

**THE STATE OF SOUTH CAROLINA  
In the Appellate Court**

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**APPEAL FROM HAMPTON COUNTY  
Court of General Sessions**

**Michael G. Nettles, Circuit Court Judge**

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**Case No(s): 2012-GS-25-00071**

 The State,

Ivan Williams,

v.

Respondent.

Appellant.

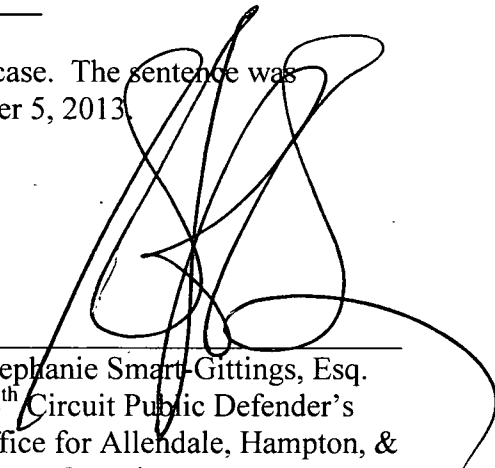
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**NOTICE OF APPEAL**

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Ivan Williams appeals his conviction and sentence in this case. The sentence was imposed by the Honorable Michael G. Nettles on November 5, 2013.

Date: November 8, 2013

  
Stephanie Smart-Gittings, Esq.  
14<sup>th</sup> Circuit Public Defender's  
Office for Allendale, Hampton, &  
Jasper Counties  
P.O. Box 506  
Hampton, S.C. 29924  
Attorney for Appellant

Other Counsel of Record:  
Randolph Murdaugh, III  
Solicitor for 14<sup>th</sup> Judicial Circuit  
PO Box 457  
Hampton, SC 29924  
Attorney for Respondent

**RECEIVED**

NOV 13 2013

**SC COURT OF APPEALS**

**In the Appellate Court**

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**APPEAL FROM HAMPTON COUNTY  
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**PROOF OF SERVICE**

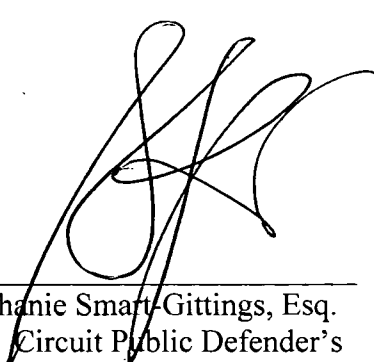
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I certify that I have served the Notice of Appeal on the below listed respondents by depositing a copy of it in the United States Mail, postage prepaid, on November 8, 2013 addressed to:

Randolph Murdaugh, III  
Solicitor for 14<sup>th</sup> Judicial Circuit  
PO Box 457  
Hampton, SC 29924

Alan Wilson, Esq.  
Attorney General  
P.O. Box 11549  
Columbia, S.C. 29211

November 8, 2013



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Stephanie Smart-Gittings, Esq.  
14<sup>th</sup> Circuit Public Defender's  
Office for Allendale, Hampton, &  
Jasper Counties  
P.O. Box 506  
Hampton, S.C. 29924

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**SC Court of Appeals**

COUNTY OF Hampton
STATE VS. Ivan Williams
AKA:
Race: OTHER Sex: M Age: 29
DOB: SS#:
Address:
City, State, Zip:
DL#: SID#:

INDICTMENT/CASE#: 2012GS2500071
A/W#: N101258
Date of Offense: 6/27/2011
S.C. Code § : 16-11-0311
CDR Code #: 0079

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: Burglary - First Degree 15-21/2
in violation of § 16-11-311 of the S.C. Code of Laws, bearing CDR Code # 0079
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC) §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.
ATTEST: Attorney for the State, Defendant, Attorney for Defendant

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. 44 days
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: \$ plus 20% fee: \$
Payment Terms:
Set by SCDPPPS

Recipient:
\*Fine:
§ 14-1-206 (Assessments 107.5 %)
§ 14-1-211(A)(1) (Conv. Surcharge) \$100 \$ 100.00
§ 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 \$ 25.00
§ 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 \$ 5.00
3% to County (if paid in installments) \$ 3.90
TOTAL \$ 133.90

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

Clerk of Court/ Deputy Clerk Melinda D. Woods
Court Reporter: Elizabeth Harris
SCCA/217 (03/2011)

Presiding Judge
Judge Code: 2140
Sentence Date: 11/5/2013

**OFFICE OF THE PUBLIC DEFENDER  
FOURTEENTH JUDICIAL CIRCUIT  
ALLENDALE, HAMPTON & JASPER COUNTIES**  
1 COURTHOUSE SQUARE, ELM STREET, SECOND FLOOR  
POST OFFICE BOX 506  
HAMPTON, SOUTH CAROLINA 29924  
Tel. (803) 914-2240 – Fax (803) 914-2244

November 8, 2013

**Via Regular Mail**

Ms. Jenny Kitchings  
Clerk, The S.C. Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

**RE: State v. Ivan Williams**  
Warrant/Ticket No(s): N101258

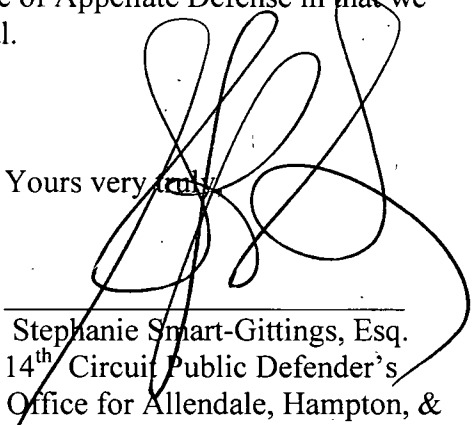
Dear Ms. Kitchings:

Enclosed you will find the original Notice of Appeal in the above matter along with Proof of Service upon Respondents. The Notice has been filed with the Hampton County Clerk of Court. Also enclosed is a copy of the indictment.

These matters are being referred to the Office of Appellate Defense in that we were participating as Court appointed counsel at trial.

Thank you for your attention to this matter.

Yours very truly,



Stephanie Smart-Gittings, Esq.  
14<sup>th</sup> Circuit Public Defender's  
Office for Allendale, Hampton, &  
Jasper Counties  
P.O. Box 506  
Hampton, S.C. 29924

Enclosure

Cc: Office of the Fourteenth Circuit Solicitor  
Office of the Attorney General  
Office of the Appellate Defense

**RECEIVED**

NOV 13 2013

**SC Court of Appeals**

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF HAMPTON )  
 )  
State of South Carolina, )  
 )  
vs. )  
 )  
Ivan Williams, )  
 )  
Defendant. )  
\_\_\_\_\_ )

IN THE COURT OF GENERAL SESSIONS  
FOURTEENTH JUDICIAL CIRCUIT

CASE NUMBER: 2012-GS-25-00071

VERDICT FORM

BY  
MELINDA D. METTLES  
CLERK OF COURT  
HAMPTON COUNTY, S.C.

2013 NOV -6 AM 11:59

FILED

**Burglary – First Degree**

We the Jury find by unanimous consent that Defendant Ivan Williams is:

\_\_\_\_\_ Not Guilty  
  X   Guilty

  
Foreman Signature

Date: 11/5/13, 2013

**THE VERDICT MUST BE UNANIMOUS**

**PLEASE NOTIFY THE BALIFF UPON REACHING A VERDICT**

OFFICE OF THE PUBLIC DEFENDER  
ALLENDALE, HAMPTON AND JASPER COUNTIES  
COURTHOUSE ANNEX BUILDING, 2ND FL  
PO BOX 506  
HAMPTON, SC 29924

CHARLESTON

08 NOV 2013



Liberty  
FOREVER



Equality  
FOREVER

Justice  
FOREVER

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NOV 13 2013

SC Court of Appeals

Ms. Jenny Kitchings  
Clerk, The S.C. Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

29211+1629

