



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:

April 19, 2022

Contact: Renée Wunderlich

(803) 260-3020

rwunderlich@sled.sc.gov

SLED ARRESTS FORMER GAFFNEY POLICE OFFICER FOR ASSAULT AND MISCONDUCT

Agents from the South Carolina Law Enforcement Division (SLED) arrested former Gaffney Police Officer Johnny Miller, 63, today for Misconduct in Office and Assault and Battery 1st Degree following an incident on December 17, 2020. Details are in the warrants attached below.

The SLED investigation was requested by the Gaffney Police Department.

Miller was booked this morning at the Cherokee County Detention Center.

The case will be prosecuted by the South Carolina Attorney General's Office.

A copy of this news release is also on SLED's website: www.sled.sc.gov

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An Accredited Law Enforcement Agency



ARREST WARRANT

2022A1110100404

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Cherokee

THE STATE against

Johnny Wayne Miller

Address: [Redacted] Gaffney, SC 29340-5824

Phone: [Redacted] SSN: [Redacted]

Sex: M Race: W Height: 6 Weight: 274

DL State: SC DL #: [Redacted]

DOB: [Redacted] 1958 Agency ORI #: SCLED0000

Prosecuting Agency: State Law Enforcement Division

Prosecuting Officer: Michelle Q Rice-Johnson - S00644

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 Johnny Wayne Miller on 4/19/22 @ 9:05 AM

A. Dena Metzler Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions 125 E. Floyd Baker Blvd Gaffney, SC 29342

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Cherokee

Personally appeared before me the affiant Michelle Q Rice-Johnson who

being duly sworn deposes and says that defendant Johnny Wayne Miller

did within this county and state on or about 12/17/2020 violate the criminal laws of the

State of South Carolina (or ordinance of [X] County/ [] Municipality of Cherokee)

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:

That on December 17, 2020, in the county of Cherokee, one Johnny Wayne Miller did commit the crime of Misconduct / Misconduct in office, malfeasance, misfeasance, or nonfeasance in that he did while acting in his official capacity as police officer for the Gaffney Police Department, neglected to properly and faithfully discharge duties he has sworn to uphold while serving in his capacity as a public official by demonstrating a reckless disregard for the safety of [Redacted] when he used an excessive amount of force against [Redacted]. He entered [Redacted] home, grabbed [Redacted] by [Redacted] neck, placed [Redacted] face into the carpet, and placed his knee on [Redacted] neck which resulted in injuries to [Redacted]. [Redacted] yelled five or six times that [Redacted] could not breathe. [Redacted] suffered pain to [Redacted] neck in which [Redacted] was placed under doctor's care for acute muscle strain. Warrant is based on investigation by SLED and case # (34-20-0211).

Signature of Affiant

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Cherokee

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 12/17/2020 defendant Johnny Wayne Miller

did violate the criminal laws of the State of South Carolina (or ordinance of

[X] County/ [] Municipality of Cherokee) 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 4/18/2022

Signature of Issuing Judge (L.S.)

Robert Howell

Judge Code: 5882

Judge's Address Cherokee Magistrate's Court Gaffney, SC 29342

Judge's Telephone (864)487-2533

Issuing Court: [X] Magistrate [] Municipal [] Circuit

DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY

ARREST WARRANT

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STATE OF SOUTH CAROLINA

County/ Municipality of

Cherokee

THE STATE
against

Johnny Wayne Miller

Address: [Redacted]

Gaffney, SC 29340-5824

Phone: [Redacted] SSN: [Redacted]

Sex: M Race: W Height: 6 Weight: 274

DL State: SC DL #: [Redacted]

DOB: [Redacted] 1958 Agency ORI #: SCLED0000

Prosecuting Agency: State Law Enforcement Division

Prosecuting Officer: Michelle Q Rice-Johnson - S00644

Offense: Assault / Assault & Battery 1st degree

Offense Code: 3412

Code/Ordinance Sec: 16-03-0600(C)(1)

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

on 4/19/22 @ 9:03AM

A. Dena Metzler

Signature of Constable/Law Enforcement Officer

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General Sessions
125 E. Floyd Baker Blvd
Gaffney, SC 29342

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STATE OF SOUTH CAROLINA

County/ Municipality of

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DESCRIPTION OF OFFENSE: Assault / Assault & Battery 1st degree

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:

That on December 17, 2020, in the county of Cherokee, one Johnny Wayne Miller did intentionally commit battery upon victim, [Redacted], when he used an excessive amount of force against [Redacted]. He entered [Redacted] home, grabbed [Redacted] by [Redacted] neck, placed [Redacted] face into the carpet, and placed his knee on [Redacted] neck which resulted in injuries to [Redacted] yelled five or six times that [Redacted] could not breathe. [Redacted] suffered pain to [Redacted] neck in which [Redacted] was placed under doctor's care for acute muscle strain. Warrant is based on investigation by SLED and case # (34-20-0211).

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

Cherokee

Affiant's Address P. O. Box 21398

Columbia, SC 29221-

Affiant's Telephone _____

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Robert Howell (L.S.)

Signature of Issuing Judge

Robert Howell

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Judge's Address Cherokee Magistrate's Court

Gaffney, SC 29342

Judge's Telephone (864)487-2533

Issuing Court: Magistrate Municipal Circuit