____
§14-1-206 (Assessments 107.5%)		$_____
§14-1-211 (A)(1)(Conv. Surcharge)	$100	$100.00
§14-1-211 (A)(2)(DUI Surcharge)	$100	$_____
§56-5-2995 (DUI Assessment)	$12	$_____
§56-1-286 (DUI Breath Test)	$25	$_____
Proviso (Public Def/Prob)	$500	$_____
§14-1-212 (Law Enforce. Funding)	$25	$25.00
§14-1-213 (Drug Court Surcharge)	$150	$150.00
§50-21-114 (BUI Breath Test Fee)	$50	$_____
§56-5-2942(J) (Vehicle Assessment)	$40/ea	$_____
3% to County (if paid in installments)	$	$8.25
TOTAL		$283.25

☐ **Ordered** **PTUP** _____

_____ days/hours Public Service Employment

Obtain GED ☐

Attend Voc. Rehab. Or Job Corp. _____

May serve W/E beginning _____

Substance Abuse Counseling ☐

Random Drug/Alcohol Testing ☐

Fine may be pd. in equal consecutive weekly/monthly pmts. of $_____ Beginning _____

$_____ Paid to Public Defender Fund

Other: _____

☐ Appointed PD or appointed other counsel, Proviso requires $500 be paid to Clerk during probation and shall be collected before any other fees.

Clerk of Court/Deputy Clerk: Emily Y. McMahan

Court Reporter: Lisa Scott

Presiding Judge: _____

Judge Code: 2752

Sentence Date: 3-12-19

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SC Court of Appeals

SCCA/217 (07/2016)

STATE OF SOUTH CAROLINA COUNTY OF ABBEVILLE	IN THE COURT OF GENERAL SESSIONS FOR THE EIGHTH JUDICIAL CIRCUIT
State of South Carolina, Plaintiff, v. Brandon Moore, Defendant.	Case No.: 2018-GS-01-00433 ORDER DENYING DEFENDANTS' MOTION TO RECONSIDER SENTENCE

A hearing for Defendant's Motion was held in Newberry on April 25, 2019. After careful consideration of the able argument and filings of Counsel and review of the record, the Court is unable to discover any material fact or principle of law that either has been overlooked or disregarded and further finds no error of law or fact not appropriately considered. Accordingly, the Defendant's Motion, pursuant to Rule 29, SCRCrimP, is DENIED.

AND, IT IS SO ORDERED.

R. SCOTT SPROUSE
Judge, Tenth Judicial Circuit

Walhalla, South Carolina
May 8, 2019

FILED
STATE OF SOUTH CAROLINA
COUNTY OF ABBEVILLE
2019 MAY 13 AM 8:57
EMILY Y MCMAHAN
CLERK OF COURT

THE STATE OF SOUTH CAROLINA COUNTY OF ABBEVILLE State of South Carolina, Plaintiff, vs. Brandon Moore, Defendant.	IN THE COURT OF GENERAL SESSION FOR THE EIGHTH JUDICIAL CIRCUIT Case No. 2018-GS-01-00433 **Order Granting Appeal Bond**

This mater came before the Court on July 8, 2019 on Brandon Moore's motion for an appeal bond pursuant to Rule 246(a), SCACR, and S.C. Code Ann. § 18-1-90. Mr. Moore was present and represented by Charles Grose. Micah Black of the Eighth Circuit Solicitor's Office represented the State. After considering the written motion and the argument of counsel, the Court finds it is appropriate to set a $25,000.00 cash or surety bond with the special conditions set forth below.

Appeal Bond Standard

"Bail may be allowed to the defendant in all cases in which the appeal is from the trial, conviction, or sentence for a criminal offense. However, bail is not allowed when the defendant has been sentenced to death, life imprisonment, or imprisonment for more than ten years." S.C. Code Ann. § 18-1-90. Because the sentence in this case is less than ten years, this Court has jurisdiction to set bond pursuant to Rule 246(a), SCACR. The factors to be considered in admitting a person to bail pending appeal include the probability of reversal,[1] the nature of the crime, the possibility of escape, and the character and circumstances of the appellant." *In re Michael H.*, 360

[1] This Court is not rendering an opinion as to the likelihood of success on the merits on appeal, and this Order should not be construed as rendering such an opinion.

S.C. 540, 553, 602 S.E.2d 729, 736 (2004) (citing *Nichols v. Patterson,* 202 S.C. 352, 25 S.E.2d 155 (1943)).

Findings of Fact and Conclusions of Law

From March 11-12, 2019, the State of South Carolina tried Mr. Moore before the Honorable R. Scott Sprouse and a jury for trafficking methamphetamine and possession of a firearm during the commission of a violent crime. The jurors found Mr. Moore not guilty of trafficking methamphetamine and possession of a firearm during the commission of a violent crime. The jurors convicted Mr. Moore of the lesser offense of possession of methamphetamine, first offense. The Court sentenced Mr. Moore to a term of incarceration of three years.

Mr. Moore does not have a prior record. After completing the Reception and Evaluation process, the South Carolina Department of Corrections assigned Mr. Moore to the MacDougall Correctional Institution. At MacDougall, Mr. Moore is on a work detail at the "Chicken Farm," which supplies farm products to the Department of Corrections, doing maintenance and electrical work. The "Chicken Farm" is outside the secure fences, and the Department of Corrections allows Mr. Moore to walk to and from work. Prior to his trial, Mr. Moore complied with the conditions of his bond and appeared for his jury trial, so there is no reason to believe he will flee or escape. If released on bond, Mr. Moore plans to live with his mother, Betty Moore, and wife, Shanna Moore, at 422 East Savannah Street, Calhoun Falls, SC 29628. This Court, therefore, finds that the nature of the crime, the character and circumstances of Mr. Moore, and the likelihood that he will not flee or escape militate in favor of granting an appeal bond.

Therefore, it is ordered that Mr. Moore's appeal bond is set at $25,000.00, cash or surety. It is further ordered that Mr. Moore shall live at 422 East Savannah Street, Calhoun Falls, SC

#2

29628. Mr. Moore shall be on house arrest. He shall not leave his home except for work, attending religious services, medical appointments, attending court, and meeting with his lawyer.

IT IS SO ORDERED.

Donald B. Hocker
Chief Administrative Judge, Eighth Judicial Circuit

8-5, 2019
Laurens, South Carolina

#3

ARREST WARRANT

2018A0110100149

STATE OF SOUTH CAROLINA

[X] County/ [ ] Municipality of

Abbeville

THE STATE 2018000682

against

Brandon Keith Moore

Address:

Calhoun Falls, SC 29628-1237

Phone: SS:

Sex: M Race: W Height: 6 4 Weight: 265

DL State: SC DL #:

DOB: Agency ORI #: SC0010000

Prosecuting Agency: Abbeville County Sheriff

Prosecuting Officer: Jeffery S Hines - S00010

Offense: Drugs / Trafficking in meth. or cocaine base - 28 g or more, but less than 100 g - 1st offense

Offense Code: 0392

Code/Ordinance Sec: 44-53-0375(C)(2)(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 Brandon K. Moore on 3-30-18

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
Courthouse Court Square, Room 102
P O Box 99
Abbeville, SC 29620

AUDIT COPY AUDIT COPY AUDIT COPY AUDIT COPY

AFFIDAVIT

AUDIT COPY

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

STATE OF SOUTH CAROLINA

[X] County/ [ ] Municipality of

Abbeville

Personally appeared before me the affiant Jeffery S Hines who being duly sworn deposes and says that defendant Brandon Keith Moore did within this county and state on or about 3/29/2018 violate the criminal laws of the State of South Carolina (or ordinance of [X] County/ [ ] Municipality of Abbeville) in the following particulars:

DESCRIPTION OF OFFENSE: Drugs / Trafficking in meth. or cocaine base - 28 g or more, but less than 100 g - 1st offense

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

That on March 29, 2018 one Brandon Keith Moore, did commit the crime of Drugs / Trafficking in meth or cocaine base - 28 grams or more, but less than 100 grams- 1st offense in that he did possess 49.4 grams of a clear crystal substance, which filed tested positive for methamphetamine, without the authority to do so. This incident occurred at 1110 McKenley Creek Road. Information from affiant and ACSO case number 20180000682

RECEIVED
MAR 19 2019
SC Court of Appeals

Signature of Affiant

STATE OF SOUTH CAROLINA

[X] County/ [ ] Municipality of

Abbeville

Affiant's Address 21 Old Calhoun Falls Road
Abbeville, SC 29620-

Affiant's Telephone (864)446-6000

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 3/29/2018 defendant Brandon Keith Moore did violate the criminal laws of the State of South Carolina (or ordinance of [X] County/ [ ] Municipality of Abbeville) as set forth below:

DESCRIPTION OF OFFENSE: Drugs / Trafficking in meth. or cocaine base - 28 g or more, but less than 100 g - 1st offense

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 3/30/2018

(L.S.)

Signature of Issuing Judge

Carolyn Walker Brownlee

Judge Code: 5871

Judge's Address
Abbeville, SC 29620-1156

Judge's Telephone (864)446-6500

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

AUDIT COPY AUDIT COPY AUDIT COPY

ARREST WARRANT

2018A0110100150

STATE OF SOUTH CAROLINA

[X] County/ [ ] Municipality of

Abbeville

THE STATE 2018000682

against

Brandon Keith Moore

Address:

Calhoun Falls, SC 29628-1237

Phone: SSN.

Sex: M Race: W Height: 6 4 Weight: 265

DL State: SC DL #:

DOB: Agency ORI #: SC0010000

Prosecuting Agency: Abbeville County Sheriff

Prosecuting Officer: Jeffery S Hines - S00010

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 Brandon K. Moore on 3-30-18

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
Courthouse Court Square, Room 102
P O Box 99
Abbeville, SC 29620

AUDIT COPY AUDIT COPY AUDIT COPY AUDIT COPY

AFFIDAVIT

AUDIT COPY

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

STATE OF SOUTH CAROLINA)
[X] County/ [ ] Municipality of)
Abbeville)

Personally appeared before me the affiant Jeffery S Hines who being duly sworn deposes and says that defendant Brandon Keith Moore did within this county and state on or about 3/29/2018 violate the criminal laws of the State of South Carolina (or ordinance of [X] County/ [ ] Municipality of Abbeville) 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:

That on March 29, 2018 in the county of Abbeville, one Brandon Keith Moore did knowingly and willfully possess a loaded .40 caliber Steyr M40 pistol and a Sears and Roebuck 410g bolt action shotgun, while committing the violent crime of trafficking methamphetamine, which did field tested positive. This incident occurred at 1110 McKenley Creek Road. Information from affiant and ACSO case number 2018000682

RECEIVED MAR 19 2019 SC Court of Appeals

Signature of Affiant

STATE OF SOUTH CAROLINA)
[X] County/ [ ] Municipality of)
Abbeville)

Affiant's Address 21 Old Calhoun Falls Road
Abbeville, SC 29620-

Affiant's Telephone (864)446-6000

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 3/29/2018 defendant Brandon Keith Moore did violate the criminal laws of the State of South Carolina (or ordinance of [X] County/ [ ] Municipality of Abbeville) 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 3/30/2018

(L.S.)

Signature of Issuing Judge

Carolyn Walker Brownlee

Judge Code: 5871

Judge's Address
Abbeville, SC 29620-1156

Judge's Telephone (864)446-6500

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

AUDIT COPY AUDIT COPY AUDIT COPY AUDIT COPY

WITNESSES

J. S. Hines

Abbeville County Sheriff's Office

WARRANT NUMBER

2018A0110100149

M. V. (?)

Foreman of the Grand Jury

Date: 7-20-18

TRUE BILL

VERDICT

Foreman

THE STATE OF SOUTH CAROLINA

COUNTY OF ABBEVILLE

COURT OF GENERAL SESSIONS

July Term, 2018

Indictment # **18GS01-** 0433

THE STATE

vs.

BRANDON KEITH MOORE

INDICTMENT FOR

TRAFFICKING METHAMPHETAMINE

SC Code: § 44-53-375(C)

CDR: 0392

I hereby waive presentment to the Grand Jury.

Defendant

Witness:

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MAR 19 2019
SC Court of Appeals

THE STATE OF SOUTH CAROLINA

COUNTY OF ABBEVILLE

INDICTMENT FOR

TRAFFICKING METHAMPHETAMINE
§44-53-375(C)

At a Court of General Sessions, convened on the 20th day of July, 2018, the Grand Jurors of Abbeville County present upon their oath:

The defendant, Brandon Keith Moore, did on or about March 29, 2018, in Abbeville County, South Carolina, knowingly sell, manufacture, deliver, purchase, or bring into this State, or did provide financial assistance or otherwise aid, abet, attempt, or conspire to sell, manufacture, deliver, purchase, or bring into this State, or was knowingly in actual or constructive possession or knowingly attempted to become in actual or constructive possession of twenty-eight (28) grams or more of methamphetamine as defined and otherwise limited in Section 44-53-110, 44-53-210(d)(1), or 44-53-210(d)(2), all in violation of 44-53-375(C), Code of Laws of South Carolina (1976, as amended).

Against the peace and dignity of the State, and contrary to the statute in such cases made and provided.

Micah E. Black
Assistant Solicitor

WITNESSES

J. S. Hines

Abbeville County Sheriff's Office

WARRANT NUMBER

2018A0110100150

Foreman of the Grand Jury

Date: 7-20-18

TRUE BILL

VERDICT

Foreman

THE STATE OF SOUTH CAROLINA

COUNTY OF ABBEVILLE

COURT OF GENERAL SESSIONS

July Term, 2018

Indictment # **18GS01-**0434

THE STATE

vs.

BRANDON KEITH MOORE

INDICTMENT FOR

POSSESSION OF A WEAPON DURING THE COMMISSION OF A VIOLENT CRIME

SC Code: § 16-23-0490

CDR: 0549

I hereby waive presentment to the Grand Jury.

Defendant

Witness:

RECEIVED
MAR 19 2019
SC Court of Appeals

THE STATE OF SOUTH CAROLINA

COUNTY OF ABBEVILLE

INDICTMENT FOR

POSSESSION OF A WEAPON DURING THE COMMISSION OF A VIOLENT CRIME §16-23-0490

At a Court of General Sessions, convened on the 20th day of July, 2018, the Grand Jurors of Abbeville County present upon their oath:

The defendant, Brandon Keith Moore, did on or about March 29, 2018, in Abbeville County, South Carolina, while committing the violent crime of Trafficking Methamphetamine, possess a .40 caliber Steyr M40 Pistol and a Sears and Roebuck 410 bolt action shotgun. All in violation of 16-23-0490, South Carolina Code of Laws (1976, as amended)

Against the peace and dignity of the State, and contrary to the statute in such cases made and provided.

Micah E. Black
Assistant Solicitor

The Grose Law Firm, LLC

404 Main Street, Greenwood, South Carolina 29646

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March 22, 2019

Via Hand Delivery

The Honorable Emily Yeargin McMahan
Clerk of Court, Abbeville County
PO Box 99
Abbeville, SC 29620-0099

Re: *State of South Carolina v. Brandon Moore*
Case Number(s) 2018-GS-01-00433

Dear Ms. McMahan:

Enclosed for filing please find Mr. Moore's Motion to Reconsider Sentence, along with a certificate of service.

Thank you for your attention to this matter. Please let me know if I can answer any questions or provide additional information.

With kindest regards, I am

Yours very truly,

E. Charles Grose, Jr.

cc: The Honorable R. Scott Sprouse (via email)
Micah Black, Esquire (via hand delivery)
Benjamin Aplin, Esquire (via email)
Robert M. Dudek (via email)

THE STATE OF SOUTH CAROLINA	)	IN THE COURT OF GENERAL SESSION
	)	FOR THE EIGHTH JUDICIAL CIRCUIT
COUNTY OF ABBEVILLE	)	
	)	Case No. 2018-GS-01-00433
State of South Carolina,	)	
Plaintiff,	)	
	)	**Motion to Reconsider Sentence**
vs.	)	
	)	
	)	
Brandon Moore,	)	
Defendant.	)	
	)	

To: The Honorable R. Scott Sprouse, Presiding Judge, Eighth Judicial Circuit,

Brandon Moore moves this Court to reconsider the sentence imposed on March 12, 2019, vacate that sentence, and impose a sentence of probation with appropriate conditions.

From March 11-12, 2019, the State of South Carolina tried Mr. Moore before this Court and a jury for trafficking methamphetamine and possession of a firearm during the commission of a violent crime. The jurors found Mr. Moore not guilty of trafficking methamphetamine and possession of a firearm during the commission of a violent crime. The jurors convicted Mr. Moore of the lesser offense of possession of methamphetamine. This Court sentenced Mr. Moore to a term of incarceration of three years, which is the maximum possible sentence for this offense.

The sentence this Court imposed on Mr. Moore is excessive for someone like Mr. Moore, with no significant prior record, convicted of first offense possession of methamphetamine. Additionally, the sentence this Court imposed on Mr. Moore is excessive when compared to the other sentences imposed by this Court for other similar offenses. Attached to this motion is a printout from the Judicial Department Website of all the dispositions for the Abbeville County

Term of General Sessions for the week of March 11-15, 2019. According to this information, this Court imposed the following sentences for drug offenses:

- Debra H. Batson pled guilty to possession of less than one gram of methamphetamine or cocaine base, first offense (reduced from distribution, etc. of methamphetamine, first offense), and this Court sentenced her to three years, provided upon the service of five days (time served), the balance is suspended with probation for five years, substance abuse counseling, and random drug and alcohol testing, with the potential of termination after three years, if in strict compliance with probation. The State dismissed charges for distribution or possession with intent to distribute within the proximity of a school or playground, distribution of a controlled substance, and two counts of possession of a controlled substance.

- Joshua Henry Gambrell pled guilty to possession of less than one gram of methamphetamine or cocaine base, third or subsequent offense (as charged), and this court sentenced him to ten years, provided on the service of twenty-three days (time served) the balance is suspended with probation for five years with substance abuse counseling and random drug and alcohol testing. The State dismissed charges for driving under the influence, third or subsequent offense, and unlawful carrying of a pistol.

- Thomas Eugene Hadden, Jr. pled guilty to possession of less than one gram of methamphetamine or cocaine base, first offense (as charged), and this Court sentenced him to thirty-nine days with credit for time served of thirty-nine days.

- Charles Lee Owens pled guilty to possession of less than one gram of methamphetamine or cocaine base, first offense (as charged), and this Court sentenced him to three years, suspended with probation for eighteen months with substance abuse counseling and random drug and alcohol testing. The State dismissed a charge for possession of less than one ounce of marijuana, first offense.

- Nathanal W. Sorrow pled guilty to possession of less than one gram of methamphetamine or cocaine base, first offense (as charged), and this Court sentenced him to three years, provided on the service of 54 days, time served, probation for three years with substance abuse counseling and random drug and alcohol testing. The State dismissed charges for possession of less than one gram of methamphetamine or cocaine base, first offense, and possession of less than one ounce of marijuana, first offense.

- Kenneth Lee Thomason pled guilty to possession of less than one gram of methamphetamine or cocaine base, first offense (reduced from a second offense) and this Court sentenced him to three years, provided on the service

> of five days (timed served), the balance is suspended with probation for five years with substance abuse counseling and random drug and alcohol testing, with possible early termination after three years if in strict compliance with probation.

Based on the disproportionate sentencing, it appears this Court punished Mr. Moore for exercising his constitutional rights to a jury trial[1] and imposed what is commonly referred to as a "trial tax." Our Supreme Court consistently holds, "[A] trial judge abuses his or her discretion when he or she *considers* the fact that the defendant exercised his or her constitutional right to a jury trial as a factor in sentencing the defendant." *Castro v. State*, 417 S.C. 77, 83, 789 S.E.2d 44, 47 (2016) (emphasis supplied by the Court); *see also Davis v. State*, 336 S.C. 329, 520 S.E.2d 801 (1999) (counsel was ineffective for failing to object when trial judge, after sentencing defendant, indicated he considered defendant's decision to have jury trial as factor in sentencing); *State v. Hazel*, 317 S.C. 368, 453 S.E.2d 879 (1995) (considering defendant's exercise of jury trial right when declining to sentence under YOA was an abuse of discretion); *State v. Brouwer*, 346 S.C. 375, 550 S.E.2d 915 (Ct. App. 2001) (sentencing court improperly considered fact that defendant exercised his right to jury trial).[2]

Additionally, based on the disproportionate sentencing, it appears this Court impermissibly considered the fact that Mr. Moore was originally charged with trafficking. *See, e.g., State v. Boggs*, 388 S.C. 314, 696 S.E.2d 597 (Ct. App. 2010) (plea judge's denial of jail

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[1] U.S. Const. Am. VI; S.C. Const. Art. I, § 14; *see also* S.C. Code Ann. § 17-23-80. During this term of court, this Court sentenced only one other person to a term of imprisonment, Mark Simmons, who pled guilty to attempting to murder an Abbeville County Sheriff's Deputy. *See* "Repeat offender gets maximum sentence after shooting at Abbeville deputy," found at http://www.scsolicitor8.org/repeat-offender-gets-maximum-sentence-after-shooting-at-abbeville-deputy/ (last viewed March 22, 2019).

[2] *And see Edwards v. State*, 392 S.C. 449, 454, 710 S.E.2d 60, 63 (2011) ("[W]e are troubled by the disparate sentences these co-defendants received from the same circuit judge").

credit for time defendant served in pretrial detention based upon state's decision to drop charge against defendant from armed robbery to strong arm robbery was an error at law).

This Court, therefore, should reconsider the sentence imposed on March 12, 2019, vacate that sentence, and impose a sentence of probation with appropriate conditions. Additionally, this Court should convene a hearing on this motion so that Mr. Moore can present more information about his character and circumstances.[3]

Conclusion

For the foregoing reasons, this Court should reconsider the sentence imposed on March 12, 2019, vacate that sentence, and impose a sentence of probation with appropriate conditions.

IT IS SO MOVED.

Respectfully Submitted,

By _____

E. Charles Grose, Jr.
S.C. Bar Number 66063
The Grose Law Firm, LLC
404 Main Street
Greenwood, SC 29646
(864) 538-4466
(864) 538-4405 (fax)
Email: charles@groselawfirm.com

Attorney for Brandon Moore

March 22, 2019
Greenwood, South Carolina

[3] Undersigned counsel is informed and believes this information was not provided to the Court during sentencing.

THE STATE OF SOUTH CAROLINA	)	IN THE COURT OF GENERAL SESSION
	)	FOR THE EIGHTH JUDICIAL CIRCUIT
COUNTY OF ABBEVILLE	)	
	)	Case No. 2018-GS-01-00433
State of South Carolina,	)	
Plaintiff,	)	
	)	
vs.	)	
	)	
	)	
Brandon Moore,	)	
Defendant.	)	
	)	

I certify that I have served a copy of this pleading on the State of South Carolina by hand delivery, on the date reflected below, addressed to

Micah Black, Esquire
Solicitor, Eighth Circuit Solicitor's Office
Greenwood, SC

By _____

E. Charles Grose, Jr.
The Grose Law Firm, LLC
404 Main Street
Greenwood, SC 29646
(864) 538-4466

March 22, 2019
Greenwood, South Carolina

Abbeville County
Eighth Judicial Circuit
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Search By...Court Type All Courts **Court Agency** General Sessions

Case # **Case Type** All Case Types **Case SubType** All Case Sub-Types

Last Name/Business **First** **Middle** **Suffix** **Party Type** All

Action Type All Actions **CDR Code**

Date Type Disposed **Beginning** 03/11/2019 **Ending** 03/15/2019

Tax Map# From **Through**

Only for Civil Cases... Index Search (•) All ( ) Lis Pendens ( ) Judgments | **Cross Index Search** (•) All ( ) Judgment For ( ) Judgment Against

Search | Reset Search Fields | **Name Search Option** (•) Begins With ( ) Contains

Name	Party Type	Case Number	Filed Date	Case Status	Disposition Date	Type	Subtype	Judgment #	Court Agency
Adams, Danny Sean	Defendant	2018A0110200053	09/17/2018	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Batson, Debra H	Defendant	2018A0120100177	09/18/2018	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Batson, Debra H	Defendant	2018A0120100180	09/18/2018	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Batson, Debra H	Defendant	2018A0120100182	09/18/2018	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Batson, Debra H	Defendant	2018A0120100183	09/18/2018	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Batson, Debra H	Defendant	2018A0120100184	09/18/2018	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Blair, April Marie	Defendant	2018A0110100350	09/17/2018	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Blair, April Marie	Defendant	2018A0110100351	09/17/2018	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Brown Jr, Donald Ronald Tanner	Defendant	2019A0110100001	01/23/2019	Disposed	03/11/2019	Criminal-Clerk			General Sessions
Brown, Shantavia Tykneece	Defendant	2013A0110100389	01/02/2014	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Bryant, Deandre Mandrell	Defendant	2018A0110100472	01/02/2019	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Bullion, Calvin Eugene	Defendant	20182360494254	06/18/2018	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Bullion, Calvin Eugene	Defendant	20182360494255	06/18/2018	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Bullion, Calvin Eugene	Defendant	20182360494256	06/18/2018	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Cowan, Ketorus Montrell	Defendant	2014A0120100026	02/24/2014	Disposed	03/14/2019	Criminal-Clerk			General Sessions

Cowan, Ketorus Montrell	Defendant	2019GS0100135	03/14/2019	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Dunn, Crystal Bradberry	Defendant	2018A0110100469	01/02/2019	Disposed	03/13/2019	Criminal-Clerk			General Sessions
Gambrell, Joshua Henry	Defendant	2018A0110100195	05/31/2018	Disposed	03/15/2019	Criminal-Clerk			General Sessions
Gambrell, Joshua Henry	Defendant	2018A0110100196	05/31/2018	Disposed	03/15/2019	Criminal-Clerk			General Sessions
Gambrell, Joshua Henry	Defendant	2018A0110100197	05/31/2018	Disposed	03/15/2019	Criminal-Clerk			General Sessions
Grant, Rio Montanae	Defendant	20182360589026	12/04/2018	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Grant, Rio Montanae	Defendant	20182360589027	12/04/2018	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Hadden Jr, Thomas Eugene	Defendant	2014A0120100081	06/04/2014	Disposed	03/15/2019	Criminal-Clerk			General Sessions
Kennedy, Mildred W	Defendant	2018A0120100001	01/11/2018	Disposed	03/13/2019	Criminal-Clerk			General Sessions
Latham, Christopher Chad	Defendant	2018A0110200063	12/04/2018	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Mobley, Christopher F	Defendant	2018A0120200022	11/13/2018	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Moore, Brandon Keith	Defendant	2018A0110100149	04/17/2018	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Moore, Brandon Keith	Defendant	2018A0110100150	04/17/2018	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Moss, Jamel Rodrickus	Defendant	2018A0120100168	09/05/2018	Disposed	03/15/2019	Criminal-Clerk			General Sessions
Neill, James Christopher	Defendant	20182360318952	06/18/2018	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Neill, James Christopher	Defendant	2018A0110100239	06/21/2018	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Owens, Charles Lee	Defendant	2018A0120100245	01/03/2019	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Owens, Charles Lee	Defendant	5102P0084294	01/03/2019	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Owens, Tracey Gaine	Defendant	2017A0110100098	04/13/2017	Disposed	03/13/2019	Criminal-Clerk			General Sessions
Simmons, Mark Allen	Defendant	20172360120958	12/29/2017	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Simmons, Mark Allen	Defendant	20172360120959	12/29/2017	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Simmons, Mark Allen	Defendant	20172360120960	12/29/2017	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Simmons, Mark Allen	Defendant	20172360120961	12/29/2017	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Simmons, Mark Allen	Defendant	20172360120962	12/29/2017	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Simmons, Mark Allen	Defendant	20172360120963	12/29/2017	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Simmons, Mark Allen	Defendant	20172360120964	12/29/2017	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Simmons, Mark Allen	Defendant	20172360120965	12/29/2017	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Simmons, Mark Allen	Defendant	2017A0110100436	12/29/2017	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Simmons, Mark Allen	Defendant	2017A0110100437	12/29/2017	Disposed	03/12/2019	Criminal-Clerk			General Sessions
						Criminal-			General

Simmons, Mark Allen	Defendant	2017A0110100438	12/29/2017	Disposed	03/12/2019	Clerk			Sessions
Simmons, Mark Allen	Defendant	2017A0110100439	12/29/2017	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Simmons, Mark Allen	Defendant	2017A0110100440	12/29/2017	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Simmons, Mark Allen	Defendant	2017A0110100441	12/29/2017	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Simmons, Mark Allen	Defendant	2017A0110100442	12/29/2017	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Simmons, Mark Allen	Defendant	2017A0110100456	12/29/2017	Disposed	03/12/2019	Criminal-Clerk			General Sessions
Sorrow, Nathanal W	Defendant	2018A0120100151	08/08/2018	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Sorrow, Nathanal W	Defendant	2019A0120100013	01/31/2019	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Sorrow, Nathanal W	Defendant	7102P0913779	08/08/2018	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Stewart, Chris Babb	Defendant	2017A0110100378	11/15/2017	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Stewart, Chris Babb	Defendant	2017A0110100380	11/15/2017	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Stewart, Chris Babb	Defendant	2017A0110100381	11/15/2017	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Stewart, Chris Babb	Defendant	2018A0110100069	03/02/2018	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Stewart, Chris Babb	Defendant	2018A0110100070	03/02/2018	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Stewart, Chris Babb	Defendant	2018A0110100071	03/02/2018	Disposed	03/14/2019	Criminal-Clerk			General Sessions
Thomason, Kenneth Lee	Defendant	2018A0110100444	02/01/2019	Disposed	03/14/2019	Criminal-Clerk			General Sessions

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The State of South Carolina VS Danny Sean Adams

Case Number:	2018A0110200053	Court Agency:	General Sessions	Filed Date:	09/17/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/14/2019	Date Received:	09/14/2018	Arrest Date:	09/02/2018
Law Enf. Case:		True Bill Date:	12/03/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2019GS0100733	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Adams, Danny Sean	8 Bridgewater Court Iva SC 29655	White	M	1991	Defendant		03/18/2019
Get Out Bail Bonding/Katherine Quarles	Po Box 193 Hodges SC 29653				Bond Entity		09/17/2018
McCants, Clarke Wardlaw IV	600 Monument Street Suite 208 Greenwood SC 29646				Defendant Attorney		12/28/2018
Rhodes, Marcus C	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		09/17/2018
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/18/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Adams, Danny Sean	0078-Children / Cruelty to children (Torture, deprivation)	2481-Children / Legal custodian, unlawful neglect of child or helpless person	03/14/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	2 days credit 2 days jail time served.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Adams, Danny Sean	Active - Non Probation	Filing		03/18/2019-11:05		
Adams, Danny Sean	Filing/Acceptance of	Filing		12/28/2018-12:55	03/14/2019-12:55	

	Service					
Adams, Danny Sean	Rule 5 Brady Motion	Filing		12/28/2018-12:54	03/14/2019-12:54	
Adams, Danny Sean	Public Defender Application/Request $40	Filing		12/05/2018-09:11	03/14/2019-09:11	
Adams, Danny Sean	Indictment/Indictment	Filing		12/03/2018-12:10	03/14/2019-12:10	
Adams, Danny Sean	Filing/Case File	Filing		09/17/2018-10:33	03/14/2019-10:33	

Financials

Summary					
Fine/Costs:	$168.75	Total Paid for fine/costs:	$40.00	Balance Due:	$128.75

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Public Defender Application $40	PDAPPL	$40.00		$40.00
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Collection Fee 3%	CFEE3%	$3.75		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
12/05/2018	14564	C01SBOGGS	PY	$40.00

Bonds

Bond Information								
Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0110200384	09/02/2018		Ray	Cash Bond	$10,000.00	Surety Bond	$10,000.00	

Post Information				
Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0110200384	Surety Bond	$10,000.00	09/02/2018	Get Out Bail Bonding/Katherine Quarles

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The State of South Carolina VS Debra H Batson

Case Number:	2018A0120100177	Court Agency:	General Sessions	Filed Date:	09/18/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/12/2019	Date Received:	09/17/2018	Arrest Date:	08/31/2018
Law Enf. Case:	201802054	True Bill Date:	12/03/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100762	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Batson, Debra H	100 Huff Street Abbeville SC 29620-2600	White	F	1957	Defendant		03/13/2019
Matt Hone Surety Llc/John W. Powell	108 Court Square Abbeville SC 29620		M		Bond Entity		09/18/2018
McCants, Clarke Wardlaw IV(Inactive)	600 Monument Street Suite 208 Greenwood SC 29646				Defendant Attorney		02/19/2019
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/13/2019
Taylor, Aaron Van	PO Box 1705 Greenwood SC 29648				Defendant Attorney		02/19/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Batson, Debra H	3009-Drugs / Possession of less than one gram of meth. or cocaine base, 1st offense	3198-Drugs / Distribution, etc. of methamphetamine, 1st (Excludes manufacturing meth; see CDR Code 3776)	03/12/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	3 yrs provided upon the service of 5 days time served with probation for 5 years. Substance Abuse Counseling, Random D/A Testing, and PTUP						

	after 3 yrs if strict compliance. Credit for 5 days jail time served.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Batson, Debra H	Active - Probation	Filing		03/13/2019-11:08		
Batson, Debra H	Certificate/Certificate of Service	Filing		02/19/2019-16:09	03/12/2019-16:09	
Batson, Debra H	Rule 5 & 6 Brady Motion	Filing		02/19/2019-16:09	03/12/2019-16:09	
Batson, Debra H	Filing/Acceptance of Service	Filing		12/28/2018-15:45	03/12/2019-15:45	
Batson, Debra H	Rule 5 Brady Motion	Filing		12/28/2018-15:45	03/12/2019-15:45	
Batson, Debra H	Indictment/Indictment	Filing		12/03/2018-12:32	03/12/2019-12:32	
Batson, Debra H	Public Defender Application/Request $40	Filing		11/28/2018-08:44	03/12/2019-08:44	
Batson, Debra H	Bond Comment To Notes Screen	Filing		09/18/2018-12:06	03/12/2019-12:06	
Batson, Debra H	Filing/Case File	Filing		09/18/2018-11:57	03/12/2019-11:57	

Financials

Summary					
Fine/Costs:	$838.25	Total Paid for fine/costs:	$40.00	Balance Due:	$798.25

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Public Defender Application $40	PDAPPL	$40.00		$40.00
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
PCC Surcharge	PCCSUR	$150.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Office of Indigent Defense $500	OIDSUR	$500.00		$0.00
Collection Fee 3%	CFEE3%	$23.25		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
11/28/2018	14555	c01emcmaha	PY	$40.00

Bonds

Bond Information								
Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0100100141	08/31/2018		Brownlee	Surety Bond	$45,000.00		$0.00	Must Appear in Court as Required Must Have Permission to Leave State

Post Information				
Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0100100141	Surety Bond	$45,000.00	09/02/2018	Matt Hone Surety Llc/John W. Powell

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The State of South Carolina VS Debra H Batson

Case Number:	2018A0120100180	Court Agency:	General Sessions	Filed Date:	09/18/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	09/17/2018	Arrest Date:	08/31/2018
Law Enf. Case:	201802054	True Bill Date:	12/03/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100763	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Batson, Debra H	100 Huff Street Abbeville SC 29620-2600	White	F	1957	Defendant		03/13/2019
McCants, Clarke Wardlaw IV(Inactive)	600 Monument Street Suite 208 Greenwood SC 29646				Defendant Attorney		02/19/2019
Taylor, Aaron Van	PO Box 1705 Greenwood SC 29648				Defendant Attorney		02/19/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Batson, Debra H	0107-Drugs / Distribute, sell, manuf. or pwid, of cont. sub., near school	0107-Drugs / Distribute, sell, manuf. or pwid, of cont. sub., near school	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Batson, Debra H	Certificate/Certificate of Service	Filing		02/19/2019-16:11	03/12/2019-16:11	
Batson, Debra H	Rule 5 & 6 Brady Motion	Filing		02/19/2019-16:11	03/12/2019-16:11	
Batson, Debra H	Filing/Acceptance of Service	Filing		12/28/2018-15:47	03/12/2019-15:47	
Batson, Debra H	Rule 5 Brady Motion	Filing		12/28/2018-15:47	03/12/2019-15:47	
Batson, Debra H	Indictment/Indictment	Filing		12/03/2018-12:33	03/12/2019-12:33	
Batson, Debra H	Filing/Public Defender Application	Filing		11/27/2018-09:50	03/12/2019-09:50	
Batson, Debra H	Filing/Case File	Filing		09/18/2018-11:58	03/12/2019-11:58	

Financials

Summary					
Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
PCC Surcharge	PCCSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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The State of South Carolina VS Debra H Batson

Case Number:	2018A0120100182	Court Agency:	General Sessions	Filed Date:	09/18/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	09/17/2018	Arrest Date:	08/31/2018
Law Enf. Case:	201802054	True Bill Date:	12/03/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100764	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Batson, Debra H	100 Huff Street Abbeville SC 29620-2600	White	F	1957	Defendant		03/13/2019
Taylor, Aaron Van	PO Box 1705 Greenwood SC 29648				Defendant Attorney		02/19/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Batson, Debra H	0186-Drugs / Manuf., poss. of other sub. in Sch. I, II, III or flunitrazepam or analogue, w.i.t.d. - 1st offense	0186-Drugs / Manuf., poss. of other sub. in Sch. I, II, III or flunitrazepam or analogue, w.i.t.d. - 1st offense	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Batson, Debra H	Certificate/Certificate of Service	Filing		02/19/2019-16:12	03/12/2019-16:12	
Batson, Debra H	Rule 5 & 6 Brady Motion	Filing		02/19/2019-16:12	03/12/2019-16:12	
Batson, Debra H	Indictment/Indictment	Filing		12/03/2018-12:33	03/12/2019-12:33	
Batson, Debra H	Filing/Public Defender Application	Filing		11/27/2018-09:51	03/12/2019-09:51	
Batson, Debra H	Filing/Case File	Filing		09/18/2018-12:00	03/12/2019-12:00	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00

Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
PCC Surcharge	PCCSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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Switch View

The State of South Carolina VS Debra H Batson

Case Number:	2018A0120100183	Court Agency:	General Sessions	Filed Date:	09/18/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	09/17/2018	Arrest Date:	08/31/2018
Law Enf. Case:	201802054	True Bill Date:	12/03/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100765	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Batson, Debra H	100 Huff Street Abbeville SC 29620-2600	White	F	1957	Defendant		03/13/2019
Taylor, Aaron Van	PO Box 1705 Greenwood SC 29648				Defendant Attorney		02/19/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Batson, Debra H	0179-Drugs / Poss. of other controlled sub. in Sched. I to V - 1st offense	0179-Drugs / Poss. of other controlled sub. in Sched. I to V - 1st offense	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Batson, Debra H	Certificate/Certificate of Service	Filing		02/19/2019-16:12	03/12/2019-16:12	
Batson, Debra H	Rule 5 & 6 Brady Motion	Filing		02/19/2019-16:12	03/12/2019-16:12	
Batson, Debra H	Indictment/Indictment	Filing		12/03/2018-12:34	03/12/2019-12:34	
Batson, Debra H	Filing/Public Defender Application	Filing		11/27/2018-09:51	03/12/2019-09:51	
Batson, Debra H	Filing/Case File	Filing		09/18/2018-12:01	03/12/2019-12:01	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00

Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
PCC Surcharge	PCCSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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Switch View

The State of South Carolina VS Debra H Batson

Case Number:	2018A0120100184	Court Agency:	General Sessions	Filed Date:	09/18/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	09/17/2018	Arrest Date:	08/31/2018
Law Enf. Case:	201802054	True Bill Date:	12/03/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100766	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Batson, Debra H	100 Huff Street Abbeville SC 29620-2600	White	F	1957	Defendant		03/13/2019
Taylor, Aaron Van	PO Box 1705 Greenwood SC 29648				Defendant Attorney		02/19/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Batson, Debra H	0176-Drugs / Poss. of narc. in Schedule I(b), (c), LSD & Schedule II - 1st offense	0176-Drugs / Poss. of narc. in Schedule I(b), (c), LSD & Schedule II - 1st offense	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Batson, Debra H	Certificate/Certificate of Service	Filing		02/19/2019-16:13	03/12/2019-16:13	
Batson, Debra H	Rule 5 & 6 Brady Motion	Filing		02/19/2019-16:13	03/12/2019-16:13	
Batson, Debra H	Indictment/Indictment	Filing		12/03/2018-12:35	03/12/2019-12:35	
Batson, Debra H	Filing/Public Defender Application	Filing		11/27/2018-09:52	03/12/2019-09:52	
Batson, Debra H	Filing/Case File	Filing		09/18/2018-12:02	03/12/2019-12:02	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00

Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
PCC Surcharge	PCCSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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The State of South Carolina VS April Marie Blair

Case Number:	2018A0110100350	Court Agency:	General Sessions	Filed Date:	09/17/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/14/2019	Date Received:	09/14/2018	Arrest Date:	08/29/2018
Law Enf. Case:	2018001395	True Bill Date:	12/03/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100739	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Blair, April Marie	2760 Lake Secession Rd Iva SC 29655-7651	White	F	1985	Defendant		03/14/2019
Hines, Jeffery S	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		09/17/2018
Matt Hone Surety Llc/John W. Powell	108 Court Square Abbeville SC 29620				Bond Entity		09/17/2018
McCants, Clarke Wardlaw IV	600 Monument Street Suite 208 Greenwood SC 29646				Defendant Attorney		10/23/2018
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/14/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Blair, April Marie	3811-Domestic / Domestic Violence, 1st degree	3814-Domestic / Domestic violence of a high and aggravated nature	03/14/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	10 years suspended with probation for 5 years. Random D/A Testing, DAC, PTUP after 3 years if successfully completion of DAC and strict compliance.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Blair, April Marie	Active - Probation	Filing		03/14/2019-13:36		
Blair, April Marie	Indictment/Indictment	Filing		12/03/2018-12:15	03/14/2019-12:15	
Blair, April Marie	Filing/Acceptance of Service`	Filing		10/12/2018-10:21	03/14/2019-10:21	
Blair, April Marie	Rule 5 Brady Motion	Filing		10/12/2018-10:20	03/14/2019-10:20	
Blair, April Marie	Public Defender Application/Request $40	Filing		10/01/2018-11:48	03/14/2019-11:48	
Blair, April Marie	Filing/Case File	Filing		09/17/2018-10:38	03/14/2019-10:38	

Financials

Summary

Fine/Costs:	$683.75	Total Paid for fine/costs:	$0.00	Balance Due:	$683.75

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Public Defender Application $40	PDAPPL	$40.00		$0.00
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Office of Indigent Defense $500	OIDSUR	$500.00		$0.00
Collection Fee 3%	CFEE3%	$18.75		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0110200374	08/30/2018		Gladden	Cash Bond	$20,000.00	Surety Bond	$20,000.00	

Post Information

Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0110200374	Surety Bond	$20,000.00	08/31/2018	Matt Hone Surety Llc/John W. Powell

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The State of South Carolina VS April Marie Blair

Case Number:	2018A0110100351	Court Agency:	General Sessions	Filed Date:	09/17/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/14/2019	Date Received:	09/14/2018	Arrest Date:	08/29/2018
Law Enf. Case:	2018001395	True Bill Date:	12/03/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100740	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Blair, April Marie	2760 Lake Secession Rd Iva SC 29655-7651	White	F	1985	Defendant		03/14/2019
Hines, Jeffery S	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		09/17/2018
Matt Hone Surety Llc/John W. Powell	108 Court Square Abbeville SC 29620				Bond Entity		09/17/2018
McCants, Clarke Wardlaw IV	600 Monument Street Suite 208 Greenwood SC 29646				Defendant Attorney		10/23/2018

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Blair, April Marie	0549-Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death	0549-Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death	03/14/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Blair, April Marie	Indictment/Indictment	Filing		12/03/2018-12:16	03/14/2019-12:16	
Blair, April Marie	Filing/Acceptance of Service	Filing		10/12/2018-10:22	03/14/2019-10:22	
Blair, April Marie	Rule 5 Brady Motion	Filing		10/12/2018-10:21	03/14/2019-10:21	
Blair, April Marie	Filing/Public Defender Application	Filing		10/01/2018-11:49	03/14/2019-11:49	
Blair, April Marie	Filing/Case File	Filing		09/17/2018-10:39	03/14/2019-10:39	

Financials

Summary					
Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information								
Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0110200374	08/30/2018		Gladden	Cash Bond	$5,000.00	Surety Bond	$5,000.00	

Post Information				
Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0110200374	Surety Bond	$5,000.00	08/31/2018	Matt Hone Surety Llc/John W. Powell

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The State of South Carolina VS Donald Ronald Tanner Brown Jr

Case Number:	2019A0110100001	Court Agency:	General Sessions	Filed Date:	01/23/2019
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/11/2019	Date Received:	01/18/2019	Arrest Date:	01/09/2019
Law Enf. Case:	2019000029	True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:	0000GS01	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Brown, Donald Ronald Tanner Jr	511 Leatherdale Rd Iva SC 29655	White	M	1984	Defendant		03/11/2019
Brown, Donald Ronald Tanner Jr	511 Leatherdale Rd Iva SC 29655		M		Bond Entity		01/23/2019
Graham, Matthew D	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		01/23/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Brown, Donald Ronald Tanner Jr	0044-Weapons / Unlawful carrying of pistol	0044-Weapons / Unlawful carrying of pistol	03/11/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Brown, Donald Ronald Tanner Jr	Filing/Case File	Filing		01/23/2019-11:07	03/11/2019-11:07	

Financials

Summary					
Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00

Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information								
Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2019BD0110200012	01/10/2019		Gladden	Personal Recognizance	$3,000.00		$0.00	

Post Information				
Bond Id	Bond Type	Amount	Date Posted	Posted By
2019BD0110200012	Personal Recognizance	$3,000.00	01/10/2019	Brown, Donald Ronald Tanner Jr

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The State of South Carolina VS Shantavia Tykneece Brown

Case Number:	2013A0110100389	Court Agency:	General Sessions	Filed Date:	01/02/2014
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/14/2019	Date Received:	12/20/2013	Arrest Date:	12/07/2013
Law Enf. Case:		True Bill Date:	05/23/2014	No Bill Date:	
Prosecutor Case:		Indictment Number:	2014GS0100224	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Ashley, J C	1801 Hwy 25 S E Greenwood SC 29646				Officer		01/02/2014
Brown, Shantavia Tykneece	1401 Phoenix St Apt 7 Greenwood SC 29646				Bond Entity		01/02/2014
Brown, Shantavia Tykneece	216 Beadle Ave #B Greenwood SC 29646		F	1989	Defendant		03/18/2019
Nicholson, William Hughes III	PO Box 457 Greenwood SC 29648				Defendant Attorney		06/19/2017

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Brown, Shantavia Tykneece	2919-Drugs / Possession of fifteen dosage units of MDMA or ecstasy, 1st offense	2919-Drugs / Possession of fifteen dosage units of MDMA or ecstasy, 1st offense	03/14/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Brown, Shantavia Tykneece	Notice/Conditional Discharge Completion	Filing		03/14/2019-11:01	03/14/2019-11:01	
Brown, Shantavia Tykneece	Order Extending Conditional Discharge	Order		11/26/2018-11:52	03/14/2019-11:52	
Brown, Shantavia Tykneece	Notice/Conditional Discharge Violation	Filing		07/18/2018-12:05	03/14/2019-12:05	
Brown, Shantavia Tykneece	Notice/Conditional Discharge Violation	Filing		06/28/2018-12:05	03/14/2019-12:05	
Brown, Shantavia Tykneece	Certificate/Certificate of Service	Filing		06/19/2017-09:38	03/14/2019-09:38	
Brown, Shantavia Tykneece	Filing/Request for Disclosure of Evidence	Filing		06/19/2017-09:38	03/14/2019-09:38	
Brown, Shantavia Tykneece	Order Lifting Bench Warrant	Order		06/13/2017-15:55	03/14/2019-15:55	
Brown, Shantavia Tykneece	Bench Warrant Issued for Failure to Appear	Filing		08/27/2015-15:37	12/01/2015-15:37	

Brown, Shantavia Tykneece	Failure to Comply	Filing		08/27/2015-00:00	12/01/2015-00:00	
Brown, Shantavia Tykneece	Indictment/Indictment	Filing		05/23/2014-09:42	12/01/2015-09:42	
Brown, Shantavia Tykneece	Filing/GS Case File	Filing		01/02/2014-09:27	12/01/2015-09:27	

Financials

Summary					
Fine/Costs:	$350.00	Total Paid for fine/costs:	$350.00	Balance Due:	$0.00

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
PCC Surcharge	PCCSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Conditional Discharge Fee	CNDISF	$350.00		$350.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
03/13/2018	14210	c01emcmaha	PY	$150.00
03/13/2018	14211	c01emcmaha	PY	$200.00

Bonds

Bond Information								
Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2013BD0110200699	11/07/2013		Devore	Personal Recognizance	$2,000.00		$0.00	

Post Information				
Bond Id	Bond Type	Amount	Date Posted	Posted By
2013BD0110200699	Personal Recognizance	$2,000.00	12/07/2013	Brown, Shantavia Tykneece

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The State of South Carolina VS Deandre Mandrell Bryant

Case Number:	2018A0110100472	Court Agency:	General Sessions	Filed Date:	01/02/2019
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/14/2019	Date Received:	12/20/2018	Arrest Date:	12/17/2018
Law Enf. Case:	2018001895	True Bill Date:	03/08/2019	No Bill Date:	
Prosecutor Case:		Indictment Number:	2019GS0100054	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Bryant, Deandre Mandrell	25 Westgate Park Abbeville SC 29620	Black	M	1982	Defendant		03/14/2019
Bryant, Deandre Mandrell	25 Westgate Park Abbeville SC 29620				Bond Entity		01/02/2019
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/14/2019
Smith, Kenneth R	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		01/02/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Bryant, Deandre Mandrell	3813-Domestic / Domestic Violence, 3rd degree	3813-Domestic / Domestic Violence, 3rd degree	03/14/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	90 days suspended to probation for 1 year. Random D/A Testing, DAC, PTUP upon successful completion of DAC and strict compliance.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents

Bryant, Deandre Mandrell	Active - Probation	Filing		03/14/2019-10:43		
Bryant, Deandre Mandrell	Indictment/Indictment	Filing		03/08/2019-13:31	03/14/2019-13:31	
Bryant, Deandre Mandrell	Filing/Case File	Filing		01/02/2019-14:25	03/14/2019-14:25	

Financials

Summary

Fine/Costs:	$128.75	Total Paid for fine/costs:	$0.00	Balance Due:	$128.75

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Collection Fee 3%	CFEE3%	$3.75		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0110200531	12/17/2018		Gladden	Personal Recognizance	$2,500.00		$0.00	

Post Information

Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0110200531	Personal Recognizance	$2,500.00	12/17/2018	Bryant, Deandre Mandrell

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The State of South Carolina VS Calvin Eugene Bullion

Case Number:	20182360494254	Court Agency:	General Sessions	Filed Date:	06/18/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	06/14/2018	Arrest Date:	06/06/2018
Law Enf. Case:		True Bill Date:	09/28/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100649	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Bullion, Calvin Eugene	646 Old Calhoun Falls Rd Abbeville SC 29620-6509	White	M	1949	Defendant		03/13/2019
Bullion, Calvin Eugene	646 Old Calhoun Falls Rd Abbeville SC 29620-6509				Bond Entity		06/18/2018
Cwynar, Andrew J	1801 Hwy 25 S E Greenwood SC 29646				Officer		06/18/2018
Merrill, Jane Hawthorne	410 Main St. Greenwood SC 29646				Defendant Attorney		07/27/2018

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Bullion, Calvin Eugene	3356-DUI / Driving under the Influence, less than .10, 2nd offense	3356-DUI / Driving under the Influence, less than .10, 2nd offense	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Bullion, Calvin Eugene	Indictment/Indictment	Filing		09/28/2018-14:44	03/12/2019-14:44	
Bullion, Calvin Eugene	Rule 5 Brady Motion	Filing		07/27/2018-08:49	03/12/2019-08:49	
Bullion, Calvin Eugene	Bond Comment To Notes Screen	Filing		06/18/2018-10:26	03/12/2019-10:26	
Bullion, Calvin Eugene	Filing/Case File	Filing		06/18/2018-10:26	03/12/2019-10:26	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00

Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
DUI Breath Test $25	DUIBRT	$0.00		$0.00
DUI Pullout $100	DUIHPP	$0.00		$0.00
DUI Surcharge $12	DUISUR	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
Spinal Cord Injury Research DUI $100	SCIDUI	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information								
Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0110200226	06/07/2018		Brownlee	Personal Recognizance	$10,000.00		$0.00	

Post Information				
Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0110200226	Personal Recognizance	$10,000.00	06/07/2018	Bullion, Calvin Eugene

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The State of South Carolina VS Calvin Eugene Bullion

Case Number:	20182360494255	Court Agency:	General Sessions	Filed Date:	06/18/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	06/14/2018	Arrest Date:	06/06/2018
Law Enf. Case:		True Bill Date:	09/28/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100650	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Bullion, Calvin Eugene	646 Old Calhoun Falls Rd Abbeville SC 29620-6509	White	M	1949	Defendant		03/13/2019
Cwynar, Andrew J	1801 Hwy 25 S E Greenwood SC 29646				Officer		06/18/2018

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Bullion, Calvin Eugene	0624-DUS / Driving under suspension, license not suspended for DUI - 1st offense	0624-DUS / Driving under suspension, license not suspended for DUI - 1st offense	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Bullion, Calvin Eugene	Indictment/Indictment	Filing		09/28/2018-14:44	03/12/2019-14:44	
Bullion, Calvin Eugene	Rule 5 Brady Motion	Filing		07/27/2018-08:50	03/12/2019-08:50	
Bullion, Calvin Eugene	Filing/Case File	Filing		06/18/2018-10:26	03/12/2019-10:26	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
DUS Pullout $100	DUSDPS	$0.00		$0.00
Law Enforcement Funding				

Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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The State of South Carolina VS Calvin Eugene Bullion

Case Number:	20182360494256	Court Agency:	General Sessions	Filed Date:	06/18/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	06/14/2018	Arrest Date:	06/06/2018
Law Enf. Case:		True Bill Date:	09/28/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100651	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Bullion, Calvin Eugene	646 Old Calhoun Falls Rd Abbeville SC 29620-6509	White	M	1949	Defendant		03/13/2019
Cwynar, Andrew J	1801 Hwy 25 S E Greenwood SC 29646				Officer		06/18/2018
Merrill, Jane Hawthorne	410 Main St. Greenwood SC 29646				Defendant Attorney		07/27/2018

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Bullion, Calvin Eugene	0660-Alcohol / Open container of beer or wine in motor vehicle	0660-Alcohol / Open container of beer or wine in motor vehicle	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Bullion, Calvin Eugene	Indictment/Indictment	Filing		09/28/2018-14:43	03/12/2019-14:43	
Bullion, Calvin Eugene	Rule 5 Brady Motion	Filing		07/27/2018-08:51	03/12/2019-08:51	
Bullion, Calvin Eugene	Filing/Case File	Filing		06/18/2018-10:27	03/12/2019-10:27	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00

Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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The State of South Carolina VS Ketorous Montrell Cowan

Case Number:	2014A0120100026	Court Agency:	General Sessions	Filed Date:	02/24/2014
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/14/2019	Date Received:	02/24/2014	Arrest Date:	02/02/2014
Law Enf. Case:	2014-0870	True Bill Date:	06/20/2014	No Bill Date:	
Prosecutor Case:		Indictment Number:	2014GS0100254	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Cowan, Ketorus Montrell	1103 N Main Street Abbeville SC 29620	Black	M	1979	Defendant		03/14/2019
Jones, W. Townes IV	116 Court Ave., W. Greenwood SC 29646				Defendant Attorney		12/19/2014
Matt Horne Surety Llc	108 Court Square Abbeville SC 29620		M		Bond Entity		02/24/2014
Officer, Miscellaneous	102 South Main Street 29620 Abbeville SC 29620				Officer		02/24/2014

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Cowan, Ketorus Montrell	0122-Weapons / Pointing and presenting firearms at a person	0122-Weapons / Pointing and presenting firearms at a person	03/14/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Cowan, Ketorus Montrell	Motion/Relieve As Counsel	Motion		03/08/2019-10:29	03/14/2019-10:29	
Cowan, Ketorus Montrell	Public Defender Application/Request $40	Filing		03/06/2019-12:07	03/14/2019-12:07	
Cowan, Ketorus Montrell	Bench Warrant Issued for Failure to Appear	Filing		07/26/2016-16:17	12/14/2016-16:17	
Cowan, Ketorus Montrell	Failure to Comply	Filing		07/26/2016-00:00	12/14/2016-00:00	
Cowan, Ketorus Montrell	Order/Order to Rescind Bench Warrant	Order		12/17/2014-12:22	12/14/2016-12:22	
Cowan, Ketorus Montrell	Bench Warrant Issued for Failure to Appear	Filing		08/29/2014-12:13	12/14/2016-12:13	
Cowan, Ketorus Montrell	Failure to Comply	Filing		08/29/2014-00:00	12/14/2016-00:00	
Cowan, Ketorus	Indictment/Indictment	Filing		06/20/2014-15:16	12/14/2016-15:16	

Montrell						
Cowan, Ketorus Montrell	Filing/Filing Of Record of Appearance	Filing		06/20/2014-11:32	12/14/2016-11:32	
Cowan, Ketorus Montrell	Filing/GS Case File	Filing		02/24/2014-11:34	12/14/2016-11:34	

Financials

Summary					
Fine/Costs:	$40.00	Total Paid for fine/costs:	$40.00	Balance Due:	$0.00

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Public Defender Application $40	PDAPPL	$40.00		$40.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
03/11/2019	14703	C01SBOGGS	PY	$40.00

Bonds

Bond Information								
Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2014BD0100100037	02/02/2014		Bannister (Calhoun Falls)	Surety Bond	$10,000.00		$0.00	

Post Information				
Bond Id	Bond Type	Amount	Date Posted	Posted By
2014BD0100100037	Surety Bond	$10,000.00	02/24/2014	Matt Horne Surety Llc

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The State of South Carolina VS Ketorus Montrell Cowan

Case Number:	2019GS0100135	Court Agency:	General Sessions	Filed Date:	03/14/2019
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/14/2019	Date Received:	03/14/2019	Arrest Date:	02/02/2014
Law Enf. Case:		True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:	2019GS0100135	Waiver Date:	03/14/2019
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Cowan, Ketorus Montrell	103 Price Street Abbeville SC 29620	Black	M	1979	Defendant		03/15/2019
Harris, Matthew D	102 South Main Street 29620 Abbeville SC 29620				Officer		03/15/2019
McCants, Clarke Wardlaw IV	600 Monument Street Suite 208 Greenwood SC 29646				Defendant Attorney		03/15/2019
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/15/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Cowan, Ketorus Montrell	0044-Weapons / Unlawful carrying of pistol	0044-Weapons / Unlawful carrying of pistol	03/14/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	90 days credit for 11 days jail time served.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Cowan, Ketorus Montrell	Active - Non Probation	Filing		03/15/2019-09:47		
Cowan, Ketorus Montrell	Filing/Case File	Filing		03/15/2019-09:44	03/14/2019-09:44	
Cowan, Ketorus	Order/Consent Order For	Order		03/14/2019-09:48		

Montrell	Forfeiture						

Financials

Summary

Fine/Costs:	$128.75	Total Paid for fine/costs:	$0.00	Balance Due:	$128.75

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Collection Fee 3%	CFEE3%	$3.75		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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The State of South Carolina VS Crystal Bradberry Dunn

Case Number:	2018A0110100469	Court Agency:	General Sessions	Filed Date:	01/02/2019
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/13/2019	Date Received:	12/14/2018	Arrest Date:	12/12/2018
Law Enf. Case:	2018001855	True Bill Date:	03/08/2019	No Bill Date:	
Prosecutor Case:		Indictment Number:	2019GS0100060	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Dunn, Crystal Bradberry	113 Eight Point Drive Honea Path SC 29654	White	F	1975	Defendant		03/13/2019
Dunn, Crystal Bradberry	113 Eight Point Drive Honea Path SC 29654				Bond Entity		01/02/2019
Gambrell, Brittany M	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		01/02/2019
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/13/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Dunn, Crystal Bradberry	3813-Domestic / Domestic Violence, 3rd degree	3813-Domestic / Domestic Violence, 3rd degree	03/13/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	2 days credit jail time served.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Dunn, Crystal Bradberry	Active - Non Probation	Filing		03/13/2019-10:49		
Dunn, Crystal Bradberry	Indictment/Indictment	Filing		03/08/2019-13:46	03/13/2019-13:46	
Dunn, Crystal Bradberry	Filing/Case File	Filing		01/02/2019-14:09	03/13/2019-14:09	

Financials

Summary					
Fine/Costs:	$128.75	Total Paid for fine/costs:	$0.00	Balance Due:	$128.75

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Collection Fee 3%	CFEE3%	$3.75		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0110200529	12/12/2018		Brownlee	Personal Recognizance	$2,500.00		$0.00	

Post Information

Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0110200529	Personal Recognizance	$2,500.00	12/12/2018	Dunn, Crystal Bradberry

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The State of South Carolina VS Joshua Henry Gambrell

Case Number:	2018A0110100195	Court Agency:	General Sessions	Filed Date:	05/31/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/15/2019	Date Received:	05/22/2018	Arrest Date:	05/18/2018
Law Enf. Case:	2018000931	True Bill Date:	08/31/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100519	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Gambrell, Joshua Henry	5782 Keowee Rd Honea Path SC 29654-7664	White	M	1983	Defendant		03/18/2019
Hines, Jeffery S	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		05/31/2018
Matt Horne Surety Llc	108 Court Square Abbeville SC 29620				Bond Entity		05/31/2018
McCants, Clarke Wardlaw IV	600 Monument Street Suite 208 Greenwood SC 29646				Defendant Attorney		03/18/2019
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/18/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Gambrell, Joshua Henry	3798-DUS / Driving under suspension, license not suspended for DUI - 3rd or sub. offense	3798-DUS / Driving under suspension, license not suspended for DUI - 3rd or sub. offense	03/15/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	90 days provided upon the service of 23 days time served with probation for 5 years. Concurrent and defendant to be given credit for 23 days jail time served. Substance Abuse Counseling,						

	and Random D/A Testing.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Gambrell, Joshua Henry	Active - Probation	Filing		03/18/2019-12:06		
Gambrell, Joshua Henry	Filing/Public Defender Application	Filing		03/06/2019-11:29	03/15/2019-11:29	
Gambrell, Joshua Henry	Indictment/Indictment	Filing		08/31/2018-12:15	03/15/2019-12:15	
Gambrell, Joshua Henry	Order/Failure to Appear/Comply/Pay	Order		06/21/2018-16:08	03/15/2019-16:08	
Gambrell, Joshua Henry	Archived Failure to Appear/Comply/Pay	Filing		06/21/2018-00:00	03/15/2019-00:00	
Gambrell, Joshua Henry	Filing/Case File	Filing		05/31/2018-10:29	03/15/2019-10:29	

Financials

Summary					
Fine/Costs:	$128.75	Total Paid for fine/costs:	$0.00	Balance Due:	$128.75

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
DUS Pullout $100	DUSDPS	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Collection Fee 3%	CFEE3%	$3.75		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information								
Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0110200209	05/19/2018			Cash Bond	$2,000.00	Surety Bond	$2,000.00	

Post Information				
Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0110200209	Surety Bond	$2,000.00	05/24/2018	Matt Horne Surety Llc

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The State of South Carolina VS Joshua Henry Gambrell

Case Number:	2018A0110100196	Court Agency:	General Sessions	Filed Date:	05/31/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/15/2019	Date Received:	05/22/2018	Arrest Date:	05/18/2018
Law Enf. Case:	2018000931	True Bill Date:	08/31/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100520	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Gambrell, Joshua Henry	5782 Keowee Rd Honea Path SC 29654-7664	White	M	1983	Defendant		03/18/2019
Hines, Jeffery S	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		05/31/2018
Matt Horne Surety Llc	108 Court Square Abbeville SC 29620				Bond Entity		05/31/2018
McCants, Clarke Wardlaw IV	600 Monument Street Suite 208 Greenwood SC 29646				Defendant Attorney		03/18/2019
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/18/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Gambrell, Joshua Henry	0044-Weapons / Unlawful carrying of pistol	0044-Weapons / Unlawful carrying of pistol	03/15/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	1 yr provided upon the service of 23 days credit time served with probation for 5 yrs. Concurrent defendant to be given credit for 23 days jail time served. Substance Abuse Counseling,						

	and Random D/A Testing.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Gambrell, Joshua Henry	Active - Probation	Filing		03/18/2019-11:35		
Gambrell, Joshua Henry	Order/Consent Order For Forfeiture	Order		03/15/2019-12:03		
Gambrell, Joshua Henry	Filing/Public Defender Application	Filing		03/06/2019-16:22	03/15/2019-16:22	
Gambrell, Joshua Henry	Indictment/Indictment	Filing		08/31/2018-12:14	03/15/2019-12:14	
Gambrell, Joshua Henry	Order/Failure to Appear/Comply/Pay	Order		06/21/2018-16:09	03/15/2019-16:09	
Gambrell, Joshua Henry	Archived Failure to Appear/Comply/Pay	Filing		06/21/2018-00:00	03/15/2019-00:00	
Gambrell, Joshua Henry	Filing/Case File	Filing		05/31/2018-10:29	03/15/2019-10:29	

Financials

Summary					
Fine/Costs:	$128.75	Total Paid for fine/costs:	$0.00	Balance Due:	$128.75

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Collection Fee 3%	CFEE3%	$3.75		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information								
Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0110200209	05/19/2018			Cash Bond	$2,000.00	Surety Bond	$2,000.00	

Post Information				
Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0110200209	Surety Bond	$2,000.00	05/24/2018	Matt Horne Surety Llc

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The State of South Carolina VS Joshua Henry Gambrell

Case Number:	2018A0110100197	Court Agency:	General Sessions	Filed Date:	05/31/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/15/2019	Date Received:	05/22/2018	Arrest Date:	05/18/2018
Law Enf. Case:	2018000931	True Bill Date:	08/31/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100521	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Gambrell, Joshua Henry	5782 Keowee Rd Honea Path SC 29654-7664	White	M	1983	Defendant		03/18/2019
Hines, Jeffery S	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		05/31/2018
Matt Horne Surety Llc	108 Court Square Abbeville SC 29620				Bond Entity		05/31/2018
McCants, Clarke Wardlaw IV	600 Monument Street Suite 208 Greenwood SC 29646				Defendant Attorney		03/18/2019
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/18/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Gambrell, Joshua Henry	3016-Drugs / Possession of less than one gram of meth. or cocaine base, 3rd or sub. offense	3016-Drugs / Possession of less than one gram of meth. or cocaine base, 3rd or sub. offense	03/15/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	10 yrs provided upon the service of 23 days time served with probation for 5 yrs. Concurrent, defendant given credit for 23 days jail time served. Substance Abuse						

	Counseling, and Random D/A Testing.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Gambrell, Joshua Henry	Active - Probation	Filing		03/18/2019-11:30		
Gambrell, Joshua Henry	Public Defender Application/Request $40	Filing		03/06/2019-11:30	03/15/2019-11:30	
Gambrell, Joshua Henry	Indictment/Indictment	Filing		08/31/2018-12:14	03/15/2019-12:14	
Gambrell, Joshua Henry	Order/Failure to Appear/Comply/Pay	Order		06/21/2018-16:10	03/15/2019-16:10	
Gambrell, Joshua Henry	Archived Failure to Appear/Comply/Pay	Filing		06/21/2018-00:00	03/15/2019-00:00	
Gambrell, Joshua Henry	Filing/Case File	Filing		05/31/2018-10:30	03/15/2019-10:30	

Financials

Summary					
Fine/Costs:	$838.25	Total Paid for fine/costs:	$0.00	Balance Due:	$838.25

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
PCC Surcharge	PCCSUR	$150.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Public Defender Application $40	PDAPPL	$40.00		$0.00
Office of Indigent Defense $500	OIDSUR	$500.00		$0.00
Collection Fee 3%	CFEE3%	$23.25		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information								
Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0110200209	05/19/2018			Cash Bond	$16,000.00	Surety Bond	$16,000.00	

Post Information				
Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0110200209	Surety Bond	$16,000.00	05/24/2018	Matt Horne Surety Llc

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The State of South Carolina VS Rio Montanae Grant

Case Number:	20182360589026	Court Agency:	General Sessions	Filed Date:	12/04/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/14/2019	Date Received:	11/28/2018	Arrest Date:	11/24/2018
Law Enf. Case:		True Bill Date:	03/08/2019	No Bill Date:	
Prosecutor Case:		Indictment Number:	2019GS0100174	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Grant, Rio Montanae	1267 Watts Rd Abbeville SC 29620-5454	Black	M	1978	Defendant		03/15/2019
Grant, Rio Montanae	1267 Watts Rd Abbeville SC 29620-5454				Bond Entity		12/04/2018
Lynch, Brentley M	1801 Hwy 25 S E Greenwood SC 29646				Officer		12/04/2018
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/14/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Grant, Rio Montanae	3353-DUI / Driving under the Influence, less than .10, 1st Offense	3356-DUI / Driving under the Influence, less than .10, 2nd offense	03/14/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	30 days or fine $400.00. Pay fine and court cost in full in 60 days.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Grant, Rio Montanae	Active - Non Probation	Filing		03/14/2019-15:03		
Grant, Rio Montanae	Indictment/Indictment	Filing		03/08/2019-14:46	03/14/2019-14:46	
Grant, Rio Montanae	Public Defender Application/Request $40	Filing		03/04/2019-14:15	03/14/2019-14:15	
Grant, Rio Montanae	Filing/Case File	Filing		12/04/2018-15:41	03/14/2019-15:41	

Financials

Summary					
Fine/Costs:	$1,139.01	Total Paid for fine/costs:	$140.00	Balance Due:	$999.01

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Public Defender Application $40	PDAPPL	$40.00		$40.00
Fine to State 44%	AFINES	$132.00		$12.00
Fine to General Fund	AFNEGF	$168.00		$15.27
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$152.00		$13.82
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$9.09
DUI Breath Test $25	DUIBRT	$0.00		$0.00
DUI Surcharge $12	DUISUR	$12.00		$1.09
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$2.27
Spinal Cord Injury Research DUI $100	SCIDUI	$100.00		$9.09
State Assessment	STAASM	$278.00		$25.27
Collection Fee 3%	CFEE3%	$32.01		$3.00
DUS Pullout $100	DUSDPS	$100.00		$9.10

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
03/15/2019	14709	C01SBOGGS	PY	$100.00
03/04/2019	14687	C01SBOGGS	PY	$40.00

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0110200511	11/25/2018		Ray	Cash Bond	$5,000.00	Surety Bond	$5,000.00	

Post Information

Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0110200511	Surety Bond	$5,000.00	11/25/2018	Grant, Rio Montanae

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The State of South Carolina VS Rio Montanae Grant

Case Number:	20182360589027	Court Agency:	General Sessions	Filed Date:	12/04/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/14/2019	Date Received:	11/28/2018	Arrest Date:	11/24/2018
Law Enf. Case:		True Bill Date:	03/08/2019	No Bill Date:	
Prosecutor Case:		Indictment Number:	2019GS0100175	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Grant, Rio Montanae	1267 Watts Rd Abbeville SC 29620-5454	Black	M	1978	Defendant		03/14/2019
Grant, Rio Montanae	1267 Watts Rd Abbeville SC 29620-5454				Bond Entity		12/04/2018
Lynch, Brentley M	1801 Hwy 25 S E Greenwood SC 29646				Officer		12/04/2018

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Grant, Rio Montanae	2055-DUS / Driving under suspension, license suspended for DUI - 2nd offense	2055-DUS / Driving under suspension, license suspended for DUI - 2nd offense	03/14/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Grant, Rio Montanae	Indictment/Indictment	Filing		03/08/2019-14:47	03/14/2019-14:47	
Grant, Rio Montanae	Filing Public Defender Application	Filing		03/04/2019-14:16	03/14/2019-14:16	
Grant, Rio Montanae	Filing/Case File	Filing		12/04/2018-15:42	03/14/2019-15:42	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
DUS Pullout $100	DUSDPS	$0.00		$0.00

Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0110200511	11/25/2018		Ray	Cash Bond	$2,000.00	Surety Bond	$2,000.00	

Post Information

Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0110200511	Surety Bond	$2,000.00	11/25/2018	Grant, Rio Montanae

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The State of South Carolina VS Thomas Eugene Hadden Jr

Case Number:	2014A0120100081	Court Agency:	General Sessions	Filed Date:	06/04/2014
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/15/2019	Date Received:	05/24/2014	Arrest Date:	05/24/2014
Law Enf. Case:		True Bill Date:	08/22/2014	No Bill Date:	
Prosecutor Case:		Indictment Number:	2014GS0100338	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Hadden, Thomas Eugene Jr	702 Miller St Apt 1 Abbeville SC 29620-1676	Black	M	1987	Defendant		03/18/2019
Hadden, Thomas Eugene Jr	702 Miller St Apt 1 Abbeville SC 29620-1676		M		Bond Entity		06/04/2014
McCants, Clarke Wardlaw IV	600 Monument Street Suite 208 Greenwood SC 29646				Defendant Attorney		03/18/2019
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/18/2019
Sudduth, Jesse	102 South Main Street 29620 Abbeville SC 29620				Officer		06/04/2014

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Hadden, Thomas Eugene Jr	3009-Drugs / Possession of less than one gram of meth. or cocaine base, 1st	3009-Drugs / Possession of less than one gram of meth. or cocaine base, 1st	03/15/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	39 days credit time served.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Hadden, Thomas Eugene Jr	Active - Non Probation	Filing		03/18/2019-14:51		
Hadden, Thomas Eugene Jr	Public Defender Application/Request $40	Filing		03/06/2019-16:43	03/15/2019-16:43	

Hadden, Thomas Eugene Jr	Indictment/Indictment	Filing		08/22/2014-11:30	08/27/2015-11:30	
Hadden, Thomas Eugene Jr	Bench Warrant Issued for Failure to Appear	Filing		06/27/2014-14:33	08/27/2015-14:33	
Hadden, Thomas Eugene Jr	Failure to Comply	Filing		06/27/2014-00:00	08/27/2015-00:00	
Hadden, Thomas Eugene Jr	Filing/GS Case File	Filing		06/04/2014-09:40	08/27/2015-09:40	

Financials

Summary					
Fine/Costs:	$328.40	Total Paid for fine/costs:	$0.00	Balance Due:	$328.40

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
PCC Surcharge	PCCSUR	$150.00		$0.00
SC Criminal Justice Academy Training	SCCJAT	$5.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Public Defender Application $40	PDAPPL	$40.00		$0.00
Collection Fee 3%	CFEE3%	$8.40		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information								
Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2014BD0100100083	05/25/2014		Bannister (Calhoun Falls)	Personal Recognizance	$2,500.00		$0.00	Must Appear in Court as Required

Post Information				
Bond Id	Bond Type	Amount	Date Posted	Posted By
2014BD0100100083	Personal Recognizance	$2,500.00	06/04/2014	Hadden, Thomas Eugene Jr

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The State of South Carolina VS Mildred W Kennedy

Case Number:	2018A0120100001	Court Agency:	General Sessions	Filed Date:	01/11/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/13/2019	Date Received:	01/10/2018	Arrest Date:	01/02/2018
Law Enf. Case:	201809	True Bill Date:	06/15/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100355	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Get Out Bail Bonding/Katherine Quarles	111 Persimmon Court Greenwood SC 29649		M		Bond Entity		01/19/2018
Granade, Kami Daws(Inactive)	600 Monument St., Ste. 208 Greenwood SC 29646				Defendant Attorney		03/13/2019
Kennedy, Mildred W	1558 Secession St Ext. Abbeville SC 29620	Black	F	1969	Defendant		03/13/2019
McCants, Clarke Wardlaw IV	600 Monument Street Suite 208 Greenwood SC 29646				Defendant Attorney		03/13/2019
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/13/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Kennedy, Mildred W	3812-Domestic / Domestic Violence, 2nd degree	3814-Domestic / Domestic violence of a high and aggravated nature	03/13/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	3 years suspended with probation for 3 years. Random D/A Testing, DAC, PTUP upon successful completion of DAC and strict compliance.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Kennedy, Mildred W	Active - Probation	Filing		03/13/2019-14:53		
Kennedy, Mildred W	Motion/Continuance, Judicial Supervision, Scheduling Order	Motion		03/13/2019-11:58	03/13/2019-11:58	
Kennedy, Mildred W	Indictment/Indictment	Filing		06/15/2018-14:55	03/13/2019-14:55	
Kennedy, Mildred W	Filing/Record of Appearance	Filing		03/29/2018-11:16	03/13/2019-11:16	
Kennedy, Mildred W	Filing/Acceptance of Service	Filing		01/30/2018-15:06	03/13/2019-15:06	
Kennedy, Mildred W	Rule 5 Brady Motion	Filing		01/30/2018-15:06	03/13/2019-15:06	
Kennedy, Mildred W	Filing/Case File	Filing		01/11/2018-11:02	03/13/2019-11:02	
Kennedy, Mildred W	Public Defender Application/Request $40	Filing		01/10/2018-11:09	03/13/2019-11:09	

Financials

Summary

Fine/Costs:	$683.75	Total Paid for fine/costs:	$0.00	Balance Due:	$683.75

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Public Defender Application $40	PDAPPL	$40.00		$0.00
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Office of Indigent Defense $500	OIDSUR	$500.00		$0.00
Collection Fee 3%	CFEE3%	$18.75		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0100100005	01/03/2018		McNeil	Surety Bond	$20,000.00		$0.00	

Post Information

Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0100100005	Surety Bond	$20,000.00	01/12/2018	Get Out Bail Bonding/Katherine Quarles

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The State of South Carolina VS Christopher Chad Latham

Case Number:	2018A0110200063	Court Agency:	General Sessions	Filed Date:	12/04/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/14/2019	Date Received:	11/28/2018	Arrest Date:	11/23/2018
Law Enf. Case:	2018001807	True Bill Date:	03/08/2019	No Bill Date:	
Prosecutor Case:		Indictment Number:	2019GS0100066	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Latham, Christopher Chad	379 Brookside Dr Abbeville SC 29620	White	M	1974	Defendant		03/14/2019
Matt Horne Surety Llc	108 Court Square Abbeville SC 29620				Bond Entity		12/04/2018
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/14/2019
Thompson, Patrick P	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		12/04/2018

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Latham, Christopher Chad	3813-Domestic / Domestic Violence, 3rd degree	3812-Domestic / Domestic Violence, 2nd degree	03/14/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	90 days suspended to probation for 1 year. DAC, Random D/A Testing, No Contact with victim. PTUP upon successful completion of DAC and strict compliance,						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Latham, Christopher Chad	Active - Probation	Filing		03/14/2019-10:40		
Latham, Christopher Chad	Indictment/Indictment	Filing		03/08/2019-13:51	03/14/2019-13:51	
Latham, Christopher Chad	Filing/Case File	Filing		12/04/2018-15:37	03/14/2019-15:37	

Financials

Summary					
Fine/Costs:	$128.75	Total Paid for fine/costs:	$0.00	Balance Due:	$128.75

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Collection Fee 3%	CFEE3%	$3.75		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information								
Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0110200505	11/23/2018		Ray	Cash Bond	$5,000.00	Surety Bond	$5,000.00	

Post Information				
Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0110200505	Surety Bond	$5,000.00	11/23/2018	Matt Horne Surety Llc

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Switch View

The State of South Carolina VS Jamel Rodrickus Moss

Case Number:	2018A0120100168	Court Agency:	General Sessions	Filed Date:	09/05/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/15/2019	Date Received:	08/31/2018	Arrest Date:	08/18/2018
Law Enf. Case:	201801943	True Bill Date:	10/26/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100696	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Hardy Bail Bonds/Mat Hardy	P O Box 45 Plum Branch SC 29845		M		Bond Entity		09/05/2018
McCants, Clarke Wardlaw IV	600 Monument Street Suite 208 Greenwood SC 29646				Defendant Attorney		03/15/2019
Moss, Jamel Rodrickus	181 Little Mill Rd Willington SC	Black	M	1977	Defendant		03/18/2019
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/15/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Moss, Jamel Rodrickus	3812-Domestic / Domestic Violence, 2nd degree	3812-Domestic / Domestic Violence, 2nd degree	03/15/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	3 yrs provided upon the service of 31 days time served with probation for 18 months. Defendant to be given credit for 31 days jail time served. Random D/A Testing. DAC.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Moss, Jamel Rodrickus	Active - Probation	Filing		03/18/2019-11:10		
Moss, Jamel Rodrickus	Public Defender Application/Request $40	Filing		03/06/2019-16:39	03/15/2019-16:39	
Moss, Jamel Rodrickus	Order/Failure to Appear/Comply/Pay	Order		01/17/2019-11:48	03/15/2019-11:48	
Moss, Jamel Rodrickus	Archived Failure to Appear/Comply/Pay	Filing		01/17/2019-00:00	03/15/2019-00:00	
Moss, Jamel Rodrickus	Indictment/Indictment	Filing		10/26/2018-14:13	03/15/2019-14:13	
Moss, Jamel Rodrickus	Filing/Case File	Filing		09/05/2018-10:54	03/15/2019-10:54	

Financials

Summary					
Fine/Costs:	$683.75	Total Paid for fine/costs:	$0.00	Balance Due:	$683.75

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Public Defender Application $40	PDAPPL	$40.00		$0.00
Office of Indigent Defense $500	OIDSUR	$500.00		$0.00
Collection Fee 3%	CFEE3%	$18.75		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0100100136	08/18/2018		Brownlee	Surety Bond	$5,000.00		$0.00	No Contact with Victim/Victim's Family Directly/Indirectly Do Not Return to Incident Location Must Appear in Court as Required Must Keep the Peace Must Have Permission to Leave State Must Have Law Enforcement Escort to Pick Up Belongings

Post Information

Bond Id	Bond Type	Amount	Date Posted	Posted By

2018BD0100100136	Surety Bond	$5,000.00	08/23/2018	Hardy Bail Bonds/Mat Hardy

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The State of South Carolina VS James Christopher Neill

Case Number:	20182360318952	Court Agency:	General Sessions	Filed Date:	06/18/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/14/2019	Date Received:	06/14/2018	Arrest Date:	06/05/2018
Law Enf. Case:		True Bill Date:	09/28/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100652	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Johnson, Derek A	1801 Hwy 25 S E Greenwood SC 29646				Officer		06/18/2018
Matt Hone Surety Llc/John W. Powell	108 Court Square Abbeville SC 29620		M		Bond Entity		09/25/2018
McCants, Clarke Wardlaw IV	600 Monument Street Suite 208 Greenwood SC 29646				Defendant Attorney		03/18/2019
Neill, James Christopher	1221 Flat Rock Rd Starr SC 29684-9149	White	M	1974	Defendant		03/18/2019
Nelson, Janna A.(Inactive)	600 Monument St., Box P-133 Greenwood SC 29646				Defendant Attorney		03/18/2019
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/18/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Neill, James Christopher	3353-DUI / Driving under the Influence, less than .10, 1st Offense	0406-DUI / Felony driving under the influence, great bodily injury results	03/14/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	30 days suspended with probation for 1 year. Credit for 135 days jail time served. Random D/A Testing, and PTUP upon payment in full of all monies and						

	strict compliance. Concurrent.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Neill, James Christopher	Active - Probation	Filing		03/18/2019-10:25		
Neill, James Christopher	Filing/Bench Warrant Lifted	Filing		10/29/2018-11:16	03/14/2019-11:16	
Neill, James Christopher	Order/Failure to Appear/Comply/Pay	Order		10/05/2018-12:28	03/14/2019-12:28	
Neill, James Christopher	Archived Failure to Appear/Comply/Pay	Filing		10/05/2018-00:00	03/14/2019-00:00	
Neill, James Christopher	Indictment/Indictment	Filing		09/28/2018-14:45	03/14/2019-14:45	
Neill, James Christopher	Filing/Acceptance of Service	Filing		08/03/2018-14:48	03/14/2019-14:48	
Neill, James Christopher	Rule 5 Brady Motion	Filing		08/03/2018-14:48	03/14/2019-14:48	
Neill, James Christopher	Public Defender Application/Request $40	Filing		07/18/2018-10:38		
Neill, James Christopher	Filing/Case File	Filing		06/18/2018-10:23	03/14/2019-10:23	

Financials

Summary					
Fine/Costs:	$799.11	Total Paid for fine/costs:	$0.00	Balance Due:	$799.11

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
DUI Breath Test $25	DUIBRT	$0.00		$0.00
DUI Pullout $100	DUIHPP	$0.00		$0.00
DUI Surcharge $12	DUISUR	$12.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
Spinal Cord Injury Research DUI $100	SCIDUI	$100.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Office of Indigent Defense $500	OIDSUR	$500.00		$0.00
Collection Fee 3%	CFEE3%	$22.11		$0.00
Public Defender Application $40	PDAPPL	$40.00		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0110200220	06/06/2018		Gladden	Cash Bond	$10,744.50	Surety Bond	$10,744.50	
2018BD0110200223					NaN		NaN	

Post Information

Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0110200220	Surety Bond	$10,744.50	09/10/2018	Matt Hone Surety Llc/John W. Powell

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The State of South Carolina VS James Christopher Neill

Case Number:	2018A0110100239	Court Agency:	General Sessions	Filed Date:	06/21/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/14/2019	Date Received:	06/21/2018	Arrest Date:	06/13/2018
Law Enf. Case:	00000159	True Bill Date:	09/28/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100588	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
McCants, Clarke Wardlaw IV	600 Monument Street Suite 208 Greenwood SC 29646				Defendant Attorney		03/18/2019
Neill, James Christopher	1221 Flat Rock Rd Starr SC 29684-9149	White	M	1974	Defendant		03/18/2019
Neill, James Christopher	1221 Flat Rock Rd Starr SC 29684-9149				Bond Entity		06/21/2018
Nelson, Janna A.(Inactive)	600 Monument St., Box P-133 Greenwood SC 29646				Defendant Attorney		03/18/2019
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/18/2019
Thompson, Jonathan A	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		06/21/2018

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Neill, James Christopher	0051-Malicious / Malicious injury, willful injury to courthouse or jail	0051-Malicious / Malicious injury, willful injury to courthouse or jail	03/14/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	3 years suspended with probation for 1 year. Restitution Ordered $250.00. Random D/A Testing, and PTUP upon payment of all monies and strict compliance.						

	Credit for 135 days jail time served.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Neill, James Christopher	Active - Probation	Filing		03/18/2019-10:10		
Neill, James Christopher	Filing/Bench Warrant Lifted	Filing		10/29/2018-11:17	03/14/2019-11:17	
Neill, James Christopher	Order/Failure to Appear/Comply/Pay	Order		10/05/2018-12:21	03/14/2019-12:21	
Neill, James Christopher	Archived Failure to Appear/Comply/Pay	Filing		10/05/2018-00:00	03/14/2019-00:00	
Neill, James Christopher	Indictment/Indictment	Filing		09/28/2018-14:12	03/14/2019-14:12	
Neill, James Christopher	Filing/Acceptance of Service	Filing		08/03/2018-14:49	03/14/2019-14:49	
Neill, James Christopher	Rule 5 Brady Motion	Filing		08/03/2018-14:49	03/14/2019-14:49	
Neill, James Christopher	Filing/Public Defender Application	Filing		07/18/2018-10:13	03/14/2019-10:13	
Neill, James Christopher	Filing/Case File	Filing		06/21/2018-09:47	03/14/2019-09:47	

Financials

Summary					
Fine/Costs:	$128.75	Total Paid for fine/costs:	$0.00	Balance Due:	$128.75

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Collection Fee 3%	CFEE3%	$3.75		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information								
Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0110200239	06/13/2018		Gladden	Personal Recognizance	$3,000.00		$0.00	

Post Information				
Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0110200239	Personal	$3,000.00	06/13/2018	Neill, James Christopher

	Recognizance			

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The State of South Carolina VS Charles Lee Owens

Case Number:	2018A0120100245	Court Agency:	General Sessions	Filed Date:	01/03/2019
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/14/2019	Date Received:	12/27/2018	Arrest Date:	12/13/2018
Law Enf. Case:	201802824	True Bill Date:	03/08/2019	No Bill Date:	
Prosecutor Case:		Indictment Number:	2019GS0100141	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Owens, Charles Lee	113 Glenn Street Newberry SC 29108	White	M	1972	Defendant		03/14/2019
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/14/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Owens, Charles Lee	3009-Drugs / Possession of less than one gram of meth. or cocaine base, 1st offense	3009-Drugs / Possession of less than one gram of meth. or cocaine base, 1st offense	03/14/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	3 years suspended with probation for 18 months. Substance Abuse Counseling and Random D/A Testing.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Owens, Charles Lee	Active - Probation	Filing		03/14/2019-15:13		
Owens, Charles Lee	Indictment/Indictment	Filing		03/08/2019-15:07	03/14/2019-15:07	
Owens, Charles Lee	Filing/Case File	Filing		01/03/2019-12:39	03/14/2019-12:39	

Financials

Summary

Fine/Costs:	$283.25	Total Paid for fine/costs:	$0.00	Balance Due:	$283.25

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
PCC Surcharge	PCCSUR	$150.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Collection Fee 3%	CFEE3%	$8.25		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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The State of South Carolina VS Charles Lee Owens

Case Number:	5102P0084294	Court Agency:	General Sessions	Filed Date:	01/03/2019
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/14/2019	Date Received:	12/27/2018	Arrest Date:	12/12/2018
Law Enf. Case:		True Bill Date:	03/08/2019	No Bill Date:	
Prosecutor Case:		Indictment Number:	2019GS0100142	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Matt Hone Surety Llc/John W. Powell	108 Court Square Abbeville SC 29620		M		Bond Entity		01/03/2019
Owens, Charles Lee	113 Glenn Street Newberry SC 29108	White	M	1972	Defendant		03/14/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Owens, Charles Lee	0659-Drugs / Poss. of 28g (1 oz) or less of marijuana or 10g or less of hash - 1st offense	0659-Drugs / Poss. of 28g (1 oz) or less of marijuana or 10g or less of hash - 1st offense	03/14/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Owens, Charles Lee	Indictment/Indictment	Filing		03/08/2019-15:09	03/14/2019-15:09	
Owens, Charles Lee	Bond Comment To Notes Screen	Filing		01/03/2019-12:42	03/14/2019-12:42	
Owens, Charles Lee	Filing/Case File	Filing		01/03/2019-12:41	03/14/2019-12:41	

Financials

Summary					
Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge				

$100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
PCC Surcharge	PCCSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information								
Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2019BD0100100003	12/13/2018		McNeil	Surety Bond	$3,615.00		$0.00	

Post Information				
Bond Id	Bond Type	Amount	Date Posted	Posted By
2019BD0100100003	Surety Bond	$3,615.00	12/13/2018	Matt Hone Surety Llc/John W. Powell

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Switch View

The State of South Carolina VS Tracey Gaine Owens

Case Number:	2017A0110100098	Court Agency:	General Sessions	Filed Date:	04/13/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/13/2019	Date Received:	04/07/2017	Arrest Date:	03/28/2017
Law Enf. Case:	2017-8417	True Bill Date:	07/14/2017	No Bill Date:	
Prosecutor Case:		Indictment Number:	2017GS0100314	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Matt Horne Surety Llc	108 Court Square Abbeville SC 29620				Bond Entity		04/13/2017
Mccurry, Evan L	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		04/13/2017
Owens, Tracey Gaine	310 Kirby Rd Belton SC 29627-9133	White	M	1972	Defendant		03/14/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Owens, Tracey Gaine	0756-Vehicle / Use of vehicle without permission with intent to deprive	0756-Vehicle / Use of vehicle without permission with intent to deprive	03/13/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Owens, Tracey Gaine	Indictment/Indictment	Filing		07/14/2017-16:22	03/13/2019-16:22	
Owens, Tracey Gaine	Filing/Record of Appearance	Filing		05/19/2017-13:55	03/13/2019-13:55	
Owens, Tracey Gaine	Filing/Case File	Filing		04/13/2017-10:18	03/13/2019-10:18	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00

Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2017BD0110200136	03/28/2017		Gladden	Cash Bond	$10,000.00	Surety Bond	$10,000.00	

Post Information

Bond Id	Bond Type	Amount	Date Posted	Posted By
2017BD0110200136	Surety Bond	$10,000.00	03/28/2017	Matt Horne Surety Llc

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The State of South Carolina VS Mark Allen Simmons

Case Number:	20172360120958	Court Agency:	General Sessions	Filed Date:	12/29/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	12/28/2017	Arrest Date:	12/05/2017
Law Enf. Case:		True Bill Date:	05/18/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100220	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Granade, Kami Daws	600 Monument St., Ste. 208 Greenwood SC 29646				Defendant Attorney		01/30/2018
Hall, Benjamin R	1801 Hwy 25 S E Greenwood SC 29646				Officer		12/29/2017
Simmons, Mark Allen	4 Three Coins Ct Fountain Inn SC 29644-6152	White	M	1987	Defendant		03/12/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Simmons, Mark Allen	3353-DUI / Driving under the Influence, less than .10, 1st Offense	3353-DUI / Driving under the Influence, less than .10, 1st Offense	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Simmons, Mark Allen	Indictment/Indictment	Filing		05/18/2018-12:30	03/12/2019-12:30	
Simmons, Mark Allen	Order/Competency Evaluation	Order		02/15/2018-09:12	03/12/2019-09:12	
Simmons, Mark Allen	Filing/Acceptance of Service	Filing		01/30/2018-16:16	03/12/2019-16:16	
Simmons, Mark Allen	Rule 5 Brady Motion	Filing		01/30/2018-16:16	03/12/2019-16:16	
Simmons, Mark Allen	Filing/Public Defender Application	Filing		01/10/2018-12:49	03/12/2019-12:49	
Simmons, Mark Allen	Filing/Case File	Filing		12/29/2017-11:35	03/12/2019-11:35	

Financials

Summary					
Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs					

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
DUI Breath Test $25	DUIBRT	$0.00		$0.00
DUI Pullout $100	DUIHPP	$0.00		$0.00
DUI Surcharge $12	DUISUR	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
Spinal Cord Injury Research DUI $100	SCIDUI	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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Case Number:	20172360120959	Court Agency:	General Sessions	Filed Date:	12/29/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	12/28/2017	Arrest Date:	12/05/2017
Law Enf. Case:		True Bill Date:	05/18/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100221	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Granade, Kami Daws	600 Monument St., Ste. 208 Greenwood SC 29646				Defendant Attorney		01/30/2018
Hall, Benjamin R	1801 Hwy 25 S E Greenwood SC 29646				Officer		12/29/2017
Simmons, Mark Allen	4 Three Coins Ct Fountain Inn SC 29644-6152	White	M	1987	Defendant		03/12/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Simmons, Mark Allen	0624-DUS / Driving under suspension, license not suspended for DUI - 1st offense	0624-DUS / Driving under suspension, license not suspended for DUI - 1st offense	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Simmons, Mark Allen	Indictment/Indictment	Filing		05/18/2018-12:31	03/12/2019-12:31	
Simmons, Mark Allen	Order/Competency Evaluation	Order		02/15/2018-09:12	03/12/2019-09:12	
Simmons, Mark Allen	Filing/Acceptance of Service	Filing		01/30/2018-16:16	03/12/2019-16:16	
Simmons, Mark Allen	Rule 5 Brady Motion	Filing		01/30/2018-16:16	03/12/2019-16:16	
Simmons, Mark Allen	Filing/Public Defender Application	Filing		01/10/2018-12:49	03/12/2019-12:49	
Simmons, Mark Allen	Filing/Case File	Filing		12/29/2017-11:36	03/12/2019-11:36	

Financials

Summary					
Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
DUS Pullout $100	DUSDPS	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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The State of South Carolina VS Mark Allen Simmons

Case Number:	20172360120960	Court Agency:	General Sessions	Filed Date:	12/29/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	12/28/2017	Arrest Date:	12/05/2017
Law Enf. Case:		True Bill Date:	05/18/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100222	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Granade, Kami Daws	600 Monument St., Ste. 208 Greenwood SC 29646				Defendant Attorney		01/30/2018
Hall, Benjamin R	1801 Hwy 25 S E Greenwood SC 29646				Officer		12/29/2017
Simmons, Mark Allen	4 Three Coins Ct Fountain Inn SC 29644-6152	White	M	1987	Defendant		03/12/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Simmons, Mark Allen	2560-Traffic / Uninsured motor vehicle fee violation, 1st offense	2560-Traffic / Uninsured motor vehicle fee violation, 1st offense	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Simmons, Mark Allen	Indictment/Indictment	Filing		05/18/2018-12:30	03/12/2019-12:30	
Simmons, Mark Allen	Order/Competency Evaluation	Order		02/15/2018-09:13	03/12/2019-09:13	
Simmons, Mark Allen	Filing/Acceptance of Service	Filing		01/30/2018-16:17	03/12/2019-16:17	
Simmons, Mark Allen	Rule 5 Brady Motion	Filing		01/30/2018-16:17	03/12/2019-16:17	
Simmons, Mark Allen	Filing/Public Defender Application	Filing		01/10/2018-12:50	03/12/2019-12:50	
Simmons, Mark Allen	Filing/Case File	Filing		12/29/2017-11:37	03/12/2019-11:37	

Financials

Summary					
Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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The State of South Carolina VS Mark Allen Simmons

Case Number:	20172360120961	Court Agency:	General Sessions	Filed Date:	12/29/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	12/28/2017	Arrest Date:	12/05/2017
Law Enf. Case:		True Bill Date:	05/18/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100223	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Granade, Kami Daws	600 Monument St., Ste. 208 Greenwood SC 29646				Defendant Attorney		01/30/2018
Hall, Benjamin R	1801 Hwy 25 S E Greenwood SC 29646				Officer		12/29/2017
Simmons, Mark Allen	4 Three Coins Ct Fountain Inn SC 29644-6152	White	M	1987	Defendant		03/12/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Simmons, Mark Allen	2485-Traffic / Operating or permitting operation of vehicle which is not registered and licensed.	2485-Traffic / Operating or permitting operation of vehicle which is not registered and licensed.	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Simmons, Mark Allen	Indictment/Indictment	Filing		05/18/2018-12:32	03/12/2019-12:32	
Simmons, Mark Allen	Order/Competency Evaluation	Order		02/15/2018-09:13	03/12/2019-09:13	
Simmons, Mark Allen	Filing/Acceptance of Service	Filing		01/30/2018-16:17	03/12/2019-16:17	
Simmons, Mark Allen	Rule 5 Brady Motion	Filing		01/30/2018-16:17	03/12/2019-16:17	
Simmons, Mark Allen	Filing/Public Defender Application	Filing		01/10/2018-12:50	03/12/2019-12:50	
Simmons, Mark Allen	Filing/Case File	Filing		12/29/2017-11:37	03/12/2019-11:37	

Financials

Summary					
Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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Case Number:	20172360120962	Court Agency:	General Sessions	Filed Date:	12/29/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	12/28/2017	Arrest Date:	12/05/2017
Law Enf. Case:		True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:	0000GS01	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Granade, Kami Daws	600 Monument St., Ste. 208 Greenwood SC 29646				Defendant Attorney		01/30/2018
Hall, Benjamin R	1801 Hwy 25 S E Greenwood SC 29646				Officer		12/29/2017
Simmons, Mark Allen	4 Three Coins Ct Fountain Inn SC 29644-6152	White	M	1987	Defendant		03/12/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Simmons, Mark Allen	2076-Traffic / Failure to possess registration card	2076-Traffic / Failure to possess registration card	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Simmons, Mark Allen	Order/Competency Evaluation	Order		02/15/2018-09:14	03/12/2019-09:14	
Simmons, Mark Allen	Filing/Acceptance of Service	Filing		01/30/2018-16:18	03/12/2019-16:18	
Simmons, Mark Allen	Rule 5 Brady Motion	Filing		01/30/2018-16:18	03/12/2019-16:18	
Simmons, Mark Allen	Filing/Public Defender Application	Filing		01/10/2018-12:50	03/12/2019-12:50	
Simmons, Mark Allen	Filing/Case File	Filing		12/29/2017-11:37	03/12/2019-11:37	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount

Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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The State of South Carolina VS Mark Allen Simmons

Case Number:	20172360120963	Court Agency:	General Sessions	Filed Date:	12/29/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	12/28/2017	Arrest Date:	12/05/2017
Law Enf. Case:		True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:	0000GS01	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Granade, Kami Daws	600 Monument St., Ste. 208 Greenwood SC 29646				Defendant Attorney		01/30/2018
Hall, Benjamin R	1801 Hwy 25 S E Greenwood SC 29646				Officer		12/29/2017
Simmons, Mark Allen	4 Three Coins Ct Fountain Inn SC 29644-6152	White	M	1987	Defendant		03/12/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Simmons, Mark Allen	2512-Traffic / Unlawful operation of unsafe or improperly equipped vehicle	2512-Traffic / Unlawful operation of unsafe or improperly equipped vehicle	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Simmons, Mark Allen	Order/Competency Evaluation	Order		02/15/2018-09:14	03/12/2019-09:14	
Simmons, Mark Allen	Filing/Acceptance of Service	Filing		01/30/2018-16:19	03/12/2019-16:19	
Simmons, Mark Allen	Rule 5 Brady Motion	Filing		01/30/2018-16:19	03/12/2019-16:19	
Simmons, Mark Allen	Filing/Public Defender Application	Filing		01/10/2018-12:51	03/12/2019-12:51	
Simmons, Mark Allen	Filing/Case File	Filing		12/29/2017-11:38	03/12/2019-11:38	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount

Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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Case Number:	20172360120964	Court Agency:	General Sessions	Filed Date:	12/29/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	12/28/2017	Arrest Date:	12/05/2017
Law Enf. Case:		True Bill Date:	05/18/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100226	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Granade, Kami Daws	600 Monument St., Ste. 208 Greenwood SC 29646				Defendant Attorney		01/30/2018
Hall, Benjamin R	1801 Hwy 25 S E Greenwood SC 29646				Officer		12/29/2017
Simmons, Mark Allen	4 Three Coins Ct Fountain Inn SC 29644-6152	White	M	1987	Defendant		03/12/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Simmons, Mark Allen	2886-Traffic / Seatbelt violation - Non-criminal	2886-Traffic / Seatbelt violation - Non-criminal	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Simmons, Mark Allen	Indictment/Indictment	Filing		05/18/2018-12:32	03/12/2019-12:32	
Simmons, Mark Allen	Order/Competency Evaluation	Order		02/15/2018-09:15	03/12/2019-09:15	
Simmons, Mark Allen	Filing/Acceptance of Service	Filing		01/30/2018-16:19	03/12/2019-16:19	
Simmons, Mark Allen	Rule 5 Brady Motion	Filing		01/30/2018-16:19	03/12/2019-16:19	
Simmons, Mark Allen	Filing/Public Defender Application	Filing		01/10/2018-12:51	03/12/2019-12:51	
Simmons, Mark Allen	Filing/Case File	Filing		12/29/2017-11:38	03/12/2019-11:38	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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Case Number:	20172360120965	Court Agency:	General Sessions	Filed Date:	12/29/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	12/28/2017	Arrest Date:	12/05/2017
Law Enf. Case:		True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:	0000GS01	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Granade, Kami Daws	600 Monument St., Ste. 208 Greenwood SC 29646				Defendant Attorney		01/30/2018
Hall, Benjamin R	1801 Hwy 25 S E Greenwood SC 29646				Officer		12/29/2017
Simmons, Mark Allen	4 Three Coins Ct Fountain Inn SC 29644-6152	White	M	1987	Defendant		03/12/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Simmons, Mark Allen	2326-Littering / Littering, 15 to 500 lbs. or 27 to 100 cu. ft.	2326-Littering / Littering, 15 to 500 lbs. or 27 to 100 cu. ft.	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Simmons, Mark Allen	Order/Competency Evaluation	Order		02/15/2018-09:15	03/12/2019-09:15	
Simmons, Mark Allen	Filing/Acceptance of Service	Filing		01/30/2018-16:20	03/12/2019-16:20	
Simmons, Mark Allen	Rule 5 Brady Motion	Filing		01/30/2018-16:20	03/12/2019-16:20	
Simmons, Mark Allen	Filing/Public Defender Application	Filing		01/10/2018-12:53	03/12/2019-12:53	
Simmons, Mark Allen	Filing/Case File	Filing		12/29/2017-11:39	03/12/2019-11:39	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount

Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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Case Number:	2017A0110100436	Court Agency:	General Sessions	Filed Date:	12/29/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	12/28/2017	Arrest Date:	12/06/2017
Law Enf. Case:	2017-25743	True Bill Date:	05/18/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100174	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Graham, Matthew D	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		12/29/2017
Granade, Kami Daws	600 Monument St., Ste. 208 Greenwood SC 29646				Defendant Attorney		01/30/2018
Simmons, Mark Allen	4 Three Coins Ct Fountain Inn SC 29644-6152	White	M	1987	Defendant		03/12/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Simmons, Mark Allen	0065-Traffic / Failure to stop for a blue light, no injury or death - 1st offense	0065-Traffic / Failure to stop for a blue light, no injury or death - 1st offense	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Simmons, Mark Allen	Order/Transportation for March 12, 2019	Order		03/05/2019-08:58	03/12/2019-08:58	
Simmons, Mark Allen	Order/Transportation	Order		02/13/2019-10:36	03/12/2019-10:36	
Simmons, Mark Allen	Filing/Public Defender Application	Filing		01/10/2019-14:43		
Simmons, Mark Allen	Order of Commitment For Sixty Days	Order		10/10/2018-10:45	03/12/2019-10:45	
Simmons, Mark Allen	Order/Order for Bond Denied	Order		06/22/2018-15:38	03/12/2019-15:38	
Simmons, Mark Allen	Indictment/Indictment	Filing		05/18/2018-11:58	03/12/2019-11:58	
Simmons, Mark Allen	Order/Competency Evaluation	Order		02/15/2018-09:04	03/12/2019-09:04	
Simmons, Mark Allen	Filing/Acceptance of Service	Filing		01/30/2018-16:10	03/12/2019-16:10	
Simmons, Mark Allen	Rule 5 Brady Motion	Filing		01/30/2018-16:10	03/12/2019-16:10	

Simmons, Mark Allen	Filing/Case File	Filing		12/29/2017-11:30	03/12/2019-11:30	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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The State of South Carolina VS Mark Allen Simmons

Case Number:	2017A0110100437	Court Agency:	General Sessions	Filed Date:	12/29/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	12/28/2017	Arrest Date:	12/06/2017
Law Enf. Case:	2017-25743	True Bill Date:	05/18/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100175	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Graham, Matthew D	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		12/29/2017
Granade, Kami Daws	600 Monument St., Ste. 208 Greenwood SC 29646				Defendant Attorney		01/30/2018
Simmons, Mark Allen	4 Three Coins Ct Fountain Inn SC 29644-6152	White	M	1987	Defendant		03/12/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Simmons, Mark Allen	3009-Drugs / Possession of less than one gram of meth. or cocaine base, 1st offense	3009-Drugs / Possession of less than one gram of meth. or cocaine base, 1st offense	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Simmons, Mark Allen	Order/Transportation for March 12, 2019	Order		03/05/2019-08:59	03/12/2019-08:59	
Simmons, Mark Allen	Order/Transportation	Order		02/13/2019-10:38	03/12/2019-10:38	
Simmons, Mark Allen	Order of Commitment For Sixty Day	Order		10/10/2018-10:53	03/12/2019-10:53	
Simmons, Mark Allen	Order/Order for Bond Denied	Order		06/22/2018-15:39	03/12/2019-15:39	
Simmons, Mark Allen	Indictment/Indictment	Filing		05/18/2018-11:59	03/12/2019-11:59	
Simmons, Mark Allen	Order/Competency Evaluation	Order		02/15/2018-09:05	03/12/2019-09:05	
Simmons, Mark Allen	Filing/Acceptance of Service	Filing		01/30/2018-16:12	03/12/2019-16:12	
Simmons, Mark Allen	Rule 5 Brady Motion	Filing		01/30/2018-16:11	03/12/2019-16:11	
Simmons, Mark Allen	Filing/Public Defender Application	Filing		01/10/2018-12:47	03/12/2019-12:47	

Simmons, Mark Allen	Filing/Case File	Filing		12/29/2017-11:31	03/12/2019-11:31	

Financials

Summary					
Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
PCC Surcharge	PCCSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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The State of South Carolina VS Mark Allen Simmons

Case Number:	2017A0110100438	Court Agency:	General Sessions	Filed Date:	12/29/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	12/28/2017	Arrest Date:	12/06/2017
Law Enf. Case:	2017-25743	True Bill Date:	05/18/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100176	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Graham, Matthew D	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		12/29/2017
Granade, Kami Daws	600 Monument St., Ste. 208 Greenwood SC 29646				Defendant Attorney		01/30/2018
Simmons, Mark Allen	4 Three Coins Ct Fountain Inn SC 29644-6152	White	M	1987	Defendant		03/12/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Simmons, Mark Allen	0326-Resisting / Resisting Arrest; Oppose or resist law enforcement officer serving process or making arrest	0326-Resisting / Resisting Arrest; Oppose or resist law enforcement officer serving process or making arrest	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Simmons, Mark Allen	Order/Transportation for March 12, 2019	Order		03/05/2019-09:00	03/12/2019-09:00	
Simmons, Mark Allen	Order/Transportation	Order		02/13/2019-10:41	03/12/2019-10:41	
Simmons, Mark Allen	Order of Commitment For Sixty Day	Order		10/10/2018-10:56	03/12/2019-10:56	
Simmons, Mark Allen	Order/Order for Bond Denied	Order		06/22/2018-15:40	03/12/2019-15:40	
Simmons, Mark Allen	Indictment/Indictment	Filing		05/18/2018-12:17	03/12/2019-12:17	
Simmons, Mark Allen	Order/Competency Evaluation	Order		02/21/2018-09:06	03/12/2019-09:06	
Simmons, Mark Allen	Filing/Acceptance of Service	Filing		01/30/2018-16:12	03/12/2019-16:12	
Simmons, Mark Allen	Rule 5 Brady Motion	Filing		01/30/2018-16:12	03/12/2019-16:12	
Simmons, Mark Allen	Filing/Public Defender Application	Filing		01/10/2018-12:47	03/12/2019-12:47	

Simmons, Mark Allen	Filing/Case File	Filing		12/29/2017-11:31	03/12/2019-11:31	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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The State of South Carolina VS Mark Allen Simmons

Case Number:	2017A0110100439	Court Agency:	General Sessions	Filed Date:	12/29/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/12/2019	Date Received:	12/28/2017	Arrest Date:	12/06/2017
Law Enf. Case:	2017-25743	True Bill Date:	05/18/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100177	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Graham, Matthew D	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		12/29/2017
Granade, Kami Daws(Inactive)	600 Monument St., Ste. 208 Greenwood SC 29646				Defendant Attorney		03/12/2019
Nelson, Janna A.	600 Monument St., Box P-133 Greenwood SC 29646				Defendant Attorney		03/12/2019
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/12/2019
Simmons, Mark Allen	4 Three Coins Ct Fountain Inn SC 29644-6152	White	M	1987	Defendant		03/12/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Simmons, Mark Allen	3410-Assault / Attempted Murder	3410-Assault / Attempted Murder	03/12/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	30 years concurrent defendant to be given credit for 463 days jail time served.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Simmons, Mark Allen	Active - Non Probation	Filing		03/12/2019-14:21		
Simmons, Mark Allen	Order/Transportation for March 12, 2019	Order		03/05/2019-09:01	03/12/2019-09:01	
Simmons, Mark Allen	Certificate/Certificate of Service of Life W/O Parole Notice	Filing		02/27/2019-16:31	03/12/2019-16:31	
Simmons, Mark Allen	Certificate/Certificate of Service of Life W/O Parole Notice	Filing		02/26/2019-16:30	03/12/2019-16:30	
Simmons, Mark Allen	Notice/Intent to Seek Life Without Parole	Filing		02/26/2019-16:30	03/12/2019-16:30	
Simmons, Mark Allen	Order/Transportation	Order		02/13/2019-10:41	03/12/2019-10:41	
Simmons, Mark Allen	Order of Commitment For Sixty Days	Order		10/10/2018-11:00	03/12/2019-11:00	
Simmons, Mark Allen	Order/Order for Bond Denied	Order		06/22/2018-15:41	03/12/2019-15:41	
Simmons, Mark Allen	Indictment/Indictment	Filing		05/18/2018-12:18	03/12/2019-12:18	
Simmons, Mark Allen	Order/Competency Evaluation	Order		02/15/2018-09:07	03/12/2019-09:07	
Simmons, Mark Allen	Filing/Acceptance of Service	Filing		01/30/2018-16:13	03/12/2019-16:13	
Simmons, Mark Allen	Rule 5 Brady Motion	Filing		01/30/2018-16:13	03/12/2019-16:13	
Simmons, Mark Allen	Public Defender Application/Request $40	Filing		01/10/2018-14:46		
Simmons, Mark Allen	Filing/Case File	Filing		12/29/2017-11:32	03/12/2019-11:32	

Financials

Summary

Fine/Costs:	$168.75	Total Paid for fine/costs:	$0.00	Balance Due:	$168.75

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Collection Fee 3%	CFEE3%	$3.75		$0.00
Public Defender Application $40	PDAPPL	$40.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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Case Number:	2017A0110100440	Court Agency:	General Sessions	Filed Date:	12/29/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	12/06/2017	Arrest Date:	12/06/2017
Law Enf. Case:	2017-25743	True Bill Date:	05/18/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100178	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Graham, Matthew D	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		12/29/2017
Granade, Kami Daws	600 Monument St., Ste. 208 Greenwood SC 29646				Defendant Attorney		01/30/2018
Simmons, Mark Allen	4 Three Coins Ct Fountain Inn SC 29644-6152	White	M	1987	Defendant		03/12/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Simmons, Mark Allen	0049-Conspiracy / Criminal Conspiracy, Common Law conspiracy defined	0049-Conspiracy / Criminal Conspiracy, Common Law conspiracy defined	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Simmons, Mark Allen	Order/Transportation for March 12, 2019	Order		03/05/2019-09:02	03/12/2019-09:02	
Simmons, Mark Allen	Order/Transportation	Order		02/13/2019-10:45	03/12/2019-10:45	
Simmons, Mark Allen	Order of Commitment For Sixty Days	Order		10/10/2018-11:01	03/12/2019-11:01	
Simmons, Mark Allen	Order/Order for Bond Denied	Order		06/22/2018-15:41	03/12/2019-15:41	
Simmons, Mark Allen	Indictment/Indictment	Filing		05/18/2018-12:18	03/12/2019-12:18	
Simmons, Mark Allen	Order/Competency Evaluation	Order		02/15/2018-09:07	03/12/2019-09:07	
Simmons, Mark Allen	Filing/Acceptance of Service	Filing		01/30/2018-16:14	03/12/2019-16:14	
Simmons, Mark Allen	Rule 5 Brady Motion	Filing		01/30/2018-16:13	03/12/2019-16:13	
Simmons, Mark Allen	Filing/Public Defender Application	Filing		01/10/2018-12:48	03/12/2019-12:48	

Simmons, Mark Allen	Filing/Case File	Filing		12/29/2017-11:32	03/12/2019-11:32	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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Case Number:	2017A0110100441	Court Agency:	General Sessions	Filed Date:	12/29/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/12/2019	Date Received:	12/28/2017	Arrest Date:	12/06/2017
Law Enf. Case:	2017-25743	True Bill Date:	05/18/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100179	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Graham, Matthew D	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		12/29/2017
Granade, Kami Daws(Inactive)	600 Monument St., Ste. 208 Greenwood SC 29646				Defendant Attorney		03/12/2019
Nelson, Janna A.	600 Monument St., Box P-133 Greenwood SC 29646				Defendant Attorney		03/12/2019
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/12/2019
Simmons, Mark Allen	4 Three Coins Ct Fountain Inn SC 29644-6152	White	M	1987	Defendant		03/12/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Simmons, Mark Allen	0549-Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death	0549-Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death	03/12/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	5 years concurrent defendant to be given credit for 463 days jail time served.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Simmons, Mark Allen	Active - Non Probation	Filing		03/12/2019-14:28		
Simmons, Mark Allen	Order/Transportation for March 12, 2019	Order		03/05/2019-10:03	03/12/2019-10:03	
Simmons, Mark Allen	Order/Transportation	Order		02/13/2019-10:45	03/12/2019-10:45	
Simmons, Mark Allen	Order of Commitment For Sixty Days	Order		10/10/2018-11:02	03/12/2019-11:02	
Simmons, Mark Allen	Order/Order for Bond Denied	Order		06/22/2018-15:41	03/12/2019-15:41	
Simmons, Mark Allen	Indictment/Indictment	Filing		05/18/2018-12:19	03/12/2019-12:19	
Simmons, Mark Allen	Order/Competency Evaluation	Order		02/15/2018-09:08	03/12/2019-09:08	
Simmons, Mark Allen	Filing/Acceptance of Service	Filing		01/30/2018-16:14	03/12/2019-16:14	
Simmons, Mark Allen	Rule 5 Brady Motion	Filing		01/30/2018-16:14	03/12/2019-16:14	
Simmons, Mark Allen	Filing/Public Defender Application	Filing		01/10/2018-12:48	03/12/2019-12:48	
Simmons, Mark Allen	Filing/Case File	Filing		12/29/2017-11:32	03/12/2019-11:32	

Financials

Summary

Fine/Costs:	$128.75	Total Paid for fine/costs:	$0.00	Balance Due:	$128.75

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Collection Fee 3%	CFEE3%	$3.75		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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Case Number:	2017A0110100442	Court Agency:	General Sessions	Filed Date:	12/29/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	12/28/2017	Arrest Date:	12/06/2017
Law Enf. Case:	2017-25743	True Bill Date:	05/18/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100180	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Graham, Matthew D	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		12/29/2017
Granade, Kami Daws	600 Monument St., Ste. 208 Greenwood SC 29646				Defendant Attorney		01/30/2018
Simmons, Mark Allen	4 Three Coins Ct Fountain Inn SC 29644-6152	White	M	1987	Defendant		03/12/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Simmons, Mark Allen	3434-Weapons / Possession of Firearm or Ammunition by person convicted of violent felony	3434-Weapons / Possession of Firearm or Ammunition by person convicted of violent felony	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Simmons, Mark Allen	Order/Transportation for March 12, 2019	Order		03/05/2019-10:04	03/12/2019-10:04	
Simmons, Mark Allen	Order/Transportation	Order		02/13/2019-10:46	03/12/2019-10:46	
Simmons, Mark Allen	Order of Commitment For Sixty Days	Order		10/10/2018-11:03	03/12/2019-11:03	
Simmons, Mark Allen	Order/Order for Bond Denied	Order		06/22/2018-15:42	03/12/2019-15:42	
Simmons, Mark Allen	Indictment/Indictment	Filing		05/18/2018-12:20	03/12/2019-12:20	
Simmons, Mark Allen	Order/Competency Evaluation	Order		02/15/2018-09:08	03/12/2019-09:08	
Simmons, Mark Allen	Filing/Acceptance of Service	Filing		01/30/2018-16:15	03/12/2019-16:15	
Simmons, Mark Allen	Rule 5 Brady Motion	Filing		01/30/2018-16:15	03/12/2019-16:15	
Simmons, Mark Allen	Filing/Public Defender Application	Filing		01/10/2018-12:48	03/12/2019-12:48	

Simmons, Mark Allen	Filing/Case File	Filing		12/29/2017-11:33	03/12/2019-11:33	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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The State of South Carolina VS Mark Allen Simmons

Case Number:	2017A0110100456	Court Agency:	General Sessions	Filed Date:	12/29/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/12/2019	Date Received:	12/28/2017	Arrest Date:	12/14/2017
Law Enf. Case:	2017-25962	True Bill Date:	05/18/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100181	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Granade, Kami Daws	600 Monument St., Ste. 208 Greenwood SC 29646				Defendant Attorney		01/30/2018
Simmons, Mark Allen	4 Three Coins Ct Fountain Inn SC 29644-6152	White	M	1987	Defendant		03/12/2019
Thompson, Jonathan A	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		12/29/2017

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Simmons, Mark Allen	0051-Malicious / Malicious injury, willful injury to courthouse or jail	0051-Malicious / Malicious injury, willful injury to courthouse or jail	03/12/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Simmons, Mark Allen	Order/Order for Bond Denied	Order		06/22/2018-15:43	03/12/2019-15:43	
Simmons, Mark Allen	Indictment/Indictment	Filing		05/18/2018-12:20	03/12/2019-12:20	
Simmons, Mark Allen	Order/Competency Evaluation	Order		02/15/2018-09:09	03/12/2019-09:09	
Simmons, Mark Allen	Filing/Acceptance of Service	Filing		01/30/2018-16:20	03/12/2019-16:20	
Simmons, Mark Allen	Rule 5 Brady Motion	Filing		01/30/2018-16:20	03/12/2019-16:20	
Simmons, Mark Allen	Filing/Case File	Filing		12/29/2017-10:34	03/12/2019-10:34	

Financials

Summary					
Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2017BD0100100149	12/15/2017		Gladden		$0.00		$0.00	

Post Information

None

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Switch View

The State of South Carolina VS Nathanal W Sorrow

Case Number:	2018A0120100151	Court Agency:	General Sessions	Filed Date:	08/08/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/14/2019	Date Received:	08/07/2018	Arrest Date:	08/03/2018
Law Enf. Case:	201801795	True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:	2019GS0100136	Waiver Date:	03/14/2019
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
A-Z Bail Bonding/Alice A Aga	Greenwood SC 29646		M		Bond Entity		09/04/2018
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/18/2019
Sorrow, Nathanal W	104 Oaklawn Ave #1802 Abbeville SC 296200000	White	M	1981	Defendant		03/18/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Sorrow, Nathanal W	3009-Drugs / Possession of less than one gram of meth. or cocaine base, 1st offense	3009-Drugs / Possession of less than one gram of meth. or cocaine base, 1st offense	03/14/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	3 years provided upon the service of 54 days with probation for 3 years. Credit for 54 days jail time served. Substance Abuse Counseling, and Random D/A Testing.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents

Sorrow, Nathanal W	Active - Probation	Filing		03/18/2019-10:57		
Sorrow, Nathanal W	Order/Failure to Appear/Comply/Pay	Order		11/02/2018-11:41	03/14/2019-11:41	
Sorrow, Nathanal W	Archived Failure to Appear/Comply/Pay	Filing		11/02/2018-00:00	03/14/2019-00:00	
Sorrow, Nathanal W	Bond Comment To Notes Screen	Filing		08/08/2018-09:55	03/14/2019-09:55	
Sorrow, Nathanal W	Filing/Case File	Filing		08/08/2018-09:43	03/14/2019-09:43	

Financials

Summary

Fine/Costs:	$283.25	Total Paid for fine/costs:	$0.00	Balance Due:	$283.25

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
PCC Surcharge	PCCSUR	$150.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Collection Fee 3%	CFEE3%	$8.25		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0100100124	08/03/2018		Brownlee	Percent Bond	$600.00	Surety Bond	$6,000.00	

Post Information

Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0100100124	Surety Bond	$6,000.00	08/23/2018	A-Z Bail Bonding/Alice A Aga

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The State of South Carolina VS Nathanal W Sorrow

Case Number:	2019A0120100013	Court Agency:	General Sessions	Filed Date:	01/31/2019
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/14/2019	Date Received:	01/29/2019	Arrest Date:	01/20/2019
Law Enf. Case:	201900137	True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:	0000GS01	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Sorrow, Nathanal W	103 Walnut Street Abbeville SC 296200000	White	M	1981	Defendant		03/18/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Sorrow, Nathanal W	3009-Drugs / Possession of less than one gram of meth. or cocaine base, 1st offense	3009-Drugs / Possession of less than one gram of meth. or cocaine base, 1st offense	03/14/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Sorrow, Nathanal W	Filing/Case File	Filing		01/31/2019-12:41	03/14/2019-12:41	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
PCC Surcharge	PCCSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information								
Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2019BD0100100026	01/20/2019		Brownlee	Cash Bond	$5,000.00	Surety Bond	$5,000.00	

Post Information
None

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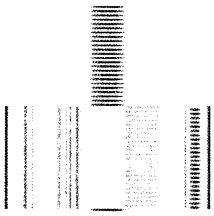

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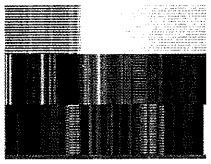

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The State of South Carolina VS Nathanal W Sorrow

Case Number:	7102P0913779	Court Agency:	General Sessions	Filed Date:	08/08/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/14/2019	Date Received:	08/07/2018	Arrest Date:	08/02/2018
Law Enf. Case:		True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:	0000GS01	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Sorrow, Nathanal W	103 Walnut Street Abbeville SC 296200000	White	M	1981	Defendant		03/18/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Sorrow, Nathanal W	0659-Drugs / Poss. of 28g (1 oz) or less of marijuana or 10g or less of hash - 1st offense	0659-Drugs / Poss. of 28g (1 oz) or less of marijuana or 10g or less of hash - 1st offense	03/14/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Sorrow, Nathanal W	Order/Failure to Appear/Comply/Pay	Order		11/02/2018-11:44	03/14/2019-11:44	
Sorrow, Nathanal W	Archived Failure to Appear/Comply/Pay	Filing		11/02/2018-00:00	03/14/2019-00:00	
Sorrow, Nathanal W	Filing/Case File	Filing		08/08/2018-09:48	03/14/2019-09:48	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding				

Surcharge $25	LEFSUR	$0.00		$0.00
PCC Surcharge	PCCSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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The State of South Carolina VS Chris Babb Stewart

Case Number:	2017A0110100378	Court Agency:	General Sessions	Filed Date:	11/15/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/14/2019	Date Received:	11/15/2017	Arrest Date:	11/05/2017
Law Enf. Case:	2017-24427	True Bill Date:	04/02/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100100	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Hodges, Andrew Michael	PO Box 3094 Greenwood SC 296483094				Defendant Attorney		12/28/2017
Matt Horne Surety Llc	108 Court Square Abbeville SC 29620				Bond Entity		11/15/2017
Stewart, Chris Babb	365 Corbin Rd Honea Path SC 29654-7985	White	F	1964	Defendant		03/14/2019
Webb, Daniel R	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		11/15/2017

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Stewart, Chris Babb	3420-Larceny / Grand Larceny, value more than $2,000 but less than $10,000	3420-Larceny / Grand Larceny, value more than $2,000 but less than $10,000	03/14/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Stewart, Chris Babb	Indictment/Indictment	Filing		04/02/2018-16:27	03/14/2019-16:27	
Stewart, Chris Babb	Rule 5 & 6 Brady Motion	Filing		12/14/2017-14:42	03/14/2019-14:42	
Stewart, Chris Babb	Filing/Record of Appearance 03/29/2018	Filing		12/01/2017-11:28	03/14/2019-11:28	
Stewart, Chris Babb	Public Defender Application/Request $40	Filing		12/01/2017-10:01	03/14/2019-10:01	
Stewart, Chris Babb	Filing/Case File	Filing		11/15/2017-12:24	03/14/2019-12:24	

Financials

Summary					
Fine/Costs:	$40.00	Total Paid for fine/costs:	$40.00	Balance Due:	$0.00

Costs				

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Public Defender Application $40	PDAPPL	$40.00		$40.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
12/01/2017	14067	c01emcmaha	PY	$40.00

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2017BD0110200526	11/05/2017		Devore	Cash Bond	$4,000.00	Surety Bond	$4,000.00	

Post Information

Bond Id	Bond Type	Amount	Date Posted	Posted By
2017BD0110200526	Surety Bond	$4,000.00	11/14/2017	Matt Horne Surety Llc

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The State of South Carolina VS Chris Babb Stewart

Case Number:	2017A0110100380	Court Agency:	General Sessions	Filed Date:	11/15/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/14/2019	Date Received:	11/15/2017	Arrest Date:	11/05/2017
Law Enf. Case:	2017-24427	True Bill Date:	04/02/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100101	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Hodges, Andrew Michael	PO Box 3094 Greenwood SC 296483094				Defendant Attorney		12/28/2017
Matt Horne Surety Llc	108 Court Square Abbeville SC 29620				Bond Entity		11/15/2017
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/14/2019
Stewart, Chris Babb	365 Corbin Rd Honea Path SC 29654-7985	White	F	1964	Defendant		03/14/2019
Webb, Daniel R	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		11/15/2017

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Stewart, Chris Babb	3415-Malicious / Malicious Injury to animals, personal property, injury value $2,000 or less	3415-Malicious / Malicious Injury to animals, personal property, injury value $2,000 or less	03/14/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	30 days credit for 32 day jail time served. Concurrent.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Stewart, Chris Babb	Active - Non Probation	Filing		03/14/2019-14:21		
Stewart, Chris Babb	Indictment/Indictment	Filing		04/02/2018-16:28	03/14/2019-16:28	

Stewart, Chris Babb	Rule 5 & 6 Brady Motion	Filing		12/14/2017-14:43	03/14/2019-14:43	
Stewart, Chris Babb	Filing/Public Defender Application	Filing		12/01/2017-11:34	03/14/2019-11:34	
Stewart, Chris Babb	Filing/Record of Appearance 03/29/2018 Docket	Filing		12/01/2017-11:28	03/14/2019-11:28	
Stewart, Chris Babb	Filing/Case File	Filing		11/15/2017-12:25	03/14/2019-12:25	

Financials

Summary					
Fine/Costs:	$128.75	Total Paid for fine/costs:	$0.00	Balance Due:	$128.75

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Collection Fee 3%	CFEE3%	$3.75		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information								
Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2017BD0110200526	11/05/2017		Devore	Cash Bond	$500.00	Surety Bond	$500.00	

Post Information				
Bond Id	Bond Type	Amount	Date Posted	Posted By
2017BD0110200526	Surety Bond	$500.00	11/14/2017	Matt Horne Surety Llc

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The State of South Carolina VS Chris Babb Stewart

Case Number:	2017A0110100381	Court Agency:	General Sessions	Filed Date:	11/15/2017
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/14/2019	Date Received:	11/15/2017	Arrest Date:	11/05/2017
Law Enf. Case:	2017-24427	True Bill Date:	04/02/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100102	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Hodges, Andrew Michael	PO Box 3094 Greenwood SC 296483094				Defendant Attorney		12/28/2017
Matt Horne Surety Llc	108 Court Square Abbeville SC 29620				Bond Entity		11/15/2017
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/14/2019
Stewart, Chris Babb	365 Corbin Rd Honea Path SC 29654-7985	White	F	1964	Defendant		03/14/2019
Webb, Daniel R	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		11/15/2017

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Stewart, Chris Babb	0258-Larceny / Breaking into motor vehicle	0258-Larceny / Breaking into motor vehicle	03/14/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	1 year credit for 32 days jail time served.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Stewart, Chris Babb	Active - Non Probation	Filing		03/14/2019-14:25		
Stewart, Chris Babb	Indictment/Indictment	Filing		04/02/2018-16:27	03/14/2019-16:27	
Stewart, Chris Babb	Rule 5 & 6 Brady Motion	Filing		12/14/2017-14:44	03/14/2019-14:44	

Stewart, Chris Babb	Filing/Public Defender Application	Filing		12/01/2017-11:35	03/14/2019-11:35	
Stewart, Chris Babb	Filing/Record of Appearance 03/29/2018 Docket	Filing		12/01/2017-11:29	03/14/2019-11:29	
Stewart, Chris Babb	Filing/Case File	Filing		11/15/2017-12:25	03/14/2019-12:25	

Financials

Summary					
Fine/Costs:	$128.75	Total Paid for fine/costs:	$0.00	Balance Due:	$128.75

Costs				
Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Collection Fee 3%	CFEE3%	$3.75		$0.00

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information								
Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2017BD0110200526	11/05/2017		Devore	Cash Bond	$500.00	Surety Bond	$500.00	

Post Information				
Bond Id	Bond Type	Amount	Date Posted	Posted By
2017BD0110200526	Surety Bond	$500.00	11/14/2017	Matt Horne Surety Llc

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The State of South Carolina VS Chris Babb Stewart

Case Number:	2018A0110100069	Court Agency:	General Sessions	Filed Date:	03/02/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/14/2019	Date Received:	02/28/2018	Arrest Date:	02/19/2018
Law Enf. Case:	2018-000478	True Bill Date:	06/15/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100306	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Graham, Matthew D	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		03/02/2018
Hodges, Andrew Michael	PO Box 3094 Greenwood SC 296483094				Defendant Attorney		03/23/2018
Matt Hone Surety Llc/John W. Powell	108 Court Square Abbeville SC 29620		M		Bond Entity		03/15/2018
Stewart, Chris Babb	365 Corbin Rd Honea Path SC 29654-7985	White	F	1964	Defendant		03/14/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Stewart, Chris Babb	3596-Larceny / Petit or Simple Larceny - $2,000 or less (Enhancement per 16-1-57)	3596-Larceny / Petit or Simple Larceny - $2,000 or less (Enhancement per 16-1-57)	03/14/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Stewart, Chris Babb	Indictment/Indictment	Filing		06/15/2018-12:25	03/14/2019-12:25	
Stewart, Chris Babb	Rule 5 & 6 Brady Motion	Filing		03/22/2018-09:07	03/14/2019-09:07	
Stewart, Chris Babb	Filing/Case File	Filing		03/02/2018-10:34	03/14/2019-10:34	
Stewart, Chris Babb	Bond Comment To Notes Screen	Filing		03/02/2018-10:34	03/14/2019-10:34	
Stewart, Chris Babb	Filing/Public Defender Application	Filing		02/27/2018-10:38	03/14/2019-10:38	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2018BD0110200063	02/20/2018		Brownlee	Percent Bond	$1,500.00	Surety Bond	$15,000.00	

Post Information

Bond Id	Bond Type	Amount	Date Posted	Posted By
2018BD0110200063	Surety Bond	$15,000.00	03/02/2018	Matt Hone Surety Llc/John W. Powell

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Abbeville County
Eighth Judicial Circuit
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Switch View

The State of South Carolina VS Chris Babb Stewart

Case Number:	2018A0110100070	Court Agency:	General Sessions	Filed Date:	03/02/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/14/2019	Date Received:	02/28/2018	Arrest Date:	02/19/2018
Law Enf. Case:	2018-000478	True Bill Date:	06/15/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100307	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Graham, Matthew D	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		03/02/2018
Hodges, Andrew Michael	PO Box 3094 Greenwood SC 296483094				Defendant Attorney		03/23/2018
Stewart, Chris Babb	365 Corbin Rd Honea Path SC 29654-7985	White	F	1964	Defendant		03/14/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Stewart, Chris Babb	0049-Conspiracy / Criminal Conspiracy, Common Law conspiracy defined	0049-Conspiracy / Criminal Conspiracy, Common Law conspiracy defined	03/14/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Stewart, Chris Babb	Indictment/Indictment	Filing		06/15/2018-12:26	03/14/2019-12:26	
Stewart, Chris Babb	Rule 5 & 6 Brady Motion	Filing		03/22/2018-09:08	03/14/2019-09:08	
Stewart, Chris Babb	Filing/Case File	Filing		03/02/2018-10:34	03/14/2019-10:34	
Stewart, Chris Babb	Filing/Public Defender Application	Filing		02/27/2018-10:36	03/14/2019-10:36	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00

Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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Switch View

The State of South Carolina VS Chris Babb Stewart

Case Number:	2018A0110100071	Court Agency:	General Sessions	Filed Date:	03/02/2018
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Nolle Prosequi				
Disposition Date:	03/14/2019	Date Received:	02/28/2018	Arrest Date:	02/19/2018
Law Enf. Case:	2018-000488	True Bill Date:	06/15/2018	No Bill Date:	
Prosecutor Case:		Indictment Number:	2018GS0100308	Waiver Date:	
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Hodges, Andrew Michael	PO Box 3094 Greenwood SC 296483094				Defendant Attorney		03/23/2018
Stewart, Chris Babb	365 Corbin Rd Honea Path SC 29654-7985	White	F	1964	Defendant		03/14/2019
Thompson, Jonathan A	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		03/02/2018

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Stewart, Chris Babb	0074-Prisoners / Contraband, possession by prisoner, furnishing or attempt to furnish prisoner with	0074-Prisoners / Contraband, possession by prisoner, furnishing or attempt to furnish prisoner with	03/14/2019

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Stewart, Chris Babb	Indictment/Indictment	Filing		06/15/2018-12:27	03/14/2019-12:27	
Stewart, Chris Babb	Rule 5 & 6 Brady Motion	Filing		03/22/2018-09:22	03/14/2019-09:22	
Stewart, Chris Babb	Filing/Case File	Filing		03/02/2018-10:35	03/14/2019-10:35	
Stewart, Chris Babb	Filing/Public Defender Application	Filing		02/27/2018-10:35	03/14/2019-10:35	

Financials

Summary

Fine/Costs:	$0.00	Total Paid for fine/costs:	$0.00	Balance Due:	$0.00

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to State 44%	AFINES	$0.00		$0.00

Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$0.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$0.00		$0.00
State Assessment	STAASM	$0.00		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
None				

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Abbeville County
Eighth Judicial Circuit
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Switch View

The State of South Carolina VS Kenneth Lee Thomason

Case Number:	2018A0110100444	Court Agency:	General Sessions	Filed Date:	02/01/2019
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Sprouse, R. Scott
Disposition:	Pled Guilty				
Disposition Date:	03/14/2019	Date Received:	01/31/2019	Arrest Date:	01/18/2019
Law Enf. Case:	2018001717	True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:	2019GS0100046	Waiver Date:	03/14/2019
Probation Case:					

Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Matt Hone Surety Llc/John W. Powell	108 Court Square Abbeville SC 29620				Bond Entity		02/01/2019
McCants, Clarke W. III	PO Box 2881 Aiken SC 298022881				Defendant Attorney		02/25/2019
Monts, Joshua E	21 Old Calhoun Falls Road Abbeville SC 29620				Officer		02/01/2019
Scott, Lisa M.	Post Office Box 4356 Anderson SC 29622				Court Reporter		03/14/2019
Thomason, Kenneth Lee	426 Thomason Dr Honea Path SC 29654	White	M	1981	Defendant		03/18/2019

Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Thomason, Kenneth Lee	3009-Drugs / Possession of less than one gram of meth. or cocaine base, 1st offense	3017-Drugs / Possession of less than one gram of meth. or cocaine base, 2nd offense	03/14/2019

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	Completion Date	Consecutive or Concurrent
	3 yrs provided upon the service of 7 days with probation for 5 years. Credit for 7 days jail time served. Substance Abuse Counseling, Random D/A Testing, PTUP after						

	3 years if in strict compliance.						

Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Thomason, Kenneth Lee	Active - Probation	Filing		03/18/2019-12:11		
Thomason, Kenneth Lee	Filing/Acceptance of Service	Filing		02/25/2019-15:27	03/14/2019-15:27	
Thomason, Kenneth Lee	Rule 5 Brady Motion	Filing		02/25/2019-15:27	03/14/2019-15:27	
Thomason, Kenneth Lee	Public Defender Application/Request $40	Filing		02/04/2019-16:00	03/14/2019-16:00	
Thomason, Kenneth Lee	Filing/Case File	Filing		02/01/2019-08:54	03/14/2019-08:54	

Financials

Summary					
Fine/Costs:	$838.25	Total Paid for fine/costs:	$40.00	Balance Due:	$798.25

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Public Defender Application $40	PDAPPL	$40.00		$40.00
Fine to State 44%	AFINES	$0.00		$0.00
Fine to General Fund	AFNEGF	$0.00		$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	$0.00		$0.00
Victim Conviction Surcharge $100 / $25	CVSRCH	$100.00		$0.00
Law Enforcement Funding Surcharge $25	LEFSUR	$25.00		$0.00
PCC Surcharge	PCCSUR	$150.00		$0.00
State Assessment	STAASM	$0.00		$0.00
Office of Indigent Defense $500	OIDSUR	$500.00		$0.00
Collection Fee 3%	CFEE3%	$23.25		$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
02/04/2019	14651	c01emcmaha	PY	$40.00

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2019BD0110200020	01/19/2019		Ray	Cash Bond	$7,500.00	Surety Bond	$7,500.00	

Post Information

Bond Id	Bond Type	Amount	Date Posted	Posted By
2019BD0110200020	Surety Bond	$7,500.00	01/24/2019	Matt Hone Surety Llc/John W. Powell

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The Grose Law Firm, LLC

404 Main Street, Greenwood, South Carolina 29646

E. Charles Grose, Jr.
Phone: 864-538-4466 Fax: 864-538-4405
E-mail: charles@groselawfirm.com
Web: GroseLawFirm.com

June 25, 2019

The Honorable Emily Yeargin McMahan
Clerk of Court, Abbeville County
PO Box 99
Abbeville, SC 29620-0099

Re: *State of South Carolina v. Brandon Moore*
Case Number(s) 2018-GS-01-00433

Dear Ms. McMahan:

Enclosed for filing please find Mr. Moore, motion for an appeal bond, along with a certificate of service.

Thank you for your attention to this matter. Please let me know if I can answer any questions or provide additional information.

With kindest regards, I am

Yours very truly,

E. Charles Grose, Jr.

cc: Mr. Brandon Moore
Micah Black, Esquire

THE STATE OF SOUTH CAROLINA COUNTY OF ABBEVILLE State of South Carolina, Plaintiff, vs. Brandon Moore, Defendant.	IN THE COURT OF GENERAL SESSION FOR THE EIGHTH JUDICIAL CIRCUIT Case No. 2018-GS-01-00433 **Motion for Appeal Bond**

Pursuant to Rule 246(a), SCACR, and S.C. Code Ann. § 18-1-90, Brandon Moore moves this Court for an order setting a reasonable appeal bond in order to allow Mr. Moore an opportunity to appeal this issue raised in his motion to reconsider his sentence and any other trial error. This motion is based on the following grounds.

"Bail may be allowed to the defendant in all cases in which the appeal is from the trial, conviction, or sentence for a criminal offense. However, bail is not allowed when the defendant has been sentenced to death, life imprisonment, or imprisonment for more than ten years." S.C. Code Ann. § 18-1-90. Because the sentence is less than ten years, this Court has jurisdiction to set bond pursuant to Rule 246(a), SCACR. The factors to be considered in admitting a person to bail pending appeal include the probability of reversal, the nature of the crime, the possibility of escape, and the character and circumstances of the appellant." *In re Michael H.*, 360 S.C. 540, 553, 602 S.E.2d 729, 736 (2004) (citing *Nichols v. Patterson,* 202 S.C. 352, 25 S.E.2d 155 (1943)).

First, Mr. Moore has a strong probability of secuess on the merits. Based on the disproportionate sentencing, it appears this Court punished Mr. Moore for exercising his

constitutional rights to a jury trial[1] and imposed what is commonly referred to as a "trial tax." Our Supreme Court consistently holds, "[A] trial judge abuses his or her discretion when he or she *considers* the fact that the defendant exercised his or her constitutional right to a jury trial as a factor in sentencing the defendant." *Castro v. State*, 417 S.C. 77, 83, 789 S.E.2d 44, 47 (2016) (emphasis supplied by the Court); *see also Davis v. State*, 336 S.C. 329, 520 S.E.2d 801 (1999) (counsel was ineffective for failing to object when trial judge, after sentencing defendant, indicated he considered defendant's decision to have jury trial as factor in sentencing); *State v. Hazel*, 317 S.C. 368, 453 S.E.2d 879 (1995) (considering defendant's exercise of jury trial right when declining to sentence under YOA was an abuse of discretion); *State v. Brouwer*, 346 S.C. 375, 550 S.E.2d 915 (Ct. App. 2001) (sentencing court improperly considered fact that defendant exercised his right to jury trial).[2] Additionally, based on the disproportionate sentencing, it appears this Court impermissibly considered the fact that Mr. Moore was originally charged with trafficking. *See, e.g., State v. Boggs*, 388 S.C. 314, 696 S.E.2d 597 (Ct. App. 2010) (plea judge's denial of jail credit for time defendant served in pretrial detention based upon state's decision to drop charge against defendant from armed robbery to strong arm robbery was an error at law). Thus, there is a strong probability an appellate court will vacate this sentence and order a new sentencing hearing.

Second, this crime is the type of crime that ordinarily receives probation.

---

[1] U.S. Const. Am. VI; S.C. Const. Art. I, § 14; *see also* S.C. Code Ann. § 17-23-80. During this term of court, this Court sentenced only one other person to a term of imprisonment, Mark Simmons, who pled guilty to attempting to murder an Abbeville County Sheriff's Deputy. *See* "Repeat offender gets maximum sentence after shooting at Abbeville deputy," found at http://www.scsolicitor8.org/repeat-offender-gets-maximum-sentence-after-shooting-at-abbeville-deputy/ (last viewed March 22, 2019).

[2] *And see Edwards v. State*, 392 S.C. 449, 454, 710 S.E.2d 60, 63 (2011) ("[W]e are troubled by the disparate sentences these co-defendants received from the same circuit judge").

Third, Mr. Moore complied with the conditions of his bond and appeared for his jury trial, so there is no reason to believe he will escape.

Fourth, Mr. Moore does not have a significant criminal record.

This Court, therefore, should convene a hearing, hear arguments of counsel, and set a reasonable appeal bond.

IT IS SO MOVED.

Respectfully Submitted,

By _____

E. Charles Grose, Jr.
S.C. Bar Number 66063
The Grose Law Firm, LLC
404 Main Street
Greenwood, SC 29646
(864) 538-4466
(864) 538-4405 (fax)
Email: charles@groselawfirm.com

Attorney for Brandon Moore

June 25, 2019
Greenwood, South Carolina

THE STATE OF SOUTH CAROLINA	)	IN THE COURT OF GENERAL SESSION
	)	FOR THE EIGHTH JUDICIAL CIRCUIT
COUNTY OF ABBEVILLE	)	
	)	Case No. 2018-GS-01-00433
State of South Carolina,	)	
Plaintiff,	)	
	)	**Motion for Appeal Bond**
vs.	)	
	)	
	)	
Brandon Moore,	)	
Defendant.	)	
	)	

I certify that I have served a copy of this pleading on the State of South Carolina by placing a copy in the US Mail, postage prepaid, on the date reflected below, addressed to

Micah Black, Esquire
Eighth Circuit Solicitor's Office
PO Box 516
Greenwood, SC 29649

By _____

E. Charles Grose, Jr.
The Grose Law Firm, LLC
404 Main Street
Greenwood, SC 29646
(864) 538-4466

6/25, 2019
Greenwood, South Carolina

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED
MAR 19 2019
SC Court of Appeals

APPEAL FROM ABBEVILLE COUNTY
Court of General Sessions
R. Scott Sprouse, Circuit Court Judge

Case No. 2018-GS01-00433

The State, ...Respondent

v.

BRANDON KEITH MOORE .....Appellant

NOTICE OF APPEAL

Brandon Keith Moore appeals his conviction and sentence in this case. The sentence was imposed by the Honorable R. Scott Sprouse on March 12, 2019. This appeal is taken from the conviction and sentence of that same date, March 12, 2019.

March 18, 2019

Clarke W. McCants, IV
600 Monument St., Suite 208
Box P-133, Park Plaza
Greenwood, SC 29646
(864) 229-9505
Attorney for Appellant

Other Counsel of Record:
Micah Black
Assistant Solicitor
600 Monument St., Suite 203
Greenwood, SC 29646
(864) 942-8800
Attorney for Respondent

CERTIFICATE OF SERVICE

The undersigned certifies that he has served this Notice of Appeal by hand on opposing counsel on

MARCH 18, 2019
Date

RECEIVED
MAR 19 2019
SC Court of Appeals

Clarke W. McCants
Attorney for Defendant Brandon Keith Moore

PUBLIC DEFENDER

Circuit Defender for the Eighth Judicial Circuit
Abbeville, Greenwood, Laurens, and Newberry Counties
600 Monument St., Suite 208
Park Plaza, Box P-133
Greenwood, South Carolina 29646
Phone: (864)229-9505 Fax:

Clarke W. McCants IV
Assistant Public Defender
Abbeville County

March 18, 2019

RECEIVED
MAR 19 2019
SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of Court
The South Carolina Court of Appeals
P.O. Box 11629
Columbia, South Carolina 29211

Re: State v. Brandon Keith Moore
Indictment number(s): 2018GS0100433 & -00434

Dear Ms. Kitchings:

Enclosed please find the following:

1) The original and two copies of the notice of appeal and proof of service;

2) Indictment numbers: 2018GS0100433; 2018GS0100434

3) Warrant numbers: 2018A0110100149; 2018A0110100150

4) Verdict form;

5) Sentencing sheet; and

6) Application for appointment.

Please file the original notice of appeal and proof of service and return the copies to me in the enclosed, stamped envelope.

By copy of this letter to the Office of Appellate Defense, I am advising that office that this appeal has been filed, and I am providing him with copies of all documents enclosed in this letter. Along with the copy of the letter to the office of Appellate Defense, I am enclosing a printout from the Judicial Department website identifying the court reporter.

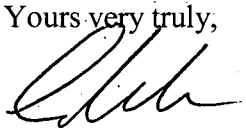
This case was tried before the Honorable R. Scott Sprouse and a jury on March 12, 2018.

By copy of this letter to Micah Black, Esquire, I am advising the State that this appeal is being filed.

Thank you for your attention to this matter. Please let me know if I can provide additional information.

With kindest regards, I am

Yours very truly,



Clarke W. McCants IV

Cc: Mr. Brandon Keith Moore

Micah Black, Esquire
Eighth Circuit Solicitor's Office (w/o enclosures)

Office of Appellate Defense (w/ all enclosures)

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ABBEVILLE COUNTY
Court of General Sessions
R. Scott Sprouse, Circuit Court Judge

Case No. 2018-GS-01-00433
Appellate Case No. 2019-000454

RECEIVED
JUL 01 2019
SC Court of Appeals

Brandon Moore, ... Appellant.

v.

State of South Carolina, ... Respondent.

Notice of Appeal

Brandon Moore appeals the order of the Honorable R. Scott Sprouse dated May 8, 2019, filed May 13, 2019, denying his motion to reconsider the sentence. Counsel received actual notice of entry of this order on June 19, 2019, as the Clerk of Court's email transmitting the order went to undersigned counsel's junk email. Please see the attached emails.

Respectfully Submitted,

By _____

E. Charles Grose, Jr.
S.C. Bar Number 66063
The Grose Law Firm, LLC
404 Main Street
Greenwood, SC 29646
(864) 538-4466
(864) 538-4405 (fax)
Email: charles@groselawfirm.com

Attorney for the Appellant

June 27, 2019

Greenwood, South Carolina

Other Counsel of Record (trial):

Yates Brown, Esquire
Micah Black, Esquire
Eighth Circuit Solicitor's Office
PO Box 516
Greenwood, SC 29648-0516

Other Counsel of Record (appellate):

Robert Michael Dudek, Esquire
S.C. Commission on Indigent Defense
PO Box 11589
Columbia, SC 29211

William M. Blitch, Jr., Esquire
S.C. Attorney General's Office
PO Box 11549
Columbia, SC 29211

Subject: Re: Brandon Moore Order
Date: Wednesday, June 19, 2019 at 3:33:53 PM Eastern Daylight Time
From: Charles Grose
To: Sprouse, R. Scott Law Clerk (Joseph Richardson), Micah Black

Thank you. I appears the email went to my junk mail for some reason.

Best,
Charles

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

RECEIVED
JUL 01 2019
SC Court of Appeals

From: "Sprouse, R. Scott Law Clerk (Joseph Richardson)" <rssprouselc@sccourts.org>
Date: Wednesday, June 19, 2019 at 2:41 PM
To: Charles Grose <charles@groselawfirm.com>, Micah Black <mblack@greenwoodsc.gov>
Subject: FW: Brandon Moore Order

I am forwarding an update I just received from the Clerk's office. I hope it is helpful.

Best,
Luke

Luke Richardson
Law Clerk to the Honorable R. Scott Sprouse
South Carolina Circuit Court Judge
Tenth Judicial Circuit
P.O. Box 1277, Walhalla, SC 29691
rssprouselc@sccourts.org | Office: 864.638.4266 - Fax: 864.638.4267

From: Boggs, Shandal
Sent: Wednesday, June 19, 2019 2:32 PM
To: Sprouse, R. Scott Law Clerk (Joseph Richardson) <rssprouselc@sccourts.org>
Subject: Re: Brandon Moore Order

*** **EXTERNAL EMAIL:** This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. ***

Luke,

The order was emailed to Mr. Charles Grose, Micah Black, and Julie Davenport on 05/22/2019. I received a

confirmation that the emailed was delivered to Mr. Grose at 8:34 am on 05/22/2019.

But I have forward a copy of the order and prior email to Laura Wingard, Mr. Grose Paralegal today.

Shandal B. Boggs

Deputy Clerk of Court/General Sessions

Abbeville County

864-366-5312 ext. 2201

864-366-5312 Fax

From: Laura Wingard <laura@groselawfirm.com>
Sent: Wednesday, June 19, 2019 1:52 PM
To: Shandal Boggs
Subject: Re: Brandon Moore Order

From: "Sprouse, R. Scott Law Clerk (Joseph Richardson)" <rssprouselc@sccourts.org>
Date: Monday, June 17, 2019 at 4:05 PM
To: Charles Grose <charles@groselawfirm.com>, Yates Brown <ybrown@greenwoodsc.gov>
Cc: "Sprouse, R. Scott Secretary (Katherine R. Hattenstein)" <rssprousesc@sccourts.org>, Micah Black <mblack@greenwoodsc.gov>, Ben Aplin <baplin@scag.gov>, Bob Dudek <rdudek@sccid.sc.gov>, Laura Wingard <laura@groselawfirm.com>
Subject: RE: State v. Brandon Moore, Case No. 2018-GS-01-00433

Good afternoon all,

Judge Sprouse executed the attached order on May 8, 2019. The order was received by the Abbeville Clerk of Court on May 13, 2019. Judge Sprouse's understanding was that a copy would be forwarded to Mr. Moore's attorneys after being received by the Clerk's office. If that has not happened in this case, I apologize for the error.

Best,
Luke

Luke Richardson
Law Clerk to the Honorable R. Scott Sprouse
South Carolina Circuit Court Judge
Tenth Judicial Circuit
P.O. Box 1277, Walhalla, SC 29691
rssprouselc@sccourts.org | Office: 864.638.4266 - Fax: 864.638.4267

From: Shandal Boggs <sboggs@abbevillecountysc.com>
Date: Wednesday, June 19, 2019 12:19 PM
To: Laura Wingard <laura@groselawfirm.com>
Subject: Re: Brandon Moore Order

Hello,

What order are you talking about?

Shandal B. Boggs

Deputy Clerk of Court/General Sessions

Abbeville County

864-366-5312 ext. 2201

864-366-5312 Fax

From: Laura Wingard <laura@groselawfirm.com>
Sent: Wednesday, June 19, 2019 11:59 AM
To: Shandal Boggs
Subject: Brandon Moore Order

Good Morning Shandal,

Could you please email or fax me a copy of the recent order done in May for Brandon Keith Moore that was signed by Judge Sprouse?

Thank You so much,

Laura
Laura Wingard
Paralegal
The Grose Law Firm, LLC
404 Main Street
Greenwood, SC 29646
Ph.(864) 538-4466
Fax (864) 538-4466
CONFIDENTIALITY NOTICE ~~~ This message is intended only for the addressee and may contain information that is confidential. If you are not the intended recipient, do not read, copy, retain, or disseminate this message or any attachment. If you have received this message in error, please contact the sender immediately and delete all copies of the message and any attachments.

Subject: Re: State v. Brandon Moore, Case No. 2018-GS-01-00433
Date: Monday, June 17, 2019 at 4:42:14 PM Eastern Daylight Time
From: Charles Grose
To: Sprouse, R. Scott Law Clerk (Joseph Richardson), Yates Brown
CC: Sprouse, R. Scott Secretary (Katherine R. Hattenstein), Micah Black, Ben Aplin, Bob Dudek, Laura Wingard
Attachments: Public Index Search.pdf

Thank you for the update. I have not received it. The public index is not showing it filed. We will check with the clerk of court.

Best,
Charles

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

From: "Sprouse, R. Scott Law Clerk (Joseph Richardson)" <rssprouselc@sccourts.org>
Date: Monday, June 17, 2019 at 4:05 PM
To: Charles Grose <charles@groselawfirm.com>, Yates Brown <ybrown@greenwoodsc.gov>
Cc: "Sprouse, R. Scott Secretary (Katherine R. Hattenstein)" <rssprousesc@sccourts.org>, Micah Black <mblack@greenwoodsc.gov>, Ben Aplin <baplin@scag.gov>, Bob Dudek <rdudek@sccid.sc.gov>, Laura Wingard <laura@groselawfirm.com>
Subject: RE: State v. Brandon Moore, Case No. 2018-GS-01-00433

Good afternoon all,

Judge Sprouse executed the attached order on May 8, 2019. The order was received by the Abbeville Clerk of Court on May 13, 2019. Judge Sprouse's understanding was that a copy would be forwarded to Mr. Moore's attorneys after being received by the Clerk's office. If that has not happened in this case, I apologize for the error.

Best,
Luke

Luke Richardson
Law Clerk to the Honorable R. Scott Sprouse
South Carolina Circuit Court Judge
Tenth Judicial Circuit
P.O. Box 1277, Walhalla, SC 29691
rssprouselc@sccourts.org | Office: 864.638.4266 - Fax: 864.638.4267

From: Charles Grose <charles@groselawfirm.com>
Sent: Monday, June 17, 2019 1:09 PM
To: Yates Brown <ybrown@greenwoodsc.gov>; Sprouse, R. Scott Law Clerk (Joseph Richardson) <rssprouselc@sccourts.org>
Cc: Sprouse, R. Scott Secretary (Katherine R. Hattenstein) <rssprousesc@sccourts.org>; Micah Black <mblack@greenwoodsc.gov>; Ben Aplin <baplin@scag.gov>; Bob Dudek <rdudek@sccid.sc.gov>; Laura Wingard <laura@groselawfirm.com>
Subject: Re: State v. Brandon Moore, Case No. 2018-GS-01-00433

*** **EXTERNAL EMAIL:** This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. ***

Dear Judge Sprouse,

I just wanted to follow up on the status of this motion. I got an inquiry from the Appellate Defense Division today.

Best,
Charles

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

From: Charles Grose <charles@groselawfirm.com>
Date: Wednesday, June 5, 2019 at 2:04 PM
To: Yates Brown <ybrown@greenwoodsc.gov>, "Sprouse, R. Scott Law Clerk (Mary G. Holahan)" <rssprouselc@sccourts.org>
Cc: "Sprouse, R. Scott Secretary (Katherine R. Hattenstein)" <rssprousesc@sccourts.org>, Micah Black <mblack@greenwoodsc.gov>, Ben Aplin <baplin@scag.gov>, Bob Dudek <rdudek@sccid.sc.gov>, Laura Wingard <laura@groselawfirm.com>
Subject: Re: State v. Brandon Moore, Case No. 2018-GS-01-00433

Dear Judge Sprouse,

I just wanted to follow up and see if the Court has any questions about the information we sent following the hearing. Please let us know if we can answer any questions or provide more information.

Best,
Charles

E. Charles Grose, Jr.
The Grose Law Firm, LLC
404 Main Street

Greenwood, SC 29646
Phone: 864-538-4466
Fax: 864-538-4405
Web: GroseLawFirm.com
Email: charles@groselawfirm.com

From: Charles Grose <charles@groselawfirm.com>
Date: Tuesday, May 21, 2019 at 11:44 AM
To: Yates Brown <ybrown@greenwoodsc.gov>, "Sprouse, R. Scott Law Clerk (Mary G. Holahan)" <rssprouselc@sccourts.org>
Cc: "Sprouse, R. Scott Secretary (Katherine R. Hattenstein)" <rssprousesc@sccourts.org>, Micah Black <mblack@greenwoodsc.gov>, Ben Aplin <baplin@scag.gov>, Bob Dudek <rdudek@sccid.sc.gov>, Laura Wingard <laura@groselawfirm.com>
Subject: Re: State v. Brandon Moore, Case No. 2018-GS-01-00433

Dear Judge Sprouse,

I just wanted to follow up and see if the Court has any questions about the information we sent following the hearing. Please let us know if we can answer any questions or provide more information.

Best,
Charles

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

From: Charles Grose <charles@groselawfirm.com>
Date: Thursday, April 25, 2019 at 11:34 AM
To: Yates Brown <ybrown@greenwoodsc.gov>, "Sprouse, R. Scott Law Clerk (Mary G. Holahan)" <rssprouselc@sccourts.org>
Cc: "Sprouse, R. Scott Secretary (Katherine R. Hattenstein)" <rssprousesc@sccourts.org>, Micah Black <mblack@greenwoodsc.gov>, Ben Aplin <baplin@scag.gov>, Bob Dudek <rdudek@sccid.sc.gov>, Laura Wingard <laura@groselawfirm.com>
Subject: Re: State v. Brandon Moore, Case No. 2018-GS-01-00433

Dear Mr. Richardson,

Please allow this email to follow this morning's hearing. Judge Sprouse requested authority allowing him to consider the motion to reconsider the sentence while the appeal is pending. Please see *Hudson v. Hudson*, 290 S.C. 215, 216, 349 S.E.2d 341, 341 (1986) ("We now hold that the service and filing of a Notice of Appeal before the filing of timely post-trial motions under Rule 59 by any party does not

deprive the lower court of jurisdiction to consider the motions."); *see also Wicker v. Anderson Cty. Council*, 289 S.C. 479, 347 S.E.2d 96 (1986); *Otten v. Otten*, 287 S.C. 166, 337 S.E.2d 207 (1985). I believe the reasoning in *Hudson* would apply in General Sessions Court. Alternatively, the appeal could be dismissed without prejudice for the Court to rule on this motion.

Again, thank you for scheduling this hearing. Please let me know if you have any questions or require additional information.

Best,
Charles

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

From: Yates Brown <ybrown@greenwoodsc.gov>
Date: Wednesday, April 24, 2019 at 10:43 AM
To: "Sprouse, R. Scott Law Clerk (Mary G. Holahan)" <rssprouselc@sccourts.org>
Cc: Charles Grose <charles@groselawfirm.com>, "Sprouse, R. Scott Secretary (Katherine R. Hattenstein)" <rssprousesc@sccourts.org>, Micah Black <mblack@greenwoodsc.gov>, Ben Aplin <baplin@scag.gov>, Bob Dudek <rdudek@sccid.sc.gov>, Laura Wingard <laura@groselawfirm.com>
Subject: Re: State v. Brandon Moore, Case No. 2018-GS-01-00433

I can. See you all tomorrow.

On Wed, Apr 24, 2019, 9:38 AM Sprouse, R. Scott Law Clerk (Joseph Richardson) <rssprouselc@sccourts.org> wrote:

> Judge would like to have the hearing first thing Thursday Morning. Could all involved be available at 9:30AM?
>
> **Luke Richardson**
> Law Clerk to the Honorable R. Scott Sprouse
> South Carolina Circuit Court Judge
> Tenth Judicial Circuit
> P.O. Box 1277, Walhalla, SC 29691
> rssprouselc@sccourts.org | Office: 864.638.4266 - Fax: 864.638.4267

From: Charles Grose <charles@groselawfirm.com>
Sent: Wednesday, April 24, 2019 9:14 AM
To: Yates Brown <ybrown@greenwoodsc.gov>; Sprouse, R. Scott Law Clerk (Joseph Richardson) <rssprouselc@sccourts.org>
Cc: Sprouse, R. Scott Secretary (Katherine R. Hattenstein) <rssprousesc@sccourts.org>; Micah Black <mblack@greenwoodsc.gov>; Ben Aplin <baplin@scag.gov>; Bob Dudek <rdudek@sccid.sc.gov>; Laura Wingard <laura@groselawfirm.com>
Subject: Re: State v. Brandon Moore, Case No. 2018-GS-01-00433

*** **EXTERNAL EMAIL:** This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. ***

Thanks, Yates. I am available all morning.

Best,
Charles

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

From: Yates Brown <ybrown@greenwoodsc.gov>
Date: Tuesday, April 23, 2019 at 4:50 PM
To: "Sprouse, R. Scott Law Clerk (Joseph Richardson)" <rssprouselc@sccourts.org>
Cc: Charles Grose <charles@groselawfirm.com>, "Sprouse, R. Scott Secretary (Katherine R. Hattenstein)" <rssprousesc@sccourts.org>, Micah Black <mblack@greenwoodsc.gov>, Ben Aplin <baplin@scag.gov>, Bob Dudek <rdudek@sccid.sc.gov>, Laura Wingard <laura@groselawfirm.com>
Subject: Re: State v. Brandon Moore, Case No. 2018-GS-01-00433

Luke,

I was planning to work from my office Thursday but can be available that morning for a hearing in Newberry.

Thank you,

Yates Brown

On Tue, Apr 23, 2019 at 3:47 PM Sprouse, R. Scott Law Clerk (Joseph Richardson) <rssprouselc@sccourts.org> wrote:

Good afternoon all,

Mr. Grose, Judge Sprouse has received your motion to reconsider sentencing on behalf of Mr. Moore as well as your emails inquiring about holding a hearing on that motion on Wednesday or Thursday of this week in Newberry. Please consult with Mr. Black or Mr. Brown about their availability to attend such a hearing if Judge Sprouse were to hold that hearing sometime Thursday morning.

Best,
Luke

Luke Richardson
Law Clerk to the Honorable R. Scott Sprouse
South Carolina Circuit Court Judge
Tenth Judicial Circuit
P.O. Box 1277, Walhalla, SC 29691
rssprouselc@sccourts.org | Office: 864.638.4266 - Fax: 864.638.4267

From: Charles Grose <charles@groselawfirm.com>
Sent: Monday, April 22, 2019 12:02 PM
To: Sprouse, R. Scott Law Clerk (Joseph Richardson) <rssprouselc@sccourts.org>; Sprouse, R. Scott Secretary (Katherine R. Hattenstein) <rssprousesc@sccourts.org>
Cc: Micah Black <mblack@greenwoodsc.gov>; Yates Brown <ybrown@greenwoodsc.gov>; Ben Aplin <baplin@scag.gov>; Bob Dudek <rdudek@sccid.sc.gov>; Laura Wingard <laura@groselawfirm.com>
Subject: Re: State v. Brandon Moore, Case No. 2018-GS-01-00433

*** **EXTERNAL EMAIL:** This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. ***

I wanted to follow up about scheduling a hearing on this motion. I see Your Honor is in Newberry this week. The best days for me this week are Wednesday and Thursday, as I have out of town prison visits scheduled today and tomorrow.

Thank you for your attention to this matter.

Best,
Charles

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

From: Charles Grose <charles@groselawfirm.com>
Date: Monday, April 1, 2019 at 5:58 PM
To: "Sprouse, R. Scott Law Clerk (Joseph Richardson)" <rssprouselc@sccourts.org>, "Sprouse, R. Scott Secretary (Katherine R. Hattenstein)" <rssprousesc@sccourts.org>
Cc: Micah Black <mblack@greenwoodsc.gov>, Yates Brown <ybrown@greenwoodsc.gov>, Ben Aplin <baplin@scag.gov>, Bob Dudek <rdudek@sccid.sc.gov>, Laura Wingard <laura@groselawfirm.com>
Subject: Re: State v. Brandon Moore, Case No. 2018-GS-01-00433

I just wanted to follow up about scheduling a hearing. Please let me know if you need any more information from me.

Best,
Charles

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

From: Charles Grose <charles@groselawfirm.com>
Date: Friday, March 22, 2019 at 10:51 AM
To: "Sprouse, R. Scott Law Clerk (Joseph Richardson)" <rssprouselc@sccourts.org>, "Sprouse, R. Scott Secretary (Katherine R. Hattenstein)" <rssprousesc@sccourts.org>
Cc: Micah Black <mblack@greenwoodsc.gov>, Yates Brown <ybrown@greenwoodsc.gov>, Ben Aplin <baplin@scag.gov>, Bob Dudek <rdudek@sccid.sc.gov>, Laura Wingard <laura@groselawfirm.com>
Subject: State v. Brandon Moore, Case No. 2018-GS-01-00433

Dear Judge Sprouse,

I understand Your Honor sentenced Mr. Moore following a jury trial last week in Abbeville. I now represent Mr. Moore. Attached please find a motion to reconsider the sentence, which will be hand delivered today to the Clerk of Court and the Solicitor's Office today. Please note that I am requesting a hearing on this motion.

I am also copying Ben Aplin in the Attorney General's Office and Bob Dudek with Appellate Defense. I understand an appeal has already been filed, Appellate Case No. 2019-000454.

Thank you for your attention to this matter.

Best,
Charles

E. Charles Grose, Jr.
The Grose Law Firm, LLC
404 Main Street
Greenwood, SC 29646
Phone: 864-538-4466
Fax: 864-538-4405

Web: GroseLawFirm.com
Email: charles@groselawfirm.com

-

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--

C. Yates Brown, Jr.
Deputy Solicitor
Eighth Judicial Circuit Solicitor's Office
P.O. Box 516
Greenwood, SC 29648-0516
Phone: (864) 942-8824
Fax: (864) 942-8830

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-
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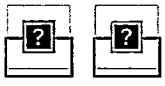
Find Greenwood County on social media:
Error! Filename not specified. **Error! Filename not specified.**

NOTE: This e-mail is a public record which may be subject to disclosure pursuant to the Freedom of Information Act, S.C. Code Ann. §§ 30-4-10 *et seq.*, to a person or party requesting the same.

Find Greenwood County on social media:



NOTE: This e-mail is a public record which may be subject to disclosure pursuant to the Freedom of Information Act, S.C. Code Ann. §§ 30-4-10 *et seq.*, to a person or party requesting the same.
~~~

Subject: Fw: Order Denying Defendant's Motion To Reconsider Sentence
Date: Wednesday, June 19, 2019 at 2:41:13 PM Eastern Daylight Time
From: Shandal Boggs
To: Charles Grose
Attachments: Image (2).jpg

Shandal B. Boggs
Deputy Clerk of Court/General Sessions
Abbeville County
864-366-5312 ext. 2201
864-366-5312 Fax

From: Shandal Boggs
Sent: Wednesday, June 19, 2019 2:21 PM
To: laura@groselawfirm
Subject: Fw: Order Denying Defendant's Motion To Reconsider Sentence

This order was emailed to Charles Grose on 05/22/2019 at 8:34 am and I did receive an email that it was delivered to his email.

Shandal B. Boggs
Deputy Clerk of Court/General Sessions
Abbeville County
864-366-5312 ext. 2201
864-366-5312 Fax

From: Shandal Boggs
Sent: Wednesday, May 22, 2019 8:34 AM
To: charles@groselawfirm.com; Micah Black
Cc: Julie Davenport
Subject: Order Denying Defendant's Motion To Reconsider Sentence

Shandal B. Boggs
Deputy Clerk of Court/General Sessions
Abbeville County
864-366-5312 ext. 2201
864-366-5312 Fax

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ABBEVILLE COUNTY
Court of General Sessions
R. Scott Sprouse, Circuit Court Judge

RECEIVED
JUL 01 2019
SC Court of Appeals

Case No. 2018-GS-01-00433
Appellate Case No. 2019-000454

Brandon Moore, ... Appellant.

v.

State of South Carolina,..... Respondent.

Certificate of Service

I certify that I have served this pleading on the State of South Carolina by placing a copy in the United States Mail, postage prepaid, on the date reflected below, addressed as follows:

Yates Brown, Esquire
Micah Black, Esquire
Eighth Circuit Solicitor's Office
PO Box 516
Greenwood, SC 29648-0516

Robert Michael Dudek, Esquire
S.C. Commission on Indigent Defense
PO Box 11589
Columbia, SC 29211

William M. Blitch, Jr., Esquire
S.C. Attorney General's Office
PO Box 11549
Columbia, SC 29211

(signature on next page)

E. Charles Grose, Jr.
The Grose Law Firm, LLC
404 Main Street
Greenwood, SC 29646
(864) 538-4466

June 27, 2019
Greenwood, South Carolina

The Grose Law Firm, LLC

404 Main Street, Greenwood, South Carolina 29646

E. Charles Grose, Jr.
Phone: 864-538-4466 Fax: 864-538-4405
E-mail: charles@groselawfirm.com
Web: GroseLawFirm.com

June 27, 2019

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RECEIVED
JUL 01 2019
SC Court of Appeals

Re: *State of South Carolina v. Brandon Moore*
Case No. 2018-GS-01-00433
Appellate Case No. 2019-000454

Dear Ms. Kitchings:

Enclosed for filing, please find Mr. Moore's notice of appeal of the order denying his motion to reconsider the sentence, along with a certificate of service. A copy of the order denying the motion to reconsider is enclosed. Please note that an appeal was already filed in this case by Mr. Moore's trial counsel, and I have included the appellate case number on the notice of appeal. The original notice of appeal transmitted the indictment and sentencing sheet, so I have not included those in this mailing.

Please note that I was retained for the motion to reconsider the sentence and not the appeal. I understand the Appellate Defense Divisions is already representing Mr. Moore.

Thank you for your attention to this matter. Please let me know if you have any questions or require additional information.

With kindest regards, I am

Yours very truly,

E. Charles Grose, Jr.

cc: Micah Black, Esquire
Yates Brown, Esquire
Robert M. Dudek, Esquire
William M. Blitch, Jr., Esquire

The Grose Law Firm, LLC
404 Main Street, Greenwood South Carolina, 29646

RECEIVED
JUL 01 2019
SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

State of South Carolina	)	Court of General Sessions
County of Abbeville	)	Eighth Judicial Circuit
State of South Carolina,	)	Transcript of Record
vs.	)	Pre-Trial Motions
Brandon Keith Moore,	)	2018-GS-01-0433
	)	2018-GS-01-0434
Defendant.	)	

January 14th-15th, 2019
Abbeville, South Carolina

B E F O R E:

The Honorable Donald B. Hocker, Judge

A P P E A R A N C E S:

Micah E. Black, Assistant Solicitor
Yates Brown, Deputy Solicitor

On behalf of the State of South Carolina

Clarke W. McCants, IV, Esquire
Shane E. Goranson, Esquire

On behalf of the Defendant

Stacy S. Johnson
Circuit Court Reporter

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E X H I B I T S

NO.	DESCRIPTION	ID.	EVD.
C-1	Search Warrant	11	
S-1*	Photograph	11	24
S-2	Photograph	11	24
S-3	Photograph	11	24
S-4	Photograph	11	24
S-5	Photograph	11	24
S-6	Photograph	11	24
S-7	Photograph	11	24
S-8	Photograph	11	24
S-9	Photograph	11	24
S-10	Photograph	11	24
S-11	Photograph	11	24
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S-13	Photograph	11	24
S-14	Photograph	11	24
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*(All State's exhibits are Court's exhibits for purposes of the pre-trial motions.)

(The following excerpt of proceedings was held January 14, 2019, beginning at 12:57 PM.)

THE COURT: Okay. The attorneys had -- the attorneys had indicated to me in chambers that the defense wanted to -- that Mr. Moore is wanting to make a request. Is that --

MR. McCANTS: That's correct, Your Honor.

THE COURT: Okay.

All right. Mr. Moore, if you'd please stand.

And, Madam Clerk, if you'd swear Mr. Moore in, please.

THE CLERK: Raise your right hand.

(Whereupon, Brandon Keith Moore was duly sworn by the Clerk of Court.)

THE COURT: Okay.

All right. Mr. Moore, what do you want to ask me or tell me?

THE DEFENDANT: Your Honor, at the time that all this happened, I had been involved in a wreck where me and my kids were hit by a drunk driver and at the time I couldn't afford private counsel. I'm in a better financial situation now where I can afford private counsel and I was wanting to know if I could do that.

THE COURT: Well, I can certainly understand your situation, and I wish I could help you, but I can't grant

your request on the morning of -- or actually afternoon of trial. I can tell you these are good lawyers and a lot of times a defendant on trial only has one lawyer, you've got two, and so I deny your request and we'll proceed forward.

MR. GORANSON: I think Mr. Moore wanted to add something to that, Judge. I apologize. He's a layperson, he's never been in a court before, so he doesn't know exactly what to say, but if you could just let him -- hear him out for just another minute.

THE COURT: Okay.

MR. GORANSON: Thank you, sir.

THE COURT: All right. What else do you want to tell me?

THE DEFENDANT: The reason that I ask, Your Honor, is because since this whole thing's happened I've had three different public defenders and I've met with Mr. Clarke once since this happened in his office and I -- I just don't feel like I'm being represented as well as I should be.

THE COURT: Okay. Well, and, again, it's -- you know, it's up to the -- it's up to the lawyer to determine, you know, how many times he or she needs to meet with the client and I'm confident that Mr. McCants and Mr. Goranson have spent more time on your case than just actually

meeting with you. And a lot of times in the preparation in representing somebody there's more time spent outside of meeting with the client in preparing for the trial, you know, of a case and so Mr. McCants felt like that -- and I'm certain, Mr. McCants, you feel like you've met with him enough and that you're prepared to go forward?

MR. McCANTS: I believe so, sir. I think we've met twice, to be honest with you, and I've spoken on the phone with him numerous times.

THE COURT: Okay.

All right. So, again, Mr. McCants indicates he's ready to go forward, he's felt -- he feels like he's spent ample time with you, so, again, I'm gonna deny your request, sir.

MR. McCANTS: Thank you, Judge.

THE COURT: Okay. Thank you.

All right. Now it's -- and also in talking with the lawyers in chambers, it looks like we need to actually start the trial in the morning. Now we have some pre-trial matters that we can do this afternoon, but actually start the trial tomorrow; is that correct?

MR. BLACK: Yes, sir. Our two -- I've got two officers that are on their way up here, they'll be here about 2:00 --

THE COURT: Okay.

MR. BLACK: -- and that will conclude our portion of the suppression hearing, which I believe the defense is making a motion for.

THE COURT: Okay.

MR. BLACK: I think they indicated back in chambers that there's another individual that actually is -- that's currently in Federal custody in Spartanburg that they're wanting to get up here for a suppression hearing. Now whether or not she testifies, you know, I guess we'll just kind of have to wait and see.

THE COURT: Sure.

MR. BLACK: But she is represented right now by an attorney who apparently is advising her not to say anything, which is not surprising considering her situation, but I did think that they wanted to get her up here. I'm guessing at this point they've put a subpoena in her hand or are at least in the process of doing that right now, so if -- if you want to hear from her, I guess we'll have to take that up sometime tomorrow, Judge.

THE COURT: Right. That's right. And it's my understanding that even though her lawyer has advised her in some fashion to take the Fifth, I think it's the defense's position you still want her to come and state that in court and if she does then, you know, we have to

certainly abide by her exercise of her constitutional rights, but I think -- and we can do that tomorrow.

MR. BLACK: Yes, sir.

As far as -- and I'm sorry to put you on the spot, Judge, do you know yet if you're gonna be going to Columbia in the morning?

THE COURT: No, I don't, and as soon as I know something, I'll let you-all know. And I'm just going to instruct the trial jury to call back after six. So what they're going to do is on the same recording the trial jury report back to the courthouse at such and such time and then an appropriate instruction to the remaining panel.

MR. BLACK: Yes, sir.

And just in full candor with the Court, Your Honor, I don't really anticipate -- I think I can probably get by with three or four witnesses, so I don't really anticipate this lasting the bulk of the week just so that Your Honor knows.

THE COURT: Okay.

All right. We'll do what everyone suggests.

Mr. McCants, again.

MR. McCANTS: Judge, yes, sir, if I may, my client just voiced for me he would like to move for a continuance at this point until Ms. Thomason's case, the Federal trial, is resolved. I think we are worried about

her not being able to testify due to -- due to that on-going Federal charge. She may be more open afterwards. The trial is next week.

THE COURT: All right. Okay.

All right. Does the State have a position?

MR. BLACK: I guess my position, Your Honor -- I mean, I know this case isn't quite a year, but, you know, we've been kind of given a mandate from everybody, the judges and even the Supreme Court, about trying to resolve these cases within a year and I can tell you that, you know, we've been doing our best to do that. In looking at the -- in looking at the upcoming schedule as well, you know, we've -- and Abbeville in particular, we've only been given three terms over the next six months, which is, quite frankly, unusual. Usually we have about ten terms a year, but at this rate it looks like we're gonna have about eight. So my concern -- I mean, I've got a concern with the docket, you know, and that's obviously not for you to consider, but that's something that I have to consider. I've also got to consider, you know, what I've got coming down the pipeline, different cases that we've had scheduled. We've already had one case that was continued this morning that we were planning on going forward with. Like I told you in chambers, we've already got a case in March that we're planning on trying, so I've

just got to kind of look at it ahead. I don't think a continuance should be granted. They've got everything. I mean, it's --

THE COURT: Well, let me -- let me give that some thought over lunch as far as, you know, looking at the issue of continuance when a potential witness for the defense is -- has charges pending. Let me just -- let me give that some thought and we can -- I can talk with the lawyers a little bit more about that over lunch as well.

MR. BLACK: And, Judge, just for the record, I mean, we -- this is obviously state court and that's Federal court. We have no control over what happens in Federal court.

THE COURT: Right.

MR. BLACK: You know, we don't know what's gonna happen with it, they could dismiss them tomorrow, so I think that really has no bearing on what we're doing here today or at least what we're trying to do.

THE COURT: Right. I understand. Let me give that a little thought and we can talk a little bit more about that.

MR. McCANTS: Thank you, Judge.

THE COURT: Anything further before we bring the jury out from the State?

MR. BLACK: Nothing from the State.

THE COURT: From the defense?

MR. McCANTS: Nothing from the defense.

THE COURT: All right. We'll be in recess until about 2:15 and then we can deal with whatever pre-trial matters -- or at least get started on whatever pre-trial matters.

MR. McCANTS: Thank you, Judge.

THE COURT: Thank you.

(Whereupon, a luncheon recess was taken.)

(Court's Exhibit Number 1 was marked for identification.)

(State's Exhibit Number 1 through 18 were marked for identification.)

THE COURT: Okay. We're on the record in the State versus Brandon Keith Moore. Mr. McCants, I understand you have made a motion to suppress some evidence; is that correct?

MR. McCANTS: That's correct, Your Honor.

THE COURT: Okay.

All right. And I think the State has two witnesses to put up and then the defense wants to put up a witness who would not -- who will not be here until tomorrow?

MR. McCANTS: That is the plan, Judge. Yes, sir.

THE COURT: Okay. So we'll go ahead and hear from

the State's witnesses and then, of course, adjourn the suppression hearing until in the morning.

So, Solicitor Black, I'm glad to hear from you.

MR. BLACK: Yes. Thank you, Your Honor.

I'll call Matthew Graham first. Matthew Graham.

THE COURT: Okay.

(Whereupon, Matthew Graham was duly sworn by the Clerk of Court.)

THE COURT: Your witness.

MATTHEW GRAHAM,

having been duly sworn, testified as follows:

DIRECT EXAMINATION

BY MR. BLACK:

Q. Investigator Graham, can you state your name for the record?

A. Matthew Graham.

Q. And your title?

A. Lieutenant over investigations.

Q. All right. I'm gonna take you back to March the 29th of 2018 about 6:00 in the evening. Do you remember working that day?

A. Yes, sir.

Q. Okay. And where were you patrolling; do you remember?

A. I was on Highway 72 East.

Q. And what part of the county?
A. Near Calhoun Falls.
Q. All right. And you eventually made a traffic stop on an individual; is that right?
A. That's correct.
Q. Who was that?
A. Tara Thomason.
Q. And why did you make that stop?
A. I received information from Sergeant Hines about her possibly having some illegal narcotics.
Q. Okay. And so when you made the traffic stop, did you just pull her over or did she commit some kind of infraction?
A. She committed improper lane use.
Q. Okay. Meaning she kind of crossed over into the other lane?
A. That's correct.
Q. And what kind of -- I'm sorry.
A. That's correct.
Q. And what kind of vehicle do you drive?
A. A white F-150, unmarked.
Q. And there's no video camera in that vehicle?
A. No, sir.
Q. So you made this traffic stop. Do you remember where it was?

A. It was on Mud Creek Road.
Q. Mud Creek Road?
A. Yes, sir. That's directly across from McKenley Creek.
Q. Okay. And that's also still in the area of Calhoun Falls?
A. Yes, sir.
Q. All right. And do you remember who was driving the vehicle?
A. Tara Thomason.
Q. Okay. And did you speak with her?
A. I did.
Q. Did you find any drugs on her?
A. Yes, sir.
Q. Do you remember how much it was?
A. It was approximately 140 something grams.
Q. Okay. Any -- do you remember any cash being on her as well?
A. Approximately $2,000.
Q. Okay. Did you -- did you Mirandize her and arrest her at that point?
A. I did.
Q. Okay. Based on that, did you question her? Did you talk to her about what was going on?
A. Yes, sir.

Q. What did you find out?
A. After reading her her Miranda rights, I asked her if she had any more illegal narcotics. She told me that she had dropped off approximately two ounces at Brandon Moore's house, which is [redacted] McKenley Creek Road.
Q. And how far, if you could estimate -- I don't know if you have the exact number or the exact distance, but how far is from the traffic stop to Mr. Moore's residence; do you know?
A. I'd say approximately a mile and a half.
Q. So relatively close?
A. Yes, sir.
Q. Where was she -- what direction was she heading?
A. I was sitting stationary on 72 and I observed her come to the stop sign at McKenley Creek and come directly across onto Mud Creek, so she was coming off of McKenley Creek.
Q. Now after you found out this information, did you communicate with any other officers in your department about what was going on?
A. I did. I contacted Sergeant Hines and Deputy Aldridge also came out there, as well as another -- a female, Deputy Schultz.
Q. Okay. They came out to --
A. To the traffic stop.

Q. -- to the traffic stop?
A. Yes, sir.
Q. Okay. Do you know how long -- how long this traffic stop was, if you could estimate it?
A. Probably forty-five minutes to an hour.
Q. Okay. Based on the information that this lady was telling you guys, what happened next?
A. At that time, she was placed under arrest, transported back to the office and we spoke with her further, and Sergeant Hines typed a search warrant for the residence at McKenley Creek.
Q. Okay. And I'm gonna --

MR. BLACK: Your Honor, may I approach?

THE COURT: Sure.

BY MR. BLACK:
Q. I'm gonna show you what's been marked as Court's Number 1. Do you recognize this?
A. Yes, sir.
Q. And what is that?
A. This is the search warrant for the residence at McKenley Creek.
Q. And so I guess a magistrate judge did sign that; is that correct?
A. Yes, sir.
Q. Okay. And then based on that, what did you-all

do? Did y'all go out to this residence where Mr. Moore resided?

A. Yes, sir.

Q. And what's that residence again?

A. [redacted] McKenley Creek Road.

Q. Okay. Do you know about what time you got to Mr. Moore's house?

A. It was later in the evening.

Q. Okay. And you-all had that search warrant with you?

A. That's correct.

Q. Did you make contact with anybody once you got to the residence?

A. I made contact with Brandon Moore.

Q. Was there anybody else in the residence?

A. If I'm not mistaken, I believe his girlfriend or wife. I don't want to speak on which relation they are, but it was one of those.

Q. Okay. And can you describe the property for the Court?

A. It's a -- you travel down a long dirt road depending on what side you're coming from. If you're coming off of Highway 72, you travel down a dirt road for approximately a mile, the residence will be on the right. It's a single family dwelling with a -- several bedrooms inside the house and probably about thirty -- thirty yards from the

residence is a building at the very bottom.
Q. Okay. And so you-all went down -- you-all went to this residence, you made contact with Mr. Moore. Did you show him the search warrant?
A. Yes, sir. We explained to him that we had a search warrant for the residence. The search warrant was read, as well as his Miranda rights.
Q. Okay. So you read the Miranda rights when you got there?
A. That's correct.
Q. Did -- Mr. Moore, did he cooperate with you-all in showing you where -- where any drugs were?
A. He did. I explained to him what we had and the information I received and explained to him that if he would cooperate with us it would be in his best interest. He explained to me that two ounces -- approximately two ounces was dropped off and he took me directly to where it was located, which was in a wood stove down at the building.
Q. Okay. And did he say who dropped it off?
A. Tara.
Q. Okay. And I'm gonna show you what's been marked as State's Number 1 through 18 for ID purposes. I'll take that search warrant.
A. (Handing.)

Q. Do you recognize those?
A. I do. I took them.
Q. What are they?
A. This is pictures of the residence at McKenley Creek, as well as the evidence that was seized.
Q. Okay. And where exactly -- I know that we don't have the projector up, but can you just describe where the drugs were located?
A. The drugs were located at the building. This is -- this is the picture of the building.
Q. What number is that, if you don't mind?
A. This is Exhibit 3.
Q. Okay.
A. This is a picture of the building. Directly to the right of the building is this wood stove, which is Exhibit 4, and the illegal substance was stuffed inside the wood stove.
Q. Okay.

MR. GORANSON: Can we see those, please?

MR. BLACK: Yeah.

THE WITNESS: And there's more pictures in there that show that the substance is inside there.

MR. McCANTS: Thank you, Mr. Black.

BY MR. BLACK:
Q. All right. Lieutenant Graham, before we got stopped

so you said the drugs were inside the stove that was kind of out back in this little shed, barn area; is that right?
A. It wasn't out back, it was to the right side of the building. If you're walking down from the residence, the building's directly in front of you. If you're walking down the hill, the wood stove was on the right side of the building just to the right.
Q. Okay. So it was behind the house beside the building in a stove?
A. That's correct.
Q. Okay. And Mr. Moore took you right to it?
A. That's correct.
Q. And Mr. Moore's here in the courtroom?
A. That's correct.
Q. And that's him right there?
A. Yes, sir.
Q. All right. You also seized some firearms as well?
A. We did.
Q. Where were those located?
A. I can't recall without looking at the report. I mean, there was -- if I'm not mistaken, I believe there were some in the building. I think that's where all of them were, were in the building.
Q. How many guns was there?
A. I know there was a pistol and a long rifle.

Q. And there was also -- did you-all end up searching the house as well?
A. Yes, sir.
Q. You-all found -- what did you-all find in the house? Did you-all find any more drugs?
A. Inside the house in the Defendant's bedroom on a counter was methamphetamine residues. It wasn't a large amount, but it was scattered about the dresser in the room.
Q. Was it bagged up or was it just loose?
A. It was just loose.
Q. And you have a photograph of that; is that right?
A. I do. It's Exhibit 15.
Q. And that's how you-all found it, just --
A. Yes, just like that right there.
Q. Okay. And I'm gonna -- I don't think this is marked, but I'm gonna show you these items. Do you recognize those items?
A. I do.
Q. And what is it?
A. This is the methamphetamine that was seized from the property at McKenley Creek.
Q. And you took the photographs while your other officers were seizing the evidence; is that right?
A. That's correct. Any time I process a scene, I

photograph the entire property before I collect any evidence. Before the evidence is collected, I, again, photograph it in its position that it was in before it was taken.

Q. Okay. I'll take those back from you.

A. (Handing.)

Q. Did you-all eventually place Mr. Moore under arrest?

A. Yes, sir, we did.

Q. Okay. And you-all arrested him for trafficking methamphetamine?

A. That's correct.

Q. And possession of a weapon during the commission of a violent crime?

A. That is correct.

Q. Did you-all find anything else, maybe scales or anything? Do you know what this is? This is also not marked.

A. We found miscellaneous drug paraphernalia, and what we consider miscellaneous drug paraphernalia is scales -- digital scales to weigh the meth, straws that may be used in the consumption of the methamphetamine, things like that.

Q. Okay. And you-all collected that as well?

A. Yes, sir.

Q. And the incident occurred in Abbeville County?

A. Yes, sir.
Q. Do you remember who Mirandized Mr. Moore?
A. I'm not sure if it would have been me or Sergeant Hines. I believe it was me, if I'm not mistaken, if I recall.
Q. If your report says that Sergeant Hines came there and Mirandized Brandon, you wouldn't dispute that though?
A. No, not at all.
Q. Okay. And then at that point he led you-all down to where the drugs were?
A. That's correct.
Q. Did he say anything; do you remember?
A. Not that I recall. He just said that the substances were dropped off. I don't recall how it went.
Q. But this was after Miranda?
A. Yes, sir.
Q. And if your report references the guns were found in the building, I guess, beside where you-all found the drugs in that stove, you wouldn't dispute that?
A. Say that again.
Q. The guns, if your report referenced that they were found in that building, you wouldn't dispute that?
A. No, not at all.
MR. BLACK: I think that's all I've got for you, Lieutenant Graham.

Your Honor, we would ask that those pictures, those photographs, be put in evidence for the purpose of this hearing.

THE COURT: Okay. They will be -- for purposes of this hearing, they will be marked as Court's exhibit whatever numbers. I think there were multiple photographs, but they'll be marked as Court's exhibits for this and then if the trial takes place and the State intends to offer those into evidence, then the State's exhibit sticker can be put on top of the Court's exhibit sticker.

MR. BLACK: Yes, sir.

(State's/Court's Exhibit Number 1 through 18, photographs, were admitted into evidence.)

THE COURT: Okay. Mr. McCants, any questions of this officer?

MR. McCANTS: Yes, sir. Thank you, Judge.

THE COURT: Okay.

CROSS-EXAMINATION

BY MR. McCANTS:

Q. Lieutenant Graham, I'm Clarke McCants with the public defender's office and I represent Mr. Moore. How are you today?

A. I'm doing well.

Q. To go back to the traffic stop, what exactly was it,

again, that you pulled Ms. Thomason over for?
A. I pulled her over for improper lane use.
Q. And what is that?
A. It's where she veers into the opposite lane of traffic.
Q. Okay. But you were sitting -- you were sitting in your car on 72, right?
A. That's correct.
Q. All right. And how did you know that she was coming down that road again, McKenley Creek?
A. Yes, sir. I received information from Sergeant Hines, who received information from a confidential source, that Tara Thomason was at a residence on McKenley Creek Road with a large amount of methamphetamine, so at that time I positioned myself on Highway 72 East, which is within the county of Abbeville. I was given a description of what kind of vehicle she would be in, I was sitting stationary on 72, I observed the vehicle come to the stop sign on McKenley Creek, go straight across from McKenley Creek onto Mud Creek where at that time I did get in behind the vehicle and when I got in behind the vehicle, I observed that improper lane use.
Q. Okay. Mud Creek Road or drive, is that a --
A. Mud Creek Road. That's within Abbeville County. It's directly across from McKenley Creek.

Q. Okay. Is it a dirt road as well?
A. No, sir. It's a highway.
Q. Paved. Okay. Got you. Thank you.
So do you remember how long of a time period it was between the phone call that you received about Ms. Thomason's car and you pulling up to, you know, observe McKenley Creek Road?
A. I would say it would be approximately thirty to forty-five minutes. I was at the office when I received the phone call, which is here in Abbeville. I had enough time to get in my vehicle, travel down 72 and get into position to where I did observe it.
Q. How long did you weight before she pulled up?
A. Five minutes.
Q. Five minutes. Okay.
A. So it give me enough time to drive from Abbeville to Calhoun Falls and get in position and sit there five or ten minutes and observe that.
Q. Okay. Was there a passenger in the car with her?
A. Yes, sir, there was.
Q. And who was that?
A. I can't recall her name. If I could reflect back to the report, I could --
Q. That's okay. Do you remember if she was arrested?
A. She was arrested as well, yes, sir.

Q. Okay. What did Ms. Thomason say again to you; do you recall?
A. I just advised her the reason for the traffic stop and told her I had information that she had methamphetamine inside her residence -- I mean, inside her vehicle, at which time she did state she did. I got her out of the vehicle, read her her Miranda rights and conducted a search of the vehicle and located the substance.
Q. Okay. So the constitutional basis for the search was what?
A. The search for her vehicle?
Q. Uh-huh.
A. Because she admitted to me that she had drugs inside of the vehicle.
Q. Got you. Okay. You stated earlier that she told you that she had dropped off two ounces --
A. Approximately two ounces.
Q. -- at Brandon's house?
A. Yes, sir.
Q. Okay. Did you find anything else when you were searching the car, any other contraband?
A. I'm not sure. I can't recall. There might have been some paraphernalia in there.
Q. Paraphernalia?

A. Yes, sir.
Q. Go back real quick to her statement. Besides saying that she had dropped off two ounces at Mr. Moore's house, do you recall her saying anything else about Brandon?
A. No, sir.
Q. Okay. Did she make any other statements to any other officers about Brandon Moore that you can recall?
A. If I'm not mistaken, she spoke to Sergeant Hines about Brandon.
Q. Sergeant Hines?
A. Yes, sir. Over there.
Q. All right. So you guys -- the Abbeville sheriff's office then used that information, I assume, to get the search warrant; is that correct?
A. That's correct.
Q. Okay. Do you consider Ms. Thomason a reliable informant?
A. I consider the fact that she admitted to me she had narcotics inside her vehicle and then stated she that had just dropped off approximately two ounces at a residence in McKenley Creek, which is the area she just came from, I would consider that would be reliable information.
Q. Did she give you the address?
A. No, sir, but I was familiar with the address due to recent surveillance.

Q. Okay. Mr. Graham, I've been handed a copy of her criminal record. Are you aware that she does have a prior criminal history?
A. Yes, sir.
Q. Ms. Thomason?
A. Uh-huh.
Q. Are you aware that she was convicted of shoplifting back in 2012?
A. No, sir.
Q. Would it surprise you to know that she'd been convicted of shoplifting before?
A. I can't contest that. I mean, I don't know.
Q. It looks like -- excuse me. Sorry.
Would it surprise you to know that she's got another shoplifting in 2013?
A. No, sir.
Q. Or another conviction for possession of less -- possession of methamphetamine in 2015?
A. No, sir.
Q. Again, are you surprised that she's got a shoplifting charge in 2015 as well? Conviction. Excuse me.
A. No, sir.
Q. Are you surprised to see that she's got a conviction for another possession of meth -- possession of

methamphetamine in 2015?
A. No, sir.
Q. Again, same question. I've got -- is it surprising for you to hear that she's got a shoplifting charge conviction in 2015?
A. No, sir.
Q. Are you surprised to hear that she's got a defaced license plate with an intent to defraud in 2016?
A. No, sir.
Q. Does it surprise you that she's got -- oh, wait. I'm sorry. She was found not guilty of that one.
And actually are you surprised to hear that she's got another conviction for distribution of methamphetamine from 2016?
A. No, sir.
Q. Not surprising?
A. (Shakes head.)
Q. What corroborating, I guess, evidence did she give you that Mr. Moore had this -- had this methamphetamine at his house?
A. Other than the fact that she put herself on approximately 146 grams and admitted that it was inside of her vehicle, I don't know why she would give me false information that she dropped off two ounces for another individual where she just came from.

Q. Sure. Besides that one statement, is there anything else that she gave you that corroborated her story?
A. Nothing as far as giving me any verbal other than me observing her leaving that area, which I think is a key part.
Q. To your knowledge, are there any other houses down that street?
A. There is, I think, three or four houses.
Q. And where is his house in relation to those other houses?
A. If you -- like I said before, if you come off of Highway 72, his house is probably approximately a mile down a dirt road on the right.
Q. Are there other houses past his house?
A. No.
Q. Okay.
A. Not that I can recall. There is -- there is one -- if you're turning off of 72 onto McKenley Creek, there's a couple of houses on the left and you go on down there's another house tucked back in the woods on the left and you go on down and his is on the right. There's a pond on the left and there used to be a trailer right there on the right to the back side of his house, but I don't recall it being there anymore.
Q. Was the trailer on his property?

A. No, sir.
Q. Okay. Did you notice any security cameras out there?
A. At his residence?
Q. Yes, sir.
A. Oh, yeah.
Q. You did notice them?
A. Uh-huh.
Q. Were you wearing body cams this day?
A. No, sir.
Q. All right. Now when you arrived that night to execute the search warrant, you testified earlier that Brandon said a few things to you. I believe you said you didn't Mirandize him --
A. That's correct.
Q. -- but what exactly did he tell you again?
A. He said that Tara had brought two ounces -- approximately two ounces of dope down there.
Q. Okay. Those were his exact words, Tara, two ounces?
A. Yes.
Q. Okay. The reason I ask is because in your incident report you don't mention that two ounces or -- or Tara; is that correct?
A. I don't have the report in front of me, sir. I don't recall.
Q. Okay. You just don't -- you do not remember?

A. I just -- I remember speaking with him and him advising me that -- where the drugs were and he took me directly to them.
Q. Okay. Besides that statement about -- that we just talked about, did he make any other statements about Tara or -- or drugs?
A. Not that I recall.
Q. Okay. Did he request a lawyer?
A. No, sir.
Q. Did he request to remain silent? Did he invoke that right?
A. No, sir. He spoke -- like I said, he took us to exactly where the drugs were. There was no way we could have found those drugs without him taking us to them.
Q. Okay. Where did you notice these security cameras?
A. On the front -- front of his residence.
Q. Just one of them?
A. I don't remember how many. There was cameras on the residence.
Q. Okay. Did you field test any of these drugs?
A. I did, yes, sir.
Q. Did you field test the drugs or the substance found in his bedroom?
A. I can't recall if we did or not.
Q. Okay. If you had done that, you would have

documented it?
A. Yes, sir. If the report reads that the substance was field tested and that's what's documented, then it was field tested, sure.
Q. And if it's not documented, it probably was not field tested?
A. I wouldn't say that. As well as being field tested, it was sent to SLED for analysis and it has been brought back from SLED with the complete analysis.
Q. Are you talking about the bags or the -- I'm sorry. I retract that question.

Okay. What I'm getting to is you did not field test the substance in the bedroom, correct?
A. I can't recall.
Q. Okay. Do you remember if you sent that off to SLED, if you got a sample of it and sent that off, you know, to be analyzed as well?
A. I don't remember how many bags are in the evidence bag right there. If I could look at it, I would be able to tell you. Like I said before, it was in -- it was Exhibit 15 and it was a very small amount.
Q. Sure. Would you mind if I showed it to you?
A. That's fine.

MR. McCANTS: May I approach the witness, Your Honor?

THE COURT: You sure can.
BY MR. McCANTS:
Q. Lieutenant Graham, I'm gonna show you what's been marked -- I don't know if there is a mark on this.
MR. BLACK: It's not marked.
MR. McCANTS: It's not marked. Okay.
BY MR. McCANTS:
Q. I'm gonna show you what I reckon is the SLED drug analysis and how many bags are in there?
A. It's kind of hard to tell. It looks like it's clear bags.
Q. Three clear bags?
A. Yes, sir.
Q. Okay. So with the two that you found apparently in the stove, I guess would you have bagged the substance found in his bedroom? Is that how it's typically done, you bag it and then send it off to SLED? Is that typically how it is?
A. Yes, sir. We collect it and place it in a bag. Yes, sir.
Q. So that third bag in there would probably be -- or may be this substance that you found in his bedroom?
A. It could be.
Q. Well, did you find it?
A. He took me to it.

Q. I'm sorry, the substance in his bedroom.
A. I found it -- I saw it when I was photographing, yes, sir.
Q. Okay. Do you document when you photograph the -- during your investigation, do you document in your incident report when you take photographs?
A. Could you rephrase that?
Q. I'm sorry?
A. Could you rephrase that?
Q. So you stated earlier that before moving evidence or moving things around you like to photograph them.
A. Yes, sir.
Q. So when you're drafting your incident report, do you make a note of when you take photographs?
A. I typically put in my report that -- when I arrive on-scene, I photograph from the outside working my way in and around the property.
Q. Okay. So the reason I ask that is I'm gonna read from your incident report, quoting, I then stuck my hand in the stove and removed a plastic bag that contained other small bags. And just for further clarification, I'll read the sentence before that. Moore stated that the methamphetamine was inside the bottom of the stove.
And there's nothing about -- would you agree that there's nothing about taking photographs?

A. I don't know from what sentence you read from. Is that from the middle of the supplement or the initial or end or --

THE COURT: Let me just -- does somebody have a hard copy? I know Mr. McCants you're looking at your computer. Does somebody have hard copy that they can hand to Lieutenant Graham to review, please?

MR. BLACK: Yes, Your Honor.

THE WITNESS: The reason I say that is because that wouldn't be my first sentence in my incident report. So, I mean, I don't know if that's in the beginning or in the end or in the middle.

THE COURT: Hand it to him, Mr. McCants, and just give him an opportunity to review it before asking him any further questions.

MR. McCANTS: Yes, Your Honor.

THE COURT: Just review it without any testimony.

MR. McCANTS: Lieutenant Graham, I actually handed you Mr. Hines' incident report draft, so I apologize, but I need to retract my previous line of questioning or just -- I don't need to go down that road, so I apologize.

THE WITNESS: Yes, sir.

THE COURT: Do you intend to ask him anything about his report?

MR. McCANTS: Not at this point, Judge. In fact, I

think that's --

THE COURT: Okay. You can just hand that back.

THE WITNESS: So you don't need to see this part where I documented where I did take position -- where I did take pictures of its original position?

MR. McCANTS: If I could have that back.

THE WITNESS: Yes, sir.

BY MR. McCANTS:

Q. Lieutenant Graham, I do have a couple more questions for you.

A. Yes, sir.

Q. Who all responded with you that night to execute the search warrant?

A. If I remember correctly, it was my myself, Sergeant Hines, Sergeant Davis and Deputy Aldridge.

Q. To your knowledge, did the other three of them speak to Mr. Moore?

A. Not that I'm aware of. I don't -- I don't recall.

Q. Okay. But you were unsure if you Mirandized him?

A. After -- after being able to review the report, I see where Sergeant Hines Mirandized him.

Q. Do you know if Sergeant Hines and Deputy Aldridge, if they carried body cams?

A. No, sir.

Q. You're unsure or they -- they don't?

A. Am I unsure that they don't?
Q. No, I'm asking are you unsure or they don't?
A. No, sir, we didn't have any body cams out there.
Q. Okay. Did Sergeant Hines have one earlier at the traffic stop?
A. Sergeant Hines, he came at the end of the traffic stop, if I'm not mistaken. Deputy Aldridge might have had his on.
Q. Okay. Did Sergeant Hines have one?
A. No, sir.
Q. Okay. And, I'm sorry, one more time, who responded to the traffic stop?
A. Initially I stopped the vehicle, Deputy Aldridge arrived and then I requested for a female, which was Deputy Schultz, and she arrived, and Sergeant Hines arrived last.
Q. And did Deputy Schultz have a body cam?
A. I can't recall.
Q. Did any of those cars have dash cams? Not yours, but the others who responded.
A. Some of the vehicles at the sheriff's office have dash cams, but I'm not sure if theirs did or not.
Q. Okay. Did the passenger, Melissa Smith, make any statements that you that used in obtaining this search warrant?

A. No, sir.
Q. Did she make any statements to anybody?
A. Not that I recall.
Q. She was arrested that day; is that correct?
A. She was.
Q. Okay. When you-all searched the house that day, going back to the search, did you-all find the monitor that was hooked up to these security cameras?
A. I'm not sure. We didn't -- we didn't take any of the cameras or anything like that, so I wouldn't have been looking for no monitor.
Q. Okay. You-all did not collect any video evidence from the scene?
A. No, sir.
Q. There's no video evidence that exists of -- during the search of the scene?
A. No, sir.
Q. And there's no video of Tara going to his house at all that day; is that correct?
A. Not that I'm aware of unless -- unless it's on his hard drive.
Q. All right. You did not check the hard drive for his security cameras; is that correct?
A. No, sir.
MR. McCANTS: I appreciate it, Lieutenant Graham.

That's all the questions I've got.

THE COURT: Solicitor, anything in follow-up?

MR. BLACK: Briefly, Your Honor.

REDIRECT EXAMINATION

BY MR. BLACK:

Q. Lieutenant Graham, you did stop Ms. Tara Thomason's vehicle; is that correct?

A. That's correct.

Q. Okay. And from your -- from this report that I'm looking at, I think it's your report, you asked her if she had anything illegal in the vehicle?

A. I did.

Q. And she did confirm that?

A. She did.

Q. And at that point it looks like you read her Miranda?

A. That is correct.

Q. And she essentially consented for you to search her vehicle; is that right?

A. Yes, sir.

Q. And then it looks like she told you exactly where the meth was in her vehicle; is that right?

A. It was in a cereal box in the back of the car -- in the back seat.

Q. And that's exactly where she told you it was; is that right?

A. That's exactly right.
Q. So you went right to it?
A. I went right to it.
Q. And at that point is that when you requested all the other officers to come out and help you?
A. Yes, sir.
Q. Okay. And you requested a female, I guess it was Kayla Schultz, because there were two females in the vehicle?
A. That is correct.
Q. Okay.

MR. BLACK: That's all I have. Thank you.

THE COURT: Mr. McCants, anything in recross?

MR. McCANTS: Nothing further, Judge.

THE COURT: Let me just ask a couple of questions. I want to make sure I understand the sequence.

EXAMINATION

BY THE COURT:

Q. After you pulled Tara Thomason over for improper lane use, you approached the vehicle and indicated that you had received some information that she had some drugs in the car?
A. Yes, sir. I -- first off, I advised her the reason for the traffic stop and asked her -- gave her the information that I had received and asked if she did have

anything illegal inside her vehicle.
Q. Okay. And then she admitted that she did, you gave her the Miranda and then got the drugs?
A. That is correct. Yes, sir.
Q. Okay. And then when you go -- and then, of course, after she's Mirandized and arrested, then she tells you about dropping some drugs off at the Defendant's home, correct?
A. That is correct, Your Honor.
Q. And you obtained the search warrant, you go to the Defendant's home, you advise the Defendant that you have a search warrant and then at that time he is Mirandized?
A. Yes, sir.
Q. Okay. And then after he's Mirandized, then you question him about any drugs and he admits to having some and then he takes you to the location; is that correct?
A. Yes, sir.
Q. All right.

THE COURT: Does the State have any questions in response to the Court's questions?

MR. BLACK: Just briefly.

FURTHER REDIRECT EXAMINATION

BY MR. BLACK:

Q. She did con -- Tara Thomason did consent after you Mirandized to search her vehicle and she told you exactly

where they were in her vehicle?
A. Yes. She told me exactly where they were and gave consent, yes, sir.
MR. BLACK: Thank you.
THE COURT: Okay. Mr. McCants, any questions in response to the Court's questions?
MR. McCANTS: I beg the Court's indulgence for one moment.
THE COURT: Sure. Take your time.
And I don't mind, Mr. Goranson, since this is an in-camera hearing, if you would -- I know you've been sharing information and questions with Mr. McCants. If you want to ask some questions yourself, this is an in-camera hearing, I have no problems with that.
MR. GORANSON: Thank you, sir.
THE COURT: If it makes it little easier.
MR. GORANSON: Thank you, sir. I'm trying to help Mr. McCants.
THE COURT: And I know that. And typically in a trial, I don't want two lawyers questioning the same witness, but since this is in-camera --
MR. GORANSON: Okay.
THE COURT: -- if it makes it easier for you, I'm fine with you asking questions yourself.
MR. GORANSON: Okay. Thank you. I just have a

couple of questions.

THE COURT: That's fine.

RECROSS EXAMINATION

BY MR. GORANSON:

Q. Lieutenant Graham, what were your exact words to Ms. Thomason when you pulled her over about why you pulled her over?

A. Well, I -- I don't recall my exact words. I just advised her the reason for the traffic stop and told her that I had information that she had illegal narcotics inside of the vehicle.

MR. GORANSON: Thank you.

THE COURT: All right. Lieutenant Graham, you can step down, sir.

THE WITNESS: Yes, sir.

(Witness excused.)

THE COURT: Okay. Solicitor, do you have another witness?

MR. BLACK: Yes, sir. Sergeant Jeff Hines.

(Whereupon, Jeff Hines was duly sworn by the Clerk of Court.)

(Whereupon, Court's Exhibit Number 1 was remarked as State's Exhibit Number 19.)

JEFF HINES,

having been duly sworn, testified as follows:

DIRECT EXAMINATION

BY MR. BLACK:

Q. You're Sergeant Jeff Hines; is that right?

A. That's correct.

Q. And you work at the Abbeville sheriff's department?

A. I do.

Q. You were working at the Abbeville sheriff's department on March the 29th of 2018?

A. That's correct.

Q. It sounds like you had got the initial phone call from somebody about this incident; is that right?

A. That is correct.

Q. Can you explain kind of what transpired?

A. Yeah, I -- I actually was not at work at the time. I was actually getting a haircut. I got a phone call from a number that I didn't recognize -- excuse me, I'm gonna set these papers down. I got a phone call from a number that I didn't recognize and when I answered a male on the other end of the phone said the girl you-all have been watching is leaving Bemo's in a red Honda; she's got a lot of dope on her.

We had been investigating Tara Thomason for a long time and through our investigation we did find that she was going to Brandon Moore's, which the street name was Bemo. So at that point the person just hung up and I

never talked to that person again on the telephone.
Q. Do you know who that person was?
A. I did not know who it was.
Q. Okay. And so you were getting a haircut. Were you at home?
A. No, sir. I was in Honea Path.
Q. In Honea Path getting a haircut. But based on that information -- well, let me ask you this. Were you planning on working that day?
A. I was.
Q. Coming in later, I guess?
A. That's right. I was just stopping to get a haircut on the way in.
Q. Okay. And so based on that information, did you let your superiors know?
A. I called up Lieutenant Graham and told Lieutenant Graham the information that I received.
Q. Okay. Do you know where he was by any chance?
A. I do not know. He probably told me, but I don't know -- I'm not comfortable enough to be on record where he was.
Q. So you just told Lieutenant Graham the information that you got?
A. Yes.
Q. And then you continued getting your hair cut at that

point?
A. No, I was actually almost done, so I asked the guy -- I believe I was gonna get my beard trimmed as well and I didn't get my beard trimmed because I needed to go because I told -- Lieutenant Graham told me that he was gonna be on his way to 72 and then I left and I went to 72 as well.
Q. And this address that Mr. Moore lived at, it's in Calhoun Falls; is that right?
A. That is right.
Q. So just take 72 down towards Calhoun Falls and then it's about a mile off -- a mile off of 72?
A. Yes. If you're going towards Calhoun Falls, you make a left on McKenley Creek and then his house was about a mile on the right.
Q. And that's a dirt road?
A. That is correct.
Q. All right. So once you get into Abbeville, once you come on into Abbeville -- when you arrived on-scene, had a traffic stop on Tara Thomason already been conducted?
A. It was.
Q. So when you got there, Lieutenant Graham had already pulled her over?
A. That's correct.

Q. Did you see the meth that she had?
A. I did.
Q. Okay. And I guess you didn't have any -- did you have any conversations with Tara?
A. I did. I spoke -- I spoke with her and also I helped Lieutenant Graham do a more thorough search of the vehicle. Once I got there, we kind of searched it again.
Q. Okay. Did you-all find -- I mean, you-all found 140 --
A. Well, we didn't find any more drugs in the vehicle, but I did find a ledger in the vehicle.
Q. Okay. And then there was some money as well, correct?
A. That is right. $2,000 I want to say.
Q. All right. At that point she'd already been Mirandized and consented to the search of her vehicle; is that right?
A. Yes.
Q. And she -- did she indicate where she had been and what she had been doing to you-all during this conversation?
A. Yes, she told me that she'd just dropped off drugs at Brandon Moore's house, said it was approximately two ounces of methamphetamine, said that he did not pay her -- because I asked about the $2,000. I said is this

what he gave you and she said that he didn't pay her, that she -- that he was gonna owe her money.
Q. Okay. And from the traffic stop to his house, how far is that?
A. Oh, probably about I would say a mile and a quarter maybe, mile and a half. Just not too far down -- Mud Creek Road's where Lieutenant Graham pulled her over and just straight across 72. Like I said, it's about a mile from 72 to his house.
Q. Okay. And then based on the information that you had gotten from her, you ended up typing up the search warrant; is that right?
A. That is right.
Q. And this was on March the 29th, 2018; is that right?
A. Yes.
Q. And I'm gonna show you what's been marked as Court's Number 19 for identification purposes. I think everybody's seen this. Is that the search warrant that you typed up?
A. It is.
Q. Okay. I'll take that back from you.
A. (Handing.)
Q. You-all went out to -- after you got a magistrate judge to sign this, you-all went out to his residence; is that right?

A. That is correct.
Q. And what happened when you got out there?
A. When we get out there, I actually -- Lieutenant Graham went to the building, I went inside with, I think, Deputy Aldridge, me and him went inside the house. The door was unlocked, we walked in. I think his wife's name is Shannon Fleming maybe, if I recall correctly. She was laying in the bed. We just cleared the house. No one else was inside. Lieutenant Graham had located Mr. Moore in the building or around the building, brought him back up and then I read the Miranda rights.
Q. Okay. But you-all announced that you-all were there from the sheriff's department?
A. That's correct. I announced search warrant several times before I went inside the house.
Q. And you conversed with Brandon Moore, with his wife or his girlfriend? Were they together at that point?
A. When I read the Miranda rights?
Q. Yeah, when you-all explained hey, we're here for a search warrant.
A. Yes. Yes, they were together.
Q. Okay. And you read the Miranda; is that right?
A. Yes.
Q. And I guess this has kind of turned into a Jackson v. Denno slash suppression hearing. Did Mr. Moore speak with

you guys at that point once Miranda was read?
A. He did speak with us after Miranda was read.
Q. And what was the extent of that conversation?
A. He talked to Lieutenant Graham. There was a small child on the scene, so we kept kind of separating him away from the child because we didn't want the child to know what was going on as far as the drugs. At that point, he told Lieutenant Graham where the meth was and him and Lieutenant Graham actually walked to the building and Lieutenant Graham located meth inside of a wood stove that was outside the shop. It was more of a shop than a building I think.
Q. Okay. And so there was a small child. Who took the child? Did you go with the child?
A. Actually we let the child stay with the -- with the step-mom, Miss Shannon.
Q. Okay. So she stayed, I guess, in the house?
A. Yes, like on the porch area.
Q. So when Lieutenant Graham and the Defendant walked down to the shed, were you with them?
A. I do not think I was.
Q. Okay.
A. But there was a couple of more officers out there, so I might have did, but I don't recall if I did or not.
Q. Okay. And do you remember the Defendant saying yeah,

hey, the meth is down here, follow me? Were you privy to that conversation?
A. No, I don't think I was part of that conversation.
Q. Okay. That would have been Lieutenant Graham?
A. That's correct.
Q. Okay. But you did read Miranda?
A. I did.
Q. And you have -- have you reviewed your report since you've been here?
A. I have not had time to review it. I reviewed the search warrant, but I didn't review my report part.
Q. All right. I'm gonna conduct -- I'm gonna direct your attention to your report. It's a supplemental report. Do you have that?
A. I do, and I have them in paragraphs, so if you'll just tell me which paragraph, I can count down to it.
Q. It looks like the first page starting on paragraph three and four. Have you reviewed those?
A. I have not reviewed them, but I'll review them real fast.
Q. Okay. Just take a look at that just for a minute.
A. (Witness complies.)
Q. All right. So it looks like you read the search warrant and then you started going -- going inside to search inside the house; is that right?

A. Yes.
Q. And then Lieutenant Graham and the Defendant were speaking and you observed them speaking?
A. That's correct.
Q. How far away were you-all?
A. If -- on the -- I was like right there at the -- at the door and I probably walked back outside to see something because he was right by the porch, Lieutenant Graham was, when I walked in.
Q. Okay. And the next line says he stated that he wanted to cooperate by telling us where the meth was located. Did you hear that or did you just get that from Lieutenant Graham after the fact?
A. If I wrote it in here, then I heard it.
Q. Okay. And then it looks like, the next paragraph, it says -- it sounds like you went with the two individuals, Lieutenant Graham and the Defendant, down to where the meth was.
A. That is correct.
Q. And you actually stuck your hand in and retrieved it from that stove?
A. That is correct.
Q. Okay. So at that point you took custody of the methamphetamine?
A. Yes.

Q. Okay. And did he make any other statements after that?
A. Yes. I'm reading -- in the next paragraph, he stated that since we -- since -- and I've got it in quotations, it says since I showed you where the meth was, do you still have to turn my house upside down, end of quotations.
Q. Okay. And that was what he said after you-all found the meth?
A. That's correct.
Q. And did you-all continue looking inside the house for additional evidence?
A. We did.
Q. And did you-all find anything else?
A. Yes. I told Mr. Moore that I wouldn't be destroying his house, but I was still gonna have to search the residence. He then told me that he had a line of meth on the dresser inside his room. He stated his wife, Miss Shannon, had nothing to do with the meth and that it was his.
Q. Okay. And I'm gonna show you what's been marked as State's Number 10. Just tell us what this photograph is.
A. This is like some kind of a heater or HVAC unit that was outside the shop or the building as has been described. If you're facing his residence, the building

would be on the left, and this was -- if you're facing the building, this would be on the right-hand side. Kind of like behind the building where normally if it was facing the road it would be behind it. But the clear plastic bag you see in there is actually what the meth was packaged in.

Q. And this is the meth that was found?

A. That is correct.

Q. And you're the one that actually stuck your hand up in there and pulled it out?

A. That is right.

Q. State's Number 15, is that the meth was -- the little bit of residue meth that was inside the -- inside the house?

A. Yes. As you can see, it is -- it is chopped up and in lines and the straw is laying beside it, and that's commonly used to ingest it by like snorting. It's kind of like a line of cocaine, but you're snorting a line of meth instead.

Q. Where was that, inside the kitchen?

A. No, sir. It was inside of his bedroom where he told me it was.

Q. Okay. So there was, I guess, one bed in there?

A. Yes, and that's where -- Miss Shannon was actually in the bed sleeping when we went into this bedroom.

Q. Okay. And then State's 16, can you tell us what that is?
A. Yes, this is a -- this is a picture of a 410 shotgun, it was a -- I think it was a 40 caliber pistol and then methamphetamine.
Q. A couple of bags of meth?
A. Yes.
Q. And the meth was found up in that stove or HVAC unit?
A. That's correct.
Q. Okay. Let me ask you this. How long by the time, say, you got there and you made contact with the Defendant and his wife did you-all end up actually going down and getting the meth? Was it pretty quickly?
A. It was -- yes, sir. It was fairly fast.
Q. Okay. So he did show you where it was?
A. That is correct.
Q. Did he make any other -- any other statements to you at that point after he showed you where the meth was?
A. Let me review this just on down. Just like I said, I know that he asked me -- he told me where the -- asked me not to destroy his residence since he showed us where it was at and then he was cooperative by telling us that the meth inside the house was inside on the dresser.
Let me read on down and see if he said anything else.

Q. Yeah, take your time.
A. Oh, and his wife had nothing to do with it. He said that.
No, sir, I don't see where he said anything else.
Q. Okay. And I'm gonna direct you to the second paragraph on the first page just so the sequence is clear. According to your report it looks like you actually read Miranda to Mr. Moore; is that right?
A. Yes.
Q. And then the next line says he did not ask for a lawyer?
A. That's right.
Q. But he stated that he did not want to speak?
A. That is right and that's when I went inside and started searching the house.
Q. Okay. But then he ultimately did speak?
A. Yes, to Lieutenant Graham when I came -- when I came outside.
Q. And showed you where the meth was?
A. That's correct.
Q. And then he made that statement since I showed you where the meth was, do you still have to turn my house upside down? And that's in quotes. He said that after he showed the meth to you?
A. Yes, and that was in quotations.

Q. At that point did you-all place Mr. Moore under arrest?
A. We -- we didn't place Mr. Moore under arrest at that point. We waited -- and we always do this because we get a lot of -- a lot of methamphetamine that looks like meth that's not meth, so we field test the meth first and once it field tests positive, that's when we will place them under arrest.
Q. Did you-all do that on the scene?
A. Yes.
Q. Okay. So then once it field tested positive, then you-all arrested him?
A. That's correct.
Q. And took him here to the Abbeville County Detention Center?
A. Yes, by Deputy Aaron Aldridge.
Q. Okay.

MR. BLACK: I think that's all the questions I have. Please answer any questions that Mr. McCants might have for you.

THE WITNESS: Yes.

THE COURT: All right. Mr. McCants, Mr. Goranson.

MR. McCANTS: Thank you, Judge.

CROSS-EXAMINATION

BY MR. McCANTS:

Q. Mr. Hines, where was Mr. Graham while you were speaking to Mr. Moore?
A. When? What -- which time?
Q. So the statement that he gave about -- for example, let's go with the one where he's in his bedroom and he said something about the substance being his wife's -- not being his wife's, but being his. Where was Mr. Graham?
A. I do not recall where Mr. -- where Lieutenant Graham was.
Q. Was he in the room with you?
A. I don't recall if he told me that in the room or outside.
Q. You don't recall if Mr. Moore told you that --
A. Yeah, I don't think Mr. Moore was ever in the bedroom, so it might have been outside. I can't recall where we were at.
Q. Okay. This other statement where Mr. Moore stated that the methamphetamine was inside the bottom of the stove, was Mr. Graham with you at that point?
A. Yes, at that point that's when he was talking to Lieutenant Graham about where the meth was --
Q. Did you ever --
A. -- when I was out there.
Q. I'm sorry, I didn't mean to interrupt you. What

were you saying?
A. I was just saying that he was talking with Lieutenant Graham about where the methamphetamine was and I walked out there because he decided he was going to cooperate.
Q. Did you ever hear Mr. Moore say anything about two ounces?
A. I can't recall.
Q. Okay. Where did you find the guns?
A. The guns were inside -- inside of the building. If I -- if I'm recalling correctly without looking at the photographs, the guns were inside of the shop where Mr. Moore was originally at with the -- with the child when Lieutenant Graham encountered him. It was laying on a counter inside of the shop, if I recall correctly. That's where the pistol was laying and I do not recall where the shotgun was located at.
Q. In the shop, not the house? Not the residence?
A. Yes, both of them -- both guns were located in the building on the property as far as the -- I call it a shop, but it's been referred to as a building as well, so.
Q. Did the search warrant encompass the shop?
A. I would have to look and see.
Q. Take your time.
A. Yes, sir, it does.

Q. Okay.
A. It says search is to further include, but not limited to, any and all persons, vehicles, outbuildings and storage areas located on the property.
Q. So shop would fall under the definition of?
A. An outbuilding or a storage area.
Q. Okay. Now when you were getting your hair cut and you received that phone call, what time of day was that?
A. I -- I can't recall exactly. I don't want to put on record if I can't recall. I just know that it was after lunchtime.
Q. It was after lunchtime?
A. Yes, I believe. I believe it was after lunch.
Q. Had you been into work yet that day?
A. I had not been into work yet.
Q. That day?
A. That day after lunch.
Q. Okay. Did the fella -- did the guy on the phone tell you anything else --
A. No.
Q. -- besides that one statement?
A. No, the statement that he said that I previously stated, that's all he said, then he hung up.
Q. What was that statement again?
A. He said the girl you-all have been looking for is

leaving Bemo's with a large amount of dope and she's in a red Honda and then he hung up.
Q. Did you ask him any questions?
A. No, I didn't have time to ask him any kind of questions. He -- like I said, he was very short, stern, to the point, and hung up the phone.
Q. When he said Bemo, did you know who he was talking about?
A. I did. As I said earlier in my testimony with Solicitor Black, we'd been investigating Tara Thomason for quite some time and Bemo, his street name, Brandon Moore, his name came up in our investigation several times.
Q. From who?
A. Different -- just different people, complainants and stuff like that and people that we've arrested had spoke of his name, and then Tara actually -- she called him Bemo at first a couple of times to me when she was talking and then she stated she was referring to Brandon Moore.
Q. When? When did she say --
A. There in the roadside interview when I was talking to her.
Q. During the traffic stop?
A. At the very end of the traffic stop, that's correct.
Q. Okay. Well, does Tara Thomason have an alias that you're aware of?

A. Not that I'm aware of.
Q. You testified you found a ledger in her car?
A. That is correct.
Q. Can you describe this ledger?
A. It was a -- it was a notebook and the notebook had several names written out with money out next to them and she would cross out the money that she was owed and Brandon's name was on the ledger with several transactions and she -- she stated that the Brandon that was on there was, in fact, Brandon Moore.
Q. Now are we talking about a ledger that's like the size of a deck of cards, the size of, you know, a Bible?
A. It was a very -- I mean, it was a very -- I can't remember the size, but it had a lot of different names and Ms. Thomason admitted that the whole ledger was full of drug transactions and what people owed her and what they paid.
Q. Okay. Were there any last names?
A. No last names.
Q. Just first names?
A. Just first names.
Q. How many pages would you say?
A. Oh, I would say there was -- I can't recall exactly how many pages.
Q. You testified that she referred to the name Bemo a

couple of times?
A. Yes, on the -- on the side of the road when I was doing my field interview with her.
Q. Verbally?
A. Yes.
Q. But written down in that ledger was just the name Brandon?
A. Brandon. And let me -- let me go back to my search warrant. I wrote it in my search warrant, so I just want to be sure that I'm telling you correct.
Yes, just Brandon because it says I did observe Brandon's name and several transactions written beside it. Thomason stated that Brandon in the ledger was, in fact, Brandon Moore.
Q. She told you that?
A. Yes.
Q. Okay. Do you remember her telling you that?
A. I do. I remember talking about the ledger in detail.
Q. When she would refer to Bemo, what was the context of that conversation; do you remember?
A. I do not -- I do not remember the context of it. I just remember her saying the name Bemo a couple of times and I actually knew when she said Bemo that she was talking about Brandon Moore.
Q. Next to the name Brandon you stated that there were

transactions?
A. Uh-huh.
Q. What does that mean?
A. That means where he has paid money and when she -- so what this lady done when she did her drug transactions, she wrote down the name, she wrote down prices with money and then she would cross out when they would pay her and then she would subtract whatever and -- I mean, it's just a -- it's like a sporting ledger, for example, when someone -- like a book, like a sports book. When someone pays their debt, they write it off to what they owe currently and they keep on, keep on, keep on.
Q. Okay. Do you recall any other names in that ledger?
A. I do not recall.
Q. Did you seize the ledger?
A. I did.
Q. Is it still in the sheriff's office?
A. The last time that I -- the last time I remember that ledger was in Federal custody.
Q. Federal custody?
A. Yes, sir.
Q. Okay.
A. And they might have returned it, but the last time that I remember it, it was transferred over to Federal custody.

Q. Okay. Were there weights in the ledger or was it just, you know, prices or numbers?
A. I want to say just numbers.
Q. How did you know that they were talking about dollars?
A. She told me.
Q. She just told you? There weren't dollar signs, for example?
A. I can't recall if there was dollar signs or not, but, like I said, she -- she went in great detail with the ledger and described everything in the ledger.
Q. Verbally?
A. Yes, verbally.
Q. Okay.

MR. McCANTS: I beg the Court's indulgence.

THE COURT: Sure. Take your time.

BY MR. McCANTS:
Q. Now after Ms. Thomason during the traffic stop told -- I can't remember if it was you, Mr. Hines, or Mr. Graham who actually conducted the search, but whenever she told whoever it was, you-all continued to search, right, after you-all found the drugs?
A. I do not know if Lieutenant Graham continued to search or not. I wasn't there until the end of the traffic stop, but once I got there we did go over the car

with a bit more -- being more thorough through it.
Q. Sure. And that is when you found the ledger?
A. That is correct.
Q. Was she in handcuffs at that point?
A. No, she was outside. I don't know if she was in handcuffs or not, I don't recall, but she was standing outside of the car with her -- Melissa I think her's name. She was standing outside the vehicle with Melissa.
Q. Outside of her vehicle?
A. Outside of the vehicle, that's correct.
Q. How far away was she standing?
A. As close as -- I mean, I can't -- I don't recall. Probably -- I mean, average on a traffic stop, if this is the rear of the vehicle, averagely where this lady right here is sitting, that's how far the front bumper usually is of the patrol car. We don't park but like a car length probably behind them. At the most two car lengths.
Q. So she was at the rear of the vehicle?
A. She was at the rear of her vehicle -
Q. Right.
A. At the front of the patrol vehicle.
Q. All right. Got you.

FURTHER CROSS-EXAMINATION

BY MR. GORANSON:

Q. Sergeant Hines?
A. Yes, sir.
Q. At the traffic stop somebody found a glass pipe that had been used, you suspected, to be smoking methamphetamine?
A. Now who found the glass pipe?
Q. Somebody found -- a law enforcement official there on the scene found a glass pipe, correct?
A. I don't recall if they found it or not. I don't -- I don't believe I found a glass pipe. I would have to -- to be able to tell you if someone smoked methamphetamine out of a glass pipe, I would have to actually see the glass pipe to see if it's been smoked out of or not. A lot of times they will carry around unused pipes for when their pipes would break, so. And it depends on what kind of pipe it is, too. A glass pipe can be used as -- you know, there's different types of glass pipes; some for marijuana, some from methamphetamine. It depends on the shape of the pipe.
Q. Okay. So, Sergeant Hines, you put in your supplemental report from the traffic stop that as Deputy Schultz was searching Thomason, I asked Smith if she had anything illegal on her person. She stated she had a meth pipe. Does that ring a bell?
A. Yes, that does.

Q. She wanted to know if she could go ahead and give me the pipe before being searched. Does that ring a bell?
A. That is right.
Q. I told her that she could. Do you remember that?
A. Yes. I mean -- I'll clarify myself. I thought you were talking about finding it inside the vehicle at the traffic stop.
Q. Okay. She reached in the front of her pants and removed a paper towel and handed it to me.
A. That is correct.
Q. I opened the paper towel and observed a glass pipe with a burnt crystal-like substance inside.
A. Yes.
Q. The burnt crystal-like substance was still a substantial amount inside the pipe?
A. That is correct.
Q. You scraped some of it out?
A. That is correct, and field tested it.
Q. And it tested positive as meth?
A. That is right.
Q. Okay. When you were searching the house and there was a substance that was on the dresser --
A. Uh-huh.
Q. -- did you scrape that and field test it?
A. I don't recall if I field tested that substance or

not. I know that we did conduct several field tests when -- of the substance. For example, if something tests positive for methamphetamine, okay, I'm not going to waste eight field -- just say there was, you know, eight different things laying all over the place. I don't normally practice using eight field tests. I would just field test one and if it tests positive, that's enough probable cause for my arrest and then I send -- then we usually send it off to SLED and let them test it all.

Q. Okay. And you said earlier that you do a field test first, correct?

A. We do.

Q. All right. Let me ask you this. I'm looking at State's -- let me show you what's been marked as State's Exhibit 15.

A. Uh-huh.

Q. Could you describe what is significant in that picture to you as a law enforcement officer?

A. That's significant?

Q. Yes.

A. I mean, I would guess the meth -- I would say the meth -- the meth lines on the table.

Q. Okay. And you're able to just look at that and say that's meth?

A. Due -- with my training and experience, I'm usually

pretty confident. We field test to make sure that it's not fake because sometimes they do have fake meth, but, as I said, we don't always field test every single thing that's located. We do use a field test on -- say if I find an ounce here and then, you know, a gram here and then you find residue over here, usually the residue -- I'm not gonna just waste a field test kit for the residue when it's collected and it's sent off to SLED for analysis because they're the professionals. That field test kit does not necessarily mean it's written in gold.

Q. Okay. So if SLED says we don't know what that is, you don't know what that is?

A. That is right.

Q. Okay. And just to be sure, what's in SLED BEST pack B277267 that you sealed the envelope on on 3-29-18, what we have in there is one, two -- how many bags are in there?

A. Can I hold it?

Q. Yeah, sure.

A. The way this is, I mean, I don't know. You would have to open it for me to be able to count it because it's airtight. I'm not sure.

Q. And you don't remember?

A. No, sir.

Q. Could you describe -- there are two bags in there

that you can see for sure, right?
A. Uh-huh.
Q. Can you describe what it looks like in those two bags?
A. Methamphetamine.
Q. And describe it.
A. It is a clear crystal-like substance.
Q. Yeah. And those are crystals right there, they're like shards. You can see what -- you can see those. They're well-formed crystals.
A. Yes, they are.
Q. Okay. And this was found in a --
A. In like a wood stove --
Q. -- outside?
A. -- or HVAC or something outside. That's correct.
Q. The two bags with the crystals, right?
A. Yes.
Q. That's crystal meth that you field tested?
A. Yes.
Q. That was found outside?
A. Yes.
Q. And then State's Exhibit 15 is showing a substance that you found inside the house?
A. Yes.
Q. Inside the residence?

A. Yes.
Q. Inside a bedroom?
A. Yes.
Q. And that is a -- looks like what's been crushed up, a powder-ish substance.
A. No, sir. It's still -- it's -- methamphetamine when you cut it up through my experience, it's still -- it's more like a salt form, it's not powder. The powder form comes from a shake and bake method, and that's powder. But that right there, if this image was sharper, you would be able to see it looks like salt laying there instead of a powder.
Q. Okay. But you would agree it's significantly smaller and finer in texture --
A. It is. That is correct.
Q. -- than the items that were found outside?
A. Yes, that's correct.
Q. But you didn't field test --
A. I don't -- I don't recall.
Q. -- this substance that was found in the bedroom?
A. That's right. I do not recall field testing it.
Q. And there's a bag marked A -- a brown paper bag marked AC18-0071. Do you recognize this bag?
A. It looks like a bag from our evidence room.
Q. Okay. And on the back it's got suspect Brandon

Moore?
A. Yes.
Q. And date and time of recovery, 3-29-18?
A. Yes.
Q. 6:05 PM?
A. Yes.
Q. 18:05?
A. That's correct.
Q. And do you know what's in this bag?
A. I would have to actually open it up and look -- or I can probably feel it, if you'd rather me do that instead of opening it.
Q. Why don't you go ahead and open it up, please.
THE COURT: I don't have a problem with you opening it up and we can just make a notation that -- if it's used at trial that it was opened up at a previous time by direction of the Court.
THE WITNESS: Your Honor, can I use my knife, sir?
THE COURT: Sure.
MR. GORANSON: Yeah, before you open that up, put some gloves on, please.
THE WITNESS: (Witness complies.)
BY MR. GORANSON:
Q. Do you use gloves when you search or execute a search warrant?

A. It depends.
Q. Did you on 3-29-18 use rubber gloves?
A. I don't -- I don't recall.
THE WITNESS: Am I good to open it, Your Honor?
THE COURT: Sure.
THE WITNESS: This is worse than a Christmas present. All right.
BY MR. GORANSON:
Q. Can you tell us what's in the bag, please?
A. It looks like digital scales with residue on them, methamphetamine residue.
Q. Have you field tested the residue on there?
A. I have not.
Q. Have you sent it off to SLED for testing?
A. We have not.
Another set of digital scales that doesn't look like it has any residue on it. A baggy with the corner cut out, which indicates the selling of methamphetamine in how it's packaged.
Q. Does that indicate selling or buying?
A. Selling. And another baggy that has been torn, which would indicate the selling of methamphetamine, and then another baggy, just the corner of it, with the actual corner ripped out, so another baggy that would indicate the sale.

Q. And between those three baggies, the two scales and the bags of crystal substance that was collected from outside and possibly a third bag in here, did you collect any other evidence?
A. Give me one second and I'll look at the return on the search warrant.
Yes, sir. We collected a Smith & Wesson 40 caliber pistol with also a fully loaded magazine, a Sears and Roebuck Model 10, I want to say, a 1120 410 shotgun, and then also the clear crystal substance located on the dresser of the residence and then clear substance found in multiple bags inside of a wood stove heater.
Q. Okay.
A. So miscellaneous paraphernalia and methamphetamine is what we located.
Q. I didn't hear you mention any cash.
A. No, sir.
Q. No cash was seized?
A. Not that I recall. It's not written on the search warrant, so I would say no.
Q. Okay. When you initially talked to Mr. Moore --
A. Uh-huh.
Q. -- I believe you said his son was at the residence?
A. That is correct.
Q. And do you recall his mother coming to pick him up?

A. I -- I recall someone coming to pick him up. I'm not sure -- I don't know his mother, so I don't know if it was his mother or not, but I remember Mr. Moore agreeing to let someone come pick him up.
Q. But somebody came?
A. That's correct.
Q. And somebody came and took his son with them?
A. That is correct.
Q. And Mr. Moore was okay with that?
A. Yes.
Q. At what point did that happen?
A. It would have been before Mr. -- excuse me, it would have been before Mr. Moore was transported to the jail.
Q. Okay. Before the search was executed or after?
A. I don't -- I don't recall. I think the search was already executed before the mother came.
Q. What time did the search occur?
A. Again, I would have to go back to my search warrant to tell you the time, sir.
Q. Would it have been about 6:00 PM?
A. The search started at 17:30, which is 5:30 PM.
Q. Okay. Just one moment.
Why don't you wear a body cam?
A. I didn't -- at that point in time, I did not have a body cam. My body cam was given to a -- it was actually

given to another officer because theirs was broke who works the road, so at that point in time I did not have a body cam to wear.

Q. How about any kind of recording device?

A. I did not -- I'm not equipped with anything else. The only thing I was equipped with was my body cam and I let another officer use it who worked the road.

Q. Okay. What kind of cell phone do you have?

A. I have an iPhone.

Q. Does that have --

A. At that time I had an android.

Q. Does that have a recording device on it?

A. It does.

Q. Did you record anything that day?

A. No, sir.

Q. Did you take notes that day?

A. No, sir. Not written -- not written notes.

Q. You didn't take any notes while you were out there?

A. No, sir.

Q. So throughout the course of the entire search, you didn't take any notes?

A. No, sir.

Q. And when did you write your report?

A. Right after it happened I think I went to the office and did my supplemental report.

Q. When it was fresh in your mind?
A. Yes, sir.
Q. And you would have included everything that you thought was important?
A. Everything that I thought was significant I put in my report.
Q. Okay.

MR. GORANSON: No further questions for this witness.

THE COURT: Any redirect?

MR. BLACK: I don't think so, Your Honor.

THE COURT: All right. Let me just ask one question.

Was Miranda given the Defendant, Mr. Moore, before he made any statements to either you, Officer Graham or any of the other officers?

THE WITNESS: Yes, Your Honor.

THE COURT: All right. You can step down, sir.

THE WITNESS: Thank you, sir.

THE COURT: Thank you.

(Witness excused.)

THE COURT: Okay. Solicitor Black, I think that's all that the State has as relates to the defense motion to suppress?

MR. BLACK: Yes, sir. That's all we have from these

two officers.

THE COURT: All right. Well, we will adjourn this suppression hearing and resume it back sometime tomorrow.

MR. McCANTS: That sounds good, Judge.

THE COURT: All right. Thank you very much.

MR. GORANSON: Thank you, sir.

(Whereupon, the excerpt of proceedings were concluded for January 14, 2019, at 4:15 PM.)

(The following excerpt of proceedings were held January 15, 2019, beginning at 12:01 PM.)

BAILIFF: All rise. Court come to order.

THE COURT: Thank you very much. Have a seat.

MR. BLACK: Judge, we might have to address something with you after we put this on the record.

THE COURT: Okay.

All right. We're on the record in the State versus Brandon Moore case and, Mr. McCants, I believe that you have requested a continuance; is that correct?

MR. McCANTS: That's correct, Your Honor.

THE COURT: Okay.

All right. Of course, as we discussed in looking at Rule 7(b) concerning the continuance because of an absent witness, I'm gonna go ahead and find that the motion is not intended for delay and that there has been due diligence exercised by the defense to procure the

testimony of Tara Thomason, who is currently in Federal custody. And I had a phone conversation with Magistrate Kevin McDonald earlier and because of the Federal case going to trial and/or plea next week, he was not comfortable in signing a transport order for Ms. Thomason to be brought to Abbeville, essentially because of objections by both the Federal prosecution and Federal defense.

So I need to make a finding based upon the testimony of Mr. Moore to see if the third prong is satisfied to grant a continuance; that being that the testimony of Ms. Thomason is material to the defense in this case, okay?

All right. So anything else you want to add before I swear Mr. Moore in?

MR. McCANTS: No, Your Honor.

THE COURT: Okay. Let's do this because you'll probably want to ask him some limited questions. So let's -- let's just have him take the witness stand and be sworn in first by the clerk and then you can ask him whatever questions you need to ask.

So, Mr. Moore, come on around.

(Whereupon, Brandon Keith Moore was duly sworn by the Clerk of Court.)

THE COURT: Okay. You may proceed, Mr. McCants.

MR. McCANTS: Thank you, Judge. May it please the Court?

BRANDON KEITH MOORE,

having been duly sworn, testified as follows:

DIRECT EXAMINATION

BY MR. McCANTS:

Q. Brandon, what's your full name?

A. Brandon Keith Moore.

Q. Okay. And you know Ms. Tara Thomason?

A. Yeah.

Q. What has she told you about this incident?

A. She told me that she left it there and it was hers.

Q. And did you know what she left?

A. No.

Q. What would she say if she testified in your trial?

A. She would say that she -- she had came and she left it there and, you know, that it was hers.

MR. McCANTS: That's all the questions I have, Judge.

THE COURT: Mr. Moore, I understand that she has called you from the Spartanburg Detention Center several times within the last day or so; is that correct?

THE WITNESS: Yes, sir.

THE COURT: And that she relayed that information to you in so far as the testimony that she would tend to

offer in this case?

THE WITNESS: Yes, sir.

THE COURT: Okay. Anything further, Mr. McCants?

MR. McCANTS: No, Judge. No, Your Honor.

THE COURT: Solicitor, anything on this limited issue?

MR. BLACK: No, sir, Your Honor.

THE COURT: Okay. You can step down.

(Witness excused.)

THE COURT: All right. Based on Rule 7(b), I'm going to find that the testimony of Ms. Thomason is material to support a defense in this case and will grant the defense motion for continuance. And based upon our conversations, it would appear that this case would be set day certain sometime the week of May 13th. In addition, I will retain jurisdiction concerning any pre-trial matters and I just need to talk with the lawyers off the record in the next few minutes and go ahead and -- I've got a day that I think I can make available to the lawyers to finish up any pre-trial matters.

Anything further on the record in this case, Solicitor?

MR. BLACK: Not regarding the continuance, no, sir.

MR. McCANTS: No, Your Honor.

THE COURT: Okay.

All right. We're off the record.

(Off the record discussion.)

THE COURT: All right. So we are back on the record, and concerning the suppression issue, the State wants to recall the officers for some brief testimony and not wait for the continuation of the suppression hearing of February 15th.

MR. BLACK: I call Jeff Hines.

THE COURT: Okay. Officer Hines, come around. I just remind you you're still under oath from yesterday.

THE WITNESS: Yes, Your Honor.

(State's Exhibit Number 20 was marked for identification.)

JEFF HINES,

having been previously sworn, testified as follows:

REDIRECT EXAMINATION

BY MR. BLACK:

Q. I'm gonna show you what's been marked as State's Number 20. I think you have a copy of it in your hand.

A. That's correct.

Q. What is that?

A. This is a voluntary statement that Tara Thomason wrote on the day that she was pulled over.

Q. And where was that taken at?

A. At the Abbeville County Law Enforcement Center.
Q. And you -- you took that statement?
A. Yes.
Q. And can you just read it for us for the record?
A. Yes. It states I, Tara Thomason, left seven grams of meth with Brian Chrisley and seven grams with Tim Duke at Brian Chrisley's. I gave Striker four ounces in Brian's driveway when him and Jonathan Broome pulled up. I also dropped two ounces off at Brandon Moore's on McKenley Creek Road.
Q. And that's the statement -- and that's the one that we're here for -- the matter today?
A. That's correct.
Q. Okay. And that was -- that was taken at the law enforcement center right after you-all had taken her under -- you-all had placed her under arrest?
A. Yes, before I got my search warrant this statement was given to me.
Q. And this is the statement that you actually are referring to your in your search warrant --
A. Yes, sir.
Q. -- that we looked at yesterday and I believe that's Court's Exhibit Number 19?
A. That is correct.
Q. Okay. And this is the same information that she

told you and Lieutenant Graham out on the roadside when you-all pulled them over?
A. Yes, that's correct.
Q. She just actually put pen to paper?
A. Yes, once we got back to the law enforcement center.
Q. Okay. Let me ask you this, too, and this is something I think I failed to ask yesterday, but the initial phone call that you got when you were getting your hair cut --
A. Uh-huh.
Q. -- was the color of the vehicle that she -- she was driving, was that described?
A. It was.
Q. And what was the color that was described?
A. It was a red Honda.
Q. And when you-all -- when Lieutenant Graham ended up making a traffic stop, what color was the vehicle?
A. It was a red Honda.
Q. And when you got out there, it was still that red Honda?
A. That is correct.
Q. Okay.

MR. BLACK: And, Your Honor, we move State's 20 in into the record for purposes of this hearing.

THE COURT: Sure.

(State's Exhibit Number 20, a voluntary statement, was admitted into evidence.)

THE COURT: Any cross-examination, Mr. McCants, on this limited issue? Or Mr. Goranson.

MR. GORANSON: Yes, sir. Thank you.

RECROSS-EXAMINATION

BY MR. GORANSON:

Q. What time was that statement taken?

A. There is not a time written down. Just the date is written down on the statement.

Q. Okay. And I believe you testified yesterday that you got a phone call about noon while you were getting your hair cut?

A. That's correct.

Q. Is that still your recollection?

A. As far as I remember, that's correct.

Q. Okay. And then when you were informed that the red Honda had been pulled over, you went straight there?

A. That is correct.

Q. And we're talking about Mud Creek Road?

A. That is right.

Q. And you drove there from the barber?

A. Yes, sir.

Q. Okay. Once you got to Mud Creek Road and you did everything you needed to do there, you went back to the

sheriff's office?
A. That is correct.
Q. And is that when you drafted the search warrant affidavit?
A. No, we actually interviewed her again and then I got this statement and then that's when I wrote the search warrant.
Q. Okay. And were any other steps taken between her arrest and writing the search warrant affidavit?
A. I -- I want to say that we actually took some photographs of Mr. Moore's residence for the description of the search warrant.
Q. When did that occur?
A. I mean, it had to occur the same -- the same day.
Q. Okay. Did you -- where are those photographs?
A. I think that we just -- the only reason we took them was just for a description, so I don't think I kept them as far as being pertinent. If they're not attached to my search warrant, then I didn't keep the photographs.
Q. Did you delete them?
A. I would assume so, yes, sir.
Q. Okay. Besides taking photographs at the house, did you do anything else besides writing the search warrant affidavit?
A. I don't think so. No, sir.

Q. Did you take any pictures of the ledger?
A. That was -- Lieutenant Graham's the one that took the photographs. I did not take any photographs on-scene.
Q. Okay. Do you know if any photographs of the ledger were taken?
A. I do not know.
Q. Okay. Are there any other statements in regard to this case --
A. No, sir.
Q. -- other than the statement from Ms. Thomason that you have in your hand, another statement where she --
A. There -- there was two statements from Ms. Thomason.
Q. Correct. Any other written statements in this case?
A. No.

MR. GORANSON: That's all I have at this time.

THE COURT: You can step down, sir.

MR. BLACK: Just briefly. I'm sorry. I apologize.

REDIRECT EXAMINATION

BY MR. BLACK:

Q. The interview with Tara Thomason, it was -- I think you told me previously it was not recorded?
A. That is correct. It was not recorded.

MR. BLACK: Okay. That's all I have.

THE COURT: Thank you. You can step down.

(Witness excused.)

THE COURT: Solicitor are you gonna call Lieutenant Graham?

MR. BLACK: I may, Your Honor. Can I -- can you give me just one second?

THE COURT: That's fine. If you were, I was gonna have him come around, but if you're not sure yet, that's fine. Take your time.

(Discussion between counsel.)

MR. GORANSON: Your Honor, Mr. Black's handed over this supplemental incident report narrative, Supplement Number 9, from Lieutenant Matthew Graham. I don't believe I've ever read this before, but I've looked through the file this week. Mr. McCants is checking right now. I just wanted to make the Court aware of what's going on here.

In addition to this written statement by Tara Thomason, which we just received today, we also received new information in discovery.

MR. BLACK: The State calls Matthew Graham.

THE COURT: Come around, please, sir.

I'll remind you, Lieutenant Graham, you're still under oath from yesterday.

THE WITNESS: Yes, sir.

MATTHEW GRAHAM,

having been previously sworn, testified as follows:

FURTHER REDIRECT EXAMINATION

BY MR. BLACK:

Q. Lieutenant Graham, when you were on the roadside with Tara Thomason, you spoke with her on the scene, correct?

A. That's correct.

Q. And she told you where she was coming from?

A. Yes, sir.

Q. Did she -- she did tell you that she was coming from Brandon Moore's house; is that right?

A. That's correct.

Q. Off of McKenley -- off of McKenley Creek Road?

A. That is correct.

Q. Did she tell you how -- how much drugs she had dropped off?

A. On McKenley Creek?

Q. Yes.

A. Two ounces.

Q. Okay. Did she say anything about payment?

A. She said she fronted him the dope and that the proceeds of the $2,000 was not proceeds from that particular incident.

Q. So the money that you-all seized that day?

A. Was not related to that incident.

Q. Okay. Did you also view a phone?

MR. McCANTS: Judge, I'm gonna object. These are leading questions.

THE COURT: Well, since it is an in-camera hearing outside the presence of the jury, I'll allow a little leading.

You may proceed.

BY MR. BLACK:

Q. Okay. So you reviewed her phone?

A. I did.

Q. Did she voluntarily show it to you?

A. Yes, sir.

Q. And what exactly did you look at?

A. Text messages.

Q. Okay. And I'm gonna hand you back your supplemental report that we received today.

A. Okay.

Q. What was -- who was the text message to and from?

A. The text message was to Tara Thomason and it was sent from Brandon Moore's phone and when I looked -- when I looked at the text message, there was a message sent right before I conducted the traffic stop from Brandon Moore saying --

MR. McCANTS: Judge, I'm gonna object. That's hearsay.

THE COURT: All right. He looking at some text

messages to Tara from Defendant's phone and he's trying to explain what are in those text messages and, Mr. McCants, you are objecting on hearsay?

MR. McCANTS: Yes, Your Honor. Are those -- are we sure those are her -- that's her phone -- his phone, excuse me, from her?

THE WITNESS: It had his name as the -- as associated with the contact.

MR. McCANTS: Have you corroborated that? Is that corroborated aside from being right there on the phone?

THE WITNESS: And other than her saying it was his number and his phone, no, sir.

MR. McCANTS: Okay. Thank you.

THE COURT: Are you withdrawing your objection?

MR. McCANTS: No. No, Judge.

THE COURT: Okay. Well, I'm gonna allow it. Again, this is an in-camera hearing and I can determine what is necessary and admissible for my decision on the issue of suppression, so I'll overrule.

MR. McCANTS: Thank you, Judge.

THE COURT: Start back over on this.

MR. BLACK: Yes, sir.

BY MR. BLACK:

Q. Lieutenant Graham, so you viewed a phone of Tara Thomason?

A. That is correct.
Q. Do you remember what kind of phone it was?
A. I don't remember what kind of phone it was.
Q. Was it a smart phone or a flip phone?
A. It was a smart phone. It wasn't a flip phone, no, sir.
Q. Okay. She voluntarily showed you this text message?
A. She did.
Q. And was there a name of the person it was coming from?
A. Yes, sir.
Q. And whose -- whose name was that?
A. If I'm not mistaken, it said Bemo.
Q. Bemo. And that's Brandon's Moore nickname --
A. That is correct, yes, sir.
Q. -- as you understand it?
A. Yes, sir.
Q. Okay.
A. And I asked her, I said is this Brandon and she said yes, Brandon Moore.
Q. Did you confirm with her that this is the person that she had just left their residence?
A. That is correct.
Q. And she said yes?
A. Yes, sir.

Q. Okay. And what was -- what did the text message read again?
A. The text message that I observed on Tara's phone was, and I'll state it in quotes, be careful, mom just saw the sheriff ride past the house, end quote.
Q. And that was from Brandon to Tara?
A. That is correct.
Q. Okay.
A. And I -- I looked at the time and it was time-stamped right before I pulled her over.
Q. So it was a recent -- it was a fresh recent text message?
A. That is correct.
Q. That day?
A. Yes, sir.
Q. Okay. And, of course, you and Investigator Hines talked about this information?
A. Yes, sir.
Q. Okay. And this went into the search warrant --
A. That is correct.
Q. -- for Brandon's house?
A. That is correct.
Q. Okay.

MR. BLACK: That's all the questions I have.

THE COURT: Mr. McCants.

MR. McCANTS: Thank you, Judge.

FURTHER RECROSS-EXAMINATION

BY MR. McCANTS:

Q. What time did you pull her over; do you remember?

A. I can look at the report. 09:32.

Q. And what time, if you can remember, was that text sent?

A. I don't recall exactly what time. It was shortly before I had conducted the traffic stop.

Q. Okay. Thank you.

Did you take the cell phone into evidence?

A. I would assume so, yes, sir.

Q. If you had taken the phone into evidence, would your office still have the phone?

A. It should still be in evidence unless -- like I said, she is involved in a Federal case as well, so the Feds could have it.

Q. To your knowledge, have you-all done anything else with that phone?

A. No, sir.

Q. Did you take pictures of that ledger?

A. I did not take pictures of the ledger.

Q. Okay. But you do know it exists? You saw it?

A. Yes, sir.

Q. How long -- if you can remember, how long did your

office have that ledger before it was turned over to the --

A. I don't recall. I didn't have a part of that.

Q. Okay. After you arrested Ms. Thomason, did you go back to the office and prepare the search warrant?

A. No, sir. Sergeant Hines prepared the search warrant.

Q. Just Sergeant Hines?

A. That's correct.

Q. Okay. Do you know what he did -- what did you do? I'm sorry. Excuse me. What did you do while he was preparing the search warrant?

A. Working on the paperwork for my traffic stop that I had just conducted.

Q. Okay. Besides working on the paperwork for the traffic stop, did you do anything else?

A. No, sir.

Q. Were you present during the hearing with the magistrate judge when she issued the search warrant?

A. No, sir.

Q. Okay.

MR. McCANTS: Thank you, sir.

THE WITNESS: Yes, sir.

THE COURT: You can step down, sir.

(Witness excused.)

MR. BLACK: That's all I have, Your Honor.

THE COURT: Okay.

All right. The balance of this suppression hearing will take place on February 15th at 10:00 in Newberry.

Mr. Goranson.

MR. GORANSON: Thank you, Your Honor.

Just one more matter I think we should take up right now. The trial was supposed to start yesterday, today, and we're still getting evidence --

THE COURT: Okay.

MR. GORANSON: -- and this is really key stuff. I've asked Mr. Black several times about additional discovery, about Brady material. Their refrain is the same; I haven't seen it, you've got what I got. That really is not the law and that's not good enough anymore and I really would like for Mr. Black to go and do his duty and seek out any more discovery, any more Brady material that is in this case and deliver it to the defense in a timely manner. I would say by the end of next week because this is very frustrating when you're trying to represent a client and you can't advise them properly because you don't have all of the material that the State is intending to present at trial.

THE COURT: All right.

Solicitor, can you get with the two officers in the very near future and just make sure that you have received

all of the discovery and then, of course, certainly if there's anything else that the defense gets it?

MR. BLACK: Yes, sir. Absolutely.

THE COURT: And just, Officers, if you-all will make sure that you get with Solicitor Black and just go through your files, go through the evidence locker, go through everything just to make sure everything has been provided.

INVESTIGATOR GRAHAM: Yes, Your Honor.

THE COURT: All right. Very good.

All right. This hearing's adjourned.

MR. GORANSON: Thank you, Your Honor.

MR. McCANTS: Thank you, Judge.

(Whereupon, the excerpt of proceedings were concluded for January 15, 2019, at 12:31 PM.)

C E R T I F I C A T E

I, Stacy S. Johnson, Official Court Reporter for the Eighth Judicial Circuit of the State of South Carolina, do hereby certify that the foregoing is a true, accurate and complete transcript of record of all the proceedings had and the evidence introduced in the hearing of the captioned case in Circuit Court on January 14th-15th, 2019.

This transcript may contain quoted material. Such material is reproduced as read by the speaker.

I do further certify that I am neither of kin, counsel, nor have an interest to any party hereto.

March 6, 2019

/s/ Stacy S. Johnson
STACY S. JOHNSON
CIRCUIT COURT REPORTER

STATE OF SOUTH CAROLINA

----------x

STATE,

Plaintiff,

Case No.

-against- 2018-GS-01-0433

BRANDON KEITH MOORE,

Defendant.

----------x

March 8, 2019

Abbeville, S.C.

B E F O R E:

HONORABLE DONALD B. HOCKER

A P P E A R A N C E S:

MICAH BLACK,

Attorney for the State

SHANE GORENSON AND CLARK MCCANTS,

Public Defenders

Aileen Butler

Official Court Reporter

I N D E X

WITNESS	DIRECT	CROSS	REDIRECT	RECROSS
Jeffrey Hines				
Mr. Black	4			
Mr. Goranson	14			
Tara Thomason				
Mr. McCants	26			

E X H I B I T S

NO.	DESCRIPTION	I.D.	EVD.
State's			
21	Ledger	9	13
22	Ledger	9	13

THE COURT: All right. We are back on the record. This is a continuation of a suppression hearing that we started in Abbeville back on January 14th of this year; State versus Brandon Keith Moore, who has been charged with trafficking methamphetamine, 28 grams or more, possession of a weapon during the commission of a violent crime.

Solicitor Black, you indicated back in chambers that you wanted to put up a little additional testimony and then I think that would be it for the State and then we will just turn it over to the defense. So call your next witness.

MR. BLACK: Your Honor, the State recalls Jeffrey Hines to the stand.

THE COURT: Come around please and be sworn in.

THE WITNESS: Yes, sir.

THE CLERK: Do you solemnly swear the testimony you are about to give this court to be the truth, the whole truth and nothing but the truth, so help you God?

THE WITNESS: Yes.

DIRECT EXAMINATION

BY MR. BLACK:

Q Sergeant Hines, you testified previously in a suppression hearing regarding a Brandon Moore?

A Yes, sir, that is correct.

Q Just to, I guess, jump around and not try to rehash everything. You ended up getting a call the morning in question which would have been March the 29th, correct?

A That is correct.

Q That would be 2018, so last year?

A Yes, sir.

Q All right. And so can you tell us -- do you know who called you?

A I do not.

Q Okay. Would the numbers stayed in your phone or not?

A Yes, sir.

Q So a phone number showed up.

A Yes, sir.

Q And so where were you when this phone called occurred?

A I was getting a haircut.

Q And what city was that in?

A Honea Path.

Q All right. And so do you remember about what time this occurred?

A Yes, sir. I looked back over the report and it had to be before 9:30 because 9:30 is when the traffic stop was conducted so it was approximately between 8:30 to nine.

Q 8:30 to nine?
A Yes, sir.
Q AM?
A Yes, sir.
Q What was the nature of the phone call?
A The phone call just stated there was a male on the other end of it. I did not recognize the voice, and they stated that the girl that you have been wanting is leaving Bemoes (phonetics) and described the description of the vehicle, and that's when I called Lieutenant Graham.
Q Okay. And did they say the girl that you all are looking for, did they give a name?
A Yes. Said it was Tara and then also they told us that she had a large amount of drugs on her.
Q Okay. And so based on that information what did you do next?
A Called Lieutenant Graham.
Q And was he already at work?
A He was.
Q Where was he located?
A At the office.
Q Sheriff's office?
A That's correct.
Q Which is in Abbeville?
A That is correct.

Q Okay, and so, did he know -- I guess, this person on the phone call said they were leaving Bemoe's house?
A That is right.
Q Okay. And where does Bemoe live.
A McKinley Creek Dirt Road.
Q And that's near Calhoun Falls, correct
A Yes, it's before you get into Calhoun Falls.
Q But down 72?
A That's correct.
Q All right. And so, you relaid this to Lieutenant Graham and then he went down there and I know he has already testified, but you ended up meeting with him after the fact, is that correct?
A That is correct.
Q When you got there had the traffic stopped already occurred on Tara Thomason?
A That is correct.
Q Okay. And you all went through her car and found some drugs, is that right?
A Yes.
Q And she ended up giving a statement to you all is that right?
A That is correct.
MR. BLACK: And Your Honor, do you still have that packet, Your Honor?

THE COURT: I do. Right here.

MR. BLACK: Yes, sir.

THE COURT: These are all of the documents that were put in as exhibits back in January along with the Indictments. I've just retained those.

Q And you all talked to her on the scene, is that right?

A That is correct.

Q And what information did she give you on scene?

A She stated that she did just leave Bemoes and I believe then she told us that she had dropped off some drugs at Bemoes as well.

Q And I am going to show you what has been marked as State's number 20 for the purposes of this hearing, she wrote this statement as well, is that correct?

A That is correct.

Q And what did that statement say?

A It states, "I Tara Thomason, left seven grams of meth with Brian Chrissley, seven grams with Tim Duke at Brian Chrissley's. I gave Striker four ounces in Brian's driveway when him and Jonathan Broom pulled up. I also dropped two ounces off at Brandon Moore's home on McKinley Creek Road.

Q And did she indicate that she had just dropped that -- those drugs off?

A That is correct.

Q Okay. And then did you all find any kind of paperwork,

ledgers or anything in her vehicle when you all were searching that as well?

A We did.

Q And I am going to --

MR. BLACK: Can I get these marked, 21 and 22.

(WHEREUPON, State's exhibit 21 and 22 were marked for identification.)

Q I am going to show you what has been marked as State's 21 and 22. Can you just describe those documents for us?

A Yes. This is one of things that we did find. It says Brandon 250, plus 50 equals 300. Plus 350, minus 150 for aunts and subs and then back down to 200. Typically people who deal in narcotics --

MR. GORANSON: Objection.

THE COURT: Well, I think for purposes of this suppression hearing I will allow him to testify based upon his experience. I'll overrule the objection.

A Due to my training and experience people who deal in narcotics usually keep this and we call it a ledger and typically on search warrants and stuff we actually write ledgers down to take because it gives us some more detail on who they are selling to and how much the drugs cost. And this right here is a prime example of a narcotic's ledger of how they keep up with the money owed to them and the money paid to them.

Q Okay. And for amts and subs does that indicate

anything?

A Yes, that would indicate that through my experience if one writes something like that on the ledger and puts some minus beside it that's how much money they gave for the amts and subs or how much they knocked off as far as how much they are owned.

Q Okay. So amts and subs really could mean amts and subs or you don't really know?

A I don't know. I would think that it would have meant amts and sums.

Q And this is State's number 21. Do you have another one State's 22 I believe. What is that?

A This is another -- this was in a bigger book that Miss Thomason had that was found in the vehicle with the drugs. This is another ledger that has the name Brandon written on it.

Q Okay. And then based on that you all ended up getting a search warrant to go to Brandon Moore's house, is that right?

A Based on the ledgers and Miss Thomason's statement that is correct we did get a search warrant to go to his house.

Q The statement she gave on the scene in addition to the statement she wrote back at the sheriff's department?

A That's correct.

Q You all got a search warrant to go to his house?

A That's correct.

Q Okay. And that search warrant has already been put into evidence for the purposes of this hearing is State's 19.

I'm not going to rehash that. But you all did end up finding several guns and drugs, is that right?

A That is correct.

Q When you all got there to execute the search warrant was Brandon Moore there?

A He was.

Q And did he take you to drugs?

A He did. It was Lieutenant Graham I think he took but I walked with him. He did take him to the drugs.

Q Okay. And then you all placed him under arrest at that point in time?

A That is correct.

Q Let me ask you this, the phone that you received from -- or or the phone that you had at this particular time what kind of phone was it?

A I believe it was iPhone.

Q And do you still have that phone?

A I do not.

Q Do you have a different phone?

A I do.

Q What kind phone is that?

A The phone I have now is a iPhone 7 which is a newer one then I had previously.

Q Was the phone like damaged or anything?

A Well, it had a cracked screen on it and our chief

deputy, Chief Talbert, actually ordered new phones so the whole investigation unit got new phones; iPhone sevens.

Q Do you know when that was?

A Probably a couple months ago if I had to say around about number. A month or two

Q After Christmas or before?

A It was after Christmas.

Q Okay. And so you have a department issued county phone?

A That's correct.

Q What did they do with your old phone?

A What they do is once we give them back the IT guy swipes the phone that way it factory resets back to normal so it deletes all of our content off of it and then we give it to the them. I give it to the chief and I don't know what she does with them.

Q Did you give it to Chief first to give to the IT guy or did you give it to the IT guy to give --

A No, I watched the IT guy swipe the phone in front of me in the chief's office.

Q And at that point you never took the phone back?

A I never took possession of the phone. I got my new phone and he set it up and I have had it since.

MR. BLACK: And Your Honor, just for the record, we would like to place 21 and 22 into the record for

the purposes of this hearing.

THE COURT: Okay, 21 and 22.

MR. GORANSON: No objection on those two for this hearing.

(WHEREUPON, State's Exhibit 21 and 22 were received in evidence as of this date.)

Q How long do you think you all were down there at Brandon Moore's house on McKinley Creek Road? How long were you all down there?

A I don't recall the timeframe that we were down there for.

Q Okay. And when you got down to the -- when you eventually got down to Calhoun Falls from Honea Path do you remember what time that was?

A I do not. Lieutenant Graham -- Miss Thomason had already told Lieutenant Graham about the large amount of drugs and I just held the secondary search of the vehicle.

THE COURT: Miss Gordan, do you need a room to talk to your client for a few minutes.

MS. GORDAN: We spoke. She knows what is happening.

THE COURT: Okay. I was just going to offer a room if you need to.

MS. GORDAN: Thank you.

MR. CLARK: I think that is all I have. Thank

you.

THE COURT: Mr. Goranson any cross examination?

MR. GORANSON: Yes, sir. Thank you.

CROSS EXAMINATION

BY MR. GORANSON:

Q Sergeant Hines, when we had the suppression hearing before you stated that you were getting your haircut?

A That is correct.

Q When you got a phone call from a number you didn't recognize?

A That is correct.

Q And you stated that was at about noon?

A Yes, that's what I stated in the first suppression hearing.

Q Okay. And then I believe you stated you went back -- you went straight to McKinley Creek Road, Mud Creek Road area after your haircut?

A Yes.

Q And you were getting your haircut in Honea Path?

A Yes.

Q What's the name of the place?

A I have no clue the name of it.

Q How many times have you been there?

A I go there quite often. I just know the barber's name.

Q Who is the barber?

A Gabe.

Q Great. And what time do you think you were there on this occasion?

A After reviewing the reports it had to be between 8:30 and nine o'clock is when I was there getting my haircut.

Q So you don't have any independent recollection of that?

A No.

Q You're just going off of the reports?

A Yes, and the time of the traffic stop because I know what time the traffic stop was and Lieutenant Graham left as soon as I called and I do know that because I talked to him on on the telephone when he was on his way.

Q You know that because he said I'm on my way?

A Yes.

Q All right. How far was it from Honea Path where you were getting your haircut? Describe the building?

A It's just a brick building with a laundromat beside it.

Q How long have you been going there?

A Probably about -- as you can see I'm bald so I don't get my haircut that much. But they usually do a straight shave. I go probably about a year and a half, two years, but I just go in there not very often.

Q I got you. I'm learning that as you start to lose your hair it's better to keep it shorter. It makes it look like you have more. It's just a joke.

So, you drove from Honea Path to the barber shop, to Mud Creek Road. How long did that take?

A I would estimate that it would take about 35 minutes probably, 40 minutes.

Q Okay. And did you have body cam?

A I did not.

Q Did anybody else have a body cam that night?

A I can't answer for them. I don't know.

Q All right. And what was going on when you arrived?

A When I arrived?

Q At Mud Creek,

A On Mud Creek?

Q Yeah.

A They were -- Miss Thomason was out of the vehicle and they were actually searching the vehicle at the time when I arrived.

Q And what were you told about the situation?

A I was told that Miss Thomason had told Lieutenant Graham that she had a large amount of drugs behind her and she was being very cooperative and Lieutenant Graham actually showed me the drugs that was in a cereal box, I believe, and asked me to help with a secondary search of the vehicle and that's what I did.

Q Okay. So, did he tell -- did Lieutenant Graham tell you how much Miss Thomason said she had?

A I believe he did.
Q Do you recall what that was?
A Do I do not recall the weight.
Q Regardless of whatever it was once you got some meth from the cereal box you didn't quit searching at point, did you?
A No, sir.
Q And you served through her whole car after that?
A Yes, sir.
Q And you turned over everything you could in that car to make sure there was no other meth in car?
A I wouldn't say we turned over everything in the car but we did a thorough search of the car.
Q As thorough as possible?
A Yes.
Q Because you wanted to find all the meth that was in there?
A We wanted to make sure there was no more meth in there.
Q You wanted to find everything?
A Yes.
Q But that wasn't all of the meth that was taken into evidence that day from that incident, correct?
A No.
Q There was a passenger in the car?
A That's correct.
Q And she had some methamphetamine on her?

A She did.
Q And did somebody -- who took ownership of that meth?
A I don't recall.
Q Okay. And did you ever try and call back the number that called you?
A I don't recall if I did or not.
Q I mean it sounds like according to what this person said on the phone, they gave you what some people might call pretty accurate information. Would you agree?
A You said pretty accurate information?
Q Yes, would you agree with that statement? At least as far as Miss Thomason's car?
A Yes.
Q In the area?
A They said the car was in the area. That's where Lieutenant Graham saw it leaving.
Q Right. And do you know how far it is from 1110 McKinley Creek Road to the intersection there where the Lieutenant Graham saw the red Honda?
A I do not know how far it is.
Q Okay. More or less than a mile?
A Probably less.
Q Where was Lieutenant Graham when you called him?
A Sheriff's office.
Q And how long does it take to get from the sheriff's

office to McKinley Creek Road?

A Probably between ten and 15 minutes.

Q You mentioned relying on your training and experience, can you tell me about your training as far as drug investigation?

A Yes. I have been in law enforcement for about 13 years. I started at the city of Greenville. I worked on the road for eight years and then I got moved to what they call the crime response team which is a -- it was under vice and narcotics. At that point when I worked for the city of Greenville I had several hundred hours of interdiction training, drug investigation training and other training. When I came to Abbeville I worked the road for approximately three months and I have been in narcotics for the past four years.

Q And what training have you had since you have been in Abbeville?

A I've been meth lab certified and also I have been in several -- several little drug classes and stuff like that here and there.

Q Did you say several hundred hours of drug interdiction training?

A Yes, I've been to ACE school, I have been to another interdictions school which was like a week long. I would say at least 150 to 200 hours of drug interdiction school.

Q And who runs these trainings, ACE school and the other

week-long one?

A I have no clue. I think one of them was a Hyda (phonetics) class.

THE COURT: Spell that for us, please?

THE WITNESS: My phone is off.

A But the other one is ran by -- the class was in Duncan, South Carolina, the ACE class was, and it was run from former ACE members of the highway patrol.

Q How long was that class?

A That class was -- I think it was like a week long.

Q But your not sure?

A NO, sir. Also when I said drug, the several hundred hours was in drug and interdiction training. I've also been to basic narcotics detective school as well.

Q Is that through the Criminal Justice Academy?

A I don't recall who it was through. It was in Greer, South Carolina.

Q Who pays for these classes?

A Sir?

Q Who paid for the classes?

A The City of Greenville did when I worked for the City of Greenville.

Q So you have been in Abbeville four years?

A Yes.

Q And I think you said -- what class did you take when

you were in Abbeville?

A I have been in meth lab certification class put on by SLED.

Q Okay. You said earlier -- earlier when we were talking you said your phone was broken and I asked you what happened to it and you said it's broken. That's all I can tell you. And then you got on the witness stand. Well, it had a cracked screen.

A It did.

Q Is there anything else you want to tell us about that phone?

A No, sir.

Q Did the the cracked screen interfere with the operation of it?

A No, sir.

Q So basically it was a cosmetic thing and just you wanted to trade it in and get a new phone?

A That's correct.

Q What model iPhone was it?

A I don't recall. I think it was a six. I know it wasn't the five because it was bigger than the five so I think it was a six.

Q And you think you turned that over after Christmas?

A Yes.

Q And with the iPhone it keeps a call log for you,

correct.

A Well, the iPhone does keep a call log but it only goes back a certain amount of time.

Q How far back does it go?

A On mine I can click through right now and it may go -- it goes back like I could get probably some calls that I called last month on it but that's all.

Q Okay. But that's iPhone seven, right.

A Yes.

Q And this is a phone that the county had issued to you?

A That is correct.

Q And you would take personal phone calls on that?

A That is correct.

Q And was that your primary phone?

A It was.

Q Okay. Is that in accordance with county policy or do they want you to use it strictly for work?

A Our policy doesn't state that I can't use it for my personal use.

Q And so you use that phone for work?

A That's correct.

Q Have you ever worked with cell phones of people you arrest?

A What do you mean?

Q Have you ever examined a cell phone of a person that

you've arrested?

A Yes.

Q And there is valuable information on there, correct?

A Yes.

Q Some times at least?

A Yes, some times.

Q And what you can do is you can dump that information on to like a thumb drive or computer, right?

A Yes.

Q Did you think about doing that with your work phone?

A No.

Q Okay. But that is a phone that you had used? You had gotten phone calls from an anonymous person who gave you a good tip, right?

A That is correct.

Q And I would imagine that wasn't the first time that happened?

A That's the first time I ever heard from that person on my cell phone.

Q But not the only time that has happened?

A We have had tips before, that is correct.

Q Correct. And somehow somebody gets your phone number and they call you and give you information about criminal -- potential criminal activity, right?

A Yes.

Q But you still choose not to back up your phone or to dump it on to a thumb drive?

A That is correct.

Q I have, State's Exhibit Number 21 and 22 in my hands. I think opposing counsel is familiar with these.

MR. GORANSON: May I approach the witness?

THE COURT: Sure can.

Q State's Exhibit 21, is a photograph of a piece of paper with some frayed edges at the top of it; is that correct?

A That's correct.

Q And it looks to be like its from a 3 X 5 inch little notebook?

A That is correct.

Q And there's State's Exhibit 22 which looks more like a book in that it has a margin, it has a spine, like a place where it's bound in the middle?

A That is correct.

Q And it has got a red box at the top?

A That is correct.

Q And red lines on it?

A Yes, sir.

Q And that's the larger book that you were describing?

A Yes, sir, it is.

Q Where are these books and ledgers?

A Those books and that ledger is at the Abbeville County

Sheriff's office.

Q Okay, great. Will you make those available for inspection so we can get ready for trial?

A Yes, sir.

Q Okay. When did those come back to the Abbeville office?

A Those were in the Abbeville office after the arrest.

Q Have they been there the whole time?

A I don't recall. I don't recall if DEA got those books or not. I don't recall. I know they are there. I know that's where we took them to the Abbeville Sheriff's Office.

Q Okay.

MR. GORANSON: No further questions. Thank you.

THE COURT: Anything in brief followup?

MR. BLACK: No, sir.

THE COURT: You may step down sir.

THE WITNESS: Thank you, Your Honor.

THE COURT: Solicitor, do you have any further witnesses or anything concerning this suppression hearing?

MR. BLACK: No, sir.

THE COURT: Okay. All right.

THE COURT: Defense.

MR. MCCANTS: Thank you, Your Honor. The defense would call Miss Tara Thomason.

THE COURT: Come around please ma'am.

TARA THOMASON, called as a witness, having been duly sworn by the clerk, was examined and testified as follows:

THE COURT: You may proceed Mr. McCants.

MR. MCCANTS: Thank you, Judge. May it please the Court.

DIRECT EXAMINATION

BY MR. MCCANTS:

Q Miss Thomason, state your full name please?

A Tara Melissa Elis Tommison.

Q Thank you. Have you ever been used as a confidential informant before?

A On advice of counsel I assert my fifth amendment right to remain silent.

Q Thank you, ma'am.

MR. MCCANTS: Judge, I got no further questions. Wait a minute you might need to consult with Mr. Gorenson.

MR. MCCANTS: My apologies, judge.

THE COURT: That's all right.

Q Do you recall the events on March 29, 2018?

A On advice of counsel I assert my fifth amendment right to remain silent.

Q Isn't it true that you dropped off 46 grams thereabout

of methamphetamine at Brandon Moore's residence in Abbeville County on that day?

A On advice of counsel I assert my fifth amendment right to remain silent.

Q Thank you, ma'am. Were those your drugs?

A On advice of counsel I assert my fifth amendment right to remain silent.

MR. MCCANTS: Nothing further, judge.

THE COURT: Okay. You may step down ma'am. Thank you. Watch your step coming down ma'am.

MS. GORDAN: Judge, may the witness be excused.

THE COURT: I don't think there is any need to keep her any further.

MS. GORDAN: Thank you.

THE COURT: She is free to go and Miss Gordan you are free to go as well.

MS. GORDAN: Thank you.

MR. MCCANTS: Judge, I have no further witnesses.

THE COURT: Okay. All right. Do you want to make your argument in support of your motion to suppress or do you want to wait for Mr. Goranson to get back to counsel table.

MR. MCCANTS: I think I'm ready judge but just out of caution I will wait for Mr. Goranson.

THE COURT: Okay, be glad to hear from you.

MR. MCCANTS: Thank you, judge. It is our contention from the defense that Miss Thomason based on the events as alleged by the police officers in this case, the way that she made contact with them, her statements she could not have been a reliable enough person, informant, whatever you want to call it, to establish probable cause to issue a search warrant in this case. Therefore, the presence by the police at Brandon Moore's house was there unconstitutionally and because of that any fruit or any evidence or any statements given, notwithstanding any of the events that happened while on the property that day, are inadmissible. And just to further state Miss Thomason from our stand point on her reliability, there was no corroborating evidence given to implicate Mr. Moore, or the fact that there may have been drugs on his property. For example, Melissa Smith, who was a passenger in that car when Miss Thomason was pulled over, said nothing about Mr. Moore at all.

I don't think there are any statements by her if I remember currently. Additionally, someone in Miss Thomason's position likely would have said anything to get out of pickle that she was in at that point. Shifting the blame to whomever. She's not -- by implicating Mr. Moore she was not exposing herself to

any higher punishment. In essence, just passing it off.

Based on all that, judge, she was not reliable enough under the two prongs for a search warrant; veracity and basis of knowledge. It fails the veracity prong because she was not reliable enough just out of the probable cause hearing.

THE COURT: All right. So are you saying the fact that she is in custody and arrested, or -- and I guess at the scene she was placed under arrest, I believe that's what happened. Are you saying by virtue of that makes her unreliable and therefore any information she gives would be unreliable? The fact that she is in custody and arrested for drugs is that what you are saying?

MR. MCCANTS: I think that adds to it judge, but that's not the whole story.

THE COURT: What I need to find out what in the defense's position makes Miss Thomason unreliable.

MR. MCCANTS: Certainly. What you just said does go to that and I think it is a big part of the fact that she was caught red-handed with 140 grams, or there about, of methamphetamine and was, you know, willing to say, "Well, you know, I've been dropping all this other stuff." Sort of shift the blame

elsewhere.

Mr. Goranson reminded me she did not come clean with all the meth in the car. She said she had about 100 grams and the police found I think around 140. I think the fact that Miss Melissa Smith, the fact that she was riding around with Miss Thomason still did not corroborate any stories sort of.

Combined with everything, the totality of the circumstances there is not enough probable cause.

THE COURT: All right. Is there any case law that says someone similar situated as Miss Thomason would not make a reliable person that provides information in support of a search warrant? Do we have any? I'm not necessarily aware of any case law, but you're a smart fella. I thought maybe you had some.

MR. MCCANTS: Judge, to be honest with you, not off the top of my head. No indicia of reliability.

THE COURT: Okay. All right. Let me just turn it over to hear from the State and then I will let you respond if you wish.

MR. MCCANTS: Thank you, Your Honor.

MR. BLACK: Judge, I will just cite State v Rutledge, 373 S.C.--

THE COURT: Wait a minute. Wait a minute. State versus Rutledge.

MR. BLACK: Yes, sir.

THE COURT: And the cite?

MR. BLACK: 373 South Carolina, 312. It has to do with an anonymous tipster. And basically the holding of that case is an anonymous tip is not sufficient to justify probable cause for a search warrant and I would completely wholeheartedly agree with that holding. But here it wasn't an anonymous tipster for the search warrant to go to Brandon Moore's house. This was completely different. The anonymous tipster was about Tara. And so law enforcement got this anonymous tip about her. Went to try and go stop her. She was the primary target, I guess. So, they went down there. They did see her car. Everything the tipster told law enforcement, told Lieutenant Graham about the car that she was driving, where was she coming matched up. He eventually made a legal traffic stop when she crossed over into the oncoming lane. And then based on that they found all this methamphetamine in the car. From my understanding, if I remember correctly, she voluntarily said, yeah, I got all this meth back there. And she was cooperative in that regard.

Then based on that, they ended up searching her car. They obviously placed her under arrest.

Searched her car. Found all this methamphetamine. Found a ledger and talked to her as well and she said, yeah, I was just coming from Brandon Moore's house where I dropped off this. She wrote a statement. She told law enforcement this at the scene. Then she went back to the detention center and wrote a statement that she had just dropped off two ounces at Brandon Moore's house, McKinley Creek Road. Obviously she was coming from that direction as well. She just came from that dirt road where law enforcement observed her and then eventually made a traffic stop.

So then based on that they got a search warrant for Brandon Moore's house and subsequently they went there. Showed up. Knocked on the door. Said, hey, we got this search warrant. Read him Miranda and then Brandon Moore turned around and says, all right, I will tell you where the meth is. And he literally walked the two law enforcement officers down to where the meth was at at his house.

So, Your Honor, obviously for a search warrant they just have to show that there is a far probability that contraband or evidence of a crime will be found. Based on the conversation with Tara, based on where she was coming from, based on her statement, based on the ledger and the pads that were found in her car

stating -- that had amounts and had Brandon Moore's name on it, there's certainly enough there for probable cause for a search warrant to be issued and obviously they found the drugs based on that search warrant. So we're asking that you not suppress the the drugs. That you allow them to come into evidence.

We're also asking you to allow Mr. Moore's -- just because it's kind of morphed into a suppression hearing slash Jackson/Denno hearing, to allow his statement after he had been given Miranda where he said, yes, I'll show you where the meth is. We're asking that you allow the drugs as well as his statement in for trial that is scheduled for Monday.

THE COURT: Did I hear you correctly, that Rutledge does stand for the proposition that an anonymous tipster in and of itself is not grounds for probable cause?

MR. BLACK: That's right. I would argue that the anonymous tipster that called Jeffrey Hines said, hey, there's two ounces of methamphetamine and doesn't give any other information --

THE COURT: Right.

MR. BLACK: -- that they can't go down there and get a search warrant based on that. But that's not not how this unfolded.

THE COURT: I understand. I understand. I just wanted to make sure Rutledge agreed with my understanding as far as how anonymous tipsters are treated. And the written statement from Tara that was done before the search warrant was obtained?

MR. BLACK: From my understanding that is correct.

THE COURT: Mr. McCants, anything in follow up or in response?

MR. MCCANTS: Judge, we're not, you know, contesting that the phone call, it's not really an issue here.

THE COURT: I understand.

MR. MCCANTS: If I can just have a second.

THE COURT: Sure.

MR. MCCANTS: Judge, just in response, these ledger doesn't say Brandon Moore. Moreover, there are no dollar signs in here. Just a bunch of numbers and there are car parts next to it.

Secondly, she lied about how much meth was in the actual car. It wasn't until they further searched they found the full amount.

THE COURT: Let me just stop you. If she admits to 100 grams -- if that's what she admitted to and they found 140, does that really matter? I mean, when you start getting up to that level, then it really doesn't

matter whether, you know, she says 100 grams. I don't really find that to be significant.

MR. MCCANTS: Judge, I'm not positive, but I think the statute is 28 to 100 grams, seven to ten. More than 100 grams is 25.

THE COURT: I understand what you're saying.

MR. MCCANTS: She didn't come clean is the point, judge.

THE COURT: Right.

MR. MCCANTS: Just basically what the Magistrate was given, you know, with everything in this case, and the fact that drugs were on the property had no bearing on whether or not a search warrant was issued constitutionally.

THE COURT: All right. You all be at ease for a just a couple of minutes.

Okay, gentleman, I am prepared to rule in this case. I've looked at several cases. One case held that a non-confidential informant -- in this case she was a non-confidential. Didn't know who she was. Who possessed a special relationship and a capacity to gain a knowledge that should prompt belief in the veracity of the information. Well, she claimed that she had just sold, dropped off, distributed, whatever, drugs to Mr. Moore and according to another case the

specificity of the informant's statements coupled with the absence of ulterior motives, and I really don't find any ulterior motives in this case. If she had claimed I don't know anything. It's all Brandon Moore's fault, not my fault, you know, then she would have maybe. But she's not really -- I don't find any ulterior motives. Says it has been held sufficient to establish liability. So I'm going to deny the motion to suppress. The -- on the drugs or any statements received after the issuance of the search warrant and, in addition, I find that whatever Mr. Moore may have said to the law enforcement officer was in compliance with Miranda and was freely and voluntarily made.

Does anybody need to put anything on the record at this time?

MR. GORANSON: Could I get the name of the cases that you cited to, Judge?

THE COURT: Well, the two I'm looking at and there are some other cases that I can't give you cite right off. State verses Bellemy and State versus Driggers. And then also some cases that we just found that mentions the totality of the circumstances. A tipster in and of itself does not necessarily prevent probable cause from being found. It's weak is one case said. But if you take that and then you coupled

it with everything that Miss Thomason shared with law enforcement. And I can't give you the cases on that, Mr. Goranson. The totality of the circumstances would make this information reliable enough to support probable cause for the search warrant.

All right. Anything further from the State?

MR. BLACK: Judge, I got Illinois V Gates, 462 U.S. 213.

THE COURT: We saw the Gates' case.

MR. BLACK: State v Kenths (phonetics) 253, South Carolina 351, those cases talk about the totality of the circumstances for probable cause.

THE COURT: Yes. Okay. Anything further from either side?

MR. BLACK: No, sir.

MR. GORANSON: No, sir.

THE COURT: Thank you, very much. This hearing is adjourned.

END OF TRANSCRIPT

CERTIFICATION

I, the undersigned Aileen Butler, Official Court Reporter for the 16TH Judicial Circuit of the State of South Carolina, do hereby certify that the foregoing is a true, accurate, and complete transcript of record of all the proceedings in the captioned case, in the Circuit Court for Abbeville County, South Carolina, on the 8th day of March, 2018.

I do further certify that I am neither of kin, counsel, nor interest to any party hereto.

May 13, 2019

S/ Aileen Butler

State of South Carolina

Court of General Sessions

County of Abbeville

State of South Carolina	)	
	)	
	)	Transcript of Record
v.	)	2018-GS-01-0433
	)	2018-GS-01-0434
Brandon Keith Moore	)	
	)	
Defendant.	)	

March 11-12, 2019
Abbeville, South Carolina

B E F O R E:

The Honorable R. Scott Sprouse, Judge.

A P P E A R A N C E S:

Micah Black, Assistant Solicitor
Attorney for the State

Yates Brown, Deputy Solicitor
Attorney for the State

Clarke McCants, Assistant Public Defender
Attorney for the Defendant

Shane Goranson, Assistant Public Defender
Attorney for the Defendant

Lisa Scott
Circuit Court Reporter

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E X H I B I T S

NO.	DESCRIPTION	ID.	EVD.
1	Court's - Foreman	X	
21	State's - Photos of ledger		X
22	State's - Photos of ledger		X
1-18	State's - Photos of scene		X
23-34	State's - Photos of scene		X
36	State's - Baggies; scales		X
35	State's - bag of drugs		X

- - -

P R O C E E D I N G S

* * * * *

THE COURT: All right. Mr. Solicitor, would you call our first case?

MR. BLACK: Yes, sir, Your Honor. The State calls Brandon Keith Moore on Indictment 18-GS-01-0433, trafficking in methamphetamine; and Indictment 18-GS-01-0434, possession of a weapon during the commission of a violent crime.

THE COURT: All right. Ladies and gentlemen of the jury pool, as you've heard, the first case is the *State of South Carolina v. Brandon Keith Moore*. The defendant has been charged with trafficking in methamphetamine and possession of a weapon during the commission of a violent crime. The defendant has pled not guilty to these charges.

Ladies and gentlemen, the indictments should not be treated as evidence of the charges. They're merely the documents by which the charges are brought to court.

The defendant has pled not guilty as I said. The State, therefore, has the burden of proof in the trial. The State has the burden of proving the defendant's guilt beyond a reasonable doubt. And it will be your duty, ladies and gentlemen, if you're

THE COURT: All right. Ladies and gentlemen, I hope everyone had a good lunch. As you can see, we just have 12 now. One of our jurors had an emergency situation and we had to excuse her from this case, so we have no alternate. We are ready for the first stage of the trial. This will be opening statements by the attorneys. Mr. Black.

MR. BLACK: Thank you, Your Honor. May it please the Court?

Good afternoon. Thank you, guys, for being here. March the 29th of last year, officers Lieutenant Graham and Lieutenant Hines went to [redacted] McKenley Creek Drive right outside of Calhoun Falls, a dirt road right outside of Calhoun Falls off 72, and executed a search warrant at the defendant's house, Mr. Brandon Moore.

When they got there, they made contact with Mr. Moore. They explained to him what was going on. Read him his rights. At that point, Mr. Moore said that he would cooperate and show them where the methamphetamine was.

He walked to a building that was behind his house, kind of off to the side. Led them to a wood-burning stove. Removed kind of the cover that was covering this wood -- wood-burning stove and

pointed to the drugs that were in this -- in the stove. It was approximately 45 grams of methamphetamine.

They continued to search. They went inside the house. They found a smaller quantity of methamphetamine inside the house. You'll also hear that they found a set of digital scales. They located two firearms, a .410 shotgun and a handgun.

You're also going to hear about some baggies that they also located inside the house and that will be explained to you by the officers involved in this particular case.

At that point, they placed Mr. Moore under arrest. And he was arrested, as you heard the judge stated, for trafficking methamphetamine, 28 to 100 grams, in addition to possession of a weapon during the commission of a violent crime.

Now, over the course of today and maybe tomorrow depending on how far we get today, you're going to hear from the investigator in the case, Investigator Jeffrey Hines, as well as Lieutenant Matthew Graham. They're going to explain kind of what transpired that day. They're going to explain ultimately how they arrested Mr. Moore and charged him with these two crimes.

Now, as the judge stated in his open soliloquy right before we went to lunch, he told you that the State has the burden to prove its case beyond a reasonable doubt, and that something that is inherent in every criminal trial in -- in America. In cases that are being tried in Nebraska right now, it's the same standard. The burden is on the State to prove the case beyond a reasonable doubt.

So in this case, we have to prove to you that Mr. Moore is guilty of trafficking in methamphet -- methamphetamine and that he is guilty of possessing a weapon during the commission of a violent crime beyond a reasonable doubt.

And I'm not going to get into the statute. You're going to hear -- once we get to the end, you're going to hear what exactly is trafficking -- trafficking in methamphetamine. I'm not going to explain that to you right now, but over the course of this trial, think about what the statute says. And like I said, I'm not going to show it to you, but think about possession versus ownership, and we'll get to that at the end. But during the course of this trial, think about those scenarios. What is possession -- what is possession and what is actually ownership?

Like I stated, our burden of proof is beyond a reasonable doubt. The judge will instruct you that beyond a reasonable doubt is basically being firmly convinced of something. We don't have to prove our case beyond all doubt. We don't have to prove it beyond every doubt. That's a standard that no one can achieve, but we have to prove it beyond a reasonable doubt. And like I stated, think about being firmly convinced. After the close of the evidence, once you see the evidence, you hear the testimony, are you firmly convinced of Mr. Moore's guilt?

Lastly, folks, hopefully we're not going to belabor the point and keep you here for the next three or four days. Hopefully, we're going to do our best to wrap it up today, possibly tomorrow, but the most important thing you brought with you this morning and the most important thing that you're going to be using to evaluate the evidence and evaluate what the witnesses are saying is your common sense. Use your good 'ole common sense that everybody possesses to think about what happens. And while using your common sense, evaluate everything. And at the close, we're going to ask you to find Mr. Moore guilty of these two offenses.

Once again, thank you, guys, for being here and for being patient with us.

THE COURT: Mr. McCants.

MR. MCCANTS: Thank you, Judge. May it please the Court?

Good mooning or afternoon this morning. I'm Clarke McCants. I hail from Aiken, South Carolina. I live in Greenwood now, and I do some work here in Abbeville. And today, I represent Brandon Moore.

This is my co-counsel. I introduced you to him -- to him earlier today.

And as the Solicitor stated, we're here because the State has alleged that Brandon committed the offense of trafficking methamphetamine, 28 to 100 grams, in March of 2018. However, at the close of this case, I trust that you will agree with us that he's not guilty of this charge.

Now, you have been chosen here to serve because you have promised to be fair. This is not a duty that anyone seeks, but it is the highest duty that a person can serve short of serving in the military in times of war.

Now, a lot of people think or assume that defense lawyers advocate for crime. They could not be more wrong. I hate crime. In fact, I want you

to think of me as sort of an enforcer myself. I enforce the Constitution, the document that this country is based on, is founded on.

Now, you the jurors have promised that you will not convict Brandon of anything unless you are convinced, each and every one of you unanimously agree, that he is guilty beyond any and all reasonable doubt.

As the judge told you earlier, you can define reasonable doubt as a doubt or an explanation that would cause a reasonable person to hesitate to act. And what's very important that you understand is that we are not here to prove his innocence. That is not my job. It is my job to hold the State accountable to doing its job. Brandon can sit there at that table for the duration of this trial in silence, and you cannot hold that against him. Again, the burden is on the State prosecutors to prove to you that he is guilty.

Now, the events here are alleged to have happened in March of last year, a little over a year ago. However, the judge will instruct you that mere presence at the sight is not enough. Now, I want you to remember that, that term "mere presence." The evidence will show that, yes, the drugs may have

been on his property, but he had no idea that they were there. There were no fingerprints or DNA taken of this methamphetamine. He had no idea that they were there.

And we would dispute the fact that he gave any statement at all, at least a statement to the effect of what the Solicitor mentioned in his opening statement. It is your duty and your obligation to listen to all the evidence in this case and render a true verdict based on that evidence.

You have promised to be fair, so I ask you to please listen and understand that there are always two sides to every story. There are always holes in every case. And by the end of this trial after you've heard all the evidence, after you've seen some of these holes, we trust that you will agree with us that he's not guilty of this charge.

Once again, it's a pleasure being here this morning, and it's an honor to represent Brandon Moore. Thank you.

THE COURT: Mr. Black, call your first witness.

MR. BLACK: The State calls Lieutenant Matthew Graham.

THE WITNESS: (Approaching.)

THE CLERK: The evidence you're about to give

the Court be the truth, the whole truth, and nothing but the truth?

THE WITNESS: Yes, ma'am.

LIEUTENANT MATTHEW GRAHAM,

having been produced and first duly sworn as a witness on behalf of the State, testified as follows:

DIRECT EXAMINATION

BY MR. BLACK:

Q. Lieutenant Graham, can you state your name for the record, please?

A. Matthew Graham.

Q. And you work for the Abbeville County Sheriff's Department?

A. Yes, sir.

Q. How long have you been with the Sheriff's Department?

A. About nine years.

Q. And what is your current title?

A. Lieutenant over investigations.

Q. And have -- have you only worked for Abbeville Sheriff's Department? Have you worked anywhere else in law enforcement?

A. I started my career in Ware Shoals Police Department.

Q. How long were you there for?
A. About five months.
Q. So you've been basically nine-and-a-half years in law enforcement?
A. Yes, sir.
Q. And you completed your training at the Criminal Justice Academy?
A. I did.
Q. And what positions have you had at the Sheriff's Department during your time there?
A. I was uniform patrol. A short time after being uniform patrol, I got promoted to sergeant over uniform patrol. I then came out to investigations. Worked investigations for a while. And then got promoted to lieutenant over the investigations division.
Q. And how long have you been lieutenant over investigations?
A. Four-and-a-half years.
Q. I'm going to take you back to March the 29th of 2018. Do you remember that day?
A. Yes, sir.
Q. Were you working that day?
A. I was.
Q. I'm going to talk to you about a -- did you

make a traffic stop on an individual by the name of Tara Thomason?

A. Yes, sir.

Q. Okay. Can you tell us just briefly how you ended up making this particular traffic stop?

A. Yes, sir. On March 29th, I received a phone call from Sergeant Hines stating that he received a phone call from a confidential source stating that Tara Thomason was at a residence on McKenley Creek Road. Advised that she had a large amount of methamphetamine.

At that time I stationed myself on Highway 72, which is in the county of Abbeville, to where I could observe McKenley Creek Road and the stop sign.

Sergeant Hines gave me a description of the vehicle. Described it as a burgundy Honda. At that time I went on 72. And then while I was sitting there, I -- I -- excuse me. I observed a vehicle matching that description come to the stop sign on McKenley Creek Road and went straight across onto Mud Creek.

At that time, I pulled out, got in behind the vehicle, and conducted a traffic stop for improper lane use.

Q. Okay. So can you tell us where were you when

you received this information from Sergeant Hines?
A. I was at the office -- at the Sheriff's Office, 21 Old Calhoun Falls Road.
Q. That's right beside the prison?
A. That's correct.
Q. And can you describe to the jury where McKenley Creek Road is and where Mud Creek Road is?
A. McKenley Creek Road is a road going towards Calhoun Falls on Highway 72. Mud Creek Road is directly across from McKenley Creek Road.
Q. Is it a paved road? dirt road?
A. Mud Creek Road is a paved road and McKenley Creek Road is a dirt road.
Q. Okay. And are you familiar with McKenley Creek Road?
A. Yes, sir.
Q. Just living here in Abbeville County?
A. Yes, sir. And working here.
Q. And you said it's a dirt road?
A. That's correct.
Q. How long is the road?
A. The dirt road's probably approximately a mile.
Q. Okay.
A. Maybe a mile and a half.
Q. Are there houses down there?

A. I believe there's probably four houses, four to five houses.
Q. So not -- you wouldn't characterize that as a lot? It's not a neighborhood?
A. No, sir.
Q. Okay. And you said it's near Calhoun Falls. Is it before you get to Calhoun Falls?
A. It is. It's before you get to Calhoun Falls.
Q. About how far?
A. I would say approximately half a mile before Calhoun Falls.
Q. Okay. You eventually stop this burgundy vehicle, and was this individual in the car, this Ms. Thomason?
A. Yes, sir. Once I -- once I conducted the traffic stop, I walked up to the vehicle and explained the reason for the stop. I identified the driver as Tara Thomason and the passenger as Melissa Smith.
Q. Okay. All right. Let me ask you this: Did you -- did you -- did you find any methamphetamine on Tara?
A. I did. I found approximately 148 grams.
Q. Okay. Eventually, did Sergeant Hines join you on this traffic stop?

A. He did.
Q. Okay. And you said how much methamphetamine did you say?
A. I seized approximately 148 grams from Tara.
Q. Okay.
A. The passenger had about 11.9 grams.
Q. Where was -- was that -- and was it all together?
A. No, sir. The methamphetamine that I located that Tara Thomason claimed was directly behind her in a Grape-Nuts cereal box.
Q. Okay. Did you -- did you end up searching that vehicle, as well?
A. I did.
Q. And I'm going to show you several items and they're not marked, but do you recognize these particular items?

MR. MCCANTS: Judge, I'm going to object to the relevance of this, 401. I'm not sure how much it has to do with Brandon's case.

THE COURT: Mr. Bailiff, would you take our jury to the jury room, please?

THE BAILIFF: (Complying.)

(At 1:16 p.m., jury left the courtroom.)

THE COURT: State your objection.

MR. MCCANTS: Thank you, Judge. We're here today to determine what happened at Brandon's house. How the police -- what happened before that has no relevance based, you know, in -- with the charge that he is charged with. This traffic stop beforehand has nothing to do with what he's charged with or the elements of that charge.

THE COURT: Okay. Mr. Black.

MR. BLACK: Your Honor, they're -- they're going basically claim that these drugs are Tara's, and so I -- I think it's important to show Tara's ledger. And I've got photographs of it. I'm not planning on putting the ledgers in, Your Honor, but the photographs of the ledger that has the name "Brandon" on it and a bunch of numbers. There's two photographs that we plan on putting it.

THE COURT: Well, why don't you proffer the evidence. Give the foundation you plan to lay for the evidence and we'll make a decision.

MR. BLACK: Yes, sir.

PROFFER EXAMINATION

BY MR. BLACK:

Q. Lieutenant Graham, do you recognize these three binders?

A. I do. Yes, sir.

Q. And did you go through these on the traffic stop?
A. I did not. Sergeant Hines did.
Q. Okay. Did you -- were you and Hines -- you and Lieutenant Hines or Sergeant Hines communicating about what -- what y'all were finding in this particular vehicle?
A. We were.
Q. Were you made aware of these ledgers?
A. I was.
Q. And did -- have you seen these photographs of these particular ledgers that y'all provided the Solicitor's Office?
A. Yes, sir.
Q. These are marked State's 21 and 22 for ID?
A. I have.
Q. And these are located in this ledger?
A. Uh-huh.
Q. That's a "yes"?
A. Yes, sir.
Q. And then based on that, in addition to other things that we're not allowed to get into, did y'all ultimately get a search warrant for Brandon Moore's house?
A. We did.

Q. And he lives down on McKenley Creek Road?
A. Yes, sir.
THE COURT: Okay.
MR. MCCANTS: Thank you, Judge. I mean, they can, you know, testify that they found something, but in terms of testifying to the contents of these records, I'm going to object to that under the confrontation clause.
Tara apparently is the one who wrote this. There's no -- no way of knowing what's in these books or what those numbers mean, who the names belong to without having her there to tell us and be cross-examined on that.
And the little black and white notebook, I'm not sure if there are any photographs of it. I'm not sure if the State intends to introduce it, but we were never provided copies -- a copy of that or a chance to inspect it or photographs of that little one.
MR. BLACK: They -- they've known that this stuff is over at the Sheriff's Department. All they have to do is call me and then call Ken and say, hey, we want to come look at the evidence.
The pic -- the photographs of these ledgers were provided. They had plenty of opportunity,

Judge. This is not a Sixth Amendment issue. This is a -- this is a question of juror -- the jury figuring out. They can deduce what they want to from what all these numbers mean.

THE COURT: So you're offering to admit this evidence in that it was the basis for them obtaining a search warrant?

MR. BLACK: It was part of it. It's not the full basis, but it's part of it that you essentially ruled -- I think that you ruled that we could get into.

THE COURT: Okay. All right.

MR. BLACK: Of course, the statement can't come in, but...

THE COURT: All right. I will allow and I'll overrule the objection on 21 and 22, but I will not allow anything from the -- the materials that were not provided.

You said the black -- Mr. McCants, what was not provided, the black notebook?

MR. MCCANTS: I believe it was just this little book, the composition notebook, just a miniature size.

Yes, sir. I mean, I don't disagree with Mr. Black when he says that these were over at the

Sheriff's Office at some point.

THE COURT: Well -- well, now, were -- were you notified that it was there? Were you notified?

MR. MCCANTS: No, no, no, Your Honor.

THE COURT: Okay. Well, that's -- that's what I wanted to see.

MR. BLACK: Your Honor, they -- they've had this in the reports that there were ledgers, that they collected that. They've been provided both Tara's case file as well as Brandon's, so they, you know, I don't know if he -- but it's in the report. They've had it.

MR. MCCANTS: For what it's worth, Judge, in the first part of the suppression hearing, it was our understanding after speaking to the investigators that the Federal Government actually had custody of this ledger.

MR. BLACK: That's -- that's inaccurate.

THE COURT: Again -- again, I'm sort of going into this blind because I didn't handle the suppression hearing. I guess what I'm getting at is, what did you know and what did you not know?

MR. MCCANTS: Certainly, Judge. The photographs that the State has marked, we do have those. In terms of the actual physical ledgers, the

photographs are from two of these ledgers. But this third one, this miniature composite notebook, whatever you want to call it, up until this point, we had no idea it existed.

We were unsure if one ledger existed. We saw the word "ledgers," plural, in the search warrant. There was no number. I'm not sure how many that was referring to, but up until -- up until this point, I only know -- knew about two ledgers.

MR. BLACK: Judge, we -- so we started this suppression hearing in January, and we kind of stumbled upon these letter -- ledgers during the midst of the suppression hearing. At that point, I told Mr. McCants about them.

Law enforcement made us copies of the pictures. Abbeville Sheriff's deputies made us copies of these pictures. We gave them to them that day in January and told them that it was -- it over at the Sheriff's Department.

THE COURT: Well, what are the -- where are the pictures that you're putting, 21 and 22? What ledger do they come out of?

MR. BLACK: They come out of ledgers that is in Tara Thomason's case file. We're not offering the ledger. We're just offering the pictures.

THE COURT: Well, what about -- that -- that was the subject of the suppression hearing?

MR. BLACK: Yes, sir.

THE COURT: And that's already been admitted?

MR. BLACK: That's right.

THE COURT: All right. What else are you attempting to admit that's outside of that?

MR. BLACK: Nothing. These are the only two photographs I'm attempting to ---

THE COURT: Okay. Well, I've ruled on them. Those -- those are admitted, so what is your objection, Mr. McCants?

MR. BLACK: Well, that -- I think that answers it, Judge. Yes, sir.

THE COURT: Okay.

MR. MCCANTS: The original objection was for relevance since it has nothing to do with Brandon's case.

THE COURT: I understand. You're renewing your objection that you made at the suppression hearing?

MR. MCCANTS: Yes, sir.

THE COURT: Making a contemporaneous objection, and I -- I've made a ruling on that. So from what I understand, there's nothing else from these ledgers that you're seeking to admit?

MR. BLACK: No, sir.
THE COURT: Okay.
MR. BLACK: Just these two photographs.
THE COURT: All right. Well, we're -- we're good then. Get our -- get our jury then.
THE BAILIFF: (Complying.)
(At 1:23 p.m., jury entered the courtroom.)
THE COURT: Mr. Black.
MR. BLACK: Thank you. Your Honor, may I approach the witness?
THE COURT: Yes, sir.

CONTINUED DIRECT EXAMINATION

BY MR. BLACK:

Q. I'm going to hand you these two items. These are not being admitted into evidence -- or there are three items. I'm sorry.
A. All right.
Q. Specifically, I'm looking at the pink one. I've got a certain page. Did you recover that from Tara Thomason's vehicle?
A. Sergeant Hines did.
Q. Okay. But you were made aware of those?
A. Yes, sir.
Q. And at the top, is there a name on it?
A. There is. A name Brandon.

Q. Okay. And there's a loose sheet of paper, as well?
A. That's correct.
Q. And is there a name on that, as well?
A. It's Brandon with increments, dollar increments.
Q. Okay. And did y'all take photographs of these two items?
MR. MCCANTS: Judge, these are leading questions. I would object.
THE COURT: Over -- overruled.
BY MR. BLACK:
Q. Okay. And I'm going to show you what's been marked as State's 21 and 22. Are those the photographs of the books and the sheet of paper that y'all found?
A. Yes, sir.
MR. BLACK: Your Honor, the State moves to admit 21 and 22.
MR. MCCANTS: Subject to my prior objection.
THE COURT: Yes, sir. The objection is noted for the record, and they are admitted.
(State's Exhibit Nos. 21 and 22 were received into evidence.)
BY MR. BLACK:

Q. I'm showing you 21. Those are -- can you tell the jury what that is?
A. It's a piece of paper with the name "Brandon" with different dollar amounts. I can't see what the bottom of it says. Looks like it says "for amp and subs."
Q. Okay. And that's not noted. Amps and subs is not noted on the -- on the top numbers?
A. No, sir.
Q. Just the bottom two?
A. That's correct.
Q. All right. I'm going to show you what's been marked as State's 22. Can you explain what you see on that?
A. Yes, sir.
Q. And like I said, you've got the actual copy.
A. There's different dates dated back all the way to -- looks like February 2019, indicating a bunch of transactions, different increments of -- increments of money.
Q. Okay. February of '19 or maybe that's just February the 19th?
A. February 19th.
Q. You're not sure though?
A. I'm not sure. It says "2/19."

Q. Okay. What about on the right-hand side at the top it says, what, 3 -- is that 3/22?
A. It says, "3/22," and it says, "Balance 1501 ounce."
Q. One ounce, and then what's the number beside that?
A. It's 400. And then up underneath it, it says, "Balance of 1900."
Q. Okay. And then there's something in the middle too looks like about title insurance?
A. That's correct. But if you look on down, it continues to have the dates and balances where some has been paid. It's basically a money ledger.
Q. Okay. And there were -- there were other names and figures in that ledger?
A. Yes, sir, there was.
Q. Okay. All right. Thank you. I'll take those back. And these are -- these are copies of what was noted in there; is that correct?
A. That's correct.
Q. Did you take the pictures of these? I know you typically take pictures.
A. I don't -- I don't recall taking pictures of those. I think Sergeant Hines did because he took possession of the ledger.

Q. Okay. Y'all eventually acquired a search warrant for [redacted] McKenley Creek Road; is that right?
A. That's correct. Based off the information from the traffic stop, we were able to secure a search warrant for the residence on McKenley Creek Road.
Q. Okay. And who resided there?
A. Brandon Moore.
Q. What -- do you remember what time -- did y'all -- did y'all go execute that search -- search warrant on that day?
A. Yes, sir, we did. I got the actual time here in my notes. Just bear with me.
So we obtained the search warrant the same day of the traffic stop and executed the search warrant around 1805, which would've been 6:05 p.m.
Q. So six o'clock on March the 29th. It would've -- would it have still -- it would've still been daylight at this time, correct?
A. It was.
Q. How far down McKenley Creek Road does Mr. Moore live?
A. If you're going down Highway 72, like I say, going towards Calhoun Falls, you would make a left-hand turn on McKenley Creek. His residence would be approximately a half a mile on the right.

Q. And who was with you when y'all went down there?
A. Myself; Sergeant Hines; Sergeant Davis; Deputy Aldridge.
Q. All right. And when y'all got there, did y'all knock on the door and make contact with Mr. Moore?
A. When we arrived at the residence, I went down to the building. He has a couple of buildings on the property.

As soon as we arrived on scene, I broke left and went to the building. Once I made contact at the building, Mr. Moore and his child met me before I went inside.

And I explained to Mr. Moore that we had a search warrant for his residence and advised him to come up -- come up to the residence with me to where we could read him the search warrant.

Q. At that point, you said he had a son. How -- how old is his son?
A. I believe his son was probably around five.
Q. So he was a juvenile?
A. Yes, sir.
Q. And they were not inside the main residence. They were in an off building; is that correct?
A. That's correct. They were down there at the

shed.
Q. Were the other officers going to the primary residence and other buildings on the property?
A. They did.
Q. Okay. Well, once you -- was there anybody else on that property?
A. His girlfriend. At the time I believe it was his girlfriend, Shannon Fleming.
Q. Okay. And at that point, you explained -- y'all explained everything that was going on?
A. I did. Once -- once I made sure his son was safe, I -- I did place Mr. Moore in handcuffs and advise him that he was just being detained due to the search warrant. And I walked him up to the residence to where him and his girlfriend was read a copy of the search warrant and advised of their Miranda rights.
Q. And who -- did you -- did you do that or did somebody else do that?
A. Sergeant Hines read him the Miranda rights and the search warrant.
Q. All right. At that point, did you have a conversation with Mr. Moore?
A. I did.
Q. Did he agree to cooperate?

A. He did. He agreed to cooperate and told me that he would show me exactly where the methamphetamine was located.
Q. All right. And at that point, did he tell you where it was? show you where it was? How did that go -- how did that go down?
A. He told me where it was and actually took me to where it was, and it was down there near the building in a wood stove.
Q. All right. And, approximately, do you know how -- how much methamphetamine was there?
A. Approximately, two ounces.
Q. Was there any other deputy with you during this time?
A. Sergeant Hines.
Q. So he took the two of y'all down there and showed it to you?
A. That's correct.
Q. And this building, can you describe the building for us?
A. Yeah. If you're going down McKenley Creek Road, like I said, his residence is on the right. If you were to pull into his driveway, you would look to your left. Probably about 50 or 60 yards, there's a building, like an old shop where they work

on vehicles and things like that. And directly to the right side of that building, was an old wood stove, and that's where the methamphetamine was located.

Q. All right. And I'm going to show you what's been marked as State's 1 through 18 for identification purposes. I'm going to tell you, do you recognize these photographs?

MR. MCCANTS: I'm going to object to those.

THE COURT: Do you need to look at those?

MR. MCCANTS: Yeah.

THE COURT: Yeah, look at -- look at what he's got.

MR. MCCANTS: (Complying.)

BY MR. BLACK:

Q. I'm going to show you what's been marked as State's 1 through 18. Do you recognize these photographs?

A. Yes, sir, I do.

Q. Did you take those photographs?

A. I did.

Q. And what are the photographs of? Not individually, but just kind of as a whole, what are the photographs?

A. As an overall, the photographs are a picture of

the -- the mailbox indicating the address. Overall pictures of the residence, starting on the outside and working our way around, and actually pictures of the location of where the evidence was recovered.

MR. BLACK: Your Honor, the State moves 1 through 18 into evidence.

THE COURT: Any objection?

MR. MCCANTS: No objection, Judge.

THE COURT: State's Exhibit Nos. 1 through 18 will be admitted without objection.

(State's Exhibit Nos. 1 through 18 were received into evidence.)

BY MR. BLACK:

Q. And I'm going to put these up, Lieutenant Graham, and if you could just explain kind of what each of these are briefly if you don't mind.

THE COURT: State the number.

MR. BLACK: That's State's No. 1.

THE WITNESS: Yes, sir. That is a picture of the mailbox. Like I say, if you were coming down McKenley Creek Road, that mailbox would be on the right indicating the address.

BY MR. BLACK:

Q. State's No. 3.

A. This is the -- the building, the shed that I

was explaining. That's where Mr. Moore and his child were -- were at when I encountered them.

Q. Where is the main house in relationship to that shed?

A. If you -- if you was looking at the shed, walking down to the shed directly, you would turn around and walk back up, and it would be straight ahead.

Q. So to the right or to the left?

A. To -- to the -- to the right.

Q. Okay. But when you located -- when you first got there and you located Mr. Moore, he was down there in that shed?

A. That's correct.

Q. All right. And can you tell us where this wood stove is? Was the wood stove down there at that particular ---

A. You see -- do you see where that silver truck is parked?

Q. Yes.

A. If you look directly in front of that silver truck, there would be a wood stove -- an old wood stove in front of it.

Q. Okay. So it's -- it's exposed? It's outside. It's not inside?

A. That's correct. It's outside.
Q. State's No. 4.
A. Yes, sir. That's -- that's the wood stove that the methamphetamine was inside of.
Q. Okay. And looks like there's some kind of cover on -- on -- on the outside of it?
A. That's -- I don't believe that's the side that it was -- you're talking about the square part of it or on the left side of it?
Q. Yes, sir. The front square part that looks like it's a darker piece of metal of some sort. Is that -- is that the front of it?
A. Yes, sir.
Q. Okay. But there's another side over here on this right-hand side?
A. That -- that's correct.
Q. Was that open or was that closed?
A. It was open.
Q. Okay. State's 11, is that the open part that you're talking about?
A. Yes, sir.
Q. State's 13, is that just another angle of it?
A. Yeah. This is more of the back side of it.
Q. Okay. And the part -- the part that's open is on the other side; is that right?

A. Yes, sir.
Q. State's No. 10. Can you explain what that is?
A. That's the bag with several other baggies with the methamphetamine -- methamphetamine.
Q. Was it like that when y'all approached, or did y'all move it to -- to take a better picture of it?
A. We moved it.
Q. I'm sorry?
A. We moved it to take a better picture.
Q. Where was it located inside that stove?
A. There was more stuff back up in there.
Q. Which way?
A. Back towards the -- the back.
Q. On the right? left? middle?
A. Middle towards -- towards the middle towards the back.
Q. Was it hidden or was it -- was it open and could you see it?
A. It -- it was open. I mean, you would have to get down there and look -- look real hard to be able to notice it though.
Q. Okay. And y'all -- that State's No. 10. State's No. 8. Can you explain what that is?
A. It's two separate bags of methamphetamine.
Q. And it looks like at the -- at the top of that

picture there's a bigger plastic bag; is that right?
A. Yes, sir.
Q. What -- what was that? What is that?
A. I believe it was just extra baggies inside the -- the bag itself.
Q. Do you remember if the methamphetamine was located in that bag or do you know?
A. Inside which bag?
Q. The -- the plastic at the top.
A. Yes. It was inside of that bag.
Q. Okay. All right. That's State's No. 8. So when y'all recovered that methamphetamine, who was with y'all?
A. Just myself and Sergeant Hines and Brandon Moore, the defendant. He was down there with us.
Q. And can you identify Mr. Moore for the -- for the Court?
A. Yes, sir. He's sitting right there.
Q. All right. And this address -- this may seem like a silly question -- [redacted] McKenley Creek Road, is that in Abbeville County?
A. Yes, sir, it is.
Q. I'm going to show you what's been marked as State's No. 14. Can you tell us what that is?
A. This was a picture taken of the inside of

their -- his and his girlfriend's bedroom. And if you look closely, there's a line of a clear crystal-like substance on -- on the side of the -- on -- on the dresser.

Q. Is that a dress -- it looks like maybe a dresser?

A. Yes, sir.

Q. All right. That's State's 14. State's 15.

A. That's just a closer-up view of the substance on the counter -- dresser.

Q. Okay. Did y'all collect that, as well?

A. We did.

Q. Did y'all recover any other items on the property?

A. We recovered a pistol and a shotgun.

Q. All right. What about, did y'all recover any scales or anything?

A. We did. We recovered some digital scales and these extra baggies and things like that.

Q. I'm going to show State's No. 16. These are all the -- are these all the items that y'all ended up recovering during that -- that search warrant?

A. It looks to be. Yes, sir.

Q. Can you identify all the items, if you don't mind, just starting I guess at the top?

A. The top is the -- the rifle shotgun. The one up under it is a pistol. And I actually have -- if you want me to go into detail as far as the make and model, we can do that.

Q. Yeah, if you don't mind. What -- what kind of shotgun is it?

A. Bear with me. The shotgun is a -- it's a Sears make. It didn't have a serial number available on it.

Q. It's an older shotgun, correct?

A. That's correct.

Q. It's a .410?

A. I believe so, yes, sir. And the -- the pistol is a Steyr M40. That's the model is an M40.

Q. 40-caliber?

A. Yes, sir.

Q. All right.

A. And then if you look directly up underneath it, you'll see a -- the magazine that was with the pistol, a photo of his ID, another bag of meth, a set of digital scales.

That pouch right there beside the digital scales is just a field test kit that we use on the field to verify that it is, in fact, the substance that we believe it is. We field test it and then we

send it down to have it analyzed further.

And then you just have other bags.

Q. All right. And I'm going to show you while we're at -- while we're doing photographs, I'm going to show you State's 23 through 34. Do you know what these items are?

A. Yes, sir, I do.

Q. And those are additional photographs?

A. Yes, sir, they are. It's just further pictures of the inside of the building where we recovered the firearms. Also, pictures of the residence and inside the bedrooms of the house.

Q. And you took ---

A. And there's some more digital scales, as well.

Q. And you took those photographs?

A. I did.

MR. BLACK: Your Honor, the State moves 23 through 34 into evidence.

THE COURT: And you've provided copies?

MR. BLACK: They did look at them.

THE COURT: Any objection?

MR. MCCANTS: No objection, Judge.

THE COURT: State's Exhibits 23 through 34 would be admitted without objection.

(State's Exhibit Nos. 23 through 34 were

received into evidence.)

BY MR. BLACK:

Q. I'm going to show you -- this might be hard to see. I'm going to show you State's 24. Can you tell what's in that picture?

A. I can't see. It's got a glare on it.

Q. Look on -- look on -- I guess a stereo -- is that a stereo, some kind of amp system?

A. Yes, sir.

Q. Can you see what that is?

A. I can't.

Q. I'm just going to hand this picture to you.

A. Okay.

Q. State's 24.

A. Yes, sir. That's the -- the picture of the pistol that we seized.

Q. I'm just going to put it back up. I know it's kind of hard to see, State's 24. And you said it was on this -- this stereo system?

A. Yes, sir, on top of it. Yes, sir.

Q. And that's -- that's the gun you're talking about?

A. Yes, sir.

Q. That's where you found the gun?

A. That's correct.

Q. Was that inside the building?
A. It was. The same building that him and his son was in.
Q. Okay. And then this is State's 20 -- 23.
A. That's just another picture of the firearm.
Q. State's 25.
A. A set of digital scales with residue on it.
Q. Residue?
A. Yes, sir.
Q. Is that -- what is -- what is -- what are you talking about, residue?
MR. MCCANTS: Object -- objection, Your Honor. My understanding is that has not been tested, so he's not qualified to give an opinion on what that is in terms of residue.
THE COURT: All right. I'll sustain the objection as to a conclusion; however, he can testify as to what we believed it to be at the time.
MR. MCCANTS: Thank you, Judge.
BY MR. BLACK:
Q. Based on your training and experience on these, how long have you been a narcotics officer?
A. I've been a narcotics officer for about four and a half, five years.
Q. Okay. And you said that's a set of scales?

A. That is a set of digital scales. And based on my training and experience, I can tell the difference between what methamphetamine looks like as opposed to another drug.
Q. Okay. And so I guess the question is, there's some white -- it looks like white stuff or potentially like scrapes or maybe a scuffed up. Is that something -- some residue -- some white residue, or is that just a beat up scale?
A. That's actually white residue.
Q. Okay. And where was that?
A. It's more of a clear, crystal-like residue-type thing.
Q. And that's what that was?
A. Yes, sir.
Q. And based on your training and experience, what's the purpose of a scale?
A. To weigh and measure the drugs.
Q. Okay. And do you remember if that was -- how was that measured out? Was it -- is it in grams? ounces? Like how was it -- how do you distinguish? What does it weigh it as?
A. You can actually -- depending on what kind of scales you got, you can actually weigh it in grams or ounces, depending on how big the scale is.

Q. Do you remember what these were?
A. If I'm not mistaken, I believe those was grams and ounces.
Q. So there was a function you could change it?
A. That's correct. You just hit the mode and change it to gram or ounce.
Q. I see. And so this was State's 25. I'm going to show you State's 26. What is that picture of?
A. That's the pic -- picture of the kitchen. As soon as you walk into the residence, that's the first thing you see.
Q. So this is not in that building? This is a different ---
A. That's the residence -- the inside of the residence.
Q. Okay. State's 27.
A. That's the children's bedroom.
Q. State's 29.
A. That's just a front -- front view of the residence. I typically go all the way around the residence, starting with the outside and just go all the way around.
Q. Where is the building located in relationship to that particular ---
A. On the left side.

Q. Okay.
A. The car is actually facing the direction of the building.
Q. Okay.
A. The front of the car is facing the direction of the building.
Q. I'm going to show you State's 30.
A. That's more or less the back side of the residence. Like I said before, I go all the way around the residence taking pictures.
Q. So the residence is kind of the front part, and the building is kind of in the back left you said?
A. That's correct.
Q. And that picture depicts that?
A. That's correct.
Q. And that would be State's 30. State's 32.
A. That's just another picture of the inside of the residence as soon as you walk in.
Q. And did y'all collect the methamphetamine and the items that were located on the ---
A. We did.
MR. BLACK: I'm going to show you -- may I approach, Your Honor?
THE COURT: Yes, sir.
BY MR. BLACK:

Q. I'm going to show you what's been marked as State's 35. Do you recognize that item?
A. I do.
Q. And what is that?
A. This is a best pack. It's a form we fill out and we send it to SLED to have it further analyzed.
Q. Okay. And SLED is -- what is SLED?
A. South Carolina Law Enforcement Division.
Q. And they actually chemically process the drugs?
A. That's correct.
Q. So who actually collected the drugs? Can you tell from that?
A. Sergeant Hines.
Q. Okay. Sergeant Hines right here?
A. That's correct.
Q. But you were with him when he collected that?
A. I was.
Q. And who bagged it up into that kit -- that pack?
A. Sergeant Hines.
Q. And did you observe him do that?
A. Yes, sir.
Q. All right. And what is actually in the pack?
A. Methamphetamine.
Q. Is it -- which -- are those the drugs that were

found?
A. These are the drugs that we seized from the residence of McKenley Creek.
Q. Of Mr. Moore?
A. That's correct.
Q. And State's 36, can you ID these? I'm going to show you what's been marked as State No. 36. Do you recognize these items?
A. Yes, sir, I do. They're several different baggies and two sets of digital scales.
Q. Okay. And those are -- where did you collect those items at?
A. Those scales came out of the -- the building and the baggies, as well.
Q. The baggies were in the building?
A. The big -- the baggies was throughout the whole property really.
MR. BLACK: All right. At this point, Your Honor, the State moves Number 36 into evidence.
THE COURT: Any objection?
MR. MCCANTS: No objection, Judge.
THE COURT: All right. State's Exhibit No. 36 will be admitted without objection.
(State's Exhibit No. 36 was received into evidence.)

BY MR. BLACK:

Q. Do you mind taking those scales out?

A. No, sir.

Q. Is there one or two?

A. Sir?

Q. Is there one or two set of scales?

A. Two sets. And this is another set -- smaller set.

Q. And both of those were found at [redacted] McKenley Creek -- or [redacted] -- I'm sorry -- McKenley Creek?

A. That's correct?

Q. What about the baggies?

A. They were found on the property, as well.

Q. Is there anything different about those baggies? Are they Ziploc baggies?

A. Have a small Ziploc baggy here with the corner cut out of it. And Like I said before, all my training and experience, I'd say that this is from distributions and sales based on the corners of the bags being cut out. This is how the individuals package the drugs a lot of times.

Q. Okay. So how -- explain -- based on your training and experience, explain how this is done.

A. As like what was said before, a lot of times they have just the regular Ziploc bag. They will

cut the corner of the bag out and actually tie it and just weigh it in that bag right there and sell it based off -- out of the corner of the bag, so they can continue using one bag. If there's large amounts of drugs that's out of one bag, they can just keep cutting the corners.

Q. So in theory, you could use one bag maybe twice?

A. Yes, sir.

Q. Okay. And just -- what was the date of this incident?

A. March 29th.

Q. Of 2018?

A. That's correct.

Q. And when you first got to the scene and you told Mr. Moore what was going on, he -- he cooperated?

A. He did.

Q. And what -- what exactly did he say again to you?

A. He said, "I'll show you where the methamphetamine is located."

MR. BLACK: I think that's all I have. Please answer any questions from the defense.

THE WITNESS: Would you like this back?

MR. BLACK: Yeah, I'll take it back.

MR. MCCANTS: May it please the Court?

THE COURT: Yes, sir.

CROSS-EXAMINATION

BY MR. MCCANTS:

Q. Lieutenant Graham, how are you doing?

A. I'm doing well.

Q. So when you're hired to be a law enforcement officer, you're sent to the Criminal Justice Academy, right?

A. Yes, sir.

Q. All right. And you take, I guess, the basic law enforcement classes at that Justice Center?

A. Mine was actually nine weeks long ---

Q. Okay. My apologies.

A. Yes, sir.

Q. Is it in Columbia?

A. Yes, sir.

Q. Okay. And I guess these classes involve some sort of law enforcement investigation and training?

A. They do.

Q. Okay. So as part of your investigation, did you take notes at the scene?

A. Yes, sir.

Q. Okay. And as part of the investigation, what

you do with these notes is you compose a -- an incident report?
A. That's correct.
Q. All right. But you don't draft these incident reports at the scene?
A. No, sir.
Q. So, typically, you draft these incident reports hours after an investigation?
A. Typically.
Q. Sometimes -- but during the same day?
A. Yes, sir. It's done during the same day.
Q. Okay. So I'd assume it's safe to assume that you wait until you're back at the office to draft these incident reports?
A. That's correct. We get back and we measure the -- weigh the drugs or whatever we seized, do all the property, and then do our incident reports.
Q. So just the incident reports, you would take notes and observe whatever you observed at these locations and then draft these incidents reports later on at the office?
A. That's correct.
Q. Okay. And, typically, I would assume that you would use your memory to add to these incident reports? In other words, you don't rely just on the

notes you took, right?
A. Yes, sir.
Q. And you would want these incident -- incident reports to be exact as possible?
A. Yes, sir.
Q. And some people may rely on them -- defense attorneys? prosecutors?
A. Yes, sir.
Q. A judge? a jury?
A. That's correct.
Q. So going to your conversation with Brandon, your incident report states that, you know, after the search warrant was read aloud to Brandon -- and if you need a copy of it ---
A. No, that's fine. I've got it. You can go ahead.
Q. So after the search warrant was read aloud, you spoke to Brandon; is that's correct?
A. That's correct.
Q. What exactly did you tell him?
A. I asked him if he knew if any methamphetamine was located on the property, and he told me that he did and he would cooperate.
Q. And earlier today you testified that Brandon -- well, why don't you tell me again. What did you

testify that he said?
A. He said that, "I'll cooperate and show you where the methamphetamine is located."
Q. Those are his exact words?
A. Yeah. I just didn't put it in quotes, but those are his words to my knowledge. Yes, sir.
Q. Would you have written down what he said in the notebook, I guess, at the scene?
A. I don't always keep handwritten notes while I'm on the scene. I've got a thousand other things going on, so ---
Q. Certainly.
A. --- I don't write down exactly everything. Like you said before, I keep a mental note, as well.
Q. Certainly. Okay. So it's possible that you just remembered what he said?
A. Yes, sir.
Q. Word for word?
A. Yes, sir.
Q. Okay. Well, the reason I ask that is because earlier in another hearing, and I've got a copy of the transcript, the suppression hearing in this case, you said something different?
A. Okay.
Q. Would you agree? Do you remember or recall?

A. You got to tell me what I said.

MR. MCCANTS: Beg the Court's indulgence just one second.

THE COURT: Yes, sir.

MR. MCCANTS: Judge, may I approach the witness?

THE COURT: Yes, sir.

BY MR. MCCANTS:

Q. Lieutenant Graham, I'm going to hand you a copy of the transcript taken in the suppression hearing, page 32. If you could read the highlighted part, please.

A. "He said that Tara had brought two ounces -- approximately two ounces of dope down there."

Q. Could you read this top line for me, as well?

A. Where?

Q. Right here (Indicating).

A. Right here (Indicating)?

Q. Uh-huh.

A. "Matthew Graham crossed by Mr. McCants."

Q. Thank you. I'll take that back from you. So you would agree that that is not what was written down in your incident report.

A. Can you repeat that in different way?

Q. Sure. Sure. Brandon's statement, he said that

Tara had brought two ounces -- approximately two ounces of dope down there. That is not what is written in your incident report?

A. Okay. No. I wrote in my incident report that he said he would cooperate and show me where the methamphetamine was located.

Q. Certainly. But you said earlier that his exact words were, "I'll show you where the methamphetamine was located," right?

A. Yes, sir.

Q. So that's different than what you testified to earlier in the suppression hearing?

A. Also during that suppression hearing, I didn't have a copy of my report to remember verbatim what I said, as well.

Q. Certainly. So you relied on your memory?

A. I what now?

Q. You relied on your memory?

A. I mean, I wouldn't say that.

Q. You would agree with me that things that people say during your investigation are very important though?

A. That's correct.

Q. Okay. So since March of 2018, roughly how many cases have you investigated?

A. Hundreds.
Q. Hundreds. And since that time, I guess, or within that time, you've arrested many people?
A. Yes, sir.
Q. Okay. And many of these cases would involve methamphetamine?
A. Well, like I said, I'm the lieutenant over the investigations division, so it's criminal and narcotics, not just straight narcotics.
Q. But many of them would involve methamphetamine?
A. That's correct.
Q. All right. And March 2018, although is over a year ago, your memory about this investigation would've been fresher last year, you know, March of 2018?
A. I would -- I would assume so.
Q. Sure. I'm going to change gears, Lieutenant Graham. There's no video evidence of the search at Brandon's house, right?
A. No, sir.
Q. No audio evidence?
A. No, sir.
Q. But you would agree that your office has access to body cams?
A. We do.

Q. And access to audio recording equipment?
A. Yes, sir.
Q. All right. So there's nothing, to your knowledge, recorded in any form from the search?
A. Not with audio and video, no, sir.
Q. So going to this traffic stop earlier that day, there's no video evidence of that, as well?
A. No, sir.
Q. No audio evidence?
A. There's -- if I'm not mistaken, the deputies that came out to assist had on body cams as uniform patrol.
Q. Okay.
A. But I don't know if they had them or not.
Q. Sure.
A. I know they wear body cams.
Q. Okay. But you were in the truck that pulled her over, right?
A. I was.
Q. And there was no dash cam?
A. No, sir.
Q. All right. You were not wearing a body cam either?
A. I was not.
Q. Okay. And no audio again recording equipment

or anything like that?
A. No, sir.
Q. You just had a camera with you?
A. Yes, sir.
Q. Lieutenant Graham, what kind of camera do you have?
A. It's a Canon E series.
Q. Okay. Is that a digital camera?
A. Yes, sir.
Q. Okay. Thank you. Now, during the search at Brandon's residence, did you notice any security cameras that were installed there?
A. There were security cameras there.
Q. Okay. There was -- there were multiple ones?
A. Yes, sir.
Q. All right. Where were they located?
A. On the front of the residence.
Q. Okay. Were there any others that you noticed?
A. Not that I noticed, no, sir.
Q. There's just one camera?
A. There could've been multiples. I mean, I -- I noticed a camera and I noticed the surveillance system.
Q. A camera. Sure. Okay. But according to your search, correct me if I'm wrong, you did not take

any cameras?
A. Our search warrant didn't -- our search warrant didn't indicate that we could seize cameras. Our search warrant was for narcotics ---
Q. So you didn't seize ---
A. --- not cameras.
Q. I'm sorry.
A. Not cameras, narcotics.
Q. You didn't seize any cameras?
A. No, sir.
Q. Any hard drives?
A. No, sir.
Q. Any laptops?
A. No, sir.
Q. CDs?
A. No, sir.
Q. DVDs?
A. No, sir.
Q. Did you test this bag that you found? And I'll put it back up. Well, I think you know the bag I'm talking about.
A. The -- the -- the methamphetamine was tested.
Q. No. I'm sorry, sir. Did you test the bag for fingerprints?
A. No, sir.

Q. All right. Any DNA tests taken on it?
A. No, sir.
Q. Okay. You'll agree with me, Lieutenant, that it's not illegal outright to own firearms in this country?
A. That's correct.
Q. It's protected by the Second Amendment?
A. That's correct.
Q. All right. Now, when you testified earlier, I'm actually trying to find the photograph. Bear with me for one second, please. This sheet of paper, if you can read that. I'll get out of the way. Would you agree that an amp is technically a piece of equipment found in a car?
A. Most of the time, that's what an amp is. Yes, sir.
Q. Certainly. And a sub could be short for sub-woofer?
A. Speakers.
Q. Speaker. Certainly. Okay. And, again, right there, title insurance. You would agree that cars have titles?
A. Yes, sir.
Q. Okay. And insurance is typically something that you have on a car?

A. Yes, sir.
Q. Actually, go back to State's Exhibit 22, which is what we just looked at. Prior to that was State's Exhibit 21. Looking at 22 again, do you see the date -- I'll move it down a little bit -- the date of March 29th on this sheet of paper?
A. No, sir. But to kind of go back to what you were talking about, as far as the life insurance policy and titles and stuff, there's also a symbol there that says "1 oz" for 1 ounce.
MR. MCCANTS: Judge, I'm going to move to strike that from the record as being nonresponsive.
THE COURT: Answer the question that is asked.
THE WITNESS: Yes, sir.
BY MR. MCCANTS:
Q. Lieutenant Graham, you'll agree with me that Brandon is a pretty common name?
A. I would.
Q. I guess through your training and experience, you've had run ins with multiple Brandons?
A. I've had dealings with Brandons.
Q. Certainly. And you'll agree that there's no last name on either one of those sheets of paper?
A. That's correct.
MR. MCCANTS: Beg the Court's indulgence for

one second, Judge.

(Counsel briefly conferred.)

MR. MCCANTS: Nothing further, Judge.

THE COURT: Any redirect?

MR. BLACK: Briefly, Your Honor.

REDIRECT EXAMINATION

BY MR. BLACK:

Q. I'm going to start off with this conversation that you and the defendant had when you first got to his residence. How long did you talk to him once you first got there?

A. Once the search warrant was ready, I probably spoke with him approximately five minutes.

Q. Five minutes?

A. Yes, sir.

Q. So during this conversation with Brandon, you talked to him for five minutes?

A. Roughly.

Q. Were y'all talking about sports or the weather, or were y'all talking about the search warrant?

A. I was talking about the search warrant, explaining to him what we had.

Q. Okay. And I think in your statement you said something along the lines of he said that Tara had brought two ounces -- approximately two ounces of

dope down there?
A. Yes, sir.
Q. That's what you testified to previously?
A. In the suppression hearing, yes, sir.
Q. Okay. And then Mr. Moore indicated that he would cooperate?
A. He indated -- he indicated that he would cooperate and show me exactly where the methamphetamine was located.
Q. And at that point, he walked you down there?
A. Walked me down to the building beside the wood -- on the wood stove. Yes, sir.
Q. And Sergeant Hines too?
A. Yes, sir.
Q. By the time when y'all first got there and by the time y'all actually found the meth, how long was that?
A. I can tell you by the time we cleared up from ---
Q. Well, if you could just kind of approximate. I mean, was it ---
A. From ---
Q. It wasn't five minutes?
A. From the time we arrived to the time we actually found the -- the methamphetamine, it was

probably 15 to 20 minutes tops.
Q. Okay. And how long total were y'all out there on the scene?
A. About an hour and a half.
Q. Brandon Moore lives on McKenley Creek Drive?
A. McKenley Creek Road.
Q. McKenley Creek Road?
A. Yes, sir.
Q. And you said how many houses are out there?
A. Approximately, four.
Q. Do you know everybody that lives out there?
A. I don't.
Q. Okay. And on this ledger -- in this ledger, I know that we've just got this one page, State's 22. His name Brandon's at the top; is that right?
A. Yes, sir.
Q. And that's in this particular ledger?
A. That is correct. Yes, sir.
Q. That you received -- that you recovered from Tara Thomason?
A. Yes, sir.
Q. 3/22; balance 1500. This is at the top right. You said there's -- below that, what does it say?
A. 1 oz.
Q. Based on your experience -- training and

experience as a narcotic officer, what does that indicate?
A. "Oz" indicates ounces.
Q. Down here at the bottom, 3/11, looks like another $400. Same as up here?
A. That's correct.
Q. Is that 1 oz, as well?
A. Yes, sir.
Q. And what's the amount by that?
A. 400.
Q. And then right above that, looks like maybe a half ounce. What's the amount beside that?
A. Where are you talking about? I'm sorry.
Q. Middle of the page. See that?
A. Yeah, 200.
Q. Is 200 half of 400?
A. Yes.
MR. MCCANTS: Judge, I'm going to object to these. These are -- under relevance. These are not the drugs or this has nothing to do.
THE COURT: Counsel approach.
(Sidebar discussion.)
BY MR. BLACK:
Q. There was a question about what y'all seized -- what y'all seized at Brandon Moore's house, and you

stated -- I think you seized the drugs; is that right?
A. Yes, sir.
Q. And paraphernalia?
A. That's correct.
Q. And some guns, as well?
A. Yes, sir.
Q. And was that outlined in the search warrant?
A. Was what outlined?
Q. That what -- what you could take and what you could not take.
A. The -- the drugs were outlined in the search warrant, but as I didn't state before, trafficking methamphetamine is a -- considered a violent crime, so that's why the firearms were seized.
Q. And in the search warrant, I'll just give you a copy of it and have you look at it to refresh your memory, then I'll ask you some questions about it.
A. (Complying.) Yes, sir.
Q. Primarily, you could seize the legal narcotics that was outlined in the search warrant?
A. Any records; documents; monies; effects.
Q. Okay. Is there anything in there about seizing a security system?
A. No, sir.

Q. If you did that, that would potentially be overreaching the search warrant?
A. That's correct.
MR. BLACK: Okay. I think that's all the questions I have. Thank you.
THE COURT: Any?
MR. MCCANTS: Just briefly, Judge.

RECROSS-EXAMINATION

BY MR. MCCANTS:
Q. Lieutenant Graham, you would agree though a security system could be an item used to facilitate transportation or what have you of methamphetamine. For --- go ahead.
A. Possibility.
Q. For example, let's say, you know, somebody has a security system set up in an alley. And if there's a drug transaction that takes place, that camera footage would, therefore, be a record or an item used, you know, as evidence for methamphetamine and drug use, right?
A. I could agree with that.
Q. Certainly. And again, there's no money seized ---
A. No, sir.
Q. --- at Brandon's house, right?

A. No, sir.

MR. MCCANTS: Nothing further. Thank you.

THE WITNESS: Thank you.

THE COURT: Thank you, Officer. You can step down.

(Witness excused.)

MR. BLACK: Sergeant Jeff Hines.

THE WITNESS: (Approaching.)

THE CLERK: The evidence you're about to give the Court be the truth, the whole truth, and nothing but the truth?

THE WITNESS: Yes, ma'am.

SERGEANT JEFF HINES,

having been produced and first duly sworn as a witness on behalf of the State, then testified as follows:

DIRECT EXAMINATION

BY MR. BLACK:

Q. Can you state your name for the record, please, sir?

A. Jeffery Hines.

Q. And you work with the Abbeville County Sheriff's Department?

A. That is correct.

Q. What is your title?

A. I'm sergeant of investigations.
Q. And how long have you worked at the Sheriff's Department?
A. Approximately, five years.
Q. Did you work in law enforcement previously?
A. I did.
Q. Where at?
A. The City of Greenville.
Q. How long?
A. Approximately, seven years.
Q. So total, you've been in for about 12 years?
A. Yes, sir. A little over I think.
Q. And right now, your current role is what?
A. Narcotic investigator.
Q. And -- and you've had that role -- that role for how long?
A. For approximately four-and-a-half years here in Abbeville.
Q. Okay. I'll take you to March 29th of last year. Did you work that particular day?
A. Yes, sir, I did.
Q. Did you initially receive a -- a tip that you passed on to Lieutenant Graham?
A. I did.
Q. Based on that information, a traffic stop was

ultimately conducted on Tara Thomason; is that right?

A. That is correct.

Q. Where were you when -- when this hap -- when this occurred?

A. I was in Honea Path getting a haircut.

Q. And at that point, did you -- was that -- is that part of Honea Path, is that in Anderson County or Abbeville County?

A. It's in Anderson County, the part that I was in.

Q. And you were on your way to work?

A. Yes.

Q. At that point, did you come on in to the office?

A. I did. Well, actually, I went -- after I got the phone call, I went to Lieutenant Graham's location after he called and told me that the vehicle was pulled over.

Q. All right. And y'all eventually went out to [redacted] McKenley Creek Road; is that right?

A. That is correct.

Q. And who all was with you?

A. Myself, Lieutenant Graham, Investigator Davis, an Aaron Aldridge, I believe, and I think that was

it.
Q. Do you know about what time you got there?
A. I can't recall what time to be exact that we arrived at the scene.
Q. It was later on in the afternoon, evening though?
A. Yes. It was in the evening before dark.
Q. And when y'all got there, you explained to Mr. Moore what was going on; is that right?
A. That is correct.
Q. And did you talk to him for very long?
A. No, sir, I did not.
Q. Okay. Did you -- you read him his Miranda rights?
A. I did.
Q. And you read the search warrant to him?
A. That is correct. I did.
Q. You explained what was going on?
A. Yes, sir.
Q. What happened -- what happened after that conversation that y'all had?
A. After that -- after the conversation that I had with him, I was sitting on the -- on the front porch with his wife -- I believe it was his wife, maybe girlfriend. I'm not sure of their relation -- with

the child.

Lieutenant Graham was talking to him away from the child. At that point, Lieutenant Graham said that he was going to cooperate, and that's when Mr. Moore took us down to the building to a wood stove and showed us where methamphetamine was hidden.

Q. Did you hear this conversation between Mr. Moore and Lieutenant Graham?

A. I did not hear the conversation.

Q. But next thing you know, y'all are walking down towards that building ---

A. That is correct.

Q. --- with Mr. -- and at that point -- and how long -- how long -- or how far was it from where y'all were located to where that building was?

A. Probably 20 yards maybe.

Q. How long did it take y'all to get down there? Briefly?

A. Briefly. It was a brief walk.

Q. Did Mr. Moore take you directly to that stove?

A. He did. He took us directly to the wood stove that was outside of the building.

Q. Did he say anything when he -- when he showed it to you?

A. I can't recall if he said anything when -- when he showed it to us or not, but he did have to point inside because right at first, we couldn't see it from standing up where we were at.
Q. Who actually retrieved the methamphetamine?
A. I did.
Q. And I'm going to show you what's been marked as State's 35. Do you recognize that?
A. Yes, sir, I do.
Q. And what is it?
A. This is the methamphetamine that was seized from Mr. Moore's residence.
Q. And is that -- what's it contained in?
A. It's also -- it looks like it's a couple different baggies, plastic bags inside the SLED best pack.
Q. And the SLED best pack, that's something that y'all do at the Sheriff's Department?
A. That is correct.
Q. And that -- are your initials on that bag?
A. They are. It's the person sealing the envelope.
Q. So you sealed it up in the bag, and then at that point it got sent to SLED; is that right?
A. That is correct.

Q. All right. Let me take that back from you. And I'm going to -- as part of this, this is -- can you identify what this is? What this sheet of paper is?

A. Yes, sir.

Q. What is that?

A. This is an Abbeville County Sheriff's Office chain of custody form.

Q. And what is -- what is that?

A. Once -- once we seize property from someone, what we have to do is we have to fill out a chain of custody form. It has on it the case number and then my name and the date which this was seized on March the 29th, 2018.

Then pursuant to, so we have to put why we seized it. This one was actually seized due to a search warrant. And then we had to put at or near the location which this was 1 -- excuse me -- [redacted] McKenley Creek Road in Abbeville County in parentheses.

Q. And you put everything that y'all seized on that search warrant?

A. That is correct.

Q. And what are those items again?

A. JH-1 is a Strayer M40 .40 caliber pistol,

serial number is 010414, with mag; JH-2 is six bullets, Winchester 40 -- excuse me -- Win 40 SNW; JH-3 is one Sears Roebuck .410 bolt-action shotgun; JH-4 is one black digital scale; JH-5 is one SLED best pack, B-Bravo 277267, which contains meth; and JH-6 is miscellaneous drug paraphernalia.

Q. And is your signature on that page?

A. It is.

Q. Where is it? Is it the first one?

A. It's the first one right here. We have to actually sign it out and then received by evidence. And then we have to put evidence here, and then who -- who gets it out of evidence, which is going to be Sergeant Smith. And then he has to sign there that he took into -- took it into evidence if he doesn't take it directly from us.

Q. And can you identify who Sergeant Smith is?

A. Yes. He is -- one of his many jobs is the evidence custodian, and he is sitting to my left here.

Q. All right. And so Sergeant Smith, he's technically the evidence custodian?

A. That is correct.

Q. And so the drugs that you have right there and then the other items that y'all seized, y'all

actually placed those into evidence; is that right?
A. That is correct.
Q. Okay. And there's a log that's kept it through ---
THE COURT: Hold on. Counsel -- counsel approach.
(Sidebar discussion.)
BY MR. BLACK:
Q. Sergeant Hines, the -- I think you were identifying Mr. Ken Smith as the name on that -- on that chain of custody form; is that correct?
A. That is correct.
Q. Are there additional names on that form?
A. Let me go back to it, sir. Yes, sir.
Q. And who else is on that form?
A. Brittany Gambrell, Chris Wilkie, and then Sergeant Smith's name is on it several -- several more times.
Q. And does it say what's going on on that particular form?
A. Yes. Every time that it's been taken out of evidence, it is signed and the reason why is placed on it.
Q. Okay. And does it identify who actually took this item down to SLED?

A. It does.
Q. And who was that?
A. Brittany Gambrell.
Q. Is there a date located by that?
A. 4/19/2018.
Q. And who did she receive it from?
A. Sergeant Smith.
Q. And then it was eventually picked up at SLED; is that right?
A. That is correct.
Q. Who picked it up?
A. I can't read this name that's on here.
MR. GORANSON: Defense would stipulate that that's an order.
THE COURT: You're ---
MR. GORANSON: That the chain of custody ---
THE COURT: You're stipulating the chain of custody?
MR. GORANSON: Yes, sir.
THE COURT: Okay. All right.
BY MR. BLACK:
Q. I'll take this back. Thank you.
A. Uh-huh.
Q. After you seized those drugs from Mr. -- from Mr. Moore down there at that wood stove, did you

continue to speak to Mr. Moore?
A. I did.
Q. And what was the nature of that conversation?
A. I can't recall the -- the whole conversation. I was just kind of explaining to him the process that was still going to be -- that would still take place as far as searching inside of his residence and stuff.
Q. So you explained to him that you had to continue searching?
A. That is correct.
Q. Okay. And did he say anything to you based on that brief interaction that y'all had?
A. Yes, sir. He stated, "Since I showed you where the meth was, do you still have to turn my house upside down?"
Q. And he actually said that?
A. Yes.
Q. All right. And what was your response to that?
A. I just explained to him that we're still going to be searching the residence, but we wasn't there to tear his house up or to turn his house upside down, but we're still going to do our job and have to search inside the residence.
Q. So you were going to be respectful, but you

still had to continue searching?
A. Yes.
Q. And in your report what Mr. Moore said, you actually quoted that; is that right?
A. That is correct. It's in quotation marks.
Q. And what did he say again?
A. "Since I showed you where the meth was, do you still have to turn my house upside down?"
Q. And then y'all did continue searching; is that right?
A. That is correct. But before we did start, he did -- he did tell me one other thing, that he advised that a line of meth was on his dresser inside and stated that his wife had nothing to do with it and that it was his.
Q. Okay. So did that conversation take place inside the house or was that outside the house?
A. It was still outside, right after he told me about turning the house upside down.
Q. So once he gave you that statement as well, y'all just went inside and went right to that line of meth?
A. I walked right to it.
Q. And y'all seized that?
A. That's correct.

MR. GORANSON: I'm going to object to the prosecutor calling it meth. It hasn't been identified as such by a SLED officer.

THE COURT: Sustained.

BY MR. BLACK:

Q. It was a crystal-like substance?

A. It was a clear crystal-like substance.

Q. Okay. Y'all -- you end up seizing State's 36 as well and bagging this up? Your name's on this piece of evidence; is that right?

A. Yes, sir. That's correct.

Q. And what's in that -- what's in that?

A. It says "miscellaneous drug paraphernalia."

Q. And what is in there?

A. Plastic baggies and a digital scale, two digital scales.

Q. And y'all seized that from the -- from -- where were -- was it in a residence or was it in the building or where did those items come from?

A. They -- they were from both. Both the digital scales, I know, were inside the -- inside the building. There was a couple baggies inside of the house, and then more baggies inside the building, as well.

Q. Okay. And the baggies, I think this may have

already been mentioned, but what's unique about those baggies?

A. The corners of them right here is cut off. That corner is intact. That corner right there is cut off.

Q. And based on your training and experience, what's the significance of that?

A. When someone does sell methamphetamine, what they'll do is, they'll put the meth in the baggy and then hold it like this right here, twist it up, and then cut the bag, so that way they can tie it and it'll be a small amount in the corner of the baggy left and they tie it off.

Q. And there was a -- there were two guns that were also found?

A. That is correct.

Q. Where were the guns located?

A. They were -- both the guns were inside the -- inside of the building or workshop or whatever you want to call it.

Q. There -- there was a handgun and there was also a shotgun?

A. That is correct.

Q. And y'all seized both of those items?

A. Yes, sir, we did.

Q. And these may seem like silly questions, but [redacted] McKenley Creek -- or [redacted] McKenley Creek Road, where is this located?

A. [redacted] McKenley Creek Road is within Abbeville County, South Carolina.

Q. And it's near Calhoun Falls?

A. That is correct.

Q. And can you identify the individual that y'all arrested that day and charged with trafficking methamphetamine and possession of firearm during the commission of a violent crime?

A. Yes. It was Brandon Moore who is setting in between the two defense counsel at the table on the right.

MR. BLACK: Thank you. I think that's all the questions I have at this moment. Please answer any questions Mr. Goranson might have.

THE WITNESS: Yes, sir.

MR. GORANSON: Thank you. May it please the Court?

THE COURT: Yes, sir.

CROSS-EXAMINATION

BY MR. GORANSON:

Q. Good afternoon, Investigator Hines.

A. Hello.

Q. You've got training in investigations, correct?
A. That is correct.
Q. You went to the Criminal Justice Academy?
A. I did.
Q. You had other training through the City of Greenville and Abbeville?
A. That is correct.
Q. And in that training, you're taught how to collect information?
A. Collect information?
Q. Yes, sir.
A. Yes.
Q. Okay. And you know how to put that information together into an incident report, correct?
A. That is correct.
Q. Because over the course of your -- a year, you may make hundreds of arrests, correct?
A. I don't know if I would say hundreds, but we make a lot within a year as far as me personally.
Q. And with over the course of over a decade of experience, you've arrested hundreds of people, right?
A. Yes, sir. Easily.
Q. And because, yeah, after a while, these cases may start to blend together. You don't want to rely

solely on your memory, correct?
A. No, sir.
Q. And that is correct or you don't -- you do not agree with that statement?
A. No. I don't want to rely just on my memory on something that happened a year prior.
Q. Correct. Okay. Good. So you'll want to write that down, right? You want to memorialize that information?
A. When I do that, I do so in my report. That is correct. It is written down.
Q. Great. Let's see, when you're doing investigations, you could be involved in a bunch of different ways. You can be a first responder?
A. That's correct.
Q. You can also be an investigator?
A. That is correct.
Q. In some cases, you may be the first person on scene?
A. That is correct.
Q. And you are to get as much information and -- and you try to prioritize that quickly; am I right?
A. That is correct.
Q. But then as an investigator, you want to be more thorough?

A. I want to be the same no matter my -- what role I play because all of it's equally important.
Q. Okay. I guess as an investigator, you have greater responsibility?
A. That is correct.
Q. And you may be involved in questioning people ---
A. That is correct.
Q. --- doing an interrogation or interview as you might like to call it?
A. That is correct.
Q. And you can record those interviews, right?
A. You can.
Q. And it's valuable to have somebody's own words recorded, right?
A. It -- it is -- it does have some value to it. That is correct.
Q. Because sometimes the best evidence you have in a case is a person's words, right?
A. In some cases, that is correct.
Q. Okay. You're also taught how to -- in addition to collecting statements from people, you've also been taught how to collect evidence?
A. That is correct.
Q. Have you been taught how to collect DNA

evidence?
A. I have.
Q. And what about fingerprints?
A. I have.
Q. Okay. And those are important in case you want to make an identification of somebody who's come in contact with an item?
A. That is correct.
Q. Okay. Let's talk about the evidence you collected in this case. There was some methamphetamine outside of a wood stove?
A. That is correct.
Q. And there were things in plastic bags?
A. That is correct.
Q. And did you take any fingerprint evidence ---
A. I did not.
Q. --- try to get fingerprints off of that?
A. No, sir, I did not.
Q. Did you try to get any DNA off of those items?
A. No, sir. Did not.
Q. All right. The -- you testified about a crystal substance from the dresser. Did you field test that?
A. I can't recall if it was field tested or just -- I know the -- the crystal substance in the

stove was field tested. I can't recall the -- if the substance on the dresser was field tested.
Q. And you ---
A. I -- I believe so, but I can't recall.
Q. Okay. And -- but it was not tested by SLED?
A. I don't know.
Q. All right. You've also testified that you didn't place Mr. Moore under arrest until after the field sobriety -- or field -- excuse me -- field test positive for methamphetamine that was outside the house, correct?
A. I don't remember testifying to that, sir.
Q. Okay.
A. It was in a previous hearing or this hearing, sir?
Q. Previous. I could show you your testimony if you like.
A. But to answer your question, we usually -- that's how it usually does. We field test it before we -- before we do place them under arrest because a lot of times it won't be the substance that it appears to be.
Q. Right. That's right. Because sometimes you hear about stuff and you say -- I think you've testified before that -- "There's a lot of

methamphetamine that looks like meth, but it's not meth, so we field test the meth first."

A. That is correct.

Q. Okay. And I think you've also said in prior testimony, "If SLED says we don't know what it is, you don't probably know what it is." I think I said that and you agreed with that statement. Do you recall that?

A. I don't recall, but it -- I mean, that sounds accurate. If SLED can't identify it, I can't identify it.

Q. Very good. Thank you. Now, you collected some baggies. Did you find, like, a box of Ziploc baggies at the house?

A. I don't recall if -- if -- I didn't take a box of baggies.

Q. And that would've been significant to do, right? I mean, you're looking for additional detail, right?

A. Not necessarily. A box may not have been if it wasn't around the drugs. Then it wouldn't be -- if none of the corners and stuff was missing, then it wouldn't be ---

Q. That wouldn't be relevant to you?

A. Not -- not in a big way.

Q. Okay. The crystal substance on the digital scale, you never field tested that?
A. No, I did not.
Q. And SLED didn't test it?
A. They did not.
Q. So you can agree with me we don't know what that is?
A. I can't 100 percent say what it is. I know what I think it is from my training and experience.
Q. You have some suspicion?
A. Yes.
Q. But you don't know what it is?
A. Yes.
Q. You cannot say what it is?
A. No.
Q. All right. Have you ever heard of people using digital scales to weigh stuff that isn't -- that doesn't involve drugs?
A. Yes.
Q. Okay. All right. Now, you never -- there's security cameras on the property. I believe you heard Lieutenant ---
A. That is correct.
Q. --- Graham testify about that earlier? You never looked at any of the security camera footage?

A. No, sir. Did not.
Q. Did you ever ask for permission to look for them?
A. No, sir.
Q. Okay. And you've also not provided or gathered any evidence from Mr. Moore's cell phone, have you?
A. I did not go through his phone.
Q. Okay. All right. You have a copy of your incident report there with you?
A. I do.
Q. Okay. Great. When you go through and write an incident report, let's talk about this. You write in there and you use the technical terms like "residence," instead of saying house, right?
A. Sometimes I do write residence. That's correct.
Q. And -- and you did that in this report?
A. Yes, sir.
Q. And you wrote "executed a search warrant," right?
A. That is -- yeah, executed a drug related search.
Q. And you had your service issued firearm with you, right?
A. That is correct.

Q. And you had another person there who was a scribe; is that right?
A. That is correct.
Q. All right. And you use these terms because they have a specific, like, formal meaning in this context, right?
A. Yes.
Q. All right. And you want to make sure you get that terminology correct?
A. As far as? Can you repeat -- can you say that in a different way?
Q. Well, I guess what I'm getting at is, those aren't necessarily the terms you would use in your ordinary conversation with, you know, a loved one or a friend, right?
A. Umm ---
Q. I mean, you say "my house" or "my residence"?
A. I mean, I -- I -- I guess I would say house.
Q. Yeah, there's a formality to some of the language that you use?
A. Yes.
Q. Okay. Because they're important, right? Those terms are important to the way you're -- the work you're trying to do? That's not a trick question. I mean, you ---

A. No. Well, I'm not -- I'd -- it's not -- I could put "house" or "residence." They both mean the same thing.
Q. I agree with you, but you chose residence.
A. I chose residence this particular time. Correct.
Q. All right. Now, you also make note of some quotations in your incident report, correct?
A. That is correct.
Q. And you -- for instance, you write, "I enter the residence yelling, quote, Abbeville County Sheriff's Office, search warrant."
A. That is correct.
Q. That's in that first paragraph?
A. Yes. I see it.
Q. And then you said -- then you attribute a quote to Mr. Moore in quotations, "Since I showed you where the meth was, do you still have to turn my house upside down? ---
A. That is correct.
Q. --- end quote. Third paragraph.
A. Yes. I wrote that.
Q. And then you also quote "wife" ---
A. Yes, I did.
Q. --- in that paragraph. Is that because he told

you his wife?
A. He said wife. He didn't call her name.
Q. Right. And you wanted to make sure that you were documenting that accurately saying that that's the word he used?
A. Yes.
Q. Okay. You didn't use quotes around the following statements that you attributed to Mr. Moore where you wrote up in your incident report in the second paragraph, he stated he did not want to speak.
A. No, sir.
Q. You didn't use quotes there?
A. No, sir.
Q. And then he stated he wanted to cooperate by telling us where the methamphetamine was located in the third paragraph?
A. Yes, sir.
Q. That's not in quotations either?
A. No, sir.
Q. All right. Now, earlier I believe you testified that you did not hear Lieutenant Graham and Mr. Moore's conversation regarding that topic; is that correct?
A. No. I did not -- I did not hear it.

Q. You didn't hear it?
A. No, sir.
Q. Okay. So that's something that you added in there, even though you didn't hear it?
A. That's what I was told in front of Mr. Moore by Lieutenant Graham.
Q. Okay. So Lieutenant Graham told you that?
A. But Mr. Moore was standing right -- right there, as well.
Q. And -- and you put it in the report?
A. Yes, sir.
Q. Okay. All right. Now, let's talk a little bit about, you know, we talked about how many cases you worked, hundreds over the years. Maybe not hundreds in the last year, but a significant amount of cases in the last year?
A. Yes, sir. That's fair to say.
Q. And you wanted -- at the prior hearing, I think you testified that Brandon told Lieutenant Graham where the meth was and him and Lieutenant Graham actually walked to the building, and Lieutenant Graham located that inside the wood stove outside the shop?
A. Yes, sir.
Q. Okay. And at that point, what you're saying

there is, you weren't with them. You weren't with Graham and Brandon when they walked down to the stove?

A. I -- I was with Brandon and Lieutenant Graham.

Q. I understand that's your testimony today. When you gave testimony before in January ---

A. Yes.

Q. --- that was not your position?

A. Yes. I do not have my report.

Q. Okay. So you didn't remember ---

A. That's -- that's correct because I didn't have my -- my notes in my -- as far as my report here.

Q. Okay. And then I think what happened next at that point was Mr. Black looked at you and said, "Okay." And then you responded, "But there was a couple more officers out there, so I might have did, but I don't recall if I did or not."

A. That's -- that's accurate. That's correct.

Q. Okay. And then you said you didn't think you were privy to the conversation between Graham and Brandon?

A. Reword that, sir.

Q. Well, I'm trying to use the words that you and you Mr. Black were using as you said you didn't think that you were privy to the conversation

between Graham and Brandon?
A. I don't think I used that word.
Q. I think Mr. Black asked you ---
A. Okay.
Q. --- and you did.
A. Like I said, I don't think I used that word.
Q. Correct. And then Mr. Black starts talking about your report, and you said you observed them speaking?
MR. BLACK: Judge, I'm just going to object. I don't know if maybe Investigator Hines, if he needs to review this or not. I'm not ---
THE COURT: Is this from the transcript?
MR. GORANSON: Yes, sir.
THE COURT: If you have a copy, let the witness see ---
MR. GORANSON: Sure.
THE COURT: --- the statements that -- that you're asking him about.
MR. GORANSON: Sure. I mean, he's agreeing with them so far. Of course, if he didn't agree then I would ---
THE COURT: Do you have a copy that he could look at while you're asking the question?
MR. GORANSON: Sure.

THE COURT: It could save some time.

BY MR. GORANSON:

Q. I apologize. You need something to put it in regard to. The first page is on there. What I was referring to is page 53, lines 12 through 25, and page 54, that whole page.

A. Which question are you asking, sir?

Q. Well, what I was getting at is your memory, and previously you told the prosecutor that you didn't think you were privy to that conversation. You weren't in on that conversation between Detective Graham and Mr. Moore.

A. That is correct.

Q. And then page 53, lines 12 through 25, over to page 54, lines 1 through 25, Mr. Black was telling you about the report. And then if you flip over to page 54, line 14, Mr. Black -- are you there?

A. Yes, sir.

Q. Mr. Black said that you observed them speaking, correct?

A. Yes, sir.

Q. And then you said you heard the conversation between Graham and Brandon?

A. Where does it say I heard the conversation?

Q. Page 54, line 14.

A. It says if I wrote it in here, then I heard it. It didn't say that I heard the conversation. As I stated previously, Lieutenant Graham told me in front of Mr. Moore what Mr. Moore told him about going to get the methamphetamine.
Q. Okay. You understand how it can be confusing, right?
A. If you mean ---
Q. You're using ---
A. It depends on how you word it, I guess, for it to be confusing because I understand it fully from what I was talking about.
Q. Okay. And at one point, you didn't think you heard it, and then you heard it from Lieutenant Graham; is that right?
A. Yes.
Q. You didn't say that though, did you?
A. I would have to review this whole transcript to tell you if I said it, sir, so, I mean, I can't -- I can't say that 100 percent certain.
Q. Okay. Well, let's talk about when -- when you're at Brandon's house and you're trying to execute a search warrant. You didn't have a body cam?
A. I did not.

Q. And nobody else that you're aware of had a body cam that day?
A. Not that I know of.
Q. Well, you were -- are you -- you are sitting here as the lead investigating officer on the case, right?
A. That is correct.
Q. So you would know if somebody had a body cam that day?
A. Deputy Aldridge works the road, so I wouldn't have known if he'd had one. I don't think that no one had one, but like I said, I -- I knew I did not have a body camera.
Q. So is it possible that somebody had a body cam?
A. If -- if it was possible, then it would've been turned into evidence.
Q. Do we have one in evidence?
A. No. There's not one in evidence.
Q. So nobody had a body cam out there?
A. Then it wasn't op -- no one had one operating.
Q. I'm just trying to get a straight answer. Is there body cam footage when execution of the search warrant?
A. There is no body cam footage for the execution of the search warrant.

Q. Lieutenant Graham was taking pictures?
A. That is correct.
Q. He was using a digital camera?
A. That is correct.
Q. Do you know if that digital camera has a video mode?
A. I do not know.
Q. I thought you might say that. You had a phone with you that day?
A. I did.
Q. I believe you said it was an Android phone?
A. It was an iPhone.
Q. Okay. But you have -- you had a device with which you could've recorded?
A. Yes. I did have a cell phone with me.
Q. And you could've recorded video?
A. Didn't -- didn't record video.
Q. It did that day or it can't?
A. Well, it could. I don't have that cell phone anymore, but it could -- it could've recorded video.
Q. And it could've recorded that day?
A. Yes.
Q. And it could've recorded audio that day?
A. Yes.
Q. And you chose not to use it?

A. That is correct.
Q. Again, there are cameras in the security system. You chose not to look at that security footage?
A. That is correct.
Q. I'm going to take you now to page 79 of the prior transcripts, lines 16 and 17.
A. Sixteen and 17, sir?
Q. Yes, sir. Let me know when you're there.
A. Okay. I'm here.
Q. You didn't take any notes while you were at the house?
A. No, sir. Not written notes.
Q. Well, what other kind of notes would you have taken?
A. I take mental notes when I'm on a scene, especially if -- if it's not -- if it's not too complex for me to remember, then I'll take mental notes.

Now, if I have something where there's a thousand people involved -- or not even a thousand. Let's say there's a lot of different people involved, then I'll have to take notes. But when somebody, just one or two people, I can remember that in time for me to get back to the office to

take my notes. Like I was saying, right here, this is my notes, my report.

Q. And you didn't take any notes throughout the entire time you did the search?

A. No, sir. The -- the scribe wrote down what we took. Those are the notes taken on scene.

Q. And you wrote some stuff down later and said, "Right after it happened, I think I went to the office, and I did my supplemental report." And that would've been page 79, 24 and 25.

A. That's correct.

MR. GORANSON: Thank you. No more questions from this witness at this time.

THE COURT: Anything further from this witness?

MR. BLACK: Yes, sir, Your Honor.

REDIRECT EXAMINATION

BY MR. BLACK:

Q. Investigator Hines, you didn't take notes on scene?

A. I did not.

Q. But Lieutenant Graham took pictures?

A. He did.

Q. And there were two and a half people out there? Two adults and one child?

A. That is correct.

Q. So there was only, I guess, three people out there?
A. That is correct.
Q. And then law enforcement?
A. Yes, sir.
Q. Y'all collected the items and evidence; is that right?
A. That is correct.
Q. And there was a picture of all the items -- the two guns, the drugs, the bullets, everything?
A. Yes. Lieutenant Graham takes pictures before we move anything, and that helps us remember to write the reports where things were located at.
Q. And you wrote your report once you got back to the Sheriff's Office?
A. That is correct.
MR. BLACK: And, Your Honor, State's No. 36, I just want to make sure this is in evidence.
THE COURT: I believe that was ---
MR. BLACK: Digital scales and baggies.
THE COURT: Yes, sir. I have that as being admitted.
MR. BLACK: Yes, sir.
BY MR. BLACK:
Q. Y'all -- y'all found these items on -- at the

residence?
A. We did.
MR. BLACK: That's all the questions I have. Thank you.
MR. GORANSON: No recross. Thank you.
THE COURT: Thank you, Officer. You can step down.
THE WITNESS: Yes, sir.
(Witness excused.)
THE COURT: All right. We're going to take a break, ladies and gentlemen, and let you stretch your legs and go to the jury room. We'll start back in about 15 minutes.
Mr. Bailiff, would you take our jury to the jury room?
THE BAILIFF: (Complying.)
(At 2:53 p.m., jury left the courtroom.)
THE COURT: All right. We'll be in recess.
(From 2:54 to 3:11 p.m., recess was taken.)
THE COURT: All right. Anything from either party before we bring our jury back in?
MR. BLACK: Judge, I just wanted to confirm for the record that the defense has stipulated to the chain of custody for the drugs on the Sheriff's Department side. I wanted to know if that was still

the case for the SLED side, as well.

MR. MCCANTS: Certainly, as to the Sheriff's -- Sheriff's side.

MR. BLACK: I -- and I've got the internal chain, Judge. I can get the -- I can certainly get the SLED expert to identify the folks that were -- that are in the chain.

THE COURT: Okay.

MR. MCCANTS: We'll stipulate to the chain as done by SLED, as well.

THE COURT: Okay. All right. So noted for the record, that the chain of custody from both the Sheriff's Department and the SLED has been stipulated by the defendant.

MR. MCCANTS: And just to clarify, Judge. Not the results?

THE COURT: Yes, sir.

MR. BLACK: Right. And, Judge, I'm going to -- there's some paperwork attached to the drugs. I'm just going to rip that off. Some of the paperwork that basically the -- it's the best form and the -- there's an incident report in here which that obviously can't go to the jury, so I'm just going to take this off before we proceed because we will be admitting the drugs through the analyst.

THE COURT: All right. Let Mr. McCants look at it.

MR. BLACK: And, Judge, Court's 2 is the internal chain. I'm just going to make this a Court's exhibit from SLED.

THE COURT: Okay.

MR. BLACK: Otherwise, we're -- the State's ready.

THE COURT: All right. Mr. Bailiff, would you get our jury, please, sir?

THE BAILIFF: (Complying.)

(At 3:14 p.m., jury entered the courtroom.)

THE COURT: Mr. Black, call your next witness.

MR. BLACK: The State calls Brittany Looney.

THE WITNESS: (Approaching.)

THE CLERK: The evidence you're about to give the Court be the truth, the whole truth, and nothing but the truth?

THE WITNESS: Yes, ma'am.

BRITTANY LOONEY,

having been produced and first duly sworn as a witness on behalf of the State, testified as follows:

DIRECT EXAMINATION

BY MR. BLACK:

Q. Can you state your name for the record, please, ma'am?
A. Brittany Looney.
Q. And the name that's on your report actually is Brittany Hill. Can you explain that briefly?
A. Yes, sir. I got married back in December.
Q. So now you're a Looney?
A. Yes, sir.
Q. Congratulations.
A. Thank you.
Q. You work at SLED; is that correct?
A. Yes, sir.
Q. And what is your title at SLED?
A. I'm a forensic chemist in the Drug and Alcohol Department.
Q. How long have you worked at SLED?
A. Three years this month.
Q. Where -- where'd you go to school?
A. I went to Wofford College and I got a bachelor's of science degree in chemistry and math.
Q. And after you graduated from Wofford, did you continue with your education, or did you go work for SLED at that point?
A. I went to SLED where I did extensive in-house training under a senior drug chemist. I attended

basic and legal law training from the South Carolina Criminal Justice Academy, and I attended the forensic chemist seminar put on by the Drug Enforcement Administration.

Q. And ---

MR. MCCANTS: Judge, we would stipulate she's an expert in this field.

MR. BLACK: We're -- Judge, we're going to offer her as an expert in forensic chemistry.

THE COURT: So the defense stipulates?

MR. MCCANTS: Yes, Judge.

THE COURT: So this witness would be admitted as an expert in forensic chemistry.

BY MR. BLACK:

Q. And, Ms. Looney, just before we get started, the -- can you -- can you describe generally what your department at SLED does? How -- what's y'all -- what do y'all do at SLED?

A. So we test cases that come in that are suspected to contain controlled substances, so basically we test drugs.

Q. And do y'all -- where do y'all receive these items from?

A. All over the state.

Q. So from lots of different agencies all over the

state?
A. Yes, sir.
Q. And so you test any controlled substance that includes, you know, drugs, different pills, different items; is that correct?
A. Yes, sir.
Q. Can you walk us through just briefly your method of testing?
A. Sure. So the first thing I would do when I get a best kit, I make sure that the seal is intact. You'll see on the bag that it'll say seal intact, the date I worked it, and my initials.

And the first thing I'd do after that is cut open the bag and I separate out the different items in the bag based on packaging and then based on the substance itself.

Then I would've taken that weight, so no packaging involved.

And then I would do an indicative test, which is a color test. It just gives us an idea of what we're dealing with.

And then I would run it on the instrument and do a confirmatory test on it.
Q. And when you receive items at SLED, once y'all -- once y'all get a particular item, do y'all

give them a specific lab number so that you can keep track of these items in your lab?

A. Yes, sir. So when they come into SLED, they actually get a lab number from our evidence person downstairs.

Q. And do you know what the lab number that was assigned to this particular case was?

A. May I look at my notes?

Q. Yeah, absolutely.

A. It was L18-05572.

Q. All right. And so the purpose of this lab number, what is the purpose of this lab number?

A. It's just a unique number to identify the case as it comes in.

Q. And this particular item, do you -- do you know when you received these -- this particular item?

A. I took custody -- custody of it on April 23, 2018.

Q. And who did you receive custody from?

A. Charlotte Pitts.

Q. Who is Charlotte Pitts?

A. She's one of our evidence technicians.

Q. And do you have -- I guess you're referring to the internal chain; is that correct?

A. That's correct.

Q. And who did Charlotte Pitts receive the items from?
A. So she actually took them off of the drug evidence intake storage shelf.
Q. And how did the items get to that particular intake storage shelf?
A. So another evidence technician, her name is Jackie Davis, actually put them on the shelf.
Q. And this is notated internally in your -- in your lab report; is that correct?
A. It's our chain of custody. Yes, sir.
Q. Okay. And so Jackie Davis was the first person at SLED to receive the items. Does it indicate who submitted the items from the Sheriff's Department?
A. Brittany Gambrell.
Q. Gambrell. Okay. And so she would've received it from the -- the agency, a person at the Sheriff's Department that actually brought the item to SLED?
A. We actually have lockers now in the back, so Brittany would've put it into the evidence submission locker. And then Jackie would've been the one to unlock the locker, take the evidence out, and then log it in.
Q. Okay. And then it was assigned a number getting to that stage and then eventually got to you

on April the 23rd, 2018?
A. That's correct.
Q. And at that point, you began your -- your examination of the drugs; is that right?
A. Either that day or most likely the next day. I'd have to see the actual evidence for the actual day I cut into the bag. Around that date, yes, sir.
Q. I'm going to show you what's been marked as State's No. 35 for identification purposes. Do you recognize this particular item?
A. Yes, sir.
Q. What is that item?
A. So this is the K-pack. So this outer package is what we put our best evidence bags into after we have done our testing on them and we -- it's got all the evidence from the case in it.
Q. Do you put your initials on the -- on the baggies or anywhere on that package to identify that you were the one that tested it?
A. Yes, sir. So like I said, I'll make sure that the seal is intact is the first thing I do before I cut open any bag. It says seal intact. It was actually April 24th that I cut into it. And then my initials are next to that. And then my initials are on every piece of evidence in here, as well.

Q. And what's the purpose of notating that the seal was intact?
A. Just to show that nothing had been tampered with. There wasn't any pulling on the bag. There wasn't anything that indicated that it had been tampered with prior to me testing it and opening it up.
Q. Okay. And if it had been and if there was some kind of tampering or something, would you have notated that in your report?
A. Yeah. So it would've said either our seal not intact or not properly sealed. And then on my report itself, there would've been a line saying that it wasn't properly sealed when it came to SLED.
MR. BLACK: And, Your Honor, I would just ask -- I pulled this sheet of paper off of that item. There's some damage to the top. I did that just a moment ago. I just would ask you to take judicial notice that I did that, that Ms. Looney did not do that.
MR. MCCANTS: No problem with us, Judge.
THE COURT: Notice taken.
MR. BLACK: Thank you, Your Honor.
BY MR. BLACK:
Q. There were -- there were three items that you

ultimately looked at, Ms. Looney; is that correct?
A. That is correct.
Q. And you labelled them 1.1, 1.2, and 1.3; is that right?
A. Yes, sir.
Q. Let's start with item 1.1. Did you have a chance to examine that particular item?
A. Yes, sir.
Q. And what -- what kind of test did you run on that?
A. So like I said, when we cut open the bag, I would inventory them out. They all were in different packaging itself, either a plastic corner bag versus different Ziploc bags themselves.

So the first one was a plastic corner bag containing crystal substance. So the first thing I did was open up that plastic corner bag, dump it out on our weigh paper, and then take a net weight of it.

And then I would've done an indicative test on it, so our color test. And then I ran it on the confirmatory testing.
Q. So you first do an indicative testing. That's to confirm -- later to confirm actually what it is?
A. The indicative test just gives us an idea of

what we're dealing with. It's just a color test, spot test, and it just gives us the idea. So it doesn't confirm anything. It just let's us know what we're dealing with and kind of what extractions I'll have to use for it.

Q. And what did the indicative test indicate here?

A. It was an indicative for methamphetamine.

Q. So then you forwarded it for more subsequent testing?

A. Yes. Then I took a sample of it and ran it on confirmatory testing.

Q. What kind of test -- explain the confirmatory testing process if you don't mind.

A. It's a GCMS, so it's a gas chromatographer-mass spectrometer. And, basically, the gas chromatographer part, it takes your sample, heats it up, makes it into a gas, it goes around. It separates things out by what is in your sample. Different things move at different speeds.

And then the mass-spec gives a fingerprint. And so we analyze the retention time. And we also look at the fingerprint itself to confirm what the substance is.

Q. And you -- when you say "fingerprint," you're not -- we're not talking about a fingerprint.

You're talking about something else?
A. A chemical fingerprint. Yes, sir. So it's just the breakdown of how a substance fragments. So it's kind of like red rover where different spots are going to break off. They break in different spots based on what the substance actually is.
Q. And, you know, for those of us that aren't scientists, how -- how long does this process take, the second testing?
A. So it depends on the methods that we use on our instrument, but it -- it's about 30 minutes for a blank and a sample, for our instruments themselves.
Q. And you said you use GCMS, gas chromatography-mass spectrometry; is that correct?
A. That's correct.
Q. And that's -- is that the industry standard?
A. Yes, sir.
Q. That's done at SLED -- SLED for drugs?
A. Yes, sir.
Q. And that's done at other labs around the United States from your knowledge?
A. Yes, sir.
Q. Did you con -- did the con -- the confirmatory test, did it come back as methamphetamine?
A. Yes, sir, it did.

Q. Is there -- do you have a confidence level for that, or is that just the -- the confidence level in your report, is that for the weight?
A. The confidence level is for the weight.
Q. Okay. So what's the confidence level for whether or not it's meth?
A. It's 100 percent.
Q. You -- you didn't take a weight of that first item, item 151. What was the weight on that?
A. The net weight was 21.69 grams.
Q. 21.69 grams?
A. Yes, sir.
Q. And what is your confidence level for that particular weight?
A. It's 99.7 percent.
Q. And that's done without the baggy, correct? That's just the ---
A. That's correct. Just the net weight of the substance.
Q. So the first one was 21.69 grams. The second item, did you follow the same method to test item 1.2?
A. Yes, sir.
Q. And you did a -- what -- what was the first test again that you called it?

A. An indicative test.
Q. And that came back methamphetamine?
A. Yes, sir.
Q. You did the confirmatory test on the GCMS machine?
A. Yes, sir.
Q. And that came back as methamphetamine?
A. That's correct.
Q. And did you get a weight on that second item?
A. Yes, sir. The weight -- the net weight was 23.49 grams.
Q. 23.49?
A. Yes, sir.
Q. And did you get a confidence level for that, as well?
A. Once again, that's 99.7 percent.
Q. Do you know -- I hate to put you on the spot, but just quick addition. 29.69 plus 23.49, do you know what that comes out to?
A. Over 28 grams, but less than a hundred grams.
Q. Okay. Item 1.3, can you identify what item 1.3 was?
A. Sure. So item 1.2, I had -- it was a Ziploc bag that has a yellow, blue, and green line, so it's just figurative -- well, actual the Ziploc bag, the

actual brand name.

And then the 1.3 was just a clear Ziploc bag, so it didn't have any coloring on the -- just see what it's like on top. And that clear Ziploc bag, I did not actually do a confirmatory test on that.

So at SLED we have different policies in place, and the net weight -- so I did a net weight and then I did an indicative test on it. And that indicative test came back the same as item 1.1. And because the weight of that substance would not get me over the next threshold, I did not actually run it on the instrument to confirm it.

Q. And the next threshold was 100 grams?

A. That's correct.

Q. And did you get a -- did you get a weight on this particular item?

A. Yes. It was 0.12 grams.

Q. But you only did the indicative test, not the confirmatory testing?

A. That's correct.

Q. Was the -- was what you tested, was it the same kind of substance that the other two items were, 1.1 and 1.2?

A. Yes, sir. All three were crystal substance.

MR. BLACK: Okay. Your Honor, the State moves

Number 35, the bag of drugs into evidence.

THE COURT: Any objection?

MR. MCCANTS: No objection, Judge.

THE COURT: All right. State's Exhibit No. 35 would be admitted without objection.

(State's Exhibit No. 35 was received into evidence.)

BY MR. BLACK:

Q. Just briefly, Ms. Looney, 1.1 and 1.2, you again stated there was 21.69 plus 23.49. Would you agree with me that that comes out to 45.18?

A. Can you repeat that?

Q. 45.18.

A. Yes, sir. I agree with you.

Q. And then if you add another .12 to that, it comes out to 45.3?

A. Yes, sir.

MR. BLACK: Judge, just to clarify, the State is -- we did offer Ms. Looney as an expert, and we would ask for an instruction on that to the jury later on at the appropriate time.

THE COURT: Well, that's part of the charges I give.

MR. BLACK: Yes, sir.

THE COURT: I'll give it then.

MR. BLACK: Thank you. I don't have any other questions for this witness.

THE COURT: All right. Mr. McCants.

MR. MCCANTS: Thank you, Judge. Very briefly.

CROSS-EXAMINATION

BY MR. MCCANTS:

Q. Ms. Looney, correct?

A. Yes, sir.

Q. Former name is Hill?

A. Correct.

Q. Okay. Sorry. Thank you so much.

A. Yes, sir.

Q. So how many bags are actually in that best kit?

A. There should be three.

Q. Should be how many?

A. Three.

Q. Three?

A. Yes, sir.

Q. Okay. Are there three in there?

A. I just want to see the one behind it before I -- yes, sir.

Q. Thank you. As part of your job, you typically don't know where these substances -- substances come from, right?

A. I never know, sir.

Q. Okay. You don't know how they're obtained?
A. No, sir.
Q. Okay. You just test them?
A. That's correct.
Q. Okay. And, actually, going back to this report, I believe you said so you've got a confidence level. Do you have a copy of this?
A. Yes, sir.
Q. Okay. So the confidence level for these weights is 99.7 percent, so the weight is pretty close to 100 percent?
A. That's correct.
Q. Okay. But a second ago I think you said that the confidence level for the substance itself, you were 100 percent sure that everything that you tested is 100 percent met, every single bit?
A. In the sample I tested, yes, sir.
Q. The sample you tested?
A. Yes, sir.
Q. Gotcha.
A. Found on the -- in the sample testing.
Q. Okay.
A. Yes, sir.
Q. Okay. And so for item 1.3, the report says item is not subject to confirmatory testing, right?

A. That's correct.
Q. Okay. So you were not, I guess, 99.7 percent sure that it weighed whatever your report says, item 1.3?
A. We don't include the confidence level for it because we didn't actually confirm the instr -- or the substance on the instrument, so we don't include a confidence level for it because it's not a reported out weight.
Q. Certainly. So it's possible that that weight -- weight is incorrect?
A. No, sir.
Q. Not possible?
A. No, sir. It's done on the same balance, so that's not a reported out weight, so, no, sir.
Q. Okay. Now, the report does not mention that item 1.3 is even methamphetamine, right?
A. That's correct, because it wasn't confirmed so it's not actually confirmed that it's methamphetamine.
Q. Okay. And, again, the item 1.3 would be a clear Ziploc bag containing a crystal substance?
A. That is correct.
MR. MCCANTS: Nothing further, Judge. Thank you, ma'am.

THE COURT: Anything further from this witness?

MR. BLACK: No, sir, Your Honor. We ask that this witness be released to go back to Columbia.

THE COURT: Any objections?

MR. MCCANTS: No objection, Judge.

THE COURT: Thank you, ma'am. You are excused.

(Witness excused.)

MR. BLACK: Your Honor, may I approach?

THE COURT: Yes, sir.

(Sidebar discussion.)

MR. BLACK: Your Honor, the State rests.

THE COURT: All right. Mr. Bailiff, would you take our jury to the jury room, please?

THE BAILIFF: (Complying.)

(At 3:35 p.m., the jury left the courtroom.)

THE COURT: All right. The State's rested. Any motions?

MR. MCCANTS: Yes, Your Honor. I would move for a directed verdict based on the evidence that has been presented. There's not been a shred of evidence that -- well, has not been enough evidence for -- or tending to show that Brandon is guilty of this charge. And I would also, at this point, renew all prior objections made thus far.

THE COURT: Thank you. Thank you, Mr. McCants.

Well, I think you -- you hit the nail on the head with your argument of not enough evidence, so your arguments going toward the weight. And at this -- this motion, the Court is looking for the existence or nonexistence of evidence. And as -- I find the State has produced evidence to support the charges, so I will deny your motion for a directed ---

MR. MCCANTS: Thank you, Your Honor.

THE COURT: --- directed verdict.

MR. GORANSON: Mr. Horn is the present bondsman, sir.

THE COURT: Okay. All right. I'll -- I will talk to him in just a second.

Madam clerk, would you put Mr. Moore under oath?

Mr. Moore, would you please stand.

THE DEFENDANT: (Complying.)

THE CLERK: Raise your right hand.

THE DEFENDANT: (Complying.)

THE CLERK: The evidence you're about to give the Court will be the truth, the whole truth, and nothing but the truth?

THE DEFENDANT: I do.

THE COURT: Mr. Moore, at this time I'm going to explain to you some of your rights. If you do

not understand anything that I say, please let me know and I will explain it again in more detail. If you answer the question, I will assume that you understood the question. Do you understand?

THE DEFENDANT: Yes, sir.

THE COURT: We have reached the stage in the trial where you may present your defense. You have the right to claim the protections given to you by the Fifth Amendment of the Constitution of the United States. This amendment states in part, "No person shall be compelled in any criminal case to be a witness against himself." This means that you cannot be required to testify in this case.

On the other hand, you have the right to testify on your own behalf should you choose to do so; however, no one can make you testify. This is a personal right and no one can waive this right except you. If you decide to testify, you will be subject to the same rules that govern wit -- other witnesses and you may be examined and cross-examined on any relevant issue in the case.

In addition, if you have any convictions involving dishonesty or false statement or for crimes punishable by imprisonment for more than one year and this Court determines that the probative

value of admitting this evidence outweighs its prejudicial affect to you, the Solicitor will be able to introduce your record to attack your credibility.

If you decide to testify, this decision on your part must be freely, voluntarily, and intelligently made with the knowledge of the protections given to you by the Fifth Amendment and the consequences of your decision to testify.

If you decide not to testify, I will instruct the jurors that they cannot give the fact that you did not testify any consideration whatsoever and that there is to be absolutely no prejudice to you because you did not testify.

It is left entirely up to you whether or not to testify. You may talk to your attorneys, your family, friends, or anyone else, but the final decision will be left entirely up to you. Do you understand what I've explained to you?

THE DEFENDANT: Yes, sir.

THE COURT: Do you have any questions about what I've explained to you?

THE DEFENDANT: No, sir.

THE COURT: We'll go off the record for a few minutes and let Mr. Moore talk to his attorneys.

MR. MCCANTS: Thank you, Judge.

(From 3:39 to 3:41 p.m., brief recess.)

MR. MCCANTS: Your Honor?

THE COURT: Yes, sir.

MR. MCCANTS: We're going to put up a case. We may call his mother first. In fact, that is the plan strategically, but he does plan to testify in this case, as well. We anticipate his mother taking between 10 and 15 minutes, plus whatever cross-examine the State may use. Brandon himself may take a longer period of time, but that's where we're at.

THE COURT: Well, we'll -- let's -- we'll get started and we'll see how far we get.

MR. MCCANTS: Certainly.

THE COURT: Okay. Now, you say you have your bondsman here?

MR. MCCANTS: Yes, sir.

THE COURT: All right. Sir, would you come around to the -- to the railing here?

THE WITNESS: Yes, sir.

THE COURT: What -- what's your name?

THE BONDSMAN: Matt Horn.

THE COURT: All right. Mr. Horn, you are the bondsman for Mr. Moore?

THE BONDSMAN: Yes, sir.

THE COURT: And, now, what -- what company do you work for?

THE BONDSMAN: International Fidelity. I own my own company though.

THE COURT: But you are -- you are a certified bondsman ---

THE BONDSMAN: Yes, sir.

THE COURT: --- in South Carolina?

THE BONDSMAN: Yes, sir.

THE COURT: Okay. As you know, once a case is called for trial, the defendant has appeared and that ends the bond. Now, the Solicitor in this case has consented for the bond to remain in effect during the course of the trial.

THE BONDSMAN: Okay.

THE COURT: And -- but as bondsman, I informed the attorneys, you had a right to be here and to decline the consent if you chose to.

THE BONDSMAN: I appreciate that.

THE COURT: So do you consent to continue to cover Mr. Moore under the bond during the course of the trial?

THE BONDSMAN: I will. Yes, sir.

THE COURT: Okay. All right. Thank you.

THE BONDSMAN: Yes, sir. Thank you.

MR. MCCANTS: Judge, he can be excused, correct?

THE COURT: Yes, sir. Yes, sir. You may be excused.

(Bondsman excused.)

THE COURT: All right. Well, let's -- let's get our jury in and we'll proceed with the defense case.

MR. MCCANTS: Thank you, Judge.

THE BAILIFF: (Complying.)

(At 3:43 p.m., jury entered the courtroom.)

THE COURT: All right. Ladies and gentlemen, the State's rested, so Mr. McCants.

MR. MCCANTS: Thank you, Judge. Defense calls Ms. Betty Moore.

THE WITNESS: (Approaching.)

THE CLERK: The evidence you're about to give the Court to be the truth, the whole truth, and nothing but the truth?

THE WITNESS: Yes.

BETTY MOORE,

having been produced and first duly sworn as a witness on behalf of the Defendant, testified as follows:

DIRECT EXAMINATION

BY MR. MCCANTS:

Q. Hey, Ms. Moore.

A. Hey.

Q. What's your full name?

A. Betty Jean Moore.

Q. All right. I'm going to ask you about sort of the reason why we're here. So on March 29, 2018, what were you doing that morning?

A. Brandon and I were going to a Color Run.

Q. Okay. What is that?

A. A Color Run is -- they were trying to raise money for Long Cane Elementary to buy equipment for the playground. It's utter chaos to tell you the truth. They sell baggies with colored chalky material in it, and then they got up there and they throw it at each other. They throw it at the teachers, whoever.

Q. They throw it at the little kids too?

A. Yeah, yeah, yep.

Q. All right. Sounds fun.

A. Yeah, it's a mess.

Q. Okay. And who did you know who was going to that Color Run?

A. Okay. It was Brandon's son, my grandson,

Brayden Moore.
Q. And how old was he at the time?
A. At the time Brayden was eight.
Q. Eight years old?
A. Yes.
Q. So that would put him in what grade?
A. The second.
Q. Second grade. Okay. And you said he went to Long Cane Elementary?
A. Elementary. Yes.
Q. Okay. And is that in Abbeville?
A. Yes, it is.
Q. Okay. So what time did you arrive to Brandon Moore's, your son's, that morning?
A. I arrived at Brandon's between 8:15 and 8:20 because we were supposed to leave at 8:30.
Q. Okay.
A. And I knew Brandon would probably not be ready to go, so I went early to make sure that he was ready.
Q. At a.m.?
A. A.m., yes, because we were going to leave at 8:30.
Q. Okay. To go to the Color Run?
A. To go to the Color Run. Yes.

Q. All right. Okay. Was anyone there when you got there?
A. Yes.
Q. Who was there?
A. Tara Thomason.
Q. And -- well, who is that?
A. I've -- I've known Tara for 20 years when she was manager at a loan company.
Q. Okay.
A. That's how I know her.
Q. And would you call her a friend?
A. Well, yeah, I guess.
Q. Okay. And you said you've known her for 20 years?
A. Yeah.
Q. All right. So what was she doing there?
A. Brandon and Tara were in the process of swapping vehicles. Brandon had a Montero, like a mud truck sort of thing, and her nephew, Jaden, had a truck. So they were going to switch vehicles. They were just trading -- switch -- you know, vehicles. So when I walked up -- Brandon's driveway is one way in and one way out.
Q. Okay.
A. I pulled in this way. Her car was already

headed out, and I thought that was strange. There was somebody in the car, but I couldn't tell who it was. When I got out of the car, she was standing on the porch.

Q. She is?

A. Tara.

Q. Tara?

A. I'm sorry. Tara was standing on the porch. She said -- because she could tell I was mad because he wasn't ready to go. So she said, "I just beat on the window and woke him up." Well, it was like a minute or two, I heard Brandon unlocking the door. And, you know, he's standing there with his hair all over his head in sleep clothes, you know.

Q. Like he had just woke up?

A. Like he had just woke up. Well, she had in her hand titles. I could tell they were titles.

Q. Okay.

A. Because I'm thinking, we don't have time to fool with these titles today and this trade business because we're supposed to be at the school at nine o'clock.

So, anyway, Brandon unlocks the door and we walk in. And she says something about the titles, about insurance, and Brandon kneels down on the

coffee table.

She said, "Sign right here." Brandon signs. And Brandon says, "I got to get in the shower." So Brandon leaves and goes to get in the shower.

Well, making small talk, you know, Tara says, "Oh, I hit a deer in mama's car last night and she's furious," you know, "I got to get it fixed," and just small talk for maybe two, three minutes. And she said, "Well, I'm going," and she left.

Q. So how long a time period if you had to guess, I mean, just approximate, was Tara there until she left?

A. (No response.)

Q. Let me rephrase this. When you arrived, Tara was already there?

A. Yes.

Q. So how long were you there with Tara before she left?

A. Before she left? Probably five or six minutes.

Q. Okay.

A. Just long enough for Brandon to sign that title and, you know, she made small talk with me about her mama's car and she left.

Q. Now, what kind of car was it in the driveway?

A. It was a red car. But to be honest with you, I

don't know cars so ---
Q. Certainly.
A. --- I -- I can't tell you what make, model, or anything.
Q. Okay. Sure.
A. I'm terrible with that.
Q. So as far as you know, Tara was there for some sort of business purpose, a legitimate ---
A. To -- for the titles for the truck and the car that they were swapping.
Q. Okay. Did Tara drive off in this Montero or whichever car?
A. No. She drove off in the red vehicle.
Q. Okay. How long did you stay at Brandon's?
A. Brandon and I left at 20 minutes until 9:00. And I know that for a fact because, like I say, he knew I was mad because he wasn't ready to go.
And he said, "Mama, it's just 20 minutes till 9:00. We got plenty of time to get there," you know, trying to appease me I guess.
Q. Okay.
A. So I'm sure that it was 20 minutes till 9:00 when we left.
Q. Was Brayden there with you?
A. No. Brayden was at school.

Q. He was already at school?
A. He was at school. We were going to this Color Run.
Q. Gotcha.
A. And he was at school.
Q. Okay. So, again, I think I just asked this, but tell me one more time. How long were you there at Brandon's?
A. I arrived at 8:15 -- between 8:15 and 8:20, and we left at 20 minutes till 9:00.
Q. So about 20 minutes?
A. Yes.
Q. Okay. Now, after Ms. Thomason left, did you see anyone -- anyone else drive by the property?
A. I saw an Abbeville County -- I walked out on the porch while Brandon was getting ready, and an Abbeville County deputy rode by and, I mean, he waved and I waved, you know.
Q. Certainly.
A. Not long ---
Q. What kind of car -- I'm sorry. Go ahead.
A. Not long after that is when we left.
Q. Okay. So is he ---
A. He was in a -- a deputy -- a white marked deputy car.

Q. Car?
A. Yes.
Q. Okay. How long did you stay at the Color Run?
A. We were there until -- because we got Brayden out early because he was a mess. He had this chalky stuff all over him. We left. I know it was around lunchtime because after we left, I asked if he -- you know, if we wanted to stop and get something to eat.
Q. Okay.
A. And he said, no, you know, he wanted to go home and get that stuff off of him, so we came straight home.
Q. Straight home?
A. Well, we went straight to Brandon's house.
Q. Brandon's house?
A. Yeah.
Q. Okay. And that would've been ---
A. We were there probably by one o'clock.
Q. One o'clock. Was anybody there when you arrived after the Color Run?
A. I didn't see anybody. No.
Q. Okay. And how long did you stay at Brandon's after you came back?
A. Probably 20, 30 minutes because I asked Brayden

if he -- sometimes he likes to go to my house and play. Sometimes he likes to stay at his daddy's house because they have four wheelers and things like that and, you know, they ride and do things out there.

Q. Okay.

A. And he said he wanted to stay with his daddy, so I left.

Q. So you were not there when the police executed the search warrant?

A. No.

Q. All right. Now, was Tara at Brandon's house when y'all came back from the Color Run?

A. No.

Q. No. All right. Did you notice any security cameras at Brandon's house?

A. Yes, sir. I know that Brandon has security cameras. Yes.

Q. Did you see any? Had you seen them there before?

A. Oh, yes.

Q. Okay. Where do you see them?

A. He's got several there. There are some on the shop, and I think there's one on the tree out facing the shop and, you know, he's got several.

MR. MCCANTS: Sure. Beg the Court's indulgence for one second.

(Counsel conferred briefly.)

MR. MCCANTS: Nothing further. Please answer any questions the State may have.

THE WITNESS: I'll be glad to.

THE COURT: All right. Mr. Black, your witness -- or Mr. Brown.

CROSS-EXAMINATION

BY MR. BROWN:

Q. Good afternoon, Ms. Moore.

A. Hi.

Q. Now, your Brandon Moore's mother?

A. I am.

Q. Okay. And on March 29, 2018, do you remember going to Mr. Moore's house?

A. Yes, sir.

Q. And where does he live?

A. At [redacted] McKenley Creek.

Q. Is that off Highway 72 going to Calhoun Falls?

A. It is.

Q. When you come off McKenley Creek and 72 is in front of you, what's on the other side of that road? Is there another road?

A. If you're coming towards 72?

Q. Off of McKenley Creek. Yes, ma'am.
A. Yeah. There's a house, a brick house, that sits on the corner of 72 and McKenley Creek. As a matter of fact, there's a brick house on both sides.
Q. Is Mud Creek on the -- Mud Creek on the other side of the road?
A. It's across 72.
Q. Okay. Ms. Moore, you stated you got to Brandon's house between 8:15 and 8:20?
A. That's correct.
Q. Roughly, about that time?
A. That's correct.
Q. And who was already there?
A. Tara Thomason was there on the front porch because she said, "I've beat on the window and woke him up."
Q. Do you know how long Tara Thomason was there at his house before you arrived?
A. No, I don't. I just know she was on the porch when I got there.
Q. Do you know for certain if Brandon had been out of the house earlier that morning?
A. He had not because he unlocked the door to let us in, and you could tell visibly looking at him that he had just woke up.

Q. How long have you known Ms. Thompson -- or Ms. Thomason?
A. Probably for 20 years.
Q. Who was there in the car with Ms. Thomason?
A. I did not -- I couldn't tell. I knew there was a person in the passenger seat, but I could not tell who they were. I couldn't even tell you if it was a man or a woman.
Q. Well, what kind of color car were they in?
A. It was a reddish looking car, but I don't know makes and models.
Q. Prior to you getting to the house, I heard Mr. McCants ask you a question, and I briefly heard a white Explorer. Tell me about that. Where did you see a white Explorer?
A. I didn't say a white Explorer.
Q. Did you say anything about a marked vehicle or an unmarked vehicle?
A. Yes. I said a deputy -- that was a deputy's car like the marked cars that all deputies drive ---
Q. Yes, ma'am.
A. --- go down the road.
Q. Where did you see that?
A. I saw it in front of Brandon's house, I mean, going right in front of Brandon's. Coming from

Island Ford going towards 72.

Q. And when was that?

A. That was right before we left, which we left at 20 minutes till 9:00, and I would say probably five minutes before we left.

Q. How -- so how long had Ms. Thomason already been gone by the time you saw that sheriff deputy's car?

A. She left probably around 8:30, so it was probably, at the most, ten minutes, but I -- I really doubt that it was ten minutes.

Q. When you all left McKenley Creek Road, could you see if Ms. Thomason's car had been pulled over on Mud Creek Road?

A. No, sir. Because when we left, I came in on 72 to pick Brandon up, but it's closer to go Abbeville if you turn to the right and go to Island Ford Road to come to Abbeville. So I did not go back towards 72. I went towards Island Ford.

Q. So you -- you would not have been able to see that car?

A. No.

Q. Okay. Now, Ms. Moore, when you saw that sheriff deputy's car ride by your son's house, did you let your son know that car had gone by the

house?
A. Not until we got in the car to leave and I said, "Abbeville County just rode by here," and I said, "That's strange," because they're not -- you don't normally see them on that road. And I just made -- I just said, "Abbeville County just rode by." I said, "That's unusual."
Q. And Brandon was in the car when you made that statement?
A. Yeah, we were on our way. We had just left to go to the Color Run. Because, I mean, the deputy waved and I waved, you know.
Q. And who all was in the car with you?
A. Just Brandon and myself.
Q. How many children does Brandon have?
A. He has one biological son, and he has a stepdaughter.
Q. And who is the mother of his children or the mothers of the children?
A. Shanna Moore, his wife, is the stepchild. And then Jenna "Wice" or "Weece." I don't know how she pronounces it.
Q. Yes, ma'am.
A. Is the mother of Brayden.
Q. And one of those ladies live at the house?

A. His wife.
Q. On the afternoon when y'all got back from the mud run, you stated you got there around a little after 12:00?
A. It was between 12:00 and 1:00.
Q. Did you stay the rest of the afternoon ---
A. No.
Q. --- or did you leave? When you're not there, do you know what all goes on at that house?
A. When I'm not there, no.
Q. Okay.
A. I mean, I know when Brayden is there, they ride four wheelers and, you know, he has all kind of things out there that they -- they do.
Q. But the rest of the afternoon you don't know what went on at the house or what was kept at the house or what was being done at the house; is that right?
A. No.
Q. And prior to you arriving that morning, you don't know what really happened before you arrived; is that correct?
A. That's correct.
MR. BROWN: No further questions.
MR. MCCANTS: Nothing further, Judge.

THE COURT: Thank you, ma'am. You may step down.

THE WITNESS: Okay.

(Witness excused.)

MR. MCCANTS: Judge, defense would now call Brandon Moore.

THE DEFENDANT: (Approaching.)

THE CLERK: The evidence you're about to give the Court be the truth, the whole truth, and nothing but the truth?

THE DEFENDANT: Yes, ma'am.

BRANDON MOORE,

having been produced and first duly sworn as a witness on behalf of the Defendant, testified as follows:

DIRECT EXAMINATION

BY MR. MCCANTS:

Q. Okay. Brandon, how are you doing, man?

A. Good.

Q. Please state your full name.

A. Brandon Keith Moore.

Q. All right. How old are you?

A. Thirty-six.

Q. And where are where you from?

A. Calhoun Falls.

Q. South Carolina?
A. Correct.
Q. Are you married?
A. I am.
Q. Again, sorry. How many kids do you have?
A. I have one biological son, and I have a stepdaughter, and I actually have a child on the way.
Q. A child on the way?
A. Yes.
Q. Okay. And how old is your biological son?
A. My biological son is nine now.
Q. He's nine?
A. Uh-huh.
Q. All right. And how old is your stepdaughter?
A. She's six.
Q. She's six? Okay. And how far along is this new kid?
A. She's brand new.
Q. What's that?
A. It's brand new.
Q. Brand new?
A. Like a month.
Q. All right. How far did you go in school?
A. I got out of regular school in tenth grade, and

then I joined the military and got my diploma through the military.

Q. Okay. What branch of the military?

A. Army National Guard.

Q. And what was your MLS?

A. I was 42 Alpha which was a human resource person.

Q. Okay. Are you still in the military?

A. I'm on IRR which is, you know, the readiness reserve.

Q. IOR?

A. IRR.

Q. And what does that stand for?

A. Inactive readiness reserve.

Q. All right. What is that?

A. You're just inactive. I mean, I could go to war. It's like the draft kind of.

Q. Okay. Gotcha. Do you draw any pay from that?

A. No, sir.

Q. All right. So March of last year, where did you work?

A. March of last year, I was still unemployed. I had done work around the house working on cars. I was trying to start up my own business doing property maintenance like lawn care and pressure

washing, you know, just anything really.
Q. Certainly. Now, we saw some of these photos. I'll see if I can find one, but you've got a shop on that property?
A. Correct.
Q. All right. What's your address again?
A. [redacted] McKenley Creek.
Q. Are you still at that address?
A. I am.
Q. Okay. This looks like State's 3. That building right there would be your shop; is that right?
A. Yes, sir.
Q. Okay. So what did you primarily use that for?
A. Work. Working on cars mainly.
Q. Cars. Well, do you just work on cars?
A. No. We work on cars, anything -- lawnmowers; small engines; chainsaws.
Q. Okay. Do you sell cars too that you ---
A. Yeah, I sell a few.
Q. Okay. And what do you do for work now?
A. The same thing.
Q. Same thing. All right. So I'm going to ask you about, you know, March 29, 2018, and I've got that down as a Thursday. Does that sound right?

A. Yes, sir.
Q. So let's start from the beginning. What were you doing that morning?
A. I was asleep. I was going to my son's Color Run that morning. We were supposed to leave at 8:30, I believe. My mom always different times and she sticks to them.
Q. Pull that microphone up just a little bit. I'm having trouble hearing you.
A. (Complying.)
Q. There you go. All right. So the Color Run again is what?
A. They pretty much run laps and throw chalk at each other, I guess that's what they do, or die.
Q. Okay. So what was going on at your house that morning?
A. I don't know. When I woke up, my mom and Tara was on my front porch. They beat on my window.
Q. That's how you woke up?
A. Yeah.
Q. Okay. So you don't know how long Tara had been there?
A. Not really.
Q. All right. And what was your son doing that morning?

A. He was at school.
Q. Already at school?
A. Yes.
Q. And what time does he typically go to school?
A. He has to be there by 8:00. Him and his mom, we split custody. So it we actually my -- his mom had him at that time, and I was picking him up that day from school.
Q. So she took him to school?
A. Yeah, his mom did. He wasn't with me at the time.
Q. Okay. So you wake up. Did you speak to Tara?
A. When I woke up? Not until I let them in the house.
Q. Yeah, certainly. All right. What did y'all talk about?
A. The titles. She wanted me to sign the title to the Montero and the truck.
Q. All right. Explain that a little bit more, the titles.
A. Her nephew had a Mazda B3000 that I was doing some work on, and I had just expressed an interest in it. You know, I said, "It's a nice little truck."
And he had been by the house a few times, and

he liked the Montero. So we worked out a deal. We was going to swap vehicles, you know, as soon as all the work and stuff was done on the truck, so that was in the process.

Q. What vehicle were you going to trade for that?

A. For the truck?

Q. For the Montero?

A. Oh, the silver Mazda B3000.

Q. Gotcha. Okay. And who was her cousin?

A. It's her nephew.

Q. Nephew. I'm sorry.

A. Jaden Law.

Q. Jaden?

A. Uh-huh.

Q. Okay. All right. So I asked your mother this. I'm going to ask you. What time did you ride -- arrive back home from the Color Run?

A. A little after lunch, probably 12:30, 1:00ish. Something like that.

Q. Okay. And, obviously, you know the police showed up that night?

A. Yes, sir.

Q. What did you do in between the time that you arrived back home and the police showing up at about 6:00 p.m.?

A. As soon as we got home, Brayden went inside to change. I went down to my shop, checked my surveillance videos just like I do every single day.

And my son came down. Me and him messed around. I mean, we tinker around with everything. We was riding four wheelers, you know, just spinning and playing, you know, like we always do.

Q. Certainly. All right. Real quick. Going to these security cameras. You say you check them I guess pretty regularly, but how often do you check them?

A. Pretty much every day.

Q. All right. At a certain point in the day or...

A. Just when I get in the shop, you know, for the day and look up to see and check my cameras, you know.

Q. Sure. And what is the purpose of these security cameras?

A. I mean, we live in the middle of nowhere. So it's a five-mile long dirt road, and we live dead in the middle of it, so...

Q. Okay.

A. I mean, you never know what's going to happen.

Q. So where were these cameras located?

A. I've got them on my house, on my shop, up and

down both driveways. And that's, you know, pretty much it.

Q. All right. Going back to when the police arrived. Where were you when that happened?

A. I was in my shop.

Q. All right. What were you doing?

A. Me and my son was in there. Don't really remember what we was doing, but we was in there tinkering with something.

Q. Tinkering with something?

A. Uh-huh. Probably like, you know, a little small engine or something.

Q. Certainly.

A. I think he had a little go cart at the time.

Q. Let me see if I can find it. Do you see that, Brandon?

A. I can.

Q. All right. Is that -- what is that back there? Is that a vehicle?

A. Yes.

Q. Is that a vehicle that you owned?

A. Yes.

Q. Okay. Is that something you were working on?

A. Yes.

Q. All right. And it looks like there's some

tools in there. Would you agree with that?
A. Yes, sir.
Q. Now, in State's -- State's Exhibit 28, do you see some vehicles in that photo?
A. Yes, sir.
Q. All right. This vehicle right here (indicating), is that one of yours?
A. No, sir.
Q. Who does that belong to?
A. That belonged to a guy named Jeffrey at the time.
Q. All right. What kind of car is that?
A. That's a GMC Sonoma.
Q. All right. Why was it in your driveway?
A. We was putting a CD axle in it.
Q. CD axle?
A. Yes, sir.
Q. And this vehicle right there (indicating), whose is that?
A. That is Tara's truck.
Q. All right. Why was that on your property?
A. At the time we was working on it.
Q. What exactly were you doing?
A. At the time then we was just doing a tune-up. It needed plugs and wires. It had a few wiring

issues, just some small little things.
Q. Spark plugs?
A. Uh-huh.
Q. All right. And this, if you can see, what is that right behind that?
A. To the right?
Q. So right in front of the truck.
A. The motorcycle?
Q. Yep. Is that yours?
A. Yes.
Q. All right. And to the right of that?
A. That is a '99 Chevrolet Camaro.
Q. Why is that in -- on your property?
A. We was doing some work on that too. Ended up buying it, but at the time we was putting a transmission in it.
Q. A transmission. So you would agree that you know your way around a car?
A. I mean, I do my -- do my best.
Q. How long have you been working on cars?
A. I mean, I've piddled with them my whole life, I guess. Since I was old enough to start turning wrenches.
Q. Certainly. So I guess these people hired you to fix their cars?

A. Yeah.
Q. That's why these cars are on your property?
A. Yes, sir.
Q. All right. And real quick. In this photo, would there have been a security camera somewhere, you know, in the vicinity of where this picture was taken?
A. Yes.
Q. Okay. And your security cameras, on the morning of, you know, March 29th or on that day, when you reviewed the cameras, did you notice anything?
A. Yes.
Q. What did you notice?
A. I seen Tara walk into the picture because I have a security camera that faces right down, like, in front of that truck, but it was -- it's not a driveway, but there's a path down through there to the dirt road. And I have a camera that points on there and it shows her walk into the picture and put something into -- into my heater.
Q. Brandon, actually, why don't you step down and point out where that video camera was.
A. Where the camera is?
Q. Yep.

A. I have one on this tree right here (indicating).
Q. Okay. And where is the, I guess, field of vision for that camera? Where would that be?
A. The path I was talking about is right down through here (indicating). You can just about -- see, there's the cable -- the fourth camera right there.
Q. All right. And so that camera would've captured activity, you know, of anything that happened in front of that shop; is that right?
A. That one didn't catch the whole shop. It caught like the side. It's pretty much to the right over here (indicating).
Q. Sure.
A. There's another one on this here tree here that actually got the rest of it from the shop.
Q. Okay. All right. Take a seat.
A. (Complying.)
Q. And I did ask you a minute -- a minute ago. How often do you review these recordings?
A. Every day.
Q. And what are they recorded on?
A. The DVR.
Q. A DVR?

A. Yes. It's part of the system.
Q. Okay. And how long did that DVR, I guess, keep videos?
A. Thirty days.
Q. Thirty days. All right. Do you still have this video of her?
A. I don't.
Q. All right. What happened to it?
A. I upgraded my system. I went from a four camera to a ten camera at the shop, and then I went along with the deal.
Q. So at the time of installing this new system, you had the video?
A. No. It had been -- been done erased.
Q. Okay. Now, how do you know Tara Thomason?
A. I just know her for years. You know, I was in the finance business years ago. And when I first got in the business, she was actually in the same company as I was.
Q. So you've known her about 20 years you say?
A. Yeah, give or take.
Q. Okay. Is she related to you?
A. No.
Q. All right. So tell me again real quick, what sort of business deal? It was a trade off of

vehicles that you had with her?
A. We were trading the Montero for the Mazda.
Q. Right. Did it cost anything?
A. Not that I know of. No. It didn't cost me anything.
Q. No money involved?
A. No.
Q. All right. Did your video camera have a time stamp? In other words, did the recording that you saw have the time that it was recorded?
A. It wouldn't -- well, yes. Playing it back, it would've had a time stamp.
Q. Do you remember what time it was?
A. No. I didn't really pay no attention.
Q. But you reviewed it about one -- between 1:00 and 6:00, correct?
A. Yeah.
Q. All right. So after you saw her put something in the stove, did you go see what it was?
A. I didn't. By this time, my son had got down there and just started doing our own thing.
Q. Had Tara done anything like this before?
A. No. Well, I mean, she popped in out of the house, you know, because like I say, she had that vehicle there. And then at one time her car was

there, so, I mean, she would pop in and out and I didn't think nothing about it. You know, she might be getting something out of the car or whatever.
Q. So she had been on your property without you being there before?
A. Correct.
Q. All right. To get stuff out of her car?
A. Uh-huh.
Q. Okay. Were you aware of her drug habits?
A. Yes.
Q. Why didn't you call the police?
A. Really, at the time, I don't really -- I don't have an answer for that. I just -- my son was there. I really didn't know what to do.
Q. Okay. So, again, based on her prior actions, you assumed that she was there just for a legitimate purpose?
A. Yes.
Q. All right. Did it raise a red flag when you saw her go to the stove?
A. It did.
Q. Okay. And you would agree with me that distribution of methamphetamine is quite dangerous?
A. Right.
Q. Okay. Do you know any other Brandons in

Abbeville County?
A. Yes, sir.
Q. Okay. Are they known meth users?
A. I don't know.
Q. Sort of like, you know, Tara is a meth user?
A. Yeah, I mean, she has a name. I've known some that might've been, yeah.
Q. Certainly. Do you issue receipts as part of your business?
A. We will, you know, if a customer requests a receipt, we'll give it to them.
Q. Okay. Have you spoken with Tara since her arrest?
A. Yes.
Q. How many times roughly do you think you've spoken to her?
A. Probably over 20 times.
Q. Okay. In person?
A. No.
Q. Over the phone?
A. Yes.
Q. Where did she call you from?
A. Spartanburg County Detention Center.
Q. Okay. And to your knowledge, were these phone calls recorded?

A. Yes.
Q. All right. Would you recognize her voice?
A. Yes.
Q. If you heard her voice, could you be sure that it was her?
A. One hundred percent.
MR. MCCANTS: All right. Judge, I have at least one jail phone call I'd like to introduce. I think he needs to authenticate it before.
THE COURT: Mr. Bailiff, would you take our jury to the jury room, please.
THE BAILIFF: (Complying.)
(At 4:20 p.m., jury left the courtroom.)
THE COURT: All right. So, Mr. McCants, you're going to proffer the evidence?
MR. MCCANTS: I am, Your Honor.
THE COURT: Okay. Proceed.
MR. MCCANTS: All right. So, Brandon, I'm going to -- once you recognize -- I need you to authenticate both speakers' voices. Okay.
(Playing jail call.)

PROFFER EXAMINATION

BY MR. MCCANTS:
Q. All right. Brandon, based on that, are you able to tell whose voices those are?

A. Yep. It's me and Tara Thomason.

MR. MCCANTS: Okay.

(Playing jail call.)

THE COURT: Let me see the attorneys in chambers.

MR. MCCANTS: Yes, sir.

THE COURT: Mr. -- Mr. Moore, you're under oath. You should keep your seat. You can't discuss your testimony with anyone while you're under oath.

(From 4:33 to 4:37 p.m., brief recess.)

THE COURT: All right. Mr. McCants, you wish to be heard?

MR. MCCANTS: Thank you, Judge. Subject to the State's ruling, I would ask that you admit this, but my understanding is you're going to sustain their objection.

MR. BROWN: Judge, just formally. We would object to that coming in. It is riddled with talking about plea negotiations, the penalty he is facing in a trafficking scenario.

Also, last week Ms. -- Ms. Tara Thomason did assert her Fifth Amendment right to remain silent, to not put herself in any other type of criminal liability in this case, and that disk clearly does. Without her being here to refute or try to put into

context of what she's saying, we would object to that being entered in.

THE COURT: I'm going to sustain the objection. The tape is replete with problems. Even if you were able to glean a reasonable portion to it, it would be so heavily redacted as to -- it would be difficult to present and also, frankly, significant portions of it are highly prejudicial to the defendant ---

MR. MCCANTS: Certainly, Judge.

THE COURT: --- to put into evidence, so I'm going to sustain the objection.

MR. MCCANTS: Thank you, Your Honor.

THE COURT: Okay. Let's get -- let's get our jury back in.

THE BAILIFF: (Complying.)

(At 4:39 p.m., jury entered the courtroom.)

THE COURT: Mr. McCants.

MR. MCCANTS: Thank you, Judge. May it please the Court?

CONT. DIRECT EXAMINATION

BY MR. MCCANTS:

Q. So, Brandon, just to quickly go back to when the police arrived on your property. Who did you encounter first? Do you recall?

A. It was Matthew Graham.
Q. All right. And how many police officers were there to your recollection?
A. Five I think, maybe six.
Q. Okay. Were they wearing body cameras?
A. Not that I seen or was aware of.
Q. Did you see any sort of recording device?
A. No, sir.
Q. Did you see them take notes?
A. Right before they got ready to leave, but I can't recall who it was, but somebody had a piece of paper and was writing down stuff that they had took -- had taken.
Q. All right. Okay. Do you recall speaking -- well, actually, let me ask you this: Do you know who Mirandized you?
A. Matthew Graham.
Q. Okay. Do you remember speaking to him?
A. Yes.
Q. All right. What did you tell him?
A. I told him I didn't want to talk, you know. I just want to remain silent.
Q. Okay. Anything else?
A. Not right then.
Q. Okay. So after you told him that, what

happened next?
A. We walked up towards the house and we met about halfway in the middle of the yard, and that's when they started reading me and my wife the search warrant.
Q. Okay. After they -- they got done reading the search warrant to you and your wife, what then happened?
A. Graham told me that I might as well give it up. They had drug dogs on the way, and Tara Thomason had already told them what she had left there.
Q. Okay. Now, there's an allegation that you gave a statement to, I believe it was, Lieutenant Graham. What statement did you give?
A. I told him, you know, right then, I said, "Well," I said, "I got three conditions." I said, "First off, let me get my son out of here before we go any further. Second off, you don't tear my house apart. And third, my wife hasn't got anything to do with anything that's happened or is going to happen here."
Q. Sure.
A. And they agreed to it, so then we went up to the porch and I think Matthew Graham called my son's mother and we sit there and just made small talk

until she got there to pick my son up.
Q. Okay. Now, there's an allegation that you walked with one of the police officers down to this wooden stove.
A. Yeah. After my son was picked up, I can't -- I can't recall which one it was, Hines or Graham, that I walked down there with. But after he left and we walked down there and I said, "This is what she left."
Q. Did you mention the word "meth"?
A. No.
Q. Did you mention the world "methamphetamine"?
A. No.
Q. How about "ice"?
A. No.
Q. "Crank"?
A. No.
Q. "Drugs"?
A. Huh-uh.
Q. And, again, you saw Tara put something in that stove based on your video camera recording?
A. That's correct.
Q. And you never went down there to check?
A. No, I didn't.
Q. You just saw it on the video?

A. (Nonverbal response.)

MR. MCCANTS: Beg the Court's indulgence for one second, Judge.

BY MR. MCCANTS:

Q. Brandon, just a few more questions. The police take your phone?

A. No, sir.

Q. Did they look at it?

A. No, sir.

MR. MCCANTS: All right. Please answer any questions the State may have for you. Okay.

THE COURT: All right. Mr. Black.

MR. BLACK: Thank you, Your Honor.

CROSS-EXAMINATION

BY MR. BLACK:

Q. All right. Mr. Moore, let's -- let's start from the top. On the 29th, you stated that you were in bed about 8:15, 8:20, when you got a knock on the door?

A. I'm not really sure what time it was. No, it wasn't a knock on the door. It was beating on my window.

Q. On the window. Is that where your bedroom was?

A. Yeah, my bedroom window is on my front porch.

Q. Okay. And this woke you up?

A. Uh-huh.
Q. Was your wife with you at this point?
A. She was.
Q. And what's her name?
A. Shanna.
Q. Shanna what?
A. Moore. Well, now it's Shanna Fleming.
Q. So were y'all married at the time?
A. No.
Q. Y'all were not -- y'all were not married at the time?
A. Huh-uh.
Q. Are you married now?
A. Yes.
Q. Okay. So she was with you?
A. Yes.
Q. Was she also in bed?
A. She was. She had gotten in bed, I guess, a little bit earlier. She had worked third the night before.
Q. All right. So you get this beating on the window. You go to the door, unlock the door. Who's standing there?
A. Tara and my mom.
Q. Both of them are standing there?

A. Yes, sir.
Q. And so at that point, you're in your pajamas I'm guessing? It's March. You're probably wearing gym shorts and a t-shirt or something?
A. Yeah, basketball shorts.
Q. And that's typically what you sleep in?
A. Yes, sir.
Q. And at that point, did your mom and Tara come inside?
A. Yes. We walked into my living room to the coffee table.
Q. And did y'all sit down on the coffee table?
A. No. I think Tara and my mom sat on the couch and I kind of kneeled down at the coffee table to sign the title.
Q. And so your mom was trying to get you to hurry up to go to your son's program at school; is that right?
A. Oh, yeah.
Q. Was your son staying with you that night?
A. Yeah, he would've been staying with me, but I -- he wasn't with me the night before.
Q. Then -- okay. So the night before the 29th, which would've been the 28th, the night of the 28th into the morning of the 29th, he was not there?

A. No, sir.
Q. Okay. But he was planning on being there the next day?
A. Yes.
Q. And you had arranged this with his maternal mother?
A. Yes.
Q. And her name is Jenna Wies, correct?
A. Yes.
Q. And were you ever married with her?
A. No.
Q. Did y'all date for a while?
A. Yeah. We was together five years I believe.
Q. And you and her had Brayden, correct?
A. Correct.
Q. Okay. Now, going back to the incident. You and your mother and Tara all in the room. Your mother, does she sit down at the coffee table with you and Tara?
A. Yes.
Q. She does. Okay. So y'all are all sitting there kind of conducting business?
A. Uh-huh.
Q. Tara has got some titles and she's getting you to sign these titles?

A. Yes, sir.
Q. And so how many titles were there?
A. There was two titles. I signed one.
Q. Which one was it?
A. So the one for the Montero.
Q. The Montero?
A. I didn't really look. My mom was rushing me. I mean, I trusted her. I just signed the title.
Q. You trusted Tara?
A. I trusted her with the title. I mean, it wasn't that big of a deal to me at the time.
Q. What was given in exchange for the title?
A. Nothing.
Q. So you just signed it and basically you took possession of the vehicle?
A. What do you mean?
Q. Or you signed it over to her? Who got -- who got the car?
A. We both got cars.
Q. Okay. And was that car still in your -- in your driveway? Was it any -- in any of those pictures?
A. The truck was; the Montero wasn't.
Q. Where'd the Montero go?
A. I believe the Montero was -- it was on the

property. It wasn't in none of the pictures though.
Q. But it was still on the property?
A. Yes.
Q. At that point, your mom is still, you know, yelling at you to hurry up. We got to go to school for your son's program. Tara is trying to get you to sign the title. Did you -- you ended up signing the title, correct?
A. Yes.
Q. Then you went and jumped in the shower?
A. Uh-huh.
Q. At that point, did Tara leave or was she still there?
A. I got in the shower. I mean, she was gone when I got out.
Q. Okay. So Tara left at that point. You didn't see her again?
A. No.
Q. Okay. So at that point, you and your mom got in the car; is that right?
A. That's correct.
Q. How long -- how long were you in the shower for, five minutes?
A. Yeah, not long. Like I said, my mom was rushing me.

Q. And your son, what school was he going to?
A. Long Cane.
Q. Where is that at?
A. It's on Highway 72 going towards Greenwood.
Q. So y'all had to drive from Calhoun Falls to Long Cane which is, what, 20 minutes?
A. Yeah.
Q. His program started at what time again?
A. Nine o'clock.
Q. All right. Did y'all make it on time?
A. Yes.
Q. When you got in the car, your mother, I think she testified too that she made a comment to you about a Sheriff's deputy riding up and down the road.
A. That's correct.
Q. She did tell you that?
A. Uh-huh.
Q. What was your reaction?
A. I didn't really have one.
Q. Okay.
A. I said, "All right."
Q. And that was -- did you say that was unusual or I guess that was your mother?
A. It's -- I mean, it's -- talking about unusual

coming from my mom or unusual that the deputy rode by?

Q. I think your mom said that it was unusual that a deputy had rode by.

A. We live on that long dirt road and we don't get much traffic. So to see a deputy, it was kind of unusual.

Q. But you didn't see this deputy?

A. I did not.

Q. You just took it from your mom that she saw it?

A. Correct.

Q. Okay. After the program, how long did the program last for?

A. I -- I'm not real sure. Maybe -- maybe an hour and a half maybe.

Q. Did you -- did -- was it a half day or was it a full day?

A. I can't recall. Talking about the -- for school?

Q. (Nonverbal response.)

A. I guess it was a full day because I dismissed Brayden early that day.

Q. You got him out early?

A. Uh-huh.

Q. Well, did -- was your mom with you?

A. Yeah. That was -- soon as he did his Color Run, they dismissed him.

Q. Okay. So you got him out and then what happened? Did y'all go back to Calhoun Falls or did you go somewhere else?

A. No. I want to say we went straight to my house. Yeah, because we was going to get something to eat, but Brayden wanted to go home and get to the house.

Q. I'm sorry. I didn't catch that last part.

A. We was going to go get something to eat, but Brayden wanted to go home and get his clothes off because he had that dye all over him.

Q. I see. So y'all went back. I'm guessing he bathed, took a shower, and cleaned up?

A. Yeah.

Q. At that point, y'all spent the rest of the afternoon just kind of hanging out in the shop working on stuff, playing, father-son relationship?

A. That's correct.

Q. Okay. And then officers eventually showed up about six o'clock I think was the testimony later on that afternoon?

A. Uh-huh.

Q. That's a "yes"?

A. I'm not 100 percent on what time they got there, but, yeah, it's around that time frame.
Q. And then your girlfriend, Shanna Fleming, now Shanna Moore, she was there?
A. Yes.
Q. Was she there the whole afternoon with you guys?
A. Yes. But she was asleep because like I said, she worked third the night before.
Q. Okay. There was a little bit of question by Mr. McCants about your job at the time. Where were you working again at the time?
A. I was just, you know, worked on cars, cut grass, done my own thing.
Q. Okay. Did you do -- people paid you for this?
A. Yes.
Q. Okay. Have you had a job since March of last year?
A. Since March of last year, I hadn't. I mean, I hadn't worked in close to two years. I was hit by a drunk driver two years ago. I was in a bad wreck, me and my kids, and I haven't worked since then.
Q. Okay.
A. I have shoulder problems.
Q. And I'm guessing, I mean, y'all probably got --

y'all got a settlement from that?
A. It wasn't -- it wasn't that much.
Q. Wasn't a lot?
A. Huh-uh.
Q. So are you disabled?
A. I'm not disabled. I mean, I'm -- I'm not going to file for disability.
Q. Okay. But -- so you didn't have a job from March of 2018 until now, you don't have a ---
A. Well, I mean, I'm working for myself, you know. I work around the house and on cars. Like I say, do odd-end jobs, I mean.
Q. Tinker -- tinker with cars and lawnmowers and whatnot, four wheelers?
A. We do okay.
Q. So you had a security camera system at the time. You had four cameras in your -- on that security system?
A. On that particular system, there was four just down there.
Q. All right. And where were the cameras located at that point?
A. The cameras were located on the top of the shop, the cedar tree in front of the shop, the one that I pointed out on the screen, and one on the

back of the shop.
Q. So most of them were around the shop?
A. Those was.
Q. Well, did you have more?
A. Yeah, I had a whole nother system at my house.
Q. So you had two systems?
A. Correct.
Q. Okay. How many -- how many covered your house?
A. My house? Four.
Q. So you had eight total?
A. I believe so. I had a wireless one. One or two wireless cameras at one time, but I -- I don't do wireless no more.
Q. Okay. And so it would go to -- how -- how did -- how did this work? Did it go to like a system?
A. It would go to my DVR.
Q. DVR?
A. Uh-huh.
Q. Is that your -- is that a computer?
A. No. It's just...
Q. A television?
A. I -- I'm not really computer savvy. It's just what comes with the cameras, the little box that comes with the cameras.

Q. All right. So you have eight on your house and you had ---

A. No. I had eight ---

Q. Eight total. I'm sorry. Four on the house; four on the shop?

A. Correct.

Q. And this was March 29th of 2018?

A. Correct.

Q. And I think you testified that it kept for about 30 days?

A. Yeah. I believe that system kept for 30 days. I'm not sure. I mean, that system gave me so many problems. At one time my hard drive just completely failed and it wouldn't even record at all. And then one time -- I mean, I had -- just had problems. I had problems out of it.

So, I mean, I'm not a hundred percent how it actually kept them. I pretty much know that I could go back and watch the day before, and that's pretty much the gist of what I knew how to do, besides hang them.

Q. But then you eventually upgraded that system, correct?

A. I did.

Q. When did you do that?

A. I'm not really sure. I mean, it wasn't -- it wasn't too long.
Q. Well, give me a season. Was it the spring or the summer or the fall? Was it just wintertime?
A. It seems like was summertime.
Q. Summer of '18?
A. Possibly.
Q. Maybe -- maybe that's kind of what you're thinking, but you're not a hundred percent sure?
A. I'm not a hundred percent sure.
Q. Okay. You stated -- I think you stated on your direct examination that you went back and checked the security footage after the Color Run, is that correct, after the program with your child?
A. It was when we got home. I mean, yeah, within an hour of getting back.
Q. After lunch?
A. Uh-huh.
Q. Okay. And you said you checked the camera and you saw Tara in the general vicinity of your building; is that right?
A. She was come into the screen into the picture right there where my heater was at. And I could see her doing something with the heater.
Q. You could see her doing something with it?

A. Uh-huh.
Q. Okay. And you think this was right after lunch?
A. Yeah, I mean, it's lunchtime, yeah.
Q. Okay. Did you ever go check and see what was going on with that?
A. I did not.
Q. Did you -- did you ever call law enforcement or dispatch?
A. I did not.
Q. How many cameras look at that shop now?
A. At the present moment, I've got a bunch of them down because, like I say, I really don't know a whole lot about the things. I think I've got three running right now.
Q. Three running. When you first installed it, how many -- how many were working?
A. Between the house and there, I had ten.
Q. Ten total?
A. Uh-huh.
Q. So you just added two -- two additional cameras?
A. Uh-huh.
Q. And they look over the driveway too when you come into your driveway?

A. Uh-huh.
Q. That's a "yes"?
A. Yes.
Q. Brayden played in your shop a good bit; is that right?
A. That's right.
Q. Your child, Brayden?
A. What about him?
Q. He played in your shop?
A. Brayden will come in the shop. I mean, it's -- I've got a -- we've got an oil pit in there that's over six foot tall, so I really don't like him getting next to that. I'm scared he'll fall in.
Q. You said an oil pit?
A. Yes. You know, it's a hole in the floor. You walk down in and pull the car over it and work on it.
Q. So he doesn't -- you don't allow him in there?
A. No.
Q. Okay. You stated something that I thought was interesting. You stated that -- that methamphetamine was dangerous during the direct examination. Do you remember saying that?
A. I remember saying that I thought the sell of methamphetamine was dangerous. Yes.

Q. Okay. What about it just lying around?
A. Lying around?
Q. Yes, sir.
A. Of course.
Q. It is?
A. Yeah.
Q. You and your girlfriend, Jenna, Brayden's mother, do y'all communicate regularly?
A. We used to, but, I mean, right now we kind of in a custody disagreement.
Q. But y'all -- I mean, y'all have a child together. You got to -- you got to talk, right?
A. Yeah, we talk.
Q. Okay. So going to when law enforcement showed up at six o'clock, Lieutenant Graham, who's sitting over here, and Sergeant Hines, who's sitting right here at the table with us ---
A. That's correct.
Q. --- they were -- they showed up to your house, correct?
A. Correct.
Q. And they read you your rights and told you kind of what was going on; is that right?
A. Yeah.
Q. And you talked to Lieutenant Graham first?

A. I did.
Q. And you told him that you wanted to cooperate and show him where the methamphetamine was?
A. No.
Q. Well -- what hap -- how did that conversation go down?
A. He met me at the door with his gun drawn and was just yelling. I put my hands up and I said, "Calm down. I got my son. I got my son." I said, "I'm not doing anything." And then I told him, you know, I was -- I didn't want to talk. That's how it started.
Q. Okay. But then you eventually did cooperate, correct?
A. Yes.
Q. And you gave him three conditions you stated. That was your testimony?
A. Yes.
Q. What were those conditions again?
A. That I get my son out of there before anything happens.
Q. Did that happen?
A. Yes.
Q. Where did -- where did your son go?
A. Somebody -- I'm not -- I can't recall who it