

From: Williams, Todd M.
Sent: Thu, 27 Oct 2022 16:00:07 +0000
To: Cooley Dismukes, Leslie
Cc: Broughton, Amy L.;Denninger, David H.;Zellinger, Benjamin
Subject: Request for Special Prosecution assistance

Dear Leslie,

Since December of last year three out of five of our most experienced ADAs with murder trial experience have left the Office (another mid-level ADA just left last month). We still have the experience and the capacity to handle a number of homicides but we are significantly stretched at this time and request assistance.

After consultation with my staff, the 40th Prosecutorial District DA asks pursuant to NCGS 114-11.6 that NC AG Special Prosecutions consider acceptance of the homicides below. Assistance in these cases would be of significant value to local prosecutors because: 1) Logan and Nesanet have legal process out of County/State; or 2) the homicides involve multiple defendants; and 3) all defendants are now in BCDF custody.

I'll include pending Buncombe charges as shown in ACIS below the defendant's name, date of offense for the homicide, and a URL citing to publicly released facts (again, we're asking that you take the murders and charges related to the murder not necessarily all pending charges for each defendant but we can certainly discuss further as needed):

1 – Alfred Logan: offense date 11/17/2021
LOGAN,ALFRED,LOUI A FIRST DEGREE MURDER 0710 103122 51 21CRS090114

Mr. Logan is charged capitally in Alabama. In addition after being charged in Buncombe, Logan was sent to safe-keeping in Central Prison and charged with murder in Wake County (22CRS002512).

<https://wlos.com/news/local/arden-homicide-investigation-alfred-louis-logan-jr-arrested-update>

2 -- Menelik Tefari Nesanet: offense date 7/15/2022
NESANET,MENELIK T A DISCHARGE WEAPON OCCUPIED PRO0710 103122 51 22CRS258597
NESANET,MENELIK,T A FIRST DEGREE MURDER 0710 103122 51 22CRS086007
NESANET,MENELIK,T A ATTEMPT FIRST DEGREE MURDER 0710 103122 51 22CRS086008
NESANET,MENELIK,T A AWDWIKISI 0710 103122 51 22CRS086009

In addition, Mr. Nesanet has similar outstanding criminal process pending in Danville VA per:
<https://www.danvilleva.gov/DocumentCenter/View/18970/Active-Warrant-List?bidId=>

This shooting took place outside of public housing in a crowd of people – no known motive.
<https://wlos.com/news/local/asheville-shooting-homicide-armed-dangerous-suspect-identified-one-dead-critical-condition-investigation-wanted>

3 -- Sherwayne Bascom, Tyran Burton, and Dajour McDay: offense date 4/3/2020

BASCOM,SHERWAYNE, A AWDWIKISI 0510 102422 51 20CRS000118
 BASCOM,SHERWAYNE, A FIRST DEGREE MURDER 0510 102422 01 20CR 083569
 BASCOM,SHERWAYNE, A FIRST DEGREE MURDER 0510 102422 51 20CRS083569
 BASCOM,SHERWAYNE, A ATTEMPT FIRST DEGREE MURDER 0510 102422 01 20CR 083570
 BASCOM,SHERWAYNE, A ATTEMPT FIRST DEGREE MURDER 0510 102422 51 20CRS083570
 BASCOM,SHERWAYNE, A ROBBERY WITH DANGEROUS WEAPON0510 102422 01 20CR 083571
 BASCOM,SHERWAYNE, A ROBBERY WITH DANGEROUS WEAPON0510 102422 51 20CRS083571
 BASCOM,SHERWAYNE, A POSSESSION OF FIREARM BY FELO0510 102422 01 20CR 083574
 BASCOM,SHERWAYNE, A POSSESSION OF FIREARM BY FELO0510 102422 51 20CRS083574
 BASCOM,SHERWAYNE, A ASSAULT GOVT OFFICIAL/EMPLY 001A 121622 01 20CR 087108
 BASCOM,SHERWAYNE, A ASSAULT PHY INJ LE/PROB/PAR O0510 102422 51 21CRS088932
 BURTON,TYRAN,DEWA A VIOLENT HABITUAL FELON 0710 022822 51 20CRS000120
 BURTON,TYRAN,DEWA A FIRST DEGREE MURDER 0710 022822 51 20CRS000128
 BURTON,TYRAN,DEWA A AWDWIKISI 0710 022822 51 20CRS000129
 BURTON,TYRAN,DEWA A ATTEMPT FIRST DEGREE MURDER 0710 022822 51 20CRS000130
 BURTON,TYRAN,DEWA A POSSESSION OF FIREARM BY FELO0710 022822 51 20CRS000131
 BURTON,TYRAN,DEWA A ROBBERY WITH DANGEROUS WEAPON0710 022822 51 20CRS052007
 MCDAY,DA'JOUR,JOH A AWDWIKISI 0510 110722 51 20CRS000119
 MCDAY,DA'JOUR,JOH A FEL PROB VIOL OUT OF COUNTY 0510 121522 51 20CRS000894
 MCDAY,DA'JOUR,JOH A FIRST DEGREE MURDER 0510 110722 51 20CRS083475
 MCDAY,DA'JOUR,JOH A ATTEMPT FIRST DEGREE MURDER 0510 110722 51 20CRS083572
 MCDAY,DA'JOUR,JOH A ROBBERY WITH DANGEROUS WEAPON0510 110722 51 20CRS083573
 MCDAY,DA'JOUR,JOH A POSSESSION OF FIREARM BY FELO0510 110722 51 20CRS083575

These three are charged in relation to a home invasion that arose from a dispute over a dice game. One victim is deceased the other was shot but survived.

<https://wlos.com/news/local/man-involved-in-shooting-at-pisgah-view-apartments-indicted-for-first-degree-murder#>

4 – Cross Lamarr Beaver, Carmen Renee Gillespie, Willie James Byrd – offense date 9/27/2021

BEAVER,CROSS,LAMA A FIRST DEGREE MURDER 0510 071822 51 21CRS088736
 BEAVER,CROSS,LAMA A BREAK/ENTER TERRORIZE/INJURE 0510 071822 51 21CRS088737
 GILLESPIE,CARMEN, A BREAKING AND OR ENTERING (F) 0510 120522 51 18CRS088144
 GILLESPIE,CARMEN, A LARCENY AFTER BREAK/ENTER 0510 120522 52 18CRS088144
 GILLESPIE,CARMEN, A POSSESSION OF FIREARM BY FELO0510 120522 51 21CRS088409
 GILLESPIE,CARMEN, A POSSESSION OF FIREARM BY FELO003B 120722 01 21CR 088410
 GILLESPIE,CARMEN, A POSSESSION OF FIREARM BY FELO003B 120722 01 21CR 088411
 GILLESPIE,CARMEN, A POSSESSION OF FIREARM BY FELO0510 120522 51 21CRS088572
 GILLESPIE,CARMEN, A POSSESS STOLEN FIREARM 0510 120522 51 21CRS088573
 GILLESPIE,CARMEN, A TRAFFICKING, OPIUM OR HEROIN 0510 120522 51 21CRS088581
 GILLESPIE,CARMEN, A PWISD HEROIN 0510 120522 51 21CRS088582
 GILLESPIE,CARMEN, A MAINTN VEH/DWELL/PLACE CS (F)0510 120522 51 21CRS088583
 GILLESPIE,CARMEN, A PWISD SCH II CS 0510 120522 51 21CRS088584
 GILLESPIE,CARMEN, A TRAFFICK IN METHAMPHETAMINE 0510 120522 51 21CRS088585
 GILLESPIE,CARMEN, A FIRST DEGREE MURDER 0510 120522 51 21CRS088741
 GILLESPIE,CARMEN, A ROBBERY WITH DANGEROUS WEAPON0510 120522 51 21CRS088742
 GILLESPIE,CARMEN, A BREAK/ENTER TERRORIZE/INJURE 0510 120522 51 21CRS088743
 BYRD,WILLIE,JAMES A POSSESS STOLEN FIREARM 0510 071822 51 21CRS088574

BYRD,WILLIE,JAMES A TRAFFICK IN METHAMPHETAMINE 0710 080122 51 21CRS088589
BYRD,WILLIE,JAMES A MAINTN VEH/DWELL/PLACE CS (F)0710 080122 51 21CRS088591
BYRD,WILLIE,JAMES A FIRST DEGREE MURDER 0510 071822 51 21CRS088738
BYRD,WILLIE,JAMES A ROBBERY WITH DANGEROUS WEAPON0510 071822 51 21CRS088739
BYRD,WILLIE,JAMES A BREAK/ENTER TERRORIZE/INJURE 0510 071822 51 21CRS088740

This homicide is related to money owed Gillespie in a drug deal.

<https://wlos.com/news/local/three-charged-in-buncombe-county-homicide-third-homicide-of-2021-boyce-shane-plemmons-willie-james-byrd-jr-cross-lamarr-beaver-carmen-renee-gillespie>



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