

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM MARLBORO COUNTY
Court of General Sessions

Edward B. Cottingham, Circuit Court Judge

Case No(s):
2012-GS-34-0696

 The State,

Respondent,

v.

Thomas Randall Edge,

Appellant.

NOTICE OF APPEAL

Thomas Randall Edge, appeals his conviction and sentence in this case. The sentence was imposed by the Honorable Edward B. Cottingham on December 3, 2013.

December 5, 2013



T. Brandon Steen
Assistant Public Defender
Post Office Box 29
Dillon, South Carolina 29536
(843) 479-5571
Attorney for Appellant

Other Counsel of Record:

Mary Thomas Johnson-Lee
Assistant Solicitor
Post Office Box 616
110 Liberty Street
Bennettsville, SC 29512
(843) 479-6516
Attorney for Respondent

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SC Court of Appeals

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PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the State of South Carolina by personally delivering a copy of it to the attorney of record for the State, Assistant Solicitor Mary Thomas Johnson-Lee, at her office at 110 Liberty Street, Bennettsville, SC 29512, on December 5, 2013.

December 5, 2013

Brandon Steen

T. Brandon Steen
Assistant Public Defender
Post Office Box 29
Dillon, South Carolina 29536
(843) 479-5571
Attorney for Appellant

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WITNESSES

Ira Dease

Bennettsville Police Department

Law Enforcement Case #: 8974-12

Ira Dease A

347

WAIVER OF PRESENTMENT

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

Defendant

I hereby appear in my own proper person and plead guilty to the within indictment or to:

Defendant

ARREST WARRANT NUMBER
2012A3420100168

ARRESTED ON: 2012-10-08

ACTION OF GRAND JURY

True Bill

Danielle Turner

Grand Jury Foreperson

12-4-12

Date

VERDICT

Guilty

Davene Pauling

Petit Jury Foreperson

12/3/13

Date

DOCKET NUMBER:
2012-GS-34-0696

The State of South Carolina

County of Marlboro

COURT OF GENERAL SESSIONS

Term:
December 2012

THE STATE

vs.

Thomas R Edge

INDICTMENT FOR

Distribution of Schedule II Drug

§44-53-0370(b)(2)

CDR Code: 0188

A CERTIFIED
TRUE COPY
William B. Zundark
CLERK OF COURT
MARLBORO COUNTY
WILLIAM B. FUNDERBURK
CLERK OF COURT
MARLBORO COUNTY

WILLIAM B. FUNDERBURK
CLERK OF COURT
MARLBORO COUNTY

2012 DEC 5 PM 5:00

William B. Rogers, Jr., Solicitor

FILED

STATE OF SOUTH CAROLINA)
)
COUNTY OF MARLBORO)

INDICTMENT FOR
Distribution of Schedule II Drug

§44-53-0370(b)(2)

At a Court of General Sessions, convened on December 4, 2012, the Grand Jurors of Marlboro County present upon their oath:

DISTRIBUTION OF A SCHEDULE II DRUG

CDR: 0188 44-53-0370(b)(2)

That Thomas R Edge did in Marlboro County on or about October 5, 2012, distribute, dispense or deliver, or did aid, abet, attempt or conspire to distribute, dispense or deliver a quantity of oxycodone, a Schedule II, under provisions of Section 44-53-0370, et. seq., S. C. Code of Laws, 1976, as amended, such possession not being authorized by law, in violation of Section 44-53-0370(b)(2), S. C. 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.


WILLIAM B. ROGERS, JR.
SOLICITOR

RECEIVED
MARLBORO COUNTY
CLERK OF COURT
DECEMBER 10 2012

COUNTY OF Marlboro
STATE VS. Thomas R Edge
AKA: Thomas Randall Edge
Race: W Sex: M Age: 60
DOB: SS#:
Address:
City, State, Zip:
DL#: SID#:

INDICTMENT/CASE#: 2012-GS-34-0696
A/W#: 2012A3420100168
Date of Offense: 10/5/2012
S.C. Code § : 44-53-0370(b)(2)
CDR Code #: 0188

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: Drugs / Manuf., poss. of other sub. in Sch. I, II, III or flunitrazepam or analogue, w.i.t.d. - 2nd offense

in violation of § 44-53-0370(b)(2) of the S.C. Code of Laws, bearing CDR Code # 0187
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS
Mandatory GPS(CSC w/minor 1st or Lewd 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.

ATTEST: Mary J. Johnson 65347 Defendant Brandon Ste 100241 Attorney for Defendant
Johnson, Mary T SC Bar# Defendant Brandon Ste 100241 Attorney for Defendant SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
for a determinate term of 10 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.
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: William B. Sunderland

*Fine:

Table with 3 columns: Statute, Amount, Unit. Includes rows for Assessments, Conv. Surcharges, DUI Surcharges, Assessment, Breath Test, Public Def/Prob, Law Enforce. Funding, Drug Court Surcharges, BUI Breath Test Fee, Vehicle Assessment, SCCJA Surcharges, and 3% to County.

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 William B. Sunderland
Court Reporter: Hattie Gordon
SCCA/217 (03/2011)

Presiding Judge: [Signature]
Judge Code: 2041
Sentence Date: 12/3/13

FILED
2013 DEC 4 PM 3:01
WILLIAM B. FUNDESBUR
CLERK OF COURT
MARLBORO COUNTY

A CERTIFIED TRUE COPY
William B. Sunderland
CLERK OF COURT
MARLBORO COUNTY

0-10 yrs

SC Commission on Indigent Defense
Office of the Fourth Circuit
Public Defender
122 North McArthur Avenue
Post Office Box 29
Dillon, South Carolina 29536

A.C. Michael Stephens, Chief Circuit Public Defender

J. Richard Jones, Deputy Chief Public Defender
Nicholas I. Lewis, Assistant Public Defender
Christie W. Wise, Assistant Public Defender

Bryan C. Letteer, Assistant Public Defender
T. Brandon Steen, Assistant Public Defender
Julie R. Wooten, Assistant Public Defender

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

RE: The State of South Carolina, Respondent, v. Thomas Randall Edge, Appellant,
Case No. 2013-GS-34-0696

Dear Ms. Kitchings,

Enclosed for filing is a notice of appeal in the above case. Also enclosed are the following:

- (1) Proof of service of the notice of appeal on the respondent, Assistant Solicitor Mary Thomas-Lee
- (2) A copy of the orders (sentencing sheets) which are to be challenged on appeal.

Sincerely,

T. Brandon Steen

T. Brandon Steen
Assistant Public Defender
Post Office Box 29
Dillon, South Carolina 29536
(843) 479-5571
Attorney for Appellant

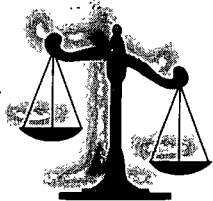
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SC Court of Appeals

cc: Mary Thomas Johnson-Lee, Assistant Solicitor
110 Liberty Street
Bennettsville, SC 29512
Attorneys for Respondent

Robert M. Dudek, Chief Appellate Defender
South Carolina Commission on Indigent Defense
1330 Lady Street, Suite 401
Columbia, SC 29201



**Fourth Circuit
Public Defender**

Post Office Box 29
Dillon, SC 29536

COLUMBIA

05 DEC 2013



The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

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