





ROBERS

Date: Aug. 16, 2013

Contacts: Solicitor's Office, 864-467-8622

Writer: Robin S. Denny, 64-656-2061  
Email: [robin@clemsun.edu](mailto:robin@clemsun.edu)

### **Two men arrested in Howard's Rock vandalism case**

CLEMSON – Two North Carolina men have been arrested in the case of vandalism to Howard's Rock, an iconic symbol of the Clemson University football program.

Clemson University police charged Michael J. Rogers, 46, of Pisgah Forest and Alden James Gainey, 17, of Brevard each with felony counts of conspiracy and obstructing justice.

The two men appeared before a Pickens County Magistrate today, and each was released on a personal recognizance bond of \$7,500.

Police say the rock was damaged earlier this summer on the night of June 2. The protective casing was destroyed and a portion of the rock was chipped away. The incident was partially captured by a video surveillance camera.

Micah Rogers of Pisgah Forest, N.C., was arrested June 28 and charged with malicious injury to animals or personal property valued at more than \$2,000, but less than \$10,000; and trespassing, unlawful entry into enclosed places.

END

**Editor's Note: All media inquiries about this case should be directed to the 13<sup>th</sup> Circuit Solicitor's Office at 864-467-8622.**

**AUDIT COPY**

**AFFIDAVIT**

STATE OF SOUTH CAROLINA )  
County/  Municipality of )  
Pickens )

Personally appeared before me the affiant Brad Rhodes who  
being duly sworn deposes and says that defendant Alden James Gainey violate the criminal laws of the  
did within this county and state on or about 6/20/2013  
State of South Carolina (or ordinance of  County/  Municipality of Pickens)  
in the following particulars:

**DESCRIPTION OF OFFENSE:** Conspiracy / Criminal Conspiracy, Common Law conspiracy defined

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:  
On or about June 20, 2013 the defendant ALDEN JAMES GAINEY did conspire with other individuals allegedly involved in malicious damage to "Howard's Road" that occurred on June 2, 2013 at Clemson University within Pickens County SC. In furtherance of the conspiracy, the defendant did travel with co-conspirators to South Carolina to meet with law enforcement officers. Witnesses to this incident provided statements to law enforcement. Probable cause based on: 1- Clemson University Report# P-13-0598, 2- Statements.



Signature of Affiant \_\_\_\_\_  
STATE OF SOUTH CAROLINA )  
County/  Municipality of )  
Pickens )  
Affiant's Address 3440 1/2 Centennial Boulevard  
Clemson, SC 29633-  
Affiant's Telephone (864)656-2222

**ARREST WARRANT**

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that  
on or about 6/20/2013 defendant Alden James Gainey  
did violate the criminal laws of the State of South Carolina (or ordinance of Pickens) as set forth below:  
 County/  Municipality of

**DESCRIPTION OF OFFENSE:** Conspiracy / Criminal Conspiracy, Common Law conspiracy defined

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable  
Sworn to and subscribed before me

of 8/16/2013 )  
Signature of Issuing Judge Michael Gillespie (L.S.) )  
S. Michael Gillespie )  
Judge Code: 7209 )  
Judge's Address 115-B Commons Way )  
Central, SC 29630- )  
Judge's Telephone (864)639-8084 )  
Issuing Court:  Magistrate  Municipal  Circuit )

**AUDIT COPY**

**ARREST WARRANT**

2013A391040009

STATE OF SOUTH CAROLINA )  
County/  Municipality of )  
Pickens )  
THE STATE )  
against )  
Alden James Gainey )  
Address: \_\_\_\_\_ )  
P13-0598 )

Phone: \_\_\_\_\_ )  
Sex: M Race: B Height: 6 Weight: 1 )  
DL State: \_\_\_\_\_ DL #: \_\_\_\_\_ )  
DOB: \_\_\_\_\_ Agency ORI#: SC0390600 )  
Prosecuting Agency: Clemson University Police Department )  
Prosecuting Officer: Brad Rhodes - 3722 )  
Offense: Conspiracy / Criminal Conspiracy, Common Law )  
conspiracy defined )

Offense Code: 0049 )  
Code/Ordinance Sec: 16-17-0410 )  
This warrant is **CERTIFIED FOR SERVICE** in the )  
 County/  Municipality of )

The accused \_\_\_\_\_ )  
is to be arrested and brought before me to be )  
dealt with according to the law. )  
(L.S.) )

Date: \_\_\_\_\_ )  
Signature of Judge \_\_\_\_\_ )  
RETURN )  
A copy of this arrest warrant was delivered to )  
defendant Alden James Gainey )  
on 8-16-13 )

Signature of Constable/Law Enforcement Officer \_\_\_\_\_ )

RETURN WARRANT TO: )  
General Sessions )  
P O Box 215 )  
Pickens, SC 29671 )

**AUDIT COPY**

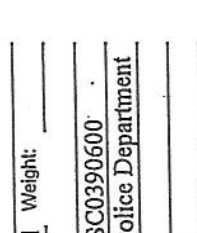
STATE OF SOUTH CAROLINA )  
 County/  Municipality of )  
 Pickens )  
 Personally appeared before me the affiant Brad Rhodes  
 being duly sworn deposes and says that defendant Alden James Gainey  
 did within this county and state on or about 6/20/2013 violate the criminal laws of the  
 State of South Carolina (or ordinance of  County/  Municipality of Pickens)  
 in the following particulars:

DESCRIPTION OF OFFENSE: Obstructing / Obstructing Justice

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

On or about June 24, 2013 the defendant AIDEN JAMES GAINEY did provide false statements to law enforcement when questioned about his involvement in malicious damage to "Howard Rock" that occurred on June 2, 2013 at Clemson University within Pickens County SC. This intentional act did obstruct, impede and hinder the administration of justice. Witness statements disputing the defendant's official statement were provided to law enforcement. Probable cause based on: Clemson University Report#P-13-0598. 2- Statements

STATE OF SOUTH CAROLINA )  
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 Affiant's Address 344012 Centennial Boulevard  
Clemson, SC 29633-  
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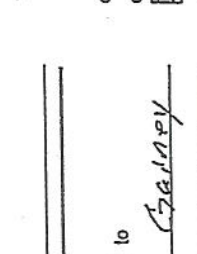
Signature of Affiant  


TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:  
 It appearing from the above affidavit that there are reasonable grounds to believe that  
 on or about 6/20/2013 defendant Alden James Gainey  
 did violate the criminal laws of the State of South Carolina (or ordinance of  
 County/  Municipality of Pickens) as set forth below:

DESCRIPTION OF OFFENSE: Obstructing / Obstructing Justice

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable  
 Sworn to and subscribed before me  
 on 8/16/2013  
 Signature of Issuing Judge  
Michael Gillespie (L.S.)  
 Judge Code: 7209  
 Magistrate  Municipal  Circuit

RETURN WARRANT TO:  
 General Sessions  
 P.O. Box 215  
 Pickens, SC 29671

STATE OF SOUTH CAROLINA )  
 County/  Municipality of )  
 Pickens )  
 THE STATE  
 against  
Alden James Gainey  
 Address:  
 Phone:  
 Sex: M Race: B Height: 6 I Weight: 1  
 DL State: SC DL #: SC0390600  
 Agency ORI #: SC0390600  
 Prosecuting Agency: Clemson University Police Department  
 Prosecuting Officer: Brad Rhodes - 3722  
 Offense: Obstructing / Obstructing Justice  
 Offense Code: 0118  
 Code/Ordinance Sec: 17-25-0030  
 This warrant is CERTIFIED FOR SERVICE in the  
 County/  Municipality of \_\_\_\_\_  
 The accused  
 is to be arrested and brought before me to be  
 dealt with according to the law.  
 (L.S.)  
 Signature of Judge  
 RETURN  
 A copy of this arrest warrant was delivered to  
 defendant Alden James Gainey  
 on 8/16/13  
 Signature of Cognate/Law Enforcement Officer  


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**ARREST WARRANT**

STATE OF SOUTH CAROLINA )  
 ) County/  Municipality of )  
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Personally appeared before me the affiant **Brad Rhodes**  
being duly sworn deposes and says that defendant **Michael J Rogers**  
did within this county and state on or about **6/20/2013**  
State of South Carolina (or ordinance of  County/  Municipality of **Pickens**)  
in the following particulars:

**DESCRIPTION OF OFFENSE: Conspiracy / Criminal Conspiracy, Common Law conspiracy defined**

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:  
On or about June 20, 2013 the defendant **MICHAEL J ROGERS** did conspire with other individuals allegedly involved in malicious damage to "Howard's Rock" that occurred on June 2, 2013 at Clemson University within Pickens County SC, to accomplish an unlawful objective of the defendant planned with Alden J. Gailey and others to provide false information when questioned by law enforcement in furtherance of the conspiracy, the defendant did so with co-conspirators to South Carolina to meet with law enforcement officers. Witnesses to this incident provided statements to law enforcement. Probable cause based on: Clemson University Report # P-3-0598, 2-Statement

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**Michael Gillespie**  
Judge Code: **7209**

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AUDIT COPY

