

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Horry
STATE VS. Lynel Witherspoon
AKA:
Race: Sex: M Age: 34
DOB: 03-18-1979 SS#: 048-68-9133
Address: 200 Rittenhouse Road
City, State, Zip: Myrtle Beach, SC 29588
DL#: 007497345 SID#:

INDICTMENT/CASE#: 2013GS26008
A/W#: M841911
Date of Offense: 8/31/2011
S.C. Code §: 44-53-0375 (B) (3)
CDR Code #: 3039

FILED
HORRY COUNTY
2013 JUL 29 PM 3:31
MELANIE HUGGINS-WARD
CLERK OF COURT

SENTENCE SHEET

CONVICTED OF or DEATHS

*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was
TO: PWID/Dist/Mfg Cocaine Base or Meth, 3rd Offense (10 - 30 Years)

in violation of § 44-53-0375 (B) (3) of the S.C. Code of Laws, bearing CDR Code # 3039
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:

Graustein, Scott A. 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 17 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
Total: \$ plus 20% fee: \$
Payment Terms:
Set by SCDPPPS

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 \$ 25.00 beginning
\$ paid to Public Defender and
Other:

Recipient:

Table with 3 columns: Description, Amount, Total. Includes items like Assessments 107.5%, DUI Surcharges, and Vehicle Assessment.

Clerk of Court/ Deputy Clerk: Melanie Huggins-Ward
Court Reporter: Natalie Dahi
SCCA/217 (03/2011)

Presiding Judge: Jay B.
Judge Code: 215Z
Sentence Date: 7-25-13

CERTIFIED COPY
2013 JUL 29 PM 3:35
MELANIE HUGGINS-WARD
CLERK OF COURT
HORRY COUNTY

ARREST WARRANT

FILE # M-841911

STATE OF SOUTH CAROLINA
County of Horry Municipality of Horry

DEU 11-233

Lynel Witherspoon
200 Rittenhouse Road

Myrtle Beach, SC 29588-

Phone: SSN 048-68-9133
Sex: M Race: B Height: 6 Weight: 210

DL State: SC DL #: 007497345

DOB: 3/18/1979 Agency ORI #: SC0260900

Prosecuting Agency: Horry County - Deu
Prosecuting Officer: Robert Pellerin - 4144

Offense: Drugs / MDP, Narcotic drugs in Sch. II(b) & (c), LSD, and Sched. II (Cocaine)- 3rd or sub. offense

Offense Code: 0185
Code/Ordinance Sec: 44-53-0370(B)(1)

This warrant is CERTIFIED FOR SERVICE in the Horry County/Horry Municipality of Horry.
is to be arrested and brought before me to be dealt with according to the law. (L.S.)

Date: _____
Signature of Judge _____

RETURN
A copy of this arrest warrant was delivered to defendant Lynel Witherspoon on 9/14/12

Dice R. Malborn
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:
General Sessions
PO Box 677
1301 2nd Avenue
Conway, SC 29528

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA
 County/ Municipality of

AFFIDAVIT

ORIGINAL

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

Personally appeared before me the affiant Robert Pellerin being duly sworn deposes and says that defendant Lynel Witherspoon did within this county and state on or about 08/31/2011 State of South Carolina (or ordinance of Horry County/ Municipality of 2013 JUL 29 Horry in the following particulars:
Robert Pellerin
Lynel Witherspoon

DESCRIPTION OF OFFENSE: Drugs / MDP, Narcotic drugs in Sch. II(b) & (c), LSD, and Sched. II (Cocaine)- 3rd or sub. offense

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:

On or about August 31, 2011, Agents of the 15th Circuit Drug Enforcement Unit conducted a controlled drug buy of crack in the Myrtle Beach section of Horry County from a Lynel D. Witherspoon, with the use of a CI. The CI bought an off white rock like substance which field tested positive for the presence of cocaine. Therefore there is probable cause to believe that the defendant did commit the offense of Distribution of crack 3rd, violation of SC Code of Laws 44-53-375 (B)

DEU 11-233

Signature of Affiant

STATE OF SOUTH CAROLINA
 County/ Municipality of

Horry

Affiant's Address
607 Main Street
Conway, SC 29528-

Affiant's Telephone _____

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

on or about 8/31/2011 did violate the criminal laws of the State of South Carolina (or ordinance of Horry County/ Municipality of Horry) as set forth below:
defendant Lynel Witherspoon

DESCRIPTION OF OFFENSE: Drugs / MDP, Narcotic drugs in Sch. II(b) & (c), LSD, and Sched. II (Cocaine)- 3rd or sub. offense

Having found probable cause and 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:
on 02/09/2012 MD LK DESZINZ
BRUNN
BRADLEY DWYER MAYERS
71F
5081

Signature of Issuing Judge: Bradley Dwyer Mayers (L.S.)
Judge's Address: 1201 Third Avenue
Conway, SC 29526-5105
Judge's Telephone: (843)915-5290
Issuing Court: Magistrate Municipal Circuit

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