

Suspect Charged In Moonshine Raid Must Forfeit His Truck

A Chadborn man arrested following the seizure of 60 gallons of lead-contaminated moonshine in Brunswick County in July must forfeit his pickup truck to the N.C. Alcohol Law Enforcement Agency.

Another defendant arrested in the sting had all charges voluntarily dismissed against him in Brunswick County District Court last week.

Sherrill Minson Tart, of Route 2, pleaded guilty to possession of non-tax paid alcoholic beverages. Six other charges against him were voluntarily dismissed, including conspiracy to sell non-tax paid alcoholic beverages, selling non-tax paid alcoholic beverages, transporting non-tax paid beverages and illegal manufacturing of liquor, all misdemeanors.

Tart was one of five people charged after ALE officers seized the moonshine that had been transported into Brunswick County. Officers had previously seized 20 gallons of the illegally-distilled corn whiskey but never discovered where the moonshine was manufactured.

Tart was sentenced to six months in jail, suspended for two years and ordered by District Court Judge Jerry A. Jolly to pay court costs and \$250 in restitution to the prosecuting witnesses.

He was ordered to remove personal property from a Ford pickup truck that was seized in the case, for it is to be turned over to the ALE office. State agencies can auction property seized in such cases, with proceeds divided among participating law enforcement agencies.

The Wilmington ALE office was assisted in the investigation by detectives from the Brunswick County Sheriff's Department.

Tart was also ordered not to violate any laws for two years. The moonshine seized in the case was ordered destroyed.

Another defendant, Steven Sherrill Tart II, of Route 2, Chadborn, had all charges dismissed against him. He had been charged with sale of non-tax paid alcoholic beverages, possession of non-tax paid beverages, transporting non-tax paid beverages and conspiracy to sell non-tax paid beverages.

The arrests were the result of an on-going investigation that began April 26 and culminated with the arrests in July.

Agents later learned that the moonshine contained potentially lethal amounts of lead, possibly from lead pipes used in the distilling process. They warned county residents to not drink any moonshine.

Judges Jolly, Napoleon B. "Poli" Barefoot Jr. and D. Jack Hooks Jr. heard the following cases in District Court Nov. 4-6:

Donna W. Babson, simple worthless check to Wilsons for \$32.24 and \$28.33, both voluntarily dismissed, checks paid.

Corey E. Benton, larceny judgment, prayer for judgment continued and costs, not go back on the premises of Wilsons without their permission.

Terrance Brown, no driver's license, voluntarily dismissed, has valid license.

Russell David Cox, no driver's license, voluntarily dismissed, has valid license.

Kevin Foy Dunn, no driver's license, vehicle not registered/titled, owning and operating vehicle with no insurance, all voluntarily dismissed; failure to burn headlamps, \$45 and costs.

Virginia C. Hawkins, failure to reduce speed, voluntarily dismissed, no officer.

Wesley Lynn Kimbrough, no driver's license, prayer for judgment continued and costs; speed eluding arrest, voluntarily dismissed.

Martin Ellis Muncy, resisting/obstructing public officer, voluntarily dismissed; DWI, level 1, N. C. Department of Corrections two years; driving while license suspended/revoked-not permanent, N. C. Department of Corrections one year to run at expiration of DWI; unauthorized use of motor vehicle, N. C. Department of Correction six months to run concurrent with driving while license revoked sentence; probation violation, probation revoked, N. C. Department of Corrections three

years to run concurrent with DWI and driving while license revoked sentence.

Richard A. Partello, intoxicated and disruptive, Brunswick County Jail 30 days, suspended sentence one year, not go back about the premises of the Express Stop, \$25 and costs, not violate any laws for one year.

Jimmy Lee Patterson, two counts of forgery of instrument, both voluntarily dismissed.

Janet Marie Presson, DWI, level 5, Brunswick County Jail 60 days, suspended sentence two years, \$100 and costs, surrender license, assessment, 24 hours community service within 30 days submit to test.

Teresa Rogers Smith, expired registration card/tag, voluntarily dismissed.

James B. Stanley, DWI, level 5, Brunswick County Jail 60 days, suspended sentence two years, \$100 and costs, surrender license, 30 days of non-operation in lieu of community service, submit to test; driving left of center, voluntarily dismissed.

Lindon Ray Willets, driving left of center, prayer for judgment continued and costs.

Marley Green, violation of court order, admits violation, suspended sentence activated, Brunswick County Jail 60 days—credit for 58 days.

Danny V. Sasser, speeding 52 in a 35 zone, prayer for judgment continued and costs.

Phillip B. Hendon, improper equipment, \$45 and costs.

Oscar Gardner, Jr., speeding 70 in a 55 zone, prayer for judgment continued and costs.

Frank Acker, communicating threats, voluntarily dismissed, no plaintiff.

Patricia Davis, speeding 64 in a 55 zone, \$45 and costs.

William Andrews, speeding 70 in a 55 zone, prayer for judgment continued and costs.

Michael T. Mills, improper equipment, costs.

Rosetta P. Short, improper equipment, \$45 and costs.

John Henry Duboise Jr., reckless driving/to endanger, prayer for judgment continued and costs.

Kim McDaniels Frazier, failure to wear seat belt/driver, \$25 fine; failure to reduce speed, voluntarily dismissed.

Anna Hill, injury to personal property, voluntarily dismissed, no plaintiff.

Stephen Hodges IV, communicating threats, prayer for judgment continued, not go about, communicate with, assault, harass or threaten plaintiff in future, costs remitted.

Mitchell Dean Rodgers, DWI, level 5, Brunswick County Jail 60 days, suspended sentence two years, surrender license, \$100 and costs, 24 hour community service within 30 days, assessment.

Obrian Somersette, notice to revoke for failure to pay, voluntarily dismissed, paid in full.

Mary Kinney, speeding 66 in a 55 zone, prayer for judgment continued and costs.

Curtis Randall Allred, simple possession Schedule VI Controlled Substance, 72 hours of community service within 120 days to Guilford County, with 150 days successfully complete a program; failure to wear seat belt/driver, maintaining dwelling/motor vehicle to keep/sell controlled substance, both voluntarily dismissed.

Pattie Hewett Ashline, speeding 69 in a 55 zone, prayer for judgment continued and costs.

Franklin Bell, driving while license revoked-permanent, Brunswick County Jail 30 days to begin on Friday 7:00 p.m. to Sunday 7:00 p.m.

Jeffrey T. Bicknell, careless and reckless, Brunswick County Jail 60 days, suspended sentence two years, costs, \$100 fine, not violate any laws for two years; driving while license suspended/revoked-not permanent, voluntarily dismissed.

Ronald K. Blackwell, simple possession Schedule VI Controlled Substance, possession drug paraphernalia, consolidated judgment, Brunswick County Jail 60 days, suspended sentence two years, costs, \$50 fine, not violate any laws for two years; maintaining dwelling /motor vehicle

to keep/sell controlled substance, voluntarily dismissed.

Kimber Leigh Brock, improper equipment, \$45 and costs.

Darlean Lance Brown, speeding 70 in a 55 zone, DWI, consolidated judgment, level 5, Brunswick County Jail 60 days, suspended sentence two years, costs, \$100 fine, surrender license, assessment, 24 hours of community service within 30 days, not violate any laws for two years.

Roselyn Ann Brown, improper equipment, \$45 and costs.

Herman A. Bullock, DWI, level 5, Brunswick County Jail 60 days, suspended sentence two years, costs, \$100 fine, surrender license, assessment, 24 hour of community service within 30 days, not violate any laws for two years.

Timothy M. Campbell, speeding 71 in a 55 zone, prayer for judgment continued and costs.

Gary Dale Causey, improper equipment, \$45 and costs.

William C. Clifton, failure to reduce speed, voluntarily dismissed, insurance paid.

Daphne Paulette Coker, speeding 69 in a 55 zone, prayer for judgment continued and costs.

Scotty Dean Collins, no driver's license, unsealed wine/liquor in passenger area, both voluntarily dismissed; careless and reckless, Brunswick County Jail 60 days, suspended sentence two years, costs, \$100 fine, not violate any laws for two years.

Margie Smith Croom, improper equipment, \$45 and costs.

Ronald Warren Crow Jr., improper equipment, \$45 and costs.

Alan Craig Davis, speeding 74 in a 55 zone, prayer for judgment continued and costs; no driver's license, voluntarily dismissed.

Baxter E. Dollar, improper equipment, \$45 and costs.

Jennifer A. Doolittle, speeding 71 in a 55 zone, prayer for judgment continued and costs.

Brandt Alan England, careless and reckless operation, Brunswick County Jail 30 days, suspended sentence two years, costs, \$100 fine, not violate any laws for two years.

Gerard J. Feldeisen, careless and reckless, Brunswick County Jail 60 days, suspended sentence two years, costs, \$100 fine, not violate any laws for two years.

Donna B. Ferguson, improper equipment, \$45 and costs.

Norma Cline Fleming, improper equipment, \$45 and costs.

Kevin Todd Flynn, possession/consuming beer/wine by 19/20 year old, \$25 fine, no cost; possession fictitious/revoked driver's license, voluntarily dismissed.

Lindell Frink, second degree trespassing, larceny judgment, consolidated judgment, prayer for judgment continued and costs.

Derek Alan Frohardt, speeding 69 in a 55 zone, costs.

James Brett Fulford, improper equipment, \$45 and costs.

Roger Garst Jr., assault inflicting serious injury, voluntarily dismissed, no plaintiff.

George Anthony Gibbs, failure to wear seat belt/driver, voluntarily dismissed.

Christopher A. Gilmore, improper equipment, \$45 and costs.

Kimberly S. Gravite, improper equipment, \$45 and costs.

Marlin Green, intoxicated and disruptive, assault on a law officer, both voluntarily dismissed, no plaintiff.

Thomas D. Green, no operator's license, Brunswick County Jail 30 days, suspended sentence two years, \$25 fine, not violate any laws for two years, \$100 attorney fees.

Thomas Douglas Green, driving while license suspended/revoked-not permanent, N. C. Department of Corrections one year, suspended sentence two years, costs, \$200 fine, not violate any laws for two years.

Linda Nobles Gregory, improper equipment, \$45 and cost.

Jerry S. Gurganus, improper equipment, \$45 and costs.

Earl Brown Gurkin Jr., improper equipment, \$45 and costs.

James Garfield Harris, speeding 67 in a 55 zone, driving while license revoked-permanent, consolidated judgment, N. C. Department

of Corrections one year. Appealed.

Glenn Edward Hart, selling/giving malt/wine to minor, prayer for judgment continued and costs, alcohol seized is to be destroyed.

Phill Dean Hester, reckless driving/to endanger, carrying a concealed weapon, consolidated judgment, Brunswick County Jail 60 days, suspended sentence two years, costs, \$25 and costs, weapon seized is to be turned over to N. C. State Highway Patrol museum, not violate any laws for two years.

Blake Kenneth Hobbs, speeding 51 in a 35 school zone, voluntarily dismissed.

Catherine S. Holland, probation violation out of county, admits, voluntarily dismissed, defendant complied.

William Ray Holt, speeding 59 in a 45 zone, prayer for judgment continued and costs.

Michael Otis Horne, speeding 72 in a 55 zone, prayer for judgment continued and costs; speeding 70 in a 55 zone, costs.

Melissa Ivey, simple assault, voluntarily dismissed, no plaintiff.

Bradford R. Jackson, improper equipment, \$45 and costs.

Darrin A. Johnson, driving while license suspended/revoked-not permanent, voluntarily dismissed.

Roy Dale Jones, driving while license suspended/revoked-not permanent, voluntarily dismissed.

Clifton James Kelley, speeding 59 in a 45 zone, prayer for judgment continued and costs.

Katherine Kielbasa, speeding 69 in a 55 zone, prayer for judgment continued and costs.

Darrell McNeil Kirby, selling/giving malt/wine to minor, prayer for judgment continued and costs.

Deborah R. Klecz, careless and reckless operation, Brunswick County Jail 60 days, suspended sentence two years, costs, \$100 fine, assessment for alcohol abuse to Carterette County, not violate any laws for two years.

Robert Lee Koraly, improper equipment, \$45 and costs.

Mildred C. Lane, speeding 68 in a 55 zone, prayer for judgment continued and costs.

Joseph Tyler Lawins, false statement for ABC permit, voluntarily dismissed.

Frank George Legare, speeding 72 in a 55 zone, prayer for judgment continued and costs.

Carol Floyd Lewis, improper equipment, \$45 and costs.

Robert Long, DWI, voluntarily dismissed.

Flora Gibbs Mapson, vehicle not registered/titled, owning and operating vehicle with no insurance, consolidated judgment, Brunswick County Jail 30 days, suspended sentence two years, costs, \$25 fine, not violate any laws for two years.

Robert A. Matheson, improper equipment, \$45 and costs.

Thomas Culbret McCall, improper equipment, \$45 and costs.

James E. McClain, improper loading of vehicle, voluntarily dismissed.

Harold McCoy, assault on a female, prayer for judgment continued and costs, costs remitted, not go about plaintiff or her place of employment.

Thomas E. McKeithan, careless and reckless, Brunswick County Jail 60 days, suspended sentence two years, costs, \$100 fine, not violate any laws for two years; no driver's license, voluntarily dismissed.

Marlin Edward McNeal, improper equipment, \$45 and costs.

Mario Mile Jr., selling/giving malt/wine to minor, Brunswick County Jail 60 days, suspended sentence two years, costs, \$50 fine, not violate any laws for two years, beer seized is to be destroyed.

Marc Stuart Miller, speeding 76 in a 55 zone, prayer for judgment continued and costs.

Deanna Marie Mills, improper equipment, \$45 and costs.

James Audry Mitchell, improper equipment, \$45 and costs.

Louise B. Mitchum, improper equipment, \$45 and costs.

Christopher R. Nubel, improper equipment, \$45 and costs.

Doyle Maynard Osborn, DWI, level 5, Brunswick County Jail 60 days, suspended sentence two years, costs, \$100 fine, surrender license, assessment, 24 hours of community service within 30 days, not violate any laws for two years; transporting/liquor in passenger area, voluntarily dismissed.

Dawn Michelle Owings, improper equipment, \$45 and costs.

William L. Parham, improper equipment, \$45 and costs.

Donna Moore Pearson, simple possession Schedule VI Controlled Substance, prayer for judgment continued and costs.

Dwight McCoy Peay Jr, speeding 74 in a 55 zone, prayer for judgment continued and costs.

Michael Wade Philemon, improper equipment, \$45 and costs.

Lee Anne Pierson, speeding 69 in a 55 zone, costs; no driver's license, voluntarily dismissed.

Mary Griffin Piggott, improper passing, voluntarily dismissed.

Randy Eugene Redwine, improper equipment, \$45 and costs.

Terry Lee Richard, improper equipment, \$45 and costs.

Mary Ellen Scott, speeding 70 in a 55 zone, prayer for judgment continued and cost.

Bruce Ellis Small, failure to wear seat belt/driver, driving while license suspended/revoked-not permanent, consolidated judgment, N. C. Department of Corrections one year, suspended sentence two years, costs, \$200 fine, not violate any laws for two years.

Curtis Lashawn Smith, darkened windows, voluntarily dismissed.

Davin Lamont Smith, assault by pointing a gun, voluntarily dismissed.

Dawn Nelson Smith, speeding 67 in a 55 zone, prayer for judgment continued and costs.

Timothy Smith, improper equipment, \$45 and costs.

Brian Patrick Smyla, speeding 70 in a 55 zone, prayer for judgment continued and costs.

Wayne Allen Soult, purchasing wine at retail outlet, prayer for judgment continued and costs.

Susan E. Spivey, speeding 68 in a 55 zone, costs.

Leon Stevenson, carrying a concealed weapon, Brunswick County Jail 60 days, suspended sentence two years, costs, not violate any laws for two years, weapon turned over to Brunswick County Sheriff's department to be destroyed.

Karen Smith Sullivan, speeding 70 in a 55 zone, prayer for judgment continued and costs.

Keith Wayne Sullivan, speeding 74 in a 55 zone, DWI, consolidated judgment, level 5, Brunswick County Jail 60 days, suspended sentence two years, costs, \$200 fine,

surrender license, assessment, 24 hour Brunswick County Jail to begin Friday 11-8-91 12:00 p.m., not violate any laws for two years.

Darion Lashawn Swain, improper equipment, \$45 and costs.

Gregory Lynn Turner, failure to reduce speed, voluntarily dismissed, insurance paid.

Jessie Dale Vickers, speeding 74 in a 55 zone, prayer for judgment continued and costs.

Sandy White Jr, no driver's license, voluntarily dismissed, valid license.

Brian Edward Wilson, driving while license suspended/revoked-not permanent, failure to yield at stop sign/flashing red light, consolidated judgment, N. C. Department of Corrections one year, suspended sentence two years, costs, \$200 fine, not violate any laws for two years.

Daniel R. Woodyard, speeding 74 in a 55 zone, voluntarily dismissed; DWI, level 5, Brunswick County Jail 60 days, suspended sentence two years, costs, \$100 fine, follow any recommended treatment from previous assessment, surrender license, 24 hour community service within 30 days, not violate any laws for two years.

John M. Waldrop, worthless check/closed account to Bobby's Auto Part for \$59.66, Brunswick County Jail 60 days, suspended sentence two years, costs, restitution to plaintiff, not violate any laws for two years.

Michael Todd, speeding 69 in a 55 zone, prayer for judgment continued and costs.

Marshall Whitley, speeding 66 in a 55 zone, prayer for judgment continued and costs; seat belt, voluntarily dismissed.

Richard Gonyo, improper equipment, \$45 and costs.

Donna Ferguson, improper equipment, \$45 and costs.

Lawrence Williams, improper equipment, \$45 and costs.

Fred Watts, driving while license revoked, prayer for judgment continued and costs.

Cynthia Clark, unsafe movement, \$45 fine, no costs.

Lee Vance Frink, speeding 70 in a 55 zone prayer for judgment continued and costs.

David R. Vernon, careless and reckless operation, Brunswick County Jail 60 days, suspended sentence two years, costs, \$100 fine, not violate any laws for two years.

Correction

It was incorrectly reported last week that Betty D. Gore of Ocean Isle Beach had been ordered to pay court costs after pleading no contest to a sewer system violation.

Court costs in that case were remitted by Judge D. Jack Hooks Jr., who issued a prayer for judgment.

The Brunswick Beacon regrets the error and any inconvenience it caused.

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