

# Ricky Harris

ATTORNEY

Suite 501 • 145 N. Church Street, #34 • Spartanburg, S.C. 29306

Office: (864) 591-4250

Fax: (864) 591-4253

E-mail: RickyHarris@rharrislaw.com

May 11<sup>th</sup>, 2023

**RECEIVED**

**May 11 2023**

**SC Court of Appeals**

**VIA EMAIL TO:**

The Honorable Jenny Abbott Kitchings  
Clerk of Court of the S.C. Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211  
ctappfilings@sccourts.org

Re: The State v. Samuel T. Riser  
Appellate Case No. 2023-000743

Dear Ms. Kitchings:

I am transmitting the sentencing sheet for Count Two of Indictment 2022-GS-42-3212 to supplement our Notice of Appeal in this case. Please let me know if the court needs any other information in this regard.

Sincerely,

*s/ Ricky Harris*

\_\_\_\_\_  
RICKY HARRIS

Attorney

RKH/smh

CC: Alan McCrory Wilson, Esquire  
William M. Blich, Jr., Esquire  
Spenser Holloran Smith, Esquire  
Robert Michael Dudek, Esquire

RECEIVED

STATE OF SOUTH CAROLINA

May 11 2023

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Spartanburg

SC Court of Appeals

STATE

VS.

INDICTMENT/CASE#: 22 -GS-42- 3212

Samuel T. Riser

AW#: 2021A4210206612

Date of Offense: 12-21-2021

S.C. Code §: 0549 16-23-0490

CDR Code #: 0549

AKA: \_\_\_\_\_  
Race: B Sex: M Age: \_\_\_\_\_  
DOB: 1985 SS#: \_\_\_\_\_  
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: Possession of Weapon during Violent crime (Syr)

In violation of § 16-23-0490 of the S.C. Code of Laws, bearing CDR Code # 0549

NON-VIOLENT  VIOLENT  SERIOUS  MOST SERIOUS  Mandatory GPS  § 17-25-45

(CSC w/minor 1<sup>st</sup> or CSC w/minor 3<sup>rd</sup>)

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:

Candace Clay 102507  
Solicitor SC Bar # Defendant

[Signature] 101370  
Attorney for Defendant SC Bar #

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

for a determinate term of 955 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: \_\_\_\_\_

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.

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	\$ _____
§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	\$ _____
§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	\$ _____
<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: Camp Payne

Court Reporter: \_\_\_\_\_

Presiding Judge: [Signature]

Judge Code: #2752

Sentence Date: 4-27-23