

STATE OF SOUTH CAROLINA  
In The Court Of Appeals

APPEAL FROM Horry COUNTY  
Court of General Sessions  
Larry B. Hyman , Circuit Court Judge

CASE NO: 2012GS2601742

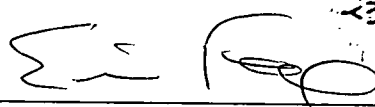
The State, ..... Respondent,  
V.  
Maurice Ward , ..... Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the State of South Carolina by depositing a copy of the Notice in the United States Mail, postage prepaid, on September 19, 2013, addressed to the attorney of record:

Stephen Grooms  
Solicitor  
Post Office Box 1276  
Conway, South Carolina, 29528  
Attorney For Respondent

September 19, 2013

  
Eric Fox  
Public Defender  
Horry County Public Defender Office  
Post Office Box 1666  
Conway, SC 29528  
843-915-5385  
Attorney for Appellant

FILED  
HORRY COUNTY  
2013 SEP 18 PM 3:14  
MELANIE HUGGINS-WARD  
CLERK OF COURT

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Melanie Huggins-Ward  
CLERK OF COURT  
HORRY COUNTY

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SEP 20 2013

SC Court of Appeals

STATE OF SOUTH CAROLINA  
In The Court Of Appeals

APPEAL FROM Horry COUNTY  
Court of General Sessions  
Larry B. Hyman, Circuit Court Judge

CASE NO: 2012GS2601742

The State, ..... Respondent,

V.

Maurice Ward, ..... Appellant.

*EW*

NOTICE OF APPEAL

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2013 SEP 18 PM 3:17  
MELANIE HUGHES-WARD  
CLERK OF COURT

Maurice Ward, appeals the conviction and sentence in this case. The sentence was imposed by the Honorable Larry B. Hyman, on September 17, 2013.

September 18, 2013

*Eric Fox*  
Eric Fox  
Public Defender  
Horry County Public Defender Office  
Post Office Box 1666  
Conway, SC 29528  
843-915-5385  
Attorney for Appellant

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2013 SEP 18 PM 3:24  
*Melanie Hughes-Ward*  
CLERK OF COURT  
HORRY COUNTY

Other Counsel of Record

Stephen Grooms  
Solicitor  
Post Office Box 1276  
Conway, SC 29528  
843-915-5460  
Attorney for Respondent

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SEP 20 2013

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Horry
STATE VS.

INDICTMENT/CASE#: 2013GS2601742

A/W#: 2013GS2601742

Date of Offense: 8/14/2010

S.C. Code § : 16-11-0312(B)

CDR Code #: 0086

Maurice Wallace Ward

AKA: \_\_\_\_\_

Race: BLACK Sex: M Age: 51

DOB: 02-10-1962 SS#: 251-17-0432

Address: 2312 Leonard Avenue

City, State, Zip: Conway, SC 29527

DL#: 008269883 SID#: \_\_\_\_\_

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No

In disposition of the said indictment comes now the Defendant who was TO: Burglary / Burglary (Violent) (After 06/20/85) - Second degree

SENTENCE SHEET

CONVICTED OF or  PLEADS

in violation of § 16-11-0312(B) of the S.C. Code of Laws, bearing CDR Code # 0086

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. (defendant's initials)

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

ATTEST: G. JOHNS SCB79104 Defendant S. E. [Signature] Attorney for Defendant SC Bar# \_\_\_\_\_

WHEREFORE, the Defendant is committed to the  State Department of Corrections,  County Detention Center, for a determinate term of 15 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.
 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: \$ \_\_\_\_\_
Payment Terms: \_\_\_\_\_
 Set by SCDPPPS \_\_\_\_\_

Recipient: \_\_\_\_\_

Table with 2 columns: Description and Amount. Includes items like § 14-1-206 (Assessments 107.5 %), § 14-1-211(A)(1) (Conv. Surcharge) \$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, § 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, 3% to County (if paid in installments) \$, TOTAL \$133.90

Obtain GED 
Attend Voc. Rehab. or Job Corp. 
May serve W/E beginning \_\_\_\_\_
Substance Abuse Counseling 
Random Drug/Alcohol testing 
Fine may be pd. in equal, consecutive weekly/monthly pmts. of \$ 25.00 beginning 10/17/2013
\$ \_\_\_\_\_ paid to Public Defender Fund
Other: \_\_\_\_\_

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

Clerk of Court/ Deputy Clerk Melanie Higgins Ward
Court Reporter: Kay Richardson
SCCA/217 (03/2011)

Presiding Judge [Signature]
Judge Code: 2157
Sentence Date: 9-17-13

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Horry County
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**WITNESSES**

Tyrone Williams Conway Police Department

DOCKET NO: 2013-GS-26-01742

C  
H

FILED  
The State of South Carolina  
Horry County

2013 SEP 18 PM 3:24

J. Stephen Grooms ~~J. Stephen Grooms~~ 12H01301  
CLERK OF COURT ~~Melissa Huggins-Ward~~  
CLERK OF COURT  
COURT OF GENERAL SESSIONS Horry County

APRIL, 2013 TERM

**ARREST WARRANT NUMBER**

2013GS2601742  
CDR: 0086 16-11-0312(B)  
DOA: 3/22/2012

THE STATE

vs.

Maurice Wallace Ward B/M  
1103 King Street  
Myrtle Beach, SC 29577  
DOB: 1962-02-10  
SSN: 251170432

ATTORNEY: Fox, J. Eric

**ACTION OF GRAND JURY**

APR 25 2013

Foreperson of Grand Jury  
Date: *[Signature]*

APR 25 2013

VERDICT

Indictment for

BURGLARY, SECOND DEGREE  
(VIOLENT)

Jimmy A. Richardson, II, Solicitor

Foreperson of Petit Jury  
Date:

ORIGINAL

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF HORRY )

INDICTMENT


At a Court of General Sessions, convened on APRIL 25, 2013, the Grand Jurors of Horry County present upon their oath:

**BURGLARY, SECOND DEGREE  
(VIOLENT)**

CDR: 0086 16-11-0312(B)

That Maurice Wallace Ward did in Horry County on or about August 14, 2010, enter without consent and with the intent to commit a crime therein, a building of Freewill Baptist Church located at 1807 4th Avenue, Conway, and the defendant, Maurice Wallace Ward did enter the building in the nighttime, and having two prior convictions for burglary and/or housebreaking in violation of Section 16-11-0312(B), S. C. 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.



JIMMY A. RICHARDSON, II  
CLERK OF COURT  
HORRY COUNTY

CLERK OF COURT  
HORRY COUNTY

*Melaine Huggins-Ward*

2013 SEP 18 PM 3:24

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FILED  
HORRY COUNTY  
2013 SEP 18 PM 3:37  
MELAIN HUGGINS-WARD  
CLERK OF COURT

ARREST WARRANT

1-219235

STATE OF SOUTH CAROLINA

County/ Municipality of

Conway

THE STATE

2010015401

against

Maurice Wallace Ward

Address: 2312 Leonard Ave

Conway, SC 29527-4550

Phone: 488-1916 SSN: 251-17-0432

Sex: M Race: B Height: 5 9 Weight: 185

DL State: SC DL #: 008269883

DOB: 2/10/1962 Agency ORI #: SC0260200

Prosecuting Agency: Conway Police Department

Prosecuting Officer: Tyrone Williams - 0125

Offense: Burglary / Burglary (After June 20, 1985) - First degree

Offense Code: 0079

Code/Ordinance Sec: 16-11-0311

This warrant is CERTIFIED FOR SERVICE in the

County/ Municipality of

The accused

is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to

defendant Maurice W. Ward on 3/22/2012

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions PO Box 677 1301 2nd Avenue Conway, SC 29528

ORIGINAL

ORIGINAL

ORIGINAL

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ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Conway

Personally appeared before me the affiant Tyrone Williams

being duly sworn, deposes and says that defendant Maurice Wallace Ward

did within this county and state on or about 8/14/2010

State of South Carolina (or ordinance of) County/ Municipality of Conway

in the following particulars:

DESCRIPTION OF OFFENSE: Burglary / Burglary (After June 20, 1985) - First degree

MELANIE HUGGINS-WARD CLERK OF COURT

CLERK OF COURT Horry County

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

THAT ON THE ABOVE DATE DURING THE NIGHT TIME HOURS THE DEFENDANT DID UNLAWFULLY ENTER CONWAY FREEWILL BAPTIST CHURCH WITH THE INTENT TO COMMIT A CRIME. THAT THE DEFENDANT DID GAIN ENTRY INTO SAID BUILDING BY BREAKING OUT A WINDOW. THAT WHILE THEREIN THE DEFENDANT DID ATTEMPT TO BREAK INTO A SAFE DEPOSIT BOX. THAT THE DEFENDANT HAS BEEN CONVICTED OF BURGLARY IN THE PAST. THAT THE ACTS OF THE ACCUSED CONSTITUTE THE OFFENSE OF BURGLARY FIRST DEGREE.

Signature of Affiant

Tyrone Williams

STATE OF SOUTH CAROLINA

County/ Municipality of

Conway

Affiant's Address 200 Laurel Street

Conway 29526-

Affiant's Telephone

2012 FEB 14 AM 11:00 CONWAY POLICE DEPARTMENT

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 8/14/2010 defendant Maurice Wallace Ward

did violate the criminal laws of the State of South Carolina (or ordinance of

County/ Municipality of Conway ) as set forth below:

DESCRIPTION OF OFFENSE: Burglary / Burglary (After June 20, 1985) - First degree

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable

Sworn to and subscribed before me

on 02/13/2012

Jane A. Mackey

Jane A. Mackey

Judge Code: 6184

Judge's Address Post Office Box 1428

Conway, SC 29528-1428

Judge's Telephone (843)248-1765

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

RMS/RR

AFFIDAVIT

ORIGINAL

Form Approved by S.C. Attorney General April 21, 2003 SCCA 518

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2012 MAR 28 PM 4:19

MELANIE HUGGINS-WARD CLERK OF COURT

STATE OF SOUTH CAROLINA )

IN THE COURT OF GENERAL SESSIONS

COUNTY OF HORRY )

OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA )

NOTICE OF SUBSTITUTION  
OF COUNSEL

V. )

PUBLIC DEFENDER TO PUBLIC DEFENDER

MAURICE WARD )

DEFENDANT )

NEW ATTORNEY: ERIC FOX

File No. 26A12-00000918

S.S. No. 251-17-0432

To: Court of General Sessions of the Fifteenth Judicial Circuit  
Office of the Solicitor  
Appointed Counsel  
Defendant

Please be advised that RONALD HAZZARD, Public Defender for the above named defendant in the above-captioned matter has been replaced by Eric Fox, Public Defender:

**ERIC FOX**

203 Laurel Street

P.O. Box 1666

Conway, SC 29526

Phone: 843-915-5385

Fax: 843-915-6385

On the offense(s) listed below:

I-219235 Burglary / Burglary 1st - First degree

Respectfully Submitted,



ORRIE E. WEST

CHIEF PUBLIC DEFENDER

203 Laurel St.

P.O. Box 1666

Conway, South Carolina 29526

Conway, South Carolina

April 25, 2012

FILED  
HORRY COUNTY  
2013 SEP 18 PM 3:17  
CLERK OF COURT  
HORRY COUNTY  
2013 SEP 18 PM 3:24  
CLERK OF COURT  
HORRY COUNTY  
2012 MAY -7 AM 9:37

STATE OF SOUTH CAROLINA ) IN THE COURT OF GENERAL SESSION  
COUNTY OF HORRY ) OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA ) NOTICE AND MOTION FOR PRODUCTION  
 ) OF SPECIFIC EVIDENCE AND  
-VS- ) DISCLOSURE OF WITNESSES

MAURICE WARD )  
DEFENDANT )

FILE NO: 26A12-00000918

SSN: 251-17-0432

TO: SOLICITOR FOR THE FIFTEENTH JUDICIAL CIRCUIT

YOU WILL PLEASE TAKE NOTICE that unless the prosecution responds to the Defendant's request for disclosure within 30 days, or within such time as may be ordered by the Court, Counsel for the Defendant will move this Court for an Order compelling that the State:

1. Make available for Defendant any and all written and oral statements by the Defendant which are, or may come to be, in the possession of the State.
2. Make available for purposes of inspection, and copying, any and all police reports relating to the investigation and circumstances surrounding the crime which the Defendant is charged with, including any and all statements taken from witnesses and the Defendant.
3. Make available to the Defendant all tangible objects obtained during the investigation of this case, including, but not limited to:
  - (a) All tangible objects obtained from the scene of the crime; and
  - (b) All tangible objects obtained from the State's witnesses in this case;
  - (c) All tangible objects the State intends to introduce into evidence at trial which are relevant to the offense charged.
4. Make available any witnesses known to the State who have knowledge of facts which might be favorable to the Defendant.
5. Make available any promises made or actions taken by the State which caused or might have caused any witnesses for the State to testify on behalf of the State.
6. Make available any inconsistent statements made by witnesses for the State or any statements made by witnesses for the State which tend to exculpate the Defendants or to negate participation by the Defendants in the alleged crime.
7. Make available to the Defendant all results of laboratory tests, scientific tests, or physical examinations conducted in connection with this case, including but not limited to:
  - (a) Analysis of handwriting
  - (b) Photographs secured of the scene of the crime
  - (c) Comparison of fingerprints

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HORRY COUNTY CLERK  
2013 SEP 16 PM 3:22  
MELANIE HARRIS  
CLERK OF COURT  
HORRY COUNTY

8. Make available any facts which tend to exculpate the Defendant.
9. Make available any and all scientific or medical, psychiatric, legal or other information, reports or records which might tend to reflect on the credibility or competence of any of prospective witnesses for the State.
10. Make available to the Defendant the names and addresses of all persons who have knowledge of this case or who have been interviewed by the investigating officers in connection with this case.
11. Make available to the Defendant, the SLED, FBI, and local arrest and conviction records of all persons, including the Defendant, named in connection with this proceeding.
12. Make any chemist, analyst, and all persons within the chain of custody appear in Court for the purpose of personally testifying. Attorney for the Defense thus objects to the introduction of any chemist's or analyst's report pursuant to Rule 6, S.C. Rules of Criminal Procedure.

This information is requested pursuant to Rule 5 of the South Carolina Rules of Criminal Procedure. This information is further requested pursuant to Brady vs Maryland, 373 U.S. 383, 10 L. Ed. 2d 215, 83 S. Ct. 1194 (1963), U.S. vs Agurs, 427 U.S. 97, 49 L Ed 2nd 342, 96 S. Ct. 2392 1976, State vs Mixon 274 S.E. 2nd 406 (1981). Further this information is requested on the grounds that it is essential to insure the Defendant's right to a fair trial, right to confrontation of witnesses, the right to effective Counsel and due process of law guaranteed by the South Carolina Constitution, and the United States Constitution.

WHEREFORE, Defendant prays:

- (a) That the Solicitor be Ordered to produce all information described herein and allow the Defendant the right to examine, inspect, copy and photograph such materials and information at a specific time and place to be fixed by the Court.
- (b) That the information be provided no later than 30 days from the date of the request, as reflected by the Clerk of Court's time-stamp appearing on the face of this Document.
- (c) That the Court enter an Order requiring the Solicitor's Office to make continuing disclosure of all matters requested herein up to and during the Trial of other charges against the Defendant.

RESPECTFULLY SUBMITTED,



ORRIE E. WEST  
FIFTEENTH CIRCUIT  
PUBLIC DEFENDER

DATED: April 3, 2012  
CONWAY, SOUTH CAROLINA

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 Horry County  
 Clerk of Court  
 SEP 18 2013  
 2:24 PM  
 SEP 18 2013  
 3:24 PM  
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STATE OF SOUTH CAROLINA  
IN THE COUNTY OF  
HORRY

) IN THE COURT OF GENERAL SESSIONS  
) INDICTMENT NUMBER: 2013-GS-26-01742  
)  
)

STATE OF SOUTH CAROLINA  
)  
)

vs.  
)  
)

**VERDICT FORM**

MAURICE WALLACE WARD  
)  
)

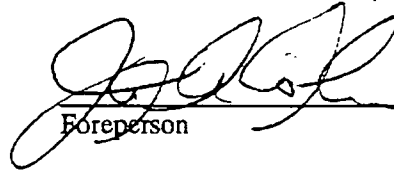
Defendant.  
)  
)  

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As to the charge of Burglary, Second Degree (Violent), we  
the jury unanimously find the Defendant: (Please circle one)

Guilty

Not Guilty

  
Foreperson

9-17-2013  
Date

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CLERK OF COURT

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Melanie Huggins-Ward  
CLERK OF COURT  
HORRY COUNTY

# Fifteenth Circuit Public Defender

HORRY & GEORGETOWN COUNTIES

HORRY

*Edward "Ed" Chrisco*  
CHIEF PUBLIC DEFENDER  
203 LAUREL STREET  
P.O. BOX 1666  
CONWAY, SC 29526



*Orrie E. West*  
CIRCUIT PUBLIC DEFENDER

TEL: 843-915-5385  
FAX: 843-915-6385

WWW.HGCDEFENDER.ORG

GEORGETOWN  
*Ronald Hazzard*  
SENIOR TRIAL ATTORNEY  
401 CLELAND STREET  
P.O. BOX 2898  
GEORGETOWN, SC 29440

TEL: 843-545-3671  
FAX: 843-545-3673

SEPTEMBER 18, 2013

The Honorable Jeanette Barber  
Clerk of the South Carolina Court Of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

RE: STATE OF SOUTH CAROLINA VS. MAURICE WARD  
CASE NO: 2013GS2601742

Dear Ms. Barber:

Enclosed for filing is a Notice of Appeal in the above criminal case. Also enclosed are the following:

1. Proof of Service of the Notice of Appeal on the Respondent.
2. A copy of the Order(s)/ Sentence Sheet(s) which is/are to be challenged on appeal.
3. Self-addressed stamped envelope

I would appreciate your filing the Notice of Appeal, as well as the Proof of Service, and returning to me the date-stamped copies in the enclosed self addressed envelope.

If you have any questions concerning this matter please contact me.

Sincerely,

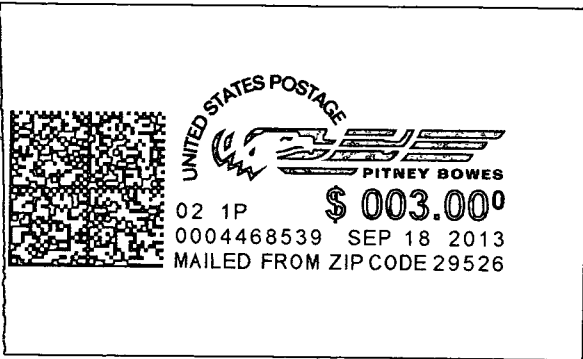
*Eric Fox*  
Eric Fox

Horry County Public Defender  
Post Office Box 1666  
Conway, South Carolina, 29528  
Phone: 843-915-5385

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SEP 20 2013  
SC Court of Appeals



PUBLIC DEFENDER OF HORRY COUNTY  
203 LAUREL ST.  
CONWAY, SC 29526



**The Honorable Kenneth A. Richstad**  
Clerk of the South Carolina Court Of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

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SEP 20 2013  
SC Court of Appeals