

THE STATE OF SOUTH CAROLINA
In the Appellate Court

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

Jessica A. Salvini, Circuit Court Judge

Indictment: 2024-GS-23-03564
Case No(s): 2022A2320603122, 2023A2320602895

The State,

Mark Nehemiah Smith,

v.

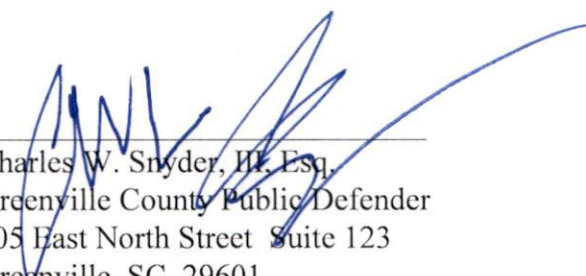
Respondent.

Appellant.

Rule 203 Explanation of Issue

As required by Rule 203(d)(1)(B)(iv), SCACR, undersigned counsel cannot identify an issue that may be raised on appeal. However, Mark Smith has requested the appeal of his conviction and sentence.

Date: February 19, 2026



Charles W. Snyder, III, Esq.
Greenville County Public Defender
305 East North Street Suite 123
Greenville, SC 29601
Attorney for Appellant

Other Counsel of Record:

Cindy S. Crick
Thirteenth Circuit Solicitor Office
305 E. North Street, Suite 325
Greenville, SC 29601
Attorney for Respondent

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WITNESSES

Greenville Police Department

9/28/2023

ARREST WARRANT NUMBER

2023A2320602895

2023A2320602896

ACTION OF GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2024-GS-23-
AJM

002476

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

TERM 2024

THE STATE

vs.

MARK NEHEMIAH SMITH

Indictment for

0392

0549

TRAFFICKING METHAMPHETAMINE

VIOLATION § 44-53-0375

POSSESSION OF WEAPON DURING THE COMMISSION

OF A VIOLENT CRIME

VIOLATION § 16-23-0490

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SC Court of Appeals

I certify this and any
attachments to be complete,
exact, and true copy(s)
of the original document(s).

Handwritten signature

Clerk of Court C. P. & G. S.
Greenville, SC

Dated

FILED

APR 26 2024

CLERK of COURT
GREENVILLE COUNTY

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
COUNT ONE-TRAFFICKING METHAMPHETAMINE
COUNT TWO-POSSESSION OF WEAPON DURING THE
COMMISSION OF A VIOLENT CRIME

At a Court of General Sessions, convened on

the Grand Jurors of Greenville

County present upon their oath:

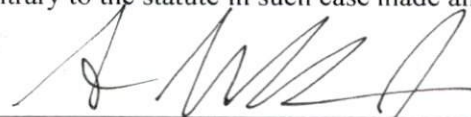
COUNT ONE-TRAFFICKING METHAMPHETAMINE

That MARK NEHEMIAH SMITH did in Greenville County, on or about the 27th day of September, 2023, knowingly sell, manufacture, deliver or bring into the State of South Carolina or did knowingly provide financial assistance or otherwise aid, abet, attempt or conspire to sell, manufacture, deliver or bring into the State or was knowingly in actual or constructive possession of more than 28 grams of Methamphetamine (Crank). This is in violation of §44-53-375 of the South Carolina Code of Laws (1976) as amended.

COUNT TWO-POSSESSION OF WEAPON DURING THE COMMISSION OF A VIOLENT CRIME

That MARK NEHEMIAH SMITH did in Greenville County, on or about the 27th day of September, 2023, possess or visibly display a pistol during the commission or attempted commission of a violent crime, to wit: Trafficking Methamphetamine. This is in violation of §16-23-490 of the South Carolina 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.



SOLICITOR

BAR # 103761

STATE OF SOUTH CAROLINA

SENTENCE ORDER

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Greenville

INDICTMENT/CASE#: 2024 - GS - 23 - 02476

STATE VS.

A/W#: 2023A2320602895

Date of Offense: 9/27/2023

Mark Nehemiah Smith

S.C. Code § 44-53-0375(C)(2)

AKA: _____ SSN: _____

CDR Code #: 0392

RACE: BLACK SEX: M DOB: _____

Range of Offense: 7-25 TRS

In disposition of the above indictment comes now the Defendant who was TO: Trafficking Meth 10-28g 1st

CONVICTED OF or X PLEADS Range of Offense Pled 3-10TR

in violation of § 44-53-0375(C)(1) of the S.C. Code of Laws, bearing CDR Code # 0450

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.

The plea is: w/o Rec/Negotiations Negotiated Recommendation

McCollum, Anthony 103761 SC Bar # _____ SNYDER, CHARLES (CHAD) 79961 SC Bar# _____

The Defendant is committed to the SCDC County Detention Center Home Incarceration Program for a determinate term of _____ days/months/years/Time Served YOA NTE _____ years and/or shall 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*; balance is suspended with probation for _____ months/years and subject to SCDPPPS standard conditions of probation, which are incorporated by reference.

The sentence shall run 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 SCDC. 807 days/months To include time spent on monitored house arrest prior to trial and sentencing.

SPECIAL CONDITIONS:

PTUP _____

No Contact with Victim Domestic Violence Intervention Program Hold for Inpatient Treatment Sex Offender Registry pursuant to S.C. Code § 23-3-430 SAC/MHC if necessary Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135.

Other: _____ Restitution \$ _____ FINE: \$ _____

RESTITUTION See Separate Order (20% per S.C. Code §24-21-190(B))

- §14-1-206 (Assessments 107.5 %)
- §14-1-211(A)(1) (Conv. Surcharge)
- §14-1-211(A)(2) (DUI Surcharge)
- §56-5-2995 (DUI Assessment)
- §56-1-286 (DUI Breath Test)
- §14-1-212 (Law Enforce. Funding)
- §14-1-213 (Drug Court Surcharge)
- §34-11-70(b)and(c), and 34-11-90(c)and(d) (Admin Fraud Check Court Costs)
- §50-21-114(BUI Breath Test Fee)
- §56-5-2942(J) (Vehicle Assessment)
- 3% to County (if paid in installments)

Fine/Costs and Assessments are to be paid to the Clerk of Court within _____ days/months

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\$100 \$100 \$12 \$25 \$25 \$150 \$41 \$50 \$40/ea TBD \$500 \$40

\$100.00 \$2500 \$1500 \$0.25

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

TOTAL \$ 203.25

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

J. S. Jennings-Hastam Clerk of Court/ Deputy Clerk

Jennings Court Reporter

2779 Judge Code

2-10-26 Sentence Date

[Signature] Presiding Judge

SCCA217B 01/27/2025