

STATE OF SOUTH CAROLINA

RECEIVED

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Horry

JUN 20 2023

SC Court of Appeals

STATE

INDICTMENT/CASE#: 2023GS2603017

VS.

Devontae Quantrell Mcmillian

AW#: 20221290014734

AKA: _____

Date of Offense: 4/29/2022

Race: _____ Sex: _____ Age: _____

S.C. Code § : 56-05-0750(B)(1)

DOB: _____ SS#: _____

CDR Code #: 0065

Address: _____

City, State, Zip: _____

DL#: _____ SID#: _____

SENTENCE SHEET

18 Months

*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: Traffic / Failure to stop for a blue light, no injury or death - 1st offense

(90 Days - 34w.)

in violation of § 56-05-0750(B)(1) of the S.C. Code of Laws, bearing CDR Code # 0065

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. J.M. (def.'s initials)

The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTES:

[Signature] 105364 [Signature] [Signature] SCB69441
Bagnal, Dylan SC Bar # Defendant Wilson, Kia T. SC Bar#
Attorney for Defendant

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

for a determinate term of 18 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 SCDP.

4 days/months

To include time spent on monitored house arrest prior to trial and sentencing.

The Defendant Shall be Released from _____ 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.

CERTIFIED COPY

2023 JUN 20 P 3:50
HORRY COUNTY

SPECIAL CONDITIONS:

PTUP after _____ months/years

And Other Terms Listed Below:

- Substance Abuse Counseling
- Attend Voc. Rehab. or Job Corp
- Mental Health Counseling
- Sex Offender Registry pursuant to S.C. Code § 23-3-430
- Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135.
- Other: _____
- Completion of GED
- No Contact with Victim
- May serve W/E beginning: _____
- Public Service Employment 0 _____ days/hours
- Random Drug/Alcohol Testing
- Domestic Violence Intervention Program

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 \$ 25.00 Beginning 01-01-25

§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	\$ <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>0.75</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	\$

2023 JUN -8 P 3:58
 Horry County
 CLERK OF COURT

TOTAL \$ 275.75

Judge Code: 2753

Sentence Date: 6-8-23

Clerk of Court/ Deputy Clerk: Renae Davis
 Court Reporter: Julie Ketchum

Presiding Judge:
 Judge Code:
 Sentence Date:

4 mosets

RECEIVED

IN THE COURT OF GENERAL SESSIONS

STATE OF SOUTH CAROLINA

COUNTY OF Horry

JUN 20 2023

STATE

VS.

INDICTMENT/CASE#: 2023GS2603014

SC Court of Appeals

Devontae Quantrell Mcmillian
AKA: _____
Race: _____ Sex: _____ Age: _____
DOB: _____ SS#: _____
Address: _____
City, State, Zip: _____
DL#: _____ SID#: _____

A/W#: 2022A2610200950
Date of Offense: 4/29/2022
S.C. Code § : 16-23-0020, 0050(A)(2)
CDR Code #: 0044

SENTENCE SHEET

18 Months

*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: Weapons / Unlawful carrying of pistol (Up to 1yr + Fines \$1,000)

in violation of § 16-23-0020, 0050(A) of the S.C. Code of Laws, bearing CDR Code # 0044

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. JM (def.'s initials)

The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: [Signature] 105364 [Signature] Defendant [Signature] Wilson, Kia T. SC Bar# SCB69441
Bagnal, Dylan SC Bar# Attorney for Defendant

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

for a determinate term of 18 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 4 days/months

To include time spent on man to ped 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.

VERIFIED COPY

2023 JUN -8 P 3:58 Horry County

SPECIAL CONDITIONS:

PTUP after _____ months/years

And Other Terms Listed Below:

- Substance Abuse Counseling
- Attend Voc. Rehab. or Job Corp
- Mental Health Counseling
- Sex Offender Registry pursuant to S.C. Code § 23-3-430
- Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135.
- Other: _____
- Completion of GED
- No Contact with Victim
- May serve W/E beginning: _____
- Public Service Employment 0 _____ days/hours
- Random Drug/Alcohol Testing
- Domestic Violence Intervention Program

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 \$ 25.00 Beginning 01-07-25

§14-1-206 (Assessments 107.5 %)	\$100	\$
§14-1-211(A)(1) (Conv. Surcharge)	\$100	\$ 100.00
§14-1-211(A)(2) (DUI Surcharge)	\$12	\$
§56-5-2995 (DUI Assessment)	\$25	\$
§56-1-286 (DUI Breath Test)	\$25	\$ 25.00
§14-1-212 (Law Enforce. Funding)	\$150	\$
§14-1-213 (Drug Court Surcharge)	\$41	\$
§34-11-70(b)and(c), and 34-11-90(c)and(d) (Admin Fraud Check Court Costs)	\$50	\$
§50-21-114(BUI Breath Test Fee)	\$40/ea	\$
§56-5-2942(J) (Vehicle Assessment)	TBD	\$ 3.75
3% to County (if paid in installments)	\$500	\$

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

Horry County
 2023 JUN -8 P 3:58
 CLERK OF COURT

TOTAL \$ 128.75
2753
6-8-23

Clerk of Court/ Deputy Clerk: Renee Evans
 Court Reporter: _____

Presiding Judge: _____
 Judge Code: _____
 Sentence Date: _____

RECEIVED

IN THE COURT OF GENERAL SESSIONS

STATE OF SOUTH CAROLINA

COUNTY OF

Horry

JUN 20 2023

SC Court of Appeals

STATE

VS.

INDICTMENT/CASE#:

2023GS2603015

Devontae Quantrell Mcmillian

A/W#: 2022A2610200949

AKA:

Date of Offense: 4/29/2022

Race:

Sex:

Age:

S.C. Code § : 16-09-0320(A)

DOB:

SS#:

CDR Code #: 0326

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: Resisting / Resisting Arrest; Oppose or resist law enforcement officer serving process or making arrest

in violation of § 16-09-0320(A) of the S.C. Code of Laws, bearing CDR Code # 0326

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. JM (def.'s Initials)

The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST

Bagnal, Dylan

105364

SC Bar #

Defendant

Kia T. Wilson

Wilson, Kia T.

Attorney for Defendant

SCB69441

SC Bar#

WHEREFORE, the Defendant is committed to the

State Department of Correction, County Detention Center,

for a determinate term of 18 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.

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4 days/months

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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.

CERTIFIED COPY

Horry County

2023 JUN 18 P 3:58

SPECIAL CONDITIONS:

PTUP after _____ months/years

And Other Terms Listed Below:

- Substance Abuse Counseling
- Attend Voc. Rehab. or Job Corp
- Mental Health Counseling
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- Public Service Employment 0 _____ days/hours
- Random Drug/Alcohol Testing
- Domestic Violence Intervention Program

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 \$ 25.00 Beginning 01-07-25

§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.
- § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund

Horry County
 2023 JUN -8 P 3:58
 COURT CLERK

TOTAL \$ 128.75

Judge Code: 2753

Sentence Date: 6-8-23

Clerk of Court/ Deputy Clerk: Renee Evans
 Court Reporter: Julie Kemper

Presiding Judge: _____
 Judge Code: _____
 Sentence Date: _____

Horry County, SC
 CLERK OF COURT
 RENE E EVANS

CERTIFIED COPY

STATE OF SOUTH CAROLINA) IN THE COURT OF GENERAL SESSIONS
COUNTY OF HORRY) OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA)
)
) CERTIFICATE OF REPRESENTATION
-VS-) (APPOINTING AS COUNSEL)

DEVONTE MCMILLIAN

DEFENDANT **RECEIVED** KIA WILSON

FILE NO: 26A23-00001367

JUN 20 2023
SC Court of Appeals

TO: Clerk of Court of General Sessions of the Fifteenth Judicial Circuit
Office of the Solicitor
Appointed Counsel
Defendant

FILED
HORRY COUNTY
2023 APR 24 4 22
RENEE N. ELVIS
CLERK OF COURT
HORRY COUNTY, SC

This certifies that the above captioned Defendant is eligible for the services of the Public Defender, such determination having been made on, 12th day of April, 2023, regarding the charge(s) of:

2022B2600101250 Bail / Failure to appear after release for Felony (not used from 6/98 to 6/08)

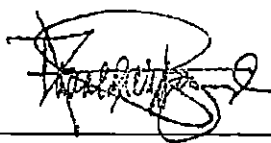
20221290014734 Traffic / Failure to stop for a blue light, no injury or death - 1st offense

2022A2610200948 Traffic / Habitual Traffic Offenders, DUS as per Habitual Traffic Offender status

2022A2610200949 Resisting / Resisting Arrest; Oppose or resist law enforcement officer serving process or making arrest

2022A2610200950 Weapons / Unlawful carrying of pistol

The Defendant's Counsel is **Kia Wilson**. The office of the Public Defender requests on the Defendant's behalf any and all evidence in the possession of you and or your agents pursuant to S.C. Criminal Practice Rule 5, and Brady v. Maryland 373 U.S. 383 (1963). The formal Motion for Discovery is attached.



RONALD W. HAZZARD
FIFTEENTH CIRCUIT
PUBLIC DEFENDER

CONWAY, SC
DATED: April 20, 2023

FILED
HORRY COUNTY

2023 APR 24 A 9:22

RENEE N. ELVIS
CLERK OF COURT
HORRY COUNTY, SC

RENEE N. ELVIS
CLERK OF COURT
HORRY COUNTY, SC

CERTIFIED COPY

STATE OF SOUTH CAROLINA)
COUNTY OF HORRY)
)

IN THE COURT OF GENERAL SESSION
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA)
-VS-)
)

NOTICE AND MOTION FOR PRODUCTION
OF SPECIFIC EVIDENCE AND
DISCLOSURE OF WITNESSES

DEVONTE Q MCMILLIAN

DEFENDANT)
)

FILE NO: 26A23-00001367-

TO: SOLICITOR FOR THE FIFTEENTH JUDICIAL CIRCUIT

YOU WILL PLEASE TAKE NOTICE that unless the prosecution responds to the Defendant's request for disclosure within 30 days, or within such time as may be ordered by the Court, Counsel for the Defendant will move this Court for an order compelling that the State:

1. Make available for Defendant any and all written and oral statements by the Defendant which are, or may come to be, in the possession of the State.
2. Make available for purposes of inspection, and copying, any and all police reports relating to the investigation and circumstances surrounding the crime which the Defendant is charged with, including any and all statements taken from witnesses and the Defendant.
3. Make available to the Defendant all tangible objects obtained during the investigation of this case, including, but not limited to:
 - (a) All tangible objects obtained from the scene of the crime; and
 - (b) All tangible objects obtained from the State's witnesses in this case
 - (c) All tangible objects the State intends to introduce into evidence at Trial which are relevant to the offense charged.
4. Make available any witnesses known to the State who have knowledge of facts which might be favorable to the Defendant.
5. Make available any promises made or actions taken by the State which caused or might have caused any witnesses for the State to testify on behalf of the State.
6. Make available any inconsistent statements made by witnesses for the State or any statements made by witnesses for the State which tend to exculpate the Defendants or to negate participation by the Defendants in the alleged crime.
7. Make available to the Defendant all results of laboratory tests, scientific tests, or physical examinations conducted in connection with this case, including but not limited to:
 - (a) Analysis of handwriting
 - (b) Photographs secured of the scene of the crime
 - (c) Comparison of fingerprints
 - (d) DNA analysis
8. Make available any facts which tend to exculpate the Defendant.

CERTIFIED COPY

9. Make available any and all scientific or medical, psychiatric, legal or other information, reports or records which might tend to reflect on the credibility or competence of any of prospective witnesses for the State.

10. Make available to the Defendant the names and addresses of all persons who have knowledge of this case or who have been interviewed by the investigating officers in connection with this case.

11. Make available to the Defendant, the SLED, FBI, and local arrest and conviction records of all persons, including the Defendant, named in connection with this proceeding.

12. Make any chemist, analyst, and all persons within the chain of custody appear in Court for the purpose of personally testifying. Attorney for the Defense thus objects to the introduction of any chemist's or analyst's report pursuant to Rule 6, S.C. Rules of Criminal Procedure.

13. Make available to the Defendant all video and audio recordings and/or notarized affidavits made pursuant to South Carolina Code § 56-5-2953 and any other applicable South Carolina Statute or regulation, including but not limited to:

- (a) Police and booking reports;
- (b) Police logs;
- (c) Alcohol influence reports;
- (d) Accident reports
- (e) Reports dealing with defendant's refusal to submit to testing;
- (f) Notes taken from any recording by Law Enforcement regarding conversations with potential prosecution witnesses
- (g) Any notes taken by Law Enforcement with regards to this case which the officer intends to rely on, or make us of, at trial.
- (h) The names of the officers or other witnesses who were with the Defendant within one hour of the arrest who had the opportunity to observe the appearance and behavior of the Defendant, to include the identity of any officer present at the scene of arrest.
- (i) The time and place where the Defendant was given the Miranda warning and the name of the officer who advised him/her of the same.
- (j) Any reports made by any laboratory or hospital concerning any examination made of any physical (urine, blood, etc.), photographic, or written evidence related to the Defendant's case.
- (k) The records of analysis and the results of any chemical, urine, or breathalyzer tests administered to the Defendant.

14. Make available to the Defendant following information regarding the person(s) who administered the Defendant's chemical/breathalyzer tests:

- (a) The person's name and the name of his/her employer;
- (b) The date of his/her original certification to give chemical/breathalyzer tests and the grade he/she received on the exam;
- (c) The date of his/her most recent certification to give said tests; And his/her compliance with statutes and regulations providing for standards of training for person(s) administering such tests.

15. If the Defendant's blood alcohol concentration was determined on the basis of a test involving the use of any machine, provide the following information:

- (a) The type of machine used and the make, model, and serial number of particular machine;

CERTIFIED COPY

FILED
HENRY COUNTY
2023 APR 24 A 9:22
JENNIFER ELVIS
CLERK OF COURT
HENRY COUNTY, SC

- (b) The manufacturer and the date of manufacture of the machine;
- (c) The owner's manual and the instruction manual;
- (d) The software program used in said machine;
- (e) The date of purchase by the agency owning the machine;
- (f) The location of machine;
- (g) The number of prior tests conducted on the machine;
- (h) All maintenance information for the last two years, including all repairs done and all calibrations made on the machine;
- (i) The results of all tests performed in the thirty (30) days prior to the date of the Defendant's arrests, including any tests in which the machine malfunctioned;
- (j) Any checklist to be used by the operator of the machine, either before, during, or after the admission of a test.

FILED
 Horry County
 APR 21 2023
 CLERK OF COURT
 Horry County

This information is requested pursuant to Rule 5 of the South Carolina Rules of Criminal Procedure. This information is further requested pursuant to Brady vs Maryland, 373 U.S. 383, 10 L. Ed. 2d 215, 83 S. Ct. 1194 (1963); U.S. vs Agurs, 427 U.S. 97, 49 L. Ed 2nd 342, 96 S. Ct. 2392, 1976, State vs Nixon 274 S.E. 2nd 406 (1981), City of Rock Hill vs Suchenski, 374 S.C. 12, 646 S.E.2d 879 (2007). Further this information is requested on the grounds that it is essential to insure the Defendant's right to a fair trial, right to confrontation of witnesses, the right to effective Counsel and due process of law guaranteed by the South Carolina Constitution, and the United States Constitution.

ADDITIONALLY, DEFENDANT REQUESTS A SPEEDY TRIAL:

The Defendant requests and asserts his / her right to a speedy trial in General Sessions Court in this County pursuant to the 6th Amendment to the United States Constitution, as well as Article I, Section 14 of the South Carolina Constitution, and under relevant case law.

WHEREFORE, Defendant prays:

- (a) That the Solicitor be Ordered to produce all information described herein and allow the Defendant the right to examine, inspect, copy and photograph, such materials and information at a specific time and place to be fixed by the Court.
- (b) That the information be provided no later than 30 days from the date of this request, as reflected by the Clerk of Court's time-stamp appearing on the face of this Document.
- (c) That the Court enter an Order requiring the Solicitor's Office to make continuing disclosure of all matters requested herein up to and during the Trial of the charges against the Defendant.

RESPECTFULLY SUBMITTED,



RONALD W. HAZZARD
 FIFTEENTH CIRCUIT
 PUBLIC DEFENDER

CONWAY, SOUTH CAROLINA
 DATED: April 20, 2023
 CLERK OF COURT
 Horry County

CERTIFIED COPY

TICKET #: 20221290014734

THE STATE:

VS.

Name: McWilliam, Devonte Quantrell

DOB:

OFFENSE: Failure to Stop for Blue Light

DATE OF TICKET: 04/29/2022

CERTIFIED COPY

CLERK OF COURT
HARRIS COUNTY, TEXAS

UNIFORM TRAFFIC TICKET											
STATE OF SOUTH CAROLINA											
VERSUS											
FIRST NAME DEVONTE			MIDDLE NAME QUANTRELL			LAST NAME -MCMILLIAN					
STREET											
CITY											
STATE											
ZIP CODE											
DL STATE SC	DRIVER'S LICENSE NO.				NONE <input type="checkbox"/>		CLASS D	CDL <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
RACE	SEX	BIRTH DATE		HGT. 77	WGT. 160	HAIR BLK	EYES BRO				
VEH LIC NO	NONE <input type="checkbox"/>	STATE	MAKE OF VEH	YEAR	IS PASSENGER <input type="checkbox"/>	TYPE	PICTURE	COMPL.	CORRECTED		
		SC	CHEV	2016							
VEHICLE OWNER FIRST NAME MARY			MIDDLE NAME			LAST NAME JONES					
OWNER STREET			CITY			STATE			ZIP CODE		
YOU ARE SUMMONED TO APPEAR BEFORE THE TRIAL COURT											
NAME OF TRIAL COURT CENTRAL TRAFFIC COURT			26101 STREET			1201 THIRD AVENUE					
DATE OF TRIAL 07/25/2022		TIME OF TRIAL 0900		CITY CONWAY		STATE SC		ZIP CODE 29526			
VIOLATION SECTION NO. 56-05-0750(B)(1)				VIOLATION - COURT APPEARANCE REQUIRED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO FAILURE TO STOP FOR A BLUE LIGHT, NO INJURY OR DEATH - 1ST OFFENSE							
DATE OF VIOLATION 04/29/2022			TIME OF VIOL. 0224			SC POINTS		B.A. LEVEL REF			
VIOLATION LOCATION SC 501 151 MIDDLE RIDGE AVE											
LAT 36.00000			LONG -78.0000			CITY CONWAY					
NAME AND RANK OF ARRESTING OFFICER - N. SLOAN			PFC			SCCA OFFICER NUMBER 7350-7405					
BAIL DEPOSITED JAIL			DATE OF ARREST 04/29/2022			BOND AMOUNT REQUESTED JUDGE					
DATE BAIL REC'D. BY											
CASE BEFORE: MAGISTRATE <input type="checkbox"/> MUN. COURT <input type="checkbox"/> CIRCUIT COURT <input type="checkbox"/> FAMILY COURT <input type="checkbox"/> FEDERAL COURT <input type="checkbox"/>											
NAME OF THE TRIAL COURT: HARRIS COUNTY											
TRIAL BY: TRIAL JUDGE: HARRIS COUNTY											
DISPOSITION: TRIAL JUDGE: HARRIS COUNTY											
CHARGE CONVICTED OF: HARRIS COUNTY											
JAIL	SUSPEND	FINE	AMOUNT COLLECTED	MT. SUSPENDED	DATE ADMITTED TO	Vehicle Searched		YE			
CERTIFIED CORRECT						DATE		Arrest as Result of Citation			
Trial Officer's Copy						TICKET # 20221290014734					

CITY/COUNTY OR: Horry
INCIDENT NO.: 2022040987
AGENCY/TROOP: Horry County Police Dept

ARREST WARRANT

2022A2610200948

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Horry

THE STATE

2022040997

against

Devontae Quantrell Mcmillian

Address:

Phone:

SSN:

Sex: Race: Height: 6 5 Weight: 160

DL State: DL #:

DOB: Agency ORI #: SC0260400

Prosecuting Agency: Horry County Police Department

Prosecuting Officer: Nicholas O Sloan - S00926

Offense: Traffic / Habitual Traffic Offenders, DUS as per Habitual Traffic Offender status

Offense Code: 0057

Code/Ordinance Sec: 56-01-1100

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

Date:

RETURN

A copy of this arrest warrant was delivered to defendant

on

Devontae McMillian

4/29/22

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions PO Box 677

1301 2nd Avenue Conway, SC 29528

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Horry

Personally appeared before me the affiant Nicholas O Sloan

being duly sworn deposes and says that defendant Devontae Quantrell Mcmillian

did within this county and state on or about 4/29/2022

violate the criminal laws of the

State of South Carolina (or ordinance of [X] County/ [] Municipality of Horry

in the following particulars:

DESCRIPTION OF OFFENSE: Traffic / Habitual Traffic Offenders, DUS as per Habitual Traffic Offender status

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:

On April 29, 2022, officers conducted a traffic stop on a vehicle for failure to maintain lane and speeding near 151 Middle Ridge Ave in the Conway section of Horry County. During the stop, the defendant was the driver and only occupant of the vehicle. The defendant is suspended indefinitely for failure to pay traffic tickets and is listed as a habitual offender per his NCIC criminal history and SCDMV driving record. R/O. Sloan # 584. Case # 2022040997

Signature of Affiant

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Horry

Affiant's Address 2560 North Main Street Conway, SC 29526-

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 4/29/2022 defendant Devontae Quantrell Mcmillian

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

[X] County/ [] Municipality of Horry

) as set forth below:

DESCRIPTION OF OFFENSE: Traffic / Habitual Traffic Offenders, DUS as per Habitual Traffic Offender status

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 4/29/2022

Signature of Issuing Judge

Benjamin Charles Allen

Judge Code: 7241

Judge's Address 640 9Th Avenue

Aynor, SC 29511-

Judge's Telephone (843)915-5296

Issuing Court: [] Magistrate [] Municipal [] Circuit

ORIGINAL

ORIGINAL

ORIGINAL

AFFIDAVIT

ORIGINAL

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

RECEIVED JUN 20 2023 FILED IN Court of Appeals HORRY COUNTY 2022 MAY -9 2 03 RENE M. FLVLS CLERK OF COURT HORRY COUNTY SC

BAIL set by

Judge ms JV
on 4-30-22
Type and Amount: 5000
Name of Surety: (S)

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: _____

CODEFENDANTS



RENEE N. ELVIS
CLERK OF COURT
Horry County, SC

CERTIFIED COPY

ARREST WARRANT

2022A2610200949

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Horry

THE STATE

2022040997

against

Devontae Quantrell Mcmillian

Address: [REDACTED]

Phone: [REDACTED]

Sex: [REDACTED] Race: [REDACTED] Height: 6 5 Weight: 160

DL State: [REDACTED] DL #: [REDACTED]

DOB: [REDACTED] Agency ORI #: SC0260400

Prosecuting Agency: Horry County Police Department

Prosecuting Officer: Nicholas O Sloan - S00926

Offense: Resisting / Resisting Arrest; Oppose or resist law

enforcement officer serving process or making

enforcement officer serving process or making

Offense Code: 0326

Code/Ordinance Sec: 16-09-0320(A)

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

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant

on 4/29/22

Devontae McMillian

[Signature]

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions

PO Box 677

1301 2nd Avenue

Conway, SC 29528

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Horry

Personally appeared before me the affiant Nicholas O Sloan

being duly sworn deposes and says that defendant Devontae Quantrell Mcmillian

did within this county and state on or about 4/29/2022

State of South Carolina (or ordinance of [X] County/ [] Municipality of Horry

in the following particulars:

DESCRIPTION OF OFFENSE: Resisting / Resisting Arrest; Oppose or resist law enforcement officer serving process or making arrest

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:

On April 29, 2022, officers conducted a traffic stop on a vehicle for failure to maintain lane and speeding near 151 Middle Ridge Ave in the Conway section of Horry County. During the stop, the defendant was the driver and only occupant of the vehicle. While interacting with the defendant, officers smelled the odor of marijuana coming from the vehicle. Officers told the defendant to exit the vehicle and he refused. While attempting to remove the defendant from the vehicle to conduct a probable cause search, officers opened the driver's door and observed a handgun in the door pocket. Officers told the defendant that he was under arrest and the defendant fled in his vehicle. By doing so the defendant violated S.C. Statute 16-9-320. R/O. Sloan # 584. Case # 2022040997

Signature of Affiant

STATE OF SOUTH CAROLINA

[X] County/ [] Municipality of

Horry

Affiant's Address 2560 North Main Street

Conway, SC 29526-

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 4/29/2022 defendant Devontae Quantrell Mcmillian

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

[X] County/ [] Municipality of Horry

) as set forth below.

DESCRIPTION OF OFFENSE: Resisting / Resisting Arrest; Oppose or resist law enforcement officer serving process or making

arrest 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 4/29/2022

[Signature]

Signature of Issuing Judge

Benjamin Charles Allen

Judge Code: 7241

Judge's Address 640 9Th Avenue

Aynor, SC 29511-

Judge's Telephone (843)915-5296

Issuing Court: [] Magistrate [] Municipal [] Circuit

ORIGINAL

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AFFIDAVIT

ORIGINAL

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

RECEIVED

JUN 20 2023

GENERAL Appals

RENEE H. ELVIS CLERK OF COURT HORRY COUNTY, SC

2022 MAY -9 PM 2:03

BAIL set by

Judge

Ms JV

on

4-30-22

Type and Amount:

2500

Name of Surety:

(S)

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



RENEE N. ELVIS
CLERK OF COURT
Horry County, SC

CERTIFIED COPY

ARREST WARRANT

2022A2610200950

STATE OF SOUTH CAROLINA

County/ Municipality of

Horry

THE STATE

2022040997

against

Devontae Quantrell Mcmillian

Address:

Phone: SSN: Sex: Race: Height: 6 5 Weight: 160

DL State: DL #: DOB: Agency ORI #: SC0260400

Prosecuting Agency: Horry County Police Department

Prosecuting Officers: Nicholas O Sloan - S00926

Offense: Weapons / Unlawful carrying of pistol

Offense Code: 0044

Code/Ordinance Sec: 16-23-0020

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

Date:

RETURN

A copy of this arrest warrant was delivered to defendant

on 4/29/22 Devontae McMillian

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions PO Box 677 1301 2nd Avenue Conway, SC 29528

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Horry

Personally appeared before me the affiant Nicholas O Sloan

being duly sworn deposes and says that defendant Devontae Quantrell Mcmillian

did within this county and state on or about 4/29/2022

violate the criminal laws of the

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

in the following particulars:

DESCRIPTION OF OFFENSE: Weapons / Unlawful carrying of pistol

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:

On April 29, 2022, officers conducted a traffic stop on a vehicle for failure to maintain lane and speeding near 151 Middle Ridge Ave in the Conway section of Horry County. During the stop, the defendant was the driver and only occupant of the vehicle. While interacting with the defendant, officers smelled the odor of marijuana coming from the vehicle. Officers told the defendant to exit the vehicle and he refused. While attempting to remove the defendant from the vehicle to conduct a probable cause search, officers opened the driver's door and observed a handgun in the door pocket. By doing so the defendant violated S.C. Statute 16-25-20 Unlawful Carry of a Handgun, R/O. Sloan # 584, Case # 2022040997

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

Horry

Affiant's Address 2560 North Main Street Conway, SC 29526-

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 4/29/2022 defendant Devontae Quantrell Mcmillian

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

County/ Municipality of Horry

) as set forth below:

DESCRIPTION OF OFFENSE: Weapons / Unlawful carrying of pistol

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 4/29/2022

Signature of Issuing Judge Benjamin Charles Allen (L.S.) Judge's Address 640 9Th Avenue Aynor, SC 29511-

Judge's Telephone (843)915-5296

Issuing Court Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

AFFIDAVIT

ORIGINAL

Form Approved by S.C. Attorney General April 21, 2003 SCCA 516

RECEIVED JUN 20 2022 Horry County Clerk of Court

BAIL set by

Judge MS JV
on 4-30-22
Type and Amount: 2566
Name of Surety: (S)

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: _____
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Name: _____
Address: _____
Telephone: _____
Name: _____
Address: _____
Telephone: _____
Name: _____
Address: _____
Telephone: _____



CERTIFIED COPY

RENEE N. ELVIS
CLERK OF COURT
HORN COUNTY, SC

CODEFENDANTS

STATE OF SOUTH CAROLINA)
COUNTY OF HORRY)
)

STATE OF SOUTH CAROLINA)
)
-VS-)

DEVONTE MCMILLIAN

DEFENDANT)
_____)

RULE 203 (B) (iv)
WRITTEN EXPLANATION OF
NO
BASIS FOR APPEAL

RECEIVED

JUN 20 2023

SC Court of Appeals

PERSONALLY appeared before me Kia Wilson, who being duly sworn,

deposes and says :

1. I represented the above named defendant before The Honorable Daniel D. Hall on June 8, 2023 at

which time the defendant enter a guilty plea to his/her pending charges.

2. No issues of law or fact, were raised before the Judge at that time that could be the basis for an Appeal in this matter.

3. The defendant requested this appeal be filed based on the language used by the plea judge informing the client he has the right to appeal his guilty plea within ten (10) days.

4. I informed defendant that there were no issues to appeal.

5. Defendant requested the Appeal be filed.

RENEE N. ELVIS
CLERK OF COURT
HORRY COUNTY, SC
JUN 12 2 36
HORRY COUNTY

Sworn to and Subscribed before me
12th day of June, 2023

Ann Maria Worley
Notary Public for South Carolina
My Commission expires 7/27/2026

Kia Wilson
Signature of Attorney for Defendant
Kia T. Wilson
Print name of Attorney for Defendant

CERTIFIED COPY