

Whiteville Man Gets Suspended Term For Ocean Isle Assault

A Columbus County man received a suspended prison sentence last week after he admitted to a knife assault last month at Ocean Isle Beach.

Russell Clark Smith, 35, of Route 6, Whiteville, pleaded guilty Aug. 9 in Brunswick County District Criminal Court to assault with a deadly weapon and injury to personal property, according to the Brunswick County Clerk of Court's office.

Court records state that the assault occurred July 15 near the Ocean Isle Beach Pier, when Smith assaulted Luther Wayne Hester Jr. of Sunset Beach.

Smith, armed with a six-inch boot knife, attempted to stab Hester through the window of the victim's pickup truck, according to arrest warrants. The defendant did \$200 damage to Hester's 1988 Ford Ranger during the affray.

While being arrested by Ocean Isle Beach Police, Smith also allegedly assaulted Officer J.W. Todd by kicking him on the arm and chest. However, an assault on an officer charge was dismissed last week in court.

Judge William C. Gore Jr. sentenced Smith to a nine-month prison term and suspended it for two years. The defendant was required to pay court costs and \$200 in restitution to Hester.

Smith also was ordered to stay away from the Ocean Isle Beach Pier and to enroll in a mental health course. In addition, he must not consume alcoholic beverages or controlled substances and must not carry deadly weapons off his own property.

Also during the Aug. 8 and 9 term of Brunswick County District Criminal Court, Judge Gore heard the following cases:

Teresa R. Aman, speeding 44 in a 35 zone, \$10 and costs.

Jerome Andrews, injury to personal property, costs, restitution has been made to plaintiff.

Steve Bell, assault by pointing a gun, assault inflicting serious injury, Brunswick County Jail not less nor more than six months, suspended two years, unsupervised probation, not assault, harass or communicate threats to plaintiff, not go on or about premises, \$113.50 restitution to plaintiff, \$25 restitution to plaintiff, not violate criminal laws, 11 p.m. curfew, pay cost of court.

Albert S. Boney, unlawful concealment, Brunswick County Jail not less nor more than six months, suspended two years, not go on property of Revco, Brunswick County Mental Health follow course, 24 hours community service within 90 days, \$100 fee, not violate criminal laws.

Kimberley D. Brown, stop sign violation, dismissed.

Charles M. Bryant, misdemeanor possession of marijuana, misdemeanor possession of cocaine, State Department of Corrections not less nor more than two years, safe and proceeds turned over to sheriff for their use; possession of drug paraphernalia, dismissed. Appealed.

Billy L. Buchanan, unsafe movement, dismissed.

Donald M. Campbell, probation violation, revoked, State Department of Corrections Committed Youthful Offender program one year.

Jeffrey D. Carter, DWI, no motorcycle endorsement, improper equipment, level 4, Brunswick County Jail not less nor more than 60 days, suspended two years, unsupervised probation, \$100 and costs, surrender license, not operate motor vehicle, community service, ADETS \$100.

Richard O. Castillo, no registration, no insurance, dismissed; DWI, wrong way on dual highway, level 5, Brunswick County Jail not less nor more than 30 days, suspended two years, unsupervised probation, \$100 and costs, not operate motor vehicle till valid license, assessment.

Sam A. Cox, improper passing, prayer for judgement continued, costs.

Patricia M. Crump, DWI, defense motion to dismiss allowed.

Jimmy Davis, assault on a female, Brunswick County Jail not less nor more than six months, suspended three years, not assault, harass, communicate threats or go on premises of plaintiff, \$100 and costs, not violate criminal laws.

Leonard Douglas, larceny, Brunswick County Jail not less nor more than 60 days, suspended two years, \$25 and costs, not go on or about premises of plaintiff, 48 hours community service within 90 days, not violate criminal laws.

Paul E. Downs, DWI, level 4, Brunswick County Jail not less nor more than 60 days, suspended two years, unsupervised probation, \$100 and costs, 48 hours community service within 90 days, \$50 fee, sur-

render license, ADETS \$100.

Clinton L. Frink, probation violation, admits violation, revoked, modified to not less nor more than one year.

Harry Junior Gause, assault on a female, State Department of Corrections not less nor more than one year, suspended five years, not assault, harass, molest or communicate threats to plaintiff, not violate criminal laws, pay court cost.

Catherine Graham, no seat belt, \$25 fine.

Kenneth O. Graham, no seat belt, \$25 fine.

Douglas D. Hewett, DWI, level 3, Brunswick County Jail not less nor more than six months, suspended two years, unsupervised probation, \$100 and costs, community service work 72 hours within 180 days, \$50 fee, ADETS \$100.

Robert G. McClelland Jr., failure to stop, prayer for judgement continued, costs.

Faye H. McKinney, left of center, dismissed.

Robbin Marshall, injury to personal property, motion to dismiss at close of state's evidence allowed.

Brent A. Moore, left of center, dismissed.

Martin Muncy, probation violation, admits violation, modified to Brunswick County Jail five days, continue under terms.

George T. Pait, failure to reduce speed, dismissed.

Tyler J. Plante, drunk and disruptive, Brunswick County Jail not less nor more than five days, suspended one year, costs, not go on or about premises, not violate criminal laws, Brunswick Mental Health assessment, follow course.

Loria M. Potter, no seat belt, \$25 penalty.

James E. Pugh, possession of more than one ounce but less than 1½ ounces of marijuana, State Department of Corrections not less nor more than one year, suspended, supervised probation three years, \$300 and costs, attorney fees \$120, not possess or consume controlled substance, submit to test, allow warrantless searches.

Dwight W. Reeves, probation violation, admits violation, revoked, Brunswick County Jail 90 days to run concurrent with time now serving.

Randy L. Smokes, larceny, Brunswick County Jail not less nor more than 60 days, suspended two years, \$25 and costs, not go on or

about premises of plaintiff, perform 48 hours community service within 90 days, \$100 fee, not violate criminal laws.

Thomas D. Stamatelos, maintaining a vehicle to keep and sell marijuana, possession with intent to manufacture, sell or deliver marijuana, felonious simple possession of marijuana, probable cause found in all three cases, bound over to superior court; DWI, level 1, State Department of Corrections one year; driving while license revoked, not less nor more than one year concurrent with DWI; carrying a concealed weapon, possession of drug paraphernalia, State Department of Corrections 60 days, concurrent with DWI and driving while license revoked cases. Appealed.

Perry Thompson, misdemeanor breaking and entering, misdemeanor larceny, State Department of Corrections not less nor more than two years at expiration of probation violation, not recommended work release, asked probation be revoked, two years revoked probation, if allowed work release restitution \$923.50 vend., \$20 Brunswick Community College, attorney fees \$300; possession of stolen goods, dismissed.

Evelyn J. Wend, allowing a minor with no license to operate a motor vehicle, prayer for judgement continued, costs.

Larry Clemmons, assault by pointing a gun, Brunswick County Jail six months, suspended two years, costs, not assault or harass plaintiff, not go on premises, Brunswick County Jail 48 hours. Appealed. Not to have any association or contact with plaintiff.

Timmy Farmer, cruelty to an animal, Brunswick County Jail not less nor more than six months, suspended two years, not go on or about property of Mr. Steele, 48 hours community service, \$100 fee, Brunswick Mental Health evaluation, follow course, not violate criminal laws.

Robin Hill, avoiding payment for telephone calls, dismissed.

William C. Vereen, drunk and disruptive, Brunswick County Jail not less nor more than 30 days, suspended two years, \$25 and costs, not go on or about premises of plaintiff, not violate criminal laws.

Jimmy Woods, communicating

threats, Brunswick County Jail not less nor more than 30 days, suspended two years, costs, not violate criminal laws, not assault, harass or communicate threats, not go on or about premises of home or business of plaintiff.

John Dick, selling alcoholic beverage to person underage, prayer for judgement continued, costs remitted.

Thomas Gore, speeding 64 in a 55 zone, prayer for judgement continued, costs.

Jonathan Paschall, exceeding safe speed, prayer for judgement continued, costs.

Eldridge Gaskill, common law forgery, Brunswick County Jail State Department of Corrections not less nor more than one year, suspended two years, restitution \$140 to UCB in Wilmington, attorney fees \$120, costs, not violate criminal laws, court recommends not cause probation to be revoked.

Timothy Martin, 2nd degree trespass, prayer for judgement continued two years, costs remitted.

George Bannerman, probation violation, admits violation, revoked. Sterling L. Carol, breaking, entering and larceny, dismissed.

Casey A. Gore, no safety helmet, no insurance, no registration, no operators license, Brunswick County Jail not less nor more than five days, suspended one year, \$50 and costs, not operate motor vehicle unless properly insured, registered and licensed.

Rickey N. Hewett, permitting a person to drive without a license, dismissed.

Thomas L. Hill, engaging in affray, costs.

Michael K. Hughes, possession of alcoholic beverage under 21 years of age, littering, Brunswick County Jail not less nor more than 30 days, suspended three years, not possess alcoholic beverage until 21, ADETS \$100, not violate criminal laws, costs.

Christopher L. Kelly, four counts of breaking, entering and larceny, dismissed. State's motion to continue denied.

Ann Lynn, breaking, entering and larceny, probable cause found, bound

over to superior court.

Marty M. Moore, possession of drug paraphernalia, possession of alcoholic beverage under 21 years of age, Brunswick County Jail not less nor more than six months, suspended two years, \$100 and costs, not possess controlled substance, submit to test, ADETS \$100, not violate criminal laws.

Bryon S. Prevatte, possession of less than half ounce of marijuana, Brunswick County Jail not less nor more than 30 days, suspended two years, \$50 and costs, \$100 attorney fees, not possess controlled substance, not violate criminal laws.

Kevin L. Reynolds, failure to appear, engage in affray, costs.

Kevin Reynolds, injury to personal property, dismissed.

David Rivenbark, injury to personal property, dismissed; engaging in affray, costs.

Paul G. Shaffer, speeding 64 in a 55 zone, \$10 and costs.

Brian P. Shivley, engaging in affray, costs.

Joseph W. Shull Jr., DWI, level 5, Brunswick County Jail not less nor more than 30 days, suspended two years, unsupervised probation, \$100 and costs, ADETS \$100, 24 hours jail in lieu of community service.

Chad E. Snyder, engage in an affray, costs.

Wesley T. Surratt, exceeding safe speed, costs.

Derek Willetts, injury to personal property, dismissed; assault with a deadly weapon, dismissed; engage in an affray, costs.

David Langham, speeding 81 in a 55 zone, Brunswick County Jail not less nor more than five days, suspended one year, \$25 and costs, not operate motor vehicle in NC till valid license, not violate criminal laws.

Timothy W. Parker, unsafe movement, \$5 and costs.

Diane Leonard, worthless check, Brunswick County Jail not less nor more than 30 days, suspended one year, costs, not issue worthless check or violate criminal laws, has previously paid restitution to plaintiff.

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