

STATE OF SOUTH CAROLINA)
)
)
vs.)
)
)
Phillip Oneal Mccoy, Jr.)
)
)
Defendant.)
_____)

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

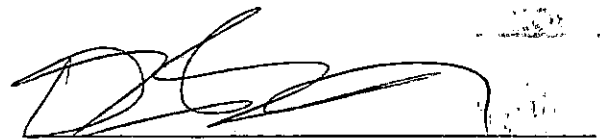
Indictment No(s): 2024-GS-32-05227

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OCT 22 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
October 16, 2024

STATE VS. Phillip Oneal Mccoy, Jr

INDICTMENT/CASE#: 2024GS3205227

0-204

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Lexington

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STATE

VS.

OCT 22 2024

INDICTMENT/CASE#: 2024GS3205227

Phillip Oneal Mccoy, Jr

SC Court of Appeals

A/W#:

2022A3210203048

AKA:

Date of Offense:

October 31, 2022

Race:

Black

Sex:

Male

Age:

21

S.C. Code §:

16-3-29

DOB:

SS#:

CDR Code #:

3410

Address:

City, State, Zip:

West Columbia, SC 29169

SENTENCE SHEET

DL#*

SID#

*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: Assault and Battery of a High and Aggravated Nature

In violation of § 16-3-600(B)(1)(a) of the S.C. Code of Laws, bearing CDR Code # 3411

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]

100730

SC Bar #

[Signature]
Phillip Mccoy

Defendant

[Signature]

Attorney for Defendant

14174

SC Bar #

WHEREFORE, the Defendant is committed to the State Department of Correction County Detention Center, for a determinate term of 14 (fourteen) days/months/years/Time Served Youthful Offender Act not to exceed _____

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.

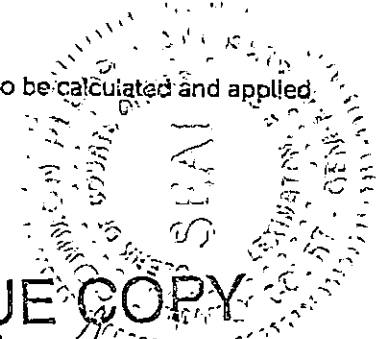
The sentence shall run

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 708 days days/months 708 days

To include time spent on monitored house arrest prior to trial and sentencing

The Defendant Shall be Released from County Detention Center.



A TRUE COPY

[Signature]

STATE VS. Phillip Oneal Mccoy, Jr

INDICTMENT/CASE#: _____

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: _____

RESTITUTION: Deferred Def. Waives Hearing Ordered

Total ___ plus 20% fee: ___

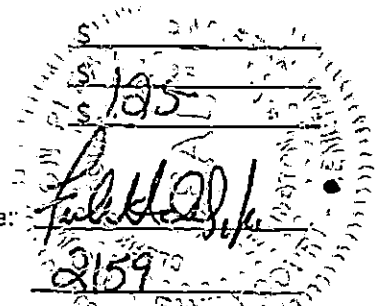
Payment Terms: _____ Set by SCDPPPS

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	\$ 100.00
§ 14-1-211 (A)(2)(DUI Surcharge)	\$100	\$
§ 56-1-2995 (DUI Assessment)	\$12	\$
§ 56-1-286 (DUI Breath Test)	\$25	\$
§ 14-1-212 (Law Enforce. Funding)	\$25	\$ 25.00
§ 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		\$ 195



Presiding Judge: [Signature]

Judge Code: 2159

Sentence Date: 10-11-2024

Clerk of Court/Deputy Clerk: [Signature]

Court Reporter: [Signature]

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 Page 2 of 2
 Leg. Co. U.S.C.P., G.S. & F.U.

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OCT 22 2024
SC Court of Appeals

WITNESSES

Lexington County Sheriff's Department

Dennis D Prater

Law Enforcement Case #: 22021438

SAF

ARREST WARRANT NUMBER

2022A3210203048

ACTION OF GRAND JURY

TRUE BILL
[Signature]

Foreperson of Grand Jury
Date: 10-7-24

VERDICT

Foreperson of Petit Jury

Date:

INDICT

DOCKET NO. 2024GS3205227

The State of South Carolina

County of Lexington

COURT OF GENERAL SESSIONS

October Term 2024

THE STATE

vs.

Phillip Oneal Mccoy, Jr

Indictment For

Attempted Murder

SC Code: §16-3-29

CDR Code: 3410

Class A Felony

S.R. Hubbard III, Solicitor

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

Defendant

I hereby appear in my own proper person and plead guilty to the within indictment or to

Defendant

Witness
C.C.C. PLS. and G.S

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[Signature]
Lex. Ct. C.J.C.R., G.S. & F.U.
Seal of the Court of General Sessions, Lexington County, South Carolina

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)
)
)

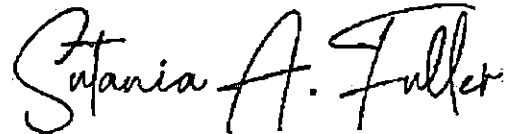
INDICTMENT FOR
2024GS3205227
Attempted Murder
§16-3-29

At a COURT OF GENERAL SESSIONS, convened on October 7, 2024, the Grand Jurors of Lexington County present upon their oath:

Attempted Murder

That in Lexington County, South Carolina, on or about October 31, 2022, the Defendant, Phillip Oneal Mccoy, Jr, did, with intent to kill and with malice aforethought, attempt to willfully kill Jeremiah Deshawn Jackson, to wit: the Defendant did shoot the victim, all in violation of Section 16-3-29, et al. of the Codes of Law of South Carolina.

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



Senior Assistant Solicitor

A TRUE COPY



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

