

06-MAY-2025 SCANNED

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SC Court of Appeals

FILED

STATE OF SOUTH CAROLINA) IN THE COURT OF GENERAL SESSIONS
COUNTY OF LEXINGTON)
2025 MAY -6 PM 2:09 FOR THE ELEVENTH JUDICIAL CIRCUIT

THE STATE) LISA H. GEMER) INDICTMENT NO: 2023-GS-32-01627; 01629
CLERK OF COURT)
LEXINGTON, SC)

vs.


HARVEY LEE GOODWIN,
DEFENDANT

ORDER DENYING DEFENDANT'S MOTION
TO RECONSIDER SENTENCE (SEX OFFENDER
REGISTRY)

This matter comes before the Court upon Defendant's Motion to Reconsider Sentence, specifically the sex offender registry, that was ordered pursuant to Defendant's plea to Assault and Battery in the Second Degree and Unlawful Conduct Towards a Child, on April 9, 2025. Defendant's motion was filed on which was filed on April 16, 2025. The State filed a response to Defendant's motion on April 29, 2025.

After consideration of the arguments from counsel, the State, and the record, the Court respectfully denies Defendant's Motion to Reconsider the sex offender registry.

AND IT IS SO ORDERED.


The Honorable Debra R. McCaslin
Presiding Judge

Lexington, South Carolina
May 10, 2025

0-3 yrs.

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF LEXINGTON

STATE

INDICTMENT/CASE#: 2024GS3201627

VS.

Harvey Lee Goodwin

AW#: 2024A3210201148

AKA: _____

Date of Offense: 04/01/2023

Race: White Sex: Male Age: 41

S.C. Code §: 16-3-600(D)(1)(b)

DOB: _____ SS#: _____

CDR Code #: 3413

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: Assault and Battery- Second Degree

In violation of § 16-3-600(D)(1)(b) of the S.C. Code of Laws, bearing CDR Code # 3413

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. _____ (def.'s initials)

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

ATTEST:

Whitney Taylor
Solicitor

103933
SC Bar #

Harvey Lee Goodwin
Defendant

Mark
Attorney for Defendant

106398
SC Bar #

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

for a determinate term of 3 days/months/years/Time Served Youthful Offender Act not to exceed _____ years

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

The sentence shall run

CONCURRENT or CONSECUTIVE to sentence on: 2024053201629

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. 3 days/months

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.

STATE VS. Harvey Lee Goodwin

INDICTMENT/CASE#: 2024GS3201627

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: _____

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	\$ _____
<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	\$ _____
<input type="checkbox"/> § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund	TBD	\$ _____
	TOTAL	\$ <u>125.00</u>

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

John Comer
Krista Smith

Presiding Judge: _____
Judge Code: _____
Sentence Date: _____

1 Heba McLaughlin
2769
4/9/25

0-10 yrs.

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF LEXINGTON

STATE

VS.

INDICTMENT/CASE#: 2024GS3201629

Harvey Lee Goodwin

AW#: 2024A3210201150

AKA:

Date of Offense: 04/01/2023

Race: White Sex: Male Age: 41

S.C. Code §: 63-5-70(A)(1)

DOB: SS#:

CDR Code #: 2481

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: Unlawful Conduct Towards a Child

In violation of § 63-5-70(A)(1) of the S.C. Code of Laws, bearing CDR Code # 2481

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. (def.'s initials)

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

ATTEST:

Solicitor William J. Taylor 103933 SC Bar # Henry Lee Goodwin Defendant Mark A. [Signature] Attorney for Defendant 106398 SC Bar #

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

for a determinate term of 6 days/months/years/Time Served Youthful Offender Act not to exceed ___ years

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

The sentence shall run

CONCURRENT or CONSECUTIVE to sentence on: 2024GS3201627

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.

3 days/months

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.

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: may live in your residence

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 \$ 100

§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 \$ 25

§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 \$ _____

Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees \$500 \$ _____

§ 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund TBD \$ _____

TOTAL \$ 125.00

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

Presiding Judge: Debra McCaslin
Judge Code: 2769
Sentence Date: 4/9/25