

STATE OF NORTH CAROLINA

IN THE GENERAL COURT OF JUSTICE

COUNTY OF ORANGE

SUPERIOR COURT DIVISION

FILE NUMBER: 08CRS842

STATE OF NORTH CAROLINA,

INDICTMENT

V.

I. POSSESSION OF FIREARM BY A FELON
OFFENSE IN VIOLATION OF G.S. 14-415.1

DEMARIO JAMES ATWATER,
DEFENDANT.

Date of Offense: 03/05/2008

I. THE JURORS FOR THE STATE UPON THEIR OATH PRESENT that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did:

POSSESS AND HAVE IN THE DEFENDANT'S CUSTODY, CARE AND CONTROL A SAWED OFF HARRINGTON & RICHARDSON TOPPER MODEL 158 12 GAUGE SHOTGUN (SERIAL # L246386), WHICH IS A FIREARM. THE DEFENDANT HAD PREVIOUSLY BEEN CONVICTED OF THE FOLLOWING: 1) FELONIOUS BREAKING AND ENTERING, A CLASS H FELONY PUNISHABLE BY UP TO 30 MONTHS IN PRISON. THIS FELONY WAS COMMITTED ON 01/25/2005. DEFENDANT PLED GUILTY ON 02/16/2005 IN WAKE COUNTY DISTRICT COURT. HE WAS SENTENCED TO 8-10 MONTHS IN THE DEPT. OF CORRECTION. THE SENTENCE WAS SUSPENDED FOR 3 YEARS ON SUPERVISED PROBATION. 2) POSSESSION OF FIREARM BY A FELON, A CLASS G FELONY PUNISHABLE BY UP TO 44 MONTHS IN PRISON. THIS FELONY WAS COMMITTED ON 06/15/2006. DEFENDANT PLED GUILTY ON 06/28/2007 IN GRANVILLE COUNTY SUPERIOR COURT. HE WAS SENTENCED TO 12 TO 15 MONTHS IN THE DEPT. OF CORRECTION. THE SENTENCE WAS SUSPENDED FOR 20 MONTHS ON SUPERVISED PROBATION.

James R. Woodall Jr.
SIGNATURE OF PROSECUTOR

WITNESSES

C. Leffew, CHPD

The witnesses marked "X" were sworn by the undersigned Foreman of the Grand Jury and, after hearing testimony, the Bill was found to be:

TRUE BILL, by twelve or more grand jurors, and I the undersigned Foreman of the Grand Jury, attest the concurrence of twelve or more grand jurors in this Bill of Indictment.

NOT A TRUE BILL

7-7-08
DATE

Chris Whitaker
SIGNATURE OF THE GRAND JURY FOREMAN

STATE OF NORTH CAROLINA

File No.

08CRS844

ORANGE County

In The General Court Of Justice
Superior Court Division

STATE VERSUS

Name Of Defendant

DEMARIO JAMES ATWATER

INDICTMENT

Race

Sex

Date Of Birth

B

M

06-13-1986

Offense(s)

Date Of Offense

G.S. No.

CL

I. POSSESSION OF WEAPON OF MASS DEATH AND DESTRUCTION

03-05-2008

14-288.8

F

II.

I. The jurors for the State upon their oath present that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did
POSSESS A WEAPON OF MASS DEATH AND DESTRUCTION, A SAWED OFF HARRINGTON & RICHARDSON
TOPPER MODEL 158 12 GAUGE SHOTGUN (SERIAL # L246386) WITH A BARREL THAT WAS LESS THAN 18 INCHES
IN LENGTH AND/OR HAD AN OVERALL LENGTH OF LESS THAN 26 INCHES.

II. ~~And the jurors for the State upon their oath present that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did~~

Signature Of Prosecutor

James R. Woodall Jr.

WITNESSES

C. Lehew, CHPD

The Witnesses marked "X" were sworn by the undersigned Foreperson of the Grand Jury and, after hearing testimony, this Bill was found to be:

A TRUE BILL by twelve or more grand jurors, and I the undersigned Foreperson of the Grand Jury, attest the concurrence of twelve or more grand jurors in this Bill of Indictment.

NOT A TRUE BILL.

Date

7-7-08

Signature Of Grand Jury Foreperson

[Signature]

STATE OF NORTH CAROLINA

File No. 08CRS847

ORANGE County

In The General Court Of Justice Superior Court Division

STATE VERSUS

Name Of Defendant

LAURENCE ALVIN LOVETTE

Date Of Offense

03/05/2008

Offense In Violation Of G.S.

14-72(a), 14-71.1

INDICTMENT

- I. FELONIOUS LARCENY (2321)
- II. FELONIOUS POSSESSION OF STOLEN GOODS (2341)

I. The jurors for the State upon their oath present that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did steal, take and carry away
 A 2005 TOYOTA HIGHLANDER AUTOMOBILE (VIN: JTEDP21A250047971)

the personal property of EVE MARIE CARSON
 having a value of \$ 18,000.00 dollars.

II. And the jurors for the State upon their oath present that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did possess the personal property described in Count I above, which property was stolen property, being the personal property of the person, corporation, and other legal entity described in Count I above, and having the value described in Count I above, knowing and having reasonable grounds to believe the property to have been feloniously stolen and taken.

Signature Of Prosecutor

James R. Woodall Jr.

WITNESSES

C. LEHEW, CHPD

The Witnesses marked "X" were sworn by the undersigned Foreman of the Grand Jury and, after hearing testimony, this Bill was found to be:

A TRUE BILL by twelve or more grand jurors, and I the undersigned Foreman of the Grand Jury, attest the concurrence of twelve or more grand jurors in this Bill of Indictment.

NOT A TRUE BILL.

Date

7-7-08

Signature Of Grand Jury Foreman

[Signature]

STATE OF NORTH CAROLINA

File No.

08CRS845

ORANGE County

In The General Court Of Justice
Superior Court Division

STATE VERSUS

Name Of Defendant

LAURENCE ALVIN LOVETTE

Date Of Offense

03-05-2008

Offense In Violation Of G.S.

14-87

INDICTMENT

ROBBERY WITH DANGEROUS WEAPON (1222)

The jurors for the State upon their oath present that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did steal, take, and carry away and attempt to steal, take and carry away another's personal property,

A 2005 TOYOTA HIGHLANDER AUTOMOBILE (VIN: APPROXIMATE VALUE OF \$18,000.00; AND

AN LG FLIP PHONE, HAVING AN APPROXMIATE VALUE OF \$100.00; AND

A BANK OF AMERICA ATM CARD, HAVING AN APPROXIMATE VALUE OF \$1.00,

of the value of \$ 18,101.00 dollars, from the presence, person, place of business, and residence of
EVE MARIE CARSON

The defendant committed this act having in possession and with the use and threatened use of firearms and other dangerous weapons , implements, and means, A SAWED OFF HARRINGTON & RICHARDSON TOPPER MODEL 158 12 GAUGE SHOTGUN (SERIAL # L246386) AND AN EXCAM GT-27 .25 CALIBER SEMI AUTOMATIC PISTOL (SERIAL #M11062)

whereby the life of EVE MARIE CARSON

was endangered and threatened.

Signature Of Prosecutor

R. Woodell Jr.

WITNESSES

C. LEHEW, CHPD

The Witnesses marked "X" were sworn by the undersigned Foreman of the Grand Jury and, after hearing testimony, this Bill was found to be:

A TRUE BILL by twelve or more grand jurors, and I the undersigned Foreman of the Grand Jury, attest the concurrence of twelve or more grand jurors in this Bill of Indictment.

NOT A TRUE BILL.

Date

7-7-08

Signature Of Grand Jury Foreman

[Signature]

STATE OF NORTH CAROLINA

File No.
08CRS846

ORANGE County

In The General Court Of Justice
Superior Court Division

STATE VERSUS

Name Of Defendant

LAURENCE ALVIN LOVETTE

INDICTMENT

Offense(s)

Date Of Offense

G.S. No.

CL

I. FIRST DEGREE KIDNAPPING

03/05/2008

14-39

C

II.

III.

I. The jurors for the State upon their oath present that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did

KIDNAP EVE MARIE CARSON, A PERSON WHO HAD ATTAINED THE AGE OF 16 YEARS, BY UNLAWFULLY CONFINING, RESTRAINING AND REMOVING HER FROM ONE PLACE TO ANOTHER, WITHOUT HER CONSENT, AND FOR THE PURPOSE OF: FACILITATING THE COMMISSION OF A FELONY, TO WIT ARMED ROBBERY AND FELONY LARCENY; DOING SERIOUS BODILY HARM TO HER; AND TERRORIZING HER. EVE MARIE CARSON WAS NOT RELEASED BY THE DEFENDANT IN A SAFE PLACE AND SHE WAS SERIOUSLY INJURED.

~~II. And the jurors for the State upon their oath present that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did~~

STATE OF NORTH CAROLINA

File No.

08CRS843

ORANGE County

In The General Court Of Justice
Superior Court Division

STATE VERSUS

Name Of Defendant

DEMARIO JAMES ATWATER

INDICTMENT

- I. FELONIOUS LARCENY (2321)
- II. FELONIOUS POSSESSION OF STOLEN GOODS (2341)

Date Of Offense

03/05/2008

Offense In Violation Of G.S.

14-72(a), 14-71.1

I. The jurors for the State upon their oath present that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did steal, take and carry away
A 2005 TOYOTA HIGHLANDER AUTOMOBILE (VIN:

the personal property of EVE MARIE CARSON
having a value of \$ 18,000.00 dollars.

II. And the jurors for the State upon their oath present that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did possess the personal property described in Count I above, which property was stolen property, being the personal property of the person, corporation, and other legal entity described in Count I above, and having the value described in Count I above, knowing and having reasonable grounds to believe the property to have been feloniously stolen and taken.

Signature Of Prosecutor

James R. Woodall Jr.

WITNESSES

C. Lehew, CHPD

The Witnesses marked "X" were sworn by the undersigned Foreman of the Grand Jury and, after hearing testimony, this Bill was found to be:

A TRUE BILL by twelve or more grand jurors, and I the undersigned Foreman of the Grand Jury, attest the concurrence of twelve or more grand jurors in this Bill of Indictment.

NOT A TRUE BILL.

Date

7-7-08

Signature Of Grand Jury Foreman

[Signature]

STATE OF NORTH CAROLINA

File No.

08CRS841

ORANGE County

In The General Court Of Justice
Superior Court Division

STATE VERSUS

Name Of Defendant

DEMARIO JAMES ATWATER

INDICTMENT

Offense(s)	Date Of Offense	G.S. No.	CL
I. FIRST DEGREE KIDNAPPING	03/05/2008	14-39	C
II.			
III.			

I. The jurors for the State upon their oath present that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did

KIDNAP EVE MARIE CARSON, A PERSON WHO HAD ATTAINED THE AGE OF 16 YEARS, BY UNLAWFULLY CONFINING, RESTRAINING AND REMOVING HER FROM ONE PLACE TO ANOTHER, WITHOUT HER CONSENT, AND FOR THE PURPOSE OF: FACILITATING THE COMMISSION OF A FELONY, TO WIT ARMED ROBBERY AND FELONY LARCENY; DOING SERIOUS BODILY HARM TO HER; AND TERRORIZING HER. EVE MARIE CARSON WAS NOT RELEASED BY THE DEFENDANT IN A SAFE PLACE AND SHE WAS SERIOUSLY INJURED.

~~II. And the jurors for the State upon their oath present that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did~~

STATE OF NORTH CAROLINA

File No.

08CRS840

ORANGE County

In The General Court Of Justice
Superior Court Division

STATE VERSUS

Name Of Defendant

DEMARIO JAMES ATWATER

Date Of Offense

03-05-2008

Offense In Violation Of G.S.

14-87

INDICTMENT

ROBBERY WITH DANGEROUS WEAPON (1222)

The jurors for the State upon their oath present that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did steal, take, and carry away and attempt to steal, take and carry away another's personal property,

A 2005 TOYOTA HIGHLANDER AUTOMOBILE (VIN: _____ APPROXIMATE VALUE \$18,000.00; AND

AN LG FLIP PHONE, HAVING AN APPROXIMATE VALUE OF \$100.00; AND

A BANK OF AMERICA ATM CARD, HAVING AN APPROXIMATE VALUE OF \$1.00,

of the value of \$ 18,101.00 dollars, from the presence, person, place of business, and residence of
EVE MARIE CARSON

The defendant committed this act having in possession and with the use and threatened use of firearms and other dangerous weapons, implements, and means,

A SAWED OFF HARRINGTON & RICHARDSON TOPPER MODEL 158 12 GAUGE

SHOTGUN (SERIAL # L246386) AND AN EXCAM GT-27 .25 CALIBER SEMI AUTOMATIC PISTOL (SERIAL #M11062)

whereby the life of EVE MARIE CARSON

was endangered and threatened.

Signature Of Prosecutor

James R. Woodall Jr.

WITNESSES

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The Will was for

and Foreman of the Grand Jury and, after hearing testimony, this Bill

A TRUE BILL by twelve or more grand jurors, and I the undersigned Foreman of the Grand Jury, attest the concurrence of twelve or more grand jurors in this Bill of indictment.

NOT A TRUE BILL.

Date

7-7-08

Signature Of Grand Jury Foreman

James R. Woodall Jr.