

STATE GRAND JURY OF SOUTH CAROLINA

STATE OF SOUTH CAROLINA)	Case No. <u>2021-GS-47-37</u>
)	
)	
)	
v.)	INDICTMENT FOR BREACH OF TRUST
)	WITH FRAUDULENT INTENT AND
)	COMPUTER CRIME
)	
RICHARD ALEXANDER MURDAUGH,)	
)	
Defendant.)	
_____)	

At a session of the State Grand Jury of South Carolina, convened in Columbia, South Carolina, on December 9, 2021, the State Grand Jurors present upon their oath and charge as follows:

**COUNT ONE
BREACH OF TRUST WITH FRAUDULENT INTENT
VALUE \$10,000 OR MORE
S.C. Code Ann. § 16-13-230
CDR Code: 3424**

That RICHARD ALEXANDER MURDAUGH, in Hampton County, on or about August 31, 2016, did wilfully, unlawfully, and feloniously convert to his own use, with intention to permanently deprive the owner of possession, goods to which he had been entrusted by the owner for the care, keeping, and possession, to wit:

While relying on his prestige and reputation as a lawyer, and the trust of Jamian Risher, MURDAUGH caused a check with the description "re: Jamian Risher", and in the amount of \$90,000, to be made out to "Forge" and disbursed from the Peters, Murdaugh, Parker, Eltzroth, and Detrick, P.A. (PMPED) Client Trust Account. Forge

Consulting, LLC, is a legitimate company often used by South Carolina lawyers to facilitate structured settlements. However, MURDAUGH then deposited the \$90,000 trust account check – which was supposed to be compensation to Jamian Risher for his injuries -- into a bank account he had created under the name “Richard A Murdaugh Sole Prop DBA Forge”. MURDAUGH had created this bank account for the purpose of misappropriating funds belonging to others with the illusion that the money was being paid to the legitimate company Forge Consulting, LLC. Instead of compensating Risher, MURDAUGH instead breached Risher’s trust and converted the money to his own personal use, for expenses including but not limited to credit card bills, cash, and checks written to himself and associates.

All in violation of section 16-13-230 of the South Carolina Code of Laws, and such conduct involving a violation of the South Carolina Anti-Money Laundering Act, or a crime related to a violation of the Anti-Money Laundering Act, and such conduct also involving a crime involving computer crimes, or a conspiracy or solicitation to commit a crime involving computer crimes, and such conduct having not 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
COMPUTER CRIME
VALUE MORE THAN \$10,000
S.C. Code Ann. § 16-16-20
CDR Code: 3110**

That RICHARD ALEXANDER MURDAUGH, in Hampton County, between on or about August 31, 2016 and on or about October 19, 2016, did wilfully, knowingly, maliciously, and without authorization and for an unauthorized purpose, directly or indirectly access or cause to be accessed a computer, computer system, or computer network for the purpose of: devising or executing a scheme or artifice to defraud; obtaining money, property, or services by means of false or fraudulent pretenses, representations, promises; and committing any crime; to wit:

MURDAUGH created a bank account under the name "Richard A Murdaugh Sole Prop DBA Forge". He created this account for the purpose of misappropriating funds belonging to others with the illusion that the money was being paid to the legitimate settlement planning company Forge Consulting, LLC. MURDAUGH caused a \$90,000 settlement disbursement check representing proceeds intended for the benefit of Jamian Risher to be made out to "Forge". He then deposited the check into the Forge account under his control, and then conducted online banking transfers to convert settlement proceeds to his own personal use, which defrauded Jamian Risher and laundered the proceeds. These transactions exceeded \$10,000.

All in violation of section 16-16-20 of the South Carolina Code of Laws, and such conduct involving a violation of the South Carolina Anti-Money Laundering Act, or a crime related to a violation of the Anti-Money Laundering Act, and such conduct also

involving a crime involving computer crimes, or a conspiracy or solicitation to commit a crime involving computer crimes, and such conduct having not been authorized by law.

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

**COUNT THREE
BREACH OF TRUST WITH FRAUDULENT INTENT
VALUE MORE THAN \$2,000 BUT LESS THAN \$10,000
S.C. Code Ann. § 16-13-230
CDR Code: 3423**

That RICHARD ALEXANDER MURDAUGH, in Hampton County, on or about some time in August 2019 to on or about some time in November 2019, did wilfully, unlawfully, and feloniously convert to his own use, with intention to permanently deprive the owner of possession, goods to which he had been entrusted by the owner for the care, keeping, and possession, to wit:

While relying on his prestige and reputation as a lawyer, the trust of Jamian Risher, and the trust of his law firm staff, MURDAUGH represented that travel expenses to New York, including a flight and meals, were incurred as a result of his representation of Risher. However, the expenses were strictly personal in nature and in no way related to MURDAUGH's representation of Risher. Instead of compensating Risher, MURDAUGH instead breached Risher's trust and converted \$5,504.94 of funds held in trust for his client's benefit to his own personal use.

All in violation of section 16-13-230 of the South Carolina Code of Laws, and such conduct involving a violation of the South Carolina Anti-Money Laundering Act, or

a crime related to a violation of the Anti-Money Laundering Act, and such conduct also involving a crime involving computer crimes, or a conspiracy or solicitation to commit a crime involving computer crimes, and such conduct having not been authorized by law.

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

A True Bill


FOREPERSON

Alan Wilson
ALAN WILSON (scw/jejj)
ATTORNEY GENERAL