

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Chesterfield
STATE VS.
Dennis Matthew Penny II
AKA:
Race: Sex: M Age: 38
DOB: SS#
Address:
City, State, Zip:
DL#: SID#: 2013 JUL 9 PM 2 58

INDICTMENT/CASE#: 2013-GS-13-0182
A/W#: 2013A1310400001
Date of Offense: 1/14/2013
S.C. Code §: 16-11-0311
CDR Code #: 0079

SENTENCE SHEET

\*CDL Yes No CMV Yes No Hazmat Yes No SELLERS
In disposition of the said indictment comes now the Defendant who was COURT CONVICTED OF or PLEADS
TO: Burglary / Burglary (Non - Violent) (After June 20, 1985) Second degree S. Offense Statute 16-11-0312(C)(1); Felony Class E

in violation of § 16-11-0312 of the S.C. Code of Laws, bearing CDR Code # 0080
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. (defendant's initials)
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Redmond, Kernard E. 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 5 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 (PMB) days/months/years and/or payment
of \$; plus costs and assessments as applicable\*; the balance is suspended with probation for (PMB)

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. 206 days.
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 16-29-65 (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

Table with 3 columns: Description, Rate, Total. Includes items like § 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, Proviso 47.9 (Public Def/Prob) \$500, § 14-1-212 (Law Enforce. Funding) \$25, § 14-1-213 (Drug Court Surcharge) \$150, § 50-21-114 (BUI Breath Test Fee) \$50, § 56-5-2942(J) (Vehicle Assessment) \$40/ea, Proviso 90.5 (SCCJA Surcharge) \$5, 3% to County (if paid in installments), TOTAL \$1338.

PTUP days/hours Public Service Employment
Obtain GED A True Copy, Attest
Attend Voc. Rehab. or Job. Corp.
May serve W/E beginning
Substance Abuse Counseling & G.S.
Random Drug/Alcohol testing D COUNTY, SC
Fine may be pd. in equal, consecutive weekly/monthly
pmts. of \$ beginning
\$ paid to Public Defender Fund
Other: Can't strongly recommend place whereby SC DOC can coordinate treatment with VA for hyperactive disorder as well as PTSD (hyperactive)
Appointed PD or appointed other counsel, § 47.12 requires \$500 be paid to Clerk during probation.

Clerk of Court/Deputy Clerk Charisty B. Gandy
Court Reporter: Harrie Starobony
Presiding Judge Judge Code: 2048
Sentence Date: 7/9/2013 (PMB) 7/10/2013



## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
1015 SUMTER STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1890  
FAX: (803) 734-1839  
[www.sccourts.org](http://www.sccourts.org)

July 22, 2013

Mr. Bryan Charles Letteer  
200 W. Main Street  
Chesterfield SC 29709

Re: The State v. Dennis M. Penny, II  
Appellate Case No. 2013-001554

**RECEIVED**

AUG 06 2013

**SC Court of Appeals**

Dear Counsel:

This Court has received your notice of appeal, and the case has been assigned the appellate case number that appears above. Please use this number on all future correspondence relating to this matter.

All parties to this matter are advised that all filings must comply with the requirements of Rule 267 of the South Carolina Appellate Court Rules (SCACR). The SCACR are available online at [www.sccourts.org/courtreg](http://www.sccourts.org/courtreg). Additionally, any filings submitted by counsel admitted in South Carolina must include counsel's bar number.

The attention of the parties is directed to the order relating to the inclusion of personal data identifiers and other sensitive information in documents filed with the Supreme Court of South Carolina and the South Carolina Court of Appeals. The order can be found at [www.sccourts.org/courtOrders/HTMLFiles/2007-08-13-02.htm](http://www.sccourts.org/courtOrders/HTMLFiles/2007-08-13-02.htm). Please note that the responsibility for insuring that information is redacted or sealed as required by this order rests with counsel and the parties. This office will *not* review filings for redaction or to determine if materials should be sealed.



# The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
DEPUTY CLERK

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FAX: (803) 734-1839  
www.sccourts.org

July 24, 2013

Mr. Bryan Charles Letteer  
200 W. Main Street  
Chesterfield SC 29709

Re: The State v. Dennis M. Penny, II  
Appellate Case No. 2013-001554

Dear Counsel:

Upon reviewing your notice of appeal, the following deficiency or deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter:

- Please provide a redacted version of the order being appealed by marking out the appellant's personal information: social security number and driver's license number.

Very truly yours,

  
CLERK

cc: Robert Michael Dudek  
Salley W. Elliott  
Adam M. Foard

**RECEIVED**

AUG 06 2013

**SC Court of Appeals**

Very truly yours,

*V. Claire Allen, Deputy*

CLERK

cc: Robert Michael Dudek  
Salley W. Elliott  
Adam M. Foard