

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF BERKELEY

FILED

STATE

JUN 22 2022

INDICTMENT/CASE#: 2022-GS-08-00514

VS.

CASE NO. LEAH GUERRY DUPREE CLERK OF COURT BERKELEY COUNTY, SC

RECEIVED

APRIL JULIAN MIDDLETON

AKA: April Juliann Middleton, April J Middleton
Race: Black Sex: F Age: 31
DOB: 08/19/1990 SS#: 250-83-2411
Address: 190 Riverside Circle
City, State, Zip: Goose Creek, SC 29445
DL#* 0101065694 SID# SC01899203

A/W#: Date of Offense: 06/23/2019 Aug 04 2022
S.C. Code §: 16-03-0600(C)(1)
CDR Code #: 3412

SC Court of Appeals

SENTENCE SHEET

*CDL Yes [] No [] CMV Yes [] No [] Hazmat Yes [] No []

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

TO: Assault & Battery, Second Degree

In violation of § 16-03-0600(D)(1) of the S.C. Code of Laws, bearing CDR Code # 3413

[X] 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, [X] 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 of Kawohe Morris, Assistant Solicitor and Signature of Attorney for Defendant with SC Bar # 1587

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

for a determinate term of 3 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 3

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:

[X] 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. 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.

Signature of Leah Guerry Dupree, Clerk of Court, DATE 8-2-2022

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: Mutual Restraining Order per the parties consent.
Co-Parenting counseling if the parties consent.

RESTITUTION: Deferred Def. Waives Hearing Ordered

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

Payment Terms: _____

Recipient: _____

of the mutual restraining order applies to special needs and direct and indirect contact.

***Fine:**

Fine may be pd. in equal consecutive weekly/monthly pmts. of \$ _____ Beginning _____	\$ _____
\$14-1-206 (Assessments 107.5%) <i>of</i>	\$ _____
\$14-1-211 (A)(1)(Conv. Surcharge) <i>all restraining orders are subject to any orders of the Family Court regarding the minor child.</i>	\$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) <i>of self on the interview with APS and Home arrest.</i>	\$50 \$
\$56-5-2942(J) (Vehicle Assessment)	\$40/ea \$
3% to County (if paid in installments)	TBD \$375
<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	\$128.75

Clerk of Court/Deputy Clerk: J. Hill
Court Reporter: Yvestre Torres

Presiding Judge: AK Jeff
Judge Code: 2128
Sentence Date: June 22, 2022

Heath Querry Dupree
Erin Scott
DATE _____
CLERK OF COURT
C.P. & G.S.
BERKELEY COUNTY, SC

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