



South Carolina Department of Corrections

Oct. 21, 2024

For immediate release

Contact: Chrysti Shain, (803) 413-8206

Shain.Chrysti@doc.sc.gov

COLUMBIA, S.C. – The SCDC Inspector General released the arrest warrants today for a former correctional officer at Evans Correctional Institution.

Oscar Martinez, 52, of Rockingham, N.C., is charged with third-degree assault and battery and misconduct in office. Charges against him involve striking an inmate's arms with a padlock. He was fired.

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.

The arrest warrants are attached.

ARREST WARRANT

2024A3410100415

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Marlboro

THE STATE

02-2024-064

against

Oscar Martinez

Address:

Phone: SSN:

Sex: M Race: A Height: Weight:

DL State: NC DL #:

DOB: Agency ORI #: SC040095C

Prosecuting Agency: S C Department Of Corrections Division

Prosecuting Officer: Lynda K Brown - S00214

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

Offense Code: 0819

Code/Ordinance Sec: 17-25-0030

This warrant is CERTIFIED FOR SERVICE in the

[] County/ [] Municipality of

The accused

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

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant Oscar Martinez

on October 18, 2024

SA Lynda Brown

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
105 Main Street
Bennettsville, SC 29512

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ORIGINAL

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Marlboro

Personally appeared before me the affiant Lynda K Brown

being duly sworn deposes and says that defendant Oscar Martinez

did within this county and state on or about 5/30/2024 violate the criminal laws of the

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

in the following particulars:

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

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

On May 30, 2024, while at Evans Correctional Institution, located at 610 Hwy 9 West Bennettsville SC 29512, in Marlboro County, the defendant Lt. Oscar Martinez, a certified correctional officer with the South Carolina Department of Corrections, did commit the crime of Misconduct in Office to wit: Lt. Martinez did not perform his duties as a Correctional Officer by striking the victims (inmate incarcerated at Evans Correctional Institution) arms with a padlock while they were sticking out of the secured flap. Probable cause is based in video footage, Use of Force video, Use of Force Photographs, Institutional Incident Reports, and statements from witnesses and the victim.

Signature of Affiant

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Marlboro

Affiant's Address P.O. Box 21787

Columbia, SC 29221-1787

Affiant's Telephone (803)960-5903

ARREST WARRANT

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

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

on or about 5/30/2024 defendant Oscar Martinez

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

[X] County/ [] Municipality of Marlboro as set forth below:

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

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

Sworn to and subscribed before me

on 10/17/2024

Signature of Issuing Judge Grover McQueen (Magistrate) Jr. (L.S.)

Judge Code: 7100

Judge's Address 249 Throop St.

Bennettsville, SC 29512

Judge's Telephone (843)479-5620

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

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

AFFIDAVIT

ARREST WARRANT

2024A3410100416

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Marlboro

THE STATE

02-

against

Oscar Martinez

Address:

Phone:

SSN:

Sex: M Race: A Height: Weight:

DL State: NC DL #:

DOB: Agency ORI #: SC040095C

Prosecuting Agency: S C Department Of Corrections Division

Prosecuting Officer: Lynda K Brown - S00214

Offense: Assault / Assault & Battery 3rd degree

Offense Code: 3414

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

This warrant is CERTIFIED FOR SERVICE in the

[] County/ [] Municipality of

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

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant Oscar Martinez

on October 18, 2024

SA Lynda K Brown Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions 105 Main Street Bennettsville, SC 29512

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STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Marlboro

Personally appeared before me the affiant Lynda K Brown

being duly sworn deposes and says that defendant Oscar Martinez

did within this county and state on or about 5/30/2024

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

in the following particulars:

DESCRIPTION OF OFFENSE: Assault / Assault & Battery 3rd degree

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

On May 30, 2024, while at Evans Correctional Institution, located at 610 Hwy 9 West Bennettsville SC 29512, in Marlboro County, the defendant Lt Oscar Martinez, a certified correctional officer with the South Carolina Department of Corrections, did commit the crime of Assault & Battery 3rd to wit: The victim [redacted] was secured in his cell with his arms hanging out the door flap when the defendant (Lt. Martinez) approached the victim's cell and began arguing. The defendant then unlocked a pad lock off of a neighboring cell door, held the padlock in his hand and struck the victim several times in his forearms which caused injuries to the victim. Probable cause is based on video footage, Use of Force video, Use of Force Photographs, Institutional Incident Reports, statements from victim and witnesses.

Signature of Affiant

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Marlboro

Affiant's Address P.O. Box 21787

Columbia, SC 29221-1787

Affiant's Telephone (803)960-5903

ARREST WARRANT

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

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

on or about 5/30/2024

defendant Oscar Martinez

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

[X] County/ [] Municipality of Marlboro

) as set forth below:

DESCRIPTION OF OFFENSE: Assault / Assault & Battery 3rd degree

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

Sworn to and subscribed before me

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

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