

WITNESSES

J Donnelly

Simpsonville Police Dept

4/7/2021

ARREST WARRANT NUMBER

2021A2320400131

ACTION OF GRAND JURY

TRUE BILL

James Fowler

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

406/163

DOCKET NO. 2021-GS-23-

BDS

008129

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

May

TERM 2021

2022

THE STATE

vs.

LEVY ERNEST DUNN III

Indictment for

3814

DOMESTIC VIOLENCE OF A HIGH AND AGGRAVATED NATURE

VIOLATION § 16-25-0065

ENTERED ACCT

EW

RECEIVED

AUG 28 2024

SC Court of Appeals

A Certified Copy

Brian Coates

Clerk of Court C. P. & G. S. & Family Court
Greenville County, SC

Dated 8-23-24

FILED

NOV 29 2021

Clerk of Court
Greenville County

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
DOMESTIC VIOLENCE OF A HIGH AND AGGRAVATED
NATURE

At a Court of General Sessions, convened on **MAY 17 2022** the Grand Jurors of Greenville

County present upon their oath:

That LEVY ERNEST DUNN III did in Greenville County on or about the 17th day of March, 2021, did unlawfully cause physical harm or injury to NNEKA DUNN, a household member or did unlawfully offer or attempt to cause physical harm or injury to NNEKA DUNN, a household member, with apparent present ability under circumstances reasonably creating fear of imminent peril and LEVY ERNEST DUNN III committed the offense under circumstances manifesting extreme indifference to the value of human life and the offense resulted in great bodily injury to NNEKA DUNN. This is in violation of § 16-25-0065 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.

Britany Wat
SOLICITOR BAR # 78989

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SC County of Greenville

Book of Court C. B. & D. S. & Family Court
Greenville County, SC
Date: 5-24-22

STATE VS. Levy Ernest Dunn III

INDICTMENT/CASE#: 2021 - GS - 23 - 08129

STATE OF SOUTH CAROLINA)
COUNTY OF Greenville)

IN THE COURT OF GENERAL SESSIONS

STATE)
VS.)

INDICTMENT/CASE#: 2021 - GS - 23 - 08129

Levy Ernest Dunn III)

A/W#: 2021A2320400131

AKA:)

Date of Offense: 3/17/2021

Race: BLACK Sex: M Age: 49)

S.C. Code § 16-25-0065

DOB: _____ SS#: _____)

CDR Code #: 3814

Address: _____)

City, State, Zip: _____)

DL#: _____ SID#: _____)

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

Defendant Pro Se

In disposition of the above indictment comes now the Defendant who WAS CONVICTED OF or PLEADS

TO: Domestic / Domestic Violence Of A High And Aggravated Nature

in violation of § 16-25-0065 of the S.C. Code of Laws, bearing CDR Code # 3814

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.

The State's Position is:

- None
- Negotiated and Agreed Upon Sentence _____ Years, _____ Months, Probation for _____ Years, _____ Months
- Negotiated and Agreed as to Charges Only
- Recommended and Agreed Upon Sentence: _____ Years, _____ Months, Probation for _____ Years, _____ Months

ATTEST:

Brittany Scott 78989
Scott, Brittany SC Bar #

Seth Holcomb 104908
HOLCOMB, SETH SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Correction, County Detention Center,
for a determinate term of 18 Hours/ Days/ Months/ Years Time Served

- Home Detention Program(HIP) MH Evaluation and Compliance Batterer's Treatment
- Domestic Abuse Counseling Drug Court Drug Program Alcohol Program Inpatient Facility
- Hold Until Bed Space Available Mental Health Court Balance Suspended with Drug Court
- Other:
- Judicial Review _____ Days/Months
- Youthful Offender Act not to exceed _____ Days/Months/Years
- And/ Or to pay a fine of \$ _____ ;

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STATE VS. Levy Ernest Dunn III INDICTMENT/CASE#: 2021 - GS - 23 - 08129
provided that upon the service of _____ Hours/ Days/ Months/ Years Time Served

- Home Detention Program(HIP) MH Evaluation and Compliance Batterer's Treatment
- Domestic Abuse Counseling Drug Court Drug Program Alcohol Program Inpatient Facility
- Hold Until Bed Space Available Mental Health Court Balance Suspended with Drug Court
- Suspended To Batterer's Treatment
- Other: _____

And/ Or a payment of \$ _____ ; plus costs and assessments as applicable*

- the balance is suspended with **probation** for _____ Months/ Years
- Suspended During Probation Suspended During Drug Court Suspended During Batterer's Treatment
- Other: _____

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. 653 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. Section 922 and §16-25-30 it is unlawful for a person convicted of a violation of Section §16-25-20 or §16-25-65 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

Defendant has 10 days to apply for Home Detention Program or this will convert to an active sentence.

SPECIAL CONDITIONS:

- PTUP** after _____ months/years
- And Other Terms Listed Below:**
- Conditional Discharge
- 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: _____

STATE VS. Levy Ernest Dunn III INDICTMENT/CASE#: 2021 - GS - 23 - 08129

RESTITUTION: Deferred Def. Waives Hearing Ordered

See Attached Restitution Order

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>100.00</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>25.00</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	\$	<u>3.75</u>
<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 \$ 128.75

Clerk of Court/ Deputy Clerk:
Court Reporter:

Brice Coatt
Herron

Presiding Judge: _____
Judge Code: 2773
Sentence Date: 8-21-24

[Handwritten Signature]
GW

Specify Other Costs*

Cost Code	Cost Description	Amount
<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	_____	_____