

STATE OF SOUTH CAROLINA

COUNTY OF LEXINGTON

THE STATE,

vs.

DWIGHT POWELL,

Defendant.

IN THE COURT OF GENERAL SESSIONS

ELEVENTH JUDICIAL CIRCUIT

NO(s): 2024GS320234; 2024GS3201351

VERDICT FORM

PLEASE MARK THE APPROPRIATE VERDICT BELOW FOR EACH OF THE INDICTMENTS.

- 1. WE, THE JURY, AS TO INDICTMENT 2024GS320234 FOR THE CHARGE OF **ATTEMPTED GRAND LARCENY** UNANIMOUSLY FIND BEYOND A REASONABLE DOUBT **DWIGHT POWELL**

 X GUILTY

 NOT GUILTY

- 2. WE, THE JURY, AS TO INDICTMENT 2024GS3201351 FOR THE CHARGE OF **BURGLARY, SECOND DEGREE**, UNANIMOUSLY FIND BEYOND A REASONABLE DOUBT **DWIGHT POWELL**

 X GUILTY

 NOT GUILTY

STOP AND END YOUR DELIBERATIONS

Please sign and date.

Dennis Webb
Jury Foreperson

 3/20/24
Date

RECEIVED

MAR 28 2024

SC Court of Appeals

A TRUE COPY

[Signature]
Lex. Co. C.C.C.P., G.S. & F.C.

WITNESSES

Lexington County Sheriffs Department

A : Mountzouros

Law Enforcement Case #: 2002305

AGM

ARREST WARRANT NUMBER

2021A3220400020

ACTION OF GRAND JURY

TRUE BILL

Foreperson of Grand Jury

Date: 9-7-21

VERDICT

Guilty

Foreperson of Petit Jury

Date: 3/20/24

DOCKET NO. 2021GS3201351

The State of South Carolina

County of Lexington

COURT OF GENERAL SESSIONS

AUGUST TERM 2021

THE STATE

vs.

Dwight Anthony Powell Jr

CDR #: 0086

Indictment for

Burglary 2nd degree

§ 16-11-0312(B)

S.R. Hubbard III, SOLICITOR

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

Defendant

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

Defendant

Witness

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

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SC Court of Appeals

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D. J. [Signature]
Lex. Cb. C.C.C.P., G.S. & F.C.

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)
)

INDICTMENT FOR
Burglary 2nd degree
§ 16-11-0312(B)

At a Court of General Sessions, convened on May 2021, the Grand Jurors of
Lexington County present upon their oath:

That Dwight Anthony Powell Jr along with a codefendant did Lexington County, South
Carolina on or about November 7, 2020 knowingly and willfully enter a building located
at 7588 Woodrow St., Irmo without consent and with the intent to commit a crime
therein, and the entering or remaining occurred in the nighttime, in violation of § 16-11-
312 (B) of 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.



SR. ASSISTANT SOLICITOR

SCANNED 05/07/2021

STATE OF SOUTH CAROLINA

COUNTY OF LEXINGTON

STATE

VS.

Dwight Anthony Powell, Jr

AKA:

Race: White Sex: Male Age: 38

DOB: SS#: DL#* SID# SC01370878

Address: City, State, Zip:

DL#* SID# SC01370878

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the above indictment comes now the Defendant who was CONVICTED OF or PLEADED

TO: Burglary / Burglary (Violent) (After 06/20/85) - Second degree

In violation of § 16-11-312(B) 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 # 640642 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 8 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. 1094 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.

A TRUE COPY

Lex. Co. C.C.C.P., G.S. & F.C.

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2021GS3201351

A/W#: 2021A3220400020

Date of Offense: 11/07/2020

S.C. Code §: 16-11-312(B)

CDR Code #: 0086

RECEIVED SENTENCE SHEET MAR 28 2024 SC Court of Appeals

0-15 yrs

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 | \$ <u>100</u> |
| §14-1-211 (A)(2)(DUI Surcharge) | \$100 | \$ _____ |
| §56-5-2995 (DUI Assessment) | \$12 | \$ _____ |
| §56-1-285 (DUI Breath Test) | \$25 | \$ _____ |
| §14-1-212 (Law Enforce. Funding) | \$25 | \$ <u>25</u> |
| §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 | \$ _____ |
| §30-21-114 (DUI Breath Test Fee) | \$50 | \$ _____ |
| §56-5-2642(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>125</u> |

Presiding Judge: Wally [Signature]
 Judge Code: 2765
 Sentence Date: 3-20-2024

Clerk of Court/Deputy Clerk: Lisa Comer
 Court Reporter: Stacy Johnson

A TRUE COPY
[Signature]
 Lex. Co. C.C.C.P., G.S. & F.C.

WITNESSES

Kelly Mountzouros - Irmo Police Department

Law Enforcement Case #: 2002305

AGM

ARREST WARRANT NUMBER

2024GS320234

ACTION OF GRAND JURY

TRUE BILL

Foreperson of Grand Jury

Date: 2-5-24

VERDICT

Guilty

Foreperson of Petit Jury

Date: 3/20/24

INDICT

DOCKET NO. 2024GS320234

The State of South Carolina

County of Lexington

LEXINGTON COUNTY GENERAL
SESSIONS

February Term 2024

THE STATE

vs.

Dwight Anthony Powell, Jr

Indictment For

Attempted Grand Larceny

SC Code: §16-13-30(B)(2)

CDR Code: 3421

Class E Felony

S.R. Hubbard III, Solicitor

RECEIVED

MAR 28 2024

SC Court of Appeals

A TRUE COPY

[Signature]
Lex. Cb. C.C.C.P., G.S. & F.C.

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF LEXINGTON

10 yrs

STATE

VS.

INDICTMENT/CASE#: 2024GS320234

Dwight Anthony Powell, Jr

AW#: _____

AKA: _____
Race: White Sex: Male Age: 38

Date of Offense: 11/07/2020

DOB: _____ SS#: _____

S.C. Code §: 16-13-30(B)(2)

Address: _____

CDR Code #: 3421

City, State, Zip: _____

DL#: _____ SID# SC01370878

RECEIVED
SENTENCE SHEET
MAR 28 2024
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 PLEADED

TO: Attempted Grand Larceny

In violation of § 16-13-30(B)(2) of the S.C. Code of Laws, bearing CDR Code # 3421

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: _____
[Signature] 640642
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 8 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.
1094 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.

A TRUE COPY

[Signature]
Lex. Co. C.C.C.P., G.S. & F.C.

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 | \$ <u>100</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>25</u> |
| §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>1250</u> |

Clerk of Court/Deputy Clerk: [Signature]
Court Reporter: [Signature]

Presiding Judge: [Signature]
Judge Code: 2765
Sentence Date: 3-20-2024

A TRUE COPY