

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE SPARTANBURG COUNTY
Court of General Sessions

Keith Kelly, Circuit Court Judge

Case No. 2013-GS-42-01003

The State,

Respondent,

v.

Thomas Raynes Maret

Appellant

NOTICE OF APPEAL

Thomas Raynes Maret appeals his/her conviction and sentence in this case. The sentence was imposed by the Honorable Keith Kelly on September 11, 2013. This appeal is taken from the conviction and sentence.

September 17, 2013

s/

MS Lyall
Mary Stuart Lyall

Bar No.: 100383

Seventh Judicial Circuit Public Defender Office

366 N Church Street, Suite 3000

Spartanburg, South Carolina 29303

(864) 596-2561

Attorney for Appellant

Other Counsel of Records:

Brittany Scott, Esq.

Seventh Judicial Circuit Solicitor's Office

180 Magnolia Street

Spartanburg, South Carolina 29306

(864)596-2575

Attorney fo Respondent

RECEIVED

SEP 20 2013

SD Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE SPARTANBURG COUNTY
Court of General Sessions

Keith Kelly, Circuit Court Judge

Case No.: 2013-GS-42-01003

The State

Respondent,

v.

Thomas Raynes Marette

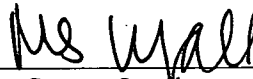
Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the State of South Carolina by depositing a copy of it in the United States Mail, postage prepaid, on September 19, 2013, addressed to its attorney of record, Brittany Scott, Esq., Assistant Solicitor, 180 Magnolia Street, Spartanburg, South Carolina 29306.

September 17, 2013

s/



Mary Stuart Lyall

Bar No.: 100383

Seventh Judicial Circuit Public Defender Office

366 N Church Street, Suite 3000

Spartanburg, South Carolina 29303

(864) 596-2561

Attorney for Appellant

SEVENTH JUDICIAL CIRCUIT PUBLIC DEFENDER

CLAY T. ALLEN
CIRCUIT PUBLIC DEFENDER

366 NORTH CHURCH STREET
SUITE 3000
SPARTANBURG, SC 29303



TELEPHONE (864) 596-2561
FAX (864) 596-2284
FAX (864) 562-4412

September 17, 2013

The Honorable Jenny Abbott Kitchings
Clerk of the South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: State v. Thomas Raynes Marett
Case No.: 2013-GS-42-01003

Dear Ms. Kitchings:

Enclosed for filing is the original Notice of Appeal in the above case. Also enclosed are the Proof of Service of the Notice of Appeal on the Respondent and copy of the indictment, verdict, and sentence to be challenged on appeal.

Sincerely yours,

A handwritten signature in cursive script that reads "MS Lyall".

Mary Stuart Lyall

Enclosures: cc: Office of Seventh Judicial Circuit Solicitor
Office of Attorney General
Office of Appellate Defense

RECEIVED

SEP 20 2013

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF SPARTANBURG
STATE VS. Thomas Maret

INDICTMENT/CASE#: 2013GS4201003
A/W#: 2013GS4201003 - DI
Date of Offense: 7/14/2011
S.C. Code §: 16-13-0240
CDR Code #: 3470

AKA:
Race: W Sex: M Age: 70
DOB:
Address: 6414 Eastham Street
City, State, Zip: Spartanburg, SC 29303
DL#:
SID#:

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was CONVICTED OF or PLEADS
TO: Breach / Obtain signature or prop. under false pretenses, value more than \$2,000 but less than \$10,000 (10-5 yrs OR diset. fine)

in violation of § 16-13-0240 of the S.C. Code of Laws, bearing CDR Code # 3470
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.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTORNEYS: Brittany Scott 78989 SC Bar# Defendant
Thom R. Mallett Mallett 100383 SC Bar# Attorney for Defendant

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
for a determinate term of 5 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 6 days/months/years and/or payment
of \$; plus costs and assessments as applicable*; the balance is suspended with probation for 5 years

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
Total: \$ 2321.40 plus 20% fee: \$
Payment Terms:
Set by SCDPPPS

PTUP days/hours Public Service Employment
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 \$ beginning
\$ paid to Public Defender Fund
Other:

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) \$18.90, TOTAL \$648.90

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

Clerk of Court/ Deputy Clerk: Pam Thawatta
Court Reporter: Pam Thawatta
SCCA/217 (03/2011)

Presiding Judge: A. Keith Kelly
Judge Code: 2165
Sentence Date: 11 September 2013

WITNESSES

Spartanburg County Sheriff's Office

[Handwritten signature]

ARREST WARRANT NUMBER
Direct Indictment

ACTION OF GRAND JURY

[Handwritten text]

Foreperson of Grand Jury
Date: FEB 22 2013

VERDICT
Guilty

Foreperson of Petit Jury
Date: 9/11/13

DOCKET NO. **13-GS-42** / 003

The State of South Carolina
County of Spartanburg

Barry Barnette, Solicitor

COURT OF GENERAL SESSIONS

FEB 22 2013 TERM

THE STATE
VS.

Thomas Marett

Indictment for
OBTAINING PROPERTY BY
FALSE PRETENSES

SC Code: 16-13-0240 (2)
CDR Code: 3470
Class Fel/F

FILED
CLERK OF COURT
SPARTANBURG COUNTY

2013 MAR -1 PM 4:08

M. HOPE BLACKLEY

[Handwritten signature]

SEP 20 2013

SC Court of Appeals

RK

STATE OF SOUTH CAROLINA)
)
COUNTY OF SPARTANBURG)

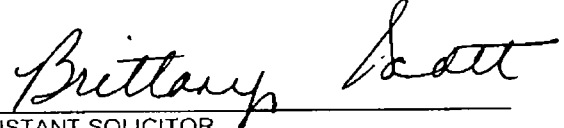
INDICTMENT

At a Court of General Sessions, convened on FEB 22 2013 the
Grand Jurors of Spartanburg County present upon their oath:

OBTAINING SIGNATURE OR PROPERTY BY FALSE PRETENSES

That Thomas Marett did in Spartanburg County on or about July 14, 2011, by false pretense or representation and with the intent of cheating and defrauding the victim, Refrigeration Services, obtain a signature of a person to a written instrument or did obtain from a person a chattel, money, valuable security, or other property (real or personal) valued at more than \$2,000 but less than \$10,000, in violation of §16-13-240(2), *CODE OF LAWS OF SOUTH CAROLINA*, (1976), as amended.

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

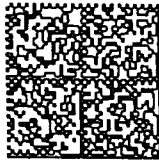


ASSISTANT SOLICITOR

Seventh Judicial Circuit Public Defender
366 N Church Street, Suite 3000
Spartanburg, South Carolina 29303

RETURN SERVICE
REQUESTED

PRESORTED
FIRST CLASS



02 1R \$00.433
0006556657 SEP18 2013
MAILED FROM ZIP CODE 29303

RECEIVED

SEP 20 2013

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of the South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

38 SEP20 2013

