



OFFICE OF THE PUBLIC DEFENDER

ELIZABETH FULLWOOD
Lexington Public Defender
202 E. Main St.
Lexington, SC 29072
Telephone (803) 785-8873
Fax (803) 785-1443

Eleventh Judicial Circuit
Lexington, Saluda, Edgefield,
and McCormick Counties

ROBERT M. MADSEN
Circuit Public Defender

JASON CHEHOSKI
Tri-County Public Defender
Post Office Box 1852
McCormick, SC 29835
Telephone (864) 852-9555
Fax (864) 852-9554

December 8, 2021

RECEIVED

Jun 27 2022

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of Court for Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: The State vs. Jerrel A. Griffin - Appeal

Dear Ms. Kitchings:

Please find enclosed an original and one (1) copy of a Notice to Appeal in the above matter for filing in your office. Please file the original and return the date/time stamped copy to me in the envelope provided.

I am, by copy of this letter, serving a copy of this Notice to Appeal and the 203(B) Explanation on Whitney Yongue and Robert M. Dudek, together with my Certificate of Service.

Thank you for your assistance in this matter. With kind regards, I am

Sincerely,

Hali M. Selert
Attorney for Defendant

ENC

CC: Whitney Yongue, Assistant Solicitor
Robert M. Dudek, Chief Appellate Defender
Jerrel A. Griffin, LCDC

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of General Sessions
HONORABLE ROBERT E. HOOD, CIRCUIT COURT JUDGE

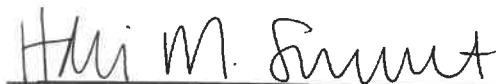
Warrant No.(s): 2021A3210201023 &
2021A3210201862

The State,.....Respondent.

Jerrel A. Griffin,.....Appellant.

NOTICE OF APPEAL

Jerrel A. Griffin, appeals his guilty plea and sentence in this case. The sentence was imposed by the Honorable Robert E. Hood on December 8, 2021. The court reporter was Melinda D. Jones, 1220 Senate Street, Suite 200 Columbia, SC 29201



Hali M. Selert
Assistant Public Defender
202 E. Main Street
Lexington, SC 29072
(803) 785-8873

OTHER COUNSEL OF RECORD:
Whitney Yongue, Assistant Solicitor
Lexington County Courthouse
Lexington, SC 29072

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of General Sessions

HONORABLE ROBERT E. HOOD, CIRCUIT COURT JUDGE

Warrant No(s): 2021A3210201023 &
2021A3210201862

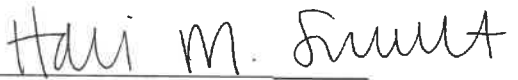
The State,.....Respondent.

V.

Jerrel A. Griffin,.....Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal and 203(B) Explanation on Whitney Yongue by depositing a copy of it in the United States Mail, postage prepaid, on December 8, 2021, addressed to Whitney Yongue, Assistant Solicitor, Lexington County Courthouse, Lexington, SC 29072.


Hali M. Selert
Senior Public Defender
202 E. Main Street
Lexington, SC 29072
(803) 785-8873

OFFICE OF THE PUBLIC DEFENDER

ELIZABETH FULLWOOD
Lexington Public Defender
202 E. Main St.
Lexington, SC 29072
Telephone (803) 785-8873
Fax (803) 785-1443

Eleventh Judicial Circuit
Lexington, Saluda, Edgefield,
and McCormick Counties

ROBERT M. MADSEN
Circuit Public Defender

JASON CHEHOSKI
Tri-County Public Defender
Post Office Box 1852
McCormick, SC 29835
Telephone (864) 852-9555
Fax (864) 852-9554

December 8, 2021

The Honorable Lisa Comer
Clerk of Court for Lexington County
205 East Main Street
Lexington, South Carolina, 29072

RE: The State v. Jerrel A. Griffin - Appeal

Dear Mrs. Comer:

Enclosed for filing is a notice of appeal in the above case.

Sincerely,



Hali M. Selert
Assistant Public Defender
202 E. Main Street
Lexington, SC 29072
(803) 785-8873

CC: Whitney Yongue, Assistant Solicitor
Lexington County Courthouse
Lexington, SC 29072

OFFICE OF THE PUBLIC DEFENDER

ELIZABETH FULLWOOD
Lexington Public Defender
202 East. Main St.
Lexington, SC 29072
Telephone (803) 785-8873
Fax (803) 785-1443

Eleventh Judicial Circuit
Lexington, Saluda, Edgefield,
and McCormick Counties

ROBERT M. MADSEN
Circuit Public Defender

JASON CHEHOSKI
Tri-County Public Defender
Post Office Box 1852
McCormick, SC 29835
Telephone (864) 852-9555
Fax (864) 852-9554

December 8, 2021

Mr. Jerrel A. Griffin – NJ-11PF02
Lexington County Detention Center
521 Gibson Rd.
Lexington, SC 29072

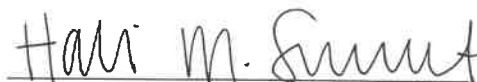
Re: State vs. Jerrel A. Griffin
2021A3210201023 & 2021A3210201862

Dear Jerrel,

Please find enclosed a copy of the appeal that was filed on your behalf. You however have 20 days of said notice, in which to respond if you have additional support regarding your appeal. There is not a specific form for this, you would send in letter form on regular paper if you have anything to add. The Court's address is:

South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

With my warm personal regards, I remain.



Hali M. Selert
Asst. Public Defender

cc: Jenny A. Kitchings
Whitney Yongue
Robert M. Dudek

~~0-3 gas order \$1,000 - \$2,500~~ 90 days.

STATE OF SOUTH CAROLINA)
COUNTY OF Lexington)

IN THE COURT OF GENERAL SESSIONS

STATE)
VS.)

INDICTMENT/CASE#: 2021 - GS - 32 - 02177

Jerrel Anthony Griffin

AW#: 2021A3210201023

AKA:)
Race: Black Sex: M Age: 34)

Date of Offense: 4/6/2021

DOB: 11-08-1987 SS#: 216-19-4058)

S.C. Code §: 16-25-0020(C)

Address: 3411 Ranch Road)

CDR Code #: 3812

City, State, Zip: Orangeburg, SC 29118-8834)

SENTENCE SHEET

DL#* 101296240 SID# _____)

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the above indictment comes now the Defendant who was CONVICTED OF or PLEADS

TO: Domestic / Domestic Violence, 3rd degree

In violation of § 16-25-0020(D) of the S.C. Code of Laws, bearing CDR Code # 3813

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS § 17-25-45
(CSC w/minor 1st or CSC w/minor 3rd)

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. _____ (def.'s initials)

The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST:

[Signature] 103933 [Signature] [Signature] 104846
Solicitor SC Bar # Defendant Attorney for Defendant SC Bar #

WHEREFORE, the Defendant is committed to the State Department of Correction County Detention Center,

for a determinate term of 90 days/~~months~~ Youthful Offender Act not to exceed _____ years

and/or to pay a fine of \$____; provided that upon the service of _____ days/months/years/Time Served and or payment of \$____; plus costs and assessments as applicable*; the balance is suspended with probation for _____

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation, which are incorporated by reference.

The sentence shall run

CONCURRENT or CONSECUTIVE to sentence on: _____

The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied by SCDoc. 169 days/~~months~~

To include time spent on monitored house arrest prior to trial and sentencing.

The Defendant Shall be Released from County Detention Center.

Pursuant to 18 U.S.C. § 922 and § 16-25-30 it is unlawful for a person convicted of a violation of § 16-25-20 or § 16-25-65 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

A TRUE COPY
[Signature]
Lex, Co, C.O.C.P., G.S. & P.O.

SPECIAL CONDITIONS:

- PTUP after _____ months/years
And Other Terms Listed Below:
- Substance Abuse Counseling Completion of GED Random Drug/Alcohol Testing
 Attend Voc. Rehab. Or Job Corp No Contact with Victim Domestic Violence Intervention Program
 Mental Health Counseling May serve W/E beginning: _____
 Sex Offender Registry pursuant to S.C. Code § 23-3-430 Public Service Employment _____ days/hours
 Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135.
 Other: _____

- RESTITUTION: Deferred Def. Waives Hearing Ordered

Total \$ _____ plus 20% fee: _____ \$ _____

Payment Terms: _____ Set by SCDPPPS

Recipient: _____

*Fine:

| | | | | |
|---|----------|-----------|---------|----------|
| Fine may be pd. in equal consecutive weekly/monthly pmts. of | \$ _____ | Beginning | _____ | \$ _____ |
| §14-1-206 (Assessments 107.5%) | | | | \$ _____ |
| §14-1-211 (A)(1)(Conv. Surcharge) | | | \$100 | \$100 |
| §14-1-211 (A)(2)(DUI Surcharge) | | | \$100 | \$ _____ |
| §56-5-2995 (DUI Assessment) | | | \$12 | \$ _____ |
| §56-1-286 (DUI Breath Test) | | | \$25 | \$ _____ |
| §14-1-212 (Law Enforce. Funding) | | | \$25 | \$25 |
| §14-1-213 (Drug Court Surcharge) | | | \$150 | \$ _____ |
| §34-11-70(b)and(c), and 34-11-90(c)and(d) (Admin Fraud Check Court Costs) | | | \$41 | \$ _____ |
| §50-21-114 (BUI Breath Test Fee) | | | \$50 | \$ _____ |
| §56-5-2942(J) (Vehicle Assessment) | | | \$40/ea | \$ _____ |
| 3% to County (if paid in installments) | | | TBD | \$ _____ |
| <input type="checkbox"/> Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees | | | \$500 | \$ _____ |
| <input type="checkbox"/> § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund | | | TBD | \$ _____ |

TOTAL \$ 125.00
Retired
 2/12/21
 12/8/21

Clerk of Court/Deputy Clerk: *John Comer, MD*
 Court Reporter: *Melinda Jones*

Presiding Judge: _____
 Judge Code: _____
 Sentence Date: _____

A TRUE COPY
John Comer
 Lex. Co. C.C.C.P., G.S. & F.C.

0-3 yrs. and/or not more than \$1,000

STATE OF SOUTH CAROLINA)
COUNTY OF Lexington)
STATE)

IN THE COURT OF GENERAL SESSIONS

VS.

INDICTMENT/CASE#: 2021 - GS - 32 - 03266

Jerrel Anthony Griffin

AW#: 2021A3210201862

AKA: _____)
Race: Black Sex: M Age: 34)

Date of Offense: 6/18/2021

DOB: 11-08-1987 SS#: 216-19-4058)

S.C. Code §: 16-03-1700(C)

Address: 178 Community Park Rd)

CDR Code #: 2406

City, State, Zip: Orangeburg, SC 29118-8834)

DL#* 101296240 SID# _____)

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the above indictment comes now the Defendant who was CONVICTED OF or PLEADS

TO: Harassment / 1st Degree Harassment

In violation of § 16-03-1700(A) of the S.C. Code of Laws, bearing CDR Code # 2403

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS § 17-25-45

(CSC w/minor 1st or CSC w/minor 3rd)

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. _____ (def.'s initials)

The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST:

Whitney H. Yager 103933
Solicitor SC Bar #

[Signature]
Defendant

Hari M. Smit 104500
Attorney for Defendant SC Bar #

WHEREFORE, the Defendant is committed to the State Department of Correction County Detention Center,

for a determinate term of 2 ~~days~~ ~~months~~ ~~years~~ ~~Time Served~~ Youthful Offender Act not to exceed _____ years

and/or to pay a fine of \$ _____; provided that upon the service of _____ days/months/years/Time Served and or payment of \$ _____; plus costs and assessments as applicable*; the balance is suspended with probation for _____

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation, which are incorporated by reference.

The sentence shall run

CONCURRENT or CONSECUTIVE to sentence on: _____

The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied by SCDOC.

169 days

To include time spent on monitored house arrest prior to trial and sentencing.

The Defendant Shall be Released from County Detention Center.

Pursuant to 18 U.S.C. § 922 and § 16-25-30 it is unlawful for a person convicted of a violation of § 16-25-20 or § 16-25-65 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

A TRUE COPY
[Signature]
Lex. Ct., C.C.C.P., G.S. & F.C.

STATE VS. Jerrel Anthony Griffin INDICTMENT/CASE#: 2021 - GS - 32 - 03266

SPECIAL CONDITIONS:

- PTUP after _____ months/years
- And Other Terms Listed Below:**
- Substance Abuse Counseling Completion of GED Random Drug/Alcohol Testing
- Attend Voc. Rehab. Or Job Corp No Contact with Victim Domestic Violence Intervention Program
- Mental Health Counseling May serve W/E beginning: _____
- Sex Offender Registry pursuant to S.C. Code § 23-3-430 Public Service Employment _____ days/hours
- Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135.
- Other: _____

RESTITUTION: Deferred Def. Waives Hearing Ordered

Total \$ _____ plus 20% fee: _____ \$ _____

Payment Terms: _____ Set by SCDPPPS

Recipient: _____

| | | |
|---|----------|-----------------|
| *Fine: | | \$ _____ |
| Fine may be pd. in equal consecutive weekly/monthly pmts. of | \$ _____ | Beginning _____ |
| §14-1-206 (Assessments 107.5%) | | \$ _____ |
| §14-1-211 (A)(1)(Conv. Surcharge) | \$100 | \$100 |
| §14-1-211 (A)(2)(DUI Surcharge) | \$100 | \$ _____ |
| §56-5-2995 (DUI Assessment) | \$12 | \$ _____ |
| §56-1-286 (DUI Breath Test) | \$25 | \$ _____ |
| §14-1-212 (Law Enforce. Funding) | \$25 | \$25 |
| §14-1-213 (Drug Court Surcharge) | \$150 | \$ _____ |
| §34-11-70(b)and(c), and 34-11-90(c)and(d) (Admin Fraud Check Court Costs) | \$41 | \$ _____ |
| §50-21-114 (BUI Breath Test Fee) | \$50 | \$ _____ |
| §56-5-2942(J) (Vehicle Assessment) | \$40/ea | \$ _____ |
| 3% to County (if paid in installments) | TBD | \$ _____ |
| <input type="checkbox"/> Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees | \$500 | \$ _____ |
| <input type="checkbox"/> § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund | TBD | \$ _____ |
| TOTAL | | \$125.00 |

Clerk of Court/Deputy Clerk: [Signature]
 Court Reporter: Melinda Jones

Presiding Judge: _____
 Judge Code: 2164
 Sentence Date: 12/8/21

A TRUE COPY
[Signature]
 Lexi Co. C.G.C.R., C.S. & H.Q.

0-3 yrs. and/or not more than \$1,000

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Lexington

STATE VS.

INDICTMENT/CASE#: 2021 - GS - 32 - 03266

Jerrel Anthony Griffin

AW#: 2021A3210201862

AKA: _____
Race: Black Sex: M Age: 34

Date of Offense: 6/18/2021

DOB: 11-08-1987 SS#: 216-19-4058

S.C. Code §: 16-03-1700(C)

Address: 178 Community Park Rd

CDR Code #: 2406

City, State, Zip: Orangeburg, SC 29118-8834

DL#* 101296240 SID# _____

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the above indictment comes now the Defendant who was CONVICTED OF or PLEADS

TO: Harassment / 1st Degree Harassment

In violation of § 16-03-1700(A) of the S.C. Code of Laws, bearing CDR Code # 2403

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS § 17-25-45
(CSC w/minor 1st or CSC w/minor 3rd)

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. _____ (def.'s initials)

The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST:

Whitney L. Spivey 103933
Solicitor SC Bar #

[Signature]
Defendant

Hari M. Smit 104500
Attorney for Defendant SC Bar #

WHEREFORE, the Defendant is committed to the State Department of Correction County Detention Center,

for a determinate term of 2 ~~months~~ days months/years/Time Served Youthful Offender Act not to exceed _____ years

and/or to pay a fine of \$____; provided that upon the service of _____ days/months/years/Time Served and or payment of \$____; plus costs and assessments as applicable*; the balance is suspended with probation for _____

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation, which are incorporated by reference.

The sentence shall run

CONCURRENT or CONSECUTIVE to sentence on: _____

The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied by SCDoc.

169 days

To include time spent on monitored house arrest prior to trial and sentencing.

The Defendant Shall be Released from County Detention Center.

Pursuant to 18 U.S.C. § 922 and § 16-25-30 it is unlawful for a person convicted of a violation of § 16-25-20 or § 16-25-65 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

A TRUE COPY

[Signature]
Lex. Co. C.C.C.P., G.S. & F.C.

STATE VS. Jerrel Anthony Griffin INDICTMENT/CASE#: 2021 - GS - 32 - 03266

SPECIAL CONDITIONS:

PTUP after _____ months/years

And Other Terms Listed Below:

- Substance Abuse Counseling Completion of GED Random Drug/Alcohol Testing
- Attend Voc. Rehab. Or Job Corp No Contact with Victim Domestic Violence Intervention Program
- Mental Health Counseling May serve W/E beginning: _____
- Sex Offender Registry pursuant to S.C. Code § 23-3-430 Public Service Employment _____ days/hours
- Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135.
- Other: _____

RESTITUTION: Deferred Def. Waives Hearing Ordered

Total \$ _____ plus 20% fee: _____ \$ _____

Payment Terms: _____ Set by SCDPPPS

Recipient: _____

***Fine:**

| | | | | |
|---|----------|-----------|---------|----------|
| Fine may be pd. in equal consecutive weekly/monthly pmts. of | \$ _____ | Beginning | _____ | \$ _____ |
| §14-1-206 (Assessments 107.5%) | | | | \$ _____ |
| §14-1-211 (A)(1)(Conv. Surcharge) | | | \$100 | \$100 |
| §14-1-211 (A)(2)(DUI Surcharge) | | | \$100 | \$ _____ |
| §56-5-2995 (DUI Assessment) | | | \$12 | \$ _____ |
| §56-1-286 (DUI Breath Test) | | | \$25 | \$ _____ |
| §14-1-212 (Law Enforce. Funding) | | | \$25 | \$25 |
| §14-1-213 (Drug Court Surcharge) | | | \$150 | \$ _____ |
| §34-11-70(b)and(c), and 34-11-90(c)and(d) (Admin Fraud Check Court Costs) | | | \$41 | \$ _____ |
| §50-21-114 (BUI Breath Test Fee) | | | \$50 | \$ _____ |
| §56-5-2942(J) (Vehicle Assessment) | | | \$40/ea | \$ _____ |
| 3% to County (if paid in installments) | | | TBD | \$ _____ |
| <input type="checkbox"/> Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees | | | \$500 | \$ _____ |
| <input type="checkbox"/> § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund | | | TBD | \$ _____ |

TOTAL \$125.00
Reston
2/16/4
12/8/21

Clerk of Court/Deputy Clerk: dawn corner, clk
 Court Reporter: Melinda Jones

Presiding Judge: _____
 Judge Code: _____
 Sentence Date: _____

A TRUE COPY
Dawn Corner
 Lex. Cl. C.C.O.R. G.S. & F.C.