

In the Matter of Judge Daniel D. Hall

Candidate for: 16th Judicial Circuit, Seat 2

Daisy Darlene Neal, 59, 2500 Filbert Highway, Clover, home: 803-627-4552

Jennifer Colton was the Assistant Solicitor who handled this case. Her number is 803-984-5024. She was at all three hearings.

My son, Daniel, is a hard working young man who works every day and goes to church. Daniel was on his way to church on February 18, 2018 when a drunk driver ran a stop sign and pulled out onto Highway 321 in front of my son causing my son to hit her car. He was on his motor bike. He hit the window of her car on the driver's side of her car and came back on the road. He couldn't even get up and he yelled for help because his boss went to the church where this happened. They called for help. My son couldn't work because both of his arms were broke and he had to have rods put in both arms. He is in constant pain. His pain will never go away. He has a tooth broke in the wreck and it is still broke and it hurts him all the time. He has permanent nerve damage in both arms that will hurt him more when he gets older because of the veins in his arms. He was airlifted to CMC in Charlotte. Daniel did not have any health insurance. This is lifetime recovery. I want you to know that he is still working, he is not giving up. He is a heavy equipment operator. But he will never be the same again. As of right now, the tip of his fingers are now numb, what is it going to be like in 20 years from now.

Daniel's income taxes were garnished because of his medical bills, entirely not his fault.

I had to take time off from work to take care of him as if he was an infant. He wasn't able to take care of himself.

The defendant plead guilty on October 5, 2018 in front of Judge Hall but the sentencing was put off. When we went to court the second time for sentencing on January 24, 2019 we saw Judge Hall again. We expected justice of at least 2 ½ years prison time – something – because it was so unnecessary. Judge Hall was more worried about the defendant instead of my son and my family. Judge Hall gave her house arrest and he told her that she could go where ever she wanted to go with a driver in the car with her. He gave her no punishment at all. I wanted to get up right there and say how I felt but I was pushed in the arm and I couldn't say anything or I would have been locked up. I was so, so mad. I started to cry.

We are angry and disappointed in the judge. We did everything right and my son didn't get any justice at all.

We came back to court on February 12, 2019 because Judge Hall gave a sentence that did not follow the statute and we pleaded our case again and he didn't give Daniel a chance to talk or anything. Judge Hall went to her side. He even let her tell him when it was best for her to take her time in jail to stay 4 hours a day for 30 days and she will be home with her family. That is wrong. We did everything the right way. And my son got slapped in the face in court. This is wrong.

Judge Hall can't do his job and needs to step down because you just don't give the girl that was drinking no time at all and let her set her own time in jail for her crime.

Attached are the transcripts from the three court dates involving this case: October 5, 2018, January 24, 2019, and February 12, 2019.

Attached is the incident report

I understand that the information I have provided herein is confidential and is not to be disclosed to anyone except the Judicial Merit Selection Commission, the candidate, and counsel.

WAIVER

I further understand that my testimony before the Judicial Merit Selection Commission may require the disclosure of information that would otherwise be protected by the attorney-client privilege. Therefore, in order that my complaint may be fully investigated by the Commission,

I hereby waive any right that I may have to raise the attorney-client privilege as that privilege may relate to the subject of my complaint. I further understand that by waiving the attorney-client privilege for this matter, I am authorizing the Commission to question other parties, including my attorney, concerning the facts and issues of my case.

Daisy Darlene Neal

Signature

Sworn to me this 9th day of October, 2021

Amey M. Singsamus L.S.

Notary Public of South Carolina

My commission expires: 12-10-2028

EXAMPLE

JUDICIAL MERIT SELECTION COMMISSION)
)

In the Matter of: *Judge Daniel D. Hall*)
Candidate for *16th Judicial Circuit, Seat 2*)

**WITNESS AFFIDAVIT
FORM**

I will appear to testify concerning the qualifications of the above-named candidate and will produce all documents in my possession, if any, which will further develop or corroborate my testimony.

I understand that this written statement and all supporting documentation, if any, must be completed and the hard copies of all such documents shall be returned to the Judicial Merit Selection Commission by the deadline for complaints in order for the Commission to hear my testimony, and that the deadline for complaints is **12:00 Noon, Monday, November 1, 2021**. I understand I must be available to testify at the Public Hearing, and **failure to appear will result in a dismissal of my complaint.**

In regard to my intended testimony, I will offer information as to the following:

- (1) Set forth your full name, age, address, and both home and work telephone numbers.
see attached (Daisy Neal)
- (2) Set forth the names, addresses, and telephone numbers (if known) of other persons who have knowledge of the facts concerning your testimony.
see attached
- (3) State the nature of your testimony regarding the qualifications of the above-named judicial candidate, including: *see attached*
 - (a) specific facts relating to the candidate's character, competency, or ethics, including any and all allegations of wrongdoing or misconduct on the part of the candidate;
see attached
 - (b) specific dates, places, and times at which or during which such allegations took place;
see attached
 - (c) names of any persons present during such alleged actions or possessing evidence of such alleged actions; and
see attached
 - (d) how this information relates to the qualifications of the judicial candidate.
see attached
- (4) Set forth a list of and provide a copy of any and all documents to be produced at
see attached

the hearing which relate to your testimony regarding the qualifications of the judicial candidate.


- (5) State any other facts you feel are pertinent to the screening of this judicial candidate.

I understand that the information I have provided herein is confidential and is not to be disclosed to anyone except the Judicial Merit Selection Commission, the candidate, and counsel.

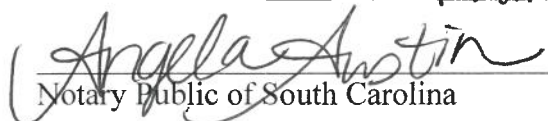
WAIVER

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Signature

Sworn to me this 11th day of November, 2021

 L.S.
Notary Public of South Carolina

My commission expires: March 12, 2030

STATE OF SOUTH CAROLINA) IN THE COURT OF GENERAL SESSIONS
) SIXTEENTH JUDICIAL CIRCUIT
COUNTY OF YORK) 2018-GS-46-02740

STATE OF SOUTH CAROLINA)
)
vs.) TRANSCRIPT OF RECORD
)
JANELLE CHRISTINE)
LITTLEJOHN)

JANUARY 24, 2019
YORK, SOUTH CAROLINA

BEFORE THE HONORABLE DANIEL HALL

APPEARANCES:

JENNIFER COLTON, ASSISTANT SOLICITOR
YORK, SOUTH CAROLINA

ATTORNEY FOR THE STATE

ZAC FRY, ESQUIRE
FORT MILL, SOUTH CAROLINA

ROBERT REEVES, ESQUIRE
FORT MILL, SOUTH CAROLIN

ATTORNEYS FOR THE DEFENDANT

SHIRLEY BROOM
16TH Circuit Court Reporter

I-N-D-E-X

WITNESSES: DIRECT CROSS RE-DIRECT RE-CROSS

(NO TESTIMONY TAKEN)

EXHIBITS

DESCRIPTION:

ID.

EV.

NO EXHIBITS

1 THE COURT - All right, solicitor.

2 MS. COLTON - Thank you, Your Honor. Your Honor,
3 we're before the Court on the sentencing, deferred
4 sentence, on 2018-GS-46-02740, the Defendant, Janelle
5 Littlejohn. She pled guilty last December, 2018, to felony
6 DUI with great bodily injury. The negotiation that the
7 State and the defense had entered into was for a cap of six
8 years, Your Honor, on this case. I can give the Court a
9 fresh recollection of the facts of the matter. The victims
10 are present. We have complied with the victim's rights. I
11 believe they've addressed the Court previously in December.
12 As well, if the Court wants to hear from them again, I
13 think that they have some -- they may want to share. (sic)

14 THE COURT - All right, let me do this -- where --
15 make sure we -- everybody's on the same page procedurally.
16 Mr. Fry and Mr. Reeves, y'all represent Ms. Littlejohn?

17 MR. FRY - Yes, sir.

18 THE COURT - And you are -- agree with the
19 solicitor that she was sentenced (sic) and the Court does
20 not need to hear a recitation of the facts again; I'm well
21 are of the facts of the motorcycle injury and, in fact, I'm
22 well aware of the particular incident location and what
23 occurred, but we had gotten through the plea, I think even
24 had heard mitigation and the Court at that point had

1 decided to defer sentencing until this week. Do y'all
2 agree that's where we are procedurally?

3 MR. FRY - Yes, sir, Your Honor.

4 THE COURT - So today I'll be glad to hear -- and
5 since that time I have been provided with letters and
6 solicitor has indicated that she's well aware of letters
7 that have been submitted by individuals, some before today
8 and then today in regards to mitigation in the case and,
9 again, solicitor, you're aware of these letters.

10 MS. COLTON - Yes, Your Honor, I am.

11 THE COURT - All right, what I'd like to do then
12 right now is if the State has anything else they'd like to
13 present -- and I think you'd indicated that the victims did
14 wish to address the Court again. Is that correct?

15 MS. COLTON - Yes.

16 (WHEREUPON, BRIEF PAUSE IN RECORD)

17 (WHEREUPON, A GENTLEMAN APPROACHES)

18 THE COURT - Yes, sir, if you would tell me your
19 name?

20 MR. NEAL - The name is Daniel Neal.

21 THE COURT - Yes, it's Mr. Neal. Is that correct?

22 MR. NEAL - Yes, sir.

23 THE COURT - Yes, Mr. Neal.

24 MR. NEAL - I've still got a broke -- I mean my
25 left arm is broken in this spot right here and then my

1 right is broken here, broken here, and I still haven't got
2 my tooth fixed at the moment.

3 THE COURT - All right, thank you. I'm sorry you
4 have to be here.

5 MR. NEAL - Yes, sir.

6 THE COURT - Anything else from the State?

7 MS. COLTON - No, Your Honor. If Your Honor has a
8 recollection of the facts, I think that the nature of the
9 injuries conveyed by Mr. Neal that he's still suffering
10 under them and that's it.

11 THE COURT - And then, uh -- was there any prior
12 record?

13 MS. COLTON - There was not, Your Honor.

14 THE COURT - All right, Mr. Fry and Mr. Reeves, I
15 have received copies of the letters that you provided. Is
16 there anything else that you'd like to provide today in
17 mitigation?

18 MR. FRY - Your Honor, very briefly I would just
19 like to put on record that Janelle has extreme family
20 support who has gathered here in the courtroom today, her
21 husband, Chris, her mother and father, Steve and Doreen
22 Grove, her older brother, Steve, sister-in-law, Whitney,
23 mother-in-law, Marie, and if Your Honor remembers, she was
24 eight and a half months pregnant back in October during the
25 plea and she -- she has since had a newborn baby; the baby

1 is -- it will actually be -- he will be three months old
2 tomorrow. Jacob Clyde Littlejohn was born October 25th,
3 2018. I also want to re-enforce Your Honor as the
4 solicitor just mentioned, she has no prior record. She's a
5 graduate of York High School. She and her husband, Chris,
6 have been married for -- how many years? ---

7 (WHEREUPON DISCUSSION IS HELD BETWEEN MR. FRY AND
8 MS. LITTLEJOHN WHICH WAS NOT REPORTED)

9 MR. FRY - --- three years, but they've been
10 together for eight years. They also have another child
11 together, Your Honor, Chris, Jr., CJ, who is seven years
12 old. They've lived in Clover now for the last three years.
13 They -- her -- her parents are still in York, but they --
14 they are, in fact, in Clover now, Your Honor.

15 We understand there's a mandatory minimum in this
16 case of thirty days, Your Honor. We also -- it's our --
17 it's our position that the statute would allow and permit a
18 house arrest sentence with GPS monitoring, and being that --
19 -- being that Janelle is a new mother to a very, very young
20 child -- she is -- she is still breastfeeding -- we would
21 ask for a house arrest sentence in this case with GPS
22 monitoring. She -- she is a stay-at-home mother. Her
23 husband, Chris, provides for the family. He works very,
24 very long hours, because they do have two children with one
25 income, and -- and, Your Honor, that's -- that's where we

1 stand now. I don't believe anyone would like to speak on
2 Janelle's behalf, but as I mentioned, they are in support
3 and just please -- please -- please consider all
4 mitigation, Your Honor.

5 THE COURT - Ms. Littlejohn, anything you wish to
6 say?

7 MS. LITTLEJOHN - Yes, Your Honor. I just want to
8 say I'm sorry. I purposely didn't mean to do any of this.
9 It was a horrible accident.

10 THE COURT - All right, thank you.

11 If house arrest was imposed, how do we monitor
12 house arrest absent any involvement with probation? Does
13 anybody know? I'm not sure they're required to monitor
14 house arrest.

15 MR. FRY - Your Honor, and I could -- I could do
16 some research. I don't -- I don't want to speak. I don't
17 want to speak, so ---

18 THE COURT - All right.

19 Well, these are very difficult cases. In fact,
20 we had about a half a day long seminar last Friday on
21 felony DUIs of Judges of the State and the difficulty that
22 they are on felony DUIs and, one, they're difficult in that
23 they're a lot different than any other criminal case that
24 usually comes before the Court. Generally, the -- and --
25 often individuals or most of the time individuals who are

1 charged don't intend when they leave to get in a car to
2 harm anybody, however, the consequences of the criminal
3 behavior of driving under the influence are -- and with
4 felony DUI usually is so great, it affects -- one, it
5 affects the victims greatly. In this particularly case,
6 the Court is certainly away of the lifelong effects that
7 Mr. Neal is going to have to live with, however, we
8 discussed the criminal courts have no way of placing
9 anybody of unringing the bell and providing a perfect
10 solution to wrongs. We are -- in this particular case, the
11 Court has by -- the Court must follow what the legislature
12 has indicated is the range of the Court to lawfully give a
13 -- just a 30-day sentence. That's a legal sentence for a
14 felony DUI with great bodily injury, meaning the definition
15 of what great bodily injury is. On the other hand, the
16 Court has the discretion to go up to 15 years. This case
17 there is a recommendation or a negotiation it could be a
18 cap of six years. In this particular case we have an
19 individual or a defendant who has no prior record, however,
20 did choose to consume enough alcohol to go out and affected
21 her ability to operate a vehicle and it caused an accident
22 with great bodily injury. So, how does the felony DUI
23 conviction affect her driving, her status to operate a
24 vehicle?

1 MR. FRY - Your Honor, it's my understanding it's
2 a five-year suspension.

3 THE COURT - So she is not allowed to drive for
4 five years.

5 MR. FRY - That is correct, Your Honor, and
6 there's also mandatory ignition interlock thereafter.

7 (WHEREUPON, PAUSE IN RECORD)

8 THE COURT - Also by statute the Court is not
9 allowed to give either a -- any type of split sentence or
10 probationary sentence. The statute says that for an
11 offense -- one who is found guilty of the offense of felony
12 driving under the influence with great bodily injury by a
13 mandatory fine of not less than five thousand one hundred
14 dollars, no more than ten thousand one dollars or mandatory
15 imprisonment for not less than 30 days, no more than 15
16 years when great bodily injury results. As part of the
17 mandatory sentence required -- as a part of the mandatory
18 sentence is required to be imposed by this section must not
19 be suspended and probation must not be granted for any
20 portions of the Court is limited in what it can or can't
21 do, however, based upon what's been presented to the Court,
22 again, this sentence does not make anyone whole; this
23 sentence does not cure the ills of society or certainly not
24 be in -- the Court has great sympathy for those who have
25 suffered as victims in the case, yet, I just want -- the

1 Court just wants to make everyone aware that this is not an
2 easy decision. How society deals with each felony DUI is a
3 case-by-case -- or how the Court deals with them is a case-
4 by-case determination. So, taking all that into
5 consideration, the sentence on 2018-GS-46-02740, State vs.
6 Janelle Christine Littlejohn having pled guilty to felony
7 DUI great bodily injury -- with great bodily injury, the
8 sentence of the Court is that she be committed to the
9 department of corrections for a determinate term of two
10 years, however, this is a house arrest sentence. She will
11 be under house arrest for two years. A condition of house
12 arrest is that she have no consumption of alcohol and that
13 she is not allowed in any motor vehicle unless she's with a
14 licensed driver operating the vehicle. Now, that shouldn't
15 -- shouldn't even have to put that on there, because her
16 license is suspended for five years, however, the Court
17 wants to be sure that that's part of the sentence, because
18 if she is found to have consumed any alcohol anywhere or
19 being in a vehicle, a motor vehicle alone, then she would
20 be in violation of the house arrest and would very likely
21 receive an active two-year sentence. That's the sentence
22 of the Court. I think what we need to do is that you need
23 to not let her leave until we have talked to or y'all have
24 talked to probation and parole about how I think they may
25 or may not have a duty to monitor the house arrest, but I

1 need to have that answered before she leaves the
2 courthouse.

3 MR. FRY - Yes, sir, Your Honor.

4 THE COURT - Thank you.

5 MR. FRY - Thank you, Your Honor.

6 MR. REEVES - Your Honor, the fine will be the
7 minimum.

8 THE COURT - Oh, the fine -- I'm sorry --
9 mandatory minimum fine of five thousand one hundred dollars
10 as part of the sentence. Thank you.

11 MR. REEVES - Thank you.

12 MR. FRY - Your Honor, can we wait out in the
13 hallway because of trial?

14 THE COURT - Yes. Yes.

15 What's your -- probation, ---

16 MR. MITCHELL - Yes, sir.

17 THE COURT - --- I'm sorry, what's your name
18 again?

19 MR. MITCHELL - Christian Mitchell.

20 THE COURT - Christian, do you know, if I place
21 somebody on house arrest, do y'all monitor that?

22 MR. MITCHELL - No, sir, unless they're sentenced
23 to probation.

24 THE COURT - Right. That's -- but I can't do.
25 Okay. That's what I figured was the answer.

1 All right, that's the sentence of the Court. I'm
2 going to talk to the solicitor and Mr. Fry back in my
3 chambers a little bit before we start again about that.

4 That's the sentence of the Court.

5 MR. FRY - Yes, sir.

6 THE COURT - Thank you.

7 Well, y'all just approach. Everyone else is free
8 to leave.

9 (END OF TRANSCRIPT)

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C E R T I F I C A T E

I, Shirley Broom, Official Court Reporter for the Sixteenth Judicial Circuit for the State of South Carolina, do hereby certify that the foregoing 13 pages is a true, accurate and complete Transcript of Record of the proceedings had and the evidence introduced in the proceedings of State of South Carolina vs. Janelle Christine Littlejohn, as taken by me in The Court of General Sessions for the Sixteenth Judicial Circuit on January 24, 2019, and provided by me this the 29th day of April, 2019.

I do further certify that I am neither of kin, counsel, nor interest to any party herein.


/S/ SHIRLEY BROOM

Shirley Broom, CVR-M
Official Court Reporter,
Certified Verbatim Reporter, In and
for the State of South Carolina

State of South Carolina.,) In the Court of General
) Sessions for York
)
County of York.) Case No.: 2018-GS-46-02740

State of South Carolina.,)
)
Plaintiff.,)
)
-vs-) Transcript of Record
)
Defendant.,)
)
Janelle Christine Littlejohn.,)
)

October 5, 2018
February 12, 2019
York, South Carolina

B E F O R E:

The Honorable Daniel D. Hall, judge.

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

Ms. Jennifer Susan Kottka Colton
Senior Solicitor
Sixteenth Circuit Solicitor's Office
1675-1A York Hwy.
York, SC 29745
jennifer.colton@yorkcountygov.com
(803) 628-3020
Attorney for the Plaintiff

Mr. Robert J. Reeves
Mr. Zachary Evan Fry
Law Offices of Robert J. Reeves, P.C.
PO Box 1297
Fort Mill, SC 29716-1297
robert@rjrlaw.com
Zac@rjrlaw.com
(803) 554-4157
(803) 250-9424
Attorneys for the Defendant

Wanda S. Nelson, CVR-M
Circuit Court Reporter
Sixteenth Judicial Circuit
Union and York Counties
To the Honorable Daniel D. Hall

I-N-D-E-X

E-X-A-M-I-N-A-T-I-O-N

<u>WITNESS</u>	<u>BY:</u>	<u>PAGE NO.</u>
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No witnesses were called.

Plea. P.4-19

Motion to Reconsider Sentencing P.19-27

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<u>NO.</u>	<u>DESCRIPTION</u>	<u>ID.</u>	<u>EVD.</u>
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No Exhibits were received into the record.

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1 SOLICITOR COLTON: Janelle Littlejohn.
2 (DEFENDANT, JANELLE LITTLEJOHN, AND ATTORNEYS APPROACH
3 THE BAR.)

4 SOLICITOR COLTON: May it please the Court?

5 THE COURT: Yes, Solicitor.

6 SOLICITOR COLTON: Thank you, your Honor.

7 Your Honor, standing before you is Janelle Christine
8 Littlejohn before the Court on True Bill Indictment 2018-
9 GS-46-02740 felony DUI with great bodily injury.

10 Ms. Littlejohn is entering a plea to the charge -- as
11 charged. The State is recommending a cap of six years.
12 We're asking that restitution be held in abeyance for a
13 later hearing just based on the magnitude of the bills and
14 certainty of any claim status at this point.

15 The State has complied with the *Victims' Rights Act*
16 and the victim is here with his mother and would wish to
17 address the Court at the appropriate time.

18 THE COURT: All right. Thank you.

19 Mr. Reeves, and Mr. Frye, you represent - you all
20 represent Ms. Littlejohn?

21 MR. FRY: Yes, sir, your Honor.

22 THE COURT: How does she indicate she wishes to plead?

23 MR. FRY: Guilty.

24 THE COURT: Ms. Littlejohn, how old are you?

25 MS. LITTLEJOHN: Twenty-seven.

1 THE COURT: How far did you go in school?

2 MS. LITTLEJOHN: High school.

3 THE COURT: Have you ever been treated for any mental
4 or emotional disability?

5 MS. LITTLEJOHN: No, sir.

6 THE COURT: You understand what you're doing here
7 today?

8 Ms. Littlejohn, I have an indictment 2018 -

9 MADAM COURT REPORTER: Judge, I'm sorry, sir, I did
10 not get a response to your last question.

11 THE COURT: Let me do that again.

12 You understand what you're doing here today?

13 MS. LITTLEJOHN: Yes, sir.

14 THE COURT: All right, just speak up because the Court
15 Reporter has to take down everything that you and I say.

16 MS. LITTLEJOHN: Okay.

17 THE COURT: I have an Indictment 2018-GS-2740. The
18 Indictment alleges that on or about February the 18th of
19 this year here in York County while you were under the
20 influence of alcohol, drugs, or a combination of alcohol
21 and drugs, you were operating a motor vehicle; you did an
22 act forbidden by law and you failed to operate your vehicle
23 in a safe and reasonable manner and it resulted in and
24 approximately caused great bodily injury to a Daniel Dean
25 Neil. That is called felony DUI with great bodily injury,

1 it carries a minimum of thirty days in jail, up to fifteen
2 years in jail. Do you understand that?

3 MS. LITTLEJOHN: Yes, sir.

4 THE COURT: How do you plead to felony DUI?

5 MS. LITTLEJOHN: Guilty, your Honor.

6 THE COURT: You understand nobody can force you to
7 plead guilty or make you plead guilty? You have a right to
8 maintain your innocence or simply to ask for a trial. If
9 you did that the State would be required to bring their
10 witnesses and their evidence here in the courtroom, you
11 would be allowed to be present in the courtroom; your
12 lawyer could -- you can your lawyer can see and hear those
13 witnesses. They could cross-examine any of the State's
14 witnesses on your behalf.

15 If you had a jury trial you would have the right to
16 remain silent, and you wouldn't have to say anything about
17 the case. If you exercised that right the Court would
18 instruct the jury and tell the jury that that's a right
19 that you have and they're not to even consider that in
20 determining whether you're guilty or not guilty.

21 In fact the Court would tell them again that that is
22 your right to remain silent and that the burden's on the
23 State to prove your guilt beyond a reasonable doubt each
24 element of this offense. Twelve jurors would have to all
25 unanimously agree that the State had met that burden of

1 proving your guilt beyond a reasonable doubt before you
2 could be convicted. Do you understand those basic rights
3 in a jury trial?

4 MS. LITTLEJOHN: Yes, sir.

5 THE COURT: Do you want to give those rights up and
6 plead guilty today?

7 MS. LITTLEJOHN: Yes, sir.

8 THE COURT: Have you had plenty of time to talk to
9 your lawyers about this case?

10 MS. LITTLEJOHN: Yes, sir.

11 THE COURT: Have they shared with you information that
12 the State's required to give them regarding potential
13 elements in the case; the reports that have been generated,
14 incident reports, statements, case summaries, have they
15 done all of that with you?

16 MS. LITTLEJOHN: Yes, your Honor.

17 THE COURT: Have you got any complaints about the way
18 Mr. Fry or Mr. Reeves has represented you?

19 MS. LITTLEJOHN: No, your Honor.

20 THE COURT: You satisfied with the way they
21 represented you?

22 MS. LITTLEJOHN: Yes, sir.

23 THE COURT: Are you pleading to this charge of felony
24 DUI with great bodily injury of your own free will?

25 MS. LITTLEJOHN: Yes, sir.

1 THE COURT: This has been presented as a
2 recommendation that the Court give you no more than six
3 years. Has there been anything else promised you, you been
4 threatened in any way in order to get you to plead guilty?

5 MS. LITTLEJOHN: No, your Honor.

6 THE COURT: Are you pleading guilty to this offense
7 because you are in fact guilty of it?

8 MS. LITTLEJOHN: Yes, your Honor.

9 THE COURT: I find the decision of this defendant to
10 plead guilty to this charge to be freely voluntarily and
11 intelligently made with the advice of competent attorneys
12 with whom she says she's satisfied.

13 Ms. Neal[sic], if you disagree with the sentence, or
14 if I make an error you have to an appeal. You have to file
15 that appeal within ten days from today's -- from today.

16 Do you understand that right?

17 MS. LITTLEJOHN: Yes, sir.

18 THE COURT: All right. Solicitor.

19 SOLICITOR COLTON: Thank you, your Honor.

20 Your Honor, this incident occurred on February 18th,
21 2008, a wreck. The officers responded to where a vehicle
22 driven by the Defendant turning left on Jim McCarter -- off
23 of Jim McCarter Road onto 321. The victim in this case Mr.
24 Neil was driving a motorcycle down 321 and was unable to
25 stop when Ms. Neil pulled out in front of him.

1 Mr. Neil was being loaded - being air lifted by the
2 time officers arrived on the scene. Ms. Neil - excuse me,
3 Ms. Littlejohn failed field sobriety test. There were a
4 open container of Bud Lite was found in her car. She
5 admitted to officers that she thought that she could make
6 it but couldn't make the turn causing the wreck. She did
7 fail all field sobriety test and blew a .13 on the
8 breathalyser test; was arrested for felony DUI.

9 She initially made statements to officers indicating
10 that she didn't have anything to drink then later
11 acquiesced that she had three -- three drinks,
12 approximately 3:00 o'clock; this accident occurred about
13 7:00 p.m. at night.

14 The injuries to Mr. Neil were significant obviously
15 resulting in him having to be air lifted. Fortunately the
16 officer - EMS responded in such a quick fashion that he was
17 being air lifted to the Medical Center before law
18 enforcement began to arrive on scene.

19 He had head injuries, both of his arms were broken; he
20 had injuries to his legs, he suffered neurological damage
21 and that was pervasive throughout his recovery. He was
22 held four days in the hospital and released but he still
23 wasn't able to recover fully the use of his hands; was out
24 of work for a significant period of time.

25 He subsequently -- I'm going to ask him to speak to

1 the Court, your Honor, when your Honor would like to hear
2 from him, but given the nature of that what's brought this
3 up to a bodily injury. He's fortunate to be alive in this
4 incident.

5 THE COURT: All right. Thank you. Is there any prior
6 record?

7 SOLICITOR COLTON: There is not, your Honor.

8 THE COURT: I'll be glad to hear from Mrs. Littlejohn
9 at this time.

10 SOLICITOR COLTON: From Mr. Neal?

11 THE COURT: I'm sorry. Mr. Neal.

12 SOLICITOR COLTON: Mr. Neal.

13 THE COURT: Mr. Neal, if you would tell me your name.

14 MR. NEAL: Yes, sir. I'm Daniel Neal.

15 THE COURT: Daniel Neal?

16 MR. NEAL: Yes, sir.

17 THE COURT: Yes, Mr. Neal, I'll be glad to hear from
18 you.

19 MR. NEAL: Well I was riding my motorcycle toward
20 Clover and got hit by a drunk driver and she had a open
21 container in the car, case of beer in the right floor-
22 board. I broke my left arm bone, two on my right arm;
23 broken tooth, broken nose, fractured spine. Had nerve
24 damage all the way up my left arm. I believe she should
25 serve time for this. I also believe she needs to do rehab.

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I hit the driver-side door, she ran a stop sign I guess. I was -- I was doing 50 miles per hour on my way to church February the 18th Sunday night 7:00 p.m.

THE COURT: All right. Thank you. I'm sorry you have to be here. Is this your momma?

MR. NEAL: Yes, sir.

THE COURT: Would you like to - Would you want to address the Court?

MS. NEAL: Yes, sir.

THE COURT: All right. If you would tell me your name?

MS. NEAL: I'm

THE COURT: Yes, Mrs. Neal.

MS. NEAL: I was at work at Publix when this happened. When I got to work when I got the word I dropped to my feet. I couldn't believe this had happened to my son. I knew he didn't wear his helmet in Clover and I told everybody there that my son is probably dead. My husband come and got me at work and went up to the hospital and I seen all of the blood, all the broken bones I told my son that it hurt me so bad to see him laying there suffering so bad. He had to have so many surgeries on his arms and only kept him there four days. He could not even use his hands to wash hisself. I stayed with him in that hospital room.

1 He could not even get his bath. He couldn't use the
2 bathroom by himself. They released him home on that fourth
3 day they wouldn't even let him have rehab. He had to stay
4 at home by himself when I was at work and try to clean
5 himself and get a bath. He used the bathroom, get in the
6 tub. How would that feel when somebody that can't do for
7 their selves and not get no help? My son was an invalid.
8 At that time he didn't get any help. He had a hard time
9 recuperating. He's got a lot of nerve damage; he's broke
10 both arms, broke nose, broke tooth and he still has that
11 broke tooth today. I feel like she just deserves to pay
12 for what she's done to my son because he has nerve damage
13 for the rest of his life. He cannot be able to function
14 like he did before he had that wreck. And I feel like she
15 needs to go through some kind of rehab afterwards. I feel
16 like she needs to serve time. Thank you.

17 THE COURT: All right. Thank you. I'm sorry you have
18 to be here.

19 Solicitor, anything else?

20 SOLICITOR COLTON: Your Honor, I think the impact on
21 the Littlejohn's[sic] speaks for themselves. They are
22 requesting jail time on Ms. Littlejohn and part of what
23 they conveyed to me I believe just to clarify with the
24 Court is that essentially Mr. Neal's not going to be right
25 for the rest of his life. He's not going to continue in

1 the line of work; he's not able to work, he's not able to
2 take care of himself to the degree that he used to. It is
3 now a burden on his parents and it was because of poor
4 choices on the part of Mrs. Littlejohn. It's fortunate
5 that Mr. Neal's alive. His mom knows that she's fortunate
6 that she still has her son but this has been very difficult
7 on them, very significant and life altering on them. They
8 feel that the punishment for this crime should at least
9 while no where equate to the damage that they've suffered
10 should at least be a punishment in order to give the
11 message that this is why drunk driving is illegal.

12 THE COURT: All right. Thank you.

13 SOLICITOR COLTON: Thank you, your Honor.

14 THE COURT: All right, Mr. Fry, I'll be glad to hear
15 from you and Mr. Reeves and then your client.

16 MR. FRY: Thank you, your Honor. May it please the
17 Court. Your Honor, this is a very very serious case, very
18 very severe injuries, and our client Mrs. Littlejohn would
19 like to make a statement of apology at the appropriate
20 time. She has written some things she would like to say.

21 She is here in the courtroom with her mother and
22 father as well as her husband. She is a Clover resident.
23 She's also here in the courtroom with her husband's
24 grandparents and I believe sister-in-law as well who would
25 also like to speak at the appropriate time.

1 Your Honor, not to take anything away from the
2 severity of this incident as the injuries were discussed on
3 the record, and as we did in fact see Mr. Neal come up he
4 was - he was on a crutch and he did have a leg injury.
5 It's our understanding that it is a result of a subsequent
6 accident that he has pending.

7 Your Honor, as it was said she has no prior record.
8 She was twenty-six years old when this incident occurred;
9 she's eight and a half months pregnant at this time, your
10 Honor. She's due later on this month and with her second
11 child. She has a seven year old son home, C.J.

12 Your Honor, she's a 2010 graduate of York High School.
13 She and Cris met in high school. They've lived in York,
14 subsequently moved to Clover. She is here to accept full
15 responsibility, your Honor. She has struggled day after
16 day with what she did; tremendous amount of stress, very
17 very remorseful. She was employed at BI-LO in Clover in
18 the produce department. She has a scarlet letter, your
19 Honor. As a result of her actions she no longer works at
20 BI-LO. We're here to accept the consequences and the
21 sentence of the court; however, we would ask for a house
22 arrest sentence based on the fact she is a stay-at-home mom
23 at this time. She has a seven-year-old son who's in the
24 first grade. She's married, she has very strong ties to
25 the York and Clover communities here in town.

1 We just ask that you allow her to serve a house arrest
2 sentence as a result she is in fact about to give birth
3 later on this month and the fact that she has no prior
4 record. And also I'd just like to touch on, your Honor,
5 she was at home when she made a very very bad decision to
6 leave later that evening when she was on the way back home.
7 And I think at this time if her sister-in-law Ms. Whitney
8 Hoffman - -

9 THE COURT: Let me do this. This is my practice, when
10 families and those speaking on behalf of the defendant,
11 their apologies, or those type things if they would like to
12 say, they need to address the Court and not address the
13 victims. I think that places the victim's in a pretty
14 awkward situation so, sometimes we have folks who want to
15 turn and face the victim. That's not allowed. You need to
16 - the victim's can hear, but you need to address the Court
17 and not the victims. All right, I'll be glad to hear from
18 anyone you have on her behalf.

19 MR. FRY: And this is her sister-in-law, this is her
20 brother's wife.

21 THE COURT: Yes, ma'am, if you would tell me your
22 name?

23 A. Whitney Hoffman.

24 THE COURT: Yes, Mrs. Hoffman.

25 MRS. HOFFMAN: Your Honor, I have known Janelle

1 Littlejohn for twelve years now. She is not only my
2 sister-in-law but a friend as well and I'm here to speak on
3 her behalf. Janelle is a woman of integrity, she is fully
4 dedicated to her family, her son, and her friends, and is a
5 peaceful loving woman.

6 Janelle has a kind soul by nature and has always has
7 words of encouragement for others. She is a nurturer and a
8 care giver to those in need, and with that being said I am
9 aware of the bad decision she made that night to drive but
10 that doesn't reflect who she truly is. The growth I have
11 seen in her since this accident has been significant and if
12 given the opportunity I know Janelle has a lot to offer and
13 I ask that you please show her grace and mercy today.

14 That's it.

15 THE COURT: All right. Thank you.

16 MR. FRY: And, your Honor, if we have time I believe
17 Christine -- her husband's grandmother, would like to say
18 something.

19 THE COURT: Yes, ma'am, your name?

20 A. Hi, your Honor, I'm Judy Parker, I am Janelle's
21 grandmother-in-law.

22 THE COURT: Yes, ma'am.

23 MS. PARKER: And I know what she did was terrible but
24 I can attest to the change in her. They have both given up
25 drinking. You go in their home now and you hear laughter.

1 Their respective of each other. They spend time with my
2 husband and I in our house, we play cards, we laugh;
3 there's no alcohol, and I can attest to the change in her.

4 THE COURT: All right. Thank you.

5 All right, Mr s. Littlejohn, I'll be glad to hear from
6 you.

7 MS. LITTLEJOHN: Your Honor, I know that nothing I can
8 say today will change the hurt that I caused February 18th,
9 2018. I could never put into words how very sorry I am.

10 (DEFENDANT TURNED TO HER LEFT TO COURTROOM GALLEY.)

11 MS. LITTLEJOHN: Daniel, I never --

12 THE COURT: All right, ma'am, if you'll speak to me.

13 MS. LITTLEJOHN: Daniel, I never meant to hurt you and
14 I hope that one day you can forgive me for the poor choice
15 that I made that evening. Words can't describe how ashamed
16 and horrible I feel. I'm sorry to your family and friends
17 who have been affected. I want to apologize to the
18 courtroom and to my family who have also suffered the pain
19 of my poor choice.

20 I never imagined that I could do anything that would
21 put me in this position that I am in this morning. I stand
22 to miss out on some very precious and irreplaceable moments
23 with my children's life and that in itself is unbearable.

24 This is difficult for me to accept but I take full
25 responsibility for my horrible actions. This has been a

1 life altering event for me and I have not drank one drop
2 since this incident and I never will. I just want everyone
3 involved to be able to move forward from this nightmare I
4 created and I pray that something good can come out of it
5 for all of us. All I can ask is the Court have mercy on me
6 this morning.

7 THE COURT: All right. Thank you. Anything else?

8 MR. REEVES: Very briefly, your Honor.

9 THE COURT: Mr. Reeves.

10 MR. REEVES: As to the civil claim, my understanding
11 is Mr. Neal has a Charlotte based lawyer both Zach and
12 myself have reached out to that lawyer -

13 THE COURT: I don't need to hear anything about a
14 civil claim as far as anything to do today.

15 MR. REEVES: Thank you, your Honor.

16 THE COURT: All right. Anything further?

17 MR. FRY: Nothing from the Defense, your Honor.

18 THE COURT: Mrs. Littlejohn, when is your due date?

19 MS. LITTLEJOHN: October 27th.

20 THE COURT: All right, here's what I'm gonna do.

21 I'm gonna defer sentencing. When is my first term in
22 January? Y'all know where I'm supposed to be?

23 SOLICITOR COLTON: I don't know, your Honor, I'm
24 sorry.

25 THE COURT: I'm going to defer sentencing until

1 January the 21st, 2019, that's a Monday. I think its in
2 her best interest, and the State's best interest, that she
3 have time to give birth to this child and make some sort of
4 adjustment to a second child, and I want that process to be
5 completed before I sentence.

6 And so, I find there is a factual basis for the plea.
7 I have heard the State's presentation and mitigation by the
8 Defense; however, we're gonna defer sentencing. She'll be
9 sentenced on January the 21st.

10 SOLICITOR COLTON: Thank you, your Honor.

11 MR. FRY: Thank you, your Honor.

12 (COURT IN RECESS IN THE MATTER OF STATE VERSUS JANELLE
13 LITTLEJOHN.)

14 (COURT BACK IN SESSION IN THE MATTER OF STATE VERSUS
15 JANELLE LITTLEJOHN TUESDAY, FEBRUARY 12, 2019 AT 04:02
16 P.M.)

17 THE COURT: Thank you. Be seated.

18 MR. FRY: I'll grab my client, Judge.

19 THE COURT: All right, is everybody here?

20 SOLICITOR COLTON: Yes, sir, your Honor.

21 THE COURT: All right. We're on the record in the
22 matter of *State versus Janelle Christine Littlejohn*. This
23 is Indictment No. 2018-GS-46-0-2-7-4-0. Present in the
24 courtroom representing the State are Assistant Solicitor
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23 is Indictment No. 2018-GS-46-0-2-7-4-0. Present in the
24 courtroom representing the State are Assistant Solicitor
25 Jennifer Colton and Solicitor Kevin Brackett. Representing

1 Janelle Littlejohn is Robert Reeves and Mr. Fry, Zach Fry.

2 This matter was before the Court on October the 5th;
3 initially Ms. Littlejohn entered a plea to felony DUI with
4 great bodily injury. At that point it was brought to the
5 Court's attention that she was -- I believe she was about
6 eight-months pregnant at that time on October the 5th and
7 the Court deferred sentencing until the week of January
8 21st. She was before the Court on January the 24th and she
9 came before the Court for sentencing at that time.

10 The Court listened to -- I think that at that point
11 the recommendation from the State was a cap of six years;
12 is that correct. Ms. Colton?

13 SOLICITOR COLTON: Yes, your Honor.

14 THE COURT: Of course the statute 56-5-2945(a) (1)
15 carries a mandatory minimum of 30 days and a mandatory
16 minimum of a fine. The statute clearly states that no part
17 on -- of the mandatory sentencing can be suspended and
18 probation is not allowed to be granted under the statute.

19 The Court sentenced her to two years house arrest at
20 that time and with some conditions of house arrest. No
21 consumption of alcohol, not allowed in any motor vehicle
22 unless a licensed driver operating the vehicle.

23 The State filed a motion to reconsider that sentence;
24 brought to the Court's attention that we do not have a
25 means by which we have house arrest here in York County,

1 which we do not, and so I believe the motion or at least
2 part of the State's Notice of Motion to Reconsider is that
3 the sentence that the Court handed down was not authorized
4 by law and therefore would be an illegal sentence.

5 It appears that the State is correct on that and the
6 Court was in error in sentencing her to house arrest
7 because that is not a option here in York County. And so I
8 did notice both parties to be present today here, its Four
9 o'clock on Tuesday, February the 12th, for re-sentencing to
10 a sentence that would be legal and in compliance with the
11 law of this state.

12 Have I correctly put on the record the procedural
13 status we're in, Ms. Colton?

14 SOLICITOR COLTON: Yes, your Honor.

15 THE COURT: And Mr. Fry, and Mr. Reeves, do you all
16 understand that?

17 MR. FRY: Yes, your Honor.

18 THE COURT: All right. So I think where we are then
19 is -- let me hear from -- I'm gonna do it a little bit
20 reversed this time. I'll be glad to hear from Mr. Reeves,
21 or Mr. Fry, what you believe would be an appropriate
22 sentence and any mitigation.

23 And then, Ms. Colton, I'll be glad to hear from you
24 and your position.

25 SOLICITOR COLTON: Thank you.

1 THE COURT: All right.

2 MR. FRY: Your Honor, just to relay an alternative, we
3 do in fact agree with the State's position in the fact that
4 there is no monitoring program in York County. However,
5 Offender Management Services out of Columbia, they do GPS
6 monitoring for individuals out on bond here in York County,
7 and so does Ned Polk with Polk Bail Bonding, and I have
8 spoke with both Offender Management as well as Ned Polk.
9 She can have an ankle monitor on as early as tomorrow
10 morning.

11 Offender Management will be at the Lancaster County
12 Sheriff's Office from 10:00 to 2:00 tomorrow, she can have
13 an ankle monitor installed, and she tells me that they can
14 finance the cost of GPS monitoring. It's gonna be a Three
15 Hundred and Eighty Dollar set up cost as well as Ten
16 Dollars a day thereafter. So, our position would be your
17 Honor imposing an additional condition to the two years
18 house arrest sentence and that additional condition being
19 GPS monitoring.

20 THE COURT: All right. Well I think and, Ms. Colton,
21 you can probably enlighten the Court on this, I think the
22 position of the State, when I looked at the law, is that
23 the Court can't give a house arrest here in York County.
24 Even though monitoring -- electronic monitoring can be a
25 condition of house arrest, it can't be -- I can't even

1 order it when we're not allowed to, when I'm not allowed to
2 give house arrest.

3 So let me hear you, Ms. Colton, on your position as
4 far as sentencing.

5 SOLICITOR COLTON: Your Honor, I believe that's a
6 correct assessment of the law. The mandatory minimum
7 cannot be suspended nor probation can be given for the
8 sentence.

9 Given the severity of what transpired is two years
10 suspended on two-years house arrest. Your Honor, house
11 arrest versus -- and I understand why that would be a
12 preferable situation, we're asking for a cap of six, your
13 Honor. I don't think the Court was inclined to sentence
14 her to two-years house arrest but that would be an
15 untenable position for the State to accept as far as a
16 period of incarceration.

17 This is basically a life altering situation for the
18 victim as your Honor has heard. And it's a very -- it's
19 unfortunate across the board; however, there's felony DUI's
20 against the law for a reason and this is exactly what
21 happens when people choose to drive impaired, and so, we
22 would ask for at least a sentence of two years for Ms.
23 Littlejohn and, of course, not being suspended because it's
24 not permissible under the law.

25 THE COURT: And so the State's position is that Ms.

1 Littlejohn needs a two-year sentence, at least a two-year
2 sentence?

3 SOLICITOR COLTON: She needs -- Yes, your Honor.

4 THE COURT: And how do you arrive at that? I'm
5 curious because this is what I struggle with, with a judge,
6 is the legislature in this case has given us a range from
7 thirty days, for a felony DUI with great bodily injury, up
8 to fifteen years. And so, we don't go to sentencing
9 school, we don't, you know, numbers become a real difficult
10 thing, so tell me how you arrive to two years.

11 SOLICITOR COLTON: Your Honor, my position would be in
12 coming up with anything like an offer or anything in a
13 particular case, in a case like this, I took into
14 consideration Ms. Littlejohn's prior record. She has none,
15 your Honor. She doesn't have any other DUI's. Had she, I
16 would be asking for fifteen years and I wouldn't have given
17 her an offer, so I've taken that into consideration.

18 I spoke with Solicitor Brackett, I spoke with Deputy
19 Solicitor Willy Thompson, who Deputy Thompson and I were
20 the ones that came up with this six-year sentence. Frankly
21 to be honest with the Court, I thought that she would get
22 less than the six years, but Deputy Thompson did not, and
23 that's how I came up with that number.

24 The two-year offer that I'm asking, or the
25 two-year sentence that I'm asking for from the Court now,

1 takes into consideration whatever consideration the Court
2 can do in fashioning a two-year suspended sentence.
3 Obviously two years is being suspended while she was on
4 house arrest and had several conditions. Had she violated
5 I would have come in and ask for the full two years. I'm
6 deferring to the Court a little bit with that two-year
7 sentence.

8 Personally I'd ask for the six and demand the six,
9 Your Honor, if it was up to me. I think that's fair. I
10 think this young man's life has been altered; his family's
11 life has been altered. He's never going to be whole again
12 and he simply got on his motorcycle and went to church at
13 6:00, Seven o'clock in the afternoon and because of Ms.
14 Littlejohn's actions he almost died.

15 And for all intense and purposes is my personal
16 opinion after talking with the family and in talking to law
17 enforcement, had a firefighter, a first responder, not been
18 on scene and not attended to him and had him air lifted
19 even before the troopers got there she'd be facing much
20 worse because he wouldn't be alive.

21 So he is very fortunate that situationally EMS was
22 there. And so I think the severity of the injuries, the
23 severity of the crime, this is why we have felony DUI. I
24 don't think the State's being egregious in asking, we're
25 not asking for fifteen, we're just asking for something on

1 her to send a message, not only to Ms. Littlejohn, but to
2 the rest of the community that you do not drink and drive
3 because this is the reality of what transpires.

4 THE COURT: All right. But would you agree that
5 anything thirty days or more would be a legal sentence?

6 SOLICITOR COLTON: I agree with that, your Honor.
7 I agree with that.

8 THE COURT: And so can you -- And again just as this
9 is for my own enlightened conversation, can you -- well.

10 All right, Mr. Reeves, or Mr. Fry, tell me why -- The
11 State believes that two years is an appropriate sentence
12 for Ms. Littlejohn. I'll be glad to hear any mitigation.

13 MR. FRY: Your Honor, in this particular case, as the
14 Court previously mentioned, when she decided to accept full
15 responsibility for her actions and plead guilty back in
16 early October, she was eight and a half months pregnant.
17 She has since given birth, she is currently still breast
18 feeding, her three month old baby boy, she's married, she
19 has a seven-year-old son C.J. at home as well.

20 Your Honor, we would ask for -- if the court is
21 inclined to restructure and re-sentence we would ask for
22 the minimum of thirty days. Being that she has no prior
23 record, she's married, she's a mother of two, her husband
24 is the sole income provider in the home; he works sixty
25 plus hours a week in York to provide for a household of

1 four. She certainly made a bad decision that day; however,
2 she's here to accept full responsibility.

3 And I believe if the Court did in fact maintain the
4 sentence of two years it is a legal sentence to suspend
5 down to thirty days -

6 THE COURT: No, I can't suspend, the law doesn't allow
7 me to suspend.

8 MR. FRY: Okay.

9 THE COURT: Well, it does say a part of the mandatory
10 sentence required to be imposed by the section must not be
11 suspended, probation must not be granted for any portion.

12 So I guess you're probably right. I guess you could
13 -- it could be up to fifteen years. The thirty days --
14 that -- which could be suspended down to thirty days -

15 MR. FRY: Yes, sir.

16 THE COURT: --- but there would not be, there is no
17 suspension of a thirty days.

18 MR. FRY: Yes, sir.

19 THE COURT: Would you agree with that, Solicitor?

20 SOLICITOR COLTON: Let me double check.

21 THE COURT: I mean I have the statute here if you'd
22 like to take a look at it.

23 MR. FRY: Yes, sir, that would be helpful, I confess I
24 haven't looked at it . . .

25 (PAUSE.)

1 SOLICITOR BRACKETT: It's a little confusing but I'll
2 say that I think that if a sentence was suspended down to
3 at least the mandatory minimum I think it would comport
4 with the statute -

5 THE COURT: All right.

6 SOLICITOR BRACKETT: --- because then that would be a
7 thirty day sentence. So whether you call it thirty days or
8 whether you say fifteen suspended on thirty days, thirty
9 days --

10 THE COURT: Right. And I guess the -- a party can see
11 that what any practical application I guess in theory if
12 there was a willful failure to complete the thirty day
13 sentence as required then whatever is hanging over her head
14 could be used. I mean she would be subject to that.

15 Anything else you all want to say as far as
16 mitigation? I did hear back, you know the Court does, it's
17 fresh, I mean because as we discussed at both times felony
18 DUI's are the most difficult cases we have to sentence
19 because on the one hand an individual does not intend to
20 commit the crime of felony DUI with great bodily injury
21 when they leave the house on one hand; on the other hand
22 the victim certainly doesn't ask for any of this when they
23 are out lawfully going about their business and then they
24 are in an accident.

25 Can you refresh me again Solicitor, on the facts of

1 the case?

2 SOLICITOR COLTON: Yes, your Honor.

3 Your Honor, the incident occurred on February 18th,
4 2018, 321 and Jim McCarter. I believe Ms. Littlejohn was
5 at Jim McCarter at the stop sign. Mr. Neal was driving
6 towards Clover from York going to church and Ms. Littlejohn
7 pulled out in front of him; Mr. Neal hit her car. He
8 suffered injuries to both of his arms and incurred nerve
9 damages in his hand; had pens in both his arms, head
10 injuries, was air lifted. Ms. Littlejohn had a blood
11 alcohol level of .13. She also told law enforcement on
12 scene that essentially she misjudged, she miscalculated how
13 far aware Mr. Neal was when she went through the stop sign
14 and pulled out in front of him.

15 I guess that's the essence of everything. It's mainly
16 the injuries. There wasn't a lot on video tape because as
17 I said before Mr. Neal was air lifted so quickly from the
18 scene by the time law enforcement got there. The report
19 was a little scant in what transpired with Mr. Neal other
20 than the .13 and the admission by Ms. Littlejohn that she
21 misjudged.

22 THE COURT: All right. And I would be more than glad
23 to hear from the victim again if he or his family would
24 like to address the Court. They are not required to but
25 I'll be glad to hear.

1 If you'll come on up again. Yes, sir, again, if you'd
2 tell me your name.

3 A. Daniel Neal.

4 THE COURT: Yes, Mr. Neal. I'll be glad -- I
5 certainly remember hearing from you and the extent that
6 this has taken on you physically when you came actually
7 back in November. It's a little bit odd we're in this
8 situation. A lot of that is the Court's responsibility and
9 I accept responsibility for us being in this position
10 today. But I'll be more than glad to hear from you
11 anything you have to say.

12 MR. NEAL: Well, I still haven't got my tooth fixed.
13 I mean I don't have the money to get my tooth fixed at the
14 moment. I mean its just gonna be a lot of money. Root
15 canal is gonna be nine hundred and fifty dollars, and then
16 the crown and cap is gonna be twelve to fifteen hundred
17 dollars. I mean I got a rod there, I still got nerve
18 damage on my left arm. I can't even feel my thumb on my
19 one finger. And I got a rod here, here.

20 THE COURT: All right. Well thank you. And this,
21 again this is not to -- it really doesn't enter in at all
22 but I am curious as far as restitution. Wes there any type
23 of insurance coverage available to help you with your
24 injuries?

25 MR. NEAL: I don't have any insurance but I tried to

1 file for that thing through the Solicitor's office.

2 THE COURT: And any insurance available through Ms.
3 Littlejohn's?

4 MR. NEAL: No. I mean her insurance paid for so much.

5 THE COURT: All right. So you've exhausted all of
6 that?

7 MR. NEAL: Yes, sir.

8 THE COURT: All right. Thank you.

9 SOLICITOR BRACKETT: Your Honor, I spoke to his mother
10 as well who is present in the courtroom. She just wanted
11 me to relate to the Court that this has been devastating
12 for their family. They are very very upset. They were
13 very concerned after the last court hearing and basically,
14 I mean she summed it up best. Prior to coming in here we
15 met in our conference room; we talked and I said what are
16 you looking for? And, you know, what is it that you, you
17 know, you're looking for when you go into court today? And
18 she said, we're looking for justice. You know our lives
19 have been changed forever. What's happened he'll live with
20 for the rest of his life. They just were upset, very upset
21 after the last hearing because they felt like they didn't
22 get any justice; that nothing really came of this. But
23 they're going to be graveling with this for the rest of
24 their lives.

25 THE COURT: All right.

1 SOLICITOR BRACKETT: And so she's just pleading for
2 some sense of justice as they walk away.

3 THE COURT: All right. Thank you.

4 Anything else from the State?

5 SOLICITOR COLTON: That will be it, your Honor.

6 THE COURT: All right. Anything else from the
7 Defense, Mr. Reeves?

8 MR. REEVES: Yes, your Honor, very briefly.

9 The legislature sets up the rules. I agree that the
10 thirty days is the minimum, it is there for a purpose, ~~So I~~
11 ~~think that if there was ever a case where the minimum would~~
12 ~~apply would be this case. This young lady has no prior~~
13 ~~record whatsoever. She is here to accept full~~
14 ~~responsibility. She has not had anything to drink since~~
15 ~~the accident, she is prepared to have whatever length of~~
16 ~~probation after the thirty days if you think is important~~
17 ~~with whatever conditions you think -~~

18 THE COURT: Probation is not an option here.

19 MR. REEVES: Even after the thirty days, your Honor?

20 THE COURT: Well, probation -- No, the statute says
21 probation must not be granted for any portion. So
22 probation, that's where the statute is clear and the
23 legislature intended for -- and I'm gonna follow the law --
24 is that probation is not available for a felony DUI.

25 MR. REEVES: Well she would be willing to submit to

1 whatever conditions if you give her a sentence and suspend
2 it to the mandatory minimum. She would be willing to
3 complete any program you ask for. She is prepared to pay
4 for private monitoring through these companies. Whatever
5 conditions you impose she would happily comply with, your
6 Honor.

7 THE COURT: Anything else?

8 MR. REEVES: No, sir.

9 MR. FRY: No, your Honor.

10 THE COURT: Let me ask, Ms. Littlejohn, what is a --
11 Is she working outside the home?

12 ~~I mean how old is your baby?~~

13 MS. LITTLEJOHN: ~~Three months.~~

14 THE COURT: ~~What time does your husband get home?~~

15 MS. LITTLEJOHN: It's different every day, your Honor.
16 ~~4:00, sometimes 6:00. It just depends on how much~~
17 work he has at his work.

18 THE COURT: ~~And how do you get around?~~ I mean who
19 takes you places?

20 MS. LITTLEJOHN: ~~Chris or I have my mom.~~

21 THE COURT: ~~How far does your mom live away from you?~~

22 MS. LITTLEJOHN: ~~She lives in York, McConnell area.~~

23 THE COURT: Well as I stated before in that these are
24 very difficult decisions and in fact we had training on
25 this a few weeks ago at the Bar Convention including a

1 solicitor and a circuit judge and a defense attorney. Very
2 very difficult because one, there is no -- and I feel for
3 the family -- there is no perfect justice on earth. We do
4 the best we can, but I can tell you this, that the criminal
5 system does not offer a feeling or satisfaction in complete
6 justice and you all don't need me to tell you that. You've
7 certainly experienced that and you're going to continue to
8 experience that.

9 I tried to determine how to sentence on this kind of
10 cases; the legislature has given the Court's a broad
11 discretion. The sentence must be legal, one. ~~But our~~
12 ~~legislature certainly envisioned a felony DUI with great~~
13 ~~bodily injury that a thirty day sentence may be~~
14 ~~appropriate.~~ On the other hand, on the other end, they
15 deemed that a felony DUI with great bodily injury fifteen
16 years may be appropriate.

17 Certainly Ms. Littlejohn has not suffered the physical
18 effects that the victim has in this particular case, but I
19 think we would be less than honest to say that she and her
20 family have not suffered, and they will continue to suffer,
21 and that's the reality of the world we live in as well.
22 And I hope either party's suffering, or lack of suffering,
23 is not what we base justice on; whether someone that is
24 suffering because of what they did do or suffering because
25 they are a victim. You know we'd drive ourselves crazy if

1 we had to try to figure out what the proper number is to
2 satisfy that.

3 I believe that in this particular case that this, as
4 serious as it is to both parties that a thirty day
5 sentence is what the legislature envisioned for a felony
6 DUI with great bodily injury in a case where we have a
7 twenty-seven year old woman who blew a .13 who did not stop
8 properly at a stop sign and the circumstances were, I
9 believe I heard were having some family difficulties at the
10 time and consumed some alcohol, who has no prior record,
11 who has had a baby, and has small children, has indicated
12 that she's gonna be at home, and I believe that the statute
13 gives me the authority, and I believe in this particular
14 case that is is the just thing to do. ~~I do not believe~~
15 ~~that justice is satisfied with a two-year prison sentence~~
16 ~~or a six-year prison sentence in this case.~~

17 And so therefore the sentence on this, I am going to
18 re-sentence her. The sentence in this particular case is
19 that she be committed to the Department of Corrections for
20 a determinat term of five years, provided that upon the
21 service of thirty days at the York County Prison Farm, and
22 pay a fine of Fifty-one Hundred Dollars plus cost and
23 assessment.

24 Now I'm ~~also going to do this,~~ that I am going to
25 allow her to ~~serve the thirty days at the York County~~

1 Prison, every day, for four hours a day until she satisfies
2 the requirements of a thirty-day sentence.

3 Now I don't know what four hours she can show up, but
4 beginning on Thursday of this week she has to show up at
5 the York County Prison Farm and she will be there four
6 hours a day until she satisfies -- I don't know how long it
7 will take her to satisfy a thirty-day sentence.

8 ~~What time can Ms. Littlejohn show up?~~

9 Now it's going to have to be the same four hours every
10 day. It can't be my husband didn't get off until Eight
11 o'clock, I can't get there until 9:00, or he's gotten off
12 work early I'm gonna show up early. The prison farm needs
13 to know exactly when and then she's gonna have to be -- and
14 then somebody's gonna have to be committed in her family or
15 somehow she's gonna have to have arrangements to get out at
16 the York County Prison Farm every day, four hours a day
17 until a thirty-day sentence is completed.

18 MR. FRY: Yes, your Honor.

19 MR. REEVES: ~~9:00 to 1:00, your Honor?~~

20 THE COURT: All right. ~~She's going to be required to~~
21 report on Thursday, ~~February the 14th~~ at 9:00 a.m., to 1:00
22 p.m., every day. That includes Sunday and straight until
23 the thirty-day requirement is satisfied. I do not believe
24 that -- Again, I do not believe that it's the interest of
25 the State and the Court, is again as serious as this is,

1 that incarceration -- I know because I've had friends of
2 mine, ladies who've been incarcerated for various things,
3 the potential long-term effects on children would be
4 extremely life altering for those children. ~~So the Court~~
5 ~~has the family dynamics in mind as much as any punishment.~~
6 ~~We don't. Justice is not retribution.~~ However, again,
7 there does need to be ~~some disruption in your life.~~

8 Again if there is a failure to comply with the four
9 hours per day until the satisfaction of that requirement it
10 needs to be brought to my attention and she'll be looking
11 at a potential five-year prison sentence -

12 MR. FRY: Yes, sir.

13 THE COURT: --- hanging over her head. All right.
14 Thank you. That's the order of the court.

15 MR. REEVES: Thank you.

16 THE COURT: That concludes this hearing.

17 (END OF TRANSCRIPT OF RECORD.)

18 (COURT ADJOURNED AT 04:36 P.M.)

19
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21
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24
25

1 January the 21st, 2019, that's a Monday. I think its in
2 her best interest, and the State's best interest, that she
3 have time to give birth to this child and make some sort of
4 adjustment to a second child, and I want that process to be
5 completed before I sentence.

6 And so, I find there is a factual basis for the plea.
7 I have heard the State's presentation and mitigation by the
8 Defense; however, we're gonna defer sentencing. She'll be
9 sentenced on January the 21st.

10 SOLICITOR COLTON: Thank you, your Honor.

11 MR. FRY: Thank you, your Honor.

12 (COURT IN RECESS IN THE MATTER OF STATE VERSUS JANELLE
13 LITTLEJOHN.)

14 (COURT BACK IN SESSION IN THE MATTER OF STATE VERSUS
15 JANELLE LITTLEJOHN TUESDAY, FEBRUARY 12, 2019 AT 04:02
16 P.M.)

17 THE COURT: Thank you. Be seated.

18 MR. FRY: I'll grab my client, Judge.

19 THE COURT: All right, is everybody here?

20 SOLICITOR COLTON: Yes, sir, your Honor.

21 THE COURT: All right. We're on the record in the
22 matter of *State versus Janelle Christine Littlejohn*. This
23 is Indictment No. 2018-GS-46-0-2-7-4-0. Present in the
24 courtroom representing the State are Assistant Solicitor
25 Jennifer Colton and Solicitor Kevin Brackett. Representing

AGENCY I.D.
SC046SP00

INCIDENT REPORT

CASE NUMBER	NO.	NCIC	ENTD
1993-168673			

EVENT	INCIDENT TYPE	COMPLETED	FORCED ENTRY	PREMISE TYPE	UNITS ENTERED	TYPE VICTIM	
	1 FELONY DUI	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	Highway/Road/Alley		<input checked="" type="checkbox"/> Individual	<input type="checkbox"/> Business
	2 OPEN CONTAINER	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	Highway/Road/Alley		<input type="checkbox"/> Financial Inst.	<input type="checkbox"/> Government
INCIDENT LOCATION (SUBDIVISION, APARTMENT AND NUMBER, STREET NAME AND NUMBER)		ZIP CODE		WEAPON TYPE			
US-321 (YORK COUNTY)							
INCIDENT DATE	24 HR. CLOCK	DATE	24 HR. CLOCK	DISPATCH DATE/TIME 24 HR. CLOCK		LOCATION NO.	
2/18/2018	19:04	2/18/2018	23:50	DEP DATE	DEP TIME	TIME ARRIVED	DEPART TIME
COMPLAINANT'S NAME (LAST, FIRST, MIDDLE)		RELATIONSHIP TO SUBJECT		RESIDENT	RACE	SEX	AGE
		* JSOU					
ADDRESS		CITY		STATE	ZIP CODE	LOCATION NO.	
VICTIM NO. 1	VICTIM'S NAME (LAST, FIRST, MIDDLE)		RELATIONSHIP TO SUBJECT		RESIDENT	RACE	SEX
	Society/Public		* JSOU				
	HEIGHT	WEIGHT	HAIR	EYES	FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.		
ADDRESS		CITY		STATE	ZIP CODE	LOCATION NO.	
VISIBLE INJURY (VICT. 1)		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		EXPLAIN -		COMPLAINT OF NON-VISIBLE INJURIES: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
VICTIM (NO. 1) USING ALCOHOL		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> UNK.		DRUGS: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> UNK.		TYPE:	
TWO-MAN VEH. <input type="checkbox"/>		ONE-MAN VEH. <input type="checkbox"/>		DETECTIVE/PLASMT. <input type="checkbox"/>		OTHER <input type="checkbox"/>	
ALONE <input checked="" type="checkbox"/>		ASSISTED <input type="checkbox"/>		J - This Jurisdiction, S - State, O - Out of State, U - Unknown			
SUBJECT NO. 1	<input checked="" type="checkbox"/> SUSPECT	NAME (LAST, FIRST, MIDDLE)		RACE	SEX	AGE	ETH.
	<input type="checkbox"/> RUNAWAY	LITTLEJOHN, JANELLE CHRISTINE		W	F	26	N
	<input type="checkbox"/> WANTED	FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.					
<input type="checkbox"/> WARRANT	ADDRESS		CITY	STATE	ZIP CODE	LOCATION NO.	
<input type="checkbox"/> ARREST	3071 FILBERT HWY		CLOVER	SC	29710		
<input type="checkbox"/> JAIL	SUBJECT (NO. 1) USING ALCOHOL		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> UNK.		ARRESTED NEAR OFFENSE SCENE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> UNK.		DATE/TIME OF OFFENSE
<input type="checkbox"/> SUMMONS	DRUGS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> UNK TYPE:		TOTAL # ARRESTED:		DATE/TIME OF ARREST		
NARRATIVE	ON FEBRUARY 18, 2018 I WAS ON PATROL IN YORK COUNTY, SC. THE SOUTH CAROLINA HIGHWAY						
	PATROL DISPATCH GAVE OUT A COLLISION WITH INJURIES ON US-321 AND JIM MCCARTER RD. UPON MY						
	ARRIVAL I OBSERVED A MOTORCYCLE ON THE YELLOW LINE AND A TOYOTA 4RUNNER IN THE DITCH. THE						
	VICTIM WHO WAS RIDING THE MOTORCYCLE WAS BEING LOADED UP INTO THE HELICOPTER WHEN I						
	ARRIVED. THE VICTIM SUFFERED FROM A SKULL FRACTURE AND BOTH ARMS WERE BROKEN DUE TO THE						
	COLLISION. I SPOKE WITH THE AT FAULT DRIVER AND ASKED FOR HER LICENSE AND WHAT HAPPENED.						
THE DRIVER HANDED ME HER LICENSE WHICH CONFIRMED HER NAME TO BE A JANELLE CHRISTINE							
LITTLEJOHN. MS. LITTLEJOHN STATED SHE WAS MAKING A LEFT FROM JIM MCCARTER RD TO US-321							
AND THAT SHE SAW THE MOTORCYCLE AND THOUGHT SHE HAD ENOUGH TIME TO MAKE THE TURN. AT THIS							
POINT I OBSERVED THAT SHE HAD BLOODSHOT EYES AND THAT I SMELLED A STRONG ODOR OF AN							
JURISDICTION OF THEFT				JURISDICTION OF RECOVERY			
PROPERTY EST.	TYPE(GROUP)						TOTAL VALUE
	STOLEN						
	DAMAGED						
	BURNED						
	RECOVERED						
	SEIZED						
ADMINISTRATIVE	SUBJECT IDENTIFIED	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		SUBJECT LOCATED	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		ACTIVE <input type="checkbox"/> ADM. CLOSED <input type="checkbox"/> UNFOUNDED <input type="checkbox"/>
	REASON FOR EXCEPTIONAL CLEARANCE		1. <input type="checkbox"/> OFFENDER DEATH		2. <input type="checkbox"/> NO PROSECUTION		3. <input type="checkbox"/> EXTRADITION DENIED
	REPORTING OFFICER(S)		DATE		UNIT NUMBER		APPROVING OFFICER
GREENE, MATTHEW SCOTT		2/18/2018		1823-8355		MILHOUSE, OLIVER JR	
						DATE	
						2/28/2018	
						UNIT NUMBER	
						477-0247	
						FOLLOW-UP OFFICER:	
						INVESTIGATION: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	

AGENCY I.D.
SC046SP00

SUPPLEMENTARY INCIDENT REPORT

CASE NUMBER	NO.	NCIC	ENTD
1993-168673			

<input checked="" type="checkbox"/> ORIGINAL REPORT	<input type="checkbox"/> SUPPLEMENTAL REPORT	<input type="checkbox"/> ADDITIONAL VICTIMS	<input type="checkbox"/> ADDITIONAL STOLEN PROPERTY	PAGE 2 of 3 PAGES
<input type="checkbox"/> MODIFIES ORIGINAL	<input type="checkbox"/> CASE STATUS CHANGE	<input type="checkbox"/> ADDITIONAL OFFENDERS	<input type="checkbox"/> ADDITIONAL RECOVERED PROPERTY	

NARRATIVE

ALCOHOLIC BEVERAGE COMING FROM HER PERSON. I ASKED MS. LITTLEJOHN WHERE HER REGISTRATION AND PROOF OF INSURANCE WAS AND SHE STATED HER GLOVE BOX. I THEN ASKED FOR PERMISSON FROM MS. LITTLEJOHN IF I COULD GO INTO HER GLOVEBOX TO RETRIEVE THE INFORMATION AND SHE STATED I COULD. AS I OPENED THE PASSENGER DOOR I OBSERVED A BUD LIGHT CAN THAT WAS OPEN IN THE PASSENGER FLOOR BOARD. I THEN WENT BACK TO MS. LITTLEJOHN AND ASKED HER HOW MUCH HAS SHE HAD TO DRINK AND SHE STATED NONE. AT THIS POINT CPL. SHANK ASKED HER WHAT HAPPENED AND AFTER SHE ANSWERED HIM, HE ASKED HER AS WELL WHEN WAS THE LAST TIME SHE HAD ANY ALCOHOLIC BEVERAGE TO DRINK AND MS. LITTLEJOHN STATED AT 3:00 PM. I THEN INITIATED FIELD SOBRIETY AND I OBSERVED THE FOLLOWING. ON THE NYSTAGMUS I OBSERVED ALL SIX CLUES WHICH ARE, LACK OF SMOOTH PURSUIT IN BOTH EYES, NYSTAGMUS AT MAXIMUM DEVIATION IN BOTH EYES AND NYSTAGMUS PRIOR TO 45 DEGREES IN BOTH EYES. ALSO DURING NYSTAMUS I HAD TO TELL MS. LITTLEJOHN MULTIPLE TIMES TO KEEP HER HEAD STRAIGHT AND NOT TO MOVER HER HEAD AND THAT SHE SWAYED. DURING THE WALK AND TURN (9 HEEL TO TOE STEP) I OBSERVED THE FOLLOWING, PUTS LEFT FOOT IN FRONT OF HER RIGHT FOOT DURING THE INSTRUCTION PHASE, FAILED TO MAINTAIN HEEL TO TOE MANNER, LOSES BALANCE AND STARTED TOO SOON DURING THE INSTRUCTION PHASE. MS. LITTLEJOHN STOPPED TWICE, USES ARMS FOR BALANCE, MISSES HEEL TO TOE ON MULTIPLE OCCASIONS, IMPROPER TURN AND STEPPED OFFLINE. DURING THE ONE LEG STAND I OBSERVED MS. LITTLEJOHN TO SWAY. I THEN ASKED MS. LITTLEJOHN WHAT TIME HAS SHE HAD ALCOHOLIC BEVERAGES TO DRINK AND SHE STATED 3 BEERS, WHICH I ADVISED MS. LITTLEJOHN THAT IS NOT WHAT I ASKED AND MS. LITTLEJOHN ADVISED ME 5:00PM. I THEN PLACED MS. LITTLEJOHN UNDER ARREST FOR FELONY DRIVING UNDER THE INFLUENCE WITH GREAT BODILY INJURY AND ADVISED MS. LITTLEJOHN HER MIRANDA WARNING AND RIGHTS. MS. LITTLEJOHN ADVISED SHE WOULD SPEAK WITH US AND CPL. SHANK ASKED HER FROM A SCALE FROM 1 TO 10, 1 COMPLETELY SOBER AND 10 FALL DOWN DRUNK WHERE WAS SHE AT. MS. LITTLEJOHN ADVISED US THAT SHE FELT BUZZED. I THEN TRANSPORTED MS. LITTLEJOHN TO THE MOSS JUSTICE CENTER WHERE I INTIATED THE DATAMASTER PROCESS. I ADVISED MS. LITTLEJOHN THAT SHE WAS BEING RECORDED, THAT I WAS REQUESTING A BREATH SAMPLE , ADVISED MS. LITTLEJOHN HER IMPLIED CONSENT FOR FELONY DUI, CHECKED HER MOUTH AND OBSERVED MS. LITTLEJOHN FOR THE TWENTY MINUTE OBSERVATION PERIOD. WHEN IT CAME TIME TO GIVE A BREATH SAMPLE MS. LITTLEJOHN BREATH SAMPLE REGISTERED A .13%. I THEN TRANSPORTED MS. LITTLEJOHN TO PIEDMONT MEDICAL CENTER WHERE I REQUESTED BLOOD WHICH SHE GAVE A SAMPLE. I THEN TRANSPORTED MS. LITTLEJOHN TO THE MOSS JUSTICE CENTER WHERE I GOT A WARRANT FOR FELONY

JURISDICTION OF THEFT JURISDICTION OF RECOVERY

ADMINISTRATIVE

SUBJECT IDENTIFIED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	SUBJECT LOCATED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> ACTIVE <input type="checkbox"/> ADM. CLOSED <input type="checkbox"/> UNFOUNDED	<input type="checkbox"/> ARRESTED UNDER 18 <input type="checkbox"/> ARRESTED 18 AND OVER	<input type="checkbox"/> EX-CLEAR UNDER 18 <input type="checkbox"/> EX-CLEAR 18 AND OVER	
REASON FOR EXCEPTIONAL CLEARANCE. 1. <input type="checkbox"/> OFFENDER DEATH. 2. <input type="checkbox"/> NO PROSECUTION. 3. <input type="checkbox"/> EXTRADITION DENIED. 4. <input type="checkbox"/> VICTIM DECLINES COOPERATION 5. <input type="checkbox"/> JUVENILE-NO CUSTODY					
REPORTING OFFICER(S) GREENE, MATTHEW SCOTT	DATE 2/18/2016	UNIT NUMBER 1823-9355	APPROVING OFFICER MILHOUSE, OLIVER JR	DATE 2/28/2016	UNIT NUMBER 5577-8247
FOLLOW-UP INVESTIGATION <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			OFFICER		

AGENCY I.D.
SC046SP00

SUPPLEMENTARY INCIDENT REPORT

CASE NUMBER		NCIC	
1993-168673		NO	ENTD.

<input checked="" type="checkbox"/> ORIGINAL REPORT	<input type="checkbox"/> SUPPLEMENTAL REPORT	<input type="checkbox"/> ADDITIONAL VICTIMS	<input type="checkbox"/> ADDITIONAL STOLEN PROPERTY
<input type="checkbox"/> MODIFIES ORIGINAL	<input type="checkbox"/> CASE STATUS CHANGE	<input type="checkbox"/> ADDITIONAL OFFENDERS	<input type="checkbox"/> ADDITIONAL RECOVERED PROPERTY

PAGE 3 of 3 PAGES

DRIVING UNDER THE INFLUENCE AND DEPUTY WEST SERVED THE WARRANT AND I CITED MS. LITTLEJOHN FOR OPEN CONTAINER (BEER).

VICTIMS INFO:

DANIEL DEAN NEAL

704-691-9765

15BW032064

NARRATIVE

	JURISDICTION OF THEFT	JURISDICTION OF RECOVERY
--	-----------------------	--------------------------

ADMINISTRATIVE	SUBJECT IDENTIFIED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	SUBJECT LOCATED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> ACTIVE <input type="checkbox"/> ADM CLOSED <input type="checkbox"/> UNFOUNDED	<input type="checkbox"/> ARRESTED UNDER 18 <input type="checkbox"/> ARRESTED 18 AND OVER	<input type="checkbox"/> EX-CLEAR UNDER 18 <input type="checkbox"/> EX-CLEAR 18 AND OVER	
	REASON FOR EXCEPTIONAL CLEARANCE: 1. <input type="checkbox"/> OFFENDER DEATH 2. <input type="checkbox"/> NO PROSECUTION 3. <input type="checkbox"/> EXTRADITION DENIED 4. <input type="checkbox"/> VICTIM DECLINES COOPERATION 5. <input type="checkbox"/> JUVENILE NO CUSTODY					
	REPORTING OFFICER(S)	DATE	UNIT NUMBER	APPROVING OFFICER	DATE	UNIT NUMBER
	GREENE, MATTHEW SCOTT	2/18/2018	1523-9335	MILHOUSE, OLIVER JR	2/28/2018	9577-8247
			FOLLOW-UP OFFICER INVESTIGATION <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			

ADVISEMENT OF IMPLIED CONSENT RIGHTS

Janette Christine Littlejohn

7/6/91

Date of Birth

SC

State Licensed

Driver's License Number



FELONY DRIVING UNDER THE INFLUENCE ADVISEMENT

- (A) Will test be video recorded? If answer is Yes, start here - Inform subject of video recording. If answer is No, start here - Inform subject of type samples requested (i.e. breath, blood, urine).
(B) Provide subject with a written copy of the following advisement and read the advisement to the subject.
- You are under arrest for Felony Driving Under the Influence (Felony DUI), Section 56-5-2945, South Carolina Code of Laws 1976, as amended, or a law enforcement officer has probable cause to believe that you have violated this section.
- The officer has directed that samples be taken for alcohol and/or drug testing.
- The samples will be taken and tested according to Section 56-5-2950 and SLED policies.
- Pursuant to Section 56-5-2946, you must submit to either one or a combination of chemical tests for the purpose of determining the presence of alcohol, drugs, or a combination of alcohol and drugs.
- The resistance, obstruction, or opposition to testing pursuant to Section 56-5-2946 is evidence admissible at trial.
- If you have an alcohol concentration of fifteen one-hundredths of one percent (0.15%) or more, your privilege to drive in South Carolina must be suspended for at least one (1) month, with the option of ending the suspension if you enroll in the Ignition Interlock Device Program.
- You have the right to have a qualified person of your own choosing conduct additional independent tests at your expense and the officer, upon request, shall provide you affirmative assistance.
- You have the right to request a contested case hearing within thirty (30) days of the issuance of the notice of suspension.
- If you do not request a contested case hearing or if your suspension is upheld at the contested case hearing, you shall enroll in an Alcohol and Drug Safety Action Program.
If applicable, perform the following procedures:
(C) Check subject's mouth and remove any foreign material. (Not required if a refusal has occurred.)
(D) Enter biographical data into DataMaster DMT. (Required for all tests, including refusals.)
(E) Observe subject for a minimum of twenty (20) minutes before collecting breath sample. (Not required if a refusal has occurred.)

ADVERTENCIA Y LECTURA DE DERECHOS POR EL DELITO MAYOR DE MANEJAR BAJO LOS EFECTOS DE ALCOHOL O DROGAS (FELONY DUI)

¿Se grabará el análisis en video? Si la respuesta es Si, empiece aquí - Informe a la persona que va a ser grabada en video. Si la respuesta es No, empiece aquí - Informe a la persona de las muestras que se requieren (ejemplos: soplar, sangre, orina).

- (B) Dele a la persona una copia escrita de la advertencia siguiente y léasela a la persona:
- Usted está arrestado por el Delito Mayor de Manejar Bajo los Efectos de Alcohol o Drogas (Felony DUI), Sección 56-5-2945, del Código Legal de Carolina del Sur de 1976, según su enmienda, o un agente del orden público tiene motivo justificado para creer que usted ha violado esta sección.
- El agente ordenó que usted se sometiera a que le sacaran muestras para el análisis de detección de alcohol y/o drogas.
- Se obtendrán y se analizarán las muestras según la Sección 56-5-2950 y las normas del SLED.
- Según la Sección 56-5-2946, usted tiene que someterse a uno de los análisis químicos, o a una combinación de los mismos, para determinar la presencia de alcohol, drogas o una combinación de alcohol y drogas.
- Si usted se resiste, dificulta o se opone a los análisis, según la sección 56-5-2946, este hecho se considera prueba admisible ante un tribunal en un juicio.
- Si en sus análisis o muestras se detecta una concentración de alcohol de quince centésimos del uno por ciento (0.15%) o más, su privilegio de manejar en Carolina del Sur debe ser suspendido por lo menos durante un (1) mes con la opción de terminar la suspensión si se inscribe en el Programa del Dispositivo de Bloqueo del Arranque.
- Usted tiene el derecho de que una persona que usted elija y que esté capacitada para hacerlo, realice por su cuenta los análisis adicionales que usted tendrá que pagar y en ese caso, el agente debe brindarle ayuda si usted lo solicita.
- Usted tiene el derecho de solicitar una audiencia para disputar el caso dentro de los treinta (30) días a partir de la fecha en que se emitió la notificación de la suspensión.
- Si usted no solicita una audiencia para disputar el caso o si se le confirma la suspensión en la audiencia para disputar el caso, usted tiene que inscribirse en un Programa de Medidas de Seguridad para el Consumo Responsable del Consumo del Alcohol y las Drogas.

Si es pertinente, haga lo siguiente:
(C) Inspeccione la boca de la persona y quite todo material extraño de la boca. (No se requiere si se niega la persona.)
(D) Ingrese los datos biográficos en el DataMaster DMT. (Obligatorio para todos los análisis aunque se niegue la persona.)
(E) Observe a la persona un mínimo de (20) minutos antes de obtener una muestra de su aliento. (No se requiere si se niega la persona.)

Janette Littlejohn
Subject's Signature
Firma de la Persona (recibió una copia)

M. J. D.
2/18/18
2/18/18
2021
Officer's Signature
Firma del Agente
date/time
fecha/hora

South Carolina Department of Public Safety Chain Of Custody & Evidence Destruction

Case Number: 18BW032064HP46 Officer's Name: M.S. Greene

SCHP
 STP
 BPS
 IEU
 Other
 Date/Time of Incident: 2/18/18

Status (Check One Only):
 General Session Evidence
 Magistrate Evidence
 Found
 Recovered
 Safe Keeping
 Other

Court Date: 4/16/2018 Summons /Warrant Number: 2018A4610200276 Disposition Date: Disposition:

Subject/Violator's Name: Littlejohn, Janelle Christine Phone Number: (803) 810-6433

Violator's Address: 3071 Filbert Hwy Clover SC 29710 License Number (Tag/State): LTX340/SC

Item #	Quantity	Description (include make, model, and serial numbers if applicable)	Field weight	NCIC	
1	1	Blood/Urine Kit		<input type="checkbox"/> Yes	<input type="checkbox"/> No
				<input type="checkbox"/> Yes	<input type="checkbox"/> No
				<input type="checkbox"/> Yes	<input type="checkbox"/> No
				<input type="checkbox"/> Yes	<input type="checkbox"/> No
				<input type="checkbox"/> Yes	<input type="checkbox"/> No

DISPOSITION OF ITEM (S) ABOVE: (The item(s) above have been received in substantially the same condition as when seized.)

I hereby acknowledge that the listed items represent monies/property taken from my possession and that I have received a copy of this report.
 Signature _____

From	To	Location	Reason for Movement	Date	Time
M.S. Greene	Evidence Cooler	Post B/York	Analysis	2/19/18	0214

SCDPS Label Use Only

Lab Use Only

SOUTH CAROLINA LAW ENFORCEMENT DIVISION - URINE/BLOOD COLLECTION REPORT

Subject: Little John Janelle Christine York
Last Name First Name Middle Name County of Arrest
Subject's Address: 3071 Filbert Hwy Clover SC 29710
Driver's License Number: 101581141 State: SC DOB: 7/6/91 Sex: F Race: W
Arresting Officer: M.S. Greene Agency: SCLP
Date of Arrest: 2/18/18 Time of Arrest: 1957 AM/PM Traffic Ticket Number:
Date of Test: 2/18/18 Time of Test: 2:24 AM/PM Location of Collection: Piedmont

CHECK THE FOLLOWING (CHECK BOTH IF APPLICABLE)

- Subject is under arrest for Section 56-5-2930, 56-5-2933, 56-5-2945, 56-1-2120, 50-21-112, 50-21-113 or 23-31-415; or is in violation of Section 56-5-2945, 50-21-113 or 56-1-286 of the 1976 South Carolina Code of Laws as amended.
Subject has been advised in writing of his/her Implied Consent Rights.

CHECK THE CORRECT ONE (ONLY ONE CAN APPLY)

- Subject has completed a valid breath test (DataMaster reading: .130%) and the officer has reasonable suspicion that the subject is under the influence of drug(s) other than alcohol therefore a urine sample is requested.
Subject has not completed a valid breath test and a voluntary blood sample has been requested to test for the presence of volatiles and/or drugs.
Subject is unconscious or otherwise incapable of refusal (has not taken a breath test) and is considered informed, therefore, a blood sample is requested.
A blood sample is requested by the arresting officer because a licensed medical person has informed the officer that the subject is unable to take a breath test at this time due to any reason deemed acceptable by that licensed medical person.

Name and Title of Licensed Medical Personnel:

(Please Print)

Signature of Licensed Medical Personnel:

- Subject is under arrest for, or in violation of, Section 56-5-2945 (Felony DUI) or 50-21-113 (Felony BUI), and, pursuant to Section 56-5-2946 or 50-21-116, a blood sample or a blood and urine sample is/are requested.
A blood sample is requested by the subject for his/her own independent test.

THIS SECTION TO BE CHECKED BY SAMPLE COLLECTOR

- Using a non-ethanol prep, a blood sample was collected into an unused, uncontaminated vial and given directly to the arresting officer (or to the subject requesting sample for his/her independent test) after collection.
A urine sample was collected into an unused, uncontaminated container and given directly to the arresting officer after collection.

Name of Licensed or Trained Collector:

Rebecca Moll MT

(Please Print)

Signature of Licensed or Trained Collector:

FINAL CHECKS FOR LAW ENFORCEMENT OFFICER

- Sample collection was under my direct supervision.
Sample container is properly labeled with the subject's name and time of collection.
Sample is properly sealed and ready for transport.

Signature of Officer:

M.S. Greene

Date:

2/18/18

I, Janelle Littlejohn (Subject's Signature)

received a copy of this report on

2/18/18

Date

Copy to: Subject, Hospital, SLED



**SOUTH CAROLINA LAW ENFORCEMENT DIVISION
BREATH ALCOHOL ANALYSIS TEST REPORT
FELONY DRIVING UNDER THE INFLUENCE**



SUBJECT BIOGRAPHICAL INFORMATION

SUBJECT NAME:	JANELLE C LITTLEJOHN	DL NUMBER:	101581141
RACE:	WHITE	DRIVER'S LICENSE:	SC
SEX:	F	SUBJECT ADDRESS:	3071 FILBERT HWY
DOB:	07/06/1991		CLOVER SC 29710

ARREST INFORMATION

OFFICER NAME:	M S GREENE	AGENCY ORI:	SC046SP00
TICKET NUMBER:	ECITATION	COUNTY OF ARREST:	46 - YORK
ARREST DATE:	02/18/2018	ARREST TIME:	19:57

OPERATOR INFORMATION

TEST OPERATOR:	M S GREENE	AGENCY ORI:	SC046SP00
CERTIFICATION #:	DMT008757	EXPIRATION DATE:	05/16/2019
SOLUTION LOT #:	17802	BOTTLE:	1051
BREATH TEST VIDEO RECORDED?	YES	SUBJECT INFORMED OF VIDEO RECORDING?	YES
SUBJECT'S MOUTH CHECKED AND ANY FOREIGN MATERIAL REMOVED?	YES	SUBJECT INFORMED OF TYPE SAMPLE REQUESTED?	YES
SUBJECT ADVISED OF APPLICABLE RIGHTS?	YES	SUBJECT OBSERVED FOR A MINIMUM OF (20) TWENTY MINUTES?	YES

SUBJECT'S BREATH ALCOHOL TEST RESULTS

DATAMASTER DMT SERIAL # 109807

TEST DATE		02/18/2018
OBSERVATION START TIME:		20:23:37
BLANK TEST	0.00	20:46:36
INTERNAL STANDARD	VERIFIED	20:46:42
0.08% SIMULATOR TEMPERATURE	33.96°C	20:47:04
0.08% SIMULATOR VERIFICATION	0.077	20:47:04
BLANK TEST	0.00	20:47:56
INTERNAL STANDARD	VERIFIED	20:49:18
BLANK TEST	0.00	20:49:25

Janelle C Littlejohn

Subject's Signature

M.S. Greene

Arresting Officer's Signature

2/18/18 2049

(Received Copy) Date/Time

M.S. Greene

Test Operator's Signature

VISIT WWW.SLED.SC.GOV AND CLICK ON IMPLIED CONSENT. THEN CLICK ON BREATH SITE VIDEO RECORDINGS. ENTER THE REQUESTED INFORMATION FROM THE BOX BELOW TO ACCESS THE VIDEO RECORDING OF THIS BREATH TEST:

SUBJECT ID: 164DC4D54B	DATE/TIME: 02/18/2018 20:45:38
SUBJECT PASSWORD: D9983	DMT SERIAL NUMBER: 109807

IMPORTANT NOTICE

INFORMATION FROM THIS REPORT WILL BE USED TO ACCESS THE BREATH TEST VIDEO. ANYONE WITH THIS INFORMATION WILL HAVE ACCESS TO THE VIDEO. PROTECT THIS REPORT AS YOU WOULD ANY IMPORTANT DOCUMENT. SLED ASSUMES NO RESPONSIBILITY FOR UNAUTHORIZED ACCESS.



SOUTH CAROLINA DEPARTMENT OF PUBLIC SAFETY
VICTIM'S ADVOCATE CHECKLIST

Victim's Name: DANIEL DEAN Neal Work No. _____ Home No. 704691-9765

Address: 2500 Filbert Hwy CLOVER SC 29710

Incident/Citation Number: 18BW032064 Defendant's Name: Janelle Christine Littlejohn

Date of incident: 2-18-2018 Incident Involving:

- 56-5-1210 Leaving the Scene (Fatality/PI)*
- 56-5-2910 Reckless Homicide*
- 56-5-2920 Reckless Driving*
- Other offense against person*: _____
- 56-5-2930 DUI*
- 56-5-2945 Felony DUI*
- 16-3-1510 (3) Property damage in excess of \$1,000

Investigating Officer's Checklist

Initial and date next to each task when a victim is provided with the information. Put N/A next to any task that is not applicable.

- MG 2/18/18 Provided list of Victim's rights and crime victim assistants and social providers
initials date
- MG 2/18/18 Referred to Victim Advocate for "Victim Compensation Application", if applicable
initials date
- MG 2/18/18 Notified that the suspect has been arrested
initials date
- _____
initials date
- _____
initials date
- MG 2/18/18 Notified of date & time of bond hearing: 2/18/18 0900 1675 York Hwy
initials date Date Time Location
- _____
initials date
- MG 2/18/18 Notified of date & time of trial or case: _____
initials date Date Time Location
- MG 2/18/18 Provided form to receive free copy of accident report OR provided officer's number to request free copy of incident report
initials date
- MG 2/18/18 Provided victim identification information to jail or juvenile detention center, if applicable
initials date
- MG 2/18/18 Provided information pertaining to the case to the supervisor handling General Sessions or Magistrate cases for the county. The supervisor will turn this information over to the Solicitor Advocate or Magistrate within 48 hours or the next working day.
initials date

M.B. Dione
Investigating Officer's Signature

M.S. GREENE
Investigating Officer's Name (print)

Division: SCHP

District/Unit: TROOP 4 POST B

Victim's Acknowledgment & Signature: UNABLE To Sign

Date: 2-18-2018

SOUTH CAROLINA LAW ENFORCEMENT DIVISION - URINE/BLOOD COLLECTION REPORT

Subject: Little John Janelle Christine York
Last Name First Name Middle Name County of Arrest
Subject's Address: 3071 Filbert Hwy Claver SC 29710
Driver's License Number: 101581141 State: SC DOB: 7/6/91 Sex: F Race: W
Arresting Officer: M.S. Greene Agency: SCHP
Date of Arrest: 2/18/18 Time of Arrest: 1957 AM/PM Traffic Ticket Number:
Date of Test: Time of Test: AM/PM Location of Collection: Piedmont

CHECK THE FOLLOWING (CHECK BOTH IF APPLICABLE)

- Subject is under arrest for Section 56-5-2930, 56-5-2933, 56-5-2945, 56-1-2120, 50-21-112, 50-21-113 or 23-31-415; or is in violation of Section 56-5-2945, 50-21-113 or 56-1-286 of the 1976 South Carolina Code of Laws as amended.
- Subject has been advised in writing of his/her Implied Consent Rights.

CHECK THE CORRECT ONE (ONLY ONE CAN APPLY)

- Subject has completed a valid breath test (DataMaster reading: .13%) and the officer has reasonable suspicion that the subject is under the influence of drug(s) other than alcohol therefore a urine sample is requested.
- Subject has not completed a valid breath test and a voluntary blood sample has been requested to test for the presence of volatiles and/or drugs.
- Subject is unconscious or otherwise incapable of refusal (has not taken a breath test) and is considered informed, therefore, a blood sample is requested.
- A blood sample is requested by the arresting officer because a licensed medical person has informed the officer that the subject is unable to take a breath test at this time due to any reason deemed acceptable by that licensed medical person.

Name and Title of Licensed Medical Personnel: _____
(Please Print)

Signature of Licensed Medical Personnel: _____

- Subject is under arrest for, or in violation of, Section 56-5-2945 (Felony DUI) or 50-21-113 (Felony BUI), and, pursuant to Section 56-5-2946 or 50-21-116, a blood sample or a blood and urine sample is/are requested.
- A blood sample is requested by the subject for his/her own independent test.

THIS SECTION TO BE CHECKED BY SAMPLE COLLECTOR

- Using a non-ethanol prep, a blood sample was collected into an unused, uncontaminated vial and given directly to the arresting officer (or to the subject requesting sample for his/her independent test) after collection.
- A urine sample was collected into an unused, uncontaminated container and given directly to the arresting officer after collection.

Name of Licensed or Trained Collector: Rebecca Moll MT
(Please Print)

Signature of Licensed or Trained Collector: _____

FINAL CHECKS FOR LAW ENFORCEMENT OFFICER

- Sample collection was under my direct supervision.
- Sample container is properly labeled with the subject's name and time of collection.
- Sample is properly sealed and ready for transport.

Signature of Officer: M.S.G. Date: 2/18/18

I, Janelle Littlejohn (Subject's Signature) received a copy of this report on 2/18/18 Date

Copy to: Subject, Hospital, SLED

ARREST WARRANT

2018A4610200276

STATE OF SOUTH CAROLINA

County/ Municipality of

York

THE STATE

18BW032064

against

Janelle Christine Littlejohn

3071 Filbert Hwy

Clover, SC 29710-5608

SSN: 104-80-6710

Race: W Height: 5'1" Weight: 112

DL #: 101381141

Agency ORI #: SC5HP0000

Agency: S.C. Highway Patrol Region 4

Prosecuting Officer: Matthew S Greene - S00067

Offense: DUI/Felony driving under the influence, great bodily injury results

Offense Code: 0406

Code/Ordinance Sec: 56-05-2945(A)(1)

This warrant is CERTIFIED FOR SERVICE in the

County/ Municipality of

The accused

to be arrested and brought before me to be

dealt with according to the law.

(L.S.)

Signature of Judge

RETURN

A copy of this arrest warrant was delivered to

defendant Janelle Littlejohn

on 2-18-18

C. B. West

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

York County General Sessions

1675 York Hwy

York, SC 29745

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

York

Personally appeared before me the affiant Matthew S Greene

being duly sworn deposes and says that defendant Janelle Christine Littlejohn

did within this county and state on or about 2/18/2018

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

in the following particulars:

DESCRIPTION OF OFFENSE: DUI / Felony driving under the influence, great bodily injury results

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 February 18, 2018, in the county of York, one Janelle Christine Littlejohn did willfully and unlawfully violate SC Law by operating a motor vehicle while under the influence of alcohol and causing a motor vehicle collision with a motorcycle that caused great bodily injury. This occurred at Filbert Hwy and Jim McCarter Rd, Clover, SC. Probable cause based on a police investigation. REPORT# 18BW032064

Signature of Affiant

Handwritten signature

STATE OF SOUTH CAROLINA

County/ Municipality of

York

Affiant's Address 454 South Anderson Road

Rock Hill, SC 29730

Affiant's Telephone 803-366-1846

ARREST WARRANT

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

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

on or about 2/18/2018

defendant Janelle Christine Littlejohn

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

County/ Municipality of York

as set forth below:

DESCRIPTION OF OFFENSE: DUI / Felony driving under the influence, great bodily injury results

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 2/18/2018

Signature of Issuing Judge

Leon E. Yard

Judge Code: 5945

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ARREST WARRANT

2018A4610200276

STATE OF SOUTH CAROLINA
County/ Municipality of York

18BW032064

anelle Christine Littlejohn

address: 3071 Filbert Hwy

Clover, SC 29710-5608

Home: SSN: 104-80-6710
Sex: F Race: W Height: 5'1" Weight: 112
L State: SC DL #: 101581141
DOB: 7/6/1991 Agency ORI #: SCSHP0000
Rescuing Agency: SC Highway Patrol Region 4
Rescuing Officer: Matthew S Greene - S00067
Offense: DUI/Felony driving under the influence, great bodily injury results
Offense Code: 0406
Code/Ordinance Sec: 56-05-2945(A)(1)

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

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

(L.S.)

Signature of Judge

RETURN

copy of this arrest warrant was delivered to defendant

Janelle Littlejohn
8-18-18

G. B. West

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

York County General Sessions
1675 York Hwy
York, SC 29745

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA
County/ Municipality of York

Personally appeared before me the affiant Matthew S Greene

being duly sworn deposes and says that defendant Janelle Christine Littlejohn did within this county and state on or about 2/18/2018

State of South Carolina (or ordinance of County/ Municipality of York) violate the criminal laws of the in the following particulars:

DESCRIPTION OF OFFENSE: DUI / Felony driving under the influence, great bodily injury results

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:

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Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of York

Affiant's Address 454 South Anderson Road

Rock Hill, SC 29730

Affiant's Telephone 803-366-1846

ARREST WARRANT

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

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

on or about 2/18/2018 defendant Janelle Christine Littlejohn

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

DESCRIPTION OF OFFENSE: DUI / Felony driving under the influence, great bodily injury results

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the 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 2/18/2018

Signature of Issuing Judge
Leon E. Yard

Judge Code: 5945

Judge's Address Moss Justice Center

York, SC 29745-7423

Judge's Telephone (803)628-3029

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

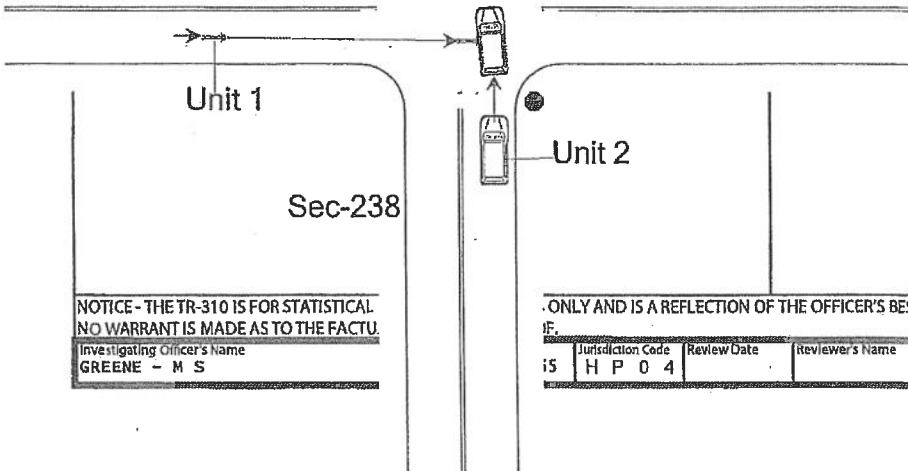
ORIGINAL

AFFIDAVIT

WHO

ORIGINAL

SOUTH CAROLINA DPS/OHS & DMV USE ONLY			Page # 1	SOUTH CAROLINA TRAFFIC COLLISION REPORT FORM TR-310 (Rev.04/2016)			# Of Units 02	Amended - Attach Copy of Original Report Corrected	Notified 1914	Arrived 1936	
Date 02-18-2018	Time of Collision 1904	County 46	Collision Location (Rt. # / Name) 321 / FILBERT HWY		Miles: .90	Dir. In (Near) City or Town of: CLOVER					
Lane # / Dir. 1 2 N E S W		Distance / Offset 10	Direction N E S W		Base Intersection (Rt. # / Name) 238 / JIM MCCARTER RD N		GPS COORDINATES 00 00' 00.00" DEGREES MINUTES SECONDS				
R.R. Id.		From N E S W	Ramp Only 1- Entrance 2- Exit	To N E S W	Second Intersection (Rt. # / Name) 1460 / D KELLY CIR		Latitude 35 04 59.10		Longitude 81 13 35.53		
R-363449 Pedestrian's Full Name NEAL DANIEL DEAN				R-363451 Pedestrian's Full Name LITTLEJOHN JANELLE CHRISTINE							
Unit # 01	Sex M	Race W	Street 2500 FILBERT HWY			Unit # 02	Sex F	Race W	Street 3071 FILBERT HWY		
#Occ 1	Birth Date 06-17-1995	City, State, & Zip CLOVER SC 29710			#Occ 1	Birth Date 07-06-1991	City, State, & Zip CLOVER SC 29710				
State SC	Driver's License # 103016215	Class DM	Insurance Company: PROGRESSIVE			State SC	Driver's License # 101581141	Class D	Insurance Company: NATIONWIDE		
Year 1995	Body MC	Vehicle Make HD	VIN # JH2PC213XSM200039			Year 2009	Body SU	Vehicle Make TOYT	VIN # JTEDA41A692000546		
State SC	Year 2018	License Plate # ZF27742	Owner's D.L. # 103016215			State SC	Year 2018	License Plate # LTX340	Owner's D.L. # UNKNOWN		
Home Telephone (704) 6919765		Owner's Full Name NEAL DANIEL DEAN				Home Telephone (803) 8106433		Owner's Full Name LITTLEJOHN CHRISTOPHER ALLEN			
Bus. Telephone ()		Street 2500 FILBERT HWY				Bus. Telephone ()		Street 3071 FILBERT HWY			
Contributed To Collision Yes (No)		City, State, & Zip CLOVER SC 29710				Contributed To Collision Yes (No)		City, State, & Zip CLOVER SC 29710			
Estimated Speed 50	Speed Limit 55	C.D.L. Req: Yes (No)	T/B S Req: Yes (No)	Alc/Drg Info (see back): Yes (No)	Towed By SELF	Estimated Speed 30	Speed Limit 55	C.D.L. Req: Yes (No)	T/B S Req: Yes (No)	Alc/Drg Info (see back): Yes (No)	Towed By A PLUS
Driver/Pedestrian's Full Name						State Year License Plate # Owner's D.L. #					
Unit #	Sex	Race	Street			Home Telephone			Owner's Full Name		
#Occ	Birth Date	City, State, & Zip				Bus. Telephone			Street		
State	Driver's License #	Class	Insurance Company:			Contributed To Collision			City, State, & Zip		
Year	Body	Vehicle Make	VIN #			Estimated Speed			Speed Limit		
Dir. of Travel: Unit 1: N S E W		Unit 2: N S E W		Unit 3: N S E W		C.D.L. Req: Yes No			T/B S Req: Yes No		
			Alc/Drg Info (see back): Yes No			Towed By: Yes No					
Unit 1 Dam.		Unit 2 Dam.		Unit 3 Dam.		Prop. Dam. 1		Prop. Dam. 2			
\$ 5000		\$ 5000		\$		\$		\$			
Property Owner/Witness:						Property Owner/Witness:					
Address						Address					
State Zip:		Phone		State Zip:		Phone		State Zip:		Phone	
Photo: Describe What Happened (Refer to Units by Number)											
UNIT 1 WAS TRAVELING NORTH ON US-321. UNIT 2 WAS STOPPED FACING WEST ON SEC-238 ATTEMPTING TO JNTO US-321. UNIT 2 DRIVER, DRIVING INFLUENCE(ALCOHOL), WAS STRUCK BY UNIT 1 DRIVER SUBSEQUENTLY F THE MOTORCYCLE.											



NOTICE - THE TR-310 IS FOR STATISTICAL
NO WARRANT IS MADE AS TO THE FACTS
Investigating Officer's Name
GREENE - M S

ONLY AND IS A REFLECTION OF THE OFFICER'S BEST KNOWLEDGE, OPINION AND BELIEF COVERING THE COLLISION BUT
IF:
Jurisdiction Code
i5 HP 04
Review Date
Reviewer's Name
Rank
Internal Agency Code
188W032064

Mail FR-10 to: SC Department of Motor Vehicles Office of Financial Responsibility (803) 896-5000 PO Box 1498, Blythewood, SC 29016-0050				SOUTH CAROLINA DEPARTMENT OF MOTOR VEHICLES FR-10 (REV. 04/2016) NOTICE OF REQUIREMENT				Submit Electronically. Agents or Company Representatives can submit your Insurance Information at WWW.SC-ALIR.COM																																																																																												
Date	Time	County	1- Interstate 2- IS Primary 3- SC Primary	4- Secondary 5- County 6- PP	Collision Location (Rt. # / Name)		1- Main line 2- Alternate 3- Spur	4- Connection 5- Business	Miles:	Dir. <input type="checkbox"/> N <input type="checkbox"/> E <input checked="" type="checkbox"/> W <input type="checkbox"/> S	In (Near) City or Town of:																																																																																									
02-18-2018	1904	46			321 / FILBERT HWY				.90		CLOVER																																																																																									
To Vehicle Owner/ Operator	Failure to return this form to the Department of Motor Vehicles within 15 days from the date of the collision could result in the suspension of your driver license and registration privileges pursuant to South Carolina Code of Laws 56-9-351 and 56-10-530.																																																																																																			
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ORIGINAL

SOUTH CAROLINA DPS/OHS & DMV USE ONLY		Page # 1 of 1	SOUTH CAROLINA TRAFFIC COLLISION REPORT FORM TR-310 (Rev. 04/2016)		# Of Units 02	Amended - Attach Copy of Original Report Corrected	Notified 1914	Arrived 1936
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Date 02-18-2018	Time of Collision 1904	County 46	1- Interstate 2- US Primary 3- SC Primary	4- Secondary 5- County 6- PP 7- Ramp	Collision Location (Rt. # / Name) 321 / FILBERT HWY	0- Main Line 2- Alternate 5- Spur	6- Connection 7- Business	Miles: .90	Dir. NE SW	In (Near) City or Town of: CLOVER
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Lane # / Dir. 1 / 2 NE SW	Distance / Offset 10 Miles Feet	Direction NE SW	1- Interstate 2- US Primary 3- SC Primary	4- Secondary 5- County 6- Other 7- Ramp	Base Intersection (Rt. # / Name) 238 / JIM MCCARTER RD N	0- Main Line 2- Alternate 5- Spur	6- Connection 7- Business 9- Other	GPS COORDINATES 00 00' 00.00" DEGREES MINUTES SECONDS		
RR. Id.	From NE SW	Ramp Only 1- Entrance 2- Exit	To NE SW	1- Interstate 2- US Primary 3- SC Primary	Second Intersection (Rt. # / Name) 1460 / D KELLY CIR	0- Main Line 2- Alternate 5- Spur	6- Connection 7- Business 9- Other	Latitude 35 04 59.10	Longitude 81 13 35.53	

R-363449	Driver's Full Name NEAL DANIEL DEAN	R-363451	Driver's Full Name LITTLEJOHN JANELLE CHRISTINE
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Unit # 01	Sex M	Race W	Street 2500 FILBERT HWY	Unit # 02	Sex F	Race W	Street 3071 FILBERT HWY
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# Occ 1	Birth Date 06-17-1995	City, State, & Zip CLOVER SC 29710	# Occ 1	Birth Date 07-06-1991	City, State, & Zip CLOVER SC 29710
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State SC	Driver's License # 103016215	Class DM	Insurance Company: PROGRESSIVE	State SC	Driver's License # 101581141	Class D	Insurance Company: NATIONWIDE
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Year 1995	Body MC	Vehicle Make HD	VIN # JH2PC213XSM200039	Year 2009	Body SU	Vehicle Make TOYT	VIN # JTEDA41A692000546
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State SC	Year 2018	License Plate # ZF27742	Owner's D.L. # 103016215	State SC	Year 2018	License Plate # LTX340	Owner's D.L. # UNKNOWN
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Home Telephone (704) 6919765	Owner's Full Name NEAL DANIEL DEAN	Home Telephone (803) 8106433	Owner's Full Name LITTLEJOHN CHRISTOPHER ALLEN
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Bus. Telephone ()	Street 2500 FILBERT HWY	Bus. Telephone ()	Street 3071 FILBERT HWY
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Contributed To Collision Yes No	City, State, & Zip CLOVER SC 29710	Contributed To Collision Yes No	City, State, & Zip CLOVER SC 29710
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Estimated Speed 50	Speed Limit 55	C.D.L. Req: Yes No Statute #	T/B S Req: Yes No Statute #	Alc/Drg Info (see back): Yes No Towed By SELF	Estimated Speed 30	Speed Limit 55	C.D.L. Req: Yes No Statute # 56-05-2945	T/B S Req: Yes No Statute #	Alc/Drg Info (see back): Yes No Towed By A PLUS
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State	Year	License Plate #	Owner's D.L. #
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Unit #	Sex	Race	Street	Home Telephone ()	Owner's Full Name
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# Occ	Birth Date	City, State, & Zip	Bus. Telephone ()	Street
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State	Driver's License #	Class	Insurance Company:	Contributed To Collision Yes No	City, State, & Zip
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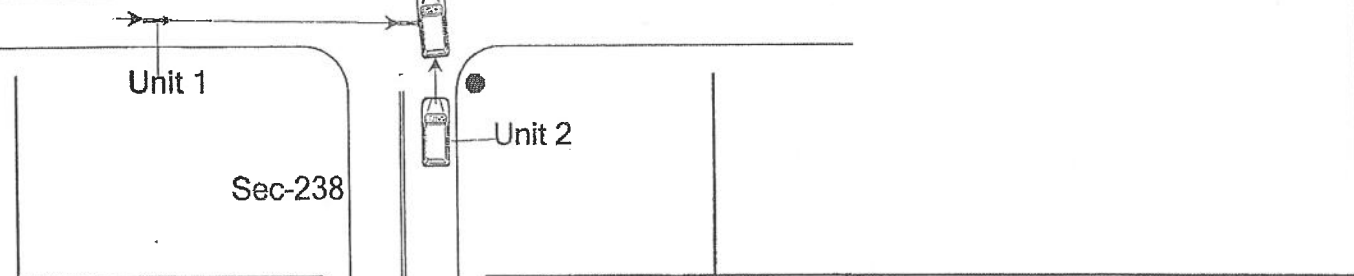
Year	Body	Vehicle Make	VIN #	Estimated Speed	Speed Limit	C.D.L. Req: Yes No Statute #	T/B S Req: Yes No Statute #	Alc/Drg Info (see back): Yes No Towed By Yes No
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Dir. of Travel:	Unit 1: N S E W	Unit 2: N S E W	Unit 3: N S E W
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Unit 1 Dam.	Unit 2 Dam.	Unit 3 Dam.	Prop. Dam. 1	Prop. Dam. 2	
\$ 5000	\$ 5000	\$	\$	\$	
Property Owner/Witness:			Property Owner/Witness:		
Address:			Address:		
State	Zip:	Phone	State	Zip:	Phone



Photo: Describe What Happened (Refer to Units by Number)
 N
 UNIT 1 WAS TRAVELING NORTH ON US-321. UNIT 2 WAS STOPPED FACING WEST ON SEC-238 ATTEMPTING TO JNTO US-321. UNIT 2 DRIVER, DRIVING INFLUENCE(ALCOHOL), WAS STRUCK BY UNIT 1 DRIVER SUBSEQUENTLY THE MOTORCYCLE.



NOTICE - THE TR-310 IS FOR STATISTICAL PURPOSES ONLY AND IS A REFLECTION OF THE OFFICER'S BEST KNOWLEDGE, OPINION AND BELIEF COVERING THE COLLISION BUT NO WARRANT IS MADE AS TO THE FACTS.				
Investigating Officer's Name GREENE - M S	Jurisdiction Code H P O 4	Review Date	Reviewer's Name	Internal Agency Code 18BW032064

Mail FR-10 to: SC Department of Motor Vehicles Office of Financial Responsibility (803) 896-5000 PO Box 1498, Blenheimwood, SC 29016-0050				SOUTH CAROLINA DEPARTMENT OF MOTOR VEHICLES FR-10 (REV. 04/2016) NOTICE OF REQUIREMENT				Submit Electronically: Agents or Company Representatives can submit your Insurance Information at WWW.SC-ALIR.COM																																																																												
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10 YEAR DRIVER RECORD



Customer No: 31499018 Driver License No: 101581141
 Name: LITTLEJOHN, JANELLE CHRISTINE
 Address: 3071 FILBERT HWY
 City: CLOVER State: SC Zip: 297105608
 County: YORK
 DOB: 07/06/1991 Sex: F Driver Training: N
 SSN: ***-**-6710 Height: 5'01 Weight: 112 Eye Color: Race: WHITE
 Status - DL: NO SUSPENSION CDL: NO DISQUALIFICATION

License Information

Type	Class	Function	Issued	Expires	First Issued	Restr.	Endor.	Document Identifier (ACN / DDN)
Current								
DL	D	Duplicate	07/26/2017	07/06/2019	06/09/2009	N	N	1011628900017588
Prior								
DL	D	Modify	02/11/2012	07/06/2019	06/09/2009	N	N	1011127800065110
DL	D	Modify	11/13/2015	07/06/2019	06/09/2009	N	N	1011501900059804
DL	D	BP to DL	06/09/2009	07/06/2019	06/09/2009	N	N	N/A
BP	D	Returned	08/15/2008	08/15/2009	08/15/2007	N	N	N/A
BP	D	Renewal	08/15/2008	08/15/2009	08/15/2007	N	N	N/A
BP	D	Original	08/15/2007	08/15/2008	08/15/2007	N	N	N/A

Name Change -

Name: GROVE, JANELLE CHRISTINE

Date Changed: 11/13/2015

Address Change -

Address: 2108 CEDAR RD
City: YORK

State: SC Zip: 297459440

Date Changed: 02/11/2012

Address Change -

Address: 3644 RAINEY AVE
City: SHARON

State: SC Zip: 297425777

Date Changed: 11/13/2015

Point Summary

Total Current Points: 0
Driver Credit: -0
Adjusted Current Points: 0

10 YEAR DRIVER RECORD

Customer No: 31499018
Name: LITTLEJOHN, JANELLE CHRISTINE

Driver License No: 101581141

ACC: REPORTABLE

Accident: 02/18/2018

Accident Case Number: 18521840

Accident Jurisdiction: SC Acc Loc Ref: SCHDPT

Contributed: Y

Bodily Injury: Y

Posted: 02/28/2018

FR-10 Audit Number: R-363451

History: N

Property Damage: >= \$1000

VIOL: 421 - Speeding 10-mph or less

Violation: 09/12/2015

Conviction: 09/29/2015

ACD: S51 Conviction Loc Ref:

Conviction State: SC

Ticket#: 4102P0243086

Recd: 10/14/2015

Post: 10/26/2015

Conviction Reference:

Court Type: MUN

Violation Points: 2 Current Points: 0

End of Report