

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of General Sessions

The Honorable Edward B. Cottingham, Circuit Court Judge

RECEIVED

JUN 17 2013

Case No. 2013-GS-32-01626, 2013-GS-32-01627

SC Court of Appeals


The State,

Respondent,

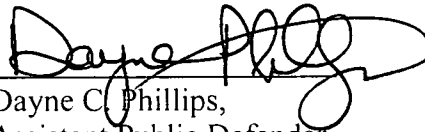
v.

Detrice Suber

Appellant.

NOTICE OF APPEAL

Detrice Suber, appeals her guilty plea and sentence in this case. The sentence was imposed by the Honorable Edward B. Cottingham on June 6, 2013. A written explanation supplementing this notice of appeal pursuant to Rule 203(d)(1)(B)(iv), SCACR, is enclosed.



Dayne C. Phillips,
Assistant Public Defender
407 ½ W. Main Street
Lexington, SC 29072
(803) 785-8873

Other Counsel of Record:

Gill Bell, Assistant Solicitor
Lexington County Courthouse
Lexington, SC 29072

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Case No. 2013-GS-32-01626, 2013-GS-32-01627

The State,

Respondent,


v.

Detrice Suber

Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Gill Bell, by depositing a copy of it in the United States Mail, postage prepaid, on June 11, 2013, addressed to Gill Bell, Assistant Solicitor, Lexington County Courthouse, Lexington, SC 29072.


Dayne C. Phillips
Assistant Public Defender
407 ½ W. Main Street
Lexington, SC 29072

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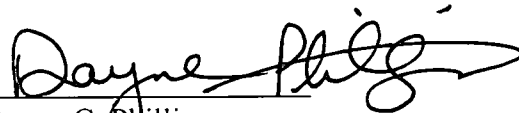
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EXPLANATION PURSUANT TO
RULE 203(d)(1)(B)(iv)

Pursuant to Rule 203(d)(1)(B)(iv) of the South Carolina Appellate Court Rules, Undersigned counsel is filing this appeal at the request of Appellant and pursuant to *In re Anonymous Member of the Bar*, 303 S.C. 306, 400 S.E.2d 483 (1991) as well as *Wilson v. State*, 348 S.C. 215, 218, 559 S.E.2d 581, 582 (2002). Counsel is unaware of any issues that are present and are preserved for appellate review.



Dayne C. Phillips
Assistant Public Defender
407 ½ W. Main Street
Lexington, SC 29072

(0-3yrs) a/o (0-15k)

IN THE COURT OF GENERAL SESSIONS

STATE OF SOUTH CAROLINA

COUNTY OF Lexington VS. STATE

Detrice Stilley Suber

AKA:

Race: Sex: F Age: 43

DOB: 07-21-1969 SS#: 127-58-1404

Address: 1231 Kinard St

City, State, Zip: Newberry, SC 29108-3515

DL#: 011249984 SID#:

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was CONVICTED OF or PLEADS TO: Drugs / Possession of less than one gram of meth. or cocaine base, 1st offense

INDICTMENT/CASE#: 2013-GS-32-01626

A/W#: 2013A3220100004

Date of Offense: 3/15/2013

S.C. Code § : 44-53-0375(A)

CDR Code #: 3009

SENTENCE SHEET

in violation of § 44-53-0375(A) of the S.C. Code of Laws, bearing CDR Code # 3009
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC §17-25-45 w/minor 1st or Lewd.Act)

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Solicitor, SC Bar#, Defendant, Attorney for Defendant, SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for a determinate term of 3 days/months/years or under the Youthful Offender Act not to exceed years and/or to pay a fine of \$; provided that upon the service of days/months/years 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.

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 the State Department of Corrections. 99 days

The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.
Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Criminal Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered

Total: \$ plus 20% fee: \$

Payment Terms:
Set by SCDPPPS

Recipient:

Table with 3 columns: Description, Amount, Total. Includes items like § 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, Proviso 47.9 (Public Def/Prob) \$500, § 14-1-212 (Law Enforce. Funding) \$25, § 14-1-213 (Drug Court Surcharge) \$150, § 50-21-114(BUI Breath Test Fee) \$50, § 56-5-2942(J) (Vehicle Assessment) \$40/ea, Proviso 90.5 (SCCJA Surcharge) \$5, 3% to County (if paid in installments) \$, TOTAL \$270

PTUP days/hours Public Service Employment

Obtain GED
Attend Voc. Rehab. or Job Corp.

May serve W/E beginning

Substance Abuse Counseling
Random Drug/Alcohol testing

Fine may be pd. in equal, consecutive weekly/monthly pmts. of \$ beginning

\$ paid to Public Defender Fund

Other: vacate BLW

Appointed PD or appointed other counsel, § 47.12 requires \$500 be paid to Clerk during probation.

Presiding Judge, Judge Code: 2047, Sentence Date: 6-6-13

Clerk of Court/ Deputy Clerk, Court Reporter: C. Y. Moore

(0-1yr) a/o (\$500 - \$1,000)

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Lexington VS. STATE

INDICTMENT/CASE#: 2013GS3201627

Detrice Stillely Suber

A/W#: 41542FW

AKA:

Date of Offense: 3/15/2013

Race: Sex: F Age: 43

S.C. Code § : 16-09-0320(B)

DOB: 07-21-1969 SS#: 127-58-1404

CDR Code #: 0256

Address: 1231 Kinard St

City, State, Zip: Newberry, SC 29108-3515

DL#: 011249984 SID#:

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was CONVICTED OF or PLEADS TO: Resisting / Assault, beat, or wound police officer serving process or while resisting arrest

in violation of § 16-09-0320(B) of the S.C. Code of Laws, bearing CDR Code # 0256

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

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury.

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

ATTEST:

Solicitor, SC Bar#, Defendant, Attorney for Defendant, SC Bar#

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

for a determinate term of 3 days/months/years or under the Youthful Offender Act not to exceed years

and/or to pay a fine of \$; provided that upon the service of days/months/years 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.

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 the State Department of Corrections.

The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.

Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Criminal Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered PTUP

Total: \$ plus 20% fee: \$

Payment Terms:

Set by SCDPPPS

Recipient:

Table with 3 columns: Description, Amount, Total. Includes items like § 14-1-206 (Assessments 107.5%), § 14-1-211(A)(1) (Conv. Surcharge), § 14-1-211(A)(2) (DUI Surcharge), § 56-5-2995 (DUI Assessment), § 56-1-286 (DUI Breath Test), Proviso 47.9 (Public Def/Prob), § 14-1-212 (Law Enforce. Funding), § 14-1-213 (Drug Court Surcharge), § 50-21-114 (BUI Breath Test Fee), § 56-5-2942(J) (Vehicle Assessment), Proviso 90.5 (SCCJA Surcharge), 3% to County (if paid in installments), TOTAL \$1300.

days/hours Public Service Employment

Obtain GED

Attend Voc. Rehab. or Job Corp.

May serve W/E beginning

Substance Abuse Counseling

Random Drug/Alcohol testing

Fine may be pd. in equal, consecutive weekly/monthly pmts. of \$ beginning

\$ paid to Public Defender Fund

Other:

Appointed PD or appointed other counsel, § 47.12 requires \$500 be paid to Clerk during probation.

Presiding Judge

Judge Code: 2041

Sentence Date: 6-6-13

Clerk of Court/ Deputy Clerk: Beth A. Carver, Court Reporter: Carol Thoresen