

STATE OF SOUTH CAROLINA)
)
COUNTY OF FAIRFIELD)

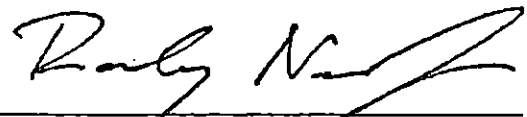
INDICTMENT

At a Court of General Sessions, convened on October 18, 2022, the Grand Jurors of Fairfield County present upon their oath:

CRIMINAL SEXUAL CONDUCT WITH A MINOR SECOND DEGREE

That Carlos Alejandro Cesmas-Gomez did in Fairfield County, on or about April 16, 2019, engage in sexual battery with EE (DOB 9/25/2006), a minor 14 years of age or less but at least 11 years of age, in violation of Section 16-3-655(B)(1), (C)(3) of the Code of Laws of South Carolina.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.



Randy E. Newman, Jr., SOLICITOR

WITNESSES

CASTLES-FCSO / White

DOCKET NO. 2022-GS-20-412

The State of South Carolina
County of Fairfield

COURT OF GENERAL SESSIONS

OCTOBER TERM 2022

ARREST WARRANT NUMBER/DOA

2019A2010100153 (DOA-07/15/2022)

ACTION OF GRAND JURY

THE STATE
vs.

CARLOS ALEJANDRO CESMAS-
GOMEZ

TRUE BILL

Malley Sharpe

Foreperson of Grand Jury
Date: 10-18-2022

VERDICT

Foreperson of Petit Jury
Date:

Indictment for

Criminal Sexual Conduct with a Minor
Second Degree

SC Code: § 16-3-655(B)(1), (C)(3)
CDR Code: 0396
Class: Felony C

2022 OCT 18 AM 11:08

FAIRFIELD COUNTY
CLERK OF COURT
JUDY M BOWEN

RECEIVED

JUL 26 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Fairfield

RECEIVED

STATE

JUL 26 2023

INDICTMENT/CASE#: 2022GS2000412

VS.

SC Court of Appeals

Carlos Alejandro Cesmas-Gomez

A/W#: 2019A2010100153

AKA: _____

Date of Offense: 4/16/2019

Race: _____ Sex: F Age: 24

S.C. Code §: 16-03-0655(2)

DOB: _____ SS#: _____

CDR Code #: 0396

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: Sex / Criminal sexual conduct with minor, or Attempt - victim 11 to 14 yrs of age inclusive - Second deg.

in violation of § 16-03-0655(2) of the S.C. Code of Laws, bearing CDR Code # 0396

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:

Julie Gamburg 100816
Hall, Julie Gamburg SC Bar # Defendant

Boulware, Kay SC Bar#
Attorney for Defendant

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

for a determinate term of 20 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.

142 (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 0 days/hours

Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135.

Other: SVP protocol

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.

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

\$500 \$ _____
 TBD \$ _____
TOTAL \$ 128.75

Clerk of Court/ Deputy Clerk: Judy M. Landa
 Court Reporter: Maria DiScioseja

Presiding Judge: _____
 Judge Code: 21168
 Sentence Date: 7/19/23