

DOCKET NO. 2019-GS-23-
HCB
008627

The State of South Carolina
County of Greenville

COURT OF GENERAL SESSIONS
October 2019
TERM 2019

THE STATE

vs.

DAVID JERMAINE TATE

MTM

FILED

NOV 18 2019

Clerk of Court
Greenville County

RECEIVED
Oct 18 2022
SC Court of Appeals

WITNESSES

Michael C Callison
Greenville County Sheriffs Office

9/11/2019

ARREST WARRANT NUMBER
2019A2330208135 / 2019A2330208139

ACTION OF GRAND JURY
TRUE BILL

Michael C. Bell

FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Indictment for

0392 / 2549

TRAFFICKING METHAMPHETAMINE
And
POSSESSION OF A WEAPON DURING THE
COMMISSION OF A VIOLENT CRIME

VIOLATION § 44-53-0375 and § 16-23-0490

Foreperson of Petit Jury
Date:

ENTERED ACCT *MTM*

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
TRAFFICKING METHAMPHETAMINE
And
POSSESSION OF A WEAPON DURING THE COMMISSION
OF A VIOLENT CRIME

At a Court of General Sessions, convened on

OCT 06 2020

the Grand Jurors of Greenville

County present upon their oath:

COUNT I: TRAFFICKING METHAMPHETAMINE

That DAVID JERMAINE TATE did in Greenville County, on or about the 10th day of September, 2019, knowingly sell, manufacture, deliver or bring into the State of South Carolina or did knowingly provide financial assistance or otherwise aid, abet, attempt or conspire to sell, manufacture, deliver or bring into the State or was knowingly in actual or constructive possession of 28 grams or more but less than 100 grams of Methamphetamine (Crank). This is in violation of §44-53-0375 of the South Carolina Code of Laws (1976) as amended.

COUNT II: POSSESSION OF A WEAPON DURING THE COMMISSION OF A VIOLENT CRIME

That DAVID JERMAINE TATE did in Greenville County, on or about the 10th day of September, 2019, possess or visibly display a HANDGUN during the commission or attempted commission of a violent crime, to wit: TRAFFICKING METHAMPHETAMINE. This is in violation of § 16-23-0490 of the South Carolina 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.


SOLICITOR

BAR # 80145

STATE OF SOUTH CAROLINA
 COUNTY OF Greenville
 STATE _____
 VS.
David Jermaine Tate
 AKA: _____
 Race: _____ Sex: _____ Age: _____
 DOB: _____ SSN: _____
 Address: _____
 City, State, Zip: _____
 DL#: _____ SID#: _____

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2019GS2308627
 A/W#: 2019A2330208135
 Date of Offense: 9/10/2019
 S.C. Code § : 44-53-0375(C)(2)
 CDR Code #: 0392

SENTENCE SHEET RECEIVED

Oct 18 2022

SC Court of Appeals

NO 7

*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: Drugs / Trafficking In Ice, Crank, Crack

in violation of § 44-53-0375(C)(2) of the S.C. Code of Laws, bearing CDR Code # 0450

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] 80145 David Tate [Signature] 101474
 Blouin, Hunter SC Bar# Defendant SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections County Detention Center,
 for a determinate term of 7 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: All pleas on 9/8/22

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.
10 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.

STATE VS David Jermaine Tate INDICTMENT/CASE#: 2019GS2308627

SPECIAL CONDITIONS: A/W#: 2019A2330208135

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 _____
- 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 Term _____ 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>100.00</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>25.00</u>
§14-1-213 (Drug Court Surcharge)	\$150	\$ <u>150.00</u>
§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	\$ <u>8.25</u>

- Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees. \$500 \$ _____
- § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund TBD \$ _____

TOTAL \$ 283.25

Clerk of Court/ Deputy Clerk: Paul B. Wialenski
Court Reporter: Herron

Presiding Judge: [Signature]
Judge Code: [Signature]
Sentence Date: 9-8-27