

WITNESSES

Greenville Police Department

4/13/2023

ARREST WARRANT NUMBER

2023A2320600953

ACTION OF GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2023-GS-23-

7360

WJW

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

TERM 2023

THE STATE

vs.

EBERETTE LAMAR BABB

Indictment for

0186

POSSESSION OF MARIJUANA WITH INTENT TO
DISTRIBUTE

VIOLATION § 44-53-0370

ENTERED ACCT

AW

RECEIVED

DEC 07 2023

SC Court of Appeals

I certify this and any
attachments to be complete,
exact, and true copy(s)
of the original document(s).

[Signature]
Clerk of Court C.P. & G.S.
Greenville, SC

Dated Dec 5, 2023

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
POSSESSION OF MARIJUANA WITH INTENT TO DISTRIBUTE

At a Court of General Sessions, convened on

the Grand Jurors of Greenville

County present upon their oath:

That EBERETTE LAMAR BABB did in Greenville County, on or about the 12th day of April, 2023, possess with intent to distribute or aid, abet, or conspire to possess with the intent to distribute a quantity of Marijuana, a controlled substance, such possession not having been authorized by law. This is in violation of §44-53-0370 of the South Carolina Code of Laws (1976) as amended.

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


SOLICITOR BAR # 6047

CLERK OF COURT
GREENVILLE COUNTY
SOUTH CAROLINA
JAN 20 2023

STATE OF SOUTH CAROLINA

COUNTY OF Greenville

STATE

VS.

Eberette Lamar Babb

AKA: _____

Race: BLACK Sex: M Age: 48

DOB: _____ SS#: _____

Address: _____

City, State, Zip: _____

DL#: _____ SID#: _____

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 23-7360

AW#: 2023A2320800952
Date of Offense: 4/12/2023
S.C. Code § 44-53-0370(B)(2)
CDR Code #: 0186

RECEIVED
DEC 07 2023
SC COURT OF APPEALS
SENTENCE SHEET

Alford 0-54

*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:

Drugs / Manufact/Distri/Possess W/Intent

in violation of § 44-53-0370(B)(2) of the S.C. Code of Laws, bearing CDR Code # 0186

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. ELB (def.'s initials)

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

ATTEST:

Jeff Weston 6047 SC Bar # Weston, Jeff Defendant NGUYEN, ANDRE TA 102084 SC Bar#
Attorney for Defendant

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 TS days/months/years/Time Served and or payment of \$; plus costs and assessments as applicable*; the balance is suspended with **probation** for 3

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. 1 (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.

term

SPECIAL CONDITIONS:

~~FCP~~ after 2 months/~~years~~ *Full 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 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>75.00</u>
§14-1-213 (Drug Court Surcharge)		\$150		\$ <u>150.00</u>
§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>23.25</u>
<input checked="" 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		\$ <u>500.00</u>
<input type="checkbox"/> § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund		TBD		\$ _____

TOTAL \$ 798.25

Clerk of Court/ Deputy Clerk:
Court Reporter:

Grice Castle
Jenkins

Presiding Judge:
Judge Code:
Sentence Date:

Don W. Huddy
2755
12-4-23

prob begins today