

12-17-2023

RE: The State v. George Holmes, Appellate Case No. 2022-000728

TO: South Carolina Court of Appeals
Attorney General office, Alan McCrosy Wilson
The Supreme Court of South Carolina
Chief Justice of South Carolina, Donald W Beatty
Ms. Lara Mary Caudy Esquire, Appellate Defense

From: George Holmes

I Mr. George Holmes, Writing regarding my case above asking the Courts to Please look into this matter?
Arrest Warrant No. 2018AD710200399, States Non-violent burglary 2nd degree
Motion by Charles W. Patrick, III, On March 25, 2020, Order Granting
release as Non-violent offenses.

PLEASE SEE: I am Sending COPIES.

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DEC 27 2023

SC Court of Appeals

With kindest Regards I am

Thanks
God Bless!! :)
George Holmes
George Holmes

LEGAL MAIL ONLY

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DEC 27 2023

STATE OF SOUTH CAROLINA

SC Court of Appeals

IN THE COURT OF GENERAL SESSIONS
FOURTEENTH JUDICIAL CIRCUIT

WARRANT #s:

2018A0710200399 and 2018A0710200400

COUNTY OF BEAUFORT

STATE OF SOUTH CAROLINA

-vs-

ORDER GRANTING DEFENDANT'S
MOTION FOR BOND

GEORGE HOLMES

Defendant.

The State v. George Holmes
Appellate Case No. 2022-000728

non-violent Released

This matter is before me pursuant to a motion by Charles W. Patrick, III, appointed counsel for the Defendant, George Holmes, for an own recognizance bond on the above referenced cases. Following a phone conference hearing held on March 25, 2020, I ordered that should Mr. Holmes provide a stable living address, he would be allowed release on his own recognizance pending trial in the above reference matter. Mr. Holmes's permanent address is:

George Holmes
39 Samuel Lane
St. Helena Island, SC 29920

Bond is hereby ordered as follows:

non-violent Released

1. Mr. Holmes shall be released on his own recognizance.
2. Mr. Holmes shall reside at 39 Samuel Lane, St. Helena Island, SC 29920 until the resolution of his case and shall be on house arrest.
3. Mr. Holmes may only leave this residence for court appearances, meetings with his attorney, and for his employment.

AND IT IS SO ORDERED.

Judge Carmen T. Mullen

March 26, 2020

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AUG 08 2022

SC Court of Appeals

RECEIVED

SEP 09 2022

S.C. SUPREME C

Certified - A True Copy

Jean Ann Roseneau - Clerk of Court
Beaufort County, SC - Jennifer Petreff

2018A0710200399

STATE OF SOUTH CAROLINA

County/ Municipality of

Beaufort

THE STATE

against

18S334616

George Holmes

Address:

Saint Helena Island, SC 29920-5411

Sex: M Race: B Height: 5 7 Weight: 240

Agency ORI #: SC0070000
Prosecuting Agency: Beaufort County Sheriffs Office
Prosecuting Officer: Jonathan M Hewitt - S00393
Offense: Burglary / Burglary (Non-Violent) - Second degree

Offense Code: 0080
Code/Ordinance Sec: 16-11-0312

This warrant is CERTIFIED FOR SERVICE in the County/ Municipality of

The accused to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

RETURN

A copy of this arrest warrant was delivered to defendant George Holmes on 12/28/18
[Signature]
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:
Beaufort County General Sessions
PO Box 1128
102 Ribaut Road, Rm. 208
Beaufort, SC 299011128

DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY

STATE OF SOUTH CAROLINA

County/ Municipality of

Beaufort

AFFIDAVIT

DEFENDANT COPY

Form Approved by S.C. Attorney General April 21, 2003 SCCA 518

Personally appeared before me the affiant Jonathan M Hewitt being duly sworn deposes and says that defendant George Holmes did within this county and state on or about 12/28/2018 State of South Carolina (or ordinance of County/ Municipality of Beaufort) violate the criminal laws of the

DESCRIPTION OF OFFENSE: Burglary / Burglary (Non-Violent) - Second degree

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

That on December 28th, 2018, at approximately 0128 hours, the defendant, one George Holmes did knowingly, willingly and unlawfully violate the laws of the State of South Carolina in that he did commit the offense of Burglary in the 2nd Degree. The defendant unlawfully forced into the Navy Federal Credit Union ATM. He did so by using a crow bar to break through the outside door. Upon gaining entry, attempted to force entry into the ATM box in an attempt to steal the currency located within. The incident was captured on surveillance footage, Holmes was positively identified and a BCSO Tracking Team was recalled and tracked to the location he was found This incident did occur at 102 Sea Island Parkway, Beaufort, Beaufort County, South Carolina and within the jurisdiction of the Beaufort County Sheriff's Office. The Affiant and others are witness to the same.

Signature of Affiant

STATE OF SOUTH CAROLINA County/ Municipality of

Beaufort

Affiant's Address 2001 Duke St
Beaufort, SC 29902-
Affiant's Telephone _____

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY: It appearing from the above affidavit that there are reasonable grounds to believe that on or about 12/28/2018 defendant George Holmes did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Beaufort) as set forth below:

DESCRIPTION OF OFFENSE: Burglary / Burglary (Non-Violent) - Second degree

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her 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. Sworn to and subscribed before me on 12/28/2018

Judge's Address 104 Ribaut Rd
Beaufort, SC 29901-2207
Judge's Telephone (843)255-5700
Issuing Court: Magistrate Municipal Circuit

Signature of Issuing Judge (L.S.)
[Signature]
Mark Francis Fitzgibbons
Judge Code: 7060

STATE

GEORGE HOLMES

INDICTMENT/CASE#: 2019GS0700039

0-15 YEARS

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF BEAUFORT

STATE

The State vs George Holmes
vs Appellate Case No 2022-000728

INDICTMENT/CASE#: 2019GS0700039

States non violent

GEORGE HOLMES

A/W#: 2018A0710200399

AKA:
Race: Black Sex: Male Age: 34

Date of Offense: 12/28/2018

DOB: SS#: [REDACTED]

S.C. Code §: 16-11-312(B)(3)

Address:

CDR Code #: 0086

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SENTENCE SHEET
AUG 08 2022

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: Burglary 2nd Degree Violent ^{State} Non Violent Please See A/W#: 2018A0710200399

In violation of § 16-11-312(B)(3) of the S.C. Code of Laws, bearing CDR Code # 0086

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:

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 15 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.

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SEP 09 2022

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. 505 days/months

To include time spent on monitored house arrest prior to trial and sentencing.
 The Defendant Shall be Released from County Detention Center.

S.C. SUPREME COURT

SCCA/217 (07/2021)

Certified A True Copy
Jeri Ann Roseaneau - Clerk of Court
Beaufort County, SC - Jeri Ann Roseaneau

STATE OF SOUTH CAROLINA)
COUNTY OF BEAUFORT)
State of South Carolina)
Plaintiff,)
-vs-)
George Holmes)

IN THE COURT OF GENERAL SESSIONS
14th JUDICIAL CIRCUIT
CASE NO.: 2018A0710200399
APPOINTMENT OF COUNSEL
(Select one.)

2022 MAY 25 PM 2:35

ORDER AMENDED ORDER

Offense(s): Burglary / Burglary (with a firearm) (A.C. 16-25-35) - Second degree

JERRI ANN ROSENEAU
CLERK OF COURT

It appears that the above named person is entitled to court-appointed counsel or a guardian ad litem.

It further appears that: (Select only one.)

- the public defender now represents another person involved herein and that a conflict would arise if that office represents the above-named individual.
- the public defender has indicated a possible conflict of interest or other good cause warranting the appointment of counsel based on:
- the public defender or court-appointed counsel has indicated that the named individual has now retained private counsel and is no longer entitled to appointed counsel.
- court-appointed counsel has claimed an exemption or has demonstrated good cause pursuant to Rule 608 warranting the appointment of new counsel based on:
- court-appointed counsel has obtained substitute counsel named below pursuant to Rule 608(h)(2); only the member who originally received the appointment and who sought substitute counsel shall receive credit for the appointment.

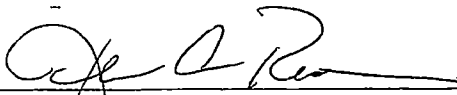
Therefore, it is ordered that Colin J, Hamilton Esquire hereby is appointed as (Select only one.)

counsel lead counsel (if capital PCR case)
for the above-named person. Counsel previously appointed is/are hereby relieved as counsel.

(If Death Penalty PCR Case) It is further ordered that , Esquire, is hereby appointed as second counsel in this capital case.

The clerk of court is directed to forward a copy of this order to all persons entitled to notice.

IT IS SO ORDERED
May 25, 2022


 Circuit Judge Clerk of Court

Plaintiff Attorney:

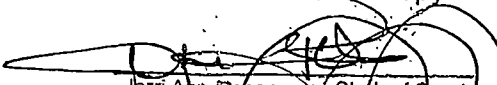
Samantha Molina 1306 Fording Island Road Suite 108 Bluffton, SC 29910	
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Defendant Attorney:

Colin J, Hamilton 1905 Duke St Beaufort, SC 29902	
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NOTICE: SC Supreme Court Order of September 29, 2006, requires appointed counsel entitled to payment from the Office of Indigent Defense (OID) to register the case online with OID within fifteen (15) days of this appointment at www.sccid.sc.gov, and further directs that reimbursement vouchers be submitted directly to SCCID and not to the trial judge or clerk of court. See SCCID website for further details.

Certified - A True Copy


J. Ann Roseneau - Clerk of Court
Beaufort County, SC

WITNESSES

witt - BCSO

DOCKET NO. 2019GS0700039

The State of South Carolina
County of Beaufort

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

Defendant

COURT OF GENERAL SESSIONS

April Term 2019

I _____
hereby appear in my own proper person and plead guilty to the within indictment or to

THE STATE

vs.

GEORGE HOLMES

ARREST WARRANT NUMBER

18A0710200399

Indictment For

Burglary 2nd Degree (violent)

SC Code: 16-11-312(B)(3)

CDR Code: 0086

Defendant

SECTION OF GRAND JURY

True Bill

Witness:

Michelle

foreperson of Grand Jury

Date: APR 18 2019

VERDICT

GUILTY

C.C.C. PLS. and G.S.

J. Kall

foreperson of Petit Jury

Date: 5.18.22

VERDICT

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JUN 15 2022

S.C. SUPREME COURT

Certified - A True Copy

Jerr Ann Rosenbau
Jerr Ann Rosenbau - Clerk of Court
Beaufort County, SC - Jennifer Petroff

The State v. George Holmes, Appellant Case No. 2022-000728

ORDER MOTION
TO BE RELEASED

Warrant No. (s) 2018AD710200399, 2018AD710200400
Indictment No. (s) 2019GS0700039, 2019GS0700040

ORDER

The Circuit Court applied the wrong Standard of review, and under the Correct Standard of review. Please See:

Arrest Warrant No. 2018AD710200399, States "Non-violent" burglary 2nd degree, Conflict ORDER: on February 26, 2020. Stated Defendant, George Holmes, is charged with Burglary (non-violent) 2nd degree, "Non-violent" offense. Motion by Charles W. Patrick, III, On March 25, 2020, Order Granting Defendant Motion for Bond is hereby ordered as follows: George Holmes, Shall be released on his own recognizance. Shall be on house arrest. Order for Competency to stand trial Evaluation Pursuant to STATE v. BLAIR. "States" George Holmes, charged with one (1) Count of Burglary 2nd degree (non-violent) Please See: Summons No. 607774 Defendant's Copy incident Report #18S324616. May 18, 2022, The Trial Convicted of Burglary 2nd degree (violent) Sentence Sheet and Notice of Appeal Shows (violent). The Circuit Court applied the wrong Standard of review and under the Correct Standard of review. CREDITABILITY: OF B.C.S.O. Jonathan M Hewitt, 2-1-2019. ACQUITTAL: That the evidence is insufficient to support a Conviction.

Thanks,
with kindest Regards I'm ~~George~~ Holmes

South Carolina Department Of
Corrections
4444 Broad River Rd
Columbia, SC, 29210

HOLMES, GEORGE
0442 BB
0005 A --
---, ---, ---
MRN: 289114
Sex: M
DOB: 02/12/1984

Order Date: 05/20/2022
Order #: PRO244074

Ordering: McDaniel, Courtney Performing #: SCDCLab Location: Kirkland R&E
Tests Ordered : 4TH GENERATION HIV (LHIV), HCV Antibody RFX To Quant PCR (LHCVRVL), QuantiFERON TB Gold Plus (L TB+)

QuantiFERON-TB Gold Plus (Collection Date: 05/23/2022 07:53, Status: Final)

<u>Component</u>	<u>Result</u>	<u>Units</u>	<u>Flag</u>	<u>Range</u>	<u>Comment</u>
QuantiFERON Criteria	Comment				The QuantiFERON-TB Gold Plus result is determined by subtracting the Nil value from either TB antigen (Ag) tube. The mitogen tube serves as a control for the test.
QuantiFERON Mitogen Value	>10.00	IU/mL			
QuantiFERON Nil Value	0.00	IU/mL			
QuantiFERON TB1 Ag Value	0.00	IU/mL			
QuantiFERON TB2 Ag Value	0.00	IU/mL			

QuantiFERON-TB Gold Plus (Collection Date: 05/23/2022 07:53, Status: Final)

<u>Component</u>	<u>Result</u>	<u>Units</u>	<u>Flag</u>	<u>Range</u>	<u>Comment</u>
QuantiFERON Incubation	Incubation performed.				
QuantiFERON-TB Gold Plus	Negative		Negative		Chemiluminescence immunoassay methodology

Interpretation: (Collection Date: 05/23/2022 07:53, Status: Final)

<u>Component</u>	<u>Result</u>	<u>Units</u>	<u>Flag</u>	<u>Range</u>	<u>Comment</u>
Interpretation:	Comment				Negative Not infected with HCV, unless recent infection is suspected or other evidence exists to indicate HCV infection.

HCV AB with Reflex Viral Load (Collection Date: 05/23/2022 07:53, Status: Final)

<u>Component</u>	<u>Result</u>	<u>Units</u>	<u>Flag</u>	<u>Range</u>	<u>Comment</u>
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Patient: HOLMES, GEORGE , DOB: 2/12/1984

HCV Ab <0.1 s/co ratio 0.0-0.9

4TH GENERATION HIV (Collection Date: 05/23/2022 07:53, Status: Final)

<u>Component</u>	<u>Result</u>	<u>Units</u>	<u>Flag</u>	<u>Range</u>	<u>Comment</u>
HIV SCREEN 4TH GENERATION WRFX	Non Reactive		Non Reactive		HIV Negative HIV-1/HIV-2 antibodies and HIV-1 p24 antigen were NOT detected. There is no laboratory evidence of HIV infection.

Patient: HOLMES, GEORGE , DOB: 2/12/1984

George Holmes # 284114
Turberville CI/RA-170
1578 Clarence Coker Hw,
Turberville SC 29162

Opened and Inspected by BPS Security

Date: 12/21

Time: 1211



US POSTAGE PAID PITNEY BOWES



ZIP 29162 \$ 000.63⁰
02 4W
0000378440 DEC. 18. 2023

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DEC 27 2023

S.C. SUPREME COURT

Chief Justice, Donald W. Beachy
1231 Gervais Street
Columbia, SC 29201

29201-323699

