

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

\_\_\_\_\_  
Appeal from Richland County

J. Robert Hood, Circuit Court Judge  
\_\_\_\_\_

**RECEIVED**  
JAN 31 2023  
SC Court of Appeals

THE STATE,

RESPONDENT,

V.

DIANA JORDAN,

PRO SE APPELLANT

Appellate Case No. 2023-000090  
\_\_\_\_\_

MOTION TO HOLD APPEAL IN ABEYANCE AND  
REMAND FOR FILING AND DISPOSITION OF  
MOTION FOR NEW TRIAL AND MOTION TO RECONSIDER SENTENCE  
\_\_\_\_\_

Pursuant to Rule 240 of the South Carolina Appellate Court Rules, the undersigned pro se appellant requests an order holding the appeal in this case in abeyance and remanding the case to allow pro se Appellant Diana Jordan to file and have heard her motion for a new trial and motion to reconsider sentence based on the fact standby counsel was ordered to be present for her trial and trial proceeded with her pro se and without standby counsel present. Undersigned pro se Appellant initially requested that the above appeal be withdrawn without prejudice in order to file these motions; but upon learning the appeal would be dismissed with prejudice, appellant now seeks an order holding the appeal in this case in abeyance and remanding the case to allow for the filing and disposition of a motion for new trial and motion to reconsider sentence.

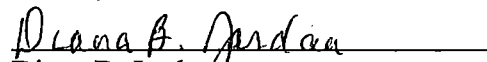
In accordance with Rule 240(c)(3), SCACR, Appellant submits the following documents to support this Petition: indictments (Exhibit #1); Judge Newman order for standby counsel (Exhibit 2); sentence sheets (Exhibit #3); notice of appeal and proof of service (Exhibit #4); letter requesting appeal be withdrawn without prejudice (Exhibit #5); and a copy of this Court's letter dated January 25, 2023 (Exhibit #6).

The procedural history of Appellant's case is as follows. On April 8<sup>th</sup>, 2015, a Richland County grand jury indicted Appellant for four counts of Making a False Statement or Misrepresentation (2015-GS-40-01757 – 2015-GS-40-01760) and four counts of Forgery, value less than \$10,000 (2015-GS-40-01761 – 2015-GS-40-01764). Exhibit #1. On September 7<sup>th</sup>, 2022 J. Clifton Newman issued an order allowing Appellant to proceed pro se after relieving her counsel but ordered standby counsel be provided by the Public Defender's Office at trial. Appellant was tried before the Honorable J. Robert Hood and a jury during the week of January 9, 2023 *without* standby counsel. The sitting judge, opposing counsel nor the Public Defender's Office was aware of the September 7<sup>th</sup>, 2022 order for standby counsel. Exhibit #2. Ultimately, the jury found Appellant guilty of on all charges. Judge Hood sentenced Appellant on January 11<sup>th</sup>, 2023 to a concurrent five years' suspended to one year imprisonment and the balance suspended to five years of probation. Exhibit #3. On January 19<sup>th</sup>, Appellant filed and served a notice of appeal. Exhibit #4. On January 23, 2023, Appellant filed a letter requesting the appeal be withdrawn and dismissed without prejudice. Exhibit #5. At the hearing on January 26<sup>th</sup>, Appellant received a copy of this Court's letter dated January 25, 2023 indicating the need to provide proof of service to opposing counsel and notifying appellant that the appeal would be dismissed with prejudice. Exhibit #6.

To ensure the trial court has jurisdiction to entertain the motion for a new trial and a motion to reconsider sentence and to ensure Appellant receives justice, undersigned respectfully requests this Court hold the appeal in abeyance and remand this case to the Court of General Sessions for the filing and disposition of the motion for a new trial and motion to reconsider sentence.

WHEREFORE, the undersigned counsel requests an order to hold the appeal in abeyance and remand this case to the Court of General Sessions for the filing and disposition of the motion for a new trial and motion to reconsider sentence.

Respectfully submitted,

  
Diana B. Jordan  
Pro Se Appellant

January 30, 2023

# **EXHIBIT # 1**

WITNESSES

James Flowers, SC Law Enforcement Division (SLED)

DOCKET NO.2015-GS-40-01757

The State of South Carolina

County of Richland

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

Defendant

COURT OF GENERAL SESSIONS

APRIL TERM 2015

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

ARREST WARRANT NUMBER  
2014A401050C282

Arrested:

THE STATE

vs.

Diana Biernaski Jordan

Defendant

Witness:

ACTION OF GRAND JURY

TRUE BILL

Connie Lempka  
Foreperson of Grand Jury  
Date: APR 08 2015

C.C.C. PLS. AND G.S.

VERDICT

Indictment for

MAKING A FALSE STATEMENT OR  
MISREPRESENTATION

Section 38-55-540 (A)(3)  
CDR Code: 3552

Foreperson of Petit Jury

Date:

STATE OF SOUTH CAROLINA )  
)  
)  
COUNTY OF Richland )

INDICTMENT  
MAKING A FALSE STATEMENT OR  
MISREPRESENTATION  
VIOLATION OF SECTION 38-55-540

At a Court of General Sessions, convened on APRIL 8, 2015, the Grand Jurors of Richland County present upon their oath:

That on or between December 27, 2004, and January 7, 2006, in Richland County, the defendant, Diana Biernaski Jordan, did knowingly, with an intent to injure, defraud, or deceive, make and/or conspire to make a false statement or misrepresentation and/or assisted, abetted, solicited another to do so in connection with an unemployment insurance transaction with the South Carolina Department of Employment and Workforce (DEW), with the intent of obtaining an undeserved economic advantage or benefit in the amount greater than \$10,000.00, to wit:

Defendant knowingly prepared and/or caused to be prepared false and fraudulent wage and contribution reports/returns for businesses or in the names of businesses claiming materially false amounts related to wages paid to employees for tax years 2004, 2005 and 2006, which reports/returns were filed with DEW and which falsely claimed wages paid thereby purporting to qualify those employees unemployment benefits to which they were not entitled.

It was further part of the scheme that defendant knew that the companies for which she was manufacturing fraudulent report/returns were fictitious and that these companies did not, in fact, employ any employees or pay wages. As a result defendant fraudulently received/conspired with others to receive unemployment benefits in an amount over \$10,000 to which he/she/they were not entitled, in violation of Section 38-55-540(A)(3), 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.

OFFICE OF THE ATTORNEY GENERAL



Alan Wilson (TM/HSW)  
ATTORNEY GENERAL

WITNESSES

James Flowers, SC Law Enforcement Division (SLED)

DOCKET NO. 2015-GS-40-01758

The State of South Carolina

County of Richland

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

Defendant

COURT OF GENERAL SESSIONS

APRIL TERM 2015

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

ARREST WARRANT NUMBER  
2014A4010500281

Arrested:

THE STATE

vs.

Diana Biernaski Jordan

Defendant

Witness:

ACTION OF GRAND JURY

**TRUE BILL**

*Connie Lumpkin*  
Foreperson of Grand Jury

Date: APR 08 2015

C.C.C. PLS. AND G.S.

VERDICT

Indictment for

MAKING A FALSE STATEMENT OR  
MISREPRESENTATION

Section 38-55-540 (A)(3)  
CDR Code: 3552

Foreperson of Petit Jury

Date:

STATE OF SOUTH CAROLINA )  
 )  
 )  
COUNTY OF Richland )

INDICTMENT  
MAKING A FALSE STATEMENT OR  
MISREPRESENTATION  
VIOLATION OF SECTION 38-55-540

At a Court of General Sessions, convened on APRIL 8, 2015, the Grand Jurors of Richland County present upon their oath:

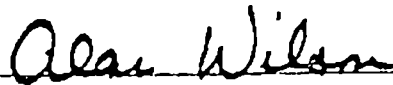
That on or between December 30, 2002, and November 1, 2003, in Richland County, the defendant, Diana Biernaski Jordan, did knowingly, with an intent to injure, defraud, or deceive, make and/or conspire to make a false statement or misrepresentation and/or assisted, abetted, solicited another to do so in connection with an unemployment insurance transaction with the South Carolina Department of Employment and Workforce (DEW), with the intent of obtaining an undeserved economic advantage or benefit in the amount greater than \$10,000.00, to wit:

Defendant knowingly prepared and/or caused to be prepared false and fraudulent wage and contribution reports/returns for businesses or in the names of businesses claiming materially false amounts related to wages paid to employees for tax years 2002 and 2003 which reports/returns were filed with DEW and which falsely claimed wages paid thereby purporting to qualify those employees unemployment benefits to which they were not entitled.

It was further part of the scheme that defendant knew that the companies for which she was manufacturing fraudulent report/returns were fictitious and that these companies did not, in fact, employ any employees or pay wages. As a result defendant fraudulently received/conspired with others to receive unemployment benefits in an amount over \$10,000 to which he/she/they were not entitled, in violation of Section 38-55-540(A)(3), 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.

OFFICE OF THE ATTORNEY GENERAL



Alan Wilson (TM/HSW)  
ATTORNEY GENERAL

DOCKET NO 2015-GS-40- 01759

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

WITNESSES

James Flowers, SC Law Enforcement Division (SLED)

The State of South Carolina

County of Richland

Defendant

COURT OF GENERAL SESSIONS

APRIL TERM 2015

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

ARREST WARRANT NUMBER  
2014A4010500283

Arrested:

THE STATE

vs.

Diana Biernaski Jordan

Defendant

Witness:

ACTION OF GRAND JURY

TRUE BILL

*Connie Lumpkin*

Foreperson of Grand Jury  
Date:

APR 08 2015

VERDICT

Indictment for

MAKING A FALSE STATEMENT OR  
MISREPRESENTATION

Section 38-55-540 (A)(3)  
CDR Code: 3552

C.C.C. PLS. AND G.S.

Foreperson of Petit Jury

Date:

STATE OF SOUTH CAROLINA )  
 )  
 )  
COUNTY OF Richland )

INDICTMENT  
MAKING A FALSE STATEMENT OR  
MISREPRESENTATION  
VIOLATION OF SECTION 38-55-540

At a Court of General Sessions, convened on APRIL 8, 2015, the Grand Jurors of Richland County present upon their oath:

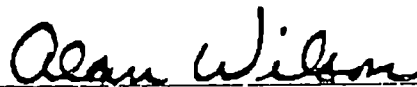
That on or between December 27, 2007, and June 19, 2010, in Richland County, the defendant, Diana Biernaski Jordan, did knowingly, with an intent to injure, defraud, or deceive, make and/or conspire to make a false statement or misrepresentation and/or assisted, abetted, solicited another to do so in connection with an unemployment insurance transaction with the South Carolina Department of Employment and Workforce (DEW), with the intent of obtaining an undeserved economic advantage or benefit in the amount greater than \$10,000.00, to wit:

Defendant knowingly prepared and/or caused to be prepared false and fraudulent wage and contribution reports/returns for businesses or in the names of businesses claiming materially false amounts related to wages paid to employees for tax years 2007, 2008, 2009, and 2010 which reports/returns were filed with DEW and which falsely claimed wages paid thereby purporting to qualify those employees unemployment benefits to which they were not entitled.

It was further part of the scheme that defendant knew that the companies for which she was manufacturing fraudulent report/returns were fictitious and that these companies did not, in fact, employ any employees or pay wages. As a result defendant fraudulently received/conspired with others to receive unemployment benefits in an amount over \$10,000 to which he/she/they were not entitled, in violation of Section 38-55-540(A)(3), 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.

OFFICE OF THE ATTORNEY GENERAL



Alan Wilson (TM/HSW)  
ATTORNEY GENERAL

WITNESSES

James Flowers, SC Law Enforcement Division (SLED)

DOCKET NO. 2015-GS-40- 01760

The State of South Carolina

County of Richland

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

Defendant

COURT OF GENERAL SESSIONS

APRIL TERM 2015

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

ARREST WARRANT NUMBER  
2014A4010500284

Arrested:

THE STATE

vs.

Diana Biernaski Jordan

Defendant

Witness:

ACTION OF GRAND JURY

TRUE BILL

*Connie Lumpkin*

Foreperson of Grand Jury  
Date:

APR 08 2015

C.C.C. PLS. AND G.S.

VERDICT

Indictment for

MAKING A FALSE STATEMENT OR  
MISREPRESENTATION

Section 38-55-540 (A)(3)  
CDR Code: 3552

Foreperson of Petit Jury

Date:

STATE OF SOUTH CAROLINA )  
)  
)  
COUNTY OF Richland )

INDICTMENT  
MAKING A FALSE STATEMENT OR  
MISREPRESENTATION  
VIOLATION OF SECTION 38-55-540

At a Court of General Sessions, convened on APRIL 8, 2015, the Grand Jurors of Richland County present upon their oath:

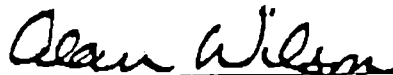
That on or between December 30, 2011, and March 30, 2013, in Richland County, the defendant, Diana Biernaski Jordan, did knowingly, with an intent to injure, defraud, or deceive, make and/or conspire to make a false statement or misrepresentation and/or assisted, abetted, solicited another to do so in connection with an unemployment insurance transaction with the South Carolina Department of Employment and Workforce (DEW), with the intent of obtaining an undeserved economic advantage or benefit in the amount greater than \$10,000.00, to wit:

Defendant knowingly prepared and/or caused to be prepared false and fraudulent wage and contribution reports/returns for businesses or in the names of businesses claiming materially false amounts related to wages paid to employees for tax years 2011, 2012 and 2013, which reports/returns were filed with DEW and which falsely claimed wages paid thereby purporting to qualify those employees unemployment benefits to which they were not entitled.

It was further part of the scheme that defendant knew that the companies for which she was manufacturing fraudulent report/returns were fictitious and that these companies did not, in fact, employ any employees or pay wages. As a result defendant fraudulently received/conspired with others to receive unemployment benefits in an amount over \$10,000 to which he/she/they were not entitled, in violation of Section 38-55-540(A)(3), 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.

OFFICE OF THE ATTORNEY GENERAL



Alan Wilson (TM/HSW)  
ATTORNEY GENERAL

WITNESSES

James Flowers, SC Law Enforcement Division (SLED)

ARREST WARRANT NUMBER  
2014A4010500285

Arrested:

ACTION OF GRAND JURY

**TRUE BILL**

*Connie Lempke*  
Foreperson of Grand Jury  
Date: APR 08 2015

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO.2015-GS-40- 01761

The State of South Carolina

County of RICHLAND

COURT OF GENERAL SESSIONS

APRIL TERM 2015

THE STATE

vs.

Diana Biernaski Jordan

Indictment for

FORGERY

Section 16-13-10(A)  
CDR Code: 3436

After being advised as to my legal rights, I hereby waive  
presentation 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.

STATE OF SOUTH CAROLINA )  
)  
)  
COUNTY OF Richland )

INDICTMENT

FORGERY Section 16-13-10(A)

At a Court of General Sessions, convened on APRIL 8, 2015, the Grand Jurors of Richland County present upon their oath:

That on or between December 30, 2002, and November 1, 2003, in Richland County, the defendant, Diana Biernaski Jordan, did knowingly or willfully act or assist in the false making, forging, or counterfeiting any writing or instrument of writing with the intent to defraud /deceive in connection with an unemployment insurance transaction with the South Carolina Department of Employment and Workforce (DEW), with the intent of obtaining an undeserved economic advantage or benefit in the amount greater than \$10,000.00, to wit: Defendant made or caused to be made and filed with DEW false quarterly wage reports on behalf of a fictitious employer, knowing this company did not employ any workers. Defendant then made false statements in claims for unemployment benefits by claiming to be an employee who was terminated without fault thereby fraudulently receiving unemployment benefits in an amount over \$10,000 to which she was; not entitled, in violation of Section 16-13-10(A), 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.

OFFICE OF THE ATTORNEY GENERAL



Alan Wilson (TM/HSW)  
ATTORNEY GENERAL

WITNESSES

James Flowers, SC Law Enforcement Division (SLED)

ARREST WARRANT NUMBER  
2014A4010500286

Arrested:

ACTION OF GRAND JURY

**TRUE BILL**

*Connie L. ...*  
Foreperson of Grand Jury

Date: APR 08 2015

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO.2015-GS-40- 01762

The State of South Carolina

County of RICHLAND

COURT OF GENERAL SESSIONS

APRIL TERM 2015

THE STATE

vs.

Diana Biernaski Jordan

Indictment for

FORGERY

Section 16-13-10(A)  
CDR Code: 3436

After being advised as to my legal rights, I hereby waive 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.

STATE OF SOUTH CAROLINA )  
)  
)  
COUNTY OF Richland )

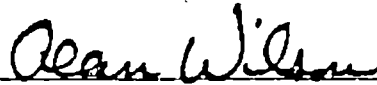
INDICTMENT  
  
FORGERY  
Section 16-13-10(A)

At a Court of General Sessions, convened on APRIL 8, 2015, the Grand Jurors of Richland County present upon their oath:

That on or between December 27, 2004, and January 1, 2006, in Richland County, the defendant, Diana Biernaski Jordan, did knowingly or willfully act or assist in the false making, forging, or counterfeiting any writing or instrument of writing with the intent to defraud /deceive in connection with an unemployment insurance transaction with the South Carolina Department of Employment and Workforce (DEW), with the intent of obtaining an undeserved economic advantage or benefit in the amount greater than \$10,000.00, to wit: Defendant made or caused to be made and filed with DEW false quarterly wage reports on behalf of a fictitious employer, knowing this company did not employ any workers. Defendant then made false statements in claims for unemployment benefits by claiming to be an employee who was terminated without fault thereby fraudulently receiving unemployment benefits in an amount over \$10,000 to which she was; not entitled, in violation of Section 16-13-10(A), 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.

OFFICE OF THE ATTORNEY GENERAL



Alan Wilson (TM/HSW)  
ATTORNEY GENERAL

WITNESSES

James Flowers, SC Law Enforcement Division (SLED)

ARREST WARRANT NUMBER  
2014A4010500287

Arrested:

ACTION OF GRAND JURY

**TRUE BILL**

*Connie Kumpster*  
Foreperson of Grand Jury

Date:

APR 08 2015

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO 2015-GS-40-01763

The State of South Carolina

County of RICHLAND

COURT OF GENERAL SESSIONS

APRIL

TERM 2015

THE STATE

vs.

Diana Biernaski Jordan

Indictment for

FORGERY

Section 16-13-10(A)  
CDR Code: 3436

After being advised as to my legal rights, I hereby waive 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.

STATE OF SOUTH CAROLINA )  
)  
)  
COUNTY OF Richland )

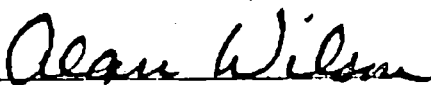
INDICTMENT  
FORGERY Section 16-13-10(A)

At a Court of General Sessions, convened on APRIL 8, 2015, the Grand Jurors of Richland County present upon their oath:

That on or between December 27, 2007, and June 19, 2010, in Richland County, the defendant, Diana Biernaski Jordan, did knowingly or willfully act or assist in the false making, forging, or counterfeiting any writing or instrument of writing with the intent to defraud/deceive in connection with an unemployment insurance transaction with the South Carolina Department of Employment and Workforce (DEW), with the intent of obtaining an undeserved economic advantage or benefit in the amount greater than \$10,000.00, to wit: Defendant made or caused to be made and filed with DEW false quarterly wage reports on behalf of a fictitious employer, knowing this company did not employ any workers. Defendant then made false statements in claims for unemployment benefits by claiming to be an employee who was terminated without fault thereby fraudulently receiving unemployment benefits in an amount over \$10,000 to which she was not entitled, in violation of Section 16-13-10(A), 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.

OFFICE OF THE ATTORNEY GENERAL



\_\_\_\_\_

Alan Wilson (TM/HSW)  
ATTORNEY GENERAL

WITNESSES

James Flowers, SC Law Enforcement Division (SLED)

DOCKET NO. 2015-GS-40- 01764

The State of South Carolina

County of RICHLAND

COURT OF GENERAL SESSIONS

APRIL TERM 2015

THE STATE

vs.

Diana Biernaski Jordan

After being advised as to my legal rights, I hereby waive 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.

ARREST WARRANT NUMBER  
2014A4010500288

Arrested:

ACTION OF GRAND JURY

**TRUE BILL**

*Connie Jumper*  
Foreperson of Grand Jury

Date:

APR 08 2015

VERDICT

Indictment for

FORGERY

Section 16-13-10(A)  
CDR Code: 3436

Foreperson of Petit Jury

Date:

STATE OF SOUTH CAROLINA )  
)  
)  
COUNTY OF Richland )

INDICTMENT  
FORGERY Section 16-13-10(A)

At a Court of General Sessions, convened on APRIL 8, 2015, the Grand Jurors of Richland County present upon their oath:

That on or between December 30, 2011, and March 30, 2012, in Richland County, the defendant, Diana Biernaski Jordan, did knowingly or willfully act or assist in the false making, forging, or counterfeiting any writing or instrument of writing with the intent to defraud/deceive in connection with an unemployment insurance transaction with the South Carolina Department of Employment and Workforce (DEW), with the intent of obtaining an undeserved economic advantage or benefit in the amount greater than \$10,000.00, to wit: Defendant made or caused to be made and filed with DEW false quarterly wage reports on behalf of a fictitious employer, knowing this company did not employ any workers. Defendant then made false statements in claims for unemployment benefits by claiming to be an employee who was terminated without fault thereby fraudulently receiving unemployment benefits in an amount over \$10,000 to which she was; not entitled, in violation of Section 16-13-10(A), 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.

OFFICE OF THE ATTORNEY GENERAL



\_\_\_\_\_

Alan Wilson (TM/HSW)  
ATTORNEY GENERAL

# EXHIBIT # 2

STATE OF SOUTH CAROLINA  
COUNTY OF Richland

IN THE COURT OF GENERAL SESSIONS

STATE  
VS.

INDICTMENT/CASE#: 2015 - GS - 40 - 1757

Diana Biernaski Jordan

AW#: 2014A4010500282  
Date of Offense: 12/27/2004  
S.C. Code § 38-55-0540 (A)  
CDR Code #: 3552

AKA: \_\_\_\_\_  
Race: WHITE Sex: F Age: 61  
DOB: [REDACTED] SS#: [REDACTED]  
Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
DL#: \_\_\_\_\_ SID#: \_\_\_\_\_

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: False Statement/ Misrepresentation

in violation of § 38-55-0540 (A) of the S.C. Code of Laws, bearing CDR Code # 3552  
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45  
(CSC w/minor 1st or CSC w/minor 3rd)

The charge is: X 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] 100314  
78996  
Washington, LaRene A SC Bar # \_\_\_\_\_ Defendant, SC Bar# \_\_\_\_\_  
Steven Jordan

WHEREFORE, the Defendant is committed to the  State Department of Correction,  County Detention Center,  
for a determinate term of 5 ~~days/months/years/Terms Served~~  Youthful Offender Act not to exceed \_\_\_\_\_ years  
and/or to pay a fine of \$ \_\_\_\_\_; provided that upon the service of 1 ~~day/months/years/Terms Served~~ and or payment  
of \$ \_\_\_\_\_; ; plus costs and assessments as applicable\*; the balance is suspended with probation for 5

~~years~~/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: \_\_\_\_\_

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. 1 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. Diana Biernaski Jordan INDICTMENT/CASE#: 2015 - GS - 40 - 1757

**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>\$100.00</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	\$	
§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>3.75</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 \$ 128.75

Clerk of Court/ Deputy Clerk: Jennette McBride  
Court Reporter: DCRP

Presiding Judge: P. Hood  
Judge Code: 2164  
Sentence Date: JAN 11, 2023

STATE OF SOUTH CAROLINA  
COUNTY OF Richland

IN THE COURT OF GENERAL SESSIONS

STATE VS.

INDICTMENT/CASE#: 2015 - GS - 40 - 1758

Diana Biernaski Jordan

A/W#: 2014A4010500281  
Date of Offense: 12/30/2002  
S.C. Code § 38-55-0540 (A)  
CDR Code #: 3552

AKA: \_\_\_\_\_  
Race: WHITE Sex: F Age: 61  
DOB: [REDACTED] SS#: [REDACTED]  
Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
DL#: \_\_\_\_\_ SID#: \_\_\_\_\_

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: False Statement/ Misrepresentation

in violation of § 38-55-0540 (A) of the S.C. Code of Laws, bearing CDR Code # 3552  
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45  
(CSC w/minor 1st or CSC w/minor 3rd)

The charge is: **X** 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] 100314  
78956

Washington, LaRone-A SC Bar # \_\_\_\_\_ Defendant SC Bar# \_\_\_\_\_

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

for a determinate term of 5 ~~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 1 ~~day~~ month/year/~~time~~ served and or payment of \$ \_\_\_\_\_; ; plus costs and assessments as applicable\*; the balance is suspended with probation for 5

~~60~~ 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: \_\_\_\_\_

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. 1 (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. Diana Biernaski Jordan INDICTMENT/CASE#: 2015 - GS - 40 - 1758

**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>100.00</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	\$ _____
§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>3.75</u>
<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: Jeanette McBride  
Court Reporter: DCRP

Presiding Judge: Pet Hood  
Judge Code: 2164  
Sentence Date: Jan 11, 2023

STATE OF SOUTH CAROLINA  
COUNTY OF Richland

IN THE COURT OF GENERAL SESSIONS

STATE VS.

INDICTMENT/CASE#: 2015 - GS - 40 - 1759

Diana Biernaski Jordan

A/W#: 2014A4010500283  
Date of Offense: 12/27/2007  
S.C. Code § 38-55-0540 (A)  
CDR Code #: 3552

AKA: \_\_\_\_\_  
Race: WHITE Sex: F Age: 61  
DOB: [REDACTED] SS#: [REDACTED]  
Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
DL#: \_\_\_\_\_ SID#: \_\_\_\_\_

SENTENCE SHEET

\*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: False Statement/ Misrepresentation

in violation of § 38-55-0540 (A) of the S.C. Code of Laws, bearing CDR Code # 3552

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:  
Stacy Jordan      100314  
78996  
Washington, LaRone A      SC Bar #      Defendant      SC Bar#

WHEREFORE, the Defendant is committed to the  State Department of Correction,  County Detention Center, for a determinate term of 5 ~~years~~ months / years / ~~the term~~  Youthful Offender Act not to exceed \_\_\_ years and/or to pay a fine of \$ \_\_\_\_\_; provided that upon the service of 1 ~~year~~ month / years / ~~the term~~ and or payment of \$ \_\_\_\_\_; ; plus costs and assessments as applicable\*; the balance is suspended with probation for 5

~~years~~ / 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: \_\_\_\_\_

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. Diana Biernaski Jordan INDICTMENT/CASE#: 2015 - GS - 40 - 1759

**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>100.00</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	\$ _____
§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>3.75</u>
<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	\$ _____
<b>TOTAL</b>				\$ <u>128.75</u>

Clerk of Court/ Deputy Clerk: Jeanette McBride  
Court Reporter: DELP

Presiding Judge: Redford  
Judge Code: 2164  
Sentence Date: Jan 11, 2023

STATE OF SOUTH CAROLINA

COUNTY OF Richland

STATE

VS.

Diana Biernaski Jordan

AKA: \_\_\_\_\_

Race: WHITE Sex: F Age: 61

DOB: [REDACTED] SS#: [REDACTED]

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

DL#: \_\_\_\_\_ SID#: \_\_\_\_\_

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2015 - GS - 40 - 1760

A/W#: 2014A4010500284  
Date of Offense: 12/30/2011  
S.C. Code § 38-55-0540 (A)  
CDR Code #: 3552

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: False Statement/ Misrepresentation

in violation of § 38-55-0540 (A) of the S.C. Code of Laws, bearing CDR Code # 3552

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45  
(CSC w/minor 1st or CSC w/minor 3rd)

The charge is: X 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] 100314  
78996  
Washington, LaRene A SC Bar # Defendant SC Bar#  
Steval Jordan

WHEREFORE, the Defendant is committed to the  State Department of Correction,  County Detention Center,  
for a determinate term of 5 ~~days~~ months / ~~years~~ months  Youthful Offender Act not to exceed     years  
and/or to pay a fine of \$    ; provided that upon the service of 1 ~~day~~ month / ~~year~~ month and or payment  
of \$    ; ; plus costs and assessments as applicable\*; the balance is suspended with probation for 5

~~12~~ 5 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: \_\_\_\_\_

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. 1 (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. Diana Biernaski Jordan INDICTMENT/CASE#: 2015 - GS - 40 - 1760

**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: \$39,998.70 plus 20% fee: \_\_\_\_\_ \$ \_\_\_\_\_

Payment Terms: SCDEW       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		\$ _____
§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>3.75</u>
<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		\$ _____
<b>TOTAL</b>				\$ <u>128.75</u>

Clerk of Court/ Deputy Clerk: Jeanette McBratton  
Court Reporter: DCRP

Presiding Judge: Retired  
Judge Code: 2164  
Sentence Date: Jan 11, 2023

STATE OF SOUTH CAROLINA  
COUNTY OF Richland

IN THE COURT OF GENERAL SESSIONS

STATE VS.

INDICTMENT/CASE#: 2015 - GS - 40 - 1761

Diana Biernaski Jordan

AW#: 2014A4010500285  
Date of Offense: 12/30/2002  
S.C. Code § 16-13-0010 (A)  
CDR Code #: 3436

AKA: \_\_\_\_\_  
Race: WHITE Sex: F Age: 61  
DOB: [REDACTED] SS#: [REDACTED]  
Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
DL#: \_\_\_\_\_ SID#: \_\_\_\_\_

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: Forgery, value less than \$10,000

in violation of § 16-13-0010 (A) of the S.C. Code of Laws, bearing CDR Code # 3436

NON-VIOLENT  VIOLENT  SERIOUS  MOST SERIOUS  Mandatory GPS  §17-25-45  
(CSC w/minor 1st or CSC w/minor 3rd)

The charge is: X 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] 100314  
78996

Washington, LaRone A SC Bar # Defendant SC Bar#

WHEREFORE, the Defendant is committed to the  State Department of Correction,  County Detention Center, for a determinate term of 5 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 1 day/months/years/Time Served and or payment of \$ \_\_\_\_\_; plus costs and assessments as applicable\*; the balance is suspended with probation for 5

~~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: \_\_\_\_\_

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. 1 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.

**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>100.00</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	\$ _____
§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>3.75</u>
<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	\$ _____
<b>TOTAL</b>				\$ <u>128.75</u>

Clerk of Court/ Deputy Clerk: Jeanette McBudezgo  
 Court Reporter: DCEP

Presiding Judge: ReHood  
 Judge Code: 2164  
 Sentence Date: JAN 11, 2023

STATE OF SOUTH CAROLINA  
COUNTY OF Richland

IN THE COURT OF GENERAL SESSIONS

STATE VS.

INDICTMENT/CASE#: 2015 - GS - 40 - 1762

Diana Biernaski Jordan

AW#: 2014A4010500286  
Date of Offense: 12/27/2004  
S.C. Code § 16-13-0010 (A)  
CDR Code #: 3436

AKA: \_\_\_\_\_  
Race: WHITE Sex: F Age: 61  
DOB: [REDACTED] SS#: [REDACTED]  
Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
DL#: \_\_\_\_\_ SID#: \_\_\_\_\_

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: Forgery, value less than \$10,000

in violation of § 16-13-0010 (A) of the S.C. Code of Laws, bearing CDR Code # 3436

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45  
(CSC w/minor 1st or CSC w/minor 3rd)

The charge is: X 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] 100314  
SC Bar # Defendant, SC Bar#

WHEREFORE, the Defendant is committed to the  State Department of Correction,  County Detention Center,  
for a determinate term of 5 ~~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 1 ~~day~~ month/year/~~Time Served~~ and or payment  
of \$ \_\_\_\_\_; ; plus costs and assessments as applicable\*; the balance is suspended with probation for 5  
~~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: \_\_\_\_\_  
 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. 1 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.

**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>100.00</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		\$ _____
§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>3.75</u>
<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		\$ _____
<b>TOTAL</b>				\$ <u>128.75</u>

Clerk of Court/ Deputy Clerk: Jeanette McBride  
 Court Reporter: DCRB

Presiding Judge: Re Hood  
 Judge Code: 2164  
 Sentence Date: Jan 11, 2023

STATE OF SOUTH CAROLINA  
COUNTY OF Richland

IN THE COURT OF GENERAL SESSIONS

STATE

VS.

INDICTMENT/CASE#: 2015 - GS - 40 - 1763

Diana Biernaski Jordan

AW#: 2014A4010500287

AKA: \_\_\_\_\_  
Race: WHITE Sex: F Age: 61

Date of Offense: 12/27/2007

DOB: [REDACTED] SS#: [REDACTED]

S.C. Code § 16-13-0010 (A)

Address: \_\_\_\_\_

CDR Code #: 3436

City, State, Zip: \_\_\_\_\_

SENTENCE SHEET

DL#: \_\_\_\_\_ SID#: \_\_\_\_\_

\*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: Forgery, value less than \$10,000

in violation of § 16-13-0010 (A) of the S.C. Code of Laws, bearing CDR Code # 3436

NON-VIOLENT      VIOLENT      SERIOUS      MOST SERIOUS      Mandatory GPS      §17-25-45  
(CSC w/minor 1st or CSC w/minor 3rd)

The charge is: X 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] 1003/14  
\_\_\_\_\_  
-Ron      SC Bar #      Defendant      SC Bar#

WHEREFORE, the Defendant is committed to the  State Department of Correction,  County Detention Center, for a determinate term of 5 ~~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 1 ~~days~~ months/years/Time Served and or payment of \$ \_\_\_\_\_; ; plus costs and assessments as applicable\*; the balance is suspended with probation for 5

~~years~~ 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: \_\_\_\_\_  
 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. 1 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.

**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>100.00</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		\$ _____
§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>3.75</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** \$ 128.75

Clerk of Court/ Deputy Clerk: Jeanette McBride  
 Court Reporter: DRP

Presiding Judge: [Signature]  
 Judge Code: 2167  
 Sentence Date: Jan 11, 2023



STATE VS. Diana Biernaski Jordan INDICTMENT/CASE#: 2015 - GS - 40 - 1764

**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>100.00</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	\$ _____
§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>3.75</u>
<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:  
Court Reporter:

Jeanette McBride  
OCRP

Presiding Judge:  
Judge Code:  
Sentence Date:

Retford  
2164  
Jan 11, 2023

# **EXHIBIT # 3**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of General Sessions

Honorable Judge Robert E. Hood, Presiding Judge

Case No. 2015-GS-40-01758-01764

The State,.....Respondent,

v.

Diana Biernaski Jordan,.....Appellant.

**NOTICE OF APPEAL**

**RECEIVED**

JAN 19 2023

SC Court of Appeals

JEFFREY W. McBRIDE  
C.R., G.S., & F.C.

JAN 19 PM 4:49

RICHLAND COUNTY  
FILED

Diana Biernaski Jordan appeals her convictions and sentences in this case. The sentences were imposed by the Honorable Robert E. Hood on January 11, 2023.

2015-GS-40-01757 – False Statement/Misrepresentation - 5 years, credit for 1 day

2015-GS-40-01758– False Statement/Misrepresentation - 5 years, credit for 1 day

2015-GS-40-01759 – False Statement/Misrepresentation - 5 years, credit for 1 day

2015-GS-40-01760 – False Statement/Misrepresentation - 5 years, credit for 1 day

2015-GS-40-01761 – Forgery, value less than \$10,000 - 5 years, credit for 1 day

2015-GS-40-01762 – Forgery, value less than \$10,000 - 5 years, credit for 1 day

2015-GS-40-01763 – Forgery, value less than \$10,000 - 5 years, credit for 1 day

2015-GS-40-01764 – Forgery, value less than \$10,000 - 5 years, credit for 1 day

January 19, 2023

*Diana B. Jordan*

Diana Biernaski Jordan

Pro Se

104 Woodglen Lane

Chapin, South Carolina 29036

(803) 732-1762

Other Counsel of Record:

Steven A. Jordan, Jr. Bar # 100314

S.C. Department of Employment and Workforce

PO Box 8597

Columbia, SC 29202

Attorney for Respondent

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of General Sessions

Honorable Judge Robert E. Hood, Presiding Judge

Case Nos. 2015-GS-40-01758-01764

The State,.....Respondent,

v.

Diana Biernaski Jordan,.....Appellant.

**PROOF OF SERVICE**

**RECEIVED**

JAN 19 2023

SC Court of Appeals

JEANETTE W. McBRIDE  
C.C.P., G.S., & F.C.

2023 JAN 19 PM 4: 50

RICHLAND COUNTY  
FILED

I hereby certify that a true copy of the Notice of Intent to Appeal in the above-referenced case has been served upon opposing counsel by delivering same this date to his office her office at the Office of the S.C. Department of Employment and Workforce, 1550 Gadsden St, Columbia, SC 29201.

January 19, 2023

*Diana B. Jordan*

Diana Biernaski Jordan  
Pro Se  
104 Woodglen Lane  
Chapin, SC. 29036201  
(803) 732-1762

Other Counsel of Record:  
Steven A. Jordan, Jr. Bar # 100314  
S.C. Department of Employment and Workforce  
PO Box 8597  
Columbia, SC 29202  
Attorney for Respondent

# EXHIBIT # 4

January 23, 2023

Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

RE: Diana Biernaski Jordan  
Case No: 2015-GS-40-01758- 01764

**RECEIVED**

JAN 23 2023

SC Court of Appeals

To Whom It May Concern:

I wish to withdraw the appeal I filed related to the above listed indictments. I would like the appeal to be withdrawn and dismissed without prejudice.

Sincerely,

*Diana B. Jordan*

Diana B. Jordan  
Pro Se Defendant

# **EXHIBIT # 5**



## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
1220 SENATE STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1890  
FAX: (803) 734-1839  
[www.sccourts.org](http://www.sccourts.org)

January 25, 2023

Diana Biernaski Jordan  
104 Woodglen Lane  
Chapin SC 29036

Re: The State v. Diana B. Jordan  
Appellate Case No. 2023-000090

Dear Ms. Jordan:

The Court is in receipt of your letter requesting to withdraw your appeal. You must provide a proof of service of your request to withdraw the appeal upon opposing counsel. Further, any dismissal of the appeal will be with prejudice and not without prejudice as you requested.

Very truly yours,

A handwritten signature in cursive script that reads "V. Claire Allen".

CLERK

cc: Steven A Jordan, Jr., Esquire  
William M. Blicht, Jr., Esquire  
Alan McCrory Wilson, Esquire

# EXHIBIT # 6

STATE OF SOUTH CAROLINA )  
COUNTY OF RICHLAND )

IN THE COURT OF GENERAL SESSIONS  
Warrant Numbers: 2014A4010500281-288

The State of South Carolina, )  
)

vs. )  
)

ORDER TO RELIEVE COUNSEL  
AND VACATE ORDER FOR MENTAL  
EVALUATION

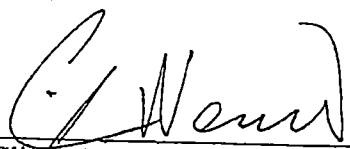
Diana B. Jordan, )  
)  
Defendant.)

RICHLAND COUNTY  
FILED  
2022 SEP -7 PM 12:56  
JEANETTE W. McBRIDE  
CLERK, G.S. & F.C.

WHEREAS a hearing was conducted before this Court, on September 2, 2022, during which counsel for Defendant, Lir P. Derieg, asked to be relieved as counsel for Defendant. Additionally, Defendant asked that Mr. Derieg be relieved, that she be allowed to represent herself with standby counsel appointed, and that this Court vacate any outstanding Order for her to be mentally evaluated.

NOW THEREFORE, after hearing arguments from Defendant and Mr. Derieg, this Court grants Mr. Derieg's motion to be relieved. Further, this Court grants Defendant's motion to relieve Mr. Derieg and represent herself. The Richland County Public Defender shall appoint standby counsel. Finally, any outstanding Order that Defendant undergo any form of mental evaluation is hereby vacated.

AND IT IS SO ORDERED.

  
\_\_\_\_\_  
Clifton Newman  
Chief Administrative Judge for Fifth Circuit

Columbia, South Carolina

This 7<sup>th</sup> day of September, 2022

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

**RECEIVED**

\_\_\_\_\_  
Appeal from Richland County

JAN 31 2023

J. Robert Hood, Circuit Court Judge  
\_\_\_\_\_  
**SC Court of Appeals**

THE STATE,

RESPONDENT,

V.

DIANA B. JORDAN,

PRO SE APPELLANT

\_\_\_\_\_  
CERTIFICATE OF SERVICE  
\_\_\_\_\_

The undersigned hereby certifies the motion to hold appeal in abeyance and remand for the filing and disposition of motion for a new trial and motion to reconsider sentence in the above referenced case has been served upon Steven A. Jordan Jr., Bar #100314, S.C. Department of Employment and Workforce, PO Box 8597, Columbia, SC 29202.

Diana B. Jordan  
Diana B. Jordan  
Pro Se Appellant

SUBSCRIBED AND SWORN TO before me  
This 31<sup>st</sup> day of January, 2023.

Sheryl D. Bryant  
Notary Public for South Carolina  
My Commission Expires: 9/26/2027