

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)
)
THE STATE)
)
vs.)
)
)
Ronald Kirkland Brazell,)
Defendant.)
_____)

IN THE COURT OF GENERAL SESSIONS
ELEVENTH JUDICIAL CIRCUIT

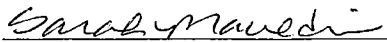
INDICTMENT NUMBERS:
2021GS3202294 and 2021GS3202295

RULE 203(B) MEMORANDUM

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Pursuant to Rule 203(B)(iv), the undersigned asserts that she does not have a good faith basis to believe that any issues are properly before the Court of Appeals, and the undersigned did not object to the sentence or file a motion to reconsider the sentence. Nevertheless, the undersigned consulted with the Appellant about his right to appeal, and after consultation, the undersigned has filed the instant appeal at the request of the Appellant because the Sixth Amendment requires counsel to follow the Appellant’s request. *See Frazer v. South Carolina*, 430 F.3d 696, 706 (4th Cir. 2005) (“A defendant has a right to pursue a direct appeal, even if frivolous, which counsel must assist as ‘an active advocate on behalf of his client.’”) (quoting *Anders v. California*, 386 U.S. 738, 744 (1967)).

Respectfully submitted,



Sarah Mauldin
Attorney for the Defendant
202 E. Main St.
Lexington, SC 29072
(803) 957-8873

WITNESSES

Lexington County Sheriffs Department

Anthony A Creech

Law Enforcement Case #: 21003329

SF

ARREST WARRANT NUMBER

2021A3210200522

ACTION OF GRAND JURY

TRUE BILL

Foreperson of Grand Jury

Date: August 2, 2021

VERDICT

Foreperson of Petit Jury

Date:

A TRUE COPY

Lex. Co. C.C.C.P., G.S. & F.C.

DOCKET NO. 2021GS3202294

The State of South Carolina

County of Lexington

COURT OF GENERAL SESSIONS

AUGUST TERM 2021

THE STATE

vs.

Ronald Kirkland Brazell

CDR #: 3410

Indictment for

Attempted Murder

§ 16-03-0029

S.R. Hubbard III, SOLICITOR

After being fully advised as to my legal rights, I hereby waive my rights to presentment to the Grand Jury.

Defendant

I hereby appear in my own proper person and plead guilty to the within indictment or to

Defendant

Witness

C.C.C. PLS. and G.S.

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JUL 18 2022

SC Court of Appeals

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)
)

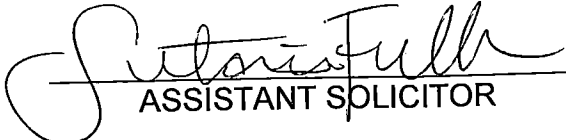
INDICTMENT FOR
Attempted Murder

§ 16-03-0029

At a Court of General Sessions, convened on August 2021, the Grand Jurors of Lexington County present upon their oath:

That **Ronald Kirkland Brazell**, in Lexington County, South Carolina, on or about February 21, 2021, did, with the intent to kill, attempt to kill another person with malice aforethought, to wit: the Defendant did stab Jason Stoudemire in the neck with a knife, in violation of §16-03-0029 of the Code of Laws of South Carolina (1976, as amended).

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.


ASSISTANT SOLICITOR

0-2011

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Lexington

STATE VS.

INDICTMENT/CASE#: 2021 - GS - 32 - 02294

Ronald Kirkland Brazell

AW#: 2021A3210200522

AKA: _____

Date of Offense: 2/21/2021

Race: White Sex: M Age: 41

S.C. Code §: 16-03-0029

DOB: [REDACTED] SS#: [REDACTED]

CDR Code #: 3410

Address: [REDACTED]

City, State, Zip: [REDACTED]

DL# [REDACTED] SID# _____

SENTENCE SHEET

ALFORD

*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: Assault / Assault & Battery of a High & Aggravated Nature

In violation of § 16-03-0600(B)(1) of the S.C. Code of Laws, bearing CDR Code # 3411

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] 100730 [Signature] [Signature] 73681
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 20 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: 2021-GS-32-02295

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. 505 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.

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SC Court of Appeals

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[Signature]
Lex. Co. C.C.C.P. S.S. & T.

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	\$ <u>100</u>
§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	\$ <u>25</u>
§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				\$ <u>125</u>

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

Presiding Judge: Debra McAdi
 Judge Code: 2769
 Sentence Date: 7/11/22

A TRUE COPY
[Signature]
 CLERK OF COURT, G.S. & F.C.

WITNESSES

Lexington County Sheriffs Department

Anthony A Creech

Law Enforcement Case #: 21003329

SF

ARREST WARRANT NUMBER

2021A3210200523

ACTION OF GRAND JURY

TRUE BILL

Foreperson of Grand Jury

Date: August 2, 2021

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2021GS3202295

The State of South Carolina

County of Lexington

COURT OF GENERAL SESSIONS

AUGUST TERM 2021

THE STATE

vs.

Ronald Kirkland Brazell

CDR #: 3410

Indictment for

Attempted Murder

§ 16-03-0029

S.R. Hubbard III, SOLICITOR

After being fully advised as to my legal rights, I hereby waive my rights to presentment to the Grand Jury.

Defendant

I hereby appear in my own proper person and plead guilty to the within indictment or to

Defendant

Witness

C.C.C. PLS. and G.S.

RECEIVED

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SC Court of Appeals

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Lex. Co. C.C.C.P.

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)
)

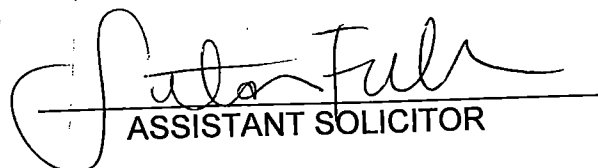
INDICTMENT FOR
Attempted Murder

§ 16-03-0029

At a Court of General Sessions, convened on August 2021, the Grand Jurors of Lexington County present upon their oath:

That **Ronald Kirkland Brazell**, in Lexington County, South Carolina, on or about February 21, 2021, did, with the intent to kill, attempt to kill another person with malice aforethought, either express or implied, to wit: the Defendant did stab Jame Poole, Jr. in the neck and back with a knife, in violation of §16-03-0029 of the Code of Laws of South Carolina (1976, as amended).

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.


ASSISTANT SOLICITOR

0-10418

STATE OF SOUTH CAROLINA)
COUNTY OF Lexington)

IN THE COURT OF GENERAL SESSIONS.

STATE)
VS.)

INDICTMENT/CASE#: 2021 - GS - 32 - 02295

Ronald Kirkland Brazell)

AW#: 2021A3210200523

AKA: _____)
Race: White Sex: M Age: 41)

Date of Offense: 2/21/2021

DOB: _____ SS#: _____)

S.C. Code §: 16-03-0029

Address: _____)

CDR Code #: 3410

City, State, Zip: _____)

DL#* _____ SID# _____)

SENTENCE SHEET

ALFORD

*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: Assault / Assault & Battery 1st degree

In violation of § 16-03-0600(C)(1) of the S.C. Code of Laws, bearing CDR Code # 3412

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] 100730 [Signature] [Signature] 73681
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 10 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: 2021-65-32-02294

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.
505 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.

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JUL 18 2022

SC Court of Appeals

A TRUE COPY

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

STATE VS. Ronald Kirkland Brazell INDICTMENT/CASE#: 2021 - GS - 32 - 02295

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		\$ <u>100</u>
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§56-1-286 (DUI Breath Test)		\$25		\$ _____
§14-1-212 (Law Enforce. Funding)		\$25		\$ <u>25</u>
§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		\$ _____

Clerk of Court/Deputy Clerk: Lisa Conner
Court Reporter: Jay Holst

Presiding Judge: Debra McClash
Judge Code: 2769
Sentence Date: 7/11/22

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Lisa Conner
Lex. Co. C.C.C.R., G.S. & F.C.