



RECEIVED

Aug 16 2023

SC Court of Appeals

The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

CATHERINE S. HARRISON
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

August 14, 2023

Ms. Laura A. McCann, Esquire
211 York Street NE
Aiken SC 29801

Re: The State v. Kenneth E. Parker, Jr.
Appellate Case No. 2023-001277

Dear Counsel:

Upon reviewing your notice of appeal, the following deficiency or deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter or this matter will be dismissed:

- The personal data identifiers and other sensitive information have not been redacted as required by the Supreme Court's Order dated April 15, 2014, which can be found at www.sccourts.org/courtOrders/HTMLFiles/2014-04-15-02.htm.

Very truly yours,

A handwritten signature in cursive script that reads "Catherine Harrison, deputy".

CLERK

cc: Matthew C. Buchanan, Esquire
Robert Michael Dudek, Esquire



The South Carolina Court of Appeals

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August 14, 2023

Ms. Laura A. McCann, Esquire
211 York Street NE
Aiken SC 29801

Re: The State v. Kenneth E. Parker, Jr.
Appellate Case No. 2023-001277

Dear Counsel:

This Court has received your notice of appeal, and the case has been assigned the appellate case number that appears above. Please use this number on all future correspondence relating to this matter.

All parties to this matter are advised that all filings must comply with the requirements of Rule 267 of the South Carolina Appellate Court Rules (SCACR). The SCACR are available online at www.sccourts.org/courtreg. Additionally, any filings submitted by counsel admitted in South Carolina must include counsel's bar number.

The attention of the parties is directed to the order relating to the inclusion of personal data identifiers and other sensitive information in documents filed with the Supreme Court of South Carolina and the South Carolina Court of Appeals. The order can be found at www.sccourts.org/courtOrders/displayOrder.cfm?orderNo=2014-04-15-02. Please note that the responsibility for insuring that information is redacted or sealed as required by this order rests with counsel and the parties. This office will *not* review filings for redaction or to determine if materials should be sealed.

This is to advise that the title in the above matter has been changed to read as follows:

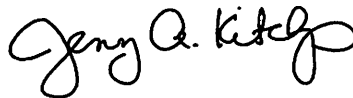
The State, Respondent,

v.

Kenneth Edward Parker, Jr., Appellant.

All future records in this matter should be changed to reflect this title. If you have any questions, please do not hesitate to contact this office.

Very truly yours,

A handwritten signature in black ink, appearing to read "Jenny A. Kitchy". The signature is written in a cursive style with a large initial "J" and a long, sweeping tail.

CLERK

**cc: Matthew C. Buchanan, Esquire
Robert Michael Dudek, Esquire**

OFFICE OF THE SECOND JUDICIAL CIRCUIT PUBLIC DEFENDER
211 York Street, NE
Post Office Box 2247
Aiken, South Carolina 29802

August 8, 2023

RECEIVED

Aug 16 2023

SC Court of Appeals

South Carolina Commission
On Indigent Defense
Attention: Della White
P. O. Box 11589
Columbia, SC 29211

RE: NOTICE OF INTENT TO APPEAL
KENNETH EDWARD PARKER JR.
22-GS-02-02569

Dear Mrs. White:

Please find enclosed Notice of Intent to Appeal, Indictments, Arrest Warrants, Sentence Sheets, and Defendant's affidavit of indigency.

Kenneth Edward Parker Jr. plead guilty on August 3rd, 2023, To Violation of Probation offense. He was sentenced before Judge Donald B. Hocker, and he appeals his conviction. Lakesicha Davis served as the Court Reporter.

I am available to discuss this case if you so desire.

Sincerely,



Laura McCann
Assistant Public Defender

LM:ma
Enclosure

NOTICE OF INTENT TO APPEAL
THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
FROM AIKEN COUNTY

RECEIVED
Aug 16 2023
SC Court of Appeals

August 8, 2023

Indictment #: 22-GS-02-02569

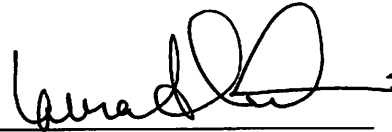
THE STATE OF SOUTH CAROLINA -- Respondent

VS.

KENNETH EDWARD PARKER JR. -- Appellant

NOTICE OF INTENT TO APPEAL

Kenneth Edward Parker Jr. plead guilty on August 3, 2023, To Violation of Probation offense. He was sentenced before Judge Donald B.Hocker, and he appeals his conviction. Lakesicha Davis served as the Court Reporter



Laura McCann
Attorney for Defendant

Other Counsel of record is:
Charles Ashley Finch
Probation Agent
236 Beaufort St. NE
Aiken, 29801

NOTICE OF INTENT TO APPEAL

State of South Carolina

Vs:

KENNETH EDWARD PARKER JR.

22-GS-02-02569

CERTIFICATE OF SERVICE

I, Megan Armstrong, do hereby certify that I have this day served the original of Appellant's Notice to Appeal upon the South Carolina Court of Appeals, and copies of appellant's Notice of Intent to Appeal to the Clerk of Court of Aiken County and to Charles Ashley Finch Probation Agent, Second Judicial Circuit by email:

**South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211**

**South Carolina Commission
Of Appellate Defense
P. O. Box 11589
Columbia, SC 29211**

**Clerk of Court
Aiken County Judicial Circuit
Post Office Box 583
Aiken, South Carolina 29802**

**Charles Ashley Finch
Probation Agent
236 Beaufort St. NE
Aiken SC, 29801**

RECEIVED
Aug 16 2023
SC Court of Appeals

Dated this 8 day of August, 2023,

MA
Megan Armstrong
Secretary to Appellant's Attorney
Post Office Drawer 2247
Aiken, SC 29802
803-642-1732

WITNESSES

North Augusta Dept. of Public Safety

Mitchell J McBride

Law Enforcement Case #: 22-002618

CWH

ARREST WARRANT NUMBER

FILED

Dec 8 20 22

2022A0210201795

Robert J. Harte
C.C.P. & G.S.

Sherry S. Langley
Deputy Clerk

ACTION OF GRAND JURY

Foreperson of Grand Jury
Date: December 1, 2022

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2022GS0202569

The State of South Carolina

County of Aiken

COURT OF GENERAL SESSIONS

DECEMBER TERM 2022

THE STATE

vs.

KENNETH EDWARD PARKER, JR.

CDR #: 0348

Indictment for

FINANCIAL TRANSACTION CARD
THEFT

§ 16-14-0020

BILL WEEKS, SOLICITOR

STATE OF SOUTH CAROLINA
COUNTY OF AIKEN

I, Robert J. Harte, Clerk of Court of Common Pleas and General Sessions for Aiken County, South Carolina do hereby certify that the foregoing constitutes a true and correct copy of the original documents which have been filed in my office, this

7 day of August 20 23

Robert J. Harte
C.C.P. & G.S., Aiken County, S.C.

Sherry S. Langley
Deputy Clerk

RECEIVED
Aug 16 2023
SC Court of Appeals

STATE OF SOUTH CAROLINA)
)
COUNTY OF AIKEN)
)

INDICTMENT FOR
FINANCIAL TRANSACTION CARD THEFT

§ 16-14-0020

At a Court of General Sessions, convened on December 5, 2022, the Grand Jurors of Aiken County present upon their oath:

That **KENNETH EDWARD PARKER, JR.** did in Aiken County on or about October 22, 2022, wilfully and unlawfully take, obtain, or withhold multiple financial transaction cards belonging to eight (8) individuals, without consent of the individuals and with the intent to use the financial transaction cards, all in violation of 16-14-0020 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.



BILL WEEKS, SOLICITOR

PRELIMINARY APPOINTMENT OF COUNSEL

ORIGINAL

Name: Kenneth Edward Parker Jr

Warrant/Ticket Number(s) : W-02-23-0027 Probation Violation

The Defendant verbally waives the right to a court appointed attorney.

The Defendant requests an attorney. Defendant states that he or she is financially UNABLE to employ counsel and will complete an affidavit to request that counsel be assigned to represent me.

Defendant is currently Employed Unemployed.

TOTAL HOUSEHOLD INCOME is \$ _____, per Month Week

You appear to qualify for court appointed counsel. A representative from the Public Defenders Office will complete your application. If you are released prior to completing your application, you must appear at the office of the 2nd Circuit Public Defender at 211 York St., NE Aiken, South Carolina 29801 (803) 642-1732 within 72 hours of your release. Failure to do so may constitute a waiver of your right to court appointed counsel, and may affect your bond status.

It appears to the court that you do not qualify for a court appointed attorney. If you believe this decision is in error, you must contact the office of the public defender and submit a full application.

This preliminary determination does not mean you now have an attorney. A final decision will be made after the \$40.00 application fee is paid and a complete affidavit of indigency is reviewed by the court.

Judge:  Date: 05/29/2023

Probation

ARREST WARRANT

Indictment Number: 22-GS-02-02569

Warrant Number: W-02-23-0027

State Identification No. (SID) 01183070

STATE OF SOUTH CAROLINA

COUNTY OF AIKEN

 ORIGINAL

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR COUNTY OR OF THE MUNICIPALITY OF AIKEN, AND ANY CONSTABLE OF THIS MAGISTERIAL DISTRICT:

It appearing from the attached affidavit that there are reasonable grounds to believe that KENNETH EDWARD PARKER JR, did on the 22 day of March , 2023 violate the criminal laws of the State of South Carolina as set forth below:

DESCRIPTION OF OFFENSE:

The offender has violated conditions 1, 2, 7, 9, 10, Special Conditions of the standard Department conditions associated with Section 24-21-430. The offender has also violated special conditions imposed by the General Sessions Court per order dated December 08, 2022. This warrant or citation is issued pursuant to section 24-21-450 or 300.

Now, therefore, you are empowered and directed to arrest the said defendant and bring KENNETH EDWARD PARKER JR 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. Done at AIKEN, S. C. this 22 day of March, 2023.

 (L.S.)
Signature of Probation and Parole Agent

County of AIKEN

STATE OF SOUTH CAROLINA

AFFIDAVIT

Personally appeared before me, one Charles Ashley Finch, who, first being duly sworn, deposes and says that KENNETH EDWARD PARKER JR did within this County and State on the 22 day of March, 2023, violate the criminal laws of the State of South Carolina in the following particulars:

DESCRIPTION OF OFFENSE:

The offender has violated conditions 1, 2, 7, 9, 10, Special Conditions of the standard Department conditions associated with Section 24-21-430. The offender has also violated special conditions imposed by the General Sessions Court per order dated December 08, 2022. This warrant or citation is issued pursuant to section 24-21-450 or 300.

The affiant states that there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

Failing to pay Supervision Fees and Court Fine, leaving a balance of \$643.75; Failing to make any contact with Agents/Department since sentencing on 12/08/2022; Failing to report since release from ACDC on/about 01/16/2023 to make initial contact with probation; Failing to provide Agents/Department a valid residence plan having discovered during a home visit on 3/21/23 that offender does not reside at residence provided; Such actions constitute violation of conditions 1, 2, 7, 9, 10, Special Conditions.

Sworn to and Subscribed before me
this 22 day of March, 2023.


Affiant

 (L.S.)
Signature of Notary Public

Address: P.O. BOX 2194
AIKEN, SC 29802

April 27, 2030
My Commission Expires

(803) 641-7690

RETURN

Constable or Law Enforcement Officer

A copy of this Arrest Warrant was delivered by me to the following defendant:

Kenneth Parker JR

on the 29th day of Nov. 2023

Constable or Law Enforcement Officer

This Warrant is certified for service in [County of warrant Certification] County. The accused is to be arrested and brought before me to dealt with according to law.

Signature of Judge (L.S.)

RECEIVED
Aug 16 2023
SC Court of Appeals

STATE OF SOUTH CAROLINA

COUNTY OF

AIKEN

THE STATE

against

KENNETH EDWARD PARKER JR

ARREST WARRANT

Offense: Violation of Conditions of Probation Supervision

Offense Section: 24-21-450

Date: 3/22/2023

Officer and Agency: SC Department of Probation,
Parole and Pardon Services

Charles Ashley Finch

Disposition _____

Sentence _____

Co-Defendants _____

INFORMATION ON DEFENDANT

Name KENNETH EDWARD PARKER JR

Address _____

Phone _____

Sex Male Race White Height 508

Weight 175 Birth date _____

Social Security Number _____

INFORMATION ON WITNESSES

Name _____

Address _____

Phone _____

Name _____

Address _____

Phone _____

Name _____

Address _____

Phone _____

Name _____

Address _____

Phone _____

PRELIMINARY HEARING held by

Magistrate _____

on _____

with _____

Attorney for the Defendant.

Decision _____

BAIL

Date Set 5/29/2023

Magistrate LAURIN MAURICE

Amount 7,500 SB

Surety _____

State of South Carolina
Department of Probation, Parole and Pardon Services

HENRY McMASTER
Governor



JERRY ADGER
Director

C. Ashley Finch
Agent-In-Charge
Aiken County Office
236 BEAUFORT ST. NE
POST OFFICE BOX 2194
AIKEN, SOUTH CAROLINA 29802
Telephone: (803) 641-7690
Facsimile: (803) 641-7697

OFFENDER:

Kenneth Parker Jr.

OFFENSE:

Violation of Probation/FIC Theft

MAGISTRATE BOND REQUEST FORM

The State does not oppose a \$5,000 PR Bond

The State request the standard probation bond (\$5,000)

The State request a higher or denied bond on this offender

JUSTIFICATION FOR HIGHER THAN STANDARD OR DENIED BONDS

Mr Parker has failed to report since being sentenced & moved w/o consent making his whereabouts unknown.

General Session Court Date:

7/13/23

Admin Hearing Date: _____

BAIL PROCEEDING FORM II

STATE OF SOUTH CAROLINA COUNTY OF Aiken

IN THE General Sessions

RECEIVED

ORDER SPECIFYING METHODS AND CONDITIONS OF RELEASE

Aug 16 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA

v.

Parker, Kenneth Edward Jr

NAME OF DEFENDANT

Offense Charged: Probation Violation-[W-02-23-0027]

At a bail proceeding conducted by the undersigned judge, for the defendant named above, it was determined by the court (check one or both):

- The release of the defendant on recognizance will not reasonably assure his appearance as required.
The release of the defendant on recognizance will result in an unreasonable danger to the community.

This determination was based upon the following findings of fact:

Nature of Circumstances of Offense; Must Notify Court Immediately of Change of Address

[Considerations: Nature and Circumstances of the offense charged, the defendant's family ties, employment, financial resources, character and mental condition, the length of his residence in the community, his record of convictions, and any record of flight to avoid prosecution or failure to appear at other court proceedings.]

THEREFORE, IT IS HEREBY ORDERED:

- 1. That the above named defendant be released from custody on the condition that he will personally appear before the designated court at the place, date and time required to answer the charge made against him and do what shall be ordered by the court and not depart the State without the permission of the court and be of good behavior.
2. That the above named defendant be released from custody provided as follows (check all that apply):

CASH IN LIEU OF BOND

The defendant, acknowledges himself to be indebted to the State of South Carolina in the sum of \$ to secure his release from custody. Should the defendant fail to comply with all terms and conditions of this Order, this sum of money is subject to being forfeited to the State.

CASH PERCENTAGE IN LIEU OF BOND

The defendant, acknowledging himself to be indebted to the State of South Carolina in the full amount of \$, his release to be obtained by payment to the court of % (not to exceed 10%) of the full amount of the bond, deposits \$ to secure his release from custody. Should the defendant fail to perform the conditions of this Order, the full amount shall be levied on his real and personal property for the use of the state.

APPEARANCE RECOGNIZANCE WITH SURETY

The defendant will provide good and sufficient surety approved by the court, in the form hereinafter set forth in this Order, acknowledging an indebtedness to the State in the amount of \$.

3. That the defendant shall appear at (check one):

- the term of COURT OF GENERAL SESSIONS beginning on July 13, 2023 at 9:30 o' clock, A.M., at General Sessions - P O Box 583/109 Park Avenue/Aiken, SC 29802 / (803) 642-1715 and remain there throughout that term of court. If no disposition is made during that term, the defendant shall appear and remain throughout each succeeding term of court until final disposition is made of his case, unless otherwise ordered by the court.
the session of MAGISTRATE COURT MUNICIPAL COURT beginning on at o' clock, at If no final disposition is made during that session, the defendant shall appear at such other times and places as ordered by the court.

Bond Amount(s): \$75,000.00 (CS) or \$75,000.00 (SB)

INITIALS OF DEFENDANT

4. That the defendant will notify the court promptly if he changes his address from the one contained in this order and he will comply with those conditions described hereinafter in the Order.

SIGNATURE OF JUDGE

05/29/2023

DATE

ORIGINAL AND ONE COPY OF THIS FORM ARE TO BE COMPLETED IN EVERY BAIL PROCEEDING IN WHICH IT IS USED

ACKNOWLEDGEMENT BY DEFENDANT

I understand that if I violate any condition of this Order, a warrant for my arrest will be issued.

I understand and have been informed that I have a right and obligation to be present at trial and should I fail to attend the court, the trial will proceed in my absence.

It has been explained to me that if I fail to appear before the court as required, a warrant for my arrest will be issued

107 Medlin Road Howe (as)
ADDRESS
North Augusta, SC 29841
CITY STATE ZIP
247-55-2533
SOCIAL SECURITY NUMBER

[Signature]
SIGNATURE OF DEFENDANT
5/29/23
DATE
ATTORNEY REPRESENTING ACCUSED (IF KNOWN)

SPECIAL CONDITIONS OF RELEASE

a. Placement in custody. The defendant is placed in the custody of _____
NAME OF PERSON OR ORGANIZATION

ADDRESS CITY STATE ZIP TELEPHONE
who agrees (1) to supervise the defendant as set forth by the court, (2) to use every effort to assure the appearance of the defendant at all scheduled hearings before the court, and (3) to notify the court immediately in the event the defendant violates any conditions of his release or disappears.

SIGNATURE OF CUSTODIAN (IF APPROVED) DATE

b. Restrictions on Travel, Association or Residence. The defendant will comply with each of the following conditions: _____

c. Part-time Release. The defendant will be released from custody from _____ o' clock, _____ to _____ o' clock, _____
TIME AM/PM TIME AM/PM
on _____ on condition that he return to the custody of _____
DATE(S) NAME OF PERSON OR ORGANIZATION
at _____ as designated.
LOCATION

d. Other conditions. The defendant will comply with the following other conditions of release: _____

APPEARANCE RECOGNIZANCE WITH SURETY

On the _____ day of _____, personally appeared before the undersigned judge the surety named below who acknowledged himself indebted to the State of South Carolina, in the sum of \$ _____, such sum to be levied on his real and personal property for the use of the State, should named defendant fail in performing the conditions of this Order.

The surety, being duly sworn, says that he is a resident and free holder within the State and is worth the sum acknowledged and undervritten herein, over all his debts and liabilities, and exclusive of property exempt from execution

NAME OF SURETY BONDSMAN COMPANY TELEPHONE SIGNATURE OF SURETY BONDSMAN

ADDRESS OF SURETY BONDSMAN

CITY STATE ZIP SIGNATURE OF JUDGE

NAME OF INSURANCE COMPANY DATE

ADDRESS OF INSURANCE COMPANY

CITY STATE ZIP

PUBLIC DEFENDER'S OFFICE

No Recommendation

AUG 08 2023

NMT 5 years +/or \$3,000 - \$5,000

STATE OF SOUTH CAROLINA

RECEIVED

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Alcon

STATE

VS.

INDICTMENT/CASE# 2022GS 020 2569 @

Kenneth Edward Parker Jr

A/W#: 2022A0210201795

AKA:

Date of Offense: 10/22/2022

Race: White Sex: M Age: 47

S.C. Code §: 16-14-020

DOB: SS#

CDR Code #: 0348

Address:

City, State, Zip

DL#

SID# 1

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SENTENCE SHEET
Aug 16 2023

SC Court of Appeals

*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: FinanTC / Financial Transaction Card Theft

In violation of § 16-14-020 of the S.C. Code of Laws, bearing CDR Code # 0348

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. KJP (def.'s initials)

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

ATTEST:

Cass Hall 101417 Kenneth F. Parker, Jr. 15069
Solicitor SC Bar # Defendant Attorney for 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 48 days/months/years/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.

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.

Deputy Clerk
Robert J. Hart
C.C.C.P. & C.S., Aiken County, S.C.
day of August 2023
I, Robert J. Hart, Clerk of Court of Common Pleas and General Sessions for Aiken County, South Carolina do hereby certify that the foregoing constitutes a true and correct copy of the original documents which have been filed in my office this

STATE VS. Kenneth Edward Parker Jr. INDICTMENT/CASE#: 2022-GS-0202569(a)

SPECIAL CONDITIONS:

PTUP after 1 month(s)/years if street compliance.
 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 prts. of \$ _____ Beginning _____ \$ _____

§14-1-206 (Assessments 107.5%)		\$
§14-1-211 (A)(1)(Conv. Surcharge)	\$100	\$ 100.00
§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	\$ 25.00
§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	\$ 18.75

- Appointed PD or appointed other counsel, Provide requires \$500 be paid to Clerk during probation and shall be collected before any other fees. \$500 \$ 500.00
- § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund TBD \$

TOTAL \$ 643.75

 22752
 12-8-22

Clerk of Court/Deputy Clerk: Latoya Franjia Hynes
 Court Reporter: DEEP

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

STATE OF SOUTH CAROLINA)
COLNTY OF AIKEN)

AFFIDAVIT OF INDIG AND
APPLICATION FOR APPO TED COUNSEL

GS.

STATE VS. Kenneth Edward Parker Jr.

ARREST WARRANT TICKET & CHARGE: W-02-23-0027 (22-GS-0-02869) - VOP.

1. ARE YOU PRESENTLY EMPLOYED? YES NO If yes, please state the name and address of your employer and the amount of your salary or wages per month and or week.

NAME: _____ ADDRESS: _____

NET WAGES: \$ _____ WEEKLY BI-WEEKLY MONTHLY

If No, please state the name and address of your former employer, date of termination and the amount of your salary or wages.

EMPLOYER: _____

NET WAGES: \$ _____ WEEKLY BI-WEEKLY MONTHLY DATE OF TERMINATION: 3 yr. ago

2. HOUSEHOLD MEMBER(S) EMPLOYER (if applicable): None less

NET WAGES: \$ _____ WEEKLY BI-WEEKLY MONTHLY

3. Have you or household member(s) received within the past twelve months any money from any of the following sources?

- a. Business, Profession or Self-Employment? Yes No
- b. Rent Payments, Interest or Dividends? Yes No
- c. Pensions, Annuities or Life Insurance Payments? Yes No
- d. Gifts or Inheritance? Yes No
- e. Any Other Source (including Unemployment, Retirement, Disability, Food Stamps) Yes No

- No more.

If the answer to any question above is "Yes", please list the source of the money and the amount received within the last 12 months

SOURCE: _____ AMOUNT: 400 - month

4. LIST BY NAME, AGE AND RELATIONSHIP TO YOU, ANY PERSONS WHO ARE DEPENDENT UPON YOU FOR SUPPORT. INDICATE BESIDE EACH HOW MUCH YOU CONTRIBUTE TOWARD THEIR SUPPORT.

NAME	AGE	RELATIONSHIP	AMOUNT \$
_____	<u>1</u>	<u>F</u>	<u>F</u>
_____	<u>1</u>	<u>F</u>	<u>F</u>
_____	<u>1</u>	<u>F</u>	<u>F</u>

5. DO YOU HAVE CASH, OR DO YOU HAVE ANY MONEY IN A CHECKING OR SAVINGS ACCOUNT
CASH: \$ _____ CHECKING \$ _____ SAVINGS: \$ _____

6. DO YOU OWN ANY REAL ESTATE, STOCKS, BONDS, NOTES OR OTHER VALUABLE PROPERTY, EXCLUDING ORDINARY HOUSEHOLD FURNISHINGS AND CLOTHING? YES NO

PLEASE SPECIFY: _____

7 LIST THE TYPE OF VEHICLE(S) YOU OWN (YEAR, MAKE, MODEL): _____
 PAID FOR? YES _____ NO _____ AMOUNT OF PAYMENT(\$): _____
 8 DO YOU OR HOUSEHOLD MEMBER PAY RENT OR MORTGAGE? _____
 9 AMOUNT OF DEBTS, LIENS, MORTGAGES, ETC? _____
 _____ AMOUNT \$ _____

I do solemnly swear that the information reported by me on this application for counsel does contain a true and full account of all my real and personal estate, debts, credits and property whatsoever without exception, which I or any person in trust for me have or at the time of my possession had, or am, or was in any way respect, entitled to, in possession, remainder or reversion, and that I have not at any time since charges were made against me or before, directly or indirectly sold, leased, assigned, or otherwise disposed of any property, or made over to any person for myself or otherwise, other than mentioned herein.

I understand that the appointment of counsel creates a claim against the assets and estate of the person who is provided counsel or the parents or legal guardians of a juvenile in the amount equal to the costs of representation less the amount paid to appointed counsel, the public defender office and/or the Commission on Indigent Defense. I understand such claim shall be filed in the Office of the Clerk of Court where I, my child, or ward are assigned counsel, but that the filing of a claim shall not constitute a lien against my real or personal property unless, in the discretion of the Court, part or all of such a claim is reduced to judgment by appropriate order of the Court, after serving me with at least thirty (30) days notice that judgment will be entered.

I understand that pursuant to §17-3-30(h), I am required to pay a non-refundable \$40.00 application fee to the Public Defender's Office for public defender services or other court appointed counsel.

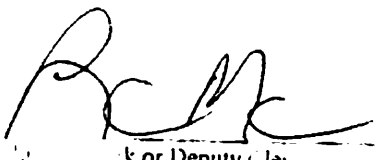
I am financially unable to employ counsel and request that counsel be assigned to represent me. I understand that I am entitled to at least 30 days notice before a claim is made against my property and I do hereby waive the right to such notice.

vid. 19

Sworn to before me this 31 day of May, 2023
 _____ me _____ Notary Public for South Carolina. My commission expires: 1-25-24

RACE: W SEX: M AGE: 48 JAIL _____ OUT ON BOND _____
 SSN: _____ D. ARREST: 5-29-23
 DATE OF BIRTH: _____ COUNTY: _____
 ADDRESS: ACDC B. MAN _____
 CITY & STATE: ACDC C. DEFENDANTS _____
 TELEPHONE: _____
 E-MAIL: _____

The applicant's request for counsel hereby
 _____ GRANTED
 _____ DENIED



 Clerk or Deputy Clerk
6/1/23

STATE OF SOUTH CAROLINA

County of AIKEN

STATE VS.

KENNETH EDWARD PARKER JR

AKA: _____

Race: White Sex: Male

DOB: _____

SSN: _____

SID#: _____

IN THE COURT OF GENERAL SESSIONS

Indictment Number:

2022 - GS - 02 - 02569

Probation C/W#s & issuance dates: W-02-23-0027 3/22/23

Original Offense: FIN TRANS CARD THEFT

Original A/W#: 2022A0210201795

Date of Original Offense: 10/22/2022

Conviction S.C. Code §: 16-14-0020

Conviction CDR Code #: 0 / 3 / 4 / 8

Original Sentence: 5 YRS SS 48 DAYS CFTS AND 5 YRS PROB

ORDER

The above named defendant has been charged with violating the conditions of probation ordered on 12 / 8 / 2022 in the Court of General Sessions of AIKEN County, and/or the additional conditions ordered by the Court in probation continuation order(s) issued on _____, as set forth in the attached warrant(s) or citation(s). After hearing the evidence and being duly advised, in the (presence/absence) of the defendant, I find that the above name defendant has violated the following condition(s) of probation: *(List by number or indicate special conditions as provided in the affidavit)*

1, 2, 7, 9, 10, SPECIAL CONDITIONS

Therefore, IT IS ORDERED that:

- the suspended sentence be revoked and the above named defendant be required to serve the remainder of the original sentence.
- the suspended sentence be partially revoked and the above named defendant be required to serve 30 days/months/years of the original sentence; and
 - Terminate the balance of probation.
 - Continue/reinstate probation, subject to the conditions set forth in the original sentence and not inconsistent with this order.
- the above named defendant is continued on probation as provided for in the original sentence, subject to the conditions set forth therein and not inconsistent with this order.
- probation is reduced to time served under supervision and the defendant is discharged from supervision on this date.
- the above named defendant is placed on electronic monitoring pursuant to §23-3-540.
- Financial Obligations: Order satisfies:

<input type="checkbox"/> Department fees (arrearage)	Civil judgment:	<input type="checkbox"/> Department fees
<input type="checkbox"/> Fines and other fees (arrearage / balance)		<input checked="" type="checkbox"/> Fines and other fees
<input type="checkbox"/> Restitution (and 20%) (arrearage / balance)		<input type="checkbox"/> Restitution (and 20%)
- Additional Conditions ordered by the Court (Jail time credits should not be reported in this section):

- The defendant is given credit for 46 days/months/years pre-revocation hearing detention time on current probation violation to be calculated and applied by the SC Department of Corrections.
- The defendant is to be given credit for 48 days/months/years of Hayes credit (N/A if defendant has served prior SCDC time).
- No pre-revocation hearing detention time to be awarded because a citation was issued.
- The defendant was previously placed on active electronic monitoring pursuant to §23-3-540.

This 3 day of August, 2023, at AIKEN, SC

[Signature]
Presiding Judge
2ND Judicial Circuit

You are hereby advised that under the law the Court may at any time revoke or modify any condition of this probation; impose any lawful conditions it deems proper; or extend your period of probation not to exceed five (5) years. At any time within the period of your probation, the Court may require you to serve any part of the original sentence imposed. This is to certify that I have read, or have had read to me, the order and the conditions set out therein. I agree to comply with such conditions and the conditions of my attached probation order during the period of my probation. I have received a copy of this Court's order and all attachments.

Offender's Signature

Witnessed by

Kenneth E. Parker Jr.

[Signature]

Signed this 3 day of August, 2023 at AIKEN SC
Day Month Year City

STATE OF SOUTH CAROLINA
COUNTY OF **AIKEN**

STATE
V.
DEFENDANT **KENNETH EDWARD PARKER JR**

Hearing Date:
8/03/23

IN THE COURT OF GENERAL SESSIONS

NO **2022-GS-02-02569**

Warrant Number(s):
2022A0210201795

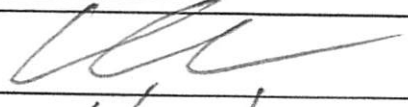
CIVIL JUDGMENT

This matter came before me on the above mentioned date, pursuant to a motion to require the defendant to show cause why the defendant's default in paying fines and restitution (strike inapplicable) should not be treated as a civil judgment and a judgment lien attached. After hearing the evidence, I find that no cause was shown why judgment should not be entered for the unpaid balance of fines and restitution. (strike inapplicable). I find the unpaid balance of the fine and restitution (Strike inapplicable) due and the payee to be as stated below.

It is therefore ordered adjudged and decreed that the payee, shall have judgment against the defendant in the sum stated below. It is further ordered that the clerk of court enter this judgment in the civil judgment records of the court. All of which is ordered pursuant to S. C. Code Ann. 17-25-323.

Payee's Name	AIKEN COUNTY CLERK OF COURT		
Payee's Address	PO BOX 583		
Street	AIKEN	SC	29802
City	State	Zip	

The Defendant is ordered to pay to the Payee the sum of
\$ 643.75

Presiding Judge's Signature		Date	8/03/23
Judge's Name Printed	Hocken		AIKEN, S. C.

RECEIVED

NO Recommendation Aug 16 2023

SC Court of Appeals

NINT 5 years +/or \$3,000 - \$5,000

STATE OF SOUTH CAROLINA

COUNTY OF Aiken

STATE

VS.

Kenneth Edward Parker Jr

AKA: Race: White Sex: M Age: 47 DOB: SS#: Address: City, State, Zip: DL#: SID#

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2022GS 0202509 -GS- (2)

AW#: 2022A0210201795 Date of Offense: 10/22/2022 S.C. Code §: 16-14-0020 CDR Code #: 0348

SENTENCE SHEET

*CDL Yes [] No [x] CMV Yes [] No [x] Hazmat Yes [] No [x]

In disposition of the above indictment comes now the Defendant who was [] CONVICTED OF or [x] PLEADS TO: FinanTC / Financial Transaction Card Theft

In violation of § 16-14-0020 of the S.C. Code of Laws, bearing CDR Code # 0348

[x] NON-VIOLENT [] VIOLENT [] SERIOUS [] MOST SERIOUS [] Mandatory GPS [] § 17-25-45

The charge is: [] As indicted, [] Lesser Included Offense, [x] Defendant Waives Presentment to Grand Jury (Def.'s initials)

The plea is: [x] Without Negotiations or Recommendation, [] Negotiated Sentence, [] Recommendation by the State

ATTEST: [Signature] 101417 SC Bar # Defendant [Signature] Attorney for Defendant 15069 SC Bar #

WHEREFORE, the Defendant is committed to the [x] 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 96 days/months/years/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:

[x] 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. 96 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 § 16-25-85 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

STATE VS. Kenneth Edward Parker Jr INDICTMENT/CASE# 2022-GS1202569(a)

PTUP after 1 month/years if street compliance.
 SPECIAL CONDITIONS:
 Add 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 Det. Waives Hearing Ordered

Total \$ _____ plus 20% fee: _____ \$ _____

Payment Terms: _____ Set by SCOPPPS

Recipient: _____

*Fine:

Fine may be pd. in equal consecutive weekly/monthly pmts. of \$ _____ Beginning _____	\$ _____
§14-1-206 (Assessments 107.9%)	\$ _____
§14-1-211 (A)(1)(Conv. Surcharge)	\$100
§14-1-211 (A)(2)(DUI Surcharge)	\$100
§56-5-2895 (DUI Assessment)	\$12
§56-1-286 (DUI Breath Test)	\$25
§14-1-212 (Law Enforce. Funding)	\$25
§14-1-213 (Drug Court Surcharge)	\$180
§34-11-70(b)and(c), and 34-11-80(c)and(d) (Admin Fraud Check Court Costs)	\$41
§50-21-114 (BLI 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	\$ 12.75
<input type="checkbox"/> § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund	\$500
	TBD
	\$ 500.00
	\$ _____
TOTAL	\$ 643.75

Clerk of Court/Deputy Clerk:
Court Reporter

Ratoya Franzer-Hyles
clerk

Presiding Judge:
Judge Code:
Sentence Date

[Signature]
22752
12-8-22