

STATE OF SOUTH CAROLINA

COUNTY OF Richland
STATE

VS.
Marcus Bailey
AKA:
Race: B Sex: M Age: 27
DOB: 2-19-1985 SS#: 571-85-2856
Address:
City, State, Zip:
DL# SID#

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2012 -GS- 40 -05404 ✓
AW#: 2012A4010200618
Date of Offense: 8/16/12-8/23/12
S.C. Code §: 16-23-0010
CDR Code #: 0116

SENTENCE SHEET

In disposition of the said indictment comes now the Defendant who was CONVICTED OF or PLEADS TO:
Murder

In violation of § 16-3-0010 of the S.C. Code of Laws, bearing CDR Code # 0116
 NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45
(CSC w/minor 1st or Lewd Act)

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentation to Grand Jury. (defendant's initials)
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Kathryn Cavanagh 77690 Marc C. Bij [Signature] 71116
Solicitor SC Bar # Defendant Attorney for Defendant SC Bar #

WHEREFORE, the Defendant is committed to the State Department of Corrections County Detention Center,
for a determinate term of 50 ~~months~~ months 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 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
 days/hours Public Service Employment

Total: \$ plus 20% fee: \$
Payment Terms:

Set by SCDPPPS **CERTIFIED TRUE COPY OF ORIGINAL FILED**
Recipient: Jeanette W. McBride C.C.C.P.&G.S.
RICHLAND COUNTY SOUTH CAROLINA

*Fine:

§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	\$	
§47.12 (Public Def/Prob)	\$500	\$	
§14-1-212 (Law Enforce. Funding)	\$25	\$	
§14-1-213 (Drug Court Surcharge)	\$100	\$	
§50-21-114 (BUI Breath Test Fee)	\$50	\$	
§56-5-2942(J) (Vehicle Assessment)	\$40/ea	\$	
§90.7(SCCJA Surcharge)	\$5	\$	
3% to County (if paid in installments)		\$	
TOTAL		\$	

Clerk of Court/Deputy Clerk Jeanette McBride /cs
Court Reporter: AmbroziaK
Presiding Judge [Signature]
Judge Code: 2164
Sentence Date 7/31/2013

WITNESSES

(S) Inv. Robert Martin - RCSD

ARREST WARRANT NUMBER

2012A4010200618

ACTION OF GRAND JURY

TRUE BILL

Julie R. Koenig
Foreperson of Grand Jury
Date **OCT 11 2012**

VERDICT

Guilty

Foreperson of Petit Jury #261
Date *July 31, 2013*

DOCKET NO 2012-GS-40-05404

The State of South Carolina

County of

Richland

COURT OF GENERAL SESSIONS

OCTOBER TERM 2012

116

THE STATE
VS.

Marcus Bailey

Indictment for
MURDER

SC Code 16-03-0010
CDR Code 0116

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

Defendant

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

Defendant

Witness

CCC PLS AND GS

CERTIFIED TRUE COPY
OF ORIGINAL FILED
Janetta W. McBride
CCC P&G S
RICHLAND COUNTY
SOUTH CAROLINA

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

INDICTMENT

At a Court of General Sessions, convened on October 10, 2012, the
Grand Jurors of Richland County present upon their oath:

MURDER

That Marcus Bailey did in Richland County, on or between August
16, 2012 and August 23, 2012, willfully, feloniously, and intentionally kill
the victim, Almanita Smith, with malice aforethought, either express or
implied, by means of asphyxiation, and the victim did die as a proximate
result thereof, in violation of Section 16-03-0010, 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.


DAN JOHNSON, SOLICITOR

APPEAL TO SOUTH CAROLINA COURT OF APPEALS FROM RICHLAND COUNTY

Please mail with copies of NOTICE OF APPEAL and INDICTMENT(S) to:

**V. CLAIRE ALLEN
DEPUTY CLERK
The South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211**

 THE STATE v. Marcus Bailey

Name(s) of Co-Defendant(s): N/A

Indictment No.: 2012-GS-40-05404

Crime(s) charged: Murder

Trial Judge: Robert E. Hood

Court Reporter: Karen Ambroziak

Date(s) of Trial: July 22, 2013-July 31, 2013

Crime(s) Convicted of: Murder

Was this a guilty plea? No

Sentence and Date: Murder- 50 years – July 31, 2013.

Date Notice of Appeal Served: August 6, 2013

Appellant is: Incarcerated

Appellant's Attorney(s) and Address(es): Mr. Stanley L. Myers 1700 Sunset Blvd, West Columbia, SC 29171

Appellant's Attorney is: Retained

State's Attorney: Kathryn Cavanaugh Ashton, Assistant Solicitor, Richland County Solicitor's Office, 1701 Main Street, Columbia, SC 29201

RECEIVED

AUG 16 2013

SC Court of Appeals