



South Carolina Law Enforcement Division

P.O. Box 21398
Columbia, South Carolina
29221-1398

Henry D. McMaster, Governor

Mark A. Keel, Chief

Tel: (803) 737-9000

FOR IMMEDIATE RELEASE:
October 01, 2020

Contact: Tommy Crosby
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FORMER LAW ENFORCEMENT OFFICER CHARGED WITH MISCONDUCT IN OFFICE

Agents with the S.C. Law Enforcement Division today arrested a former law enforcement officer with the Marlboro County Sheriff's Office for illegally selling his agency issued TASER weapon.

Phillip Ryan Gardner, 38, was charged with Misconduct in Office.

SLED investigated the case at the request of the Marlboro County Sheriff's Office.

Gardner was booked at the Marlboro County Detention Center.

The case will be prosecuted by the Fourth Circuit Solicitor's Office.

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Warrant Attached

www.sled.sc.gov

ARREST WARRANT

2020A3410100291

STATE OF SOUTH CAROLINA

County/ Municipality of

Marlboro

THE STATE against

Phillip Ryan Gardner

Address: Bennettsville, SC 29512-

Phone: SSN: Sex: M Race: W Height: 5 10 Weight: 195

DL State: DL#: DOB: 1978 Agency ORI #: SCLED0000

Prosecuting Agency: State Law Enforcement Division

Prosecuting Officer: Eric J Johnson - S00327

Offense: Misconduct / Misconduct in office, malfeasance, misfeasance, or nonfeasance

Offense Code: 0819

Code/Ordinance Sec: 17-25-0030

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

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

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant Phillip Ryan Gardner on 10/17/2020

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions 105 Main Street Bennettsville, SC 29512

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STATE OF SOUTH CAROLINA) County/ Municipality of) Marlboro)

AFFIDAVIT

ORIGINAL

Form Approved by S.C. Attorney General April 21, 2003 SCCA 518

Personally appeared before me the affiant Eric J Johnson who being duly sworn deposes and says that defendant Phillip Ryan Gardner did within this county and state on or about 9/22/2020 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Marlboro) in the following particulars:

DESCRIPTION OF OFFENSE: Misconduct / Misconduct in office, malfeasance, misfeasance, or nonfeasance

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

ON SEPTEMBER 22, 2020, PHILLIP RYAN GARDNER DID COMMIT THE CRIMINAL OFFENSE OF MISCONDUCT IN OFFICE. WHILE EMPLOYED AS A CLASS 1 LAW ENFORCEMENT OFFICER WITH THE MARLBORO COUNTY SHERIFF'S OFFICE (MCSO), GARDNER DID INTENTIONALLY AND WILLFULLY PAWN HIS ISSUED TASER X26 WEAPON (S/N X1200A71E) FOR \$180 AT CAROLINA JEWELRY AND PAWN, WHICH IS LOCATED AT 11921 B MCCOLL ROAD, LAURINBURG, NORTH CAROLINA. GARDNER DID NOT HAVE AUTHORIZATION FROM ANY MARLBORO COUNTY OFFICIAL TO PAWN THE TASER. THIS WAS DONE IN VIOLATION OF THE SOUTH CAROLINA CODE OF LAWS.

Signature of Affiant

STATE OF SOUTH CAROLINA) County/ Municipality of) Marlboro)

Affiant's Address P. O. Box 21398 Columbia, SC 29221- Affiant's Telephone

ARREST WARRANT

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

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

on or about 9/22/2020 defendant Phillip Ryan Gardner did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Marlboro) as set forth below:

DESCRIPTION OF OFFENSE: Misconduct / Misconduct in office, malfeasance, misfeasance, or nonfeasance

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable

Sworn to and subscribed before me on 9/30/2020 Judge's Address P.O. Box 418 Bennettsville, SC 29512-

Signature of Issuing Judge (L.S.) Judge's Telephone (843)479-5620

Mia David Weaver) Issuing Court: X Magistrate Municipal Circuit

Judge Code: 7382

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