

STATE OF SOUTH CAROLINA  
COUNTY OF \_\_\_\_\_

IN THE COURT OF GENERAL SESSIONS  
ORDER FOR DESTRUCTION OF ARREST RECORDS

THE STATE OF SOUTH CAROLINA

Race \_\_\_\_\_ Sex \_\_\_\_\_ Age \_\_\_\_\_  
DOB \_\_\_\_\_ SSN \_\_\_\_\_

vs.

Charges were disposed of in the court indicated below:

Magistrate  Municipal  General Sessions

Defendant \_\_\_\_\_

AKA \_\_\_\_\_

IT APPEARS that the defendant is entitled to have all records relating to this offense expunged and destroyed according to the applicable section of the South Carolina Code of Laws indicated below:

Warrant/GS No. \_\_\_\_\_ Date of Arrest \_\_\_\_\_ Place of Arrest \_\_\_\_\_ County, S.C. \_\_\_\_\_

Arrest Charge \_\_\_\_\_

- § 17-1-40. The charge was dismissed, nol prossed or the defendant was found not guilty on \_\_\_\_\_
- § 17-22-150(a). The charge was dismissed on \_\_\_\_\_ by the Solicitor because the defendant successfully completed the Pre-Trial Intervention Program. (PTI Director must attest to eligibility for expungement).
- § 34-11-90(e). The defendant was convicted of a first offense misdemeanor under the Fraudulent Check Law on \_\_\_\_\_ and no additional criminal conviction as defined by § 34-11-90(e) has taken place in one year from date of conviction.
- § 44-53-450(b). The defendant was charged with first offense simple possession of marijuana or hashish on \_\_\_\_\_, received a conditional discharge and has successfully complied with the terms as set forth by the court.
- § 22-5-910. The defendant was convicted of a first offense in a magistrate or municipal court on \_\_\_\_\_, that offense did not involve the exceptions enumerated in § 22-5-910, and no additional criminal conviction as defined by § 22-5-910 has taken place within three years from date of conviction. (Summary Court Judge must attest to eligibility).
- § 22-5-920. The defendant was convicted of a first offense as a youthful offender on \_\_\_\_\_, that offense did not involve the exceptions enumerated in § 22-5-920, and no additional criminal conviction as defined by § 22-5-920 has taken place during a fifteen-year period following the first offense conviction as a youthful offender.
- § 56-5-750(F). The defendant was convicted of a misdemeanor first offense failure to stop motor vehicle on \_\_\_\_\_ and no additional criminal conviction has taken place for three years after completion of the sentence.

IT IS ORDERED that all records relating to such arrest and subsequent discharge pursuant to the above-referenced section be dismissed, expunged and immediately destroyed and that no evidence of such records pertaining to such charge shall be retained by any municipal, county or state agency except nonpublic information retained on each person accepted for Pre-Trial Intervention pursuant to § 17-22-130, nonpublic information retained by SC Law Enforcement Division (SLED) pursuant to § 34-11-90(e), nonpublic information retained by the Department of Narcotic and Dangerous Drugs Under SLED pursuant to § 44-53-450, nonpublic information retained by SLED pursuant to § 22-5-910 and § 22-5-920, and nonpublic information retained by SLED and Department of Public Safety pursuant to § 56-5-750 (F).

Acknowledged: \_\_\_\_\_ Signed this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_  
Circuit Solicitor

I attest that defendant was accepted into the PTI program based on Solicitor's determination that defendant is eligible for expungement under Code § 17-22-150(a) (successful completion of PTI) or Code § 22-5-910 (summary court conviction).

\_\_\_\_\_  
Circuit Court Judge  
On Motion of:

\_\_\_\_\_  
Director Pre-Trial Intervention / Summary Court Judge (circle one)

\_\_\_\_\_  
Defendant / Attorney for Defendant (Circle One)

EXPUNGEMENT ORDERS SHOULD NOT BE FORWARDED TO S.C. COURT ADMINISTRATION (SCCA): (1) for magistrate or municipal court convictions/dispositions, because SCCA does not retain information which identifies defendants by name or SSN for these charges; or (2) for GS convictions/dispositions because disposition data (including expungements) is sent to SCCA electronically, and expungements are automatically entered into SCCA records.

## CRIMINAL EXPUNGEMENT PROCEDURES

PROVIDED FOR: ALLENDALE, COLLETON, HAMPTON, JASPER, AND  
BEAUFORT COUNTIES.

CONTACT PERSON: JUDY M. RUTLAND, SOLICITOR'S OFFICE  
POST OFFICE BOX 546  
HAMPTON, SOUTH CAROLINA 29924  
TELEPHONE NO. (803) 943-3580

By State Law, there are seven (7) categories of cases that the defendant is entitled to have all records relating to an arrest or conviction expunged and destroyed.

1. Section 17-1-40. The charge was dismissed, nolle prossed, or defendant was found not guilty. (\$150.00)
2. Section 17-22-150. The defendant successfully completed the Pre-Trial Intervention Program. (\$185.00)
3. Section 34-11-90(e). The defendant was convicted under the Fraudulent Check Law and no additional criminal conviction as defined by Sect. 34-11-90(e) has taken place in one year from date of conviction. (\$210.00)
4. Section 44-53-450(b). The defendant was convicted first offense Simple Possession of Marijuana under the "conditional discharge" provision of this specific law and has successfully complied with the terms of that sentence. (\$185.00)
5. Section 22-5-910. The defendant was convicted of a first offense in a magistrate or municipal court for offenses that did not involve the exceptions enumerated in Section 22-5-910, and no additional criminal conviction as defined by Section 22-5-910 has taken place within three years from date of conviction. (\$210.00)
6. Section 22-5-920. Youthful Offender conviction. Can be expunged if no additional criminal conviction as defined in Section 22-5-920 has taken place within fifteen (15) years from date of conviction. (\$210.00)
7. Section 56-5-750. The defendant was convicted of a first offense, non-aggravated violation by Failure to Stop for Blue Light and no other conviction for any crime for three years. (\$210.00)

(PLEASE BE ADVISED THAT THESE FEES ARE NON-REFUNDABLE)

Randolph Murdaugh, III, Solicitor

Contact: Judy Rutland for  
Expungement Information

14<sup>th</sup> Judicial Circuit  
P.O. Box 546  
Hampton, Sc 29924

1-803 943 3580

**NECESSARY INFORMATION FOR CRIMINAL RECORD EXPUNGEMENT**

FULL NAME: \_\_\_\_\_

CURRENT ADDRESS: \_\_\_\_\_  
\_\_\_\_\_

CONTACT PHONE NUMBER: \_\_\_\_\_

NAME ON ARREST WARRANT/TICKET: \_\_\_\_\_

ALIAS: \_\_\_\_\_

RACE: \_\_\_\_\_ SEX: \_\_\_\_\_ DATE OF BIRTH: \_\_\_\_\_

SOCIAL SECURITY NUMBER \_\_\_\_\_

(IF ANY OF THE INFORMATION WAS LISTED INCORRECTLY ON THE ARREST  
WARRANT OR TICKET, PLEASE SO NOTE.)

ARREST CHARGE/S: \_\_\_\_\_  
\_\_\_\_\_

ARREST DATE: \_\_\_\_\_

WARRANT NUMBER/S: \_\_\_\_\_

DATE IF DISMISSED, NOL PROSSED, OR FOUND NOT GUILTY: \_\_\_\_\_  
\_\_\_\_\_

REASON YOU ARE ENTITLED TO EXPUNGEMENT (GIVE DATES, NAME OF COURT  
OFFICIALS, ACTION TAKEN, ETC.) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

PLEASE ATTACH A COPY OF THE WARRANT OR TICKET AND ANY DOCUMENTS  
RELATING TO THE ACTION TAKEN, ETC.

1. SLED - POB 21398, COLUMBIA, SC 29221-1398
2. BEAUFORT COUNTY SHERIFF'S DEPT - POB 1758, BEAUFORT, SC 29901
3. BEAUFORT CITY POLICE DEPT, POB 898, BEAUFORT, SC 29901
4. PORT ROYAL DEPT OF PUBLIC SAFETY, POB 586, PORT ROYAL, SC 29935
5. SOUTH CAROLINA HIGHWAY PATROL, 28 MUNCH DR, BEAUFORT, SC 29906
6. TOWN OF BLUFFTON POLICE DEPT, POB 386, BLUFFTON, SC 29910
7. ALCOHOL ENFORCEMENT DIV., SLED, POB 21398, COLUMBIA, SC 29221
8. DHEC, DRUG ENFORCEMENT DIV, 2600 BULL ST, COLUMBIA, SC 29201
9. SOUTH CAROLINA WILDLIFE, 1015 9<sup>TH</sup> ST, PORT ROYAL, SC 29935
10. BEAUFORT COUNTY DETENTION CENTER, POD 1228, BEAUFORT, SC 29901
11. BEAUFORT CENTRAL COURT, POB 464, BEAUFORT, SC 29901
12. MAGISTRATE SIMMONS, POB 22895, HILTON HEAD ISLAND, SC 29925
13. MAGISTRATE McDOMICK, POB 126, ST HELENA ISL, SC 29920
14. MAGISTRATE C. L. SMITH, POB 840, BLUFFTON, SC 29910
15. BEAUFORT CITY MUNICIPAL COURT, POB 1024, BEAUFORT, SC 29901
16. HILTON HEAD ISLAND MUNICIPAL COURT, 3 TOWN CENTER COURT, HILTON HEAD ISLAND, SC 29928