

ORIGINAL

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of General Sessions

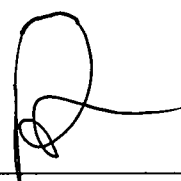
HONORABLE William Seals, CIRCUIT COURT JUDGE

Case No.: 2013-GS-32-1830

The State,.....Respondent.
V.
David Lougene Williams Jr,.....Appellant.

NOTICE OF APPEAL

David Lougene Williams Jr., appeals his guilty plea and sentence in this case. The sentence was imposed by the Honorable William Seals on July 24, 2013. The court reporter was Rema K. Gantt Thomas, P.O. Box 562, Chapin, SC 29036.



Robert M. Madsen
Circuit Public Defender
407 1/2 W. Main Street
Lexington, SC 29072

OTHER COUNSEL OF RECORD:
Suzanne Mayes, Assistant Solicitor
Lexington County Courthouse
Lexington, SC 29072

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AUG 12 2013

SC Court of Appeals

(0-10)

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Lexington
STATE VS.

INDICTMENT/CASE#: 2013GS3201830

David Lougene Williams Jr

A/W#: 2013A3210800101

AKA:

Date of Offense: 3/14/2013

Race: Black Sex: M Age: 18

S.C. Code § : 16-11-0311

DOB: SS#: [REDACTED]

CDR Code #: 0079

Address: [REDACTED]

City, State, Zip: [REDACTED]

DL#: SID#: [REDACTED]

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

CONVICTED OF or PLEADS

In disposition of the said indictment comes now the Defendant who was TO: Burglary - second degree

in violation of § 16-11-0312(A) of the S.C. Code of Laws, bearing CDR Code # 0079

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: [Signatures] Solicitor 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 days/months/years or under the Youthful Offender Act not to exceed 5 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

Recipient:

Table with 2 columns: Description and Amount. Includes items like § 14-1-206 (Assessments 107.5%), § 14-1-211(A)(1) (Conv. Surcharge), § 14-1-211(A)(2) (DUI Surcharge), § 56-5-2995 (DUI Assessment), § 56-1-286 (DUI Breath Test), Proviso 47.9 (Public Def/Prob), § 14-1-212 (Law Enforce. Funding), § 14-1-213 (Drug Court Surcharge), § 50-21-114 (BUI Breath Test Fee), § 56-5-2942(J) (Vehicle Assessment), Proviso 90.5 (SCCA Surcharge), 3% to County (if paid in installments), TOTAL \$130.

Clerk of Court/ Deputy Clerk: [Signature]
Court Reporter: [Signature]
SCCA/217 (03/2011)

PTUP days/hours Public Service Employment

Obtain GED

Attend Voc. Rehab. or Job Corp.

May serve W/Eligible C.C.C.P., G.S. & F.C.

Substance Abuse Counseling

Random Drug/Alcohol testing

Fine may be pd. in equal, consecutive weekly/monthly pmts. of \$ beginning \$ paid to Public Defender Fund

Other:

Appointed PD or appointed other counsel, § 47.12 requires \$500 be paid to Clerk during probation.

Presiding Judge: [Signature]

Judge Code: 2157

Sentence Date: 7-24-13

WITNESSES

Lexington County Sheriffs Department

S. Grant

Law Enforcement Case #: 13004511

LSM

ARREST WARRANT NUMBER

2013A3210800101

DOCKET NO. 2013GS3201830

The State of South Carolina

County of Lexington

COURT OF GENERAL SESSIONS

JUNE TERM 2013

THE STATE

vs.

David Lougene Williams Jr

ACTION OF GRAND JURY

TRUE BILL

David J. Jones
Foreperson of Grand Jury

Date: 6/3/13

VERDICT

CDR #: 0079

Indictment for

Burglary - First Degree

§ 16-11-0311

DONALD V. MYERS, SOLICITOR

Foreperson of Petit Jury
Date:

A TRUE COPY

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

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)
)

INDICTMENT FOR
Burglary - First Degree

§ 16-11-0311

At a Court of General Sessions, convened on June 2013, the Grand Jurors of Lexington County present upon their oath:

That **David Lougene Williams Jr** did in Lexington County, South Carolina on or about March 14, 2013 did knowingly and willfully enter a dwelling without consent and with intent to commit a crime in the dwelling, and was armed with a deadly weapon or explosive and/or displayed what appeared to be a shotgun or other firearm, to wit: did enter a residence located at 178 Cheryse Drive in Lexington County, being the dwelling of Arthur Owens, without consent and with the intent to commit a crime therein and was armed with a deadly weapon being a shotgun or did otherwise display a shotgun, in violation of § 16-11-311 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.


ASSISTANT SOLICITOR

THE STATE OF SOUTH CAROLINA
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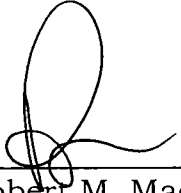
HONORABLE William Seals, CIRCUIT COURT JUDGE

Case No.: 2013-GS-32-1830

The State,.....Respondent.
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David Lougene Williams Jr.,.....Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Suzanne Mayes, by depositing a copy of it in the United States Mail, postage prepaid, on July 26, 2013, addressed to Suzanne Mayes, Assistant Solicitor, Lexington County Courthouse, Lexington, SC 29072.


Robert M. Madsen
Circuit Public Defender
407 1/2 W. Main Street
Lexington, SC 29072

OFFICE OF THE PUBLIC DEFENDER

ELIZABETH FULLWOOD
Lexington Public Defender
407½ W. Main St.
Lexington, SC 29072
Telephone (803) 785-8873
Fax (803) 785-1443

Eleventh Judicial Circuit
Lexington, Saluda, Edgefield,
and McCormick Counties

ROBERT M. MADSEN
Circuit Public Defender

W. GREG SEIGLER
Tri-County Public Defender
Post Office Box 1852
McCormick, SC 29835
Telephone (864) 852-
9555
Fax (864) 852-9554

July 26, 2013

The Honorable Jenny Abbott Kitchings
Clerk of Court for Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: The State vs. David Lougene Williams Jr., - appeal

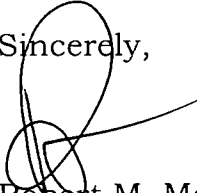
Dear Ms. Kitchings:

Please find enclosed an original and one (1) copy of a Notice to Appeal in the above matter for filing in your office. Please file the original and return the date/time stamped copy to me in the envelope provided.

I am, by copy of this letter, serving a copy of this Notice to Appeal on Suzanne Mayes and Robert M. Dudek, together with my Certificate of Service.

Thank you for your assistance in this matter. With kind regards, I am

Sincerely,


Robert M. Madsen

ENC

RECEIVED

AUG 1 2 2013

SC Court of Appeals

CC: Suzanne Mayes, Assistant Solicitor
Lexington County Courthouse
Lexington, SC 29072

Robert M. Dudek,
Chief Appellate Defender
P O BOX 11433
Columbia, SC 29211

David Lougene Williams Jr. SCDC #: 356293
Kirkland Correctional Institution
4344 Broad River Road
Columbia, SC 29210