

March 12, 2015

Oconee County Sheriff's Office  
415 South Pine Street  
Walhalla, SC 29691  
Attn.: Captain Ken Washington

RE: MY MONEY

Dear Captain:

Enclosed please find my final notice of my intent to file suit against you for the failure to return my money that you seized. Being a veteran of the force, you are aware of the policy and procedures that surround the seizure of property. Therefore, you are fully aware that you are breaking the laws of this state by failing to return my money to me.

Unfortunately, if I don't receive my money within the next 14 days, I will be forced to file suit against you. I hope that we can resolve this matter. Please be informed, that I will only accept a settlement of my funds with proof of the interest gained.

Please be advised that I am also aware that your office is under a federal investigation for the incidents similar to mine. In example the case of Lateef Holloway. In which approximately \$125k was seized yet never turned in.

Please reply in the very near future.

Sincerely,

Shannon Todd

Shannon Todd, # 236516  
Livesay Corr. Inst./Dorm 5  
P.O. Box 580  
Una, SC 29378

cc: Gov. Haley  
FBI; Atty. Gen.

notary Alecia Coffman  
Exp 9-29-21

STATE OF SOUTH CAROLINA ) IN THE COURT OF COMMON PLEAS  
COUNTY OF OCONEE ) FOR THE TENTH JUDICIAL CIRCUIT  
) )  
Shannon R. Todd, Plaintiff, )  
vs. ) NOTICE OF INTENT TO FILE SUIT  
Captain Kenneth Washington, of )  
the Oconee County Sheriff's )  
Office, In Official and Individual )  
Capacity, Defendant. )  
In Rem.: \$1,748.00 U.S.Currency.)

The Plaintiff in the above named action, now notifies the above named Defendant of his intent to file suit within 14 business days in the event that my property is not returned to me, with interest.

I make these assertions pursuant to the S.C. Code of Laws, §44-53-520 thru §44-53-586.

#### JURISDICTION

Plaintiff contends that this action is filed in the proper venue, because the Court of Common Pleas of the Tenth Circuit has exclusive jurisdiction over Plaintiff's claims of the violation of his State and Federal constitutional rights against unreasonable search and seizure; and his rights against deprivation of property without due process of law. This incident took place in Oconee County on February 5, 2008.

Plaintiff further contends that this is the proper place of venue as dictated by S.C. Code §44-53-530 thru §44-53-586.

#### PARTIES

1. Shannon R. Todd, is currently incarcerated at the Livesay Corr. Institution in Spartanburg, South Carolina, and is the Plaintiff in this action.

2. Defendant, Kenneth Washington, is a Captain w/ the Oconee Sheriff's Department. He is the seizing official of Plaintiff's property. Such seizure being made on 2/5/08 in Oconee County.

### DESCRIPTION OF SEIZED PROPERTY

3. \$1,748.00, in U.S. Currency.

### FACTS

4. On February 5, 2008, Plaintiff was arrested during a traffic stop. At which point, the above named property was seized from his possession.

5. Defendant was the seizing official at the time of plaintiff's arrest.

6. As of date, there has not been any forfeiture hearing initiated by the defendant as required by S.C. Code of Laws, §44-53-530.

7. The Plaintiff wrote the Clerk of Court seeking an update of the status of his property in or about September 2014. Only to be informed that no record of a forfeiture existed. See enclosed letter dated October 10, 2014.

8. By a November 6, 2014, letter from the Defendant. The Defendant admitted to the seizure of the above mentioned property. See enclosed.

9. The Defendant then began breaking the law after seizure. The Defendant as failed to follow the S.C. Code of Laws at §44-53-520 (i), where it states in pertinent part "Any monies seized must be deposited in an interest bearing account pending final disposition by the court unless the seizing agency determines the monies to be of an evidential nature and provides for security in another manner."

(j) "When property and monies of any value as defined in this section or anything else of any value is seized, the law enforcement agency making the seizure, within ten days or a reasonable period of time after the seizure, shall report to the appropriate prosecution agency."

10. The Defendant further violates the law at §44-53-530, (a) "Forfeiture of property defined in Section 44-53-520 must be accomplished by petition of the Attorney General or his designee or the circuit solicitor or his designee to the court of common pleas for the jurisdiction where the items were seized.



# OONEE COUNTY SHERIFF'S OFFICE

415 SOUTH PINE STREET  
WALHALLA, SC 29691

*Mike Crenshaw, Sheriff*

November 6, 2014

To: Shannon R. Todd

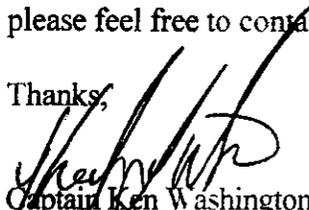
From: Captain Kenneth Washington

Re: Currency (\$1,748.00) confiscated by the Oconee Sheriff's Office

Shannon:

I received documentation from you concerning a seizure that took place on 02/05/2008 of one thousand, seven hundred and forty eight dollars cash from a traffic stop. This seizure was in the result of approximately 2.2 pounds of cocaine that was found in your possession. The monies are still in the Sheriff's Office possession and due to the time expiration on filing, the Sheriff's Office will physically return this property to you. You will need to set up an appointment with me (date and time) at the Oconee Sheriff's Office that you can meet with me so that your property can be returned. Monies will not be sent through the mail. If you have any questions please feel free to contact me.

Thanks,

  
Captain Ken Washington

Special Operations Division

Oconee County Sheriff's Office

Office: 864.638.4118

Office: 864.638.4167

Fax: 864.638.4104

Email: [kwashington@oconeelaw.com](mailto:kwashington@oconeelaw.com)

415 S. Pine Street, Walhalla S.C. 29691

STATE OF SOUTH CAROLINA ) IN THE COURT OF COMMON PLEAS  
COUNTY OF OCONEE ) FOR THE TENTH JUDICIAL CIRCUIT  
) )  
Shannon R. Todd, Plaintiff, )  
vs. ) PROOF OF SERVICE  
Captain Kenneth Washington, of )  
the Oconee County Sheriff's )  
Office, )  
Defendant. )  
In Rem.: \$1,748.00 U.S.Currency.)

Plaintiff in the above named action, hereby, serves the below listed with a copy of his Notice of Intent to File Suit, by placing such in the U.S. Mail, addressed to the below listed.

- |   |   |
|---|---|
| 1. Capt. Kenneth Washington<br>Oconee County Sheriff's Office<br>415 South Pine St.<br>Walhalla, SC 29691 | 2. Governor Nikki Haley<br>State Of South Carolina<br>800 Richland St.<br>Columbia, S.C. 29201                |
| 3. F.B.I.<br>7 N. Laurens St., Suite 503<br>Greenville, SC 29602  | 4. SLED<br>Broad River Rd., Box 21398<br>Columbia, S.C. 29221   |
| 5. S.C.Attorney General<br>P.O. Box 11549<br>Columbia, SC 29211   | <u>Shannon Todd</u><br>Shannon Todd, # 236516<br>Livesay Corr. Inst./ Dorm 5<br>P.O. Box 580<br>Una, SC 29378 |

March 12, 2015

Notary Alesia Coffman  
Exp 9-29-21