

STATE OF SOUTH CAROLINA  
In The Court Of Appeals

APPEAL FROM GEORGETOWN COUNTY  
Court of General Sessions  
LEE S. ALFORD, Circuit Court Judge

CASE NO: 2011-GS-22-1292

FILED  
GEORGETOWN COUNTY, S.C.  
2013 NOV 25 PM 3:16  
ALMA Y. WHITE  
CLERK OF COURT

The State, ..... Respondent,

V.

ROBERT JENKINS, ..... Appellant.

**NOTICE OF APPEAL**

ROBERT JENKINS, appeals the conviction and sentence in this case. The sentence was imposed by the Honorable Lee S. Alford, on November 19, 2013.

November 25, 2013



Wyn Bessent  
Public Defender  
Georgetown County Public Defender Office  
Post Office Box 2898  
Georgetown, SC 29442  
843-545-3671  
Attorney for Appellant

Other Counsel of Record

Alicia A. Richardson  
Solicitor  
Post Office Box 1688  
Georgetown, SC 29442  
843-545-3169  
Attorney for Respondent

**RECEIVED**

DEC 02 2013

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
In The Court Of Appeals

APPEAL FROM GEORGETOWN COUNTY  
Court of General Sessions  
LEE S. ALFORD , Circuit Court Judge

CASE NO: 2011-GS-22-1292

FILED  
GEORGETOWN COUNTY, S.C.  
2013 NOV 25 PM 3:16  
ALMA Y. WHITE  
CLERK OF COURT

The State, ..... Respondent,

V.


ROBERT JENKINS , ..... Appellant.

**PROOF OF SERVICE**

I certify that I have served the Notice of Appeal on the State of South Carolina by depositing a copy of the Notice in the United States Mail, postage prepaid, on November 25, 2013, addressed to the attorney of record:

Alicia A. Richardson  
Solicitor  
Post Office Box 1688  
Georgetown, SC 29442  
Attorney For Respondent

November 25, 2013

  
Wyn Bessent  
Public Defender  
Georgetown County Public Defender Office  
Post Office Box 2898  
Georgetown, SC  
843-545-3671  
Attorney for Appellant

RECEIVED

DEC 02 2013

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Georgetown  
STATE VS.  
Robert Jenkins

INDICTMENT/CASE#: 2011GS2201292  
A/W#: J539007  
Date of Offense: 9/24/2011  
S.C. Code § : 44-53-0370(d)(1)  
CDR Code #: 0178

AKA: \_\_\_\_\_  
Race: BLACK Sex: M Age: 63  
DOB: \_\_\_\_\_ SS#: \_\_\_\_\_  
Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
DL#: 007247997 SID#: \_\_\_\_\_

SENTENCE SHEET

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No   
In disposition of the said indictment comes now the Defendant who was  
TO: Poss. of Heroin/LSD/Schedule I(b),(c), & Schedule narcotics, 3rd offense

CONVICTED OF or  PLEADS

in violation of § 44-53-0370(d)(1) of the S.C. Code of Laws, bearing CDR Code # 0178  
 NON-VIOLENT  VIOLENT  SERIOUS  MOST SERIOUS  Mandatory GPS(CSC w/minor 1st or Léwd Act)  §17-25-45

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

ATTORNEY: Richardson, Alicia SCB8880 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 5 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. 124 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 \_\_\_\_\_

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 \$ 30.00 beginning 1 mo after release  
\$ \_\_\_\_\_ paid to Public Defender Fund  
Other: \_\_\_\_\_

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	\$ 150.00
§ 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)		\$ <del>280.00</del> 8.40
TOTAL		\$ 288.40

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

Clerk of Court/ Deputy Clerk: Alicia Richardson  
Court Reporter: Grace L. Hurler  
SCCA/217 (03/2011)

Presiding Judge: \_\_\_\_\_  
Judge Code: 7173  
Sentence Date: 11/18/11

WITNESSES

Georgetown Police Department

DOCKET NO. 2011GS2201292

The State of South Carolina

County of Georgetown

Scott R. Hixson 11G00866

COURT OF GENERAL SESSIONS

NOVEMBER, 2011 TERM

ARREST WARRANT NUMBER

THE STATE

JS39007

VS.

CDR: 0178 \$44-53-0370(D)(1)  
DOI: September 24, 2011

ROBERT JENKINS

ACTION OF GRAND JURY

B/M

TRUE BILL

ATTORNEY: Fox, J. Eric

Indictment for

*Richard O. C. Holmes*

Foreperson of Grand Jury  
Date: 11-16-11

VERDICT

POSSESSION OF HEROIN

J. Gregory Hembree, Solicitor

Foreperson of Petit Jury

Date:



# Fifteenth Circuit Public Defender

Horry & Georgetown Counties

Georgetown  
*Ronald Hazzard*  
Chief public defender  
401 Cleland Street  
P.O. Box 2898  
Georgetown, SC 29440



Horry  
*William "Ed" Chrisco*  
Chief Public Defender  
203 Laurel Street  
P.O. Box 1666  
Conway, SC 29526

*Orrie E. West*  
Circuit Public Defender

Tel: 843 - 545 - 3671  
Fax: 843 - 545 - 3673

[www.hgodefender.org](http://www.hgodefender.org)

Tel: 843 - 915 - 5385  
Fax: 843 - 915 - 6385

November 25, 2013

Robert Jenkins  
SCDC # :  
Kirkland Reception and Evaluation Center  
4344 Broad River Road  
Columbia, SC 29210

RE: STATE OF SOUTH CAROLINA VS. ROBERT JENKINS  
CASE NO: 2011-GS-22-1292

Dear Robert Jenkins :

Enclosed please find a copy of a Notice of Appeal in your criminal case. Also enclosed are the following:

1. Proof of Service of the Notice of Appeal on the Respondent.
2. A copy of the Order(s)/ Sentence Sheet(s) which is/are to be challenged on appeal.

The Court Reporter was Grace L. Hurley

If you have any questions concerning this matter please contact me.

Sincerely,

  
Wyn Bessent

Georgetown Public Defender  
Post Office Box 2898  
Georgetown, South Carolina, 29442  
843-545-3671

**RECEIVED**

DEC 02 2013

**SC Court of Appeals**



UNITED STATES POSTAGE  
PITNEY BOWES

02 1P \$ 002.58<sup>0</sup>  
0004450886 NOV 25 2013  
MAILED FROM ZIP CODE 29440

Georgetown County Public Defender  
401 Cleland Street  
P.O. Box 2898  
Georgetown, S.C. 29442

RECEIVED

DEC 02 2013

SC Court of Appeals

The Honorable Jenny Abbot Kitchings  
Clerk of the South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211