

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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SC Court of Appeals

APPEAL FROM ORANGEBURG COUNTY
The Honorable Heath P. Taylor, Circuit Court Judge

Case No: 2024GS38-1444

The State Respondent


vs.

Najah Alston..... Appellant

EXPLANATION OF APPEAL

Najah Alston appeals Her guilty plea and sentence in the aforementioned cases. Client has request our office to start an appeal.

November 04, 2024


Office of the Public Defender, 1st Circuit
Margaret Hinds
Deputy Public Defender
P.O. Box 1112
Orangeburg, SC 29116-1112
(803)531-7090
Attorney for Appellant

Office of the Solicitor, 1st Circuit
Jason Turnblad
Assistant Solicitor
P.O. Box 1525
Orangeburg, SC 29115
(803) 533-6252
Attorney for Respondent

↑ 90 days

Rec: Probation, PTUP after DV arrest with car
(yOA okay, if eligible)
IN THE COURT OF GENERAL SESSIONS

STATE OF SOUTH CAROLINA

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Orangeburg

NOV 07 2024

STATE

VS.

SC Court of Appeals

INDICTMENT/CASE#: 2024GS38-1444

Najah Amatullah Alston

A/W#: 20242330012077

AKA: _____

Date of Offense: 02/13/2024

Race: Other Sex: Female Age: 21

S.C. Code §: 16-25-20 (D)

DOB: _____ SS#: _____

CDR Code #: 3813

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--3rd Degree

In violation of § 16-25-20 (D) of the S.C. Code of Laws, bearing CDR Code # 3813

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. NA (def.'s initials)

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

ATTEST:

Jason B. Turnblad 76366 SC Bar # Assistant Solicitor
Najah Alston Defendant
Margaret Elizabeth Hinds 11759 SC Bar # Attorney for Defendant

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

for a determinate term of _____ days/months/years/Time Served Youthful Offender Act not to exceed 90 days

and/or to pay a fine of \$ _____; provided that upon the service of 1 days/months/years/Time Served and or payment

of \$ _____; plus costs and assessments as applicable*; the balance is suspended with probation for 2 years.

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.

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.

ATTEST: TRUE COPY
Winnifred B. Clark
CLERK OF COURT
ORANGEBURG COUNTY, SC

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: Terminate probation upon completion of DVIP.

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>18.25</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	\$	<u>500</u>
<input type="checkbox"/> § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund	TBD	\$	_____
TOTAL		\$	<u>643.25</u>

Clerk of Court/Deputy Clerk: _____
Court Reporter: _____

Montez Or
County Prosecutor

Presiding Judge: _____
Judge Code: 2775
Sentence Date: 10/31/24

WITNESSES

Tyquonez Mondrel Ilek Shaw

Santee Police Department

ARREST WARRANT NUMBER
20242330012077

Arrested: 2/13/2024

ACTION OF GRAND JURY

Foreperson of Grand Jury
Date: June 12, 2024

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2024GS38-1444

The State of South Carolina
County of ORANGEBURG

COURT OF GENERAL SESSIONS

June 17, 2024 TERM

THE STATE
vs.

Najah Amatullah Alston

Indictment for

DOMESTIC VIOLENCE--3RD DEGREE

SC Code: 16-25-20(D)

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

Najah Alston
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.

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SC Court of Appeals

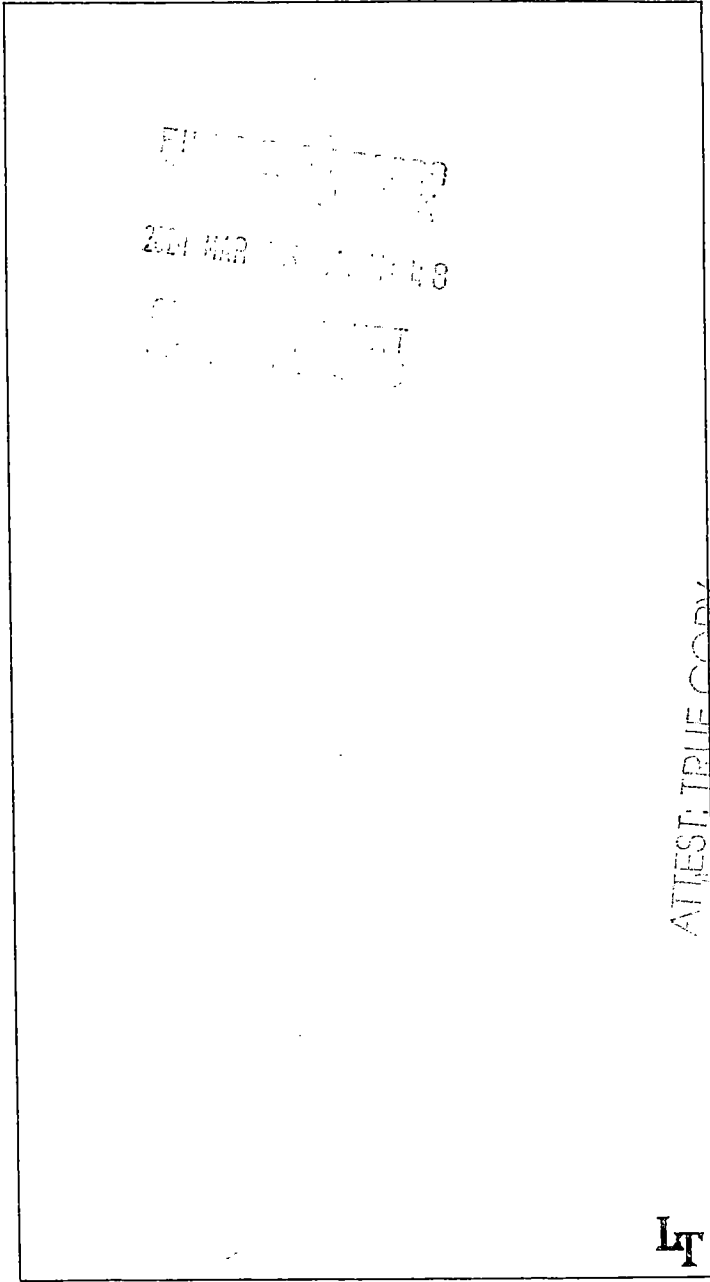
TEST: TRUE COPY
CLERK OF COURT
ORANGEBURG COUNTY, SC

Form S-438 Rev. 09/2015		UNIFORM TRAFFIC TICKET											
STATE OF SOUTH CAROLINA												VERSUS	
FIRST NAME NAJAH				MIDDLE NAME AMATULLAH				LAST NAME ALSTON					
STREET													
CITY						STATE			ZIP CODE				
						SC			5				
DL STATE		DRIVER'S LICENSE NO.				CLASS		CDL					
SC						D		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO					
RACE	SEX	BIRTH DATE		HGT.	WGT.	HAIR		EYES					
I	F	07/29/2002		5-3	185	BLK		BRO					
VEH. LIC. NO.		STATE	MAKE OF VEH.	YEAR	16 FSGR VEH	AUTO	BICYCLE	COMB	COMM. VEH				
				0	HAZ. MT.	MOPED	ATRCYC	<input checked="" type="checkbox"/> PEDESTRIA	OTHER				
VEHICLE OWNER FIRST NAME				MIDDLE NAME				LAST NAME					
OWNER STREET				CITY				STATE		ZIP CODE			
YOU ARE SUMMONED TO APPEAR BEFORE THE TRIAL COURT													
NAME OF TRIAL COURT						STREET							
SANTEE MUNICIPAL COURT						192 MUNICIPAL WAY, PO. BOX 1220							
DATE OF TRIAL		TIME OF TRIAL		CITY		STATE		ZIP CODE					
03/19/2024		1800		SANTEE, SC		29142							
VIOLATION SECTION NO			VIOLATION - COURT APPEARANCE REQUIRED					YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>					
16-25-0020(D) / 3813			DOMESTIC VIOLENCE 3RD DEGREE										
DATE OF VIOLATION		TIME OF VIOL		POST/ACT SPEED		SC POINTS		B.A. LEVEL					
02/13/2024		0328											
VIOLATION LOCATION								COUNTY					
SEC 38 227 BOO CR								38					
LAT				LONG				CITY					
								SANTEE					
NAME AND RANK OF ARRESTING OFFICER						SCCJA OFFICER NUMBER							
PTL TYQUONEZ M.I. SHAW						6713-5282							
BAIL DEPOSITED		DATE OF ARREST		BOND AMOUNT REQUESTED									
JAIL		02/13/2024											
DATE BAIL REC'D		BY											
CASE BEFORE: MAGISTRATE <input type="checkbox"/> MUN. COURT <input type="checkbox"/> CIRCUIT COURT <input checked="" type="checkbox"/> FAMILY COURT <input type="checkbox"/> FEDERAL COURT <input type="checkbox"/>													
NAME OF THE TRIAL COURT IF DIFFERENT FROM ABOVE:													
TRIAL BY: TRIAL JUDGE <input type="checkbox"/> JURY <input type="checkbox"/>				DEFENDANT: DID NOT APPEAR <input type="checkbox"/> APPEARED <input type="checkbox"/>									
DISPOSITION DATE		DISPOSITION											
03/19/2024		NOLLE PROSSED <input type="checkbox"/> GUILTY <input type="checkbox"/> PLED: NOLO CONTENDERE <input type="checkbox"/> FORFEITED BOND <input type="checkbox"/> NOT GUILTY <input type="checkbox"/>											
CHARGE CONVICTED OF				SAME AS ORIGINAL <input type="checkbox"/>				POINTS		POST/ACT SP.			
JAIL	SUSPEND	FINE	AMT. COLLECTED	AMT. SUSPENDED	COMMITTED TO:				Vehicle Searched		NO		
CERTIFIED CORRECT						DATE		Arrest as Result of Collision					
								NO					
TRIAL OFFICER'S COPY				TICKET# 20242330012077									

CITY/COUNTY OF: (See Below)

INCIDENT NO: (See Below)

AGENCY/TROOP: (See Below)



ATTEST: TRUE COPY
Winnaja B. Clark
 CLERK OF COURT
 ORANGESBURG COUNTY, SC

LT

TRIAL OFFICER'S COPY

CITY/COUNTY OF: TOWN OF SANTEE
 INCIDENT NO: 2024-0074
 AGENCY/TROOP: SANTEE POLICE DEPARTMENT

JAIL (W/I) SCDC

STATE OF SOUTH CAROLINA)
COUNTY OF ORANGEBURG.)

IN THE COURT OF GENERAL SESSIONS
FIRST JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA

ORDER OF APPOINTMENT OF LEGAL
COUNSEL FOR INDIGENT DEFENDANT

VS.

Najah A. Alston
Defendant

SSN#

Age: _____ Birthdate: 7-29-02 Race/Sex: I/F Date of Arrest: 2-13-24

Address _____ Address/Friend or Relative _____

City _____ State _____ Zip _____ City _____ State _____ Zip _____

Telephone _____ Email _____

Offense: Domestic Violence 3rd Degree

Magistrate: _____ Warrant No.: 2024 2730012007

Bond: \$ _____ Type: Signature Recog Property Bondsman: _____

Offense: _____

Magistrate: _____ Warrant No.: _____

Bond: \$ _____ Type: Signature Recog Property Bondsman: _____

Offense: _____

Magistrate: _____ Warrant No.: _____

Bond: \$ _____ Type: Signature Recog Property Bondsman: _____

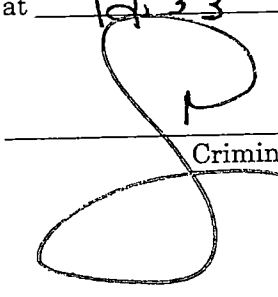
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The defendant contends that he is indigent and in need of services of an attorney as contemplated by law.

THEREFORE, Peggy Hinds, Attorney at Law, is appointed as counsel for the defendant.

This 17 day of April, 20 24
at 11:33 (am/pm)

White - Clerk of Court
Green - Attorney
Canary - Criminal Justice Coordinator
Pink - Solicitor
Goldenrod - Defendant



ATTEST: TRUE COPY
Criminal Justice Coordinator
[Signature]
CLERK OF COURT
ORANGEBURG COUNTY, SC