

STATE OF SOUTH CAROLINA) IN THE COURT OF GENERAL SESSIONS
COUNTY OF DORCHESTER) THE FIRST JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA)
Plaintiff,) Indictment Nos.: 2023GS1801022,
2023GS1801023, 2024GS1800324,
2024GS1800325, 2024GS1800327

v.)

CAMILO QUIROZ,)
Defendant.)

RULE 203(B) EXPLANATION

RECEIVED
SEP 06 2024
SC Court of Appeals

Pursuant to Rule 203(B) (iv), the issues to be raised on Appeal may include whether the Trial Court abused its discretion when it imposed a sentence of 6 years upon the Appellant after he plead guilty.

The undersigned does not have a good faith basis to believe that such an abuse occurred 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*, 430F.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 in behalf of his client, '" (quoting *Anders v. California*, 386 U.S. 738, 744 (1967))).

Respectfully submitted,

By: Ash D. Chisholm

Ash D. Chisholm
Assistant Public Defender
107 West 6th North Street
Summerville, SC 29483
Attorney for Defendant
(843) 821-9800

Summerville, South Carolina
This 29th day of August, 2024

General Sessions Tracking Sheet
Indictment # 2024GS1800327

Name: Quiroz, Camilo

Warrant/Ticket #: 2024GS1800327

AKA:

Date of Arrest: 02/15/2024

Addr:

Date of Offense: 05/05/2020

Date Rev by Clerk 02/15/2024

SSN#

Magistrate: Clerk Of Court C P, G S, And Family Court

Sex: M Race: H

Counts: Code: 3812/Domestic / Domestic Violence,
2nd degree

DOB:

DL# SC/

Indictment # 2024GS1800327

Disposition Information

1. Transmitted to SOL & SCCA:
2. Disp Received by Clerk:
3. Date of Disposition: 8/28/24

- Disposition
- 1. Guilty plea
 - 2. Trial -- guilty
 - 3. Trial -- not guilty
 - 4. Dism/Not Pros/Pros Ended
 - 5. Judicial Commitment
 - 6. Judicial Dismissal
 - 7. Remanded
 - 8. Dismissed at Prelim
 - 8. No Bill
 - 9. Failure to Appear
 - 10. Other

Explain: pursuant to guilty plea
following criminal trial,
victim granted permanent
restraining order

Explain: _____

Explain: _____

Judge: _____

Court Reporter: _____

Defense Atty: _____

Solicitor: Kelly A. Plant

Counts: _____ Code: _____

Sentence: _____

General Sessions Tracking Sheet
Indictment # 2024GS1800324

Name: Quiroz, Camilo

Warrant/Ticket #: 2024GS1800324

AKA:

Date of Arrest: 02/15/2024

Addr:

Date of Offense: 05/05/2020

Date Rcv by Clerk 02/15/2024

Magistrate: Clerk Of Court C P, G S, And Family Court

SSN#

Counts: Code: 0095/Kidnapping / Kidnapping

Sex: M Race: H

DOB:

DL# SC

Indictment # 2024GS1800324

Disposition Information

1. Transmitted to SOL & SCCA:

2. Disp Received by Clerk:

3. Date of Disposition: 8/28/24

- Disposition
- 1. Guilty plea
 - 2. Trial -- guilty
 - 3. Trial -- not guilty
 - 4. Dism/Not Pros/Pros Ended
 - 5. Judicial Commitment
 - 6. Judicial Dismissal
 - 7. Remanded
 - 8. Dismissed at Prelim
 - 8. No Bill
 - 9. Failure to Appear
 - 10. Other

Explain: pursuant to guilty plea
Explain: following criminal trial,
Explain: victim granted permanent
restraining order
Explain: _____
Explain: _____

Judge: _____

Court Reporter: _____

Defense Atty: _____

Solicitor: Kelly [Signature]

Counts: _____ Code: _____

Sentence: _____

General Sessions Tracking Sheet
Indictment # 2024GS1800325

Name: Quiroz, Camilo

Warrant/Ticket #: 2024GS1800325

AKA:

Date of Arrest: 02/15/2024

Addr:

Date of Offense: 05/05/2020

Date Rcv by Clerk 02/15/2024

Magistrate: Clerk Of Court C P, G S, And Family Court

SSN#

Counts: Code: 3811/Domestic / Domestic Violence, 1st degree

Sex: M Race: H

DOB:

DL# SC/

Indictment # 2024GS1800325

Disposition Information

1. Transmitted to SOL & SCCA:

2. Disp Received by Clerk:

3. Date of Disposition: 8/28/24

- Disposition
- 1. Guilty plea
 - 2. Trial -- guilty
 - 3. Trial -- not guilty
 - 4. Dism/Not Pros/Pros Ended
 - 5. Judicial Commitment
 - 6. Judicial Dismissal
 - 7. Remanded
 - 8. Dismissed at Prelim
 - 8. No Bill
 - 9. Failure to Appear
 - 10. Other

Explain: pursuant to guilty plea
following criminal trial,
victim granted permanent
restraining order

Explain: _____

Explain: _____

Judge: _____

Court Reporter: _____

Defense Atty: _____

Solicitor: Kelly Jaleant

Counts: _____ Code: _____

Sentence: _____

U-20
JCDW

RECEIVED

IN THE COURT OF GENERAL SESSIONS

STATE OF SOUTH CAROLINA

Dorchester

SEP 06 2024

SC Court of Appeals

STATE VS. INDICTMENT/CASE#: 2023GS18-01022

Camilo Quiroz A/W#: 2023A1820500533
 AKA: Date of Offense: 05/03/2023
 Race: White Sex: Male Age: 29-31 S.C. Code §: 16-25-0065(A)
 DOB: SS#: CDR Code #: 3814
 Address:)
 City, State, Zip:)
 DL#* SID#)

SENTENCE SHEET

*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: Domestic Violence of a High and Aggravated Nature

In violation of § 16-25-0065(A) 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. (def.'s initials)

The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST:

Kelly LaPlante 100900 *Camilo Quiroz* 76426
 Kelly LaPlante SC Bar # Quiroz, Camilo Ash D. Chisholm SC Bar #
 Assistant Solicitor Defendant Attorney for Defendant

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

for a determinate term of 6 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. 4820 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.

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: Anger management Counseling if available

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	\$	<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:		\$	<u>128.75</u>

Clerk of Court/Deputy Clerk: *Cheyl Brachman*
 Court Reporter: _____
 Presiding Judge: *Quone God*
 Judge Code: 2112
 Sentence Date: 8-28-2024

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. 48 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 Home Detention Program(HIP)

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: _____

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	\$	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	\$	_____
§50-21-114 (BUI Breath Test Fee)	\$50	\$	_____
§56-5-2942(J) (Vehicle Assessment)	\$40/ea	\$	_____
3% to County (if paid in installments)	TBD	\$	3.75
Other Costs (As Authorized by Cost Code)*		\$	_____

Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees

§ 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund

\$500
TBD \$
TOTAL \$ 128.75

Clerk of Court/Deputy Clerk: *Stephynl Abraham*
Court Reporter: _____

Presiding Judge: *Thane Ford*
Judge Code: 2112
Sentence Date: 8-27-2024

Specify Other Costs*

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