

2069

STATE OF SOUTH CAROLINA

County of Lexington
STATE VS.

IN THE COURT OF GENERAL SESSIONS

Indictment Number: 2011-GS-140-02114
Probation C/W#s: W-32-13-0090

Joseph Tice
ÁKA:
Race: W Sex: M
DOB: 7-5-64
SSN: 209-50-3853
SID#: 01925870

Name of Original Offense: C&C murder-1st degree
Original A/W#: C1312AA
Date of Original Offense: 2-1-02-10-31-02
Conviction S.C. Code §: 16-03-060FF(1)(1)
Conviction CDR Code #: 0131916
Original Sentence: 2011-50 5 YRS.

ORDER

The above named defendant has been charged with violating the conditions of probation ordered on 2/11/11 in the Court of General Sessions of Lexington County, and/or the additional conditions ordered by the Court in probation continuation order(s) issued on 1-2-13, as set forth in the attached warrant(s) or citation(s) dated 4-11-13. After hearing the evidence and being duly advised, in the (presence/absence) of the defendant, I find that the above named defendant has violated the following condition(s) of probation: (List by number or indicate special conditions as provided in the affidavit)

Therefore, IT IS ORDERED that:

- the suspended sentence be revoked and the above named defendant be required to serve _____ months/years, the remainder of the original sentence, and/or pay \$ _____.
- the suspended sentence be revoked and the above named defendant be required to serve 6 months/years of the original sentence and/or pay \$ _____; thereupon to be reinstated on probation, subject to the conditions set forth in the attached order and not inconsistent with this order.
- the above named defendant is continued on probation as provided for in the original sentence, subject to the conditions set forth therein and not inconsistent with this order.
- probation is reduced to time served under supervision and the defendant is discharged from supervision on this date JUN 10 2013
- the above named defendant is placed on active electronic monitoring pursuant to §23-3-540 (mandatory if convicted of first degree criminal sexual conduct with a minor or lewd act, discretionary if convicted of any other applicable sex offense against a minor).
- Financial Obligations: Order satisfies: Department fees (arrearage) Civil judgment: Department fees
 Fines and other fees (arrearage/balance) Fines and other fees
 Restitution (and 20%) (arrearage/balance) Restitution (and 20%)

Additional Conditions ordered by the Court:

WAIVE ALL SUPERVISION FEES PAST + FUTURE
CONTINUE SEX COUNSELING CONCURRENT

- The defendant is given credit for pre-revocation hearing detention time on current probation violation to be calculated and applied by the SC Department of Corrections.
- The defendant has previously served 0 months/years on this sentence.
(split sentence time and/or prior partial revocation time)
- The defendant was previously placed on active electronic monitoring pursuant to §23-3-540.

This 24 day of MAY, 2013
Lexington, SC

[Signature]
Presiding Judge

[Signature]
Judicial Circuit

You are hereby advised that under the law the Court may at any time revoke or modify any condition of this probation; impose any lawful conditions it deems proper; or extend your period of probation not to exceed five (5) years. At any time within the period of your probation, the Court may require you to serve any part of the original sentence imposed.

This is to certify that I have read, or have had read to me, the order and the conditions set out therein. I agree to comply with such conditions and the conditions of my attached probation order during the period of my probation. I have received a copy of this Court's order and all attachments.

Offender's Signature _____

Witnessed by _____

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

Signed this _____ day of _____, at _____ SC

RECEIVED

JUN 10 2013
COURT OF GENERAL SESSIONS

A TRUE COPY

IN THE COURT OF GENERAL SESSIONS

Indictment Number:

2011-GS-42-22115
Probation C/W#s: W-22-13-2010

VS.

AKA: Joseph T. Lee
Race: W Sex: M
DOB: 7-5-64
SSN: 209-50-3253
SID#: 0925072

Name of Original Offense: 2C W/M...
Original A/W#: 01-31-05
Date of Original Offense: 8-10-08-10-31-08
Conviction S.C. Code §: 16-23-115/150
Conviction CDR Code #: 0131416
Original Sentence: 25 Mths. 35 5 yrs.

ORDER

The above named defendant has been charged with violating the conditions of probation ordered on 2/11/11 in the Court of General Sessions of Lexington County, and/or the additional conditions ordered by the Court in probation continuation orders(s) issued on 1-14-13, as set forth in the attached warrant(s) or citation(s) dated 1-10-13. After hearing the evidence and being duly advised, in the (presence/absence) of the defendant, I find that the above named defendant has violated the following condition(s) of probation: (List by number or indicate special conditions as provided in the affidavit)

Therefore, IT IS ORDERED that:

- the suspended sentence be revoked and the above named defendant be required to serve _____ months/years, the remainder of the original sentence, and/or pay \$ _____.
- the suspended sentence be revoked and the above named defendant be required to serve 6 months/years of the original sentence and/or pay \$ _____; thereupon to be reinstated on probation, subject to the conditions set forth in the attached order and not inconsistent with this order.
- the above named defendant is continued on probation as provided for in the original sentence, subject to the conditions set forth therein and not inconsistent with this order.
- probation is reduced to time served under supervision and the defendant is discharged from supervision on this date.
- the above named defendant is placed on active electronic monitoring pursuant to §23-3-540 (mandatory if convicted of first degree criminal sexual conduct with a minor or lewd act, discretionary if convicted of any other applicable sex offense against a minor).
- Financial Obligations: Order satisfies:
 - Department fees (arrearage)
 - Fines and other fees (arrearage/balance)
 - Restitution (and 20%) (arrearage/balance)
 Civil judgment:
 - Department fees
 - Fines and other fees
 - Restitution (and 20%)
- Additional Conditions ordered by the Court:
(DRUG ABUSE)

- The defendant is given credit for pre-revocation hearing detention time on current probation violation to be calculated and applied by the SC Department of Corrections.
- The defendant has previously served 0 months/years on this sentence.
(split sentence time and/or prior partial revocation time)
- The defendant was previously placed on active electronic monitoring pursuant to §23-3-540.

This 24 day of MAY, 2013, at LEXINGTON, SC

[Signature]
Presiding Judge
11th Judicial Circuit

You are hereby advised that under the law the Court may at any time revoke or modify any condition of this probation; impose any lawful conditions it deems proper; or extend your period of probation not to exceed five (5) years. At any time within the period of your probation, the Court may require you to serve any part of the original sentence imposed.

This is to certify that I have read, or have had read to me, the order and the conditions set out therein. I agree to comply with such conditions and the conditions of my attached probation order during the period of my probation. I have received a copy of this Court's order and all attachments.

Offender's Signature

Witnessed by

A TRUE COPY

Signed this _____ day of _____, at _____

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

OFFICE OF THE PUBLIC DEFENDER

ELIZABETH FULLWOOD
Lexington Public Defender
407½ W. 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

W. GREG SEIGLER
Tri-County Public Defender
Post Office Box 1852
McCormick, SC 29835
Telephone (864) 852-9555
Fax (864) 852-9554

March 31, 2011

The Honorable Jenny Kitchings,
Clerk, S.C. Court of Appeals
1015 Sumter Street
Columbia, SC 29201

RECEIVED

JUN 10 2013

SC Court of Appeals

Re: **The State vs. Joseph Tice**
Appellate Case No. 2013-001161

Dear Ms. Kitchings:

Pursuant to Rule 203 of the South Carolina Appellate Court Rules, I have enclosed the order challenged on appeal with this letter. Thank you for your assistance in this matter.

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,



Dayne C. Phillips
Assistant Public Defender
407 ½ West Main Street
Lexington, SC 29072
(803) 785-8873

enclosure

cc: Matthew C. Buchanan
General Counsel for Probation
P.O. Box 50666
Columbia, SC 29250

Robert Michael Dudek
Chief Appellate Defender
P.O. Box 11589
Columbia, SC 29211