

South Carolina Department of Corrections

Aug. 21, 2019 For immediate release

Contact: Chrysti Shain, (803) 413-8206

Shain.Chrysti@doc.sc.gov

COLUMBIA, S.C. – The S.C. Department of Corrections Police Services released arrest warrants today for Joey Tutt, 34, of Lincolnton, Ga., on charges involving an inmate assault.

Tutt, who was working as a captain at McCormick Correctional Institution, was charged with assault and battery third degree and misconduct in office. He was fired today after his arrest.

The S.C. Department of Corrections reminds members of the public that after an arrest, the burden of proof is on the state to prove guilt beyond a reasonable doubt within a court of law.

Copies of the arrest warrants are attached.

ARREST WARRANT	STATE OF SO	UTH CAROLINA)		ORIGINAL	Form Approved by S.C. Attorney General
2019A3510100239	X County/	Municipality of)	AFFIDAVIT		April 21, 2003 SCCA 518
STATE OF SOUTH CAROLINA	Mccormick	and here and the con-) Pow F Cov. III.			
X County/ Municipality of		peared before me the affia worn deposes and says the		N+++		who
Mccormick	did within thi	s county and state on or ab	300, 1	utt	violate the	criminal laws of the
THE STATE 34-	0010 001	n Carolina (or ordinance of	X County/	Municipality of Mccor	mick	,
against	III the lollow	ng particulars:				
Joey Tutt		Misconduct	/ Misconduct in office,	malfeasance, misfeasance,	or nonfeasance	
Address:						
Phone: SSN: SSN: SSN: SSN: SSN: SSN: SSN: SS	the crime se	ite that there is probable to	le cause to believe cause is based on the	that the defendant name following facts:	ned above did comm	nit
Sex: M Race: B Height: 5 11 Weight: DL State: GA DL#: DOB: Agency ORI #: SC0400950		HED AFFIDAVIT. INCID	ENT INVESTIGATED	BY AGENT ROY COX C	OF SCDC POLICE SE	RVICES.
Prosecuting Agency: S C Department Of Corrections I						
Prosecuting Officer: Roy E Cox, III - S00146						
Offense: Misconduct / Misconduct in office, malfeasa	ince,					
misfeasance, or nonfeasance Offense Code: 0819						
Code/Ordinance Sec: 17-25-0030				R 00		
This warrant is CERTIFIED FOR SERVICE in t	ne	Signature of Aff	iant	1752 Cy		
County/ Municipality of	STATE OF SO	UTH CAROLINA) Affiant's Address	P.O. Box 21787		
2 0000	accused X County/	Municipality of) / maints / tagless	Columbia, SC 29221-1	787	
is to be arrested and brought before me to dealt with according to the law.	be <u>Mccormick</u>		Affiant's Telepho	ne		
	(L.S.)		-			
Signature of Judge	-		ARREST	WARRANT		en es 11 - 2 - 1
Date:	TO ANY LAW	ENFORCEMENT OFFICER OF	F THIS STATE OR MUNIC	IPALITY OR ANY CONSTABL	E OF THIS COUNTY:	
			from the above affi			to believe that
RETURN A copy of this arrest warrant was delivered to	on or about	8/ 8/2019	defendant Jo	ey Tutt		
defendant Socy Tutt		e criminal laws of the State				
on	X County/	Municipality of	Mccormick) :	as set forth below:	
80. 01.	DESCRIPTION	OF OFFENSE: Misconduc	t / Misconduct in office	, malfeasance, misfeasance,	or nonfeasance	
Berco	Having found p	robable cause and the above affi	iant having sworn before me	e, you are empowered and directe	ed to arrest the said defen-	dant and bring him or
Signature of Constable/Law Enforcement Officer	ner before me	orthwith to be dealt with according as is practicable	ng to law. A copy of this Arre	est Warrant shall be delivered to t	he defendant at the time o	f its execution, or as
RETURN WARRANT TO:	Sworn to and s	ubscribed before me)			
Mccormick Magistrate	on 8/20/201	1) Judge's Address	Post Office Box 1116	j	
211 West Augusta Street, Extension	Signature of Assbir		L.S.)	McCormick, SC 2983		
Post Office Box 1116 Mccormick, SC 29835	Patty L. Smit	5 9	Judge's Telepho	ne (864)852-2316		
	Judge Code:	5924) Issuing Cou	urt: X Magistrate	Municipal	Circuit
ORIGINAL ORIGINAL	ORIGINAL	ORIGINAL	ORIGINA	AL ORIGII	VAL (DRIGINAL

South Carolina Department of Corrections Police Services Arrest Warrant Affidavit Sheet

Date of Offense:	Case Number:					
August 8, 2019	34-2019-084					
Defendant Name:	Address:					
Joey Wesley Tutt						
		* ,				
Race: Sex: Height: Weight:	Date of Birth: Social Security #:	Driver's Licer	ise #: SCDC #:			
B M 5'6" 200	· ·					
Affiant Name:	Affiant Address:		Telephone:			
	4444 Broad River Rd					
Agent Roy Cox	Columbia, S.C. 29221	- (0	(803)896-5214			
Victim Name	Victim Address		Telephone:			
Witness Name	Witness Address	1	Telephone:			
	2					
Description of Offense		Statute, Ordina	ance, or CDR Code:			
Misconduct / Misconduct in office 17-25-0030 or 819			819			
Affidavit:						
Agent Roy Cox states that the defendant, did in the County of McCormick, South Carolina on August 8, 2019 commit the offense of (Misconduct in Office) to wit: Captain Joey Tutt, a Sworn Officer with the South Carolina Department of Corrections, with corrupt intent, engage in misconduct in the form of (Malfeasance) by committing acts in violation of his duty of good faith, honesty and accountability, of public trust as a State Correctional Officer. Captain Tutt did use excessive force by striking a South Carolina Department of Corrections inmate in the torso with multiple kicks. The offense occurred at McCormick Correctional Institution, 386 Redemption Way, McCormick S.C. 29835. Probable cause is based on the McCormick Correctional Institution's security footage aw well as statements made by the victim and defendant.						
Signature of Judge (If Applicable) Affiant Signature						
Sworn to and ascribed before me this 20th day of August, 2019						

SCDC FORM 23-61 (REVISED AUGUST 2017)

ARREST WA	ARRANT	STATE OF SO	UTH CAROLINA)		ORIGINAL	Form Approved by S.C. Attorney General
2019A351	0100240	X County/	Municipality of)	AFFIDAVIT		April 21, 2003 SCCA 518
STATE OF SOUT		Mccormick) 			
X County/	Municipality of	(5) 1.	peared before me the affia worn deposes and says the	 	r44		who
Mccormick	_		s county and state on or ab		rutt	violate the	e criminal laws of the
THE STA	ATE		n Carolina (or ordinance of	X County/	Municipality of N	Accormick)
agains			ng particulars:		_		
Joey Tutt		— DESCRIPTION	OF OFFENSE: Assault / As	ssault & Battery 3rd deg	gree		
Address:							
Phone:	SSN:	I further sta	ate that there is probable of	le cause to believe cause is based on the	that the defendant following facts:	named above did comi	nit
Sex: M Race: B Height DL State: GA DL#:	nt: 5 11 Weight: 1	SEE ATTAC	HED AFFIDAVIT. INCID	ENT INVESTIGATEI	D BY AGENT ROY CO	OX OF THE SCDC POLIC	E SERVICES.
	SC040095C	•					
Prosecuting Agency: S C Department Prosecuting Officer: Roy E Cox,	nent Of Corrections Divis III - S00146	<u>10n</u>					
Offense: Assault / Assault & Batt		_					
Offense Code: 3414							
Code/Ordinance Sec: 16-03-0600((E)(1)		Signature of Aff	iant	. FC		
This warrant is CERTIFIED FO	OR SERVICE in the	STATE OF SO	UTH CAROLINA		7 - 00		
County/ Municipality of	. The accus	County/	Municipality of) Affiant's Address			
is to be arrested and brough		Mccormick) Affiant's Telepho	Columbia, SC 292	221-1787	
dealt with according to the law.			· · · · · · · · · · · · · · · · · · ·	-			
	(L	S.)		ARREST	WARRANT		
Signature of Judg	ge						
Date:		TO ANY LAW	ENFORCEMENT OFFICER OF				
RETUF	RN			from the above aff	idavit that there	are reasonable grounds	to believe that
A copy of this arrest warrant was	s delivered to		8/ 8/2019		ey Tutt		
		X County/	e criminal laws of the State Municipality of	e of South Carolina (or Mccormick	ordinance of) as set forth below:	
on August 21,	,2019	DESCRIPTION	OF OFFENSE: Assault / A				
8 00					_		
Signature of Constable/Law	v Enforcement Officer	ner before me	robable cause and the above affi orthwith to be dealt with according	ant having sworn before me ig to law. A copy of this Arre	e, you are empowered and est Warrant shall be delive	directed to arrest the said defended to the defendant at the time of	dant and bring him or
RETURN WARRANT TO:		Sworn to and s	ubscribed before me)			
Mccormick Magistrate		on 8/20/201	9) Judge's Addres	s Post Office Box	1116	
211 West Augusta Street,	Extension	tatty		L.S.)	McCormick, SC		
Post Office Box 1116		Signature of Issuir Patty L. Smit	g Judge h	Judge's Telepho			
Mccormick, SC 29835		Judge Code:	5924) Issuing Co	urt: X Magistrate	Municipal	Circuit
ORIGINAL	ORIGINAL	ORIGINAL	ORIGINAL	ORIGINA		RIGINAL	ORIGINAL

South Carolina Department of Corrections Police Services

Arrest Warrant Affidavit Sheet

Date of Offense:	Case Number	:			
August 8, 2019	34-2019-084				
Defendant Name:	Address:				
Joey Wesley Tutt					
Race: Sex: Height: Weight: B M 5'6" 200	Date of Birth: Social Security #:	Driver's Lic	ense #: SCDC #:		
Affiant Name:	Affiant Address:		Telephone:		
Agent Roy Cox	4444 Broad River Rd Columbia, S.C. 29221		(803)896-5214		
Victim Name	Victim Address		Telephone:		
Witness Name	Witness Address		Telephone:		
	-				
Description of Offense		Statute, Ordi	nance, or CDR Code:		
Assault / Assault & Battery 3rd degree	ee 16	16-03-0600(E)(1) or 3414			
Affidavit:					
Agent Roy Cox states that the defendant, did in the County of McCormick, South Carolina on August 8, 2019 commit the offense of (Assault and Battery 3rd Degree) to wit: that Captain Joey Tutt did kick inmate several times, on the left side of his torso, as he laid faced down on the ground before another officer intervened and separated Captain Tutt from the inmate. The offense occurred at McCormick Correctional Institution, 386 Redemption Way, McCormick S.C. 29835. Probable cause is based on the McCormick Correctional Institution's security footage aw well as statements made by the victim and defendant.					
Signature of Judge (If Applicable) Affiant Signature					
Sworn to and ascribed before me this 20 th day of August, 20 1 9					
SCDC FORM 23-61 (REVISED AUGUST 2017)					