

WITNESSES

SCSO

James G. Davis

ARREST WARRANT NUMBER

2021A4210201283 (Count One)

2021A4210201284 (Count Two)

ACTION OF GRAND JURY

MAY 20 2022 **TRIO**

Danielle Woodward

Foreperson of Grand Jury

Date:

VERDICT

Count 1: Guilty

Count 2: Guilty

Bar Whiteaker

Foreperson of Petit Jury

Date: *2/28/2024*

DOCKET NO.

22-GS-42-2532

The State of South Carolina

County of Spartanburg

Barry J. Barnette, Solicitor

COURT OF GENERAL SESSIONS

MAY 23 2022

TERM

THE STATE

vs.

Phillip Ronald Miller

Indictment for

TRAFFICKING HEROIN AND POSSESSION
OF A FIREARM DURING COMMISSION OF
OR ATTEMPT TO COMMIT A VIOLENT
CRIME

SC Code: 44-53-370; 16-23-490

RECEIVED

MAR 04 2024

SC Court of Appeals

FILED

CLERK OF COURT
SPARTANBURG COUNTY
SOUTH CAROLINA

STATE OF SOUTH CAROLINA)
)
COUNTY OF SPARTANBURG)

INDICTMENT

At a Court of General Sessions, convened on MAY 2 0 2022 the
Grand Jurors of Spartanburg County present upon their oath:


COUNT ONE – TRAFFICKING IN HEROIN

That the Defendant, Phillip Ronald Miller, did in Spartanburg County on or about March 2, 2021, knowingly sell, manufacture, deliver, purchase or bring into this State, or did provide financial assistance or did otherwise aid, abet, attempt, or conspire to sell, manufacture, deliver, purchase, or bring into this State, or was knowingly in actual or constructive possession or did knowingly attempt to actually or constructively possess, more than twenty-eight (28) grams of Heroin, a schedule I controlled substance, in violation of § 44-53-370, *THE CODE OF LAWS OF SOUTH CAROLINA*, (1976), as amended.

**COUNT TWO - POSSESSION OF FIREARM DURING
COMMISSION OF OR ATTEMPT TO COMMIT A VIOLENT CRIME**

That the Defendant, Phillip Ronald Miller did in Spartanburg County on or about March 2, 2021, possess a firearm, or visibly display what appeared to be a firearm, or visibly display a knife during the commission or attempted commission of a violent crime, to-wit: Trafficking in Heroin, in violation of Code § 16-23-490, *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.


ASSISTANT SOLICITOR

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 \$ _____ 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 \$ 283.25

Clerk of Court/Deputy Clerk: T. Camp
Court Reporter: _____

Presiding Judge: _____
Judge Code: _____
Sentence Date: February 20, 2024

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Spartanburg

STATE VS.

INDICTMENT/CASE#: 2022GS4202532-A

Phillip Ronald Miller
AKA:
Race: Black Sex: Male Age: _____
DOB: _____ SS#: _____
Address: _____
City, State, Zip: _____
DL#* _____ SID# _____

AW#: 2021A4210201284
Date of Offense: 3/2/21
S.C. Code §: 16-23-490
CDR Code #: 349

SENTENCE SHEET

*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: Possession of Weapon During Violent Crime (5 years)
In violation of § 16-23-490 of the S.C. Code of Laws, bearing CDR Code # 349

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS § 17-25-45

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. _____ (def.'s initials)
(CSC w/minor 1st or CSC w/minor 3rd)

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

ATTEST:
Eddie Hunter 77517 Phillip Miller 102614
Solicitor SC Bar # Defendant Attorney for Defendant SC Bar #
Eddie Hunter Phillip Ronald Miller Daniel James MacDonald, IV

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

for a determinate term of 5 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: _____

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.

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.

RECEIVED

MAR 04 2024

SC Court of Appeals

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 \$ _____ 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>12875</u>

Clerk of Court/Deputy Clerk: _____
Court Reporter: _____

T. Camp
L. Moffitt

Presiding Judge: _____
Judge Code: _____
Sentence Date: _____

[Signature]
February 28, 2024

WITNESSES

SCSO

James W. Swain

ARREST WARRANT NUMBER

2021A4210204552

MAY 20 2022 ACTION OF GRAND JURY

Trip D...

Danielle Woodward

Foreperson of Grand Jury

Date:

VERDICT

~~Not~~ Guilty

Ben Waitaker

Foreperson of Petit Jury

Date: 2/28/2024

DOCKET NO. 22-GS-42-2534

The State of South Carolina

County of Spartanburg

Barry Barnette, Solicitor

COURT OF GENERAL SESSIONS

MAY 23 2022

TERM

THE STATE vs.

Phillip Ronald Miller

Indictment for

POSSESSION OF FIREARM BY PERSON CONVICTED OF VIOLENT FELONY

SC Code: 16-23-0500 (A)
CDR Code 3434
Class FEL/F

RECEIVED

MAR 04 2024

SC Court of Appeals

FILED

2022 MAR 11 11 04 AM
CLERK OF COURT
SPARTANBURG COUNTY
SOUTH CAROLINA

STATE OF SOUTH CAROLINA)
)
COUNTY OF SPARTANBURG)

.INDICTMENT

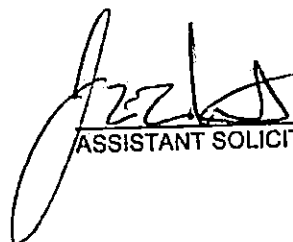
At a Court of General Sessions, convened on MAY 20 2022 the

Grand Jurors of Spartanburg County present upon their oath:

**POSSESSION OF FIREARM BY PERSON CONVICTED OF
VIOLENT FELONY**

That Phillip Ronald Miller did in Spartanburg County on or about March 2, 2021, willfully and unlawfully possess a firearm, he having been convicted of a crime of violent felony in the Courts of the State of South Carolina as defined by §16-1-60, and he not being authorized by law to so possess a firearm, in violation of §§16-23-0500 (A), *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.



ASSISTANT SOLICITOR

STATE OF SOUTH CAROLINA

COUNTY OF Spartanburg

STATE

VS.

Phillip Ronald Miller

AKA:

Race: Black Sex: Male Age: _____

DOB: _____ SS#: _____

Address: _____

City, State, Zip: _____

DL#* _____ SID# _____

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2022GS4202534

AW#: 2021A4210204552

Date of Offense: 3/2/21

S.C. Code §: 16-23-500

CDR Code #: 3434

SENTENCE SHEET

*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: Possession of Firearm or Ammunition by Person Convicted of Violent Felony 10-5 &/or 10-24

In violation of § 16-23-500 of the S.C. Code of Laws, bearing CDR Code # 3434



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:

	77517	<u>Phillip Miller</u>		102614
Solicitor	SC Bar #	Defendant	Attorney for Defendant	SC Bar #
Eddie Hunter		Phillip Ronald Miller	Daniel James MacDonal, IV	

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

for a determinate term of 5 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: _____

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.

_____ 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.

RECEIVED

MAR 04 2024

SC Court of Appeals

SPECIAL CONDITIONS:

PTUP after _____ months/years

And Other Terms Listed Below:

- Substance Abuse Counseling
 - Attend Voc. Rehab. Or Job Corp
 - Mental Health Counseling
 - Sex Offender Registry pursuant to S.C. Code § 23-3-430
 - Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135.
 - Other: _____
- Completion of GED
 - No Contact with Victim
 - May serve W/E beginning: _____
 - Public Service Employment _____ days/hours
- Random Drug/Alcohol Testing
 - Domestic Violence Intervention Program

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	\$ _____
§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: T. Camp
Court Reporter: L. Moffitt

Presiding Judge: _____
Judge Code: _____
Sentence Date: _____

[Signature] 2023
February 28, 2024