

BUTLER LAW FIRM, LLC

MELINDA INMAN BUTLER

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October 14, 2013

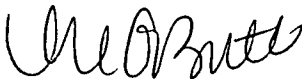
South Carolina Court of Appeals
V. Claire Allen
Post Office Box 11629
Columbia, South Carolina 29211

Re. Terry Wayne Smith v. State of South Carolina
2013-001997

Dear Ms. Allen:

Please find enclosed the Order and/or Judgment challenged on appeal. Should you need anything further, please let me know.

Sincerely yours,



Melinda Inman Butler

Enclosures

cc: Blaine T. Fleming (without enclosures)
Union County Solicitor's Office
210 W. Main Street
P.O. Box 60
Union, South Carolina 29379
cc: Terry Wayne Smith #357053 (without enclosures)
Kirkland Correctional Institute
4344 Broad River Rd
Columbia, SC 29210

RECEIVED

OCT 16 2013

SC COURT OF APPEALS

STATE OF SOUTH CAROLINA

COUNTY OF

Union

STATE

VS.

Terry Wayne Smith, Sr.

AKA:

Race: W Sex: M Age:

DOB: SS#:

Address: 528 Police Club Road

City, State, Zip: Union, SC 29379

DL# *SID#

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was

TO: DUI (BAC > .16) 2ND offense

In violation of § 56-5-2930 of the S.C. Code of Laws, bearing CDR Code # 3358

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury, Negotiated Sentence, Recommendation by the State.

ATTEST: Blaine Denning 78406 Solicitor SC Bar # Terry W. Smith, Jr. Defendant Attorney for Defendant SC Bar # 78040

WHEREFORE, the Defendant is committed to the State Department of Corrections for a determinate term of 3 days/months/years or under the Youthful Offender Act not to exceed 1 year and/or to pay a fine of \$ 3,500; provided that upon the service of 1 month/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

Recipient:

*Fine:

Table with 3 columns: Description, Amount, Total. 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) \$5, TOTAL \$7649.

Clerk of Court/Deputy Clerk Court Reporter: [Signature]

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2013 -GS- 44 - 0692

AW#: G 252368

Date of Offense: 04/25/2013

S.C. Code §: 56-05-2930

CDR Code #: 3 3 5 8

SENTENCE SHEET

CONVICTED OF or PLEADS

(CSC w/minor 1st or Lewd Act)

(def.'s initials)

Attorney for Defendant

SC Bar #

County Detention Center,

SC Bar #

PTUP

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:

OCT 17 2013

SC Court of Appeals

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

Presiding Judge

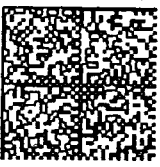
Judge Code:

Sentence Date

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SC COURT OF APPEALS

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