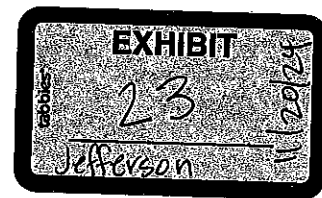


JUDICIAL MERIT SELECTION COMMISSION

In the Matter of: Judge Deadra L. Jefferson

Candidate for Re-Election Circuit Court Judge

Response to Complaint of Reverend Monsignor Edward D. Lofton



1. The Court's bond docket was scheduled to commence at 1:30 p.m. on July 15, 2024.
2. Court commenced at 1:30 p.m. on July 15, 2024 in Courtroom B.
3. The July 15, 2024 Bond docket consisted of fourteen (14) cases. (Exhibit 1, July 15, 2024 Bond Docket).

While waiting I began my bond docket and completed the other bond hearings listed on the docket. It would have not been practicable to have the other cases and attorneys waiting in anticipation of changing courtrooms. I had completed the other matters when notified we could move to Courtroom E. As soon as notified we moved courtrooms.

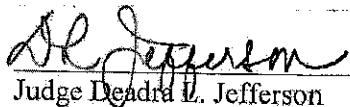
I am at a loss as to why those in attendance were notified to attend at 12:30 p.m. in advance of the hearing. I have to assume Defense counsel gave them those instructions. The attorneys were advised of the necessity to change courtrooms and the delay due to the other proceeding. I cannot account for why those in attendance were not updated with this information.

Mr. DeLustro is indicted on the offenses of Murder (Indictment #: 2024-GS-08-02283) and Kidnapping (Direct Indictment #: 2024-GS-08-02285) alleged to have been committed on March 20, 2024 in the parking lot of the Chick fil A located at 1312 North Main Street, Summerville, SC located in Berkeley County S.C.

4. Upon entering the courtroom, as the court reporter was setting up her equipment, I explained to those in attendance the reasons for the delay in transitioning from one courtroom to another, apologized, explained that the timing of the transition was beyond our control as we could not transfer courtrooms until the previous Judge concluded their proceedings, and advised that we would begin as soon as the court reporter had completed setting up her equipment. I further explained that due to the size limitations of Courtroom B (capacity of 15-20), due to the large number of those attending (approximately 42: 30 for the Defense and 12 for the State- Exhibit 2, Email confirming the anticipated number of attendees) and security protocol the hearing could not have proceeded in the courtroom B. I further explained that we could not start in Courtroom B at 1:30 as planned because the Judge using that courtroom had not concluded their proceedings and that as soon as notified we changed from Courtroom B to Courtroom E. I can only assume this portion of my comments were not captured by the court reporter because she was setting up her equipment.

5. I do not wear a blond wig and therefore, did not adjust one. I do not attend to or engage in personal grooming in the Courtroom. I concede it may have been necessary to clean my glasses. However, cleaning one's glasses is not disrespectful or condescending behavior. For anyone who has ever dealt with plastic lenses I am sure they have to do the same multiple times during the course of the day.
6. All detainees are placed and seated in the jury boxes of each courtroom. The court does not direct this. Detainees being placed in the jury box is a part of the standard operating procedure and security protocol of the Alvin S. Glenn Detention Center and the Berkeley County Sheriff's Office. Mr. DeLustro was seated in the jury box by the security staff pursuant to this protocol. Upon entering the courtroom and noticing that Mr. DeLustro was in the jury box I directed that he be placed at counsel table with his attorney. (Exhibit 3, Tr. p. 4, ll. 2-13.)
7. The Defense was provided a full opportunity to present their motion. The hearing began at 4:05 p.m. and concluded shortly after 5 p.m. Defense counsel initially spoke from 4:05 p.m. to 4:50 p.m. (Tr. p. 4, l. 4 – p. 28, l. 9). Defense counsel was advised that he could have his witnesses speak and that the Court had read their submissions on behalf of Mr. DeLustro. (Tr. p. 26, l. 25 – p. 27, l. 15). The State made their presentation for less than 10 minutes (Tr. p. 28, l. 11 – p. 34, l. 18). Defense counsel was then given the additional opportunity to speak and present anything further (Tr. p. 34, l. 19). Defense counsel could have presented any additional statements but declined to do so. (Tr. p. 34, l. 19-23). The Court advised the parties that it had to balance the parties competing interests and make sure that all were given an adequate opportunity to present their positions in the time allotted. (Tr. p. 28, l. 14 – p. 29, l. 4).
8. I advised the parties that the clerk of court's office and the Berkeley County Bar requested that the hearing be concluded by 5:00 p.m. because the Berkeley County Bar had an event scheduled for Courtroom E at 5:00 p.m. I did not have an event scheduled. In spite of their request, I did not eclipse the presentation of either party and in fact gave each an additional opportunity to make any further presentations prior to concluding the hearing. (Tr. p. 16, l. 11-16; p. 34, l. 14-19).
9. At the conclusion of the proceedings I advised the parties that I was taking the matter under advisement and that I wanted to reread and rewatch all of the submissions in light of the arguments. (Tr. p. 38, l. 16-20). I anticipated that I would issue an order sometime during the week. That was not a definitive promise. I received a full binder of 3 inches of material from the defense, 2 videos and other submissions. (Exhibit 4, DeLustro Index of Bond Hearing Submissions). I had a full week of matters Tuesday, July 16th through Friday, July 19th that required my attention. The following week of July 22nd I had a full General Sessions docket in Charleston County. After reviewing the matter, as indicated, I rendered a timely decision on July 26, 2024. The order was mailed to Moncks Corner to the Clerk's office for filing on July 26, 2024. The Clerk of Court filed the Order on August 8, 2024. (Exhibit 5, Bond Order dated July 26, 2024). I cannot account for their delay in processing the Order. I am told that there are significant delays statewide being encountered as a result of the USPS. An Amended Bond Order was signed on September

- 16, 2024, pursuant to a Motion for Reconsideration received September 4, 2024. (Exhibit 6, Amended Bond Order). An Order Denying Defendant's Motion to Amend Bond Order and Provide Specific Findings of Fact was signed September 16, 2024 and filed on October 7, 2024. (Exhibit 7, Order Denying Defendant's Motion to Amend Bond Order and Provide Specific Findings of Fact). Any delay in issuing an Order inured to Mr. DeLustro's benefit as it afforded the Court the opportunity to review the submissions and reflect regarding an appropriate decision on the merits of the matter. As a matter of course, Judges are afforded at a minimum a thirty (30) day window to render decisions. Decisions that are thirty (30) days and older are required to be reported to court administration on a Judges matter under advisement reporting which court administration monitors for timely completion.
10. At no time during the proceedings did the solicitor, Scarlett Wilson, raise her voice to the Court or opposing counsel. (Exhibit 3, Tr. p. 34, l. 24-25 through p. 35, l. 3).
 11. All parties were treated with courtesy, respect and impartiality during the proceedings as is evinced by the transcript. (Exhibit 3, July 15, 2024 Transcript of the proceedings).
 12. The Court gave deference and reviewed all materials submitted including videos. In this case there were 2 videos the Court was provided and reviewed in advance of the hearing. (Exhibits 8, Peter Brown eye witness video of the event and Exhibit 9, SLED video of Pilar DeLustro).
 13. I attempted to retrieve the courtroom video of the proceedings. The video is no longer available. The videos are maintained for a period of thirty (30) days. My request exceeded the thirty (30) day window and as a result the video no longer exists.
 14. The Defense submitted a voluminous mitigation package to the Court on Thursday, July 11, 2024. Likewise, the State also submitted its materials for the hearing. I reviewed all materials submitted in advance of the hearing. The letters which were submitted by Defense Counsel as part of its mitigation package, reviewed in advance of the hearing, and considered following the hearing are attached: Rev. Monsignor Edward D. Lofton (Exhibit 10), Rev. Rich Robinson (Exhibit 11) and Rev. Raymond Carlo (Exhibit 12).
 15. Bond hearings are scheduled to begin at 1:30 p.m. and conclude by 5:00 P.M. with fifteen (15) minutes allotted for each hearing. Had Mr. DeLustro's bond gone first as contemplated his hearing would have been confined to the fifteen-minute time limit. Any delays inured to his benefit as it afforded his hearing a much-expanded time of one (1) hour to be heard. His hearing was afforded more time than any other hearing scheduled for the 15th.
 16. A media listing concerning this case has been attached to provide some context for the matter. (Exhibit 13, DeLustro Media listing).

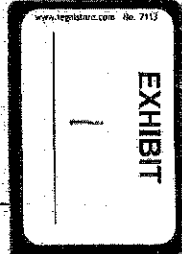


Judge Deadra L. Jefferson
100 Broad Street
Charleston, SC 29401
843.958.5147

Sworn to me this 5th day of November, 2024


Notary Public of South Carolina

My Commission Expires: July 22, 2033



Berkeley County 9th Judicial Circuit - Roster Details
General Sessions Plea/Motion Docket for 7-15-2024 Term of Court

Court Agency: General Sessions Judge: Jefferson Roster of: 205
 Roster Type: Plea Docket/Motions Roster Begin Date: 07/15/2024 Roster End Date: 07/19/2024
 Number of cases = 133

#	Case Number	Defendant	Prosecuting Attorney	Defendant Attorney	Filed Date	Indictment Number	Charge	Status	Notes	Arrest Date	Sub Type
1	2024A0810200691	Anthony Delucio	Anne Miller Williams (843) 719-4533 Scarlett Anne Wilson (843) 958-1900	V. Joseph Carverella (843) 720-7470	04/11/2024	2024GS0802283	Murder / Murder	Pending	Manday July 15, 2024 1:30PM First Matter Bond Setting	04/10/2024	
2	2023A0810200656	Jaden Thomas Jack Hord	Megress, A. Young (843) 719-4529	Perrett O'Reilly (843) 790-8771	08/01/2023		BUI / Felony Drug Under Influence (local results)	Pending	Bond Motion to Revoke	05/31/2023	
3	2023A0802000326	Lyva Marjann Foster	Kawohlukapulani Schlaumburg Monts (843) 719-4529	Graet Bradley Smealone (843) 808-2100	05/10/2023	2023GS0802315	Weapons / Use of firearm while under influence of alcohol or drugs	Pending	Bond Rev	05/09/2023	
4	2024A0810200622	Laroya Santana Ramirez Morby	Juiri Rochester (843) 719-4529	Melissa White Gay (843) 389-7997	02/05/2024	2024GS0810910	Assault / Assault	Pending	Bond Motion to Revoke	02/02/2024	
5	2024A0810200328	Jeffery Alexander Dingle	Benjamin A. Dennis (843) 719-4529 Kamila Szymozynska-Sas (843) 719-4529	James Todd Rutherford (803) 256-3003	05/24/2021	2023GS0802479	Drugs / Poss. of narc. in Schedule II(b) LSD & Schedule II - Defense	Pending	Motion to Settle to Revoke	05/23/2021	
6	2023A0810200685	Adrienne Nicole Lambright	Rachel Huddleston (843) 719-4529	Gregory Kenneth Vero (843) 571-4300	04/13/2023		Resisting / Assault / Poss. of weapon / Poss. of narc. in Schedule II(b) LSD & Schedule II - Defense	Pending	Bond Revocation	04/12/2023	
7	2023A0810200215	Jerome Andrew Brown	Michael E Searist (843) 719-5036	Samuel Christopher Snodden (843) 899-2777	12/07/2023	2024GS0802666	Burglary / Burglary (Non-Violent) - Second degree	Pending	Bond Reconsideration	12/06/2023	
8	2023A1020106307	Alexander Vernon Coatsley	Olivia Hassler Lynch (843) 719-4529	Daniel Nays Sorenson (843) 871-0899	09/28/2023		Slang / Slang	Pending	Motion to Modify Bond	08/29/2023	
9	2022A0820500022	Rodney Neil Smith	Olivia Hassler Lynch (843) 719-4529	Jason C. Blythe (843) 899-2777	02/07/2022	2024GS0800311	Weapons / Pointing and presenting firearms at a person	Pending	Bond Revocation	02/04/2022	
10	2022A0820900074	Herry Eugene Phillips	Olivia Hassler Lynch (843) 719-4529	Keshia V. White (843) 899-2777	11/30/2022		Burglary / Burglary (After June 20 - 95% Fel degree)	Pending	Bond Revocation	11/29/2022	
11	2022A0810201836	Altony Brooks	Michael Thomas Spears (843) 871-2840	Cameron Jane Brazner (843) 958-1870	09/28/2022	2023GS0800246	Traffic / Habitual Traffic Offenders, DUS as per Habitual Traffic Offender status	Failure to Comply		09/27/2022	
12	2021A0810300198	Declan Kenneth Floyd	Olivia Hassler Lynch (843) 719-4529	Geoffrey Benjamin Bishop III (843) 719-2899	02/04/2024	2024GS0800098	Possession of Methamphetamine 3rd offense or SIB	Pending	Bond Revocation	02/03/2024	
13	2023A0810200208	Christopher Ra Sean Davis	Michael E Searist (843) 719-5036		12/05/2023		Weapons / Possession of Firearm or Ammunition by	Pending	Bond Revocation	12/04/2023	

Berkeley County 9th Judicial Circuit - Roster Details
General Sessions Plea/Motion Docket for 7-15-2024 Term of Court

Court Agency: **General Sessions** Judge: **Jefferson** Roster End Date: **205**
 Roster Type: **Plea Docket/Motions** Roster Begin Date: **07/15/2024** Roster End Date: **07/19/2024**
 Number of cases = 123

#	Case Number	Defendant	Prosecuting Attorney	Defendant Attorney	Filed Date	Indictment Number	Charge	Status	Notes	Arrest Date	Sub Type
4	2023A0820300105	Antonio Leonard Smalls	Karla Sorenson (843) 719-4529	Wesley White (843) 888-9907	07/26/2023	2024GS0800026	person convicted of violent felony	Pending	Bond Revocation	07/09/2023	
15	2023A0810200261	Chet Avin Williams	Michael E Societ (843) 719-5036	Taylor Jane Estes (843) 899-2777	03/15/2023	2024GS0800005	Drugs / Trafficking in meth, or cocaine base - 10.0g or more, but less than 28 g - 1st offense	Pending	Bond Revocation Monday PM Final Matter	02/14/2023	
16	2023A0810300730	Ronald Eugene Phillips Jr	Colina Hesse (843) 719-4529	Wesley Scott (843) 899-2777	08/17/2023	2024GS0800112	PVID/Methamphetamine	Pending	Tuesday July 16, 2024 9:50 AM FLS	08/10/2024	
17	20230220030300	Shintoun Tyrell Watson	Jonathan Brooks Newton (843) 719-4529	Ashley B. Cornwell (843) 595-0003	12/13/2023	2024GS0800125	Traffic / Failure to stop for a blue light no injury or death - 1st offense	Pending		12/12/2023	
18	2024A1320500268	Loren Anderson	Jonathan Brooks Newton (843) 719-4529	Ashley B. Cornwell (843) 595-0003	03/28/2024	2024GS0801342	Drugs / Manufacture distribute of cocaine base 1st	Pending		02/27/2024	
19	2023A0820300268	Johnastia Sherice Nelson	Jonathan Brooks Newton (843) 719-4529	Corey Allen Hughes (843) 899-2777	11/03/2023	2024GS0800043	Drugs / Possession of cocaine 1st offense	Pending		11/02/2023	
20	2023170035238	Matthew Allen Fisher	Karla Blackley Donato (843) 719-4529	Wesley Scott (843) 899-2777	07/19/2023		Traffic / Manufacture distribute of cocaine base 1st offense	Pending	Motion to Be Relieved	07/17/2023	
21	2023A0820500095	Tyrike K Yaun Walker	Karla Blackley Donato (843) 719-4529	Stevie Christopher Davis (843) 761-7727	08/17/2023		Weapons / Pointing and presenting firearms at a Person	Pending		08/20/2023	
22	2022A0820500214	Jill Beulente Bowers	William Hart Mabe (843) 719-4529	Joseph Cole (843) 412-1240	08/25/2022		Drugs / Manufacture meth 1st	Pending		08/22/2022	
23	20230220915740	Guillermo Carrero, Jr	Karla Blackley Donato (843) 719-4529	Robert Lee Gathard (843) 329-4015	04/27/2023		DUI / Driving under suspension, license suspended for DUI - 2nd offense	Pending	Motion to Be Relieved/ Plea	04/27/2023	
24	2023A0810300622	Arthur White	Michelle Nicole Hart (843) 719-4529	Wesley White (843) 899-2777	07/16/2020	2022GS0800026	Traffic / Driving 10g or more but less than 28 g 2nd offense	Failure to Comply		07/15/2020	
25	2023A0820300276	Tierra Vanessa Cary	Jonathan Brooks Newton (843) 719-4529	Corey Allen Hughes (843) 899-2777	11/27/2023	2024GS0800080	Traffic / Failure to stop for a blue light, no injury or death - 1st offense	Failure to Comply		11/23/2023	
26	2023A0820300267	Kelvin Edwin Jordan	Jonathan Brooks Newton (843) 719-4529	Corey Allen Hughes (843) 899-2777	11/03/2023	2024GS0800004	Drugs / Possession of Cocaine 1st offense	Pending		11/02/2023	
27	2022A0820500182	George Nathaniel	Karla Blackley	Stevie Christopher Davis (843) 761-7727	08/09/2022		Assault / Assault &	Pending		08/08/2022	

Jefferson, Deadra L. Secretary (Chanda C. Sheppard)

From: Wilson, Scarlett A.
Sent: Thursday, July 11, 2024 4:28 PM
To: Joseph Cannarella; Dupree, Leah G.; Jefferson, Deadra L. Law Clerk (Tyra Roberts); Jefferson, Deadra L. Secretary (Chanda C. Sheppard)
Cc: Morgan Altman; Heather C. Hill; Receptionist Desk; Joseph Kirkpatrick
Subject: Re: State v. DeLustro

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Thank you, Joseph. I anticipate 12 members of the Victims family to appear.

SW



Scarlett A. Wilson

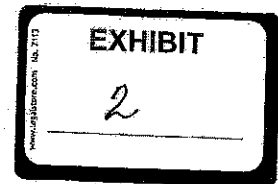
Solicitor

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Charleston, SC 29401

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e: wilsons@scsolicitor9.org | web: www.scsolicitor9.org



From: Joseph Cannarella <jcannarella@savlaw.com>
Sent: Thursday, July 11, 2024 4:10:28 PM
To: leah.dupree@berkeleycountysc.gov <leah.dupree@berkeleycountysc.gov>; Jefferson, Deadra L. Law Clerk (Matthew Chalfant) <DJeffersonLC@sccourts.org>; Jefferson, Deadra L. Secretary (Chanda C. Sheppard) <DJeffersonSC@sccourts.org>
Cc: Scarlett Wilson <wilsons@scsolicitor9.org>; Morgan Altman <maltman@savlaw.com>; Heather C. Hill <heather@savlaw.com>; Receptionist Desk <Receptionist@savlaw.com>; Joseph Kirkpatrick <jkirkpatrick@savlaw.com>
Subject: State v. DeLustro

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Good afternoon,

I hope everyone has had a great week thus far. This case is scheduled for a bond hearing on Monday, 7/15, at 1:30pm. Solicitor Wilson and I have discussed the likely presence of media as well as a large number of supporters for Mr. DeLustro (30 or more but could be less). Given the number of cases on Monday's docket and out of respect for the court/courthouse, I wanted to make you aware in case advance preparations are necessary. Thank you all for your time. Have a great afternoon.

State of South Carolina
County of Berkeley

STATE OF SOUTH CAROLINA,

Plaintiff,

vs.

ANTHONY DELUSTRO,

Defendant.

) Court of General Sessions
) Ninth Judicial Circuit
)

) Case Numbers:
) 2024-GS-08-02283
) 2024-GS-08-02285
)

) BOND HEARING
)

) TRANSCRIPT OF RECORD
)

July 15, 2024
Moncks Corner, South Carolina

B E F O R E:

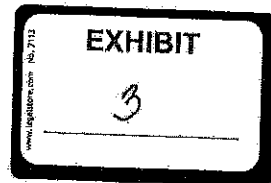
The Honorable Deadra L. Jefferson

A P P E A R A N C E S:

MS. SCARLETT WILSON,
Ninth Circuit Solicitor,
for the Plaintiff;

MR. V. JOSEPH CANNARELLA,
Attorney at Law,
for the Defendant.

Jamie Bickett
Official Court Reporter



1 (The following proceedings were had in open court.)

2 THE COURT: This is the State of South Carolina versus
3 Anthony DeLustro, warrant 2024 ending in 681, indictments
4 2024-GS-08-2283 and 2285. A motion to set bond was filed on
5 June 3 of 2024 by Mr. Cannarella, who represents the
6 defendant.

7 And I assume you received copies of those, Ms. Wilson?

8 MS. WILSON: Yes, ma'am.

9 THE COURT: And the defendant appeared before Judge
10 Housand on 4/10 of 2024 on the offense of murder. Bond was
11 denied.

12 And what are the other two charges he has pending?
13 Because I don't have any other documents on bond, and I need
14 them.

15 MS. WILSON: It's just one other charge, your Honor,
16 attempted kidnapping. That was a direct indictment.

17 THE COURT: Okay. That would explain why I don't have
18 any bond paperwork. And so no bond has ever been considered
19 or set on that, correct?

20 MS. WILSON: That's correct. And I believe on the
21 murder charge, Judge Housand wouldn't have had
22 jurisdiction --

23 THE COURT: Exactly.

24 MS. WILSON: -- to set bond at all.

25 THE COURT: Well, they would have still -- you know, I

1 still would have had paperwork and it would have said no
2 bond.

3 So 2024-GS-08-2283, which offense is that?

4 MS. WILSON: 83 is the murder charge.

5 THE COURT: And then the 85 is the kidnapping?

6 MS. WILSON: Attempted kidnapping.

7 THE COURT: Attempted kidnapping.

8 MS. WILSON: Yes, ma'am.

9 THE COURT: And that was the direct indictment?

10 MS. WILSON: Yes, ma'am.

11 THE COURT: And the murder has been indicted?

12 MS. WILSON: Yes, ma'am.

13 THE COURT: And on what date was that? Actually, I
14 probably have a copy of it.

15 No, I don't.

16 CLERK OF THE COURT: 5/22.

17 MR. CANNARELLA: May 22.

18 THE COURT: 5/22? Thank you.

19 And that was indicted on 5/22 of 2024.

20 And for the benefit of the parties, the videos that you
21 all have provided to the Court in advance, I have reviewed
22 them prior to our proceedings on today.

23 Mr. Cannarella, this is your motion. However, I'd like
24 some preliminary information from the State.

25 Does the defendant have any record?

1 MS. WILSON: No, ma'am.

2 THE COURT: All right. Mr. Cannarella, where's your
3 client?

4 MR. CANNARELLA: Judge, he's in the jury box. I didn't
5 know if you --

6 THE COURT: Oh, yeah.

7 MR. CANNARELLA: -- wanted him at the podium.

8 THE COURT: He can come sit with you.

9 MR. CANNARELLA: Okay.

10 THE COURT: If you all would -- I apologize. I didn't
11 notice that or I would have had him brought over earlier.

12 MR. CANNARELLA: Thank you, Judge.

13 THE COURT: You're welcome.

14 MR. CANNARELLA: May it please the Court?

15 THE COURT: Yes, sir. You may proceed.

16 MR. CANNARELLA: Your Honor, I think it's probably best
17 that I -- I'm just going to go through the factors under
18 17-15-30, your Honor --

19 THE COURT: Yes, sir.

20 MR. CANNARELLA: -- just so you can know how to follow
21 along with me.

22 Judge, this is Mr. Anthony DeLustro. His family
23 history, your Honor, he's 65 years of age. He was born and
24 raised in New York in 1965. Judge, he's got a mother and a
25 father, obviously. His father Frank passed away in 1995.

1 His mother, Judge, is still living at the age of 98. She is
2 actually living up in New York with Mr. DeLustro's older
3 sister.

4 His brother Frank is a resident of the upstate of South
5 Carolina. They could not be with us today, Judge. He is in
6 New York as we speak taking care of his mother and his
7 sister, both of whom are suffering from medical conditions.
8 And in fact, Judge, they at this time do not -- they are not
9 aware of what has happened with Mr. DeLustro because of his
10 mother's age and the fear of what may happen if she were to
11 be made aware of his situation at this time.

12 Judge, he's a graduate of Calhoun High School in New
13 York. He did several years at St. Joseph's and Farmingdale
14 Tech. After college -- he did not finish college, but after
15 he got several credits in college, numerous, he was hired at
16 the age of 21 by the NYPD. And Judge, that was around 1980.

17 Several years after that, he married his first wife
18 Valerie. They had a child by the name of Gina. She's
19 actually a lawyer up in New York, Judge. For a few years,
20 the marriage went well. Eventually they divorced. They
21 separated. The relationship was strained. And Judge,
22 unfortunately, Mr. DeLustro has not had a lot of contact, if
23 any, with his oldest daughter Gina, who is still living in
24 New York.

25 After that divorce or sometime during the separation.

1 phase, Judge, Mr. DeLustro met his now current wife, who he's
2 been married to since 19-- in the 1980s, Judge. They've
3 been married for over two decades. Pilar, she's in the
4 courtroom today behind me.

5 Judge, when they married, they had two children, one by
6 the name of Kristina. Kristina was the oldest of the two
7 kids that they had together. And Judge, she was born with
8 Down syndrome. The second daughter that they had two years
9 later -- er, yeah, two years later was Denise. Denise is
10 here actually in Summerville, where she lives locally since
11 they have moved to South Carolina.

12 Which brings me to my next point, Judge. In '03 --
13 2003, the family decided to pick up and move to South
14 Carolina after Mr. DeLustro retired from the NYPD. When they
15 moved to South Carolina, Judge, they bought a home in
16 Summerville. I asked Mr. DeLustro why he chose South
17 Carolina. He tells me that he chose South Carolina because
18 he loved the area. That's where his brother lived. His
19 brother lived in Charleston when he was still an active
20 immunologist, now retired.

21 So they came to South Carolina with both of their
22 children, Denise and Kristina. I believe that Kristina was
23 around the age of 15 and Denise was around the age of 12.
24 They moved to Summerville. They got them enrolled in private
25 schooling, Judge. They did everything necessary that they

1 needed to as parents to allow those children to have the best
2 life that they possibly could.

3 Judge, in 2010, when Denise, the youngest child --
4 daughter of Mr. DeLustro and Pilar, when -- in 2010 when she
5 was 19, they had Sophia, who is Mr. DeLustro's oldest
6 granddaughter. In 2013, Denise had Mikayla, who is
7 Mr. DeLustro's youngest granddaughter. Judge, at this time
8 period, the whole entire family was living together in
9 Summerville. Mr. DeLustro and his wife took care of the
10 entire family, raised everybody, raised the grandchildren,
11 raised their two daughters, provided for them.

12 Around 2013, Judge, after Mikayla was born, the youngest
13 granddaughter, Denise decided to move out of the home, I
14 believe somewhat probably at the direction of her father and
15 her mother, to get out on her own. She was in her 20s at
16 that point. Mr. DeLustro bought her a home in Summerville
17 and moved into that home.

18 You're probably wondering why I'm going through all
19 this, Judge, but it's all going to tie into why we are here
20 today.

21 In 2018, Judge, there was a collision. Denise was in
22 the car with Mikayla, and she rolled the car, DUI, substance
23 use. Mikayla was rushed to the hospital. There were no
24 injuries, but of course, you can imagine the traumatic event
25 that took place in 2018.

1 In 2019 -- well, let me back up. Mr. DeLustro hired a
2 DUI lawyer to represent his daughter. He paid for her
3 classes -- alcohol classes. He transported her to work. He
4 transported her to the lawyer. He transported her to the
5 grocery store. All while him and his wife were taking care
6 of the grandchildren and their other daughter Kristina.

7 In 2020, Judge, there was a petition made to the family
8 court locally -- I believe in Dorchester County -- for the
9 grandparents to take custody of the two grandchildren. That
10 petition was granted. Joint custody was given, but the
11 grandparents were given physical custody.

12 At that time Denise had two more children. And as you
13 can imagine, the relationship between Denise and her two
14 parents was extremely strained. Yet Pilar, who is, as I've
15 noted, here today, brought those other two children in and
16 cared for them.

17 Judge, in 2021, a year or so after COVID hit,
18 Mr. DeLustro and his daughter Kristina were admitted into ICU
19 at Roper, diagnosed with COVID. Mr. DeLustro was two doors
20 down, maybe three doors down the hall. His wife couldn't see
21 Kristina. She died alone in her hospital bed, Judge, in July
22 of 2021. And I provided the Court with that obituary.

23 The family, Judge, ever since Mr. DeLustro was born,
24 they have been devout Catholics. They are devout Catholics
25 to this day. I talked to his brother Frank a good bit about

1 this, and he tells me that Mr. DeLustro -- Tony -- who I call
2 Tony, Anthony DeLustro -- but Tony fell off the map a little
3 bit when he came to South Carolina with religion.

4 But he got back involved, Judge. They sent both the
5 grandchildren to Catholic school. They've been there since
6 4K. Summerville Catholic, 4K and 5K. They were members of
7 St. Theresa before they changed over to St. Joseph's.

8 While at St. Theresa, the girls -- the grandchildren
9 were baptized. They were confirmed. ~~Pilar's been confirmed.~~
10 And Judge, I provided to you an annulment letter from a
11 church in New York because Mr. DeLustro is trying to go
12 through the annulment process simply so he can be confirmed
13 through the Catholic church at St. Joseph's.

14 I know there has been some interviews and some talk from
15 SLED and the State about why he chose the church where I
16 believe his former wife still goes. That's because that was
17 the suggestion of the church here in Summerville. It wasn't
18 for him or by him.

19 Judge, I want to move into his employment history.

20 In 1980 he was hired by the NYPD at the age of 21. He
21 graduated the NYPD. He received numerous awards throughout
22 his career. He was cop of the month several times,
23 distinguished duty awards, numerous commendations, photos
24 with the Honorable Andrew Cuomo, who eventually became the
25 governor. I've provided the Court with those photos and

1 awards.

2 On 9/11, Judge, he was scheduled to work a 4-12. He got
3 called in before he went to work when the two Twin Towers
4 fell. He was on ground zero there when Building 7 collapsed.
5 He saw it all. He rushed into the buildings. He searched
6 for people. He searched for victims. He saved people. He
7 cleared buildings. And then after that, Judge, he was
8 assigned for months on end to what they called the fresh kill
9 landfill on Staten Island where he sifted for remains for
10 months.

11 Twenty-three years of honorable service to the NYPD. I
12 know there's been media claims that there had been issues at
13 the NYPD, but Judge, he retired in good standing.

14 THE COURT: I don't listen to the media. I don't read
15 it. I don't watch it.

16 MR. CANNARELLA: Well --

17 THE COURT: I don't watch the local news for this very
18 reason. No aspersions on them, but I like to come to a case
19 with a fresh mind.

20 MR. CANNARELLA: Yes, your Honor.

21 THE COURT: So I don't read newspaper articles and I
22 don't watch any local media reports about any case that could
23 possibly be pending before this Court. So if any such
24 representations have been made, I am clueless because I have
25 not seen nor heard them.

1 MR. CANNARELLA: Yes, your Honor, which is why I brought
2 it to your attention.

3 The last seven years of his service, Judge, he was a
4 sergeant with the NYPD. And I'm not going to disclose on the
5 record today, but he oversaw numerous detectives, several
6 undercovers. He was responsible for millions of dollars in
7 seizures associated with criminal activity in the city of New
8 York. And what I was going to point out earlier, Judge, is
9 that when he retired from the NYPD, he couldn't have retired
10 if he wasn't in good standing.

11 In 2003 when he moved here, he started the path of seven
12 law enforcement officer jobs, Judge, in South Carolina. And
13 people probably wonder, Why so many jobs? Why four, five,
14 six jobs? Well, if you take a look at the reasons why he
15 left each of those jobs, he couldn't find the right fit,
16 Judge.

17 He started at Trident Tech in 2003. He was there for
18 several years. He didn't agree with their program and some
19 of the things that he was being told to do, so he wanted to
20 go back on patrol. He went to Summerville in '07. He was
21 there for two years. There are comments about him being an
22 experienced police officer, very good dealing with the
23 public. He left Summerville in '09 looking for more pay.

24 In 2009 he worked at the College of Charleston Police
25 Department. He was there for several years. He left there

1 again because he wanted to go back on the road. He didn't
2 enjoy the environment. He was an NYPD retiree. I can only
3 imagine the difference between the NYPD and a college campus.
4 So in 2011, Judge he went to the Dorchester County Sheriff's
5 Office.

6 At that time, Tony tells me -- Mr. DeLustro, excuse me,
7 tells me, Judge, that he was winding down. He was tired. He
8 did two years at Dorchester. He didn't work the road. He
9 was in process serving. And in 2013 he retired from law
10 enforcement. He spent probably six or seven years at home
11 taking care of his grandchildren, taking care of his wife,
12 taking care of his daughters.

13 2020 was when it all changed, Judge, because of the
14 custody issue. He emptied out his entire savings for his
15 daughter before and after the custody battle -- I shouldn't
16 say "battle," but the custody issue. He paid for all of her
17 lawyer fees. He paid for his lawyer fees. They paid for all
18 the programs. Pretty much, he was living off the NYPD
19 retirement, Judge, so he needed to go back to work. He did
20 part-time jobs at Dorchester School District 2 and the
21 Citadel.

22 In 2023, Judge, he went back to the academy. I skipped
23 that part. He came to South Carolina, and he had to graduate
24 the South Carolina Criminal Justice Academy, obviously, to
25 start his employment here. But he went back at the age of

1 64. He fought through an injury. He fought through
2 sickness. And myself being a graduate of that academy,
3 Judge, that's pretty difficult at that age.

4 He remained with Summerville Police Department until
5 April 10 of 2024. His FTO training comments: No bad habits
6 with officer safety; ability to intervene and deescalate
7 disputes; speaks with compassion, politeness; took a mentally
8 ill patient accused of trespass home instead of arresting
9 him; remaining professional through a verbal, abusive,
10 nonphysical situation; experience as an officer and father
11 was obvious when dealing with a runaway; accepting criticisms
12 from those that were much younger than him; over 34 years of
13 experience in law enforcement.

14 Now, the State's going to say, "Well, yeah. Well, he
15 didn't do it on March 20 of 2023. He was the complete
16 opposite." He tells the State, Judge, that on March 20 of
17 2024, that that was one of the most dangerous, he felt like,
18 threatening incidents that he'd ever been a part of.

19 And that moves me to the next point. I was going to go
20 through a procedural history with your Honor, but we've
21 already covered that.

22 From March 20, 2024, to April 10 of 2024, he remained in
23 the community -- in our community without issue. He remained
24 an employee -- an officer with the Summerville Police
25 Department. Paid leave. He was attending medical visits

1 through worker's comp at the direction of Summerville Police
2 Department. He cooperated with SLED on several occasions.
3 He was given legal advice, him and his wife, to go talk to
4 SLED and interview with them. They did so on the 29th of
5 March.

6 On April 10, your Honor, when he was arrested, they went
7 to his home to look for him. He was on the way to a medical
8 appointment with his lieutenant or sergeant. They called
9 Chief Wright with the Summerville Police Department. He
10 showed up at the Summerville Police Department, was taken
11 into custody.

12 Judge, I want to briefly touch on the verbiage in the
13 arrest warrant. It perplexes me a little bit. Several
14 things, your Honor, that I'm going to point out that I've
15 reviewed through discovery, through our own three-month
16 investigation, talking to witnesses, a lot of omissions in
17 the arrest warrant that Solicitor Wilson is probably going to
18 read.

19 The first big omission was the March 29 interview of
20 Mr. DeLustro and his wife, the bone-chilling, extremely
21 emotional -- at least I felt that way -- interview that
22 Ms. Pilar DeLustro gave to SLED. There's several things she
23 told law enforcement that weren't put in this affidavit, that
24 weren't given to the media.

25 That when Mr. O'Neal pulled up to the vehicle -- er,

1 pulled up to their vehicle in his, she told -- it was her
2 opinion that he was extremely angry. He was saying he was
3 going to F her up. He was going to F Mr. DeLustro up. They
4 looked at each other and they wondered, Judge -- and this is
5 the video that I presented to the Court earlier today that
6 you said you had reviewed. They looked at each other and
7 wondered what was going on.

8 They rolled down the window. They were told that
9 Mr. DeLustro had hit Mr. O'Neal's car. Mr. DeLustro gets out
10 of the vehicle. So does Mr. O'Neal. It's not really clear
11 who gets out first. It's not clear who gets out first in the
12 arrest warrant. When he gets out of the car, Judge, he's
13 pushed to the ground first.

14 This is all in Ms. Pilar DeLustro's interview.

15 He hit his head on the ground. He announced he was a
16 police officer and asked for help. She announced that he was
17 a police officer and asked for help. She says Mr. DeLustro
18 was disoriented and dizzy.

19 There was an eyewitness that discusses Mr. DeLustro's
20 conduct. That eyewitness tells Agent Kelly, to my left, that
21 Mr. DeLustro jumped in the vehicle as it pulled away. That's
22 not true. The video that Solicitor Wilson gave you today,
23 over 30 seconds you can see Mr. DeLustro in the vehicle.

24 THE COURT: I don't mean to interrupt you, but this
25 Court is not here to determine what happened on that day.

1 MR. CANNARELLA: I understand.

2 THE COURT: My only objective, pursuant to the statute,
3 or the appropriate scope of review is risk of flight, danger
4 to the community. This Court does not act as the finder of
5 fact. And I'm not trying to eclipse your argument, so please
6 don't interpret it that way. But I don't want there to be
7 any misapprehension that somehow this Court is going to make
8 some factual finding about what happened or didn't happen.

9 I don't need the video annotated either. It speaks for
10 itself. It's self-authenticating.

11 We have a limited amount of time for which to dispose of
12 this motion, and I do not want the State to feel rushed in
13 their presentation. So I would ask, to the extent that you
14 can annotate and sort of come to some -- this courtroom has
15 to be used at 5:00 for another purpose, and I -- so we're
16 going to have to --

17 MR. CANNARELLA: Judge, I appreciate that. And I
18 understand that.

19 THE COURT: And I don't want you to think that I'm being
20 pejorative in any sense. I'm not. But I have to weigh and
21 give everybody adequate time for presentation --

22 MR. CANNARELLA: I understand that, Judge.

23 THE COURT: -- of their position.

24 MR. CANNARELLA: I'm not taking an argumentative
25 position. I'm just pointing out facts that --

1 THE COURT: I understand that. But --

2 MR. CANNARELLA: -- may or may not --

3 THE COURT: But I don't want there to be some
4 misapprehension that this Court makes findings of fact on a
5 bond hearing. I don't, nor am I going to try to sift out
6 what happened that day. I was not there, nor is that the
7 Court's prerogative to do that. That's what trials are for,
8 or guilty pleas, whichever one -- er, whichever direction
9 this goes. But my only consideration is what's in the
10 statute, and that's all I'm going to consider.

11 MR. CANNARELLA: So your Honor, you do not want to
12 entertain any factual circumstances of --

13 THE COURT: That's not what I said. I said you can
14 argue whatever you'd like, but I don't want you to be under
15 -- or your client to be under the impression that this Court
16 is the finder of fact at a bond hearing.

17 MR. CANNARELLA: I -- Judge --

18 THE COURT: That's not the purpose of a bond hearing.

19 MR. CANNARELLA: With all due respect, your Honor, I
20 have explained that to him. And again, I will move on, but I
21 was just pointing out --

22 THE COURT: And I just need you to be mindful of time.
23 You started at 4:05, and it is now 4:32. And I need to have
24 the State -- give them adequate time for their argument. And
25 we need to -- we're going to have to be out of this courtroom

1 by 5:00.

2 MR. CANNARELLA: Yes, your Honor.

3 Well, Judge, I think it's important for your Honor to
4 know that obviously --

5 THE COURT: Oh, I'm sorry. I was wrong. I think 5:00
6 is -- yeah. They have an event scheduled at 5:30.

7 MR. CANNARELLA: All right.

8 THE COURT: And I need to give them time to set up and
9 do as they need to.

10 MR. CANNARELLA: Yes, your Honor. Well, I'll skip to --

11 THE COURT: And everything you submitted I've read, the
12 entire notebook.

13 MR. CANNARELLA: All right, Judge. Well, I will run
14 through his --

15 THE COURT: I think that if people, you know, go to the
16 trouble of creating something for me to read, I think the
17 least I can do is read it.

18 MR. CANNARELLA: I appreciate that, Judge. Thank you.

19 THE COURT: Mm-hmm.

20 MR. CANNARELLA: Judge, I'm going to skip to the
21 evaluation report -- I'm sure you've read it -- by Dr. Susan
22 Knight. And the reason why I'm going to skip to that is
23 because she's reviewed everything that I was going to tell
24 you earlier.

25 THE COURT: And while we're on that point, I assume you

1 want me to give that notebook to the clerk's office so they
2 can make it a part of your client's file? Or do you not?

3 MR. CANNARELLA: I do not, Judge. I think that there's
4 some information in there -- names and children -- that I do
5 not want to be a part of the record.

6 THE COURT: Okay. So if there's some things in that
7 notebook that you want made a part of the record, then you
8 need to file those. But anything you don't want, then I will
9 just -- what I'll do is I'll just maintain the notebook
10 intact. But if you want anything made a part of your
11 client's file, then you need to file those documents.

12 MR. CANNARELLA: Yes, your Honor.

13 Judge, while he's been in jail for three and a half
14 months, I'm assuming -- your Honor said that you reviewed the
15 packet, so you've seen all the health issues that we -- in
16 fact, I believe you signed off on a lot of the transport
17 orders.

18 THE COURT: Mm-hmm.

19 MR. CANNARELLA: Judge, it's been very difficult
20 medically for him. He's still suffering from medical
21 injuries. It's been very difficult for counsel. I've spent
22 a lot of my time trying to navigate getting him to see
23 doctors and medical attention than I have been able to focus
24 on the substantive issues of his case.

25 Part of those transports, Judge, is Dr. Susan Knight on

1 May 1 of 2024. We had him forensically evaluated by
2 Dr. Susan Knight for purposes of risk, Judge, solely.
3 Because it's clear he's not a flight risk. There's ample
4 amounts of evidence in this courtroom that was submitted to
5 the Court and to your Honor that does not show that he's a
6 risk of flight.

7 But for purposes of risk and because of the magnitude of
8 his situation, we had him evaluated by Dr. Knight. Several
9 tests were done. Several interviews were done. Interviewed
10 family members, Judge. And I won't go through all of this if
11 you said that you read the report, and I would like to make
12 that a part of the record.

13 THE COURT: You want his report to be made a part of his
14 court file? If I put it in the record, it becomes a Court's
15 exhibit.

16 MR. CANNARELLA: Well, I'm trying to speed through this,
17 Judge, and I don't want to misstep. So I don't want to hold
18 the courtroom up, but your Honor said --

19 THE COURT: The benefit of argument is for the Court. I
20 don't think -- is there a direct appeal from a bond hearing?
21 I'm not aware. I guess you could.

22 MR. CANNARELLA: There is not.

23 THE COURT: But if you want it to be considered, then
24 you have to make it a part -- you have to put it in his file.
25 Exhibits become court exhibits. They go into an evidence

1 room. They're not readily available for any other purpose.

2 MR. CANNARELLA: Yes, Judge.

3 THE COURT: So if you want anything in his file for
4 consideration, then you'll need to file it so that the
5 clerk's office can have it a part of his file.

6 MR. CANNARELLA: Yes, your Honor.

7 THE COURT: Yeah, anything submitted to me is solely for
8 my review. I don't file things on behalf of counsel.

9 MR. CANNARELLA: Yes, your Honor.

10 Judge, Dr. Susan Knight interviewed Mr. and
11 Mrs. DeLustro, interviewed the brother Frank, the former
12 counselor Lucinda Tyo. She did not interview the mother and
13 the sister simply because of their health conditions.

14 Judge, the crux of the testing was the actual testing.
15 She did review most of -- all of his employment records, all
16 of his medical records, all of what we had on this case thus
17 far. She did psychological testing and violent risk
18 assessment measures; personality assessments, two of them;
19 violent risk assessment; anger expression inventory; trauma
20 symptom test.

21 And let me back up, Judge. He was forensically
22 evaluated prior to his hiring in 2023 with the Summerville
23 Police Department, who cleared him for duty. Dr. Knight read
24 that report.

25 The violent risk assessment -- which I believe

1 correlates with the statute of being whether or not he's an
2 unreasonable risk to the community -- his behavior was
3 reactive, not predatory; 9/11 trauma present but of low
4 relevance; PTSD from 9/11, symptoms have been resolved with
5 treatment. Dr. Knight interviewed his longtime family
6 counselor Lucinda Tyo. I believe I mentioned that earlier.
7 Ms. Tyo said that he hasn't needed treatment for PTSD in over
8 ten years.

9 There are reports of anxiety, but it doesn't rise to the
10 level of a normal diagnosis. No evidence of substance abuse.
11 No pattern or history of violent attitudes. No pattern or
12 history of antisocial behavior, criminal activity, employment
13 instability, relationship instability. Clinical: did not
14 flag for any cognitive issues whatsoever. Four out of the 20
15 risk factors were present.

16 It's her finding that he's a low risk for future
17 violence within the community if released. And that's on
18 page 10 of that report.

19 He understands the potential conditions that may be
20 imposed if granted bond. He understands consequences for
21 violating those conditions. Very strong family and church
22 support. Represents a low risk to the community and he can
23 be safely managed.

24 She makes recommendations. He should continue
25 counseling with Lucinda Tyo. Remove all firearms from the

1 home. And Judge, we've already done that. There's a letter
2 provided to the Court. A family friend removed every single
3 firearm from that home.

4 She recommends a neurological evaluation, which is just
5 one more situation, Judge, that I've got to get him to a
6 neurologist.

7 Judge, before I get into -- well, I will touch on his
8 finances, Judge. They're not rich, but -- and they're not
9 broke, but their finances are low. Potential out-of-pocket
10 costs for the medical bills incurred thus far, Judge, are
11 \$70,000 -- upwards of 70,000. Current and future legal fees,
12 unforeseen expenses. They're going to be living off of his
13 NYPD retirement and the small pension that he gets from South
14 Carolina if he's released. And social security.

15 Before I get into the character letters, Judge, and wrap
16 it up with people who are here in support of him, I do want
17 to offer my sincere condolences to the O'Neal family. I know
18 there was -- again, your Honor may not want to hear this, but
19 there was media attention in how he acted during --

20 THE COURT: I didn't say I didn't want to hear it. I
21 didn't want there to be any impression that somehow any
22 decision I make is colored by media coverage.

23 MR. CANNARELLA: Understood.

24 THE COURT: I read the paper every day. I just skip
25 over articles that have anything to do with anything that

1 could come before the Court. I think that the Court, at a
2 bare minimum, should come to any case with no preconceptions
3 and no information about a case before hearing it. And so I
4 -- and I may watch local news, but I don't watch any media
5 reports about anything that could remotely come before the
6 Court.

7 MR. CANNARELLA: I understand, Judge.

8 Well, there were reports of Mr. DeLustro and how he
9 acted at the magistrate bond hearing and he was self-serving.
10 Well, Judge --

11 THE COURT: If it gives you any comfort, I have no clue.
12 I've never watched, seen it, or heard about it.

13 MR. CANNARELLA: Well, I will tell you, Judge, that you
14 put anybody in that position, regardless of their background,
15 you know, you don't know how you'd think or how you would
16 act. And I've had long discussions with Mr. DeLustro, his
17 family. There are -- his father from the church is here.
18 There is a pastor here. There's another father from the
19 church here, Monsignor Lofton.

20 Judge, just because what happened happened and just
21 because he could potentially be guilty or not guilty doesn't
22 mean that we can't show empathy. And it's hard for somebody
23 in his situation to understand that. He was afraid of what
24 to say. He was afraid of what could be used against him.

25 So I'm here today on behalf of him, on behalf of his

1 family, on behalf of the Savage Law Firm, that we are
2 extremely saddened and sorry for the O'Neal family's loss.
3 He is sympathetic, Judge. He understands what has happened.

4 Judge, before the Court that I presented to you today --
5 or before today are several character letters, 19 or more,
6 from his wife, his brother, his grandchildren, church
7 members, neighbors, former NYPD officers, crime scene
8 detectives, local county employees and administrators, past
9 and current local city sheriffs and state law enforcement
10 officers, CEOs and vice presidents of six manufacturing
11 plants, former military, retired pastors, priests, educators,
12 engineers, police officers.

13 And there's some things that have stuck out to me,
14 Judge. And I'll start with the granddaughters. Extremely
15 obviously saddened by this event. They say that granddad
16 gave them -- showed them the symbol of Lady Justice and
17 explained to them that it resembles fairness and the power of
18 justice. He's a father figure. He gave up everything to
19 raise them. He went to their class in 2023 and talked about
20 9/11. They want their grandpa home, Judge.

21 The executive director and senior chaplain of Coastal
22 Crisis Chaplains served parishes for ten years as a Methodist
23 minister and was a police officer for the city of Charleston.
24 He writes that he has dedicated his life to public service,
25 caring for the community for over 35 years, deeply rooted in

1 protecting his community, a wonderful husband, father, and
2 grandfather. He instilled integrity, selflessness, and
3 generosity in interactions with his wife and granddaughters.
4 Heart and character are rooted in his family and faith. It's
5 an honor to call him a friend.

6 A retired officer from Trident Tech: professionally
7 competent, authentic, compassionate, kind, inclusive, and
8 generous. Stood by her as she stood up for human rights and
9 those that denounced her preferences. "I did then and I do
10 now a man most would love to call a friend and mentor."

11 Judge, there are several other things that stick out
12 pretty much that are summed up by everything that I've just
13 said. He's a hardworking individual, sterling reputation as
14 a supervisor and held high in regard at the NYPD. And that's
15 from somebody that wasn't even working with him at the NYPD.

16 Former sheriff's office deputy, whose wife's still in
17 law enforcement locally: No doubt in my mind if he is
18 released, he will meet any request of the Court, would not be
19 a flight risk, and would not be a danger to the community he
20 served for over a decade.

21 Judge, behind me there are 22-plus supporters, community
22 members. I want to sincerely thank all of them for being
23 here today. There are several, Judge, that want to say
24 something on behalf of Mr. DeLustro.

25 THE COURT: In the interest of time, I don't think I'm

1 going to be able to accommodate that. Didn't they write
2 letters?

3 MR. CANNARELLA: All three of them did, Judge.

4 THE COURT: We started at 4:05. It's now 4:50. That
5 leaves --

6 MR. CANNARELLA: Reverend Raymond Carlo --

7 THE COURT: That leaves the State ten minutes to present
8 their case. So did the individuals that are present that
9 wanted to speak, did they provide the Court with letters in
10 support of Mr. DeLustro?

11 MR. CANNARELLA: They did, Judge. May I say their
12 names?

13 THE COURT: I've read them all. I mean, I -- if you
14 want to you can. I won't stop you from doing that.

15 MR. CANNARELLA: No. That's all right, Judge.

16 In closing, this is a traumatic event. He's not an
17 unreasonable danger to the community. He's had a
18 professional medical evaluation that says so. There's no
19 evidence whatsoever that there is flight risk, but for what
20 the State -- er, excuse me, back to reasonable danger, what
21 the State's going to allege happened.

22 But as your Honor said, this is a not a courtroom.
23 We're not presenting anything in front of a trier of fact.
24 He's not a flight risk. There's no evidence whatsoever of
25 that, Judge. We request a reasonable surety bond. We

1 understand the Court, if it does grant bond, it's going to
2 put him on GPS and house arrest likely. We don't oppose any
3 conditions the Court has.

4 Judge, I would submit to the Court that if he is given a
5 bond, those conditions that Dr. Knight put in place be part
6 of that bond. I think that those are reasonable and
7 warranted and necessary.

8 That's all. Thank you.

9 THE COURT: You're welcome.

10 Ms. Wilson?

11 MS. WILSON: Thank you, your Honor.

12 THE COURT: You're welcome.

13 MS. WILSON: I will try to be brief. I know --

14 THE COURT: I don't want you to feel rushed. And I --
15 you know, it's a delicate balance that the Court has to
16 strike. I don't -- I never want anyone to feel like they
17 have not had a full opportunity to be heard, but I still have
18 to balance those competing interests and make sure that you
19 have adequate time to present your position as well. So I
20 don't want you to feel rushed. Mr. Cannarella has had -- I'm
21 not good -- y'all know I'm not good at math -- 45 minutes.

22 MS. WILSON: I won't be long.

23 THE COURT: Is that about it, give or take?

24 MS. WILSON: I won't be long, your Honor.

25 THE COURT: So if you -- but I want you to make a full

1 presentation. I don't want you to feel like --

2 MS. WILSON: Yes, ma'am, your Honor. Thank you very
3 much.

4 THE COURT: You're welcome.

5 MS. WILSON: Before I get started, I just want to let
6 the Court know who is here for Michael O'Neal, the victim in
7 this case. His parents are here. His brother,
8 sister-in-law, his sister, some friends, his girlfriend of
9 quite some time, they're seated here in the courtroom. I
10 have had occasion to meet most of them over the past few
11 months. I can tell you they have been extremely patient.
12 They have been extremely cooperative. They have been ideal
13 to work with and to let us do our jobs.

14 They, I don't believe, intend to address the Court, but
15 they wanted you to know they were here. I explained to them
16 that this is not your first trip and that I didn't think it
17 was necessary for them to speak out to you, that you're going
18 to make your decisions based on danger to the community and
19 flight risk and not necessarily victim impact. They
20 understand that.

21 They are a law enforcement family. Mr. O'Neal, his
22 father and grandfather were both in law enforcement. And
23 there may have been some other family members, too, in law
24 enforcement, so they understand this process more than many.
25 And they have, as I've said, been extremely patient.

1 Judge, I had intended to read you the warrant because it
2 is very thorough. I'm not going to do that because it was in
3 Mr. Cannarella's materials at 1B.

4 THE COURT: Mm-hmm.

5 MS. WILSON: So you have a copy of it to review. It
6 does give a summary of the witness testimony and what we
7 expect that it will be. I certainly understand this is not a
8 trial. It's not time for us to try this case. I do,
9 however, think it's important for the Court to note what the
10 behavior was on that day.

11 It is clear that the defendant has great family and
12 community support. We don't question that at all. We have
13 not been able to have a full investigation of his New York
14 career. And frankly, I don't know how relevant that's going
15 to be since it was so remote in time. But that is something
16 that SLED is continuing to look into. It's been a little
17 difficult getting records, so I can't say whether or not his
18 career has been stellar.

19 What I can say is that there -- you probably noticed in
20 the materials that Mr. Cannarella provided that there -- one
21 employer noted that he had a noticeable temper. And it's my
22 experience that for government agencies and people working in
23 government to put those sorts of things in an evaluation,
24 there must have been something that stood out.

25 Throughout the records there are notes of the

1 defendant's anxiety. There are notes of his feeling
2 overwhelmed. And it's understandable based on the stress
3 that he has been through not only with his service with the
4 police department, not only with 9/11, but with losing a
5 child, which we cannot imagine, with going through custody
6 issues with children. I mean, it is a lot of stress. Plus,
7 it's hard being a cop. It's hard to be in law enforcement.

8 But having anxiety, having a temper that is noted,
9 ~~having notes from the evaluations of impulsivity and the~~
10 concern about guns are red flags that give us concern. We
11 are concerned that the defendant is a flight risk. We are
12 concerned that he is a danger to the community. There have
13 been times, as you saw in the reports, that there were
14 concerns of suicide, which gives me pause and concerns that
15 someone who could be suicidal could be homicidal as well.

16 These are serious allegations. It is a bleak time for
17 the defendant.

18 And I think it's important for you to note again in the
19 warrant some of the witness statements at what they observed
20 and what is -- I don't want to say it's unique, but we don't
21 always have situations where we have independent witnesses of
22 what's going on. You know, this isn't two families arguing.
23 This isn't a family reunion where something went bad. This
24 isn't a domestic situation.

25 But the witnesses in this case, your Honor, cover all

1 ages -- you know, adult ages from, you know, in the 20s to in
2 the 60s. Males, females, blacks, whites, Hispanics. All
3 social backgrounds were people that were interviewed by law
4 enforcement who gave their assessment of what they saw. And
5 what they saw was a man who was unhinged. And that wasn't
6 Michael O'Neal. And that gives us great concern about his
7 danger to the community.

8 There's been some talk about whether or not the victim
9 in this case -- and I don't believe Mr. Cannarella is trying
10 to victim shame or anything like that, but this notion that
11 the defendant presented himself as a law enforcement officer
12 and that Mr. O'Neal didn't comply is simply false.

13 The way this went down was there was an argument. It
14 became physical. We believe we will be able to show that the
15 defendant instigated the entire thing. But what is important
16 to note is that it wasn't until mid argument, mid struggle in
17 this scrap that there was any mention of the defendant being
18 a law enforcement officer.

19 And you can imagine the victim, Michael O'Neal, under
20 the stress and strain of being in this argument, of being
21 attacked by this man or fighting with this man that he
22 doesn't want to fight with. Everyone says Michael O'Neal is
23 trying to leave. Everyone says that it was like he didn't
24 want to do this. "Do you really want to do this? Is this
25 what we're going to do?" These were the type things that

1 Michael O'Neal is initially saying. He knew that he was
2 younger. He knew that he was bigger. He didn't want to
3 engage with the older man. It was when he got kicked in the
4 crotch several times that things escalated.

5 But those are things that I think is important. And it
6 has been a grave concern again that the witnesses noted that
7 this defendant seemed out of control so much so that one
8 witness, who was a bouncer, who said he was trained to break
9 up fights, that he was trained to always go to the aggressor,
10 the primary aggressor, he went to Mr. DeLustro to try to
11 subdue him. And when DeLustro was talking about being a cop,
12 about being law enforcement, do you know what that witness
13 says? He says, "If you're a cop, act like a cop."

14 The witnesses out there uniformly were not sure whether
15 or not this man was a law enforcement officer because of the
16 way he acted. That impulsivity, that anxiety, that stress,
17 that behavior on the scene gives us concern about the
18 defendant being released to bail.

19 The other thing that I should add, although he certainly
20 was a law enforcement officer, the way he conducted himself
21 violated Summerville's rules. Rule 5.04, which is in the
22 discovery materials that was provided to us by Summerville,
23 says that an off-duty officer should not attempt to make an
24 arrest for something that he personally has been involved
25 with unless there were exigent circumstances. There were

1 none. There was no evidence that Michael O'Neal was armed.
2 There was no evidence that he was a danger to the rest of the
3 community.

4 They had multiple eyewitnesses. They saw that there
5 were multiple people filming. They certainly could have a
6 license plate. If there needed to be some sort of detention
7 of Michael O'Neal or later arrest of Michael O'Neal, a call
8 to the police, an easy stop by someone who was on duty,
9 someone who was either in a marked car or in uniform so that
10 Michael O'Neal would know that, in fact, they really were law
11 enforcement, that was easily available to the defendant and a
12 path that he chose not to take. And that's why we're here
13 today.

14 I don't have anything else to add. Again, I don't
15 believe the family wishes to address the Court. Beg the
16 Court's indulgence.

17 THE COURT: Mm-hmm.

18 MS. WILSON: Your Honor, that's all we have.

19 THE COURT: Anything further from the defense?

20 MR. CANNARELLA: Judge, I want to make note briefly --
21 and I didn't touch on this -- your Honor has Mr. O'Neal's
22 criminal history in the packet, prior arrests for resisting
23 arrest, a --

24 MS. WILSON: Judge, that's simply not relevant.

25 MR. CANNARELLA: A felony conviction for --

1 MS. WILSON: We don't need to do --

2 MR. CANNARELLA: -- resisting arrest.

3 MS. WILSON: -- victim shaming here.

4 MR. CANNARELLA: And a firearm offense.

5 THE COURT: This has nothing to do -- yeah. If he files
6 a stand your ground or he files some self-defense --

7 MS. WILSON: They didn't know each other.

8 THE COURT: But it's not -- it would have to have been
9 in your client's knowledge to have colored his perceptions
10 and his reactions.

11 MR. CANNARELLA: Yes, your Honor.

12 THE COURT: It's not relevant.

13 MR. CANNARELLA: I just wanted --

14 THE COURT: And I'm not going to engage in any type of
15 victim shaming.

16 MR. CANNARELLA: Yes, your Honor. I'm not, and I don't
17 want that to be perceived that way.

18 THE COURT: The only time it would be relevant on a
19 stand your ground or what we commonly refer to as the Castle
20 Doctrine -- which of course now is extended to vehicles and
21 some other areas -- or for it to be relevant for
22 self-defense, your client would have had to have been
23 possessed of that knowledge and it would have had to have
24 colored his judgment on that occasion.

25 There's no indication that he knew of that, nor should

1 it be appropriate for the Court to consider. At least, I've
2 told you that it's not this Court's posture on a bond hearing
3 to resolve any factual disputes in this case. The Court's
4 not the finder of fact. It's not a trial.

5 MR. CANNARELLA: Thank you, your Honor. I just wanted
6 again -- I will wrap up. I just wanted to ask if you were
7 aware that that was in the packet. Thank you, Judge.

8 THE COURT: But it's not appropriate for me to consider.

9 MS. WILSON: Judge, let me just add one other thing --

10 THE COURT: Sure. Yes, ma'am.

11 MS. WILSON: -- that I just realized I didn't go over.
12 And again, I know this isn't the trial. But I don't see this
13 as a self-defense case because what Mr. DeLustro told SLED
14 was that he went to that car to stop Michael O'Neal from
15 leaving. To stop him from leaving. Witnesses at the scene
16 report that he told Michael O'Neal that if he left he was
17 going to shoot him. And that, again, is a concern.

18 I also would add that yes, Mr. DeLustro's wife was
19 present at the scene. And what goes to this whole notion
20 that there was some sort of fear is that in the video that
21 you saw -- she's in dark clothing -- she's grabbing Michael
22 O'Neal by the belt. She has him.

23 And then as you see the victim trying to leave -- he
24 just wants to get out of there. And that's what everybody
25 says. He just wanted to leave. He goes and gets in his car.

1 And the evidence that will show that there was no fear is
2 that Ms. DeLustro then goes to the car and tries to confront
3 him while he's in the driver's seat before the defendant even
4 gets to the car. She wasn't afraid of him. They weren't
5 afraid of him.

6 THE COURT: I'm just -- I just made a general
7 observation that while it would not be relevant in this
8 proceeding, that it may well be relevant -- he could file a
9 stand your ground.

10 MS. WILSON: Yes, ma'am.

11 THE COURT: Yeah. And then we'd have to have a hearing
12 on it and we'd see how it shook out. Of course, one of the
13 elements of self-defense is not -- you know, you're not
14 supposed to pursue the danger. Although, in self-defense you
15 have no duty to retreat.

16 But we're getting into the weeds. I just wanted to make
17 the general observation that while it may not be relevant for
18 this proceeding, that if he were to pursue some type of stand
19 your ground defense or the common law self-defense, that it
20 could be relevant in that context.

21 MS. WILSON: Yes, ma'am.

22 THE COURT: But it certainly -- there's been no
23 indication. And as we all know, in the context of that law,
24 simply having a criminal history, simply being impaired or
25 intoxicated -- you know, all those relevant -- those panoply

1 of facts you would consider -- you know, weight, size,
2 height, all of those things that you look at -- it would
3 firmly have to be within the defendant's consciousness. It
4 would have to be something that would have affected an
5 ordinary person of -- er, a reasonable person of ordinary
6 firmness and courage. You have to know these things. It's
7 not something that generally -- I think we all know the case
8 law.

9 MS. WILSON: Yes, ma'am.

10 THE COURT: Yeah. I just wanted to make that general
11 observation so that he understood he wasn't precluded in some
12 context from presenting it, but certainly it's not
13 appropriate for this context.

14 Okay. Anything else from the State?

15 MS. WILSON: No, ma'am.

16 THE COURT: All right. I'll take the matter under
17 advisement. I'd like to reread everything and rewatch
18 everything in light of the context of everyone's arguments.
19 And I'll issue an order sometime this week. Probably won't
20 be till Friday.

21 MS. WILSON: Thank you so much.

22 MR. CANNARELLA: Thank you, your Honor.

23 THE COURT: You're welcome. Thank you all. Have a good
24 afternoon.

25 (End of proceedings.)

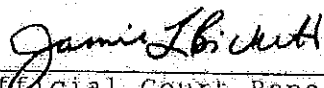
CERTIFICATE OF REPORTER

State of South Carolina

County of Berkeley

I, Jamie L. Bickett, an Official Court Reporter for the State of South Carolina, do hereby certify that the foregoing is a true, accurate, and complete

Transcript of Record of the proceedings had and evidence introduced in the hearing of the captioned case in the Ninth Judicial Circuit, the Court of General Sessions for Berkeley County, South Carolina.


Official Court Reporter

Dated this 10th day
of August, 2024.

STATE OF SOUTH CAROLINA)
COUNTY OF BERKELEY)

STATE OF SOUTH CAROLINA,)
Plaintiff,)
-versus-)
ANTHONY DELUSTRO,)
Defendant.)

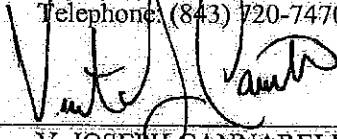
IN THE COURT OF GENERAL SESSIONS
FOR THE NINTH JUDICIAL CIRCUIT
WARRANT NUMBER: 2024A0810200681
INDICTMENT NUMBERS: 2024-GS-08-02283
2024-GS-08-02285

PACKAGE FOR BOND HEARING

Before the Honorable Deadra L. Jefferson
Berkeley County General Sessions Court
300-B California Avenue, Moncks Corner, SC 29461
Monday, July 15, 2024; 1:30 p.m.

Respectfully submitted,

SAVAGE LAW FIRM
15 Prioleau Street
Charleston, SC 29401
Telephone: (843) 720-7470

BY: 
V. JOSEPH CANNARELLA
SC Bar Number: 104613
Email: jcannarella@savlaw.com

ATTORNEY FOR DEFENDANT

Charleston, South Carolina

July 12, 2024



STATE V. ANTHONY DELUSTRO

INDEX FOR MOTION HEARING FOR BOND

Before the Honorable Deadra L. Jefferson
Berkeley County General Sessions Court
300-B California Avenue, Moncks Corner, SC 29461
Monday, July 15, 2024; 1:30 p.m.

I. MOTION/CHARGING AND BOND DOCUMENTS

- | | | |
|----|--|------------|
| A. | Berkeley County Magistrate Bond Documents
(2 pages) | 04/10/2024 |
| | 1. S.C. Code §22-5-510. Magistrate's Power to Set Bail | |
| B. | Arrest Warrant Number 2024A0810200681 and
Affidavit for the charge of Murder (3 pages) | 04/10/2024 |
| C. | Indictment Number 2024-GS-08-02283 for Murder
(2 pages) | 05/22/2024 |
| | 1. S.C. Code §16-03-0010. Murder | |
| D. | Indictment Number 2024-GS-08-02285 for
Attempted Kidnapping (2 pages) | 05/22/2024 |
| | 1. S.C. Code §16-3-190 and 16-1-80. Attempted Kidnapping | |
| E. | Motion for Bond Hearing (16 pages) | 06/03/2024 |
| | 1. SC Code Section 17-15-30 for Matters to be Considered
in Determining Conditions of Release | |
| | 2. SC Code Section 17-15-35 for Electronic Monitoring
Condition of Bond | |

II. ANTHONY DELUSTRO

A.	Biographical Information (3 pages)	Undated
B.	Family Photos (7 pages)	Undated
C.	Final Order Approving Custody (8 pages)	02/10/2020
D.	Obituary for Kristina DeLustro (1 page)	07/12/2021
E.	Proof of Presence at 9/11 Disaster Site, World Trade Center Health Medical Monitoring, & Roper St. Francis Medical History (8 pages)	Undated
F.	Annulment Letter from Catholic Diocese (1 page)	04/22/2024
G.	Letter from Summerville Catholic School regarding advanced course recommendation for Sophia DeLustro	05/21/2024
H.	Criminal History and SCDMV Report (3 pages)	04/29/2024
I.	<u>Employment History:</u>	
1.	Resume (2 pages)	Undated
2.	NYPD Employment	1980-2003
a.	NYPD Job Description from SCCJA file (1 page)	Undated
b.	NYPD Medical History (2 pages)	05/01/1981- 03/15/1994
c.	Good Standing Retirement Reports & Criminal Justice Academy Inquiry (5 pages)	12/23/2002- 09/12/2003
3.	Trident Technical College Public Safety Employment Record (2 pages)	01/02/2008
4.	Summerville Police Department Employment Record (21 pages)	11/25/2009
5.	College of Charleston Public Safety Employment Record (3 pages)	06/14/2011
6.	Dorchester County Sheriff's Office Employment Record (3 pages)	09/11/2013

7. Dorchester District Two
Employment Record (2 pages) 10/21/2019

8. The Citadel Public Safety
Employment Record (2 pages) 01/04/2023

J. Law Enforcement Accolades:

1. Police Benevolent Association Cop of the Month
Award for August 1993 (1 page) Undated

2. Photo of Anthony DeLustro with Governor Cuomo
receiving law enforcement award (1 page) Undated

3. NYPD Certificate for Distinguished Duty (1 page) 09/30/1993

4. Letter from Sergeants Benevolent Association
regarding Distinguished Duty Medal (1 page) 11/15/1994

5. NYPD Medals Report & Commendation List
(2 pages) Undated

K. Financials

1. NYPD Retirement Income for Anthony DeLustro
(1 page) Undated

2. Social Security Income for Anthony DeLustro
(2 pages) Undated

3. Social Security Income for Pilar DeLustro
(1 page) Undated

III. EVALUATION AND TREATMENT

- A. Lucinda Tyo, LISW AP/CP
P.O. Box 1941
Summerville, SC 29484
Phone: 843-478-8962
Email: lucindatyo@gmail.com
1. Letter regarding therapy (1 page) 06/05/2024
- B. Susan C. Knight, Ph.D., ABPP
Applied Psychological Services, LLC
1941 Savage Rd., Ste. 400A
Charleston, SC 29407
Phone: 843-637-5729
Email: knight@apforensic.com
**Curriculum Vitae (11 pages)*
1. Evaluation Report (11 pages) 05/27/2024
2. Email from Dr. Knight regarding neurological evaluation (1 page) 07/08/2024
- C. Letter from Eric and Shannon Renfro regarding confiscation and sequestration of Anthony DeLustro's firearms and ammunition (1 page) 06/04/2024

IV. INCIDENT DOCUMENTS – MARCH 20, 2024

A. Incident Reports:

1. Excerpt from Summerville Police Department Supplemental Report re. Witness Statement (3 pages) 03/20/2024
2. Excerpt from Summerville Police Department Supplemental Report re. Witness Statement (1 page) 03/20/2024
3. Excerpt from Dorchester County Sheriff's Office Supplemental Report re. Witness Statement (1 page) 03/25/2024

B. Anthony DeLustro:

1. DOJ Trace Firearms Report (1 page) 04/01/2024
2. Concealed Weapons Permit (2 pages) 08/26/2020
3. Photos of Anthony DeLustro's injuries at Trident Hospital (15 pages) 03/20/2024
4. Excerpt from Trident Medical Records (5 pages) 03/20/2024
5. Excerpt from Concentra Medical Records (2 pages) 03/21/2024
6. Excerpt from Smile Dentistry Records (1 page) 03/27/2024
7. Excerpt from Roper St. Francis Medical Records (2 pages) 04/02/2024
8. Excerpt from Roper St. Francis Medical Records (5 pages) 04/09/2024
9. Al Cannon Detention Center Medical Records (12 pages) 04/10/2024-06/01/2024
10. Photos of injuries at Al Cannon Detention Center (6 pages) 04/16/2024
11. Summerville Police Department Separation Notice (3 pages) 04/19/2024

12. Photo of injuries at Al Cannon Detention Center (1 page)	06/07/2024
13. Filed Transport Order for Urology Appointment (2 pages)	06/17/2024
a. Urology Visit Summary	
14. Filed Transport Order for Wound Care Appointment (2 pages)	06/20/2024
a. Wound Care Visit Summary (8 pages)	06/24/2024
15. Filed Transport Order for Orthopedic Appointment (2 pages)	06/28/2024
a. Orthopedic Visit Summary (4 pages)	07/03/2024

16. Medical Bills (10 pages) <i>*Possible Out of Pocket Pay: \$80,271.65</i>	Undated
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C. Michael O'Neal:

1. Toxicology Report (1 page)	04/01/2024
2. Excerpt of Autopsy Report (3 pages)	04/05/2024
3. Criminal History Report (9 pages)	03/29/2024
4. SLED Forensic Firearm Test Report (1 page)	04/01/2024

V. CHARACTER LETTERS

1. Pilar DeLustro Spouse
105 Abigale Lane
Summerville, SC 29483
Email: cprd40@aol.com
Phone: 843-323-1106
*Married Anthony in 1986; married for 38 years. Caretaker for their two granddaughters.
2. Sophia DeLustro Granddaughter
105 Abigale Lane
Summerville, SC 29483
*8th grade student at Summerville Catholic School. Lives with her grandparents.
3. Mikayla Brown Granddaughter
105 Abigale Lane
Summerville, SC 29483
*6th grade student at Summerville Catholic School. Lives with her grandparents.
4. Frank DeLustro Brother
121 Tall Ridge Trail
Marietta, SC 29661
Phone: 843-709-3916
Email: bafala3@gmail.com
*Retired Microbiologist.
5. Rev. Raymond J. Carlo Pastor/Friend
28 Sumter Avenue
Summerville, SC 29483
Phone: 843-655-1248
*Pastor at Anthony's church, Saint John the Beloved Catholic Church. Has known Anthony for five years.
6. Anthony Di Tomasso Former Co-Worker
273 Gilling Road
Seaford, NY 11783
Phone: 516-537-6051
Email: tonyd4995@gmail.com
*Retired New York City Crime Scene Detective.
Has known Anthony since 1986.

7. Shannon Gregg Neighbor
104 Abigale Lane
Summerville, SC 29483
Phone: 843-568-0292
Email: shannongregg@gmail.com
*Retired teacher. Has been Anthony's neighbor for seven years.
8. Robert Hensley Friend
222 Austin Creek Court
Summerville, SC 29483
Phone: 843-709-2232
Email: bhensley623@yahoo.com
*Former military. Administrator of Dorchester County Water and Authority for 24 years. Has known Anthony for 11 years.
9. Constance Holmes Neighbor
108 Abigale Lane
Summerville, SC 29483
Phone: 704-534-5873
Email: connieholmes@gmail.com
*Retired, corporate accounting management. Has been Anthony's neighbor for eight years.
10. Mary Horne Former Co-Worker
Email: thecelebrantminister@gmail.com
Phone: 910-998-0338
*Minister and former law enforcement. Worked with Anthony as a public safety officer at Trident Technical College
11. Martha Houston Neighbor
107 Abigale Lane
Summerville, SC 29483
Phone: 843-812-3996
Email: marthahouston4@gmail.com
Retired Teacher and Counselor. Has been Anthony's neighbor for eight years.
12. Mitchell Houston Neighbor
107 Abigale Lane
Summerville, SC 29483
Phone: 843-812-3996
*Retired United Methodist Pastor. Has been Anthony's neighbor for eight years.

13. Michael and Nikie Humanitzki
181 Rebecca Road
St. George, SC 29477
Email: mike-nikie@msn.com
Phone: 843-475-3502
*Worked with Anthony at the Dorchester County Sherrif's Office.
Friends for over 10 years. Friends
14. Tom Joyce
Phone: 516-241-5056
Email: trjoyce99@gmail.com
*Director of Business Development for LexisNexis.
Former NYPD Officer. Has known Anthony for over 30 years. Friend
15. Reverend Monsignor Edward Lofton
215 Blue Bonnet Street
Summerville, SC 29483
Email: confessor@mindspring.com
*Former military. Retired priest. Has known Anthony for over six years. Pastor/Friend
16. Vincent Nitti
10840 SW Blue Mesa Way
Port St. Lucie, FL 34987
Email: vjn0114@aol.com
*Retired NYPD Detective. Has been friends with Anthony since 1985. Friend
17. Shannon Renfro
205 Willet Drive
Summerville, SC 29485
Phone: 757-310-7030
Email: shannonerrenfro@gmail.com
*Manages non-profit organizations. Attends church with Anthony.
Children attend school with Anthony's Grandchildren. Friend
18. Chaplain Rich Robinson
Coastal Crisis Chaplaincy
2500 City Hall Lane
North Charleston, SC 29406
Email: rich@coastalcrisischaplain.org
Phone: 843-724-1212
*Executive Director and senior chaplain of the Coastal Crisis Chaplaincy. Chaplain

19. Joseph Valentino

203 President Circle

Summerville, SC 29483

Phone: 843-821-2621

*Vice President over manufacturing plants. Has known Anthony for over seven years.

Friend

VI. BOND HEARING ATTENDEES

**38 attendees*

**Final list to be distributed in person on Monday, July 15, 2024*

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*6th grade student at Summerville Catholic School. Lives with
her grandparents.
4. Frank DeLustro Brother
121 Tall Ridge Trail
Marietta, SC 29661
Phone: 843-709-3916
Email: bafala3@gmail.com
*Retired Microbiologist.
5. Rev. Raymond J. Carlo Pastor/Friend
28 Sumter Avenue
Summerville, SC 29483
Phone: 843-655-1248
*Pastor at Anthony's church, Saint John the Beloved
Catholic Church. Has known Anthony for five years.
6. Anthony Di Tomasso Former Co-Worker
273 Gilling Road
Seaford, NY 11783
Phone: 516-537-6051
Email: tonyd4995@gmail.com
*Retired New York City Crime Scene Detective.
Has known Anthony since 1986.

7. Shannon Gregg Neighbor
104 Abigale Lane
Summerville, SC 29483
Phone: 843-568-0292
Email: shannongregg@gmail.com
*Retired teacher. Has been Anthony's neighbor for seven years.
8. Robert Hensley Friend
222 Austin Creek Court
Summerville, SC 29483
Phone: 843-709-2232
Email: bhensley623@yahoo.com
*Former military. Administrator of Dorchester County Water and Authority for 24 years. Has known Anthony for 11 years.
9. Constance Holmes Neighbor
108 Abigale Lane
Summerville, SC 29483
Phone: 704-534-5873
Email: conniewholmes@gmail.com
*Retired, corporate accounting management. Has been Anthony's neighbor for eight years.
10. Mary Horne Former Co-Worker
Email: thecelebrantminister@gmail.com
Phone: 910-998-0338
*Minister and former law enforcement. Worked with Anthony as a public safety officer at Trident Technical College
11. Martha Houston Neighbor
107 Abigale Lane
Summerville, SC 29483
Phone: 843-812-3996
Email: marthahouston4@gmail.com
Retired Teacher and Counselor. Has been Anthony's neighbor for eight years.
12. Mitchell Houston Neighbor
107 Abigale Lane
Summerville, SC 29483
Phone: 843-812-3996
*Retired United Methodist Pastor. Has been Anthony's neighbor for eight years.

13. Michael and Nikie Humanitzki
181 Rebecca Road
St. George, SC 29477
Email: mike-nikie@msn.com
Phone: 843-475-3502
*Worked with Anthony at the Dorchester County Sheriff's Office.
Friends for over 10 years. Friends
14. Tom Joyce
Phone: 516-241-5056
Email: trjoyce99@gmail.com
*Director of Business Development for LexisNexis.
Former NYPD Officer. Has known Anthony for over 30 years. Friend
15. Reverend Monsignor Edward Lofton
215 Blue Bonnet Street
Summerville, SC 29483
Email: confessor@mindspring.com
*Former military. Retired priest. Has known Anthony for over six years. Pastor/Friend
16. Vincent Nitti
10840 SW Blue Mesa Way
Port St. Lucie, FL 34987
Email: vjn0114@aol.com
*Retired NYPD Detective. Has been friends with Anthony since 1985. Friend
17. Shannon Renfro
205 Willet Drive
Summerville, SC 29485
Phone: 757-310-7030
Email: shannonerrenfro@gmail.com
*Manages non-profit organizations. Attends church with Anthony.
Children attend school with Anthony's Grandchildren. Friend
18. Chaplain Rich Robinson
Coastal Crisis Chaplaincy
2500 City Hall Lane
North Charleston, SC 29406
Email: rich@coastalcrisischaplain.org
Phone: 843-724-1212
*Executive Director and senior chaplain of the Coastal Crisis Chaplaincy. Chaplain

19. Joseph Valentino
203 President Circle
Summerville, SC 29483
Phone: 843-821-2621

Friend

*Vice President over manufacturing plants. Has known Anthony for
over seven years.

VI. BOND HEARING ATTENDEES

**38 attendees*

**Final list to be distributed in person on Monday, July 15, 2024*

STATE OF SOUTH CAROLINA
COUNTY OF BERKELEY

JKH
24 AUG -3

IN THE COURT OF GENERAL SESSIONS
FOR THE NINTH JUDICIAL CIRCUIT

State of South Carolina,

CLERK OF COURT
BERKELEY

Warrant #(s): 2024A0810200681

Indictment #(s): 2024-GS-08-02283

Anthony Delustro

Defendant.

ORDER ON BOND

THIS MATTER came before the Court on July 15, 2024, for the purpose of Setting
Reducing Revoking Modifying Reviewing Reinstating bond.

The Defendant was was not present. Present on behalf of the Defendant was V. Joseph Cannarella, Esq. The State was represented by Scarlett Wilson, Esq. of the Solicitor's Office.

The Defendant is charged with the following offense(s): Murder

After hearing from the Defendant and the State, the Court finds it appropriate, and it is therefore **ORDERED, ADJUDGED, AND DECREED** that:

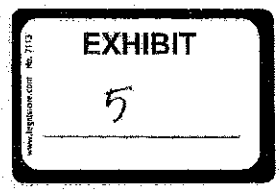
- Bond is Denied Waived at this time with leave for defense counsel to file a written motion for bond.
- Motion for bond Reduction Revocation Review Reinstatement Modification is Denied Granted at this time.
- A Personal Recognizance Bond in the amount of \$ _____ is set at this time.
- A Surety Bond in the amount of \$ _____ is set at this time; and the Defendant is is not allowed to post 10%.
- Bond is Reduced Modified from \$ _____ to \$ _____ does does not include other pending charges, and Defendant is is not allowed to post 10%. It is further

ORDERED ADJUDGED, AND DECREED, that there being no showing of a change in circumstance since the Defendant's initial appearance in Magistrate's Court on April 10, 2024, danger to the community and the facts as alleged the Defendant's Motion for Modification of the Bond filed June 3, 2024, is heard and Denied.
AND IT IS SO ORDERED!

D. Jefferson
Dedrick L. Jefferson, Presiding Judge
9th Judicial Circuit

Charleston, South Carolina, At Chambers
July 26, 2024

The parties concede that risk of flight is not an issue for the Court's consideration.



STATE OF SOUTH CAROLINA
COUNTY OF BERKELEY

) IN THE COURT OF GENERAL SESSIONS
) FOR THE NINTH JUDICIAL CIRCUIT
)

State of South Carolina,

) Warrant #(s): 2024A0810200681
)

) Indictment #(s): 2024-GS-08-02283
) 2024-GS-08-02285¹
)

Anthony DeLustro,

) Defendant.
)

**AMENDED²
ORDER ON BOND**

THIS MATTER came before the Court on July 15, 2024, for the purpose of Setting
Reducing Revoking Modifying Reviewing Reinstating bond.

The Defendant was was not present. Present on behalf of the Defendant was V. Joseph Cannarella, Esq. The State was represented by Scarlett Wilson, Esq. of the Solicitor's Office.

The Defendant is charged with the following offense(s): Murder

After hearing from the Defendant and the State, the Court finds it appropriate, and it is therefore **ORDERED, ADJUDGED, AND DECREED** that:

- Bond is Denied Waived at this time with leave for defense counsel to file a written motion for bond.
- Motion for bond Reduction Revocation Review Reinstatement Setting Bond is Denied Granted at this time.
- A Personal Recognizance Bond in the amount of \$ _____ is set at this time.
- A Surety Bond in the amount of \$ _____ is set at this time; and the Defendant is is not allowed to post 10%.
- Bond is Reduced Modified from \$ _____ to \$ _____
 does does not include other pending charges, and Defendant is is not allowed to post 10%. It is further

ORDERED ADJUDGED, AND DECREED, Considering S.C. Const. art. 1, §15, that the Defendant's release will constitute an unreasonable danger to the community, the factors set forth in S.C. Code Ann. §17-15-30(A), and the facts as alleged the Defendant's Motion to Set Bond filed June 3, 2024, is heard and Denied.³

AND IT IS SO ORDERED!

DL Jefferson 2128
Deadra L. Jefferson, Presiding Judge
9th Judicial Circuit

Charleston, South Carolina, At Chambers
September 16, 2024

¹ Amended to include the direct Indictment on the offense of Kidnapping.

² Amended to correct a scrivener's error.

³ The parties concede that risk of flight is not an issue for the Court's consideration.



STATE OF SOUTH CAROLINA
COUNTY OF BERKELEY

) IN THE COURT OF GENERAL SESSIONS
) FOR THE NINTH JUDICIAL CIRCUIT

) Indictment No.: 2024-GS-08-02285¹
) Indictment No.: 2024-GS-08-02285²
) Warrant No.: 2024A0810200681

STATE OF SOUTH CAROLINA,

vs.

ANTHONY DELUSTRO,
Defendant.

) **ORDER DENYING DEFENDANT'S**
) **MOTION TO AMEND BOND ORDER**
) **AND PROVIDE SPECIFIC FINDINGS**
) **OF FACT**

24 OCT -7 PM 12:07
FILED
BERKELEY COUNTY, SC

Presiding Judge: Hon. Deadra L. Jefferson
State's Attorney: Scarlett A. Wilson, Esquire
Defendant's Attorney: V. Joseph Cannarella, Esquire
Date of Bond Hearing: July 15, 2024
Bond Hearing Court Reporter: Jamie Bickett

This matter is before the Court on Defendant's Motion to Amend Bond Order and Provide Specific Findings of Fact received by this office via USPS on September 4, 2024³ regarding the Order denying bond issued by this Court on July 26, 2024 and filed by the Berkeley County Clerk of Court on August 8, 2024. The State filed its response on September 13, 2024 and provided the Court with a copy on the same date. The Defendant's Motion and the State's Response are in the form of a memorandum.⁴

¹ May 22, 2024 Indictment on the offense of Murder.

² May 22, 2024 Direct Indictment on the offense of Attempted Kidnapping.

³ The Court received an unfiled copy of the Motion to Amend Bond Order and Provide Specific Findings of Fact on September 4, 2024. To date the Court has not been provided with a filed copy of the Motion.

⁴ The Court has considered this Motion in the nature of a reconsideration and has disposed of the Motion without the necessity of a hearing and decided on the record and briefs and motions submitted by the parties. See Rule 29, SCRCrimP.

1/14/24
[Handwritten signature]



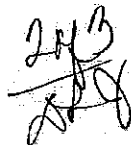
The Defendant's Motion for Bond came before the Court on July 15, 2024. During a lengthy hearing the Court heard extensive argument from counsel and considered voluminous submissions.⁵ It should be noted that the Defendant's presentation consumed more than 50 minutes of the hour-long presentation.⁶ After hearing from the parties the Court took the matter under advisement and subsequently denied the Defendant's Motion for Bond by Order signed on July 26, 2024 and filed by the Berkeley County Clerk of Court on August 8, 2024.

Article 1, §15 the S.C. Constitution provides that the authority to grant or deny bond and the conditions of release rests exclusively with the circuit court judge and is within his or her discretion. S.C. Const. art. 1, §15. A circuit court judge is accorded very wide discretion in determining whether the setting of bond is appropriate. The same latitude is accorded to the court in determining if conditions of release are appropriate. S.C. Code Ann. §17-15-30(A).⁷ Moreover, the court is vested with the discretion to consider any and all information that reasonably bear on the court's consideration of whether the setting of bond is appropriate under the facts and circumstances of the matter. The Defense misapprehends the mandates of S.C. Const. art.1, §15. S.C. Const. art.1, §15 requires a circuit court judge *granting* bail to a capital defendant to make specific findings in the order explaining both the decision to grant bail and the amount of bond or other security required. Further, the court in addition to addressing the evidence, nature and circumstances of the alleged crime, require the order to address both the risk of flight and danger to the community aspects of granting bail. State v. Hill and Huggins, 314 S.C. 330, 444 S.E.2d 255 (1994). Specifically noting that the discretion to admit a capital defendant to bail should be

⁵ The submissions were provided to the Court for review in advance of the hearing.

⁶ The transcript is 39 pages. Defense counsel speaks for approximately 24 pages. The State speaks for approximately 7 pages.

⁷ "For purposes of statutory and constitutional construction, word "may" ordinarily signifies permission and generally means action spoken of is optional and discretionary." State v. Hill and Huggins, 314 S.C. 330, 444 S.E.2d 255 (1994).

2 

exercised with utmost caution, and in practice, capital defendants are rarely admitted to bail pending trial. *Id.*

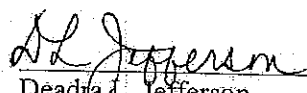
This Court finds that Defendant has outlined no sound reason for this Court to modify its denial of bond or to provide specific findings of fact.⁸ The Court has made the requisite findings it considered in denying the Defendant's Motion for Bond. The defense claim that the Court's basis for the denial was arbitrary is without merit. The Court's decision is well founded and more than amply supported by the record before it on July 15, 2024.

Defendant's Motion raises no new issues, nor proffers any arguments the Court failed to consider during the Defendant's Bond hearing. Further, this Court deems that the denial of the Defendant's Motion for Bond filed June 3, 2024 is abundantly supported by the record and appropriate under the facts and circumstances presented to the Court on July 15, 2024. Moreover, this Court finds that Defendant has offered the same arguments the Court considered when determining the Motion and seeks to only reargue the matter on the same basis.


Having fully considered the Defendant's Motion to Amend Bond Order and Provide Specific Findings of Fact, the submissions and arguments presented at the July 15, 2024 hearing, the parties memoranda and the requirements set forth in S.C. Const. art. 1, §15 and S.C. Code Ann. §17-15-30 as well as having fully reviewed the record and the various interests balanced by the Court at the time of the ruling, Defendant's Motion to Amend Bond Order and Provide Specific Findings of Fact is hereby **DENIED**.

IT IS SO ORDERED.

September 16, 2024
Charleston, S.C., at Chambers

 2128
Deadra L. Jefferson
Presiding Judge
Ninth Judicial Circuit

⁸ The Court has corrected any scrivener's errors contained in the original Order dated July 26, 2024 by issuing an Amended Order signed September 16, 2024.

3 3013


Reverend Monsignor Edward D. Lofton
215 Blue Bonnet St.
Summerville, S.C. 29483
April 23, 2024

Judge for the Ninth Judicial Circuit
Via, The Savage Law Firm
15 Prioleau Street,
Charleston, S.C. 29401

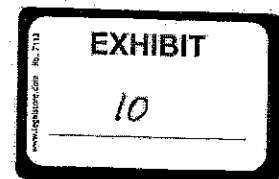
I am Reverend Monsignor Edward D. Lofton a retired priest of the Roman Catholic Diocese of Charleston. I have been ordained for over forty-one years and I still actively serve the Diocese as a 'Supply' priest and the Director for the Pontifical Missions Societies. I have three Master's degrees: Public Administration (MPA) from the Univ. of S.C., MA in Theology and a MDiv in Pastoral Counseling from Mt. St. Mary's Seminary and College, Emmitsburg, Md. The majority of my years of ministry has been in Pastoral work and Pastoral Counseling. In 1991 I received the Papal Honor, Prelate of Honor from his Holiness St. John Paul II.

Prior to ordination, I served in the USAF, was Assistant Dean in the SC Technical College system, and the Director of Personnel for the City of Sumter. In Sumter I also served as an Auxiliary Police Officer. After my ordination to the Priesthood, I served as a Police Chaplain to the City of North Charleston, and Charleston County, and was the Chaplain of the Year in 1994. I have also served as the Catholic Chaplain at Evans Correctional facility and Charleston County Detention Center. Upon my retirement, I received the State of SC award, The Order of the Palmetto.

I am writing on behalf of Anthony (Tony) Delustro. I have known Tony and his family for over six years. I first met Tony and his family when they became members of St. Theresa Catholic Church in Summerville. I was the Pastor of the parish when Tony and his family relocated from New York after his retirement from the NYC Police Department.

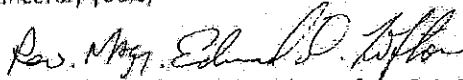
I counseled Tony and his wife, Pilar, about a family difficulty regarding his daughter, Denise, who had a drug problem and a failed relationship. Tony was very concerned about his two granddaughters and their welfare. Tony and Pilar were able to secure custody of their granddaughters; I had the honor of Baptizing them and I helped them enroll in Summerville Catholic School. Tony and Pilar also had another daughter, Kristine, who was born with Down's syndrome. They took amazing care of Kristine until she passed away from Covid. Both Tony and Kristine came down with Covid and they both were hospitalized in intensive care. Tony was able to be with Kristine at her death in the hospital and, fortunately, he recovered a short time later and was discharged. His wife Pilar also came down with Covid and was hospitalized and recovered. They severely grieved the loss of Kristine whom they loved so much; I was blessed to be able to celebrate Kristine's funeral and provide grief counselling for the family.

After his retirement and relocation to SC, Tony did security work to supplement his retirement. After having secured custody of his granddaughters, Tony was concerned about being in a better financial condition to pay for his granddaughters present and future education needs. I counseled Tony about employment opportunities in the local area. Eventually he decided to seek employment with the Summerville Police Department and was hired. He completed the SC Criminal Justice Academy and was commissioned as a Police Officer.



Over the years of my personal contact with Tony and his family I have come to know him well. He is very committed to his family and to his faith. He is very conscious of carrying out his duties to God, family and community in a most responsible way. Because of this dedication to God, family and community, he received numerous awards from his work in the NYC police force. He and Pilar frequently attend daily Mass at St. John's Catholic parish plus the normal Sunday obligation. Tony is an open and honest person who can be characterized as 'what you see is what you get.' Tony is not a threat to society in any way; as his whole life has demonstrated, he worked to protect and defend the communities he and his family lived in. He has my full respect and I am proud to know him and his family and I value him as a true friend.

Sincerely yours,



Reverend Monsignor Edward D. Lofton, B.A, MPA, MA, MDiv.
Retired Pastor



July 6, 2024

Judge for the Ninth Judicial Circuit
300-B California Ave.
Moncks Corner, SC 29461

Dear Judge,

I hope you are well. I am writing on behalf of Mr. Anthony DeLustro and his character. I serve as the executive director and senior chaplain of the Coastal Crisis Chaplaincy. We offer chaplaincy care for our tri-county first responders and the community. I have had the honor of serving with the Chaplaincy for sixteen years, served parishes for ten years as a United Methodist minister, and serve previously as a police officer and instructor with the Charleston Police Department.

The Chaplaincy has served the Summerville Police Department for over five years and I have had the pleasure of getting to know Anthony personally since March 20th of this year. Anthony has dedicated his life to public service, caring for the community as a police officer for 35 years, serving with the City of New York Police Department, then in South Carolina with the Summerville Police Department. I know that many of his police colleagues have appreciated his mentoring and professionalism. Anthony is deeply rooted in protecting his community and family, often with honorable personal sacrifice. His service in response to the 9/11 tragedy sacrificed his health, leading to a 9/11 related cancer diagnosis.

Since retiring to South Carolina, one of his daughters passed away from Covid and he assumed custody of his other daughter's children, ages ten and thirteen. Anthony returned to policing in his 60's to provide for his granddaughters' care and school tuition. His service to his community and care for his family have been a full measure of devotion and sacrifice.

Anthony's home is in the community that he served, living with his wife and grandchildren. I have personally been to his home numerous times to visit and have known the DeLustros to be a kind, caring, peaceful, and loving family. They are also a family of faith, attending St. John's Catholic Church, and the children attending Summerville Catholic School. Their life is grounded in their faith and family values.

LIGHT + HOPE

CRISISCHAPLAINCY.ORG | P.O. BOX 21833, CHARLESTON, SC 29413 | (843) 724-1212

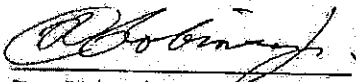


Anthony is a wonderful husband, father, and grandfather. I have often observed him exuding integrity, selflessness, and generosity in his interactions with his granddaughters and wife. He often would offer guidance to his granddaughters through wise council, and with a consistent intentionality demonstrated his dedication to providing for his family and caring for his beloved wife. His heart and character are rooted in his faith and family life, and poured out through his public service.

It is an honor to call Anthony a friend and to know his love for family, his fellow first responders and our community. Should you need any additional information, please feel free to contact me. Thank you for your kind attention.

Coastal Crisis Chaplaincy
2500 City Hall Ln.
North Charleston, SC 29406
(843) 724-1212
Chaplaincy@CrisisChaplaincy.org

Blessings,



Rev. Rich Robinson
Executive Director

cc: Anthony Delustro
Morgan Altman, Savage Law Firm; maltman@savlaw.com

May 2, 2024

Savage Law Firm

15 Prioleau Street

Charleston SC 29401

Judge for the Ninth Judicial Circuit,

Greetings! I hope this note finds you very well!

I write this reference for my parishioner Anthony DeLustro. I have known Anthony for the five years that I have been pastor of Saint John the Beloved Catholic Church in downtown Summerville. He and his wife Pilar are raising their two granddaughters in the Christian faith. They are sending them to Summerville Catholic School. Not only are they making the sacrifice to pay their tuition and other fees, but Pilar DeLustro volunteers and helps out at their school.

Anthony retired from the New York City police department as a sergeant. I have been to his house several times and proudly he showed me some of his plaques and awards. The N.Y.P.D. has thousands of officers, but Anthony showed me that he was awarded "police officer of the month" several times.

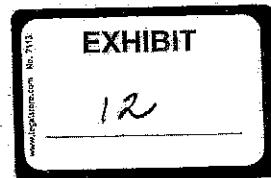
Since they are paying tuition at the Catholic school, and also to stay busy, he discussed with me about joining the police department here in Summerville, which he did.

Anthony is a good Christian man who is giving a good example to others by coming to church and raising his granddaughters. I hope and pray that he can be cleared of all charges so he can resume his life as a good Christian and a good man all around!

If I can be of any further help, please let me know. (cell- 843-655-1248)

Sincerely in Christ,

Rev. Raymond J. Carlo
Very Rev. Raymond J Carlo, V.F. Pastor



1. https://www.postandcourier.com/journal-scene/delustro-arrest-warrant-reveals-what-led-to-fatal-shooting/article_4e35eaec-fcda-11ee-8c6f-3f680463683d.html
2. <https://www.nbcnews.com/news/us-news/-duty-sc-cop-charged-fatal-shooting-driver-fleeing-fight-rcna147750>
3. https://www.postandcourier.com/journal-scene/delustro-indicted-on-murder-attempted-kidnapping-charges/article_864a8000-2142-11ef-99be-4fd70d4bafa.html
4. <https://www.scsolicitor9.org/news/2024/delustro-press-release-sw1.pdf>
5. <https://www.wspa.com/news/state-news/former-sc-officer-charged-with-murder-after-shooting-killing-winston-salem-man-outside-chick-fil-a/?nxsparam=1>
6. <https://www.live5news.com/2024/05/22/ex-summerville-police-officer-indicted-fatal-march-shooting/>
7. <https://www.wvlt.tv/2024/04/10/officer-involved-off-duty-shooting-chick-fil-a-charged-with-murder/>
8. <https://www.live5news.com/2024/04/10/warrants-provide-new-details-murder-charge-against-ex-summerville-officer/>
9. <https://www.gcnnews.com/news/u-s/south-carolina/former-south-carolina-officer-charged-in-murder-of-winston-salem-man-was-usually-very-calm-and-mild-chief-said/>
10. <https://www.wvlt.tv/2024/04/10/officer-involved-off-duty-shooting-chick-fil-a-charged-with-murder/>
11. <https://www.live5news.com/2024/04/10/warrants-provide-new-details-murder-charge-against-ex-summerville-officer/>
12. <https://www.greenvilleonline.com/story/news/local/greenville/2024/04/11/summerville-sc-cop-anthony-delustro-charged-with-murder-at-chick-fil-a/73286799007/>
13. <https://www.wxii12.com/article/south-carolina-off-duty-officer-shot-killed-winston-salem-man-parking-lot-fight/60282518>
14. <https://www.counton2.com/news/local-news/former-summerville-officer-who-shot-man-at-chick-fil-a-indicted-on-attempted-and-murder-charges/>
15. <https://www.counton2.com/news/local-news/former-summerville-officer-who-shot-man-at-chick-fil-a-indicted-on-attempted-and-murder-charges/>
16. <https://abcnews4.com/news/local/former-summerville-officer-indicted-on-attempted-kidnapping-and-murder-charges>
17. <https://www.counton2.com/news/local-news/newly-released-video-shows-moments-leading-to-deadly-march-shooting-involving-off-duty-officer-at-summerville-chick-fil-a/>
18. <https://www.usatoday.com/story/news/nation/2024/04/11/anthony-delustro-police-officer-shooting-charged-summerville-sc/73285640007/>
19. <https://twitter.com/ABCNews4/status/1800271772643672454>
20. <https://people.com/off-duty-cop-allegedly-shot-and-killed-unarmed-man-in-chick-fil-a-parking-lot-following-fight-police-8630695>
21. <https://www.wlos.com/news/local/gallery/off-duty-officer-charged-with-murder-affidavit-indicates-shooting-wasnt-self-defense-summerville-chick-fil-a-michael-oneal-anthony-delustro-crime-wciv-berkeley-county-2024>
- 22.

