

THE STATE OF SOUTH CAROLINA
In the Appellate Court

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

J. Mark Hayes, II, Circuit Court Judge

Case No.: 2011GS2306315; 2011GS2306316

FILED-CLERK OF COURT
PAUL B. WICKESIMMER
GREENVILLE, SC

2013 AUG 19 AM 9:33

 The State,

Nathaniel B. Beeks,

v.

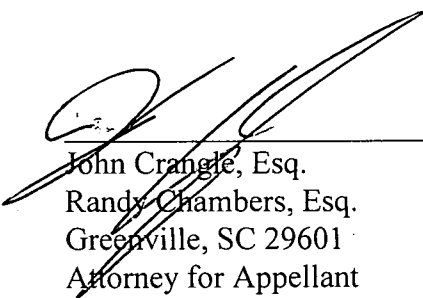
Respondent.

Appellant.

NOTICE OF APPEAL

Nathaniel B. Beeks appeals his conviction and sentence in this case. The sentence was imposed by the Honorable J. Mark Hayes, II on August 14, 2013.

Date: August 19, 2013


John Crangle, Esq.
Randy Chambers, Esq.
Greenville, SC 29601
Attorney for Appellant

Other Counsel of Record:
Judy Munson, Esq.
Solicitor's Office
305 East North Street
Greenville SC 29601
Attorney for Respondent

THE STATE OF SOUTH CAROLINA
In the Appellate Court

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

J. Mark Hayes, II, Circuit Court Judge

Case No(s): 2011GS2306315; 2011GS2306316

The State,

Respondent.

v.

Nathaniel B. Beeks,

Appellant.

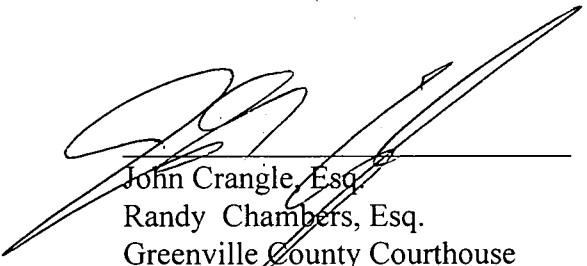
PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the below listed respondents by depositing a copy of it in the United States Mail, postage prepaid, on August 19, 2013, addressed to:

Judy Munson, Esq.
305 East North Street
Solicitor's Office
Greenville SC 29601

Alan Wilson, Esq.
Attorney General
P.O. Box 11549
Columbia, SC 29211

Date: August 19, 2013



John Crangle, Esq.
Randy Chambers, Esq.
Greenville County Courthouse
Greenville, SC 29601
Attorney for Appellant

RECEIVED

AUG 22 2013

SC Court of Appeals

006315

DOCKET NO. 2011-GS-23-
JMM

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

August TERM 2011

8-14-13

THE STATE

vs.

NATHANIEL BERNARD BEEKS

WITNESSES

D P Garrison

Greenville Police Department

5/5/2011

ARREST WARRANT NUMBER

M801197

ACTION OF GRAND JURY

TRIBE BELL
Bobby

FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Indictment for

✓ 0116

MURDER

VIOLATION § 16-03-0010, 0020

RECEIVED

AUG 22 2013

SC Court of Appeals

Foreperson of Petit Jury

Date:

ENTERED
ACCT. 12/1

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
MURDER

At a Court of General Sessions, convened on **AUG 16 2011** the Grand Jurors of Greenville County present upon their oath:

That NATHANIEL BERNARD BEEKS did in Greenville County, on or about the 23rd day of April, 2011, unlawfully and with malice aforethought kill MARSHA SMITH by means of strangulation, and that MARSHA SMITH died as a proximate result thereof. This is in violation of §16-3-10 of the South Carolina Code of Laws (1976) as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.



SOLICITOR

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)
The State of South Carolina)
v.)
Nathaniel B. Beeks,)
Defendant.)
_____)

IN THE COURT OF GENERAL SESSIONS
THIRTEENTH JUDICIAL CIRCUIT

Case No.: 2011-GS-23-6315
2011-GS-23-6316

VERDICT FORM

I. We the Jury unanimously find the defendant, Nathaniel B. Beeks:

_____ not guilty of murder

OR

guilty of murder

If you find the defendant not guilty of murder, then consider the charge of manslaughter.

We the Jury unanimously find the defendant, Nathaniel B. Beeks:

_____ not guilty of manslaughter

OR

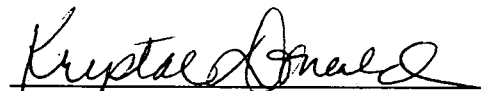
_____ guilty of manslaughter

II. We the Jury unanimously find the defendant, Nathaniel B. Beeks:

_____ not guilty of petit larceny

OR

_____ guilty of petit larceny


Foreperson

Date: Aug 14, 2013
Greenville, South Carolina

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Greenville
STATE VS.

INDICTMENT/CASE#: 2011GS2306315

Nathaniel Bernard Beeks

A/W#: M801197

AKA:

Date of Offense: 4/23/2011

Race: BLACK Sex: M Age: 49

S.C. Code §: 16-03-0010, 0020

DOB: 12-05-1963 SS#: 247-27-0587

CDR Code #: 0116

Address: 15 Hamilton Ave

City, State, Zip: Greenville, SC 29601

DL#: SID#:

SENTENCE SHEET 30y - life

*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: Murder / Murder

in violation of § 16-03-0010, 0020 of the S.C. Code of Laws, bearing CDR Code # 0116

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC w/minor 1st or Lewd Act) §17-25-45

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: Munson, Judge SC Bar# 64040 Defendant Attorney for Defendant Randall Chambers SC Bar#

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

for a determinate term of Life 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 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. April 28, 2011 (29 months)

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 PTUP

Total: \$ plus 20% fee: \$ days/hours Public Service Employment

Payment Terms: Obtain GED

Set by SCDPPPS Attend Voc. Rehab. or Job Corp.

Recipient: May serve W/E beginning

*Fine: Substance Abuse Counseling

§ 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 \$

Proviso 47.9 (Public Def/Prob) \$500 \$

§ 14-1-212 (Law Enforce. Funding) \$25 \$ 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 \$ 5

3% to County (if paid in installments) \$

TOTAL \$

Clerk of Court/ Deputy Clerk Paul B. Wickensmire Court Reporter: A. Herron SCCA/217 (03/2011)

Presiding Judge Judge Code: 2132 Sentence Date: 8-14-13

WITNESSES

D P Garrison

D.P. Garrison

Greenville Police Department

5/6/2011

DOCKET NO. 2011-GS-23-

JMM

006316

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

August

TERM 2011

8-14-13

THE STATE

VS.

NATHANIEL BERNARD BEEKS

ARREST WARRANT NUMBER

M801195

ACTION OF GRAND JURY

TRUE BILL

Bohly Damm

FOREPERSON GRAND JURY

Foreperson of Grand Jury

VERDICT

3419
3420

Indictment for

GRAND LARCENY

VIOLATION § 16-13-0030(B)

Foreperson of Petit Jury

Date:

ENTERED
ACCT. 10/14

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Greenville
STATE VS. Nathaniel Bernard Beeks
AKA:
Race: BLACK Sex: M Age: 49
DOB: 12-05-1963 SS#: 247-27-0587
Address: 8 IMPERIAL COURT
City, State, Zip: GREENVILLE, SC 29607
DL#: 009204111 SID#:

INDICTMENT/CASE#: 2011GS2306316
A/W#: M801195
Date of Offense: 4/23/2011
S.C. Code §: 16-13-0030(A)
CDR Code #: 3419

SENTENCE SHEET 30d + 10r \$1000

*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was TO: Larceny/Petit Larceny

CONVICTED OF or PLEADS

in violation of § 16-13-0030(A) of the S.C. Code of Laws, bearing CDR Code # 3419

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: Municipal Judge SC Bar# Defendant Attorney for Defendant Randall Chambers SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for a determinate term of 30 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 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.

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SPECIAL CONDITIONS:

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Total: \$ plus 20% fee: \$ days/hours Public Service Employment

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§ 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 \$ 5

3% to County (if paid in installments) \$

TOTAL \$

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

Presiding Judge

Judge Code: 2132

Sentence Dat 8-14-13

Clerk of Court/ Deputy Clerk Paul B. Wickensmier

Court Reporter: A. Herr

OFFICE OF THE PUBLIC DEFENDER
13th JUDICIAL CIRCUIT
Greenville County Courthouse
305 East North Street (Rm 123)
GREENVILLE, SOUTH CAROLINA 29601

TEL (864) 467-8522
FAX (864) 467-8521

August 16, 2013

Via Regular Mail
The Honorable Jenny Abbott Kitchings
Clerk, The S.C. Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: State v. Nathaniel B. Beeks
Case No: 2011GS2306315; 2011GS2306316

Dear Ms. Kitchings:

Enclosed you will find the original Notice of Appeal in the above matter along with Proof of Service upon the Respondents. The Notice has been filed with the Greenville County Clerk of Court. Also enclosed is a copy of the indictment. These matters are being referred to the Office of Appellate Defense in that we were participating as Court appointed counsel at trial.

Thank you for your attention to this matter.

Yours very truly,

John Crangle, Esq.
Randy Chambers, Esq.
Greenville County Courthouse
Greenville, SC 29601
Attorney for Appellant

RECEIVED

AUG 22 2013

SC Court of Appeals

Enclosure
cc: Office of the Thirteenth Circuit Solicitor
Office of the Attorney General
Office of Appellate Defense

JV5c

13th Circuit Public Defender
Greenville County Courthouse
225 E. North Street, Suite 123
Greenville, SC 29601

LEGAL MAIL
13TH CIRCUIT
PUBLIC DEFENDER

290 292 29211 N1-37



4040130820-153509*

29211 RETURN SERVICE REQUESTED

PSRT FIRST-CLASS MAIL
US POSTAGE PAID
GREENVILLE SC
PERMIT# 113

Clerk, S.C. Court of Appeals

PO Box 11629

Columbia, SC 29211

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AUG 22 2013

SC Court of Appeals