

letter confirms that the Standing DRB members will have to rescue themselves in Mr. Becker's issued since Riverside Partners will require the members to address the propriety of their participation in their willingness to use an Ad Hoc DRB is more honorable than the suggestion by your staff.. At the same time, I am disappointed that SCDOT would even think about placing the Standing DRB members in opposition where they are subjected to a public reprimand any kind much less \$2,000 per member.

Thank you for your assistance in this matter. I trust information that has come to light in the review of this issue will be of assistance in your efforts at SCDOT.

Sincerely,

Mike Fair
Senator, District 6

cc: The Honorable Larry Grooms
Mr. Tom Bardin, Jr. LAC
Mr. Martin Becker

April 14, 2011

Mr. Robert St. Onge
Transportation Secretary
South Carolina Department of Transportation
955 Park Street
P.O. Box 191
Columbia, South Carolina 29202

Dear Mr. St.Onge:

I want to take the opportunity to thank you for the visit by your staff this past Monday to discuss the Riverside Partners issue and related items. As a result of the inclusion of the Legislative Audit Council, the State Ethics Commission, Martin Becker and I had the benefit of hearing the differing viewpoints on the various issues. I believe anyone who heard the comments voiced in the meeting would reach the following or similar conclusions.

The 'Riverside Controversy' perhaps revealed a systemic problem at SCDOT which will continue to cause problems with local governments if not addressed. I recommend that all funding agreements between SCDOT and local governments include two provisions found in the funding agreement with Riverside Partners. Those provisions are (1) a contractual recognition for a reimbursement of under-runs which must be determined by valid accounting on the basis of the funding agreements as written and (2) an opportunity to file an appeal with a DRB after the DRB is vetted by the State Ethics Commission. This will help remove any possibility of unethical conduct.

#6

Wendy, Angela, and Linda represented your position very professionally. However, it appeared to me in our meeting that they were asked to defend the indefensible. Unfortunately, the best effort by the staff was a document that was not included in the funding agreement and had never been seen by the other parties to the agreement. Furthermore, the 'new' information did not have any affirmative statements supporting the staff's presentation. Consequently, it is my conclusion that SCDOT does not have a sustainable basis in accordance with the funding agreement to refuse to pay the City of North Augusta and Riverside Partners \$486,296.

The issue of whether the Standing DRB can hear a case from Riverside Partners is no longer an issue. The presentation by Cathy Hazelwood of the State Ethics Commission was clear. The DRB members may not rule on a question in which they have a financial interest. For that reason, an AD Hoc DRB should be required to hear a filing by Riverside Partners. However, since the SCDOT does not have a basis to deny the under-run claim that has been presented by Riverside Partners, a DRB should not be necessary to conclude this matter.

Thank you for graciously tolerating my interest in this matter.

I respectfully ask that you please keep me informed on the progress of the audit by Robin Wilkes.

Sincerely,

Mike Fair
Senator, District 6

Cc: Senator Larry Grooms
Mr. David Owens
Mr. Tom Bardin
Ms. Cathy Hazelwood
Mr. Martin Becker

April 26, 2011

Mr. Robert J. St.Onge, Jr.
Transportation Secretary
955 Park Street
Columbia, South Carolina 29202

Dear Mr. St.Onge

I have reviewed your letter to me dated April 18, 2011. The letter did not address the conclusions in the April 14th letter that I sent to you regarding your staff's presentation on April 11th.

After having read your letter and re-reading my letter, it would appear that we are attempting to resolve two different issues. Consequently, I agree Mr. Wilkes appears to be an appropriate arbiter to ferret out the issues at hand regarding this matter since he works for the Commission and not for SCDOT. I would hope that his review would also include recommendations of additional reviews that should be performed at SCDOT. Certainly, his review should be very helpful to Senator Grooms and me as well as the LAC and Mr. Schroder in determining whether the Riverside Partners matter is an indicator of systemic problems at SCDOT. For that reason, I am requesting Commissioner Edwards to speak to Mr. Wilkes to provide us a projected timetable for the completion of his review.

I encourage Mr. Becker and others to provide Mr. Wilkes any information that they believe will enhance the efficiency and the integrity of his review. Also, please note that I have copied Mr. Becker on this correspondence.

Thank you for keeping me informed.

Sincerely,

Mike Fair
Senator, District 6

#7

Cc. The Honorable Larry Grooms
Commissioner Danny Isaac, SCDOT
Commissioner Eddie Adams, SCDOT
Commissioner John Edwards, SCDOT
Mr. Tom Bardin, Jr.
Ms. Andrea Truitt
Ms. Cathy Hazelwood
Mr. David Owens
Mr. Robin Wilkes
Mr. John Walsh
Ms. Linda McDonald
Ms. Angela Feaster
Mr. George Schroder
Mr. Martin Becker



December 3, 2008

Mr. Carl Sanders, Jr.
General Partner
Riverside Partners, LP
76 River North Drive
North Augusta, SC 29841

RE: US 1 and US 1 Connector (5th Street) Interchange Funding Agreement

Dear Mr. Sanders:

Attached please find an original of the executed funding agreement between the SCDOT, City of North Augusta, and Riverside Partners for your file. The funding contributions from the City and Riverside Partners completed the necessary financial package to proceed forward with the full scope of work for the interchange.

SCDOT looks forward to working with you on this important project. If you have any questions, please contact me at (803) 737-4202.

Sincerely,

A handwritten signature in cursive script, appearing to read "Leland Colvin", is positioned above the printed name.

Leland Colvin, P.E.
Assistant Construction Engineer

LDC:ldc

✓cc: Mr. Martin Becker, Riverside Partners, LP

PRE-09-09

SCDOT USE ONLY

Start Date 20th Nov 08
Completion Date N/A

Project No. 02H66EM05020
General Ledger: 2220
Activity Code: 630
Objective Code: 1711
PIN: 35267

AGREEMENT BETWEEN
SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION
AND
THE CITY OF NORTH AUGUSTA
AND
RIVERSIDE PARTNERS, LP

THIS Three Party Agreement, made this 20th day of November, 2008, by and between the South Carolina Department of Transportation, hereinafter referred to as DEPARTMENT; the City of North Augusta, hereinafter referred to as CITY; and Riverside Partners, LP, hereinafter referred to as RIVERSIDE.

WITNESSETH THAT:

WHEREAS, the CITY and RIVERSIDE desire to assist the DEPARTMENT in the design, right of way acquisition and construction of the interchange at U.S. Route 1 and U.S. Route 1 Connector (5th Street) in accordance with scoping items 1, 2 and 3 as described in Request for Proposals (RFP) dated May 20, 2008, in Aiken County, South Carolina; and

WHEREAS, the CITY is a body politic with all the rights and privileges of such including the power to contract as a necessary and incidental power to carry out the CITY's functions and obligations covered under this Agreement; and

WHEREAS, RIVERSIDE is a development company with all the rights and privileges and power to contract as necessary to carry out RIVERSIDE's functions and obligations covered under this Agreement; and

WHEREAS, DEPARTMENT is an agency of the State of South Carolina with the authority to enter into contracts necessary for the proper discharge of its functions and duties; and

NOW THEREFORE, in consideration of the several promises to be faithfully performed by the Parties hereto as set forth herein, the DEPARTMENT, CITY and RIVERSIDE do hereby agree as follows:

I. PROJECT DESCRIPTION:

The project, which is the subject of this Agreement, consists of the design, any necessary right of way acquisitions and construction, to Federal and DEPARTMENT standards, of the interchange at U.S. Route 1 and U.S. Route 1 Connector (5th Street) in accordance with scoping items 1, 2 and 3 as described in Request for Proposals (RFP) dated May 20, 2008, in Aiken County, South Carolina.

The term PROJECT is intended to refer to the above unless indicated otherwise.

The Exhibit (attached hereto and specifically made a part of this Agreement) presents a PROJECT area map and a detailed PROJECT description.

II. THE DEPARTMENT SHALL:

- a. Fund DEPARTMENT's share of the PROJECT as more specifically defined under Section V FUNDING.
- b. Be responsible for the performance of PROJECT services.
- c. Perform all required services by force account, consultant and/or contractor as considered appropriate by DEPARTMENT.
- d. Perform all required services in accordance with State, Federal and DEPARTMENT guidelines considered appropriate by the DEPARTMENT.
- e. Accept responsibility for maintenance and improvements made under this PROJECT on DEPARTMENT right of way in accordance with DEPARTMENT policies and procedures after construction of the PROJECT is completed and accepted by DEPARTMENT.
- f. To the extent permitted by existing South Carolina law, the DEPARTMENT hereby assumes complete responsibilities for any loss resulting from bodily injuries (including death) or damages to property, arising out of any act or failure to act on the DEPARTMENT's part, or the part of any employee of the DEPARTMENT in performance of the work undertaken under this Agreement.

III. CITY SHALL:

a. Provide CITY's cost share for this PROJECT as more specifically defined under Section V FUNDING.

b. To the extent permitted by existing South Carolina Law, CITY hereby assumes complete responsibilities for any loss resulting from bodily injuries (including death) or damages to property, arising out of any act or failure to act on CITY's part, or the part of any employee or agent of the CITY in performance of the work undertaken under this Agreement.

IV. RIVERSIDE SHALL:

a. Provide RIVERSIDE's cost share for this PROJECT as more specifically defined under Section V FUNDING.

b. To the extent permitted by existing South Carolina Law, RIVERSIDE hereby assumes complete responsibilities for any loss resulting from bodily injuries (including death) or damages to property, arising out of any act or failure to act on RIVERSIDE's part, or the part of any employee or agent of RIVERSIDE in performance of the work undertaken under this Agreement.

V. FUNDING:

a. DEPARTMENT's maximum funding share for the interchange is \$1,967,855.00 and was authorized from the 2005 earmark, subject to future appropriation acts, rescissions, etc. DEPARTMENT's maximum funding will only be that of the amount provided by the earmark.

b. Then CITY's and RIVERSIDE's combined cost share for the PROJECT is \$900,000.00, divided as follows:

1. CITY's share \$800,000.00
2. RIVERSIDE's share \$100,000.00

c. The CITY's and RIVERSIDE's execution of this Agreement and their respective funding shares in letter "b" directly above, being received by the DEPARTMENT on or before December 1, 2008, will allow this PROJECT to proceed. Failure to execute this Agreement and provide funding will result in termination of this Agreement in accordance with Section VI GENERAL, letter "h" herein. If this Agreement is not executed by December 1, 2008, the

DEPARTMENT reserves the right at its sole discretion to progress the PROJECT with available earmark funds to the extent of the Contract Scoping Item 1 in the Design/Build contract.

d. Under-runs, if determined at PROJECT completion, will be refunded to CITY and RIVERSIDE in accordance with percentage of PROJECT funding participation.

e. The Parties hereto agree that no part, portion or phase of PROJECT will be authorized until all funding necessary for that part, portion or phase has been received by the DEPARTMENT.

f. The Parties acknowledge and agree that the funding for this PROJECT is limited by Earmarks, made available to DEPARTMENT, and CITY and RIVERSIDE funding. Should change orders result in increase costs, the Parties hereto will address those additional funding requirements prior to authorizing a change order.

VI. GENERAL:

a. In any dispute concerning a question or fact in connection with the work of this Agreement or compensation thereof, during the project any party hereto may request a hearing before the DEPARTMENT's "SCDOT Standing Dispute Review Board" concerning question or fact; if unresolved, the decision of the DEPARTMENT's Deputy Secretary in the matter shall be final and conclusive for all Parties, subject to appeal to the South Carolina Circuit Court of Jurisdiction within ninety (90) days of PROJECT completion.

b. The Parties hereto agree that no part, portion or phase of the PROJECT will be authorized until the specific scope of services is agreed to in writing by the Parties hereto and all funding necessary for that part, portion or phase has been received by the DEPARTMENT.

c. Each party hereto shall assume their appropriate maintenance responsibility for the completed and accepted PROJECT.

d. The Parties hereto agree to conform to all DEPARTMENT, State, Federal and local laws, rules, regulations and ordinances governing agreements or contracts relative to the acquisition, design, construction, maintenance and repair of roads and bridges, and other services covered under this Agreement.

e. The Parties and their agents shall not discriminate on the basis of race, color, national origin or sex in the performance of this Agreement or the work provided for herein. The Parties and their agents shall carry out applicable requirements of 49 CFR Part 26 in the administration of this Agreement.

f. The CITY and RIVERSIDE, or their authorized agents, shall agree to hold consultations with the DEPARTMENT as may be necessary with regard to the execution of supplements to this Agreement during the course of this PROJECT for the purpose of resolving any items that may have been unintentionally omitted from this Agreement. Such supplemental agreements shall be subject to the approval and proper execution of the Parties hereto. No Amendment to this Agreement shall be effective or binding on any Party hereto unless such Amendment has been agreed to in writing by all Parties hereto.

g. Any and all reviews and approvals required of the parties herein shall not be unreasonably denied or withheld.

h. This Agreement may be terminated by any Party hereto upon written notice in the event of substantial failure by the other Party to perform, through no fault of the terminating Party in accordance with the terms herein. The Party so notified shall immediately stop work on the PROJECT. If the services covered under this Agreement are not performed, this Agreement is then terminated. If the funding obligations of the CITY and RIVERSIDE, as stated under Section V FUNDING of this Agreement, are not received by the DEPARTMENT on or before December 1, 2008, this Agreement is terminated. In the event of termination for convenience or for any reason each Party to this Agreement is obligated on a quantum meruit basis.

VII. SUCCESSORS AND ASSIGNS:

The DEPARTMENT, CITY and RIVERSIDE each binds itself, its successors, executors, administrators, and assigns to the other Parties with respect to these requirements, and also agree that no Party hereto shall assign, sublet, or transfer its interest in the Agreement without the written consent of the other parties hereto.

VIII. ENTIRE AGREEMENT:

This Agreement with attached Exhibits and Certifications constitutes the entire Agreement between the Parties. The Contract is to be interpreted under the laws of the State of South Carolina.

IN WITNESS WHEREOF, the Parties have caused this Agreement to be executed on the dates indicated.

Signed, sealed and executed for the CITY.

WITNESS:

Donna B. Upmeyer

CITY OF NORTH AUGUSTA

By: [Signature]
(Signature)

Title: City Administrator

Fed. ID#: 576001089

Signed, sealed and executed for RIVERSIDE.

WITNESS:

[Signature]

RIVERSIDE PARTNERS, LP

By: [Signature]
(Signature)

Title: GENERAL PARTNER

Fed. ID#: 58-2119430

Signed, sealed and executed for the DEPARTMENT

WITNESS:

[Signature]

SOUTH CAROLINA DEPARTMENT OF
TRANSPORTATION

By: [Signature]
Deputy Secretary

RECOMMENDED:

[Signature]

Title: ASST. CONSTRUCTION ENGINEER

CERTIFICATION OF DEPARTMENT

I hereby certify that I am the Deputy Secretary of the Department of Transportation of the State of South Carolina and the CITY and RIVERSIDE or their legal representatives have not been required directly or indirectly as an expressed or implied condition in connection with obtaining or carrying out this Agreement to:

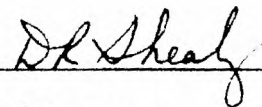
- (a) employ or retain, or agree to employ or retain, any firm or person or
- (b) pay, or agree to pay, to any firm, person, or organization, any fee, contribution, donation, or consideration of any kind, except as herein expressly stated (if any).

I acknowledge that this certificate is to be furnished to the Federal Highway Administration, U.S. Department of Transportation, in connection with this Agreement, and is subject to applicable State and Federal laws, both criminal and civil.

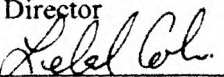
11/20/08
(Date)


DEPARTMENT Signature

Recommended:



Director



Contract Manager

CERTIFICATION OF CITY

I hereby certify that I am the City Administrator and duly authorized representative of the CITY, whose address is 400 East Buena Vista Ave., South Carolina, and that North Augusta, neither I nor the above CITY I here represent has:

- (a) employed or retained for a commission, percentage, brokerage, contingent fee, or other consideration, any firm or person (other than a bona fide employee working solely for me or the above CITY) to solicit or secure this Agreement,
- (b) agreed, as an expressed or implied condition for obtaining this Agreement, to employ or retain the services of any firm or person in connection with carrying out the Agreement, or
- (c) paid, or agreed to pay, to any firm, organization or person (other than a bona fide employee working solely for me or the above CITY) any fee, contribution, donation, or consideration of any kind for, or in connection with, procuring or carrying out the Contract except as herein expressly stated (if any):

I acknowledge that this certificate is to be furnished to the DEPARTMENT and the Federal Highway Administration, U.S. Department of Transportation, in connection with this Agreement, and is subject to applicable State and Federal laws, both criminal and civil.

11/19/08

(Date)



CITY Signature

CERTIFICATION OF RIVERSIDE

I hereby certify that I am Martin Becker and duly authorized representative of RIVERSIDE, whose address is 615 High Hampton Drive, Augusta, Georgia, 30907, and that neither I, nor the above RIVERSIDE I here represent has:

- (a) employed or retained for a commission, percentage, brokerage, contingent fee, or other consideration, any firm or person (other than a bona fide employee working solely for me or the above RIVERSIDE) to solicit or secure this Agreement,
- (b) agreed, as an expressed or implied condition for obtaining this Agreement, to employ or retain the services of any firm or person in connection with carrying out the Agreement, or
- (c) paid, or agreed to pay, to any firm, organization or person (other than a bona fide employee working solely for me or the above RIVERSIDE) any fee, contribution, donation, or consideration of any kind for, or in connection with, procuring or carrying out the Contract except as herein expressly stated (if any):

I acknowledge that this certificate is to be furnished to the DEPARTMENT and the Federal Highway Administration, U.S. Department of Transportation, in connection with this Agreement, and is subject to applicable State and Federal laws, both criminal and civil.

11/19/08
(Date)

Martin Becker
RIVERSIDE Signature

Certification for Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying", in accordance with its instructions.

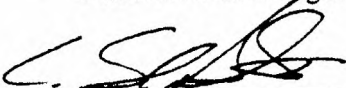
(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants, and contracts and subcontracts under grants, subgrants, loans, and cooperative agreements) which exceed \$100,000, and that all such subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

11/19/08
DATE


DEPARTMENT Signature

11/19/08
DATE


CITY Signature

11-19-08
DATE


RIVERSIDE Signature

DRUG-FREE WORKPLACE CERTIFICATION

In accordance with Section 44-107-30, South Carolina Code of Laws (1976), as amended, and as a condition precedent to the execution of this Agreement, the undersigned, certifies to provide a drug-free workplace by:

- (1) publishing a statement notifying employees that the unlawful manufacture, distribution, dispensations, possession, or use of a controlled substance is prohibited in the workplace and specifying the actions that will be taken against employees for violations of the prohibition;
- (2) establishing a drug-free awareness program to inform employees about:
 - (a) the dangers of drug abuse in a workplace;
 - (b) the person's policy of maintaining a drug-free workplace;
 - (c) any available drug counseling, rehabilitation, and employee assistance programs; and
 - (d) the penalties that may be imposed upon employees for drug violations;
- (3) making it a requirement that each employee to be engaged in the performance of the agreement be given a copy of the statement required by item (1);
- (4) notifying the employee in the statement required by item (1) that, as a condition of employment of this agreement, the employee will:
 - (a) abide by the terms of the statement; and
 - (b) notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five days after the conviction;
- (5) notifying the South Carolina Department of Transportation within ten days after receiving notice under item (4)(b) from an employee or otherwise receiving actual notice of the conviction;
- (6) imposing a sanction on, or requiring the satisfactory participation in a drug abuse assistance or rehabilitation program by, any employee convicted as required in Section 44-107-50; and
- (7) making a good faith effort to continue to maintain a drug-free workplace through implementation of items (1), (2), (3), (4), (5), and (6).
- (8) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants, and contracts and subcontracts under grants, subgrants, loans, and cooperative agreements), and that all such subrecipients shall certify and disclose accordingly.

11/19/08

(Date)

11-19-08

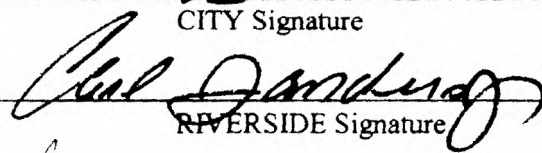
(Date)

11/19/08

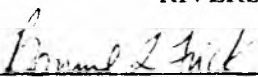
(Date)



CITY Signature



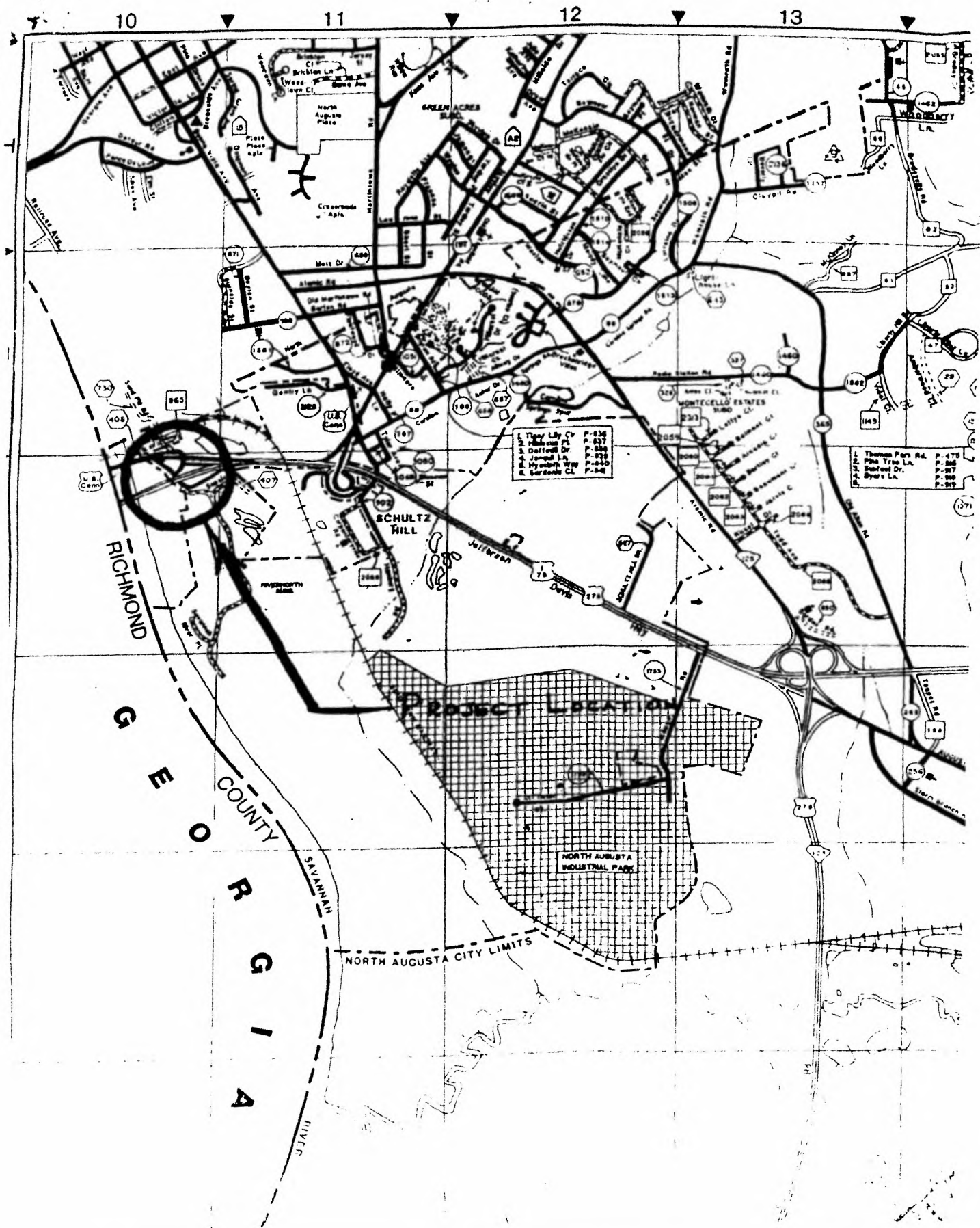
RIVERSIDE Signature



DEPARTMENT Signature

EXHIBIT

Project Area Map
And
Project Description



Project Description

The proposed Project includes the design and construction of improvements to an interchange at U.S. Route 1 and U.S. Route 1 Connector (5th Street). The interchange is a part of an urban principal arterial facility extending from approximately 0.2 miles northeast of US Route 1 Connector to the Georgia State Line for approximately 0.824 miles. Currently the existing interchange provides a southbound exit from US Route 1 to the US Route 1 Connector and a northbound entrance to US Route 1 from the US Route 1 Connector. This Project includes design and construction of a northbound exit ramp from US Route 1 to the US Route 1 Connector and a southbound loop ramp from the US Route 1 Connector to US Route 1. Reconstruction of the existing ramps and widening of the bridge over the US Route 1 Connector are also included in this Project.

Shealy, D. R.

From: Shealy, D. R.
Sent: Wednesday, November 12, 2008 5:50 PM
To: 'Martin Becker'
Subject: FW: schedule info

Mr. Becker,

After reviewing the schedule submitted by Mabus Brothers, we can reduce the CEI amount and have available to go towards construction the amount of \$1,385,000.

Also, I have had the revisions made to the agreement that we discussed and will forward the final draft to you in the morning.

SCDOT is OK with this final draft and we are ready to move forward with providing the contracts for execution upon review and approval from the City of North Augusta.

If you need any additional information, please let me know.

Thanks
Danny

-----Original Message-----

From: Shealy, D. R.
Sent: Tuesday, October 28, 2008 10:48 AM
To: Martin Becker
Cc: 'Don Freeman'; Colvin, Leland D
Subject: RE: schedule info

Mr. Becker,

Look forward to getting the information.

Leland will be sending you and Don the basic agreement to review and you can suggest modifications such as the ones we discussed yesterday.

After reviewing our numbers this morning without modifying anything at this point, the bottom line number we have to go towards construction is \$1,357,186.00. We can fine tune once we get schedule and confirm expenditures to date.

Thanks
Danny

-----Original Message-----

From: Martin Becker [mailto:martin_becker@prodigy.net]
Sent: Tuesday, October 28, 2008 10:19 AM
To: Shealy, D. R.
Cc: 'Don Freeman'
Subject: schedule info

Danny,

After we met yesterday, I talked to the contractor. Also, he called me while I was typing this email. I hope to have the projected schedule info to you by Thursday at the very latest, maybe even by tomorrow.

Thanks for your time and explanations yesterday.

Martin Becker
600 Peachtree Street
Suite 3740
Atlanta, Georgia 30308-2214
Telephone - 404-876-3900
Fax - 404-876-6725

The information transmitted is intended solely for the individual or entity to which it is to be addressed and may contain confidential and/or privileged material. Any review, retransmission, dissemination or other use of or taking action in reliance upon this information by persons or entities other than the intended recipient is prohibited. If you have received this email in error please contact the sender and delete the material from any computer.

Martin, Jim

From: Michelle Mancini [emmancini@bluffton.org]
Sent: Friday, May 06, 2011 4:07 PM
To: Schroeder, George
Subject: Fwd: SC citizen's money wasted at the South Carolina Public Service Commission
Attachments: Bury the power lines.pdf

George,

Thank you for your call a few weeks ago. When we talked, you said you could only investigate this matter if any laws had been broken. Below is a description of the laws that were broken. Please let me know your thoughts. My contact information is below.

Thanks,
Michelle Mancini

According to SC State Code, SECTION 58 27 40. Compliance with orders, decisions, directions, rules and regulations:

Each electrical utility . . . must obey and comply with all requirements of every order, decision, direction, rule, or regulation made or prescribed by the Public Service Commission or every direction, rule, or regulation made or prescribed by the Office of Regulatory Staff pursuant to this chapter or in relation to any other matter relating to or affecting the business of the electrical utility, . . . and must do everything necessary or proper to comply with and observe every order, decision, direction, rule, or regulation by all of its officers, agents, and employees.

1. SCE&G failed in proper notification of local governments. A small portion of the high voltage lines are in the jurisdiction of The Town of Bluffton. The major portion of the lines is in Beaufort County. Neither Beaufort County nor The Town of Bluffton have record of notice of the project or construction plans. SCE&G failed to submit construction information to the local planning commissions, as required in S.C. Code Sec. 6-29-540:

Review of proposals following adoption of plan; projects in conflict with plan; exemption for utilities. [SC ST SEC 6-29-540] states as follows:

When the local planning commission has recommended and local governing authority or authorities have adopted the related comprehensive plan element set forth in this chapter, no new street, structure, utility, square, park, or other public way, grounds, or open space or public buildings for any use, whether publicly or privately owned, may be constructed or authorized in the

political jurisdiction of the governing authority or authorities establishing the planning commission until the location, character, and extent of it have been submitted to the planning commission for review and comment as to the compatibility of the proposal with the comprehensive plan of the community. In the event the planning commission finds the proposal to be in conflict with the comprehensive plan, the commission shall transmit its findings and the particulars of the nonconformity to the entity proposing the facility. If the entity proposing the facility determines to go forward with the project which conflicts with the comprehensive plan, the governing or policy making body of the entity shall publicly state its intention to proceed and the reasons for the action. A copy of this finding must be sent to the local governing body, the local planning commission, and published as a public notice in a newspaper of general circulation in the community at least thirty days prior to awarding a contract or beginning construction. Telephone, sewer and gas utilities, or electric suppliers, utilities and providers, whether publicly or privately owned, whose plans have been approved by the local governing body or a state or federal regulatory agency, or electric suppliers, utilities and providers who are acting in accordance with a legislatively delegated right pursuant to Chapter 27 or 31 of Title 58 or Chapter 49 of Title 33 are exempt from this provision. These utilities must submit construction information to the appropriate local planning commission.

(E) All planning elements must be an expression of the planning commission recommendations to the appropriate governing bodies with regard to the wise and efficient use of public funds, the future growth, development, and redevelopment of its area of jurisdiction, and consideration of the fiscal impact on property owners. The planning elements whether done as a package or in separate increments together comprise the comprehensive plan for the jurisdiction at any one point in time. The local planning commission shall review the comprehensive plan or elements of it as often as necessary, but not less than once every five years, to determine whether changes in the amount, kind, or direction of development of the area or other reasons make it desirable to make additions or amendments to the plan. The comprehensive plan, including all elements of it, must be updated at least every ten years.

SECTION 58 27 40. Compliance with orders, decisions, directions, rules and regulations.

Each electrical utility and, to the extent covered by this title, each electric cooperative and consolidated political subdivision must obey and comply with all requirements of every order, decision, direction, rule, or regulation made or prescribed by the Public Service Commission or every direction, rule, or regulation made or prescribed by the Office of Regulatory Staff pursuant to this chapter or in relation to any other matter relating to

or affecting the business of the electrical utility, electric cooperative, or consolidated political subdivision and must do everything necessary or proper to comply with and observe every order, decision, direction, rule, or regulation by all of its officers, agents, and employees.

SECTION 58 27 90. Effect of chapter on constitutional rights and powers of municipalities.

Nothing contained in this chapter or in Title 33, Chapter 49 shall be construed as to modify, abridge, or impair any of the rights or powers granted to cities and towns under the provisions of Article VIII, Sections 15 and 16, or any other provisions of the Constitution of this State, and every right, power, or privilege conferred upon any city or town by the Constitution of this State otherwise appearing to be modified, abridged, or impaired by any provision of this chapter is to be deemed excepted from the operation thereof, it being the intention of this chapter to control and regulate the acts of cities and towns only to an extent consistent with the Constitution of this State.

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----- Forwarded message -----

From: **Michelle Mancini** <emmancini>

Date: Wed, Apr 13, 2011 at 9:54 PM

Subject: Fwd: SC citizen's money wasted at the South Carolina Public Service Commission



To: georgeschroeder@gov.sc.gov

George,


Can you please confirm that the email I sent last week was received? What is the OIG's response process? Who is handling my report?

Thank you,

Michelle Mancini


emmancini 
35 Rainbow Road
Bluffton, SC 29910

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Date: Wed, Apr 6, 2011 at 4:37 PM
Subject: SC citizen's money wasted at the South Carolina Public Service Commission
To: georgeschroeder@gov.sc.gov

Dear Inspector General:



Please read the attached document for background information on the reason for this report.

I filed a formal complaint with the South Carolina Public Service Commission (PSC) in August 2009, but it was dismissed for "lack of jurisdiction." The name of the Commission is a misnomer. The utility companies pay the Commissioners' salaries and the Commission is basically a rubber stamp. Thus, South Carolinians have no true citizen advocacy for the type of matter discussed in the attached document.

Further, the PSC only regulates High Voltage Transmission Lines of 125,000 volts or higher. SCE&G skirted commission jurisdiction by installing 115,000 volt lines in Bluffton, SC. Moreover, the SC legislature is "in the pocket" of the utility companies. The utility companies write the laws the way they want them to be passed.

My contact information is below if you have questions.

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Thank you,

Michelle Mancini

emmancini

35 Rainbow Road
Bluffton, SC 29910

Schroeder, George

From: Michelle Mancini [emmancini [REDACTED]]
Sent: Friday, May 06, 2011 4:07 PM
To: Schroeder, George
Subject: Fwd: SC citizen's money wasted at the South Carolina Public Service Commission
Attachments: Bury the power lines.pdf

George,

Thank you for your call a few weeks ago. When we talked, you said you could only investigate this matter if any laws had been broken. Below is a description of the laws that were broken. Please let me know your thoughts. My contact information is below.

Thanks,
Michelle Mancini

According to SC State Code, SECTION 58 27 40. Compliance with orders, decisions, directions, rules and regulations:

Each electrical utility . . . must obey and comply with all requirements of every order, decision, direction, rule, or regulation made or prescribed by the Public Service Commission or every direction, rule, or regulation made or prescribed by the Office of Regulatory Staff pursuant to this chapter or in relation to any other matter relating to or affecting the business of the electrical utility, . . . and must do everything necessary or proper to comply with and observe every order, decision, direction, rule, or regulation by all of its officers, agents, and employees.

1. SCE&G failed in proper notification of local governments. A small portion of thee high voltage lines are in the jurisdiction of The Town of Bluffton. The major portion of the lines is in Beaufort County. Neither Beaufort County nor The Town of Bluffton have record of notice of the project or construction plans. SCE&G failed to submit construction information to the local planning commissions, as required in S.C. Code Sec. 6-29-540:

Review of proposals following adoption of plan; projects in conflict with plan; exemption for utilities. [SC ST SEC 6-29-540] states as follows:

When the local planning commission has recommended and local governing authority or authorities have adopted the related comprehensive plan element set forth in this chapter, no new street, structure, utility, square, park, or other public way, grounds, or open space or public buildings for any use, whether publicly or privately owned, may be constructed or authorized in the

political jurisdiction of the governing authority or authorities establishing the planning commission until the location, character, and extent of it have been submitted to the planning commission for review and comment as to the compatibility of the proposal with the comprehensive plan of the community. In the event the planning commission finds the proposal to be in conflict with the comprehensive plan, the commission shall transmit its findings and the particulars of the nonconformity to the entity proposing the facility. If the entity proposing the facility determines to go forward with the project which conflicts with the comprehensive plan, the governing or policy making body of the entity shall publicly state its intention to proceed and the reasons for the action. A copy of this finding must be sent to the local governing body, the local planning commission, and published as a public notice in a newspaper of general circulation in the community at least thirty days prior to awarding a contract or beginning construction. Telephone, sewer and gas utilities, or electric suppliers, utilities and providers, whether publicly or privately owned, whose plans have been approved by the local governing body or a state or federal regulatory agency, or electric suppliers, utilities and providers who are acting in accordance with a legislatively delegated right pursuant to Chapter 27 or 31 of Title 58 or Chapter 49 of Title 33 are exempt from this provision. These utilities must submit construction information to the appropriate local planning commission.

(E) All planning elements must be an expression of the planning commission recommendations to the appropriate governing bodies with regard to the wise and efficient use of public funds, the future growth, development, and redevelopment of its area of jurisdiction, and consideration of the fiscal impact on property owners. The planning elements whether done as a package or in separate increments together comprise the comprehensive plan for the jurisdiction at any one point in time. The local planning commission shall review the comprehensive plan or elements of it as often as necessary, but not less than once every five years, to determine whether changes in the amount, kind, or direction of development of the area or other reasons make it desirable to make additions or amendments to the plan. The comprehensive plan, including all elements of it, must be updated at least every ten years.

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To: georgeschroeder@gov.sc.gov

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Martin, Jim

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My contact information is below if you have questions.

Thank you,

Michelle Mancini
[REDACTED]
emmancini [REDACTED]
35 Rainbow Road
Bluffton, SC 29910

Bury the power lines, not the people.



High voltage power lines were installed along Gibbet Road in Bluffton in July 2009.

Tell your Beaufort County Government Representatives to just say no to high voltage power lines in our front yards.

My name is Michelle Mancini. I moved into the Gibbet Road area in 2006 and woke up one morning in July 2009 to find the "Community Preservation District" (CPD) and the scenic rural road in my neighborhood turning into an industrial looking thoroughfare.

In talking with neighbors and in researching how this happened, I learned:

1. South Carolina Electric & Gas (SCE&G) installed the high voltage transmission lines (HVTLS). SCE&G is owned by SCANA Corporation, a privately-owned, investor held, for-profit company. SCE&G said it was too expensive to bury the lines. Not burying the lines helps the company continue to pay exorbitant executive salaries. CEO William Timmerman is paid \$3.9 million per year:
<http://www.forbes.com/lists/2006/12/1UTC.html>.
2. Ironically, our neighborhood is not served by SCE&G. We get our electricity from Palmetto Electric Coop. Also ironic, is that these HVTLS serve residents in newly built communities where all utility lines are buried.
3. SCE&G made no true public notification (such as a newspaper notice) of the project. SCE&G only mailed an invitation to residents in the area to attend a "Public Workshop" in August 2005. The mailing went out with a mere two-week notice and did not reach some of the people currently most affected by the lines.
4. At this workshop, SCE&G told the public the towers would "typically range between 75 – 90 feet" tall. The towers are actually 111 feet tall.
5. In sworn testimony, SCE&G claims they "notified local elected officials of the community workshop and sought their input concerning the proposed routes."



6. Congressmen Bill Herbkersman said he did not know anything about the planned project, and that if he had, he would have objected then (See Attachment A). County Council Chairman Weston Newton presides over District 4 in which these high voltage power lines were erected. Newton told me he "did not recall" getting a letter notifying him about the project. Beaufort County Administrator Gary Kubic in a phone conversation said he did not know about the lines being installed. In a follow up email, he said he would familiarize himself with the project by contacting his engineering and legal staff and get back to me. He never called back -- dropped me like a hot potato. His assistant referred me to the County Attorney (See Attachment B).



Beaufort County Administrator Gary Kubic in a phone conversation August 7, 2002

7. Further, SCE&G says they contacted local agencies "to obtain land use and environmental records." SCE&G also says they "notified local elected officials of the final route selection" (See Attachment C).
8. However, according to a Freedom of Information Act Request, Beaufort County has no documentation (other than easement and condemnation records of homeowner property for right-of-ways) on this multi-million dollar project that totally transformed the character of this long established neighborhood. That means Beaufort County has no tree survey, no notice of intent from SCE&G, no construction plans on file with the planning commission, and no request for a variance from the Community Preservation District zoning (See Attachment D).
9. After the "public" workshop, SCE&G admittedly met privately with local developers and local elected officials and agreed to put the lines through the residential area of Gibbet Road instead of through an undeveloped area that was a near straight path to the SCE&G substation. In short, they put the needs of future residents and developer profits ahead of current and long-term community residents.
10. SCE&G offered residents along Gibbet Road as little as \$900 in exchange for the right-of-way to put a tower in their front yard. Reportedly, these residents were bullied, made to feel helpless, and were told their property would be condemned if they didn't accept the offer.



11. SCE&G also reportedly required some property owners to sign a "hush clause" regarding what they were paid for the right-of-way to their property.

12. The area where the towers were installed is called a Community Preservation District. Beaufort County formed these Districts to “preserve and protect existing small communities throughout the county that possess a distinctive character” and “to allow longtime rural residents to protect a traditional way of life. Further, CPDs “stabilize and preserve the county’s rural communities.” According to County Council Vice-Chairman Paul Sommerville, a Community Preservation District allows “the locals to determine their own destiny and protects them from us (County Council).”
13. Granted, these power lines *are* needed to keep up with growth in our area. However, they could have been buried or routed through undeveloped land, out of sight from public roads and front yards.



14. How did our local officials allow this to happen? Why should Beaufort County property owners suffer unreimbursed property devaluation so that corporate profits can remain high? What do we value as a community? All of our Bluffton neighborhoods are vulnerable until we send a message to our local officials that back-door-business is unacceptable.
15. Utility companies have a lot of power (pardon the pun) and everyone needs electricity. Does Beaufort County really have the authority to prevent SCE&G’s HVTs going wherever they want for the profits of big business? **Yes.**

According to state code (**CHAPTER 29. SOUTH CAROLINA LOCAL GOVERNMENT COMPREHENSIVE PLANNING ENABLING ACT OF 1994, SECTION 6-29-540**):

“When the local planning commission has recommended and local governing authority or authorities have adopted the related comprehensive plan element set forth in this chapter, no new street, structure, utility, square, park, or other public way, grounds, or open space or public buildings for any use, whether publicly or privately owned, may be constructed or authorized in the political jurisdiction of the governing authority or authorities establishing the planning commission until the location, character, and extent of it have been submitted to the planning commission for review and comment as to the compatibility of the proposal with the comprehensive plan of the community.”



6/15/11
8:50 AM

South Carolina Inspector General's Fraud Waste Hotline Inquiry

Greeting:

Thank you for calling the South Carolina Fraud Waste Hotline. How may I help you?

Time of Incident: _____

Location of Incident: _____
(i.e. Agency, Building, Office)

Type of Incident: _____
(i.e. Fraud, Waste, Patient Abuse)

Name(s) of Others Witnesses To Incident: _____

Detailed Description of Incident:
Re: waste, fraud, deception by DHEC in her area
will be meeting w/ attorney @ 4:30 & would
like to talk to you before

Caller Contact Information:

Name: _____

Phone Number: _____

Closing:

Thank you for calling the Inspector General Fraud Waste Hotline.

NOTE:

Please direct any member of the press to contact:

Inspector General, George Schroeder
734-4344
georgeschroeder@gov.sc.gov

4/26/11

South Carolina Inspector General's Fraud Waste Hotline Inquiry

Greeting:

Thank you for calling the South Carolina Fraud Waste Hotline. How may I help you?

Time of Incident: _____

Location of Incident: Dept of Employment & Workforce
(i.e. Agency, Building, Office)


Type of Incident: fraud - Edward Kester should not receive
(i.e. Fraud, Waste, Patient Abuse) benefits

Name(s) of Others Witnesses To Incident: _____

Detailed Description of Incident: _____

Caller Contact Information:

Name: Anonymous

Phone Number: () 

Closing:

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Time of Incident: _____

Location of Incident: Careerwise Training College
(i.e. Agency, Building, Office)

Type of Incident: Travel + other expenditures
(i.e. Fraud, Waste, Patient Abuse)

Name(s) of Others Witnesses To Incident: Wants to remain anonymous

Detailed Description of Incident: \$30k on a window of
an executive's office; too much spent
on travel - hotels, restaurants

Caller Contact Information:

Name: _____

Phone Number: _____

Closing:

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Inspector General, George Schroeder

734-4344

georgeschroeder@gov.sc.gov

South Carolina Inspector General's Fraud Waste Hotline Inquiry

Greeting:

Thank you for calling the South Carolina Fraud Waste Hotline. How may I help you?

Time of Incident: _____

Location of Incident: _____
(i.e. Agency, Building, Office)

Type of Incident: _____
(i.e. Fraud, Waste, Patient Abuse)

Name(s) of Others Witnesses To Incident: _____

Detailed Description of Incident: SC passed law several years ago to invest
50 million in venture capital. Managers were hired. Are
taking more than what is normal or usual to manage funds.

Caller Contact Information:

Name: Did not want to leave name

Phone Number: () -

Closing:

Thank you for calling the Inspector General Fraud Waste Hotline.

NOTE:

Please direct any member of the press to contact:

Inspector General, George Schroeder
734-4344
georgeschroeder@gov.sc.gov

4/26/11

South Carolina Inspector General's Fraud Waste Hotline Inquiry

Greeting:

Thank you for calling the South Carolina Fraud Waste Hotline. How may I help you?

Time of Incident: Corruption in the PEE DFE (Florence County)

Location of Incident: _____
(i.e. Agency, Building, Office)

Type of Incident: _____
(i.e. Fraud, Waste, Patient Abuse)

Name(s) of Others Witnesses To Incident: Builder, Coroner, Rural Health

Detailed Description of Incident: During mid of 2009, I received information that a contract was awarded to a company - which provided services to the county - for a fee of \$1.2 million. The contract was awarded to a company that was not qualified to provide the services. The contract was awarded to a company that was not qualified to provide the services. The contract was awarded to a company that was not qualified to provide the services.

Caller Contact Information:

Name: _____

Phone Number: _____

Closing:

Thank you for calling the Inspector General Fraud Waste Hotline.

NOTE:

Please direct any member of the press to contact:

Inspector General, George Schroeder
734-4344
georgeschroeder@gov.sc.gov

South Carolina Inspector General's Fraud Waste Hotline Inquiry

Greeting:

Thank you for calling the South Carolina Fraud Waste Hotline. How may I help you?

Time of Incident: _____

Location of Incident: _____
(i.e. Agency, Building, Office)

Type of Incident: waste mismanagement funds - DOT
(i.e. Fraud, Waste, Patient Abuse)

Name(s) of Others Witnesses To Incident: _____

Detailed Description of Incident: DOT consistently received
not properly with parameters - total
1 facility; approx 1 accident per
year - able to manage them

Caller Contact Information:

Name: _____

Phone Number: (_____) _____

Closing:

Thank you for calling the Inspector General Fraud Waste Hotline.

NOTE:

Please direct any member of the press to contact:

Inspector General, George Schroeder
734-4344
georgeschroeder@gov.sc.gov

Donna R. R. R.
Naperville

South Carolina Inspector General's Fraud Waste Hotline Inquiry

Greeting:

Thank you for calling the South Carolina Fraud Waste Hotline. How may I help you?

Time of Incident: _____

Location of Incident: _____
(i.e. Agency, Building, Office)

Type of Incident: *DSS employee - Good Friends - help people w/ bills once in a lifetime pay bills*
(i.e. Fraud, Waste, Patient Abuse)

Name(s) of Others Witnesses To Incident: _____

Detailed Description of Incident: *screening process - only one employee - takes him away from regular duties - overworked - in that DSS reports, policy*

Caller Contact Information:

Name: _____

Phone Number: 

Closing:

Thank you for calling the Inspector General Fraud Waste Hotline.

NOTE:

Please direct any member of the press to contact:

Inspector General, George Schroeder
734-4344
georgeschroeder@gov.sc.gov

South Carolina Inspector General's Fraud Waste Hotline Inquiry

Greeting:

Thank you for calling the South Carolina Fraud Waste Hotline. How may I help you?

Time of Incident: ongoing

Location of Incident: Sumter DOT
(i.e. Agency, Building, Office)

Type of Incident: _____
(i.e. Fraud, Waste, Patient Abuse)

Name(s) of Others Witnesses To Incident: _____

Detailed Description of Incident: worker getting paid for comp
time - not doing the work
work - 10 hour days 12 hours of comp time 2 end
of week
1. make waste -

80-85 hours - resident employee involved - make other accounts

Caller Contact Information:

Name: _____

Phone Number: 

Closing:

Thank you for calling the Inspector General Fraud Waste Hotline.

NOTE:

Please direct any member of the press to contact:

Inspector General, George Schroeder
734-4344
georgeschroeder@gov.sc.gov

March 17, 2011

Confidential

Mr. George Schroeder,
Inspector General
Office of the Governor
1205 Pendleton Street
Columbia, SC 29201

Dear Mr. Schroeder:

The Midlands Center is a regional mental retardation residential facility operated by the South Carolina Department of Disabilities and Special Needs (DDSN). It is located at 8301 Farrow Road in Columbia and is licensed as an Intermediate Care Facility for the Mentally Retarded (ICF/MR) under the Medicaid regulations. A similar DDSN facility in Summerville is called the Coastal Center.

At the Midlands Center on May 17, 2010, Daniel Peppers, a male client with mental retardation, assaulted another male client who lived at the Midlands Center. The victim later died at a local hospital from the injuries sustained during the assault. Peppers was arrested for manslaughter and incarcerated at the Richland County (Alvin Glenn) Detention Center. A copy of the Columbia Police Department incident report is attached.

DDSN failed to provide adequate protection for the victim even though Peppers' violent and aggressive behaviors were well known by DDSN. Peppers has a long history of assaulting and injuring others since he was admitted to DDSN residential facilities more than 25 years ago. Peppers was a client at the Coastal Center in the 1980s, when he was a teen-ager. He was later transferred to the Midlands Center, where he lived for years, because of his aggressive behaviors.

The severity and frequency of Peppers' violent behaviors are revealed in the following DDSN records from 1985 to 2010: incident reports, Behavior Support Plans (BSP), psychologist's monthly progress notes, psychiatric consultations, and medical records, including physician and nursing notes. The severity of injuries that Peppers has inflicted is also revealed in the medical records of some of the clients that he assaulted at the Coastal Center and the Midlands Center.

This incident presents the following concerns:

1. Was the DDSN Board of Commissioners informed of an incident that resulted in the death of one client and the arrest of another client for manslaughter?
2. Specifically, was the DDSN Board of Commissioners informed of the following facts:

- a) DDSN knew about Daniel Peppers' violent and assaultive behaviors and knew that his behaviors were a threat to the safety of other clients,
 - b) DDSN knew the victim was a vulnerable adult client who lived in a DDSN residential center (i.e., the Midlands Center),
 - c) DDSN knew it was responsible for providing adequate client protection to prevent injuries or death to a client under its care, but failed to do so, and
 - d) DDSN knew its failure to provide adequate client protection did not comply with Medicaid ICF/MR regulations.
3. Did the DDSN Board of Commissioners order an investigation of DDSN's failure to provide adequate client safety to prevent the death of this client? What were the results of the investigation? *What changes have been made by DDSN administration to prevent vulnerable clients from being harmed from future assaults by violent and aggressive clients in DDSN residential centers?*
4. Did the South Carolina Department of Health and Environmental Control's Division of Health Licensing investigate this incident to determine if DDSN failed to comply with Medicaid ICF/MR regulations? Did DDSN prepare a plan of correction (POC) for the deficiencies? Have the corrections been implemented?
5. Was DDSN negligent in the death of this client?

Please keep this letter confidential to prevent possible job reprisals to state employees if their identities should become known.

SC0400100

INCIDENT REPORT

INFORMATION
ONLY

CASE NUMBER
100013574

NCIC	
INQ.	ENTD.

INCIDENT TYPE					COMPLETED	FORCED ENTRY	PREMISE TYPE	UNITS ENTERED	TOTAL VICTIM				
1 C/L (ABHAN), 17-25-0030 ASSAULT/ASSLT & BATT OF HIGH & AGGRAV NATURE 13A AGGRAVATED ASSAULT					<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO	OTHER/UNKNOWN		Individual Business Financial Inst Government Relig. Orgn. Soc./Public Other Unknown Police Off.				
2					<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO							
3					<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO							
INCIDENT LOCATION (SUBDIVISION, APARTMENT AND NUMBER, STREET NAME AND NUMBER) 8301 FARROW RD, COLUMBIA, SC							Z P CODE 29203-0000	WEAPON TYPE PERSONAL WEAPON					
INCIDENT DATE	24 HR CLOCK	TO	DATE	24 HR CLOCK	DISP DATE	DISP TIME	TIME ARRIVED	DEPART TIME	LOCATION NO.				
05/17/2010	02:00		05/18/2010	02:30	05/18/2010	15:35	15:45	17:45	182				
COMPLAINANT'S NAME (LAST, FIRST, MIDDLE)			RELATIONSHIP TO SUBJECT		RESIDENT	RACE	SEX	AGE	ETH	DAYTIME PHONE	EVENING PHONE		
CROSS TOALS, ANGELA			#1 AQ #2 #3		J	B	F	45 /	N	[REDACTED]	[REDACTED]		
ADDRESS					CITY	STATE		Z P CODE	LOCATION NO.				
8301 FARROW RD					COLUMBIA	SC		29203-0000	182				
VICTIM'S NAME (LAST, FIRST, MIDDLE)			RELATIONSHIP TO SUBJECT		RESIDENT	RACE	SEX	AGE	ETH	DAYTIME PHONE	EVENING PHONE		
[REDACTED]			#1 AQ #2 #3		J	B	M	55 /	N	[REDACTED]	[REDACTED]		
HEIGHT	WEIGHT	HAIR	EYES	FACIAL HA R, SCARS, TATOOS, GLASSES, CLOTH NG, PHYSICAL PECULIARITIES, ETC.									
509	161	BLK	BRO										
ADDRESS					CITY	STATE		Z P CODE	LOCATION NO.				
[REDACTED]					[REDACTED]	[REDACTED]		[REDACTED]	182				
VISIBLE INJURY (MCT) <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO EXPLAIN-					Lacerations Internal Other					COMPLAINT OF ANY NON-VISIBLE INJURIES <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO			
VICTIM (NO. 1) USING ALCOHOL <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNK. DRUGS: <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNK. TYPE:													
TWO MAN VEH. ONE MAN VEH. DETECTIVE PLASMT. OTHER ALONE ASSISTED					* J - This Jurisdiction S-State O-Out of State U-Unknown								
<input checked="" type="checkbox"/> SUSPECT	NAME (LAST, F.RST, M.DDLE)				RACE	SEX	AGE	ETH	DATE OF BIRTH	HEIGHT	WEIGHT	HAIR	EYES
<input type="checkbox"/> RUNAWAY	PEPPERS, DANIEL				B	M	39 /	N	07/07/1970	802	220	BLK	BRO
<input type="checkbox"/> WANTED	FACIAL HA R, SCARS, TATOOS, GLASSES, CLOTH NG, PHYSICAL PECULIARITIES, ETC.								DAYTIME PHONE	EVENING PHONE			
<input type="checkbox"/> WARRANT									803-935-5412	803-935-5412			
<input type="checkbox"/> ARREST	ADDRESS				CITY	STATE		Z P CODE	LOCATION NO.				
<input type="checkbox"/> JAIL	8301 FARROW RD				COLUMBIA	SC		29203-0000	182				
<input type="checkbox"/> SUMMONS	SUBJECT (NO. 1) USING ALCOHOL <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNK. DRUGS <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNK. TYPE				ARRESTED NEAR OFFENSE SCENE <input type="checkbox"/> YES <input type="checkbox"/> NO		DATE/TIME OF OFFENSE		DATE/TIME OF ARREST				
DAY OF THE WEEK		HOW REPORTED		A= OFFICER DISPATCHED ON CALL	D= COMPLAINT WRITTEN IN		DIFF FACTOR		A= RESISTANCE/HOSTILITY	E= COMPLAINANT FREQUENTLY INTOXICATED			
S M T W T F S UNK			B= REPORT TAKEN BY PHONE	E= OFFICER INITIATED		D		B= WEAPONS	F= DOMESTIC	N= NORMAL			
		C= COMPLAINANT WALKED IN		F= OTHER				C= UNFOUNDED CALLS	D= MENTAL SUBJECT				
REPORTING OFFICER WAS DISPATCHED TO INCIDENT LOCATION IN REFERENCE TO AN ASSAULT. UPON ARRIVAL R/O MET WITH THE LISTED COMPLAINANT WHO STATED THAT THE LISTED SUBJECT AND VICTIM WERE INVOLVED IN A PHYSICAL ALTERCATION.													
[REDACTED]													
JURISDICTION OF THEFT LAW ENFORCEMENT AGENCY					JURISDICTION OF RECOVERY LAW ENFORCEMENT AGENCY								
TYPE(GROUP)									TOTAL VALUE				
STOLEN									\$0.00				
DAMAGED									\$0.00				
BURNED									\$0.00				
RECOVERED									\$0.00				
SEIZED									\$0.00				
SUBJECT IDENTIFIED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		SUBJECT LOCATED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		S.F.	AI	<input checked="" 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 OFFENDER DEATH 2 NO PROSECUTION 3 EXTRADITION DENIED 4 VICTIM DECLINES COOPERATION 5 JUVENILE IN CUSTODY													
REPORTING OFFICER(S)		DATE		UNIT NUMBER	APPROVING OFFICER				DATE	UNIT NUMBER			
MARTIN D R		05/18/2010		21199	HOLMES MARY E				05/18/2010	10864			
FOLLOWUP INVESTIGATION <input type="checkbox"/> YES <input type="checkbox"/> NO					OFFICER								

ADDITIONAL NARRATIVE

Agency Name: Columbia Police Dept	ORI #: SC0400100	Report Date/Time: 05/17/2010 02:00	OCA #: 100013574
--------------------------------------	---------------------	---------------------------------------	---------------------

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

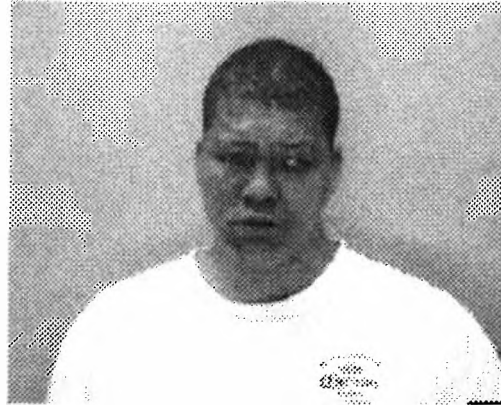
CPL HOLMES RESPONDED TO THE SCENE. LT. SMITH AND CAPTAIN YOUNG WERE NOTIFIED. INVESTIGATOR THOMAS AND REESE RESPONDED TO THE SCENE. SLED WAS NOTIFIED OF THE INCIDENT DUE TO THE FACT THAT IT HAPPEN ON STATE PROPERTY. LISTED OTHERS ARE ALL STAFF MEMBERS AT MIDLANDS CENTER WHICH IS THE INCIDENT LOCATION. LISTED OTHER 1 STATED THAT SHE OBSERVED THE INITIAL START OF THE ALTERCATION BUT DID NOT OBSERVE HOW THE VICTIM RECEIVED HIS INJURIES. LISTED OTHER 3 WAS ON DUTY AT THE TIME BUT DID NOT OBSERVE THE INCIDENT.

[Home](#) [Support](#) [Contact Us](#)**General Information****Administration****Employment**

3/17/2011 11:36:29 AM

Inmate Accounts**Mission Statement****Offender is currently detained**[Return to List](#)**Religious Services****Inmate Visitation****Set as Home Page****Visit Richland County****Offender Information****Public Access****Secure Access****Link Details****Demographic****Visual**

OffenderID: 109594
Last Name: PEPPERS
First Name: DANIEL
Middle Name: LEE
Sex: Male
Race: Black
DOB: 07/07/1970
Hair: Black
Eyes: Brown
Weight: 188
Height: 74

**Current Charges** **Image**

Warrant Code	Bond	BondType	BondCourt	OffenseDescription
K668098	20000.00	SB	CITY	Manslaughter / Involuntary manslaughter

Bond Types: SB-Surety Bond · CB-Cash Bond · PR-Personal Recognizance · BD-Bond Denied

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3/17/2011 11:36:24 AM

Inmate Accounts**Mission Statement****Religious Services****Inmate Visitation****Set as Home Page****Visit Richland County****Offender Information****Public Access****Secure Access****Link Details**

	FullName	Age	Ht	Wt	Booked
<u>Select</u>	PEPPERS, DANIEL LEE	40	74	188	06/07/2010

Please click the image of the offender to
review the offender's booking information



Home Support Contact Us

General Information
Administration

Employment

**201 John Mark Dial Drive
Columbia, South Carolina 29209**

Inmate Accounts

3/17/2011 11:36:11 AM

Mission Statement

Religious Services

The Alvin S. Glenn Detention Center is an essential part of the Criminal Justice System in Richland County, South Carolina. As such the Detention Center is committed to providing its users and citizens of Richland County with quality and efficient service.

Inmate Visitation

Set as Home Page

Visit Richland County

Offender Information

Public Access

Secure Access

Link Details



State of South Carolina

Office of the Governor

NIKKI R. HALEY
GOVERNOR

1205 PENDLETON STREET
COLUMBIA 29201

March 16, 2011

From: Tim Pearson
Chief of Staff

To: Heads of Cabinet Agencies

RE: Agency Liaisons to the Inspector General

Last week, the Governor signed Executive Order 2011-10 and appointed George Schroeder as the State Inspector General. Many of you know George well from his years of service with the Legislative Audit Council, or from his chairmanship of the Fiscal Crisis Task Force.

George is already hard at work developing a list of priorities for the Office of Inspector General (OIG). To ensure that the new office focuses on the areas of greatest opportunity, and to facilitate his access to critical records, I ask that you please designate a member of your agency's staff to serve as a liaison to the new office. George will meet with each of your designees by the end of the month.

Please provide your designee's name, phone number, and email address to Rebecca Schimsa (RebeccaSchimsa@gov.sc.gov) by Friday, March 18th. Thanks for your support of this important initiative.

Thanks —
Tim
—