

0-20

STATE OF SOUTH CAROLINA
COUNTY OF Lexington
STATE _____

IN THE COURT OF GENERAL SESSIONS

vs.

INDICTMENT/CASE#: 2023 - GS - 32 - 01975

Leon Michael Scott III

AW#: 2022A3210203398

AKA: _____
Race: Black Sex: M Age: 20
DOB: _____ SS#: _____
Address: _____
City, State, Zip: _____
DL#* _____ SID# _____

Date of Offense: 12/3/2022

S.C. Code §: 16-11-0330(A)

UD Code #: _____

RECEIVED

SENTENCE SHEET

MAY 17 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 PLEADS

TO: Robbery / Attempted armed, or allegedly armed, robbery

In violation of § 16-11-0330(B) of the S.C. Code of Laws, bearing CDR Code # 0026

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]

102463 *[Signature]*
SC Bar # Defendant

[Signature] 11174
Attorney for Defendant SC Bar #

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

for a determinate term of 10 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. 405 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.

STATE VS. Leon Michael Scott III INDICTMENT/CASE#: 2023 - GS - 32 - 01975

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	\$	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	\$	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		\$	125.00

Clerk of Court/Deputy Clerk: Lisa Comer or
Court Reporter: Melinda Jones

Presiding Judge: Ally Renee Fee
Judge Code: 213
Sentence Date: 1/11/2024

A TRUE COPY
Lisa Comer
Lex. Co. C.C.C.P., G.S. & F.C.

STATE OF SOUTH CAROLINA)
)
)
 vs.)
)
)
 LEON MICHAEL SCOTT, III.)
)
)
 Defendant.)
)
 _____)

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Warrant: 2022A3210203398
Indictment: 2023GS32101975

RECEIVED
MAY 17 2024
SC Court of Appeals

RULE 203(B) EXPLANATION

Pursuant to Rule 203(B)(iv), the undersigned asserts that he does not have a good faith basis to believe that any issues are properly before the Court of Appeals, and the undersigned did not object to the sentence or file a motion to reconsider the sentence. Nevertheless, the undersigned consulted with the Appellant about his right to appeal, and after consultation, the undersigned has filed the instant appeal at the request of the Appellant because the Sixth Amendment requires counsel to follow the Appellant's request. See *Frazer v. South Carolina*, 430 F.3d 696, 706 (4th Cir. 2005) ("A defendant has a right to pursue a direct appeal, even if frivolous, which counsel must assist as 'an active advocate on behalf of his client.'") (quoting *Anders v. California*, 386 U.S. 738, 744 (1967)).

Respectfully submitted,



David M. Mauldin
Senior Public Defender
202 East Main Street
Lexington, South Carolina
(803) 785-8873

Lexington, South Carolina
May 14, 2024

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)
)
State of South Carolina,)
)
vs.)
)
LEON SCOTT,)
)
Defendant.)
_____)

IN THE COURT OF GENERAL SESSIONS
ELEVENTH JUDICIAL CIRCUIT

ORDER DENYING MOTION TO RECONSIDER


Warrant(s): 2022A3210203398
Indictment: 2023GS3201975

THIS MATTER COMES BEFORE THE COURT on Defendant's Motion to Reconsider Sentence. The State was represented by Assistant Solicitor Ashley Wellman and Defendant was present and represented by counsel, David Mauldin.

On January 11, 2024, Defendant pled guilty to one count of Attempted Armed Robbery and one count of Assault and Battery by Mob – Third Degree before the Honorable Alison Lee, who sentenced Defendant to ten (10) years in the South Carolina Department of Adult Corrections. Judge Lee has since retired and asked the Honorable Debra McCaslin, as the General Sessions Chief Administrative Judge for the Eleventh Judicial Circuit, to preside over Defendant's Motion to Reconsider.

After hearing the facts of the case and the arguments of both the State and Defendant, though counsel, the Court hereby DENIES Defendant's Motion to Reconsider.

IT IS SO ORDERED.


Debra R. McCaslin
Chief Administrative Judge
Eleventh Judicial Circuit

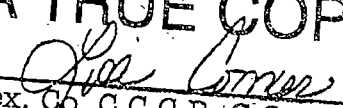
May 8, 2024
Lexington, SC

RECEIVED

MAY 17 2024

SC Court of Appeals

A TRUE COPY


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