

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of General Sessions

The Honorable G.D. Morgan, Jr., Circuit Court Judge

Case No(s): 2023GS4204931

RECEIVED

OCT 30 2023

SC Court of Appeals

The State

Jeffrey Scott Roper

v.

Respondent,

Appellant.

EXPLANATION OF APPEAL PURSUANT TO RULE 203(d)(1)(B), SCACR

Pursuant to Rule 203(d)(1)(B), SCACR, Jeffrey Scott Roper files this explanation of his appeal of his guilty plea, conviction and sentence in this case. The sentence was imposed by the Honorable G.D. Morgan, Jr. on October 19, 2023. No issues were raised during the guilty plea; however, the client insisted upon an appeal; therefore, this appeal was filed pursuant to Weathers v. State, 319 S.C. 59, 459 S.E.2d 838 (1995), and State v. Thrift, 378 S.C. 70, 661 S.E.2d 373 (2008).

October 26, 2023



Katrice Lyles
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Seventh Judicial Circuit Public Defender Office
366 N. Church Street, Suite 3000
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(864) 596-2561
Attorney for Appellant

Other Counsel of Record:

Matthew T. Craft, Esq.
Seventh Judicial Circuit Solicitor's Office
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Spartanburg, South Carolina 29306
Attorney for Respondent

STATE OF SOUTH CAROLINA
COUNTY OF SPARTANBURG

IN THE COURT OF GENERAL SESSIONS

STATE)
VS.)

INDICTMENT/CASE#: 2023-GS-42-4931

Jeffrey Scott Roper

A/W#: 2023A4210100499
Date of Offense: March 2, 2023
S.C. Code §: 16-13-0110(A)
CDR Code #: 2877

AKA: _____
Race: White Sex: Male Age: 56
DOB: _____ SS#: _____
Address: _____
City, State, Zip: Spartanburg, SC 29307
DL#? _____ SID# _____

SENTENCE SHEET

Rec: 3 years

*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: Shoplifting, value \$2000 or less (Enhancement per 16-1-57) (0-10 years)

In violation of § 16-13-0110(A) of the S.C. Code of Laws, bearing CDR Code # 2877

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. JS (def.'s initials)

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

ATTEST:

Matt J. Culp SCB101705 Jeffrey Scott Roper Mark C. Culp 12164
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 3 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: 2023 GS 11 1367

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. 44 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 _____ 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 \$ order plus 20% fee: _____ \$ _____

Payment Terms: _____ Set by SCDPPPS

Recipient: _____

*Fine:		\$	_____
Fine may be pd. in equal consecutive weekly/monthly pmts. of	\$	_____	Beginning _____
§14-1-206 (Assessments 107.5%)		\$	_____
§14-1-211 (A)(1)(Conv. Surcharge)	\$100	\$	_____
§14-1-211 (A)(2)(DUI Surcharge)	\$100	\$	_____
§56-5-2995 (DUI Assessment)	\$12	\$	_____
§56-1-286 (DUI Breath Test)	\$25	\$	_____
§14-1-212 (Law Enforce. Funding)	\$25	\$	_____
§14-1-213 (Drug Court Surcharge)	\$150	\$	_____
§34-11-70(b)and(c), and 34-11-90(c)and(d) (Admin Fraud Check Court Costs)	\$41	\$	_____
§50-21-114 (BUI Breath Test Fee)	\$50	\$	_____
§56-5-2942(J) (Vehicle Assessment)	\$40/ea	\$	_____
3% to County (if paid in installments)	TBD	\$	_____
<input type="checkbox"/> Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees	\$500	\$	_____
<input type="checkbox"/> § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund	TBD	\$	_____
	TOTAL	\$	_____ <u>128.75</u>

Clerk of Court/Deputy Clerk: [Signature]
 Court Reporter: [Signature]

Presiding Judge: _____
 Judge Code: 2773
 Sentence Date: 10/19/2023

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SC Court of Appeals

DOCKET NO. -

23-GS-42-4931

The State of South Carolina

County of Spartanburg

Barry J. Barnette, Solicitor

COURT OF GENERAL SESSIONS

OCT 30 2023

TERM

THE STATE
vs.

Jeffrey Scott Roper

FILED
2023 OCT 23 PM 2:08
CLERK OF COURT
SPARTANBURG COUNTY
AMY W. COX

WITNESSES

Spartanburg County Sheriff

ARREST WARRANT NUMBER

2023A4210100499

ACTION OF GRAND JURY

Foreperson of Grand Jury
Date:

VERDICT

Indictment for

SHOPLIFTING

SC Code: 16-13-110 (A): 16-1-57
CDR Code: 2877
Class FEL/E

Foreperson of Petit Jury
Date:

A CERTIFIED COPY

Amy W. Cox
CLERK OF COURT
SPARTANBURG COUNTY

BY: *Jeffrey Scott Roper* D.C.

DATED 10/25/2023

STATE OF SOUTH CAROLINA)
)
COUNTY OF SPARTANBURG)

INDICTMENT

At a Court of General Sessions, convened on Oct 25 2023 the
Grand Jurors of Spartanburg County present upon their oath:

SHOPLIFTING

That Jeffrey Scott Roper did in Spartanburg County on or about March 2, 2023, take possession of or carry away merchandise displayed, held, stored or offered for sale by any store or other retail mercantile establishment with the intention of depriving the merchant of the possession, use or benefit of the merchandise without paying the full retail value, being less than Two Thousand Dollars, to-wit: merchandise offered for sale by Lowes located at 170 Rainbow Lake Road, Boiling Springs, South Carolina, in violation of §16-13-0110 (A) & §16-1-57, *THE 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.

Matt J Craft
ASSISTANT SOLICITOR