

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

Oct 03 2022

SC Court of Appeals

Appeal from Georgetown County

Honorable Steven H. John, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JEREMIAH DICAPUA,

APPELLANT.

APPELLATE CASE NO. 2021-000570

RECORD ON APPEAL

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ATTORNEYS FOR RESPONDENT

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THE FOLLOWING EXHIBITS ARE ON FILE WITH THIS COURT:

STATE’S EXHIBIT NO. 4 (SKETCH ARTIST COMPOSITE), STATE’S EXHIBIT NO. 5 (ATLANTIC LIQUOR'S SCREEN SHOTS (3)), STATE’S EXHIBIT NO. 6 (3 PHOTOS ATLANTIC LIQUOR), STATE’S EXHIBIT NO. 8 (PHOTO LINEUP), STATE’S EXHIBIT NO. 11 (CD 911 CALL JASON AND STACEY STARNES), STATE’S EXHIBIT NO. 13 (SKETCH ARTIST COMPOSITE), STATE’S EXHIBIT NO. 14 (PHOTO J. KELLY BODY CAMERA), STATE’S EXHIBIT NO. 15 (PHOTO VIDEO FROM 628 SOUTH WACCAMAW), STATE’S EXHIBIT NO. 16 (CD VIDEO FROM 628 SOUTH WACCAMAW), STATE’S EXHIBIT NO. 17 (CD 6/15/2018 REDACTED INTERVIEW), STATE’S EXHIBIT NO. 18 (CD 6/21/2018 REDACTED INTERVIEW), STATE’S EXHIBIT NO. 21 (PHOTO OF DICAPUA), STATE’S EXHIBIT NO. 31 (CD 6/19/2018 REDACTED JAIL CALL), STATE’S EXHIBIT NO. 33 (CD 8/13/2018 REDACTED JAIL CALL), STATE’S EXHIBIT NO. 35 (CD 8/26/2018 REDACTED JAIL CALL), STATE’S EXHIBIT NO. 37 (CD 10/24/2018 REDACTED JAIL CALL), AND STATE’S EXHIBIT NO. 38 (CD 911 CALL CRAIG LEWIS 6/11/2018).

1 had proved that to you beyond a reasonable doubt.

2 So if you have a reasonable doubt as to whether a
3 defendant committed a greater or a lesser offense and you
4 believe the State has proved the lesser offense to you
5 beyond a reasonable doubt then you can find the defendant
6 guilty of that crime. That's kidnapping and attempted
7 kidnapping.

8 Is there anything else Madam Forelady?

9 THE FORELADY: NO.

10 THE COURT: All right. Thank you very much.
11 Please return to your jury room and resume. Thank you.

12 (WHEREUPON, the jury exited the courtroom and
13 resumed deliberations at 10:50 a.m.)

14 THE COURT: All right. As to the request of the
15 jury regarding the recharge of the kidnapping and attempted
16 kidnapping is there anything from the State?

17 MS. RICHARDSON: No, Your Honor.

18 THE COURT: Anything from the defense?

19 MR. EDGEWORTH: No, Your Honor.

20 THE COURT: All right. Thank you.

21 And, again, we'll be at ease until the jury needs
22 us again. Thank you very much.

23 MR. EDGEWORTH: Thank you Judge.

24 (WHEREUPON, there was a break in the proceedings
25 during deliberations from 10:52 a.m. until 10:58 a.m.)

1 THE BAILIFF: All rise.

2 THE COURT: All right. Thank you, very much. You
3 may be seated. Let's get the defendant in.

4 (WHEREUPON, the defendant entered the courtroom at
5 10:59 a.m.)

6 THE COURT: All right. Counsel, I understand that
7 the jury has reached a verdict in this matter.

8 Is the State ready to receive it?

9 MS. RICHARDSON: Yes, Your Honor.

10 THE COURT: And the defense?

11 MR. EDGEWORTH: Yes, Your Honor.

12 THE COURT: All right. Very good.

13 As I always do when we receive a jury verdict, I
14 always tell everyone we ask this jury to do a difficult
15 thing. That is, come to a unanimous conclusion as the
16 matter they heard.

17 The Court expects and, in fact I demand, that
18 whatever the verdict is, it be received with respect and
19 silence. Thank you, very much.

20 Ask the jury to come in.

21 (WHEREUPON, the jury entered the courtroom at
22 11:01 a.m.)

23 THE COURT: All right. Madam Forelady, has the
24 jury reached a verdict in this matter?

25 THE FORELADY: Yes.

1 THE COURT: All right. Could you hand that to the
2 Bailiff, please, ma'am? Thank you.

3 THE FORELADY: Yes.

4 THE COURT: You may publish the verdict.

5 THE COURT: Will the defendant please stand?

6 (WHEREUPON, the defendant complied.)

7 VERDICT

8 THE CLERK: The State of South Carolina versus
9 Jeremiah Dicapua, as to Indictment Number 2018-GS-22-00677,
10 on the charge of kidnapping, we the jury find the defendant
11 not guilty.

12 On the charge of attempted kidnapping, we the jury
13 find the defendant guilty.

14 THE COURT: All right. Ladies and gentlemen of
15 the jury, if this is your verdict, please so indicate by
16 raising your right hand. All jurors having raised their
17 right hand they have confirmed their verdict.

18 Does the State wish the jury polled?

19 MS. RICHARDSON: No, Your Honor.

20 THE COURT: Does the defense wish the jury polled?

21 MR. EDGEWORTH: Yes, Your Honor.

22 THE COURT: All right. Poll the jurors by their
23 juror number, please. You may sit down. Thank you very
24 much.

25 THE CLERK: Okay. Ms. Foreperson.

1 MS. RICHARDSON: And, Your Honor, he has been
2 incarcerated since his arrest on June 15th, 2018. I have
3 that at 1,064 days.

4 THE COURT: All right. So, I'm sorry, was it was
5 June 15, 2018?

6 MS. RICHARDSON: Yes, Your Honor.

7 THE COURT: And I'm sorry, how long was that?

8 MS. RICHARDSON: I'm showing that to be
9 1,064 days.

10 THE COURT: All right. Thank you.

11 MS. RICHARDSON: And, additionally, Your Honor,
12 the Court, under the kidnapping statute, which would also
13 include the attempt, this would be a Sex Offender Registry
14 offense unless the Court finds otherwise.

15 THE COURT: Thank you, ma'am.

16 SENTENCE

17 THE COURT: All right. Mr. Dicapua, please stand,
18 sir.

19 The State of South Carolina, County of Georgetown
20 versus Jeremiah Dicapua regarding 2018-GS-22-677 regarding
21 the crime, the jury having found you guilty of the crime of
22 attempted kidnapping, the Court finds that in this
23 particular matter, I am taking into consideration the facts
24 of this particular case. I did not consider any charge for
25 which he has not been convicted. The matters that the Court

1 deemed irrelevant, I don't find those are particularly
2 instructive regarding sentencing. The sentence comes from
3 the facts as testified to in this matter.

4 Based upon that, the Court finds the defendant is
5 committed to the State Department of Corrections for
6 interment term of 30 years. Defendant is given credit for
7 the time he did serve, Sex Offender Registry is required.

8 Thank you very much.

9 (WHEREUPON, the trial proceedings for the State of
10 South Carolina versus Jeremiah Dicapua concluded at 11:20
11 a.m.)

12 ---END OF REQUESTED PROCEEDING---

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22

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25

STATE OF SOUTH CAROLINA)
 COUNTY OF GEORGETOWN)
 STATE OF SOUTH CAROLINA)
 VS.)
 JEREMIAH DICAPUA,)
 DEFENDANT)

IN THE COURT OF GENERAL SESSIONS
 INDICTMENT: 2018GS2200677

NOTICE OF INTENTION TO SEEK A
 SENTENCE OF LIFE WITHOUT PAROLE

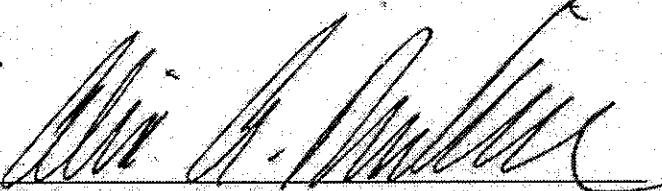
FILED
 GEORGETOWN COUNTY
 2018 JUN 19 PM 1:28
 ALMA Y. WHITTE
 CLERK OF COURT

TO: JEREMIAH DICAPUA, DEFENDANT, AND RONALD W. HAZZARD, ATTORNEY

PLEASE TAKEN NOTICE that at the trial of the above-entitled action to be scheduled on a date at least ten (10) days hence, of which you will be timely notified, the State will seek the Defendant to be sentenced to a term of imprisonment for life without the possibility of parole, pursuant to South Carolina Code of Laws, § 17-25-45 (1995), as amended. The State intends to rely upon the Defendant's prior conviction of:

Murder - Inidictment 80-GS-26-1448
Convicted December 11, 1980 in Horry County, South Carolina

to statutorily enhance his punishment.


 Alicia Richardson
 DEPUTY SOLICITOR
 FIFTEENTH JUDICIAL CIRCUIT

Georgetown, South Carolina

Dated: July 16, 2019

CRIMINAL DOCKET REPORT

1 DOCKET NO.	2 NO. DEFEND.	3 DATE DOCKETED
801351261448	01	12/01/80

4 APPURTENANT WARRANT NUMBERS (Warrant nos. on which indictment is based)				A 356929	B	C	D
E	F	G	H	I	J	K	L

6 DEFENDANT (last, first, middle)	SOCIAL SECURITY NO.	5 DATE OF BIRTH
-----------------------------------	---------------------	-----------------

DICAPUA, JEREMIAH, JERRY, ANTHONY

7 ARREST DATE	8 M F	9 B W O	10 ALIAS (if any)
mo day yr	Y	X	

11 TERM OF COURT	12 GS / CR	13 CODE
mo day yr	(Mark one)	

12/01/80 X PRESIDING JUDGE

64 (Mark one) 65 DEFENSE ATTORNEY

FXNA LONG, J. REUBEN

NP-Nolle Prosequi	BE-Bond Executed	OTHER DISPOSITION	FINAL DISPOSITION REPORT - 2	
TR-Transfer	AP-Appeal Noted		2-YOAR&E	63 INTERIM SENTENCE
JD-Judicial Dismissal	PE-Pros. Ended		3-Sealed Sentence	
			4-Deferred Sentence	

66 OFFENSE CODE	67 DATE OF FINAL ACTION	68 TRIAL		69 Other Offense	70 PLEA		71	72	73	74 FINAL SENTENCE (Describe briefly)
		(G)	(NG)		(G)	(NG)				
1	1/16/12/11/80	X								Life Imprisonment
2										
3										
4										
5										
6										

CERTIFIED COPY

RENEE N. ELVIS
CLERK OF COURT
Horry County, S.C.

80-65-26-1448 I

The State of South Carolina

County of Horry

COURT OF GENERAL SESSIONS

December Term, 19 80

THE STATE

VS.

Jeremiah "Jerry" Anthony DiCapua

726 Plantation Drive

Seaside Beach, SC

DOB: [REDACTED]

SS#: [REDACTED]

CDR # 116

INDICTMENT FOR

MURDER

16-3-20

Jim Dunn, Solicitor 12-1-80

June Bill

Foreman of Grand Jury

[Signature]

McCAW PRINTERS,

COLUMBIA, S. C. 29205.

CERTIFIED COPY

RENEE N. ELVIS
CLERK OF COURT
HORRY COUNTY, SC

STATE OF SOUTH CAROLINA,
COUNTY OF HORRY

THE SENTENCE OF THE COURT IS THAT THE DEFENDANT(S)

Jeremiah Jerry Anthony DiCapua

IS (ARE) HEREBY SENTENCED TO THE S. C. DEPARTMENT OF
CORRECTIONS FOR A PERIOD OF five

months

(AND) (OR) PAY A FINE OF _____

DATE Dec 11 1980

[Signature]
PRESIDING JUDGE

The State of South Carolina

INDICTMENT FOR

County of Horry

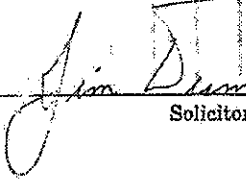
MURDER (16-3-20)

At a Court of General Sessions, convened on the 1st day of December,
1980, the Grand Jurors of Horry County present upon their oath:

That Jeremiah "Jerry" Anthony DiCapua

did in Horry County on or about the 20th day of July,
1980, knowingly, feloniously, intentionally, wilfully and with
malice aforethought, kill one Jessie James Warr, III be means of shooting
him with a shot gun and that the said Jessie James Warr, III did die
in Horry County as a proximate result thereof on or about the 20th day
of July, 1980

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


Solicitor

STATE OF SOUTH CAROLINA

COUNTY OF Horry

Fifteenth Circuit

DECEMBER,

Term, 19.. 30

STATE OF SOUTH CAROLINA

Against

JEREMIAH "JERRY" ANTHONY DiCAPUA

Certified Copy of Sentence of Court

Billie G. Richardson

Billie G. Richardson, Clerk of Court

STATE OF SOUTH CAROLINA

COUNTY OF HORRY

Fifteenth Circuit

DECEMBER Term, 19⁸⁰

IN THE COURT OF GENERAL SESSIONS

THE STATE OF SOUTH CAROLINA,

vs.

JEREMIAH "JERRY" ANTHONY DICAPUA

Age 8-4-50

Color W/M

INDICTMENT FOR

80-GS-26-1448

MURDER

VERDICT

JURY TRIAL, FOUND GUILTY AS CHARGED.

SENTENCE

"The sentence of the law as pronounced by the court is that the within named defendant

JEREMIAH "JERRY" ANTHONY DICAPUA

~~XXXXXXXXXXXX~~

~~XXXXXX~~

be confined upon the public works of Horry County for a term of HIS NATURAL LIFE or a like period in the state penitentiary.

DECEMBER 11,

A. D. 19⁸⁰

JAMES M. MORRIS

Presiding Judge.

CERTIFIED COPY
RENEEN ELYS
CLERK OF COURT
HORRY COUNTY, SC

STATE OF SOUTH CAROLINA,

County of Horry

I, Billie G. Richardson, Clerk of the Court of General Sessions for Horry County, State aforesaid, do hereby certify that the foregoing is a true copy of the sentence pronounced by the court in the case above entitled.

GIVEN under my hand and the Seal of the said Court at Conway, S. C., this 12TH day of

DECEMBER A. D. 19⁸⁰

Billie G. Richardson
Billie G. Richardson, Clerk of Court.

GEORGETOWN COUNTY SHERIFF'S OFFICE

P.O. Box 1292, Georgetown, S.C. 29442

NAME: Stacey Starnes
ADDRESS: 1316 Jake Fargle Rd Little Mountain Sc 29075
PHONE - H: (803)-315-8837 W:
DOB: SSN:

VOLUNTARY STATEMENT

CASE #: 18015680

PAGE NO. 1 OF 2 PAGES

I, Stacey Starnes am about to make known to Investigator Jonathan Griffith, that I volunteer the following information of my own free will, for whatever purposes it may serve.

On Sunday, June 10th, I was out for a run/walk on South Waccamaw. There was a man that pulled up to a Stop Sign at Cedar Avenue and opened his car door. He was trying to say something to me and I continued to walk. By the time I got to the moonfish Rd. area, he pulled over and was waiting on me. He attempted 3 times to grab me. On the 3rd time he got my arm and I jerked away and yelled No. I sprinted as fast as I could until I saw a house with lots of cars to hide behind. On Thursday, June 14th, Inspector Griffith took me by his house along with other investigators and got the man out of the house. While waiting on him to come out, I passed the car and immediately knew it was the car. As soon as the door opened he walks out and I saw his face. It took me back to that Sunday morning and I knew it was the

I have read each page of this statement consisting of 2 page(s), each page of which bears my signature, and corrections, if any, bear my initials, and I certify that the facts contained herein are true and correct.

Taken at 239 S. Waccamaw Time: 11:01 PM this 15th day of June 2018.

SWORN to before me this day of

Signature of person giving voluntary statement
Witness

Notary Public for South Carolina

My Commission Expires:

GEORGETOWN COUNTY SHERIFF'S OFFICE
P.O. Box 1292, Georgetown, S.C. 29442

NAME: Stacy Starnes
ADDRESS: [Redacted] Lake Eagle Rd Little Mountain SC
29075
PHONE - H: [Redacted] 8837 W: _____
DOB: [Redacted] SSN: [Redacted]

VOLUNTARY STATEMENT
CASE #: 18015680
PAGE NO. 1 OF 1 PAGES

I, _____ am about to make known to _____, that I volunteer the following information of my own free will, for whatever purposes it may serve.

man who tried to kidnap me. It literally
took my breath away. I immediately
relayed to Inspector Griffith that is the
man without a doubt.

I have read each page of this statement consisting of 2 page(s), each page of which bears my signature, and corrections, if any, bear my initials, and I certify that the facts contained herein are true and correct.

Taken at 239 S. Waccamaw Time: 12:01 PM this 15th day of JUNE 2018.

SWORN to before me this _____ day of _____

Stacy L. Starnes
Signature of person giving voluntary statement

[Signature]
Witness

Notary Public for South Carolina:
My Commission Expires: _____

Witness

ARREST WARRANT

2018A2210500392

STATE OF SOUTH CAROLINA COUNTY, S.C.

County/

Municipality of

Georgetown

2018 JUN 22 PM 4:17

ALMA Y. WHITE CLERK OF COURT

Jeremiah Dicapua

Address: Hidden Lake Dr

Garden City, SC 29576-8501

Phone: SSN:

Sex: M Race: W Height: 5 9 weight: 210

State: SC DL#:

DOB: Agency ORI #: SC0220000

Prosecuting Agency: Georgetown County Sheriff

Prosecuting Officer: Jonathan K Griffith - S00050

Offense: Kidnapping / Kidnapping

Offense Code: 0095

Code/Ordinance Sec: 16-03-0910

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 Jeremiah Dicapua on 6/15/18 4:13pm

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions P.O. Box 479 401 Cleland Street, Room 115 Georgetown, SC 29442

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Georgetown

Personally appeared before me the affiant Jonathan K Griffith who

being duly sworn deposes and says that defendant Jeremiah Dicapua

did within this county and state on or about 6/10/2018 violate the criminal laws of the

State of South Carolina (or ordinance of County/ Municipality of Georgetown)

in the following particulars:

DESCRIPTION OF OFFENSE: Kidnapping / Kidnapping

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:

That on or about the morning of June 10th, 2018, in the Garden City area of Georgetown County, the Defendant (Jeremiah Dicapua) did unlawfully seize, confine or kidnap the Victim (Stacy Starnes) by blocking the sidewalk as she was jogging. Defendant made several lunges at the Victim in an attempt to grab her arm, with the third attempt being successful, thusly depriving her of freedom of movement. The Victim managed to break free from the Defendant's grasp and ran away to get help, and immediately reported the act to law enforcement. This being against the peace and dignity of the State of South Carolina and a violation of SC code of law 16-03-910. Inv. J. Griffith Case# 18015680

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

Georgetown

Affiant's Address 430 N. Fraser Street

Georgetown, SC 29440-

Affiant's Telephone

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 6/10/2018 defendant Jeremiah Dicapua

did violate the criminal laws of the State of South Carolina (or ordinance of

County/ Municipality of Georgetown) as set forth below:

DESCRIPTION OF OFFENSE: Kidnapping / Kidnapping

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 6/15/2018

Signature of Issuing Judge Isaac Lester Pyatt (L.S.)

Judge Code: 5899 (7253)

Judge's Address 333 Cleland Street

Georgetown, SC 29442

Judge's Telephone (843)545-3381

Issuing Court: County/ Municipality/ Circuit

ORIGINAL

ORIGINAL

ORIGINAL

Form Approved by S.C. Attorney General April 21, 2003 SCA 518

ORIGINAL

BAIL set by

Judge _____
on _____

Type and Amount: _____

Name of Surety: _____

PRELIMINARY HEARING held by

Judge _____

on _____

Defendant Attorney: _____

Decision: _____

DISPOSITION before

Judge _____

on _____

by _____

(indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: _____

Sentence: _____

JURORS

WITNESSES

Name: _____

Address: _____

Telephone: _____

Name: _____

Address: _____

Telephone: _____

Name: _____

Address: _____

Telephone: _____

Name: _____

Address: _____

Telephone: _____

Name: _____

Address: _____

Telephone: _____

Name: _____

Address: _____

Telephone: _____

Name: _____

Address: _____

Telephone: _____

Name: _____

Address: _____

Telephone: _____

CODEFENDANTS



CLERK OF COURT
ALTA & WHITE
JUN 11 11 41 AM '93
SHERIFF COUNTY 20

WITNESSES

Georgetown County Sheriff's Office

ARREST WARRANT NUMBER

2018A2210500392

CDR: 0095 §16-03-0910

DOI: 6/10/2018

ACTION OF GRAND JURY

TRUE BILL

Angel Jewell

Foreperson of Grand Jury

Date: *8-29-18*

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2018GS2200677

The State of South Carolina

County of Georgetown

Alicia Richardson

18G00540

COURT OF GENERAL SESSIONS

AUGUST, 2018 TERM

THE STATE

vs.

JEREMIAH DICAPUA

HIDDEN LAKE DR

GARDEN CITY, SC 29576-8501

DOB: [REDACTED]

SSN: [REDACTED]

WTM

ATTORNEY: ~~Ronald W. Hazzard~~

Richard Todd

Josh Edgeworth

Indictment for

KIDNAPPING

Jimmy A. Richardson, II, Solicitor

STATE OF SOUTH CAROLINA)
)
COUNTY OF GEORGETOWN)

INDICTMENT

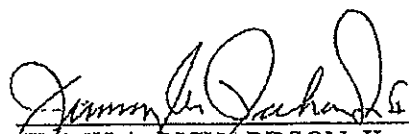
At a Court of General Sessions, convened on August 29, 2018, the Grand Jurors of Georgetown County present upon their oath:

KIDNAPPING

CDR: 0095 16-03-0910

That Jeremiah Dicapua did in Georgetown County on or about June 10, 2018, unlawfully seize, confine, inveigle, decoy, kidnap, abduct or carry away one Stacey Starnes, without authority of law, in violation of Section 16-03-0910, S. C. Code of Laws, 1976, as amended.

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



JIMMY A. RICHARDSON, II
FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF GEORGETOWN VS. Jeremiah Dicapua

INDICTMENT/CASE#: 2018GS2200677
A/W#: 2018A2210500392
Date of Offense: 6/10/2018
S.C. Code §: 16-03-0910
CDR Code #: 0095

AKA:
Race: WHITE Sex: M Age: 70
DOB: SS#:
Address: Hidden Lake Dr
City, State, Zip: Garden City, SC 29576-8501
DL#: SID#: SC00303857

SENTENCE SHEET

*CDL CMV Hazmat

In disposition of the said indictment comes now the Defendant who was TO: Attempted Kidnapping, Common Law, Punish as principal offenses CONVICTED OF or PLEADS 0-30 years

in violation of § 16-03-0910, 16-01-0080 of the S.C. Code of Laws, bearing CDR Code # 1151, 0095
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC §17-25-45 w/minor 1st or Lewd Act)

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTORNEYS: Richardson, Alicia A. SCB8880 SC Bar# Defendant Edgeworth, William Josh SCB73788 SC Bar# Attorney for Defendant

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for a determinate term of 30 days/months/years or under the Youthful Offender Act not to exceed years and/or to pay a fine of \$; provided that upon the service of days/months/years 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.

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. June 15, 2018
The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135. 1864 days
Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:
RESTITUTION: Deferred Def. Waives Hearing Ordered PTUP
Total: \$ plus 20% fee: \$
days/hours Public Service Employment

Payment Terms:
Set by SCDPPPS

Recipient:

Table with 3 columns: Description, Amount, Total. Includes items like §14-1-206 (Assessments 107.5%), §14-1-211(A)(1) (Conv. Surcharge), §14-1-211(A)(2) (DUI Surcharge), §56-5-2995 (DUI Assessment), §56-1-286 (DUI Breath Test), Proviso (Public Def/Probation), §14-1-212 (Law Enforce. Funding), §14-1-213 (Drug Court Surcharge), §50-21-114 (BUI Breath Test Fee), §56-5-2942(J) (Vehicle Assessment), 3% to County (if paid in installments), and TOTAL \$128.75.

Obtain GED
Attend Voc. Rehab. or Job Corp.
May serve W/E beginning
Substance Abuse Counseling
Random Drug/Alcohol testing
Fine may be pd. in equal, consecutive weekly/monthly pmts. of \$ 20.00 beginning One month after Release.
\$ paid to Public Defender Fund
Other:

Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees.

Clerk of Court Deputy Clerk Wendy Kerrigan
Court Reporter: Cynthia Weaver

Presiding Judge: [Signature]
Judge Code:
Sentence Date: 5/14/21

CERTIFICATE OF COUNSEL FOR APPELLANT

Counsel for appellant certifies that this Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Record on Appeal complies to the best of my ability with the April 15, 2014, order from the South Carolina Supreme Court entitled "Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings."

Respectfully Submitted,



David Alexander
Appellate Defender

South Carolina Commission on Indigent Defense
Division of Appellate Defense
PO Box 11589
Columbia, SC 29211-1589
(803) 734-1330

ATTORNEY FOR APPELLANT

RECEIVED

Oct 03 2022

SC Court of Appeals

This 3rd day of October, 2022.