#### UNITED STATES DISTRICT COURT DISTRICT OF SOUTH CAROLINA CHARLESTON DIVISION

Linquista White, et al., Plaintiffs,	
v.	Civil Action No.
Kevin Shwedo, et al.,	2:19-cv-03083-RMG
Defendants.	

#### DECLARATION OF EMILY BELLAMY

- I, Emily Bellamy, declare as follows:
  - I am competent to make this Declaration and have personal knowledge of the following facts.

#### **Background and Financial History**

- 2. I am 25 years old and live in Conway, South Carolina.
- I am a single mother and the primary caregiver for my four young children. My daughter is six years old. I also have twin sons who are two years old and a son who is less than one year old.
- I work full time at a children's daycare facility, but I do not earn enough income to support myself and my family.
- Because of my limited financial resources while trying to support myself and my children, I could not pay fines and fees for traffic tickets in 2018. As a result, the South Carolina Department of Motor Vehicles ("DMV") suspended my driver's license.
- I am currently unable to secure higher-paying work in hotel housekeeping or as a home health aide because my driver's license is suspended.

7. In 2017, I held two part-time jobs. I was a supervisor for Jani King Cleaning Services, a housekeeping service for hotels and condominiums in Myrtle Beach, South Carolina. I also worked as a home health aide for WeCare Homecare in early 2017 and for Carolina Heath Force later in the year. As a home health aide, I assisted disabled and elderly people with daily living activities, like housecleaning and running errands.

#### Driver's License Suspension for Failure to Pay 2018 Georgetown Traffic Ticket

- 8. On February 8, 2018, I was ticketed for speeding less than ten miles over the speed limit in Georgetown, South Carolina, while I was on my way to buy groceries to make a special dinner for my daughter's birthday. The speeding ticket carried a potential \$76.50 fine. Attached as Exhibit A is a true and correct copy of my February 2018 Georgetown Speeding Ticket.
- I could not afford to pay \$76.50 before the court date on the ticket. I did not have enough
  money left to pay the ticket after covering my family's needs.
- 10. The Georgetown speeding ticket said that I had to appear for a hearing in Georgetown Central Traffic Court on February 27, 2018 at 11 a.m. It takes about fifty minutes to drive from my home in Conway to that courthouse.
- 11. Attending the hearing would have required that I miss a day of work. I was also unable to find someone to cover my shift at work so that I could attend the court hearing on my traffic ticket.
- 12. I called the Georgetown County Central Traffic Court to request that my hearing be moved to another date. The person I spoke to from the Court told me that the hearing could be moved and that the court would send me something in the mail letting me know the new date.

- 13. I never received a notice from the Georgetown Traffic Court about a new court date.
- 14. In March 2018, \$25 was taken from my tax refund and diverted to the Georgetown Central Traffic Court to pay a portion of the fine for my February 2018 speeding ticket.
- 15. I was not aware that the court could take money from my tax refund in this way.
- 16. I later learned that the Georgetown County Central Traffic Court tried me in my absence on April 17, 2018, found me guilty of speeding less than ten miles over the speed limit, and sentenced me to pay \$76.50 in fines and fees. Attached as Exhibit B is a true and correct copy of the South Carolina Public Index Record for my February 2018 Georgetown Speeding Ticket.
- 17. I did not receive notice from the Georgetown Central Traffic Court letting me know that I had been tried and sentenced for the speeding ticket.
- 18. Since the \$25 was taken from my tax refund, I still owe \$51.50 toward the Georgetown speeding fine.
- 19. On July 8, 2018, the DMV suspended my driver's license for failure to pay the February 2018 speeding ticket I received in Georgetown. I did not receive notice from the DMV about this suspension.
- 20. I only learned about this suspension, and that the DMV also charged me a \$100 reinstatement fee for this suspension, after my attorneys requested my DMV records and provided me with a copy of my DMV 10-Year Record and my DMV Reinstatement Requirements list. Attached as Exhibit C and Exhibit D are a true and correct copies of my DMV 10-Year Record and DMV Reinstatement Requirements list, respectively.

#### Driver's License Suspensions for Failure to Pay 2018 Conway Tickets

- 21. On May 29, 2018, I was driving from a client's home back to the main office of Carolina Health Force in Conway and got into an accident with multiple vehicles. I was issued three traffic tickets for operating a motor vehicle without a license in possession, operating an uninsured motor vehicle, and following too closely. The tickets totaled \$665 in possible fines and said that I had a court hearing on August 1, 2018. Attached as Exhibit E, Exhibit F, and Exhibit G are true and correct copies of the May 2018 Conway tickets for operating a motor vehicle without a license in possession, operating an uninsured motor vehicle, and following too closely, respectively.
- 22. The officer who issued these tickets also informed me that the DMV had not been able to verify my car insurance for a few months. The ticket for operating an uninsured motor vehicle was the way I learned that my car insurance may have lapsed. I had not received notice from the DMV about problems with my car insurance.
- 23. In early 2017, the father of my children agreed to pay for my car insurance instead of making child support payments. He had not paid me any child support for a long time. I agreed to let him pay car insurance because I needed help in paying for car insurance so that I could keep my license, drive to work, and support our kids.
- 24. I thought that my children's father had been paying my car insurance for about a year.
  He never told me that he had stopped paying. The accident was the first time I'd ever heard that anything was wrong with my insurance coverage.
- 25. My van sustained significant damage in the accident and was towed by an auto body shop.

- 26. I went to the auto body shop the next day and learned that it would cost \$305 to get my van. I could not pay \$305, so I left the van at the shop.
- 27. I had to stop driving to the job sites for my work with Jani King Cleaning Services and Carolina Health Force. Although I was able to formally maintain my part-time employee status with both companies for a few months, I was not able to earn any income because I was not able to go to work and to drive for work.
- 28. I was very worried about how I would manage the needs of my family without the ability to drive and with three young children and another child on the way.
- 29. I knew that I would likely not be able to get to my court hearing on my Conway tickets because I could not drive due to the issue with my insurance.
- 30. In June 2018, I called the Conway Municipal Court to ask that my court hearing be moved to another date. I was told that the hearing could be moved and that I would be mailed a notice with the new date.
- 31. I never received notice from the Conway Municipal Court of the date for my new hearing for the May 2018 Conway tickets.
- 32. In August 2018, both Jani King Cleaning Services and Carolina Health Force terminated my employment. Because I had been unable to drive to work, both companies had assigned other employees to service my former clients and job sites.
- 33. On August 29, 2018, the Conway Municipal Court tried me in my absence, found me guilty, and sentenced me to pay \$665 for the three tickets I received in Conway in May 2018. I did not receive anything from the Conway Municipal Court about this court hearing or about what had happened on that date. My attorneys later requested my DMV received related to these tickets and provided me with copies of notices the DMV received

- from Conway Municipal Court regarding my May 2018 tickets. Attached as Exhibit H, Exhibit I, and Exhibit J are copies of the South Carolina Public Index Records for my May 2018 Conway Tickets for operating a motor vehicle without a license in possession, operating an uninsured motor vehicle, and following too closely, respectively.
- 34. The DMV placed another two suspensions on my driver's license on August 26, 2018, and on September 25, 2018. These are related to the lapse in my car insurance, which I did not know about until the May 2018 car accident in Conway. The DMV also charged me \$905 in reinstatement fees related to my car insurance. See Ex. D. I did not receive notice of these suspensions or the reinstatement fees from the DMV.
- 35. I was very upset when I learned about these issues with my car insurance. I had relied on my children's father to pay for my car insurance instead of paying child support based on our agreement. Unfortunately, he had not been paying child support or my car insurance.
- 36. On December 6, 2018, the DMV placed another three suspensions on my driver's license for failure to pay the three May 2018 traffic tickets. The DMV also charged me a \$100 reinstatement fee for each of these suspensions. See Ex. D. I did not receive notice from the DMV about these suspensions for failure to pay traffic tickets or the related reinstatement fees.
- 37. By the end of December 2018, I was still unable to find consistent work that did not require driving. I was barely able to support myself and my family. I could not afford to pay the traffic fines and fees or DMV reinstatement fees.
- 38. In February 2019, my youngest son, K.B., was born. I was so happy about this new addition to my family but I also knew that I would need to find a stable job to be able to take care of myself, my new baby, and my other three children.

- 39. K.B.'s pediatrician was located in Myrtle Beach, approximately 20 miles away from my home in Conway. I could not find a doctor in the Conway area that would take Medicaid and who was also accepting new patients.
- 40. Without a driver's license and car, I had to spend time arranging for transportation provided by Medicaid to take K.B. to the doctor, which was required six times during his first year.
- 41. When K.B. was three months old, he became sick with a virus. I was able to get transportation through Medicaid to take him to the doctor. But, once we were at the doctor's office, the Medicaid transportation provider told me that we would have to wait three hours in order to be picked up and taken home. That would be a long wait, especially with a sick child who needed sleep. Luckily, my cousin was able to pick us up and take us home.
- 42. When K.B. was about five months old, he had a high temperature. I was able to find a ride to take him to the doctor's office. But once we got there, I was told to immediately take K.B. to the hospital. I called the Medicaid transportation provider to ask for a ride to the hospital but was told that they could not take us because this ride had not been arranged beforehand. I called my mother, who was able to come to the doctor's office and take us to the hospital. To get home after the hospital visit, I had to call my cousin for a ride home. Luckily, he was able to come and get us.
- 43. In April 2019, I finally found a job at a child daycare facility I could get to without driving. I also pay \$100 per month to have my three younger children use this same daycare while I work.

- 44. From April 2019 to the middle of October 2019, my boss was willing to drive my daughter, J.B., to school in the mornings and then to take me and my three sons to the daycare facility where I work. She would also drive us all home at the end of my work day.
- 45. In June 2019, I called the Conway branch of the DMV to see if there was any way for me to get my driver's license back. I was directed to the DMV website.
- 46. On the DMV website, I clicked on a button referencing payment plans for DMV reinstatement fees. I originally thought this plan might address both my traffic ticket fines and reinstatement fees but later learned that this payment plan was only for repayment of DMV reinstatement fees. The website told me I was ineligible for the reinstatement fee payment plan but did not explain why I was ineligible.
- 47. In late October 2019, my boss told me she was no longer able to help with my family's morning and evening commute.

#### Impact on My Life

- 48. Right now, I am not sure how to get my children and myself to where we need to be every morning and to bring us all home at the end of the day.
- 49. Taxis and paid car rides are the only reliable option but are too expensive for me. Taxis will cost around \$380 each month and I cannot afford that. Paying for car rides would cost less money but are still unaffordable for me. It is also difficult to find someone who can drive us every morning and every evening.
- 50. In the mornings, I would have to pay for a car or taxi to take J.B. to school on time and then for a car or taxi to take me and my three sons from J.B.'s school to the daycare where I work on time. There is no public transportation we can use to travel this route

- and get to school and work on time. My boss provides transportation to J.B. to get from school to the daycare facility in the mid-afternoon, but then I must pay for another car or taxi to get myself and my family home from the daycare facility.
- 51. My income as a children's daycare worker is not enough to cover expenses for myself and my family and to pay my traffic fines and reinstatement fees. Each month, I have to pay for rent, childcare, groceries for my five-person family, utilities, phone service, household supplies, diapers and baby wipes, personal care and hygiene needs, milk products for my youngest son, transportation, and medicine for my family. I also need to pay for clothing for my four children because they are young and continually grow out of their clothes.
- 52. I could work other jobs to earn more money to cover these expenses and provide for my family if I had a valid driver's license.
- 53. With a valid driver's license, I would be able to drive to Myrtle Beach on the weekends to work in housekeeping with my former employer, Jani King Cleaning Services. That position, however, requires the ability to drive between various job sites and to transport heavy linens, cleaning products, and rags between the sites.
- 54. Without a driver's license, I am also unable to visit and help my mother, who lives with HIV.
- 55. Before I learned that my driver's license was suspended, I visited my mother every Sunday and at other times during the week, when she was ill or needed help.
- 56. My mother lives in Longs, South Carolina, which is about 21 miles away from my home in Conway. It is about a 30-minute drive from my home to my mother's home and there is no reliable public transportation for this trip.

- 57. The suspension of my driver's license also affects my ability to make sure that my family has consistent and reliable healthcare. My children's pediatrician is located in Myrtle Beach, South Carolina, because I was not able to find a pediatrician in Conway that would accept Medicaid and take new patients. When any of my four children need medical attention, I have to rely on rides from friends or family, who are not always available, or pay for a taxi or car ride. With my limited income, I cannot afford to pay for taxi and car rides to Myrtle Beach, which is located about 16 miles away from Conway.
- 58. Because my driver's license is suspended, I am also unable to take my children to community and extracurricular events. The school my six-year-old daughter, J.B., attends hosts a number of community activities, including school plays and family reading events, which require staying late at school. J.B. cannot participate in these events because I do not have a driver's license and cannot get us back home after the events. Similarly, my sons do not participate in youth football at the local recreational facility because my suspended driver's license keeps me from being able to drive them to and from that facility.
- 59. I used to be an active participant in a number of volunteer and community groups before my driver's license was suspended for failure to pay a traffic ticket. This included a non-profit organization called "Family Outreach of Horry County" whose goal is to help build strong families by providing support and education for young mothers. I have missed the last two Family Outreach meetings because I was unable to arrange for transportation for me and my family to get to the meetings. I also used to volunteer for the Salvation Army and Helping Hands. Because my driver's license is suspended, I cannot participate in any of these activities.

- 60. Daily life is a struggle because my driver's license has been suspended and I am unable to pay my traffic fines and fees.
- 61. Now that my boss cannot offer transportation to me and my family in the mornings, things have become even more difficult and I am not sure how I will be able to make this situation work. I do not want to lose my job and source of income. But I might lose this job if I cannot consistently get to work. This will hurt my family.
- 62. My driver's license continues to be suspended both because I am unable to pay fines and fees on my traffic tickets and because I do not have car insurance. I cannot pay for car insurance and my traffic tickets and reinstatement fees.
- 63. If the DMV lifted the failure-to-pay suspensions and all reinstatement fees on my driver's license, I could use my tax refund to pay for car insurance and drive my grandmother's old car.
- 64. With a valid driver's license, I would be able to keep my current job, take my daughter to school, and earn more money through housecleaning or home health care to meet my family's needs.
- 65. I am filing this lawsuit for myself and others like me who will have or have had their driver's licenses suspended because they could not afford to pay their traffic fines and fees and DMV reinstatement fees. I know that many people are in a similar situation as me because they do not have the money to pay hundreds or thousands of dollars in fines and fees for traffic tickets and DMV reinstatement fees and need their driver's licenses to work and care for themselves and their families. It is important to me to help these people in South Carolina who are also suffering.

66. I am committed to pushing this lawsuit forward on behalf of the proposed Classes.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that this Declaration was executed on November 1, 2019 in Conway, South Carolina.

Emily Bellamy

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## **EXHIBIT A**

VOID NOTES CITY/COUNTY: GEORGETOWN om S-438 Rov. 09/2015 UNIFORM TRAFFIC TICKET STATE OF SOUTH CAROLINA **VERSUS** FIRST NAME MIDDLE NAME **EMILY** SHANTA **BELLAMY** STREET CONWAY lsc 295274522 22A E DI STATE RIVER'S LICENSE NO YES X NO /1994 5'2" 171 MAKE OF VE 18 PSGR. VEH. ATT BICYCLE COMB. COMM VEH. sc FORD 2002 MOPED MTRCYCL. PEDESTRIA VEHICLE NCIDENT NO **EMILY SHANTA BELLAMY** CITY LONGS SC 295688417 YOUR ARE SUMMONED TO APPEAR BEFORE THE TRIAL COURT NAME OF TRIAL COURT STREET TRIAL COURT CENTRAL TRAFFIC 333 CLELAND STREET DATE OF TRIAL STATE 11:00 AM GEORGETOW 2/27/2018 SC 29440 VIOLATION SECTION NO VIOLATION - COURT APPEARANCE REQUIRED 56-05-1520(G)(1) SPEEDING: 10 MPH OR LESS OVER THE SPEED LIMIT (74) AGENCY /CORP: SC HIGHWAY PATROL TROOP 5 10:20 AM 55/64 2/8/2018 2 VIOLATION LOCATION COUNT US 701 FRASER ST 22 33.48448 -79.268 **GEORGETOWN** NAME AND RANK OF ARRESTING OFFICER SCCJA OFFICER NUMBEI OFFICER J PAGANO TRP 5047-3918 RAN DEPOSITED BOND AMOUNT REQUESTED DATE OF ARREST NONE 2/8/2018 \$76.50 DATE BAIL REC'D. CASE MAGISTRATE X MUN. COURT CIRCUIT COURT FAMILY COURT FEDERAL COURT BEFORE: NAME OF TRIAL COURT IF DIFFERENT FROM ABOVE: CENTRAL TRAFFIC TRIAL BY: TRIAL JUDGE JURY DEFENDANT: DID NOT APPEAR DISPOSITION DATE DISPOSITION 4/17/2018 X PLED: NOLO CONTENDERE CHARGE CONVICTED OF 56-05-1520(G)(1) TRAFFIC / SPEEDING, 10 MPH OR LESS OVER THE SPEE 55/64 ME AS ORIGINAL X MT.COLLECTED AMT. SUSPENDED NO Arrest As Result Of NO Collision 7312 JOHN ANTHONY LOVE 4/17/2018 TICKET # 20182390200322 Driver's Record Copy

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Certified to be a true and correct copy of the original document on file with the South Carolina Department of Motor Vehicles.

Driver Services Director

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## **EXHIBIT B**



### **Georgetown County Fifteenth Judicial Circuit Public Index**



Georgetown County Home Page South Carolina Judicial Department Home Page SC.GOV Home Page

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	The State of Sout	h Carolina V	S Emily Sha	nta Bellam	у
Case Number:	20182390200322	Court Agency:	Central Traffic	Filed Date:	02/14/2018
Case Type:	Traffic	Case Sub Type:	Traffic		
Status:	Disposed	Assigned Judge:	Love, John Anthony	Disposition Judge:	Love, John Anthony
Disposition:	TIA Guilty Bench Trial Fine Only				
Disposition Date:	04/17/2018	Date Received:		Arrest Date:	02/08/2018
Law Enf. Case:		True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:		Waiver Date:	
Probation Case:					

Case Parties
Click the icon to show associated parties.

Name	Address		Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Bellamy, Emily Shanta	295274522	Conway SC	Black	F	1994	Defendant		03/11/2019
Pagano, Cory J						Officer		02/14/2018

#### Charges

Name	Charge Code - Charge Description	Original Charge Code - Original Charge	<b>Disposition Date</b>
	, , , , , , , , , , , , , , , , , , , ,	2100-Traffic / Speeding, 10 mph or less over the speed limit	04/17/2018

#### Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	<b>Completion Date</b>	Consecutive or Concurrent
	Fine		Amount	04/17/2018			

#### Actions

Actions						
Name	Description	Туре	Motion Roster	Begin Date	Completion Date	Documents
Bellamy, Emily Shanta	Archived Document	Filing		03/11/2019- 00:00		
Bellamy, Emily Shanta	Criminal/Traffic Rescheduled	Event		04/17/2018- 11:00	04/17/2018- 17:00	
Bellamy, Emily Shanta	Archived Court Summons	Filing		03/21/2018- 00:00	04/17/2018- 00:00	
Bellamy, Emily Shanta	Criminal/Traffic Rescheduled	Event		03/20/2018- 11:00	04/17/2018- 17:00	
Bellamy, Emily Shanta	Continued/Continued	Filing		03/20/2018- 08:54	04/17/2018- 08:54	
Bellamy, Emily Shanta	Archived Court Summons	Filing		03/05/2018- 00:00	04/17/2018- 00:00	
Bellamy, Emily Shanta	Criminal/Traffic Court	Event		02/27/2018- 11:00	03/20/2018- 17:00	

10/7/2019

Public Index Search

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Bellamy, Emily Shanta	, Co	ontinued/Continu	ued Filing		02/26/2018- 09:05	04/17/2018- 09:05	
Financials							
				Summary			
Fine/Costs:	\$76.5	0	Total Paid for fine/costs:	s25.00	Balance Di	ue: \$51.50	
				Conto			
		Cost Code		Costs			
-				Amount	Charge Action	Disburs	ed Amount
Fine to General Fund AFNEGF		AFNEGF		\$24.82			\$8.11
Victim Services Asm 38.0013% / 5.7831%		ASMVIC		\$2.98			\$0.97
State Assessm	ent	STAASM		\$23.70			\$7.75
Law Enforcement Funding Surcharge \$25		LEFSUR		\$25.00			\$8.17
				Payments			
Payment I	Date	Receipt Nur	nber	Entered By	Transaction Typ Code	Payme	nt Amoun
03/11/2019		204004	c22s	tucker	SD		\$25.00

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## **EXHIBIT C**

Entry Number 10-3 Page 2 of 5 be a true and correct Date Filed 11/01/19 2:19-cv-03083-RMG

copy of the original document on file with the South Carolina Department of Motor Vehicles.



Driver Services,

#### OFFICIAL 10 YEAR DRIVER RECORD

Customer No:

BELLAMY, EMILY SHANTA

Name: Address:

City:

**CONWAY** 

County: **HORRY** 

DOB: 1994

Sex: F

State: SC

Zip: 295274522

**Driver License No:** 

**Driver Training: N** 

Status - DL: SUSPENDED CDL: DISQUALIFIED

License	Inform	nation						
Type Current	Class	Function	Issued	Expires	First Issued	d Rest.	Endor.	Document Identifier (ACN / DDN)
DL	D	Modify	11/18/2014	03/23/2023	12/13/2013	N	N	1011325300064988
Prior								
DL	D	BP to DL	12/13/2013	03/23/2023	12/13/2013	N	N	1011315500014765
BP	D	Returned	05/17/2013	05/17/2014	07/26/2010	N	N	N/A
BP	D	Renewal	05/17/2013	05/17/2014	07/26/2010	N	N	1011228500066392
BP	D	Reissue	05/17/2013	05/17/2014	07/26/2010	N	N	1011228500066386
BP	D	Renewal	07/26/2012	07/26/2013	07/26/2010	N	N	1011210000014331
BP	D	Renewal	07/26/2011	07/26/2012	07/26/2010	N	N	1011103200040302
BP	D	Original	07/26/2010	07/26/2011	07/26/2010	N	N	N/A
BP	D	Reissue	07/26/2010	07/26/2011	07/26/2010	N	N	N/A
BP	D	Modify	05/04/2011	07/26/2011	07/26/2010	N	N	1011015800017932

Name Change -

Name:

BELLAMY, EMILY S

Date Changed: 12/04/2015

**Date Changed: 07/26/2012** 

Date Changed: 05/17/2013

Date Changed: 11/18/2014

Date Changed: 04/24/2015

Address Change -Address:

City:

LONGS

State: SC

Zip: 295688417

Address Change -

Address:

City:

MYRTLE BEACH

State: SC

**Zip:** 29577

Address Change -

Address:

City:

LONGS

State: SC

Zip: 295688417

Address Change -

Address: City: LONGS

State: SC

**Zip:** 295687918

Address Change -

**Date Changed: 06/15/2016** 

Address: City:

**LONGS** 

State: SC

Zip: 295688417

Address Change -

Date Changed: 05/15/2017

Address:

City:

LONGS

State: SC

Zip: 295688417

#### OFFICIAL 10 YEAR DRIVER RECORD

**Customer No:** Name: BELLAMY, EMILY SHANTA **Driver License No:** 

Address Change -

**Date Changed: 11/04/2016** 

Ticket#: 20180620054349

Address:

City:

LITTLE RIVER

State: SC

Zip: 295667700

**Point Summary** 

**Total Current Points: Driver Credit:** 

3 <u>-0</u>

**Adjusted Current Points:** 

3

VIOL: 560 - Failure to Pay Traffic Ticket or Appear

Violation: 05/29/2018

Conviction: 08/29/2018

ACD: D56 Conviction Loc Ref: 524

Conviction State: SC

Ticket#: 20180620054349

Post: 11/16/2018 Recd: 11/16/2018

**Conviction Reference:** Court Type: UNKNOWN

Post: 11/16/2018

Compliance Received:

SUSP: 097 - Failure to Pay Traffic Ticket

Suspension Beg: 12/06/2018

Causal: 05/29/2018

**Ticket Paid:** 

ACD: D56 Court Name: CONWAY MUNICIPAL COURT

Court Address: 229 MAIN STREET

City: CONWAY

State: SC

Zip: 29526

Suspension End: INDEFINITE

Phone No: 843 248 1765

VIOL: 560 - Failure to Pay Traffic Ticket or Appear Violation: 05/29/2018

Conviction: 08/29/2018

ACD: D56 Conviction Loc Ref: 517

Conviction State: SC

Ticket#: 20180620054347

Recd: 11/16/2018 Post: 11/16/2018

**Conviction Reference:** Court Type: UNKNOWN

SUSP: 097 - Failure to Pay Traffic Ticket

Suspension Beg: 12/06/2018

Causal: 05/29/2018

**Ticket Paid:** 

Ticket#: 20180620054347 Suspension End: INDEFINITE

Post: 11/16/2018 Compliance Received:

ACD: D56 Court Name: CONWAY MUNICIPAL COURT

Court Address: 229 MAIN STREET

City: CONWAY

State: SC

**Zip**: 29526

VIOL: 560 - Failure to Pay Traffic Ticket or Appear

Violation: 05/29/2018

Conviction: 08/29/2018

Phone No: 843 248 1765

ACD: D56 Conviction Loc Ref: 587

Conviction State: SC

Ticket#: 20180620054342 Recd: 11/16/2018 Post: 11/16/2018

Ticket#: 20180620054342

**Conviction Reference:** Court Type: UNKNOWN

SUSP: 097 - Failure to Pay Traffic Ticket

Suspension Beg: 12/06/2018

Causal: 05/29/2018

**Ticket Paid:** 

Suspension End: INDEFINITE

Post: 11/16/2018 Compliance Received:

ACD: D56 Court Name: CONWAY MUNICIPAL COURT

Court Address: 226 MAIN STREET

City: CONWAY

State: SC

**Zip:** 29526

Phone No: 843 248 1765

Motor Vehicles

copy of the original document on file with the South Carolina Department of Certified to be a true and correct

8/19/2019 11:08:20 AM

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Driver Services, Director

#### OFFICIAL 10 YEAR DRIVER RECORD

Customer No:

Name: BELLAMY, EMILY SHANTA

**Driver License No:** 

Ticket#: 20180620054347

VIOL: 403 - Owner Operating an Uninsured Motor Vehicle Violation: 05/29/2018 Conviction: 08/29/2018

Recd: 08/31/2018 Post: 09/10/2018

ACD: D36 Conviction Loc Ref:

**Conviction Reference:** 

Conviction State: SC

Court Type: MUNICIPAL COURT

SUSP: 043 - Owner Operating an Uninsured Motor Vehicle

Ticket#: 20180620054347

Special Driving Privilege: NONE Suspension Beg: 09/25/2018

Causal: 05/29/2018

Reinstatement Requirements Met: INDEFINITE

ACD: D36 Withdrawal Loc Ref:

Suspension End: INDEFINITE

Post: 09/10/2018

Reinstatement Fee Paid: N Withdrawal Reason Ref:

VIOL: 451 - Following too closely

Violation: 05/29/2018 Conviction: 08/29/2018

ACD: M34 Conviction Loc Ref:

Conviction State: SC

Ticket#: 20180620054349

Recd: 08/30/2018 Post: 08/31/2018

Conviction Reference:

Post: 07/12/2018

Post: 06/18/2018

Compliance Received:

Court Type: MUNICIPAL COURT

Suspension End: INDEFINITE

Reinstatement Fee Paid: N

Withdrawal Reason Ref:

Violation Points: 4 Current Points: 2

SUSP: 078 - FR Accident Suspension Beg: 08/26/2018

Accident: 05/29/2018

Reinstatement Requirements Met: INDEFINITE

ACD: D38 Withdrawal Loc Ref:

SR 22 Required Until:

Phone No: 843 545 3371

SUSP: 097 - Failure to Pay Traffic Ticket

Suspension Beg: 07/08/2018

Causal: 02/08/2018

**Ticket Paid:** 

ACD: D56 Court Name: CENTRAL TRAFFIC Court Address: 333 CLELAND STREET

City: GEORGETOWN

State: SC

Zip: 29440

Suspension End: INDEFINITE

560 - Failure to Pay Traffic Ticket or Appear Violation: 02/08/2018 Conviction: 04/17/2018

ACD: D56 Conviction Loc Ref: 521

Conviction State: SC

Ticket#: 20182390200322

Ticket#: 20182390200322

Recd: 06/18/2018 Post: 06/18/2018

**Conviction Reference:** Court Type: UNKNOWN

ACC: REPORTABLE Accident: 05/29/2018

Accident Case Number: 18573199

Accident Jurisdiction: SC Acc Loc Ref: SCHDPT

Contributed: Y

Posted: 06/07/2018

FR-10 Audit Number: U-321996

History: N

VIOL: 421 - Speeding 10-mph or less

Violation: 02/08/2018 Conviction: 04/17/2018

ACD: S51 Conviction Loc Ref:

Conviction State: SC

Ticket#: 20182390200322

Recd: 04/18/2018 Post: 05/07/2018

**Conviction Reference:** 

**Court Type: MAGISTRATE COURT** Violation Points: 2 **Current Points: 1** 

copy of the original document on file with the South Carolina Department of Motor Vehicles.

Driver Services, Director

Certified to be a true and correct

#### OFFICIAL 10 YEAR DRIVER RECORD

**Customer No:** Name: BELLAMY, EMILY SHANTA **Driver License No:** 

VIOL: 421 - Speeding 10-mph or less

Violation: 03/12/2016 Conviction: 04/14/2016

ACD: S51 Conviction Loc Ref:

Conviction State: SC

VIOL: 421 - Speeding 10-mph or less

Violation: 01/18/2016 Conviction: 02/15/2016

ACD: S51 Conviction Loc Ref:

Conviction State: SC

VIOL: 421 - Speeding 10-mph or less

Violation: 10/14/2014 Conviction: 12/03/2014

ACD: S51 Conviction Loc Ref:

Conviction State: SC

VIOL: 424 - Driving too fast for conditions - 10MPH or less Violation: 03/28/2014 Conviction: 05/06/2014

ACD: S94 Conviction Loc Ref:

**Conviction State: SC** 

ACC: REPORTABLE Accident: 03/28/2014

Accident Case Number: 14525212

Accident Jurisdiction: SC Acc Loc Ref: SCHDPT

Contributed: Y

Ticket#: 5102P0196679 Post: 06/07/2016

Recd: 05/19/2016 **Conviction Reference:** 

**Court Type: MAGISTRATE COURT Violation Points: 2 Current Points: 0** 

Ticket#: H581642

Recd: 03/11/2016 Post: 03/31/2016

**Conviction Reference:** 

Court Type: MAGISTRATE COURT **Violation Points: 2 Current Points: 0** 

Ticket#: G101192

Recd: 01/21/2015 Post: 01/27/2015

Conviction Reference:

**Court Type: MAGISTRATE COURT Violation Points: 2 Current Points: 0** 

Ticket#: G720617 Recd: 07/16/2014 Post: 07/25/2014

**Conviction Reference:** 

Court Type: MAGISTRATE COURT Violation Points: 2 **Current Points: 0** 

Posted: 04/02/2014

FR-10 Audit Number: E-616560

History: N

End of Report

Certified to be a true and correct copy of the original document on file with the South Carolina Department of Motor Vehicles.

Driver Services, Director

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## **EXHIBIT D**

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#### S.C. Department of Motor Vehicles Reinstatement Requirements

Customer No.: Name:

BELLAMY, EMILY SHANTA

Driver License No.:

Address: City:

CONWAY

State:

SC

Zip: 295274522

#### **Outstanding Fees:**

\$100.00 DL SUSPENSION REINSTATEMENT for Failure to Pay Traffic Ticket

\$100.00 DL SUSPENSION REINSTATEMENT for Failure to Pay Traffic Ticket

\$100.00 DL SUSPENSION REINSTATEMENT for Failure to Pay Traffic Ticket

\$550.00 REINSTATEMENT FEE - UNINSURED MOTORIST for UM-Uninsured Motorist Ticket

\$100.00 DL SUSPENSION REINSTATEMENT for Failure to Pay Traffic Ticket

\$200.00 REINSTATEMENT FEE PER DIEM FEE for Insurance Per Diem Fees Owed - License and Registration Stopped

\$155.00 REINSTATEMENT FEE PER DIEM FEE for Insurance Per Diem Fees Owed - License and Registration Stopped

Depending on Insurance, you may owe:

\$100.00 DL SUSPENSION REINSTATEMENT for Financial Responsibility Accident

\$550.00 REINSTATEMENT FEE - UNINSURED MOTORIST for Financial Responsibility Accident

#### Suspensions to be served:

Regular License Suspended

From 07/08/2018 until Requirements Met for Failure to Pay Traffic Ticket on 02/08/2018

From 08/26/2018 until Requirements Met for FR Accident on 05/29/2018

From 09/25/2018 until Requirements Met for Owner Operating an Uninsured Motor Vehicle on 05/29/2018

From 12/06/2018 until Requirements Met for Failure to Pay Traffic Ticket on 05/29/2018

From 12/06/2018 until Requirements Met for Failure to Pay Traffic Ticket on 05/29/2018

From 12/06/2018 until Requirements Met for Failure to Pay Traffic Ticket on 05/29/2018

#### Other requirements to be met before driving privileges will be granted:

COMPLIANCE FINE PAID FOR TRAFFIC TICKET

Multiple Financial Responsibility Requirements - please contact DMV for details

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Driver Services, Director

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## **EXHIBIT E**

VOID

NOTES

CITY/COUNTY: HORRY Form S-438 Rev. 09/2015 UNIFORM TRAFFIC TICKET STATE OF SOUTH CAROLINA **VERSUS** FIRST NAME MIDDLE NAME **EMILY** SHANTA **BELLAMY** STREET ZIP CODE STATE CONWAY sc 295274522 RIVER'S LICENSE NO SC YES XNO 1994 5'2" 171 **BLK BRO** VEH. LIC. NO. STATE sc FORD 2002 HAZ MAT. VEHICLE EMILY **SHANTA** BELLAMY STATE ZIP CODE LONGS SC 295688417 YOUR ARE SUMMONED TO APPEAR BEFORE THE TRIAL COURT TRIAL COURT TRIAL COURT CONWAY MUNICIPAL COURT 229 MAIN STREET DATE OF TRIAL IME OF TRIA 9:00 AM CONWAY 8/1/2018 SC 29526 VIOLATION SECTION NO Хио VIOLATION - COURT APPEARANCE REQUIRED 56-01-0190 OPERATING MOTOR VEHICLE WITHOUT LICENSE IN POSS AGENCY /CORP : CONWAY 5/29/2018 2:20 PM 0/0 Ю O VIOLATION LOCATION COUNT **SC 905 4TH AVE** 26 LAT 33.83428 -79.0513 **CONWAY** CCJA OFFICER NUMBE ARREST OFFICER NAME AND RANK OF ARI LONG L PO 3711-2308 g BAIL DEPOSITED DATE OF ARREST BOND AMOUNT REQUESTED NONE 5/29/2018 \$155.00 DATE BAIL REC'D. CASE MAGISTRATE BEFORE: MUN. COURT X CIRCUIT COURT FAMILY COURT FEDERAL COURT NAME OF TRIAL COURT IF DIFFERENT FROM ABOVE: CONWAY MUNICIPAL COURT COURT INFORMATION TRIAL BY: TRIAL JUDGE DEFENDANT: DID NOT APPEAR DISPOSITION DATE DISPOSITION 8/29/2018 NOLLE PROSSED Х CHARGE CONVICTED OF POSTED/ACTUA SPEED 56-01-0190 TRAFFIC / OPERATING MOTOR VEHICLE WITHOUT LICENSE IN NO Arrest As Result Of YES 6136 ANDY EDWARD HENDRIC 8/29/2018 TICKET # 20180620054342 Driver's Record Copy

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Driver Services, Director

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## **EXHIBIT F**

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Driver Services, Director

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## **EXHIBIT G**

VOID NOTES

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VEHICLE	EMILY						_		NTA	١								LLAMY	18
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2:19-cv-03083-RMG Date Filed 11/01/19 Entry Number 10-7 Page 3 of 3

Certified to be a true and correct copy of the original document on file with the South Carolina Department of Motor Vehicles.

Driver Services, Director

2:19-cv-03083-RMG Date Filed 11/01/19 Entry Number 10-8 Page 1 of 3

## **EXHIBIT H**

10/7/2019 Public Index Search



Case:

## Horry County Fifteenth Judicial Circuit Public Index



Horry County Home Page South Carolina Judicial Department Home Page SC.GOV Home Page

**Number:** 

**Switch View** The State of South Carolina VS Emily Shanta Bellamy **Conway Municipal** Case Number: 20180620054342 **Court Agency:** Filed Date: 05/31/2018 Court Traffic Case Type: Traffic Case Sub Type: Hendrick, Andy Disposition Hendrick, Andy Status: NRVC Assigned Judge: Edward Judge: Edward TIA Guilty Bench Trial **Disposition:** Fine Only Disposition 08/29/2018 **Date Received: Arrest Date:** 05/29/2018 Date: Law Enf. 2018011899 True Bill Date: No Bill Date: Case: **Prosecutor** Indictment Waiver Date:

<del>-</del>												
Probation Case:												
						1					_	
Case Pa												
Click the 🔀 icon	to show a	ssociated partic	es.				1		1		ı	
ı	Name			Address		Race	Sex	Year Of Birth	Party	Туре	Party Status	Last Updated
Bellamy, E	mily SI	nanta	29527-4522		vay SC	Black	F	1994	Defend	lant		05/31/2018
Bellamy, Emily 2509-Tra		1600 9Th A <sup>1</sup> 29526	venue Conway	SC				Office	•		05/31/2018	
Charge	S											
				rge Descriptio	n	Original (	harg	je Code	- Origir	ial Chai	rge Dis	position Date
			ffic / Opera icense in po	ting motor veh ssession	nicle 2	2509-Trai without li	fic / cens	Operati e in pos	ng mot session	or vehi	cle 08/	29/2018
Senten	cing											
And/Or	Des	scription	Amount Units Beg		Begi	n Date	eate End Dat		e Co	ompleti	on Date	Consecutive or Concurrent
	Fine			Amount								
Actions												
Nan	1e	D	escription	Туре	М	otion Ros	ter	Begi	n Date		pletion Date	Documents
Bellamy, E Shanta	mily	Crimin Court	al/Traffic	Event				08/29 09:00	/2018-	08/29 17:00	/2018-	
Bellamy, E Shanta	mily	Crimin Court	al/Traffic	Event				08/01 09:00	/2018-	08/01 17:00	/2018-	
Financi	als											
Financi	als				Sumn	nary						

10/7/2019

Public Index Search

		Costs		
Description	Cost Code	Amount	Charge Action	Disbursed Amoun
State Assessment	STAASM	\$59.83		\$0.00
Law Enforcement Funding Surcharge \$25	LEFSUR	\$25.00		\$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	\$7.52		\$0.00
Fine to General Fund	AFNEGF	\$62.65		\$0.00
		Payments		
Payment Date	Receipt Number	er Entered By	Transaction Type Code	Payment Amoun
None				

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## **EXHIBIT I**

10/7/2019 Public Index Search



# Horry County Fifteenth Judicial Circuit Public Index



Horry County Home Page South Carolina Judicial Department Home Page SC.GOV Home Page

**Switch View** 

	The State of So	outh Carolina	VS Fmily Sha	enta Bellan	nv	
Case Number:	20180620054347	Court Agency:	Conway Municipal Court	Filed Date:	05/31/2018	
Case Type:	Traffic	Case Sub Type:	Traffic			
Status:	NRVC	Assigned Judge:	Hendrick, Andy Edward	Disposition Judge:	Hendrick, Andy Edward	
Disposition:	TIA Guilty Bench Trial Fine Only					
Disposition Date:	08/29/2018	Date Received:		Arrest Date:	05/29/2018	
Law Enf. Case:	2018011899	True Bill Date:		No Bill Date:		
Prosecutor Case:		Indictment Number:		Waiver Date:		
Probation Case:						

_	
Caca	<b>Parties</b>

Click the 遂 icon to show associated parties.

Name	Address		Sex	Year Of Birth	Party Type	Party Status	Last Updated
Bellamy, Emily Shanta	Conway SC 29527-4522	Black	F	1994	Defendant		05/31/2018
Long, Logan D	1600 9Th Avenue Conway SC 29526				Officer		05/31/2018

Charges

Bellamy, Emily Shanta 2560-Traffic / Uninsured motor vehicle fee violation, 1st offense 2560-Traffic / Uninsured motor vehicle fee violation, 1st offense 08/29/2018	Name	Charge Code - Charge Description	Original Charge Code - Original Charge Disposition I	<b>Date</b>
	Bellamy, Emily Shanta	2560-Traffic / Uninsured motor vehicle fee violation, 1st offense	2560-Traffic / Uninsured motor vehicle 08/29/2018 fee violation, 1st offense	i

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	<b>Completion Date</b>	Consecutive or Concurrent
	Fine		Amount				

#### Actions

Name	Description	Туре	Motion Roster	Begin Date	Completion Date	Documents
Bellamy, Emily Shanta	Criminal/Traffic Court	Event		08/29/2018- 09:00	08/29/2018- 17:00	
Bellamy, Emily Shanta	Criminal/Traffic Court	Event		08/01/2018- 09:00	08/01/2018- 17:00	
Bellamy, Emily Shanta	Archived Faretta Warnings	Filing		07/27/2018- 00:00	08/29/2018- 00:00	
Bellamy, Emily Shanta	Archived Guilty Plea Information	Filing		07/27/2018- 00:00	08/29/2018- 00:00	

#### **Financials**

10/7/2019

			Summary		
FF 00					
55.00		Total Paid for fine/costs: \$0.00		Balance D	ue: \$355.00
			Costs		
Co	st Code	Amount		<b>Charge Action</b>	Disbursed Amount
nd AFN	IEGF		\$159.04		\$0.00
IASN	IVIC		\$19.08		\$0.00
\$25 LEF	SUR		\$25.00		\$0.00
State Assessment STAASM			\$151.88		\$0.00
		-	Payments		
Re	ceipt Nur	nber E	intered By	Transaction Ty Code	pe Payment Amount
-		•		•	-
	nd AFN m ASN 2 \$25 LEF STA	nd AFNEGF m ASMVIC e \$25  STAASM	nd AFNEGF m ASMVIC 1% e \$25  STAASM	Cost Code	Cost Code

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## **EXHIBIT J**

TIA Guilty Bench Trial



**Switch View** 

## Horry County Fifteenth Judicial Circuit Public Index



Horry County Home Page South Carolina Judicial Department Home Page SC.GOV Home Page

The State of South Carolina VS Emily Shanta Bellamy **Conway Municipal** Case Number: 20180620054349 Filed Date: **Court Agency:** 05/31/2018 Court Traffic Case Type: Traffic Case Sub Type: Hendrick, Andy Disposition Hendrick, Andy Status: NRVC Assigned Judge: Edward Judge: Edward

Disposition Date:

Date Received:

Law Enf. Case: 2018011899 True Bill Date: No Bill Date:

Prosecutor Case: Indictment Number: Waiver Date: Probation

Case:

**Disposition:** 

Case	e Parties

Click the icon to show associated parti							
Name	Address		Sex	Year Of Birth	Party Type	Party Status	Last Updated
Bellamy, Emily Shanta	29527-4522 Conway SC	Black	F	1994	Defendant		05/31/2018
Long, Logan D	1600 9Th Avenue Conway SC 29526				Officer		05/31/2018

Charges

Name	Charge Code - Charge Description	<b>Original Charge Code - Original Charge</b>	<b>Disposition Date</b>
	, ,	2510-Traffic / Following vehicle too closely	08/29/2018

Sentencing

And/Or	Description	Amount	Units	Begin Date	End Date	<b>Completion Date</b>	Consecutive or Concurrent	
	Fine		Amount					

#### Actions

Name	Description	Туре	<b>Motion Roster</b>	Begin Date	Completion Date	Documents
Bellamy, Emily Shanta	Criminal/Traffic Court	Event		08/29/2018- 09:00	08/29/2018- 17:00	
Bellamy, Emily Shanta	Criminal/Traffic Court	Event		08/01/2018- 09:00	08/01/2018- 17:00	

#### **Financials**

Summary							
Fine/Costs:	\$155.00	Total Paid for fine/costs:	\$0.00	Balance Due:	\$155.00		

10/7/2019

		Costs		
Description	Cost Code	Amount	Charge Action	Disbursed Amoun
Fine to General Fund	AFNEGF	\$62.65		\$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	\$7.52		\$0.00
Law Enforcement Funding Surcharge \$25	LEFSUR	\$25.00		\$0.00
State Assessment	STAASM	\$59.83		\$0.00
		Payments		
Payment Date	Receipt Numbe	er Entered By	Transaction Type Code	Payment Amoun
None		•		

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