

MAY 14 2020

## STATE GRAND JURY OF SOUTH CAROLINA

JAMES R. PARKS CLERK, STATE GRAND JURY

STATE OF SOUTH CAROLINA	) Case No. <b>2020-GS-47-05</b>
V.	) )
MARK EDWARD FULEIHAN,	) INDICTMENT FOR MISCONDUCT IN ) OFFICE and RECEIVING ANYTHING OF ) VALUE TO INFLUENCE ACTION OF
Defendant.	) PUBLIC OFFICIAL )
	) )
	) )

At a session of the State Grand Jury of South Carolina, convened in Columbia, South Carolina, on May 13, 2020, the State Grand Jurors present upon their oath and charge as follows:

## COUNT ONE MISCONDUCT IN OFFICE Common Law

That MARK EDWARD FULEIHAN, in Florence County, from on or about January 1, 2013 until on or about March 31, 2020, and while a Deputy Sheriff in Florence County, a public official, did willfully and dishonestly fail to properly and faithfully discharge the duties of his public office imposed upon him by law; to wit: FULEIHAN did provide aid, counsel, comfort, assistance, protection, and sensitive law enforcement information to help an individual or individuals he knew were engaged in illegal gambling and related criminal activities. Therefore, FULEIHAN did, by malfeasance, misfeasance, and nonfeasance, commit acts and omissions in breach of his duty of good faith, honesty, and accountability to the public.

All in violation of the Common Law of South Carolina, and such conduct involving public corruption and arising out of or in connection with a crime involving public corruption and such conduct not having been authorized by law.

Against the peace and dignity of this State and contrary to the law in such case made and provided.

## COUNT TWO RECEIVING ANYTHING OF VALUE TO INFLUENCE ACTION OF PUBLIC OFFICIAL ETHICS ACT VIOLATION (S.C. Code Ann. § 8-13-705)

That MARK EDWARD FULEIHAN did, in Florence County, on or about January 1, 2013 until December 31, 2017, while a Deputy Sheriff with Florence County, directly and indirectly knowingly ask, demand, exact, solicit, seek, accept, assign, receive, and agree to receive anything of value for himself or for another person in return for being: (1) influenced in the discharge of his official responsibilities; (2) influenced to commit, aid in committing, collude in, allow fraud, or make an opportunity for the commission of fraud on a governmental entity; and (3) induced to perform or fail to perform an act in violation of his official responsibilities; to wit: FULEIHAN did directly and indirectly demand and receive value for himself from an individual or individuals conducting illegal gambling and related criminal activities, in return for his assistance, protection, aid, counsel, and access to sensitive law enforcement information, which FULEIHAN provided to the individual or individuals.

All in violation of Section 8-13-705 of the Code of Laws of South Carolina, and such conduct involving public corruption and arising out of or in connection with a crime involving public corruption and such conduct not having been authorized by law.

All against the peace and dignity of the State and contrary to the law in such case made and provided.

A RUE BILL BIII
FOREPERSON

ALAN WILSON (scw)

ATTORNEY GENERAL