

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of General Sessions

The Honorable Debra McCaslin, Circuit Court Judge

Appellate Case No. 2025-000953

RECEIVED
APR 29 2026
SC Court of Appeals

The State,

Respondent,

v.

Harvey Lee Goodwin,

Appellant.

RECORD ON APPEAL

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STATE OF SOUTH CAROLINA) IN THE COURT OF GENERAL SESSIONS
COUNTY OF LEXINGTON) PII 2 FOR THE ELEVENTH JUDICIAL CIRCUIT

THE STATE

LISA M. CLERK COURT LEXINGTON SC

INDICTMENT NO: 2023-GS-32-01627; 01629

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

STATE OF SOUTH CAROLINA)
)
 COUNTY OF LEXINGTON)
)
 State of South Carolina,)
)
 vs.)
)
 Harvey Lee Goodwin,)
)
 Defendant.)
 _____)

IN THE COURT OF GENERAL SESSIONS
 FOR THE ELEVENTH JUDICIAL CIRCUIT

Case No.: 2024A3210201147-50

MOTION TO RECONSIDER SENTENCING
 (Sex Offender Registry)

FILED
 2025 APR 16 PM 12:06
 LISA H. OVERTON
 CLERK OF COURT
 LEXINGTON, SC

The Defendant, by and through his undersigned counsel, hereby submits this Motion for Reconsideration to the Honorable Debra R. McCaslin, regarding his sentencing that occurred on April 9, 2025, to 1 count of Assault and Battery, 2nd Degree and 1 count of Unlawfully Placing a Child at Risk of Harm. There were no negotiations or recommendations for sentencing presented by the State. The Court sentenced the Defendant to 3 years on the Assault and Battery, 2nd Degree and 8 years on the Unlawfully Placing a Child at Risk of Harm. The sentences are to run concurrently.

Additionally, the Court sentenced the Defendant to have to be placed on the Sex Offender Registry upon the completion of his active sentence. The Defendant was given credit for the 3 days that he was in jail upon his initial arrest.

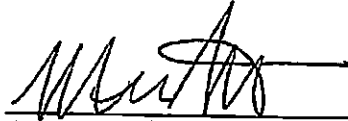
For the following reasons, the Defendant requests that the Court consider modifying the sentence and lifting the requirement of the Sex Offender Registry.

1. S.C. Code Ann. § 23-3-430(D) provides, “upon conviction, guilty plea, or plea of nolo contendere of a person of an offense not listed in this article, the presiding judge may order as a condition of sentencing that the person be included in the sex offender registry if good cause is shown by the prosecution.” The offenses that the Defendant pled guilty to are not

listed offense in this statute. The State was required to show good cause any they did not make any argument or request for the registry.

2. The State did not present any professional findings or recommendations to support placing the Defendant of the Sex Offender Registry. Additionally, there was not evidence presented to show that the Defendant was at risk of reoffending. *In Re Christopher H. 432 S.C. 600 (S.C. Ct. App. 2021)*.
3. At the time of his sentencing, the Defendant was leading a better lifestyle than when the arrest for the offenses occurred. He had undergone a substance abuse outpatient program through LRADAC and was seeing a psychologist to understand his history with alcohol and the cause for the extensive use.
4. The Defendant does not have any children and does not spend time around minor children. The minor that was involved in these charges is no longer in the Defendant's life.
5. The Defendant has his own business and works as a carpenter. Upon his release, being placed on the registry would prevent him from being able to go into homes of customers and ultimately force him to lose his source of income.
6. The Defendant has no prior history that makes him a risk to minors. The Defendant only has a prior arrest for a marijuana charge from 2000.
7. The Defendant has worked with a psychologist through the entirety of his case and the psychologist found that the Defendant did not pose a threat to anyone in the community nor likely to reoffend. See attached the tally sheet of the STATIC99R showing the Defendant was found at a -1 on the sexual recidivism score.

THEREFORE, the Defendant requests the Court to reconsider the sentence imposed on the Assault and Battery 2nd Degree and the Unlawfully Placing a Child at Risk of Harm offense. The Defendant requests that the sentence be modified to not require registration on the Sex Offender Registry upon his release.



Madalyn Norton
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123 Harmon Street
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April 16, 2025
Lexington, South Carolina

Harvey Goodwin

STATIC-99R

Tab 04

Static-99R - TALLY SHEET

Assessment date: 4/14/25 Date of release from index sexual offence: _____

Item #	Risk Factor	Codes		Score
1	Age at release from index sex offence	Aged 18 to 34.9		1
		Aged 35 to 39.9		0
		Aged 40 to 59.9		<u>-1</u>
		Aged 60 or older		-3
2	Ever lived with a lover	Ever lived with lover for at least two years?		
		Yes		<u>0</u>
		No		1
3	Index non-sexual violence - Any Convictions	No		<u>0</u>
		Yes		1
4	Prior non-sexual violence - Any Convictions	No		<u>0</u>
		Yes		1
5	Prior Sex Offences	<u>Charges</u>	<u>Convictions</u>	
		0	0	<u>0</u>
		1,2	1	1
		3-5	2,3	2
		6+	4+	3
6	Four or more prior sentencing dates (excluding index)	3 or less		<u>0</u>
		4 or more		1
7	Any convictions for non-contact sex offences	No		<u>0</u>
		Yes		1
8	Any Unrelated Victims	No		<u>0</u>
		Yes		1
9	Any Stranger Victims	No		<u>0</u>
		Yes		1
10	Any Male Victims	No		<u>0</u>
		Yes		1
	Total Score	Add up scores from individual risk factors		<u>-1</u>

Nominal Risk Levels (2016 version)	Total	Risk Level
	-3, -2,	I - Very Low Risk
	-1, 0,	<u>II - Below Average Risk</u>
	1, 2, 3	III - Average Risk
	4, 5	IVa - Above Average Risk
	6 and higher	IVb - Well Above Average Risk

There [~~was~~, was not] sufficient information available to complete the Static-99R score following the coding manual (2016 version). I believe that this score [fairly represents, does not fairly represent] the risk presented by Mr. XXXX at this time. Comments/Explanation: _____

S. Watson
(Evaluator name)

ES Watson
(Evaluator signature)

4/12/25
(Date)

FILED

INDICTMENT NO.: 2023-GS-32-01627;
01629

2025 APR 29 PM 3:16

STATE OF SOUTH CAROLINA

DICKINSON
CLERK OF COURT
LEXINGTON, SC

v.

HARVEY LEE GOODWIN,
DEFENDANT

**STATE'S MEMORANDUM IN
RESPONSE TO DEFENDANT'S
MOTION TO RECONSIDER
SENTENCE (SEX OFFENDER
REGISTRY)**

NOW COMES THE STATE, by and through the undersigned Assistant Solicitor for the Eleventh Judicial Circuit, Whitney Taylor, in full support of the fair and just sentence and order imposed in the above-captioned case by the Honorable Judge Debra R. McCaslin on April 9, 2025. For the reasons below, the State respectfully requests this Court deny Defendant's Motion to Reconsider Sentence pursuant to Rule 29 of the South Carolina Rules of Criminal Procedure.

PROCEDURAL POSTURE

Defendant was arrested for two counts of Assault and Battery in the Second Degree and two counts of Unlawful Conduct Towards a Child on May 16, 2024. The Lexington County Grand Jury returned True Bill indictments on all charges. On April 9, 2025, the Defendant pled guilty to one (1) count of Assault and Battery in the Second Degree and one (1) count of Unlawful Conduct Towards a Child. After listening to a full presentation of the evidence from the State, victim impact testimony, and well as mitigation arguments from defense counsel, the Court sentenced Defendant to an active sentence of three (3) years on the Assault and Battery in the Second Degree charge and eight (8) years on the Unlawful Conduct Towards a Child charge, with the sentences to run concurrently. Additionally, Defendant was also ordered to register as a sex offender upon release. Defendant filed a timely Motion to Reconsider Sentence.

FACTUAL SUMMARY

On May 10, 2024, the victim, seventeen (17) year old Kaylee Brown, reported a sexual assault to the Lexington County Sheriffs Department that had occurred at 345 Day Dr. in the Swansea area Lexington County some time on or around April of 2023 and May of 2023. Defendant is the victim's step-father. Victim reported to law enforcement that Defendant did touch her legs, back, and butt on several occasions over the past couple of years. She stated Defendant also attempted to kiss her on the lips and neck. When Victim disclosed the assaults to her mother, her mother confronted Defendant by stating "If you wanted an out, it didn't have to be on my child." Defendant responded by stating he understood and was "sorry" he "upset her." Additionally, Defendant told Victim's mom that he had "no reasoning" for his actions.

In a subsequent post-Miranda interview with Det. Kinder, Defendant confessed to leaning over and "rubbing her on the rear," her legs, and the back of her neck. Defendant also admitted that it may have occurred on more than one occasion and proceeded to blame his actions on being inebriated.

At sentencing, Victim addressed the Court and relayed how this case has impacted her and asked for both active time and that Defendant be required to register as a sex offender. Victim's father also addressed the Court and asked for the same. Victim also had numerous other family members present on her behalf. Additionally, Defendant addressed the Court during mitigation, acknowledged the truth and veracity of the State's presentation of the facts, and asked for mercy from the Court. The State left both the sentence and the registry in the sole discretion of the Court.

ARGUMENT

The sentence imposed by this Court on April 9, 2025 is fair and just, considering the totality of Defendant's criminal conduct, the mitigation information offered, and South Carolina law. At the sentencing hearing – when all parties were in the courtroom – the Court was in the best position to render

the right decision. At that time, the Court had the opportunity to hear the facts from the State and Defendant's mitigation presentation. This Court also heard the impact Defendant's crime had on Ms. Brown. Additionally, and perhaps most importantly, this Court met Ms. Brown, and heard her emotional and compelling victim impact testimony in her own words. This Court could see for itself how she has been negatively affected by Defendant's crime. After hearing from both sides, and considering the evidence, arguments from counsel, victim impact, and defense counsel's mitigation presentation, this Court ordered Defendant serve an active, concurrent sentence of eight (8) years in the South Carolina Department of Corrections.

Defendant's Motion implies this Court arbitrarily ordered the sex offender registry without due consideration of all information presented. This is completely false, as evidenced by the time the Court spent reflecting on the State and Defendant's presentations, the victim impact testimony, and the Court's courtroom statements before rendering judgment. The Court was afforded more than enough time to give thoughtful consideration to the arguments and impose a just sentence supported by the facts, statutes, and case law. Additionally, the fact that Defendant's mere disagreement with the Court's sentence, without bringing to the Court's attention any new information that would amount to a change of circumstances, as required by statute, is insufficient in justifying any modification of the sentence and order of the sex offender registry. Because of this and Defendant's failure to set forth a cogent argument in support of reconsideration, this Court should uphold its sentence, the ordering of the sex offender registry, and deny Defendant's Motion.

Defendant also argues that the State did not present any "professional findings or recommendations to support placing the Defendant [on] the Sex Offender Registry" and that "there was [not] evidence presented to show that the Defendant was at risk of reoffending." *In Re Christopher H. 432 S.C. 600 (S.C. Ct. App. 2021)*. Although the case cited by defense counsel is pertaining to a juvenile case where Defendant was contesting being placed on the *private* sex offender registry, it does clearly

stated that “A [sentencing court] must be permitted to consider any and all information that reasonably might bear on the proper sentence for a particular defendant and that the sentence imposed will not be overturned on appeal *absent an abuse of discretion*.” An abuse of discretion occurs when the sentence imposed was based on either an error of law or a factual conclusion not supported by evidence in the recorded and may be ordered if good cause is shown by the solicitor.” *Id.*

The State gave a detailed factual presentation to the Court that explained how Defendant’s own *repeated* sexual advances towards his step-daughter continued to happen and how his touching and attempted touching of Victim’s private parts were not a one-time occurrence. Defendant further admitted to law enforcement post-Miranda to each incident and offered no justification or reasoning for his actions. Further, he attempted to justify his actions by being intoxicated. The State’s position is that Defendant’s on self-admitted actions of repeatedly making sexual advances towards Ms. Brown is “good cause” that would more than justify placing him on the sex offender registry. It was not until Ms. Brown gained the confidence and courage to report Defendant’s behavior to law enforcement, that he was ultimately arrested and charged with multiple counts of touching the private parts of Ms. Brown, and that he was Court ordered to have no contact with Ms. Brown, that his behavior ceased. The State’s position again is that Defendant’s acts and admissions to such are good cause alone to justify his placement on the sex offender registry.

Defendant also argues that at the time of his sentencing, Defendant was leading a “better lifestyle” than when the arrest for the offense occurred, by completing an outpatient substance abuse program and was seeing a psychologist to address his alcohol use. While making affirmative steps to address issues with alcohol use is positive, the State’s position, as supported by law, is that voluntary intoxication is not a defense to these crimes, and therefore is insufficient to also be considered mitigation in whether or not the sex offender registry is appropriate.

Defendant also argues that he does not have any children and does not spend time around minor children. While Ms. Brown, the victim, is no longer in the household, it is the State's understanding from speaking with her and her family that Defendant's wife (Victim's mother) intends to remain in a relationship with Defendant and that her minor son still lives in the household. Therefore, the State has major concerns that Defendant, upon his release, will potentially be living back in the household with Victim's mother and her minor child.

Defendant also argues that once he is released and is required to register as a sex offender, that doing so would negatively impact his business by preventing him from being able to go into the homes of customers and ultimately force him to lose his source of income. It is the State's position that the statute and controlling case law's intent behind the sex offender registry in the appropriate cases is to protect the public from sex offenders working or volunteering in positions that involve direct and frequent contact with children. If Defendant's carpentry job subjects him to frequent contact with children in minors, then it would be appropriate for Defendant to find an appropriate job or career that affords him the ability to easily avoid situations where he would be subjected to children or minors.

Defendant also argues that his lack of prior criminal history supports reconsideration into the Court's order that he be required to register as a sex offender. The State's position is that Defendant's lack of criminal history is an element that should be given the least consideration in this case, especially when taking the facts and Defendant's own admissions, both to his wife and to law enforcement, into consideration.

Defendant lastly provided the State a "tally sheet" of the STATIC99R, showing Defendant was found to be at a low sexual recidivism rate, which is dated April 12, 2025, a mere three days after Defendant pled guilty and was sentenced. There is no information provided to the State or the Court to suggest a formal evaluation was conducted, and according to the National Association of Forensic Counselors, it may not be sufficient or take into account all of the relevant factors in order for a

professional to make an informed and thorough decision as to the *actual* likelihood of Defendant reoffending. The NAFC explains that the weaknesses of the STATIC-99 is that it demonstrates only *moderate predictive accuracy* and does *not include all the factors that might be included in a wide-ranging risk assessment*. In fact, the NAFC states that an interview with the offender may not even be necessary to score the tally sheet. Further, because not all risk factors are addressed or considered, the NAFC states a "prudent evaluator" will "always" consider other external factors that may influence risk in either direction.

In this case, the tally sheet provided by the defense assessed the following factors: age of offender at release for the offense, if the offender ever lived with a "lover", any convictions for non-sexual violence, any prior sexual offenses, if there are four or more prior sentencing dates, any convictions of non-contact sex offenses, if there are any unrelated victims, if there are any stranger victims, and if there are any male victims. First, there is no information provided to suggest that the evaluator, "S. Watson," ever had any contact with Defendant or even interviewed him. The evaluation is also dated "4/12/25" at the bottom of the sheet, but states at the top that the "assessment" was completed on April 14, 2025, which is two days after the evaluation was apparently completed. Further, no information was provided to suggest the evaluator was privy to the case file or any facts whatsoever regarding the case, to include incident reports, written statements, recorded interviews, body worn cameras, search warrants, complete NCIC criminal history, and any other evidentiary items that were relevant to the investigation in this case. Further, no information was provided to suggest the evaluator even knew the victim's name, her age, or the allegations. There is also no information provided that suggest the evaluator assessed Defendant for dynamic risk factors, such as substance abuse, coping skills, any diagnostic categories relevant to sexual disorders, access to victims or other minor children, or any other risk factors related to sexual recidivism. Instead, despite the evaluator indicating he was afforded sufficient information, the above categories listed or filled out on

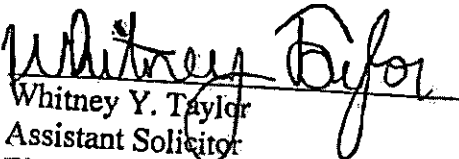
the sheet were simply questions that serve minimal relevance to the actual facts of the case upon which Defendant admitted guilt to and any other risk factor that should be assessed in order to come to a well-informed conclusion as to Defendant's risk of recidivism. Lastly, the evaluator concluded the form without making a determination as to whether it fairly represented the risk presented by "Mr.XXXX" at this time.

At the time of the plea, the State made it very clear that while there were no recommendations or negotiations as to sentencing, including the sex offender registry, sentencing and the registry were left completely in the Court's discretion. To be clear, the fact that the State remained silent on sentencing was not, and is not, to be interpreted as the State being against the sex offender registry. Instead, the State's intent was for the Court to make the appropriate decision on both sentencing and the registry after considering the presentations from both the State and the defense. In this case, it is abundantly clear the Court gave deep and thoughtful consideration to the State's presentation of the facts and the victim impact testimony, where she pleaded with the Court to impose active time and the sex offender registry. The Court also meaningfully considered defense counsel's mitigation and arguments. Therefore, it is clear from the record that the Court ordered the sex offender registry only after a thorough and thoughtful consideration of the totality of the circumstances.

CONCLUSION

Considering the evidence, arguments from counsel, victim impact, and defense counsel's mitigation presentation, the State argues that good cause was shown to justify the Court's ruling that Defendant be required to register as a sex offender upon his release. Additionally, the State respectfully argues that the defense has provided insufficient materials to warrant a reconsideration of the Court's ruling and insufficient mitigation that Defendant is not at a high risk of reoffending. For the reasons stated above, the State respectfully requests this Court uphold the ordering of the sex offender registry in this case and deny Defendant's Motion to Reconsider.

Respectfully submitted this the 29th day of April, 2025.


Whitney Y. Taylor
Assistant Solicitor
Eleventh Judicial Circuit

State of South Carolina)	Court of General Sessions
)	Eleventh Judicial Circuit
County of Lexington)	Case No. 2024-GS-32-01627
)	Case No. 2024-GS-32--1629
)	
)	
State of South Carolina,)	
)	
Plaintiff,)	
)	
-vs-)	Transcript of Record
)	
)	
Harvey Lee Goodwin,)	
)	
Defendant.)	
)	

April 9, 2025
Lexington, South Carolina

B E F O R E:

The Honorable Debra McCaslin, Judge

A P P E A R A N C E S:

Whitney Taylor, Esquire
Attorney for the Plaintiff/State

Madeline Norton, Esquire
Attorney for the Defendant

Krystal J. Smith
Official Circuit Court Reporter III

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(No Exhibits Presented)

COURT REPORTER LEGEND

dashes --	intentional or purposeful interruption or change in thought
ellipses . . .	trailing off
[ph]	phonetically written
[sic]	written as said

1 APRIL 9, 2025

2 (WHEREUPON, the proceedings began at 10:20 a.m.)

3 GUILTY PLEA

4 MS. TAYLOR: Your Honor, we have 2024-GS-32-01627, the
5 State versus Harvey Lee Goodwin, indicted for assault and
6 battery, second degree, pleading as charged, waiving
7 presentment to the grand jury, and 2024-GS-32-01629, the State
8 versus Harvey Lee Goodwin, indicted for unlawful conduct
9 towards a child, pleading as charged. That indictment has
10 been true-billed, and being represented by Ms. Norton.

11 THE CLERK: Please raise your right hand.

12 THE COURT: This is what?

13 MS. TAYLOR: It's on the trial roster.

14 THE COURT: Okay. I was sitting here thinking, didn't I
15 know this name?

16 MS. TAYLOR: Yes, ma'am. It was on -- it's a backup for
17 5/19, I believe.

18 THE COURT: Okay. All right.

19 THE CLERK: Please raise your right hand. Do you swear
20 or affirm the testimony you give the Court is the truth, the
21 whole truth, and nothing but the truth, so help you God?

22 THE DEFENDANT: Yes, ma'am.

23 THE CLERK: Thank you.

24 THE COURT: All right. Mr. Goodwin, are you under the
25 influence of any drugs or alcohol today?

1 THE DEFENDANT: No, ma'am.

2 THE COURT: Ever been treated for any type of mental
3 illness?

4 THE DEFENDANT: No, ma'am.

5 THE COURT: You know you have a right to a jury trial on
6 both of these charges?

7 THE DEFENDANT: Yes, ma'am.

8 THE COURT: You could present a defense. You could call
9 witnesses. You could have your lawyer cross-examine any of
10 the State's witnesses. But when you plead guilty, you give up
11 all of your jury trial rights. Are you willing to do that?

12 THE DEFENDANT: Yes, ma'am.

13 THE COURT: Have you talked to your lawyer about all of
14 your jury trial rights?

15 THE DEFENDANT: Yes, ma'am, I have.

16 THE COURT: All right. I've got assault and battery,
17 second degree. That carries up to three years. Your
18 indictment has not been true-billed. Are you going to waive
19 presentment in order to go forward today?

20 THE DEFENDANT: Yes, ma'am.

21 THE COURT: And it states that on or about April the 1st
22 through May 9th of -- April the 1st of 2023 through May 9th of
23 -- this is the assault and battery -- of 2024, it looks like
24 you did injure or attempt to injure a Kaylee Brown by touching
25 her private parts. Are you pleading guilty or not guilty?

1 THE DEFENDANT: Guilty.

2 THE COURT: Then I've got unlawful conduct towards a
3 child. That was true-billed by the grand jury. I assume this
4 is what you were going to trial on?

5 MS. TAYLOR: That's correct.

6 THE COURT: Okay.

7 MS. TAYLOR: Well, there was a discrepancy, and for some
8 reason only one of them had been true-billed. I believe the
9 rest got true-billed on Monday, but that's why he has to waive
10 presentment out of an abundance of caution.

11 THE COURT: Okay. Well, this one was true-billed, same
12 dates April 1st, 2023, to May 9th of 2024. That you were in
13 charge or had custody of a Kaylee Brown, who is a child, and
14 placed her at unreasonable risk of harm. Are you pleading
15 guilty or not guilty?

16 THE DEFENDANT: Guilty.

17 THE COURT: That carries up to ten years. Do you
18 understand that?

19 THE DEFENDANT: Yes, ma'am.

20 THE COURT: Okay. Has anyone promised you to get you to
21 plead guilty today?

22 THE DEFENDANT: No, ma'am.

23 THE COURT: Is anything being dismissed?

24 MS. TAYLOR: There are two additional counts being
25 dismissed, which is one count of assault and battery, second

1 degree, and another count of unlawful conduct towards a child.

2 THE COURT: Do you understand they're dismissing those
3 counts?

4 THE DEFENDANT: Yes, ma'am.

5 THE COURT: All right. Other than that, has anyone --
6 Any recommendation?

7 MS. TAYLOR: This is a straight-up plea.

8 THE COURT: Straight-up plea. So they're leaving it up
9 to me. That means I can give you up to 13 years if I wanted
10 to. Do you understand?

11 THE DEFENDANT: Yes, ma'am.

12 THE COURT: All right. Has anyone forced you or
13 threatened you to get you to plead guilty?

14 THE DEFENDANT: No, ma'am.

15 THE COURT: And are you pleading guilty freely and
16 voluntarily?

17 THE DEFENDANT: Yes, ma'am.

18 THE COURT: Satisfied with your lawyer?

19 THE DEFENDANT: Yes, ma'am.

20 THE COURT: All right. I don't see any of these -- both
21 of these are nonviolent, not 85 percent time, no strikes.

22 Tell me about it.

23 Let's listen to her.

24 FACTS

25 MS. TAYLOR: Thank you, Your Honor.

1 On May 10th of 2024, the Lexington County Sheriff's
2 Department responded to 423 Congaree Creek Drive in the West
3 Columbia area of Lexington County in reference to a sexual
4 assault. They made contact with the parents of the victim in
5 this case, Haylee Brown, who was 17 years old at the time, who
6 advised that the victim called them and stated that the
7 defendant had touched her inappropriately and wanted to leave.
8 The defendant is her stepfather.

9 The victim shortly arrived and spoke to law enforcement,
10 and she explained that the Thursday prior, the defendant and
11 her mom were standing around talking. I believe the defendant
12 was intoxicated at the time, and he began rubbing her back and
13 her butt, which made her feel uncomfortable. So she tried to
14 distance herself from him.

15 When her mom walked out of the room, she sat down. The
16 defendant got behind her and began to rub her neck and her
17 back and started to kiss her neck. She then got up and went
18 to her room and locked the door, and she advised that he --
19 during this incident he had touched her inside and outside her
20 clothing.

21 And she also disclosed a separate incident that happened
22 about a year prior when he had told her to come hug her -- hug
23 him, and he started to rub his hands all over her and
24 whispered things in her ear. At that time, again, she backed
25 into her room to get away from him, but at that time was too

1 scared to report it.

2 There were screenshots of texts that were submitted by
3 the victim. That was a conversation between her mother and
4 the defendant, and when her mother says if you wanted an out,
5 it didn't have to be on my child, he responds by saying, I
6 don't want out of anything. She says you have some explaining
7 to do. What happened? And the -- her mother sends him a
8 screenshot of what the victim had reported to her that had
9 happened, and he says I understand and I'm very sorry I upset
10 her, and he said there's no reasoning for what I did.

11 This case was investigated by Detective Kinder, who
12 interviewed him, and post-Miranda, he admitted to rubbing her
13 on the rear, as he described it, and her legs, and that -- and
14 corroborated that she did get up and go inside to distance
15 herself from him. He also admitted to rubbing her neck and
16 that he stepped out of line.

17 Detective Kinder wanted the Court to know that he would
18 be here, but he had a mandatory training with the FBI. He
19 could not be present. However, Kaylee and her family are here
20 on the first two rows, and Kaylee and her dad would like to
21 speak at the appropriate time.

22 THE COURT: Okay.

23 All right. Mr. Goodwin, you heard the solicitor. Do you
24 agree with those facts?

25 THE DEFENDANT: We were not inside, but most of the facts

1 are true. Yes, ma'am.

2 FINDINGS/ACCEPTANCE OF PLEA

3 THE COURT: Okay. All right. I'm going to accept the
4 plea. I find it to be freely, voluntarily, and intelligently
5 made. You've had advice of excellent counsel.

6 I'm going to hear from the victim, and then I'll let you
7 speak.

8 MS. TAYLOR: Thank you, Your Honor.

9 THE COURT: Okay.

10 VICTIM STATEMENTS

11 THE VICTIM: Good morning. My name is Kaylee Brown, Your
12 Honor.

13 I stand before you today to recount the extreme impact
14 that the repeated sexual assaults have had on my life. These
15 incidents have not been isolated events. They have been a
16 continuous nightmare that has shattered my sense of security
17 and well-being.

18 I used to feel safe and confident, and I now live in
19 constant fear and anxiety. Simple tasks like walking alone or
20 being in crowded places trigger anxiety attacks. My
21 relationships have suffered because I struggle to trust
22 others.

23 The emotional toll has been overwhelming. I struggle
24 daily with anxiety, depression, and a deep sense of betrayal.
25 I've recently moved out of my hometown of Swansea, where these

1 incidents occurred, to a town over an hour away where I can
2 feel a sense of happiness and safety.

3 Financially, the impact has been equally devastating.
4 Trying to find a high-quality therapist with the expensive
5 cost of therapy has been a significant burden. Therapy has
6 been a crucial part of my recovery, but the journey is long
7 and challenging. I've had to take time off of work and school
8 to attend appointments and to cope with emotional health.

9 I want the Court to understand that the impact of this
10 crime goes far beyond the physical act. It has reshaped my
11 entire existence in ways that are difficult to articulate. I
12 hope that by sharing my story, you can understand the full
13 extent of the damage caused, and that justice will be served
14 to prevent this from happening to anyone else ever again.

15 Thank you so much.

16 THE COURT: Thank you.

17 MR. BROWN: Good morning, Your Honor. I'm Christopher
18 Brown, Kaylee Brown's father.

19 As you know, we've been dealing with this in the court
20 system for almost a year now. We found ourselves in General
21 Sessions court back in October where a plea deal had been
22 agreed upon. During that General Sessions, the defendant
23 revoked his plea deal and asked for a trial.

24 We find ourselves back here again six months later with
25 another plea deal. And, you know, this has been emotionally

1 destruction -- emotional destruction on my daughter, not only
2 for this year that we've been dealing with it legally, but
3 prior to that, because there's been some other incidents
4 that's happened until this time that it was actually brought
5 to our attention.

6 I believe and I'm under the understanding that SLED has
7 picked up some other charges because they happened outside of
8 Lexington County. I don't know the exact detail or the
9 progression of those, but again, it's been emotional
10 destruction upon my daughter to the point where she's had to
11 move out of Lexington County.

12 And we ask that you take all of this into consideration
13 when you come to your final decision on sentencing. Thank
14 you.

15 THE COURT: I will. Thank you. Thank you for being
16 here.

17 MS. TAYLOR: Your Honor, for the record, I'm not aware of
18 any charges from any other jurisdictions or by SLED, but this
19 would resolve all of his Lexington charges in General
20 Sessions.

21 MR. BROWN: We were told by the victim's advocate during
22 bond court at Lexington County that SLED was picking up some
23 other charges.

24 MS. TAYLOR: So those would be handled at another date.

25 THE COURT: Well, I can't consider anything that's not in

1 front of me.

2 MR. BROWN: I understand, Your Honor.

3 THE COURT: I just want you to understand that.

4 MR. BROWN: I understand.

5 THE COURT: All right. Let me hear from you.

6 MITIGATION

7 MS. NORTON: Yes. Thank you, Your Honor. May it please
8 the Court.

9 Just to start, Mr. Goodwin is 43 years old. He has a
10 very, very minimal prior record. I believe he has a marijuana
11 charge back from 2000, and that is it.

12 Through this whole process, I think Mr. Goodwin has done
13 a lot of reflection on himself. He has identified that
14 drinking was the leading problem and leading source creating
15 these allegations. He voluntarily enrolled in RADAC, Your
16 Honor, and completed their outpatient program.

17 He also just the other day went and took a test as well,
18 with all the results coming back negative. I've already
19 presented those to the State, but I would like to hand them up
20 to you, Your Honor, if I may.

21 THE COURT: Uh-huh.

22 MS. NORTON: Throughout this process, he also has been
23 meeting with a psychologist to talk about kind of the root
24 cause of these allegations and what's been going on, and he
25 really has, I think, transformed his relationship with alcohol

1 and kind of taken a lot of accountability and responsibility
2 for what that relationship caused.

3 With that being said, Your Honor, as stated, the alleged
4 victim already has moved out of the county. She's living over
5 an hour away. There has been no contact with the alleged
6 victim this entire time.

7 Mr. Goodwin has been on a monitor for 330 days. There
8 has been no issues brought to our attention. I believe there
9 was one incident brought up about him driving in and out of an
10 exclusion zone. He was actually -- I met with the monitoring
11 company. I asked Midlands Tech about it.

12 I was not able to get any reports. The monitoring
13 company said he was actually driving from his psychologist's
14 office when he went quickly in and out of an exclusion zone.
15 So he has been completely compliant, as far as we know, with
16 this GPS monitor for 330 days.

17 He is a business owner. He owns his own carpentry
18 business, and he also is the primary caretaker for his mother,
19 who is present here in the courtroom today. Your Honor, I'll
20 just have her raise her hand.

21 Additionally, Your Honor, at the very beginning of this
22 case, there was an order of protection hearing that was
23 scheduled. The other party did not show. So I feel like
24 that's important to put on the record. If there was a fear of
25 needing extra protection or something of that nature, they

1 were not present at the order of protection hearing at the
2 very beginning of this case.

3 Additionally, Your Honor, I will just note that it's my
4 understanding that he and his wife are hoping to move forward
5 past this, work out their relationship. He is perfectly
6 willing to be compliant with a no-contact order put in place
7 between the alleged victim. He has no problem with that.

8 With all that being said, Your Honor, we are asking that
9 you would consider a probationary sentence for him. He's
10 willing to comply with any sort of conditions you put in
11 place. He's been compliant for 330 days, as far as we're
12 concerned, on his case and has no reason to have contact with
13 this alleged victim.

14 MS. TAYLOR: Your Honor, just briefly, I'm not aware of
15 anything about the order of protection hearing, but Kaylee has
16 been consistent this entire time that -- of the impact that
17 this has had on her and that she wants absolutely no contact.
18 So there's never been a time that I've been aware of that --

19 THE VICTIM: I was never aware of that. I was never
20 aware that I was supposed to be present, that it was even
21 happening. What I hear now, I mean, I think my mom was aware,
22 but I was never told. At the time I was still a minor. And
23 so I wasn't in direct contact with anybody, as I am now.

24 MS. TAYLOR: And I just want to reiterate he did confess
25 to this crime. So he is -- she -- she is a victim, not an

1 alleged victim.

2 THE COURT: Okay.

3 MS. NORTON: He also has credit for 3 days, Your Honor.

4 THE COURT: Is there anything else?

5 MS. TAYLOR: I was just told that she had a graduation
6 that morning too, and she also was a minor at the time. So --

7 THE COURT: I'm not considering that.

8 MS. TAYLOR: They just wanted me to let you know.

9 THE COURT: Don't think that I am, Ms. Brown, because I'm
10 not. Okay?

11 Now, how much time does he get on the unlawful --
12 unlawful conduct towards a child credit for time served?

13 MS. NORTON: Three days, Your Honor.

14 THE COURT: Three days?

15 MS. NORTON: Yes.

16 THE COURT: When did I hear 330?

17 MS. NORTON: He's just been compliant on a monitor. It's
18 how long the case has been pending.

19 MS. TAYLOR: I don't believe he's been on house arrest.

20 MS. NORTON: He has not been on house arrest.

21 MS. TAYLOR: So he wouldn't be -- our position is he
22 wouldn't be entitled to all that credit.

23 THE COURT: Now, let me ask y'all this. Is the State
24 asking for the sex offender registry or no?

25 MS. TAYLOR: We're leaving all of that in your

1 discretion, Your Honor. And those discussions we had with the
2 victim as well.

3 THE COURT: Let me hear from you about it because it --

4 MS. NORTON: We would be --

5 THE COURT: It sounds to me like this ought to be a sex
6 offender registry case.

7 MS. NORTON: We would be opposed to that, Your Honor. He
8 is a business owner, a caretaker for his mother. I know it's
9 left up to Your Honor's discretion, but as I said, he has no
10 prior record. I'm not aware of any sort of outstanding
11 allegations or charges that may be coming. So --

12 THE COURT: All right. Anything else from the State?

13 MS. TAYLOR: Nothing further.

14 THE COURT: Ms. Brown, I appreciate you coming today. I
15 know it's hard on these kind of cases to stand up and talk to
16 me and tell me what's happened, but I commend you for it.
17 Thank you for coming.

18 You're a pretty little girl. I think you'll do just fine
19 in life if you concentrate on being a survivor and not a
20 victim. Okay? Don't let this run the rest of your life.
21 There's a lot of good things out there.

22 All right. This is one of those touching cases. You
23 know, I'm -- I'm not -- I'm not lenient on touching cases.
24 I'm just not. You had no business touching this child, and
25 she's a child.

SENTENCE

1
2 THE COURT: On the unlawful conduct -- I'll run these
3 concurrent, and I am putting him on the sex offender registry.

4 I will tell you that once I do that, you've got to jump
5 through some hoops on the sex offender registry. Do you have
6 children now?

7 THE DEFENDANT: No.

8 THE COURT: Okay. Do you -- do you own your home?

9 THE DEFENDANT: Yes, ma'am.

10 THE COURT: And the reason I'm asking that -- I'm also
11 going to incarcerate you, but I'm going to let you live in
12 your residence when you finish your time. Because if not, the
13 sex offender registry will keep you from living there if
14 there's children that live next door. There's a bunch of
15 hoops. Okay? Because I'm going to make sure that this
16 doesn't happen again.

17 Also, on top of that, once you're on the sex offender
18 registry, you'll be subject to the Sexual Violent Predator Act
19 while you're incarcerated, meaning before you are released,
20 you'll have to go through the Sex -- Sexual Violent Predator
21 Act. They may release you. If they think you're a danger,
22 they will not. Do you understand me?

23 THE DEFENDANT: Yes, ma'am.

24 THE COURT: All right. On the assault and battery,
25 second degree, the sentence of the Court is 3 years.

1 On the unlawful conduct towards a child, the sentence is
2 8 years.

3 I gave him credit for the three, and they're running
4 concurrent.

5 Good luck to you.

6 And there's to be no contact with this victim whatsoever.
7 I'll put that on there.

8 Thank you, Ms. Brown, for coming. Thank you for the
9 father for coming.

10 (WHEREUPON, the proceedings ended at 10:39 a.m.)

11

12 --- END REQUESTED TRANSCRIPT ---

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ARREST WARRANT

2024A3210201147

STATE OF SOUTH CAROLINA

County/ Municipality of

Lexington

THE STATE 24007876

against

Harvey Lee Goodwin

Address: **345 Day Dr**

Swansea, SC 29160-9752

Phone: _____ SSN: _____

Sex: **M** Race: **W** Height: **5 11** Weight: **220**

DL State: **SC** DL #: _____

DOB: _____ Agency ORI #: **SC0320000**

Prosecuting Agency: **Lexington County Sheriff**

Prosecuting Officer: **Brandon M. Kinder - S00795**

Offense: **Children / Unlawfully place a child at risk of or cause harm or willfully abandon the child**

Offense Code: **2481**

Code/Ordinance Sec: **63-05-0070**

This warrant is **CERTIFIED FOR SERVICE** in the

County/ Municipality of

_____ . The accused

is to be arrested and brought before me to be

dealt with according to the law.

(L.S.)

Signature of Judge

Date: _____

RETURN

A copy of this arrest warrant was delivered to

defendant **HARVEY LEE Goodwin**

on **5/15/24**

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions

Mark H. Westbrook Judicial Center

205 East Main Street

Lexington, SC 29072

DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY

STATE OF SOUTH CAROLINA)

County/ Municipality of)

Lexington

AFFIDAVIT

DEFENDANT COPY

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA 518

Personally appeared before me the affiant **Brandon M. Kinder / FORGIONE J LCSW**

being duly sworn deposes and says that defendant **Harvey Lee Goodwin**

did within this county and state on or about **4/ 1/2023** violate the criminal laws of

State of South Carolina (or ordinance of County/ Municipality of **Lexington**)

in the following particulars:

DESCRIPTION OF OFFENSE: Children / Unlawfully place a child at risk of or cause harm or willfully abandon the child

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

On or about April of 2023 while at or around 345 Day Dr, in the Swansea area of Lexington County SC, the defendant Harvey Goodwin did commit the crime of unlawful conduct towards a child in that Harvey was a guardian (step-dad) of the 16 year old victim when he participated in the nonconsensual touching of the private parts of the victim. Harvey did touch the legs and butt of his juvenile step-daughter. Harvey did admit to Detectives that this has occurred on several occasions over the past couple of years. Harvey's actions did place the juvenile at unreasonable risk of harm affecting the child's life, physical or mental health, or safety. These actions are supported by victim's written and verbal statement, defendant's verbal statement, 3rd party verbal and written statements, as well as text messages. LCSD Case# 24-007876.

Signature of Affiant

[Signature]

STATE OF SOUTH CAROLINA

County/ Municipality of

Lexington

Affiant's Address **521 Gibson Road**

Lexington, SC 29072-

Affiant's Telephone _____

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about **4/ 1/2023** defendant **Harvey Lee Goodwin**

did violate the criminal laws of the State of South Carolina (or ordinance of

County/ Municipality of **Lexington**) as set forth below:

DESCRIPTION OF OFFENSE: Children / Unlawfully place a child at risk of or cause harm or willfully abandon the child

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable

Sworn to and subscribed before me

on **5/15/2024**

Signature of Issuing Judge (L.S.)

Brian Norman Buck (Magistrate)

Judge Code: **7322**

Judge's Address **521 Gibson Road**

Lexington, SC 29072-

Judge's Telephone **(803)951-2518**

Issuing Court: Magistrate Municipal Circuit

ARREST WARRANT
 2024A3210201148
 STATE OF SOUTH CAROLINA
 County/ Municipality of
 Lexington

THE STATE
 against
Harvey Lee Goodwin
 Address: 345 Day Dr
 Swansea, SC 29160-9752
 Phone: [REDACTED] SSN: [REDACTED]
 Sex: M Race: W Height: 5 11 Weight: 220
 DL State: SC DL #: [REDACTED]
 DOB: [REDACTED] Agency ORI #: SC0320000
 Prosecuting Agency: Lexington County Sheriff
 Prosecuting Officer: Brandon M. Kinder - S00795
 Offense: Assault / Assault & Battery 2nd degree
 Offense Code: 3413
 Code/Ordinance Sec: 16-03-0600(D)(1)

This warrant is CERTIFIED FOR SERVICE in the
 County/ Municipality of
 The accused
 is to be arrested and brought before me to be
 dealt with according to the law.

(L.S.)
 Signature of Judge
 Date:

RETURN
 A copy of this arrest warrant was delivered to
 defendant HARVEY LEE Goodwin
 on 5/15/24
 Signature of Constable or Enforcement Officer

RETURN WARRANT TO:
 General Sessions
 Mark H. Westbrook Judicial Center
 205 East Main Street
 Lexington, SC 29072

DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY

STATE OF SOUTH CAROLINA)
 County/ Municipality of)
 Lexington)
AFFIDAVIT DEFENDANT COPY
 Form Approved by S.C. Attorney General April 21, 2003 SCCA 510
 Personally appeared before me the affiant Brandon M. Kinder FORBES J LCSJ wh
 being duly sworn deposes and says that defendant Harvey Lee Goodwin
 did within this county and state on or about 4/1/2023 violate the criminal laws of th
 State of South Carolina (or ordinance of County/ Municipality of Lexington
 in the following particulars:
DESCRIPTION OF OFFENSE: Assault / Assault & Battery 2nd degree

I further state that there is probable cause to believe that the defendant named above did commit
 the crime set forth and that probable cause is based on the following facts:
 On or about April of 2023 while at or around 345 Day Dr, in the Swansea area of Lexington County SC, the defendant Harvey
 Goodwin did commit the crime of assault and battery 2nd degree in that Harvey did offer or attempt to injure another person with
 the present ability to do so and the act involved the nonconsensual touching of the private part of a person. Harvey did touch the
 legs and butt of his juvenile step-daughter. Harvey did admit to Detectives that this has occurred on several occasions over the past
 couple of years. These actions are supported by victim's written and verbal statement, defendant's verbal statement, 3rd party verbal
 and written statements, as well as text messages. LCSJ Case# 24-007876.

Signature of Affiant
 STATE OF SOUTH CAROLINA)
 County/ Municipality of)
 Lexington)
 Affiant's Address 521 Gibson Road
Lexington, SC 29072-
 Affiant's Telephone

ARREST WARRANT
 TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:
 It appearing from the above affidavit that there are reasonable grounds to believe tha
 on or about 4/1/2023 defendant Harvey Lee Goodwin
 did violate the criminal laws of the State of South Carolina (or ordinance of
 County/ Municipality of Lexington) as set forth below:

DESCRIPTION OF OFFENSE: Assault / Assault & Battery 2nd degree
 Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or
 her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as
 soon thereafter as is practicable
 Sworn to and subscribed before me)
 on 5/15/2024)
 Signature of Issuing Judge (L.S.))
Brian Norman Buck (Magistrate))
 Judge's Address 521 Gibson Road)
Lexington, SC 29072-)
 Judge's Telephone (803)951-2518)
 Issuing Court: Magistrate Municipal Circuit

ARREST WARRANT

2024A3210201149
STATE OF SOUTH CAROLINA
County/ Municipality of
Lexington

THE STATE 24007876
against

Harvey Lee Goodwin

Address: 345 Day Dr

Swansea, SC 29160-9752

Phone: SSN:
Sex: M Race: W Height: 5 11 Weight: 220
DL State: SC DL #: AGENCY ORI #: SC0320000

Prosecuting Agency: Lexington County Sheriff
Prosecuting Officer: Brandon M. Kinder - S00795
Offense: Assault / Assault & Battery 2nd degree

Offense Code: 3413
Code/Ordinance Sec: 16-03-0600(D)(1)

This warrant is CERTIFIED FOR SERVICE in the
County/ Municipality of
The accused
is to be arrested and brought before me to be
dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to
defendant HARVEY LEE GOODWIN
on 5/15/24

Signature of Constable/Enforcement Officer

RETURN WARRANT TO:

General Sessions
Mark H. Westbrook Judicial Center
205 East Main Street
Lexington, SC 29072

DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY

STATE OF SOUTH CAROLINA)
County/ Municipality of)
Lexington)

AFFIDAVIT

DEFENDANT COPY

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA516

Personally appeared before me the affiant Brandon M. Kinder / FORGIONE J LCSW who
being duly sworn deposes and says that defendant Harvey Lee Goodwin
did within this county and state on or about 5/9/2024 violate the criminal laws of the
State of South Carolina (or ordinance of County/ Municipality of Lexington)
in the following particulars:

DESCRIPTION OF OFFENSE: Assault / Assault & Battery 2nd degree

I further state that there is probable cause to believe that the defendant named above did commit
the crime set forth and that probable cause is based on the following facts:

On or about 05/09/2024 while at or around 345 Day Dr, in the Swansea area of Lexington County SC, the defendant Harvey
Goodwin did commit the crime of assault and battery 2nd degree in that Harvey did offer or attempt to injure another person with
the present ability to do so and the act involved the nonconsensual touching of the private part of a person. Harvey did touch the
legs and bum of his juvenile step-daughter. Harvey did admit to Detectives that this has occurred on several occasions over the past
couple of years. These actions are supported by victim's written and verbal statement, defendant's verbal statement, 3rd party verbal
and written statements, as well as text messages. LCSD Case# 24-007876.

Signature of Affiant

STATE OF SOUTH CAROLINA)
County/ Municipality of)
Lexington)

Affiant's Address 521 Gibson Road
Lexington, SC 29072-
Affiant's Telephone

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 5/9/2024 defendant Harvey Lee Goodwin
did violate the criminal laws of the State of South Carolina (or ordinance of
County/ Municipality of Lexington) as set forth below:

DESCRIPTION OF OFFENSE: Assault / Assault & Battery 2nd degree

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or
her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as
soon thereafter as is practicable
Sworn to and subscribed before me)
on 5/15/2024)

Signature of Issuing Judge (L.S.)
Brian Norman Buck (Magistrate)
Judge Code: 7322

Judge's Address 521 Gibson Road
Lexington, SC 29072-
Judge's Telephone (803)951-2518

Issuing Court: [X] Magistrate [] Municipal [] Circuit

ARREST WARRANT

2024A3210201150

STATE OF SOUTH CAROLINA

County/ Municipality of

Lexington

THE STATE 24007876 against

Harvey Lee Goodwin

Address: 345 Day Dr

Swansea, SC 29160-9752

Phone: SSN:

Sex: M Race: W Height: 5 11 Weight: 220

DL State: SC DL#:

DOB: Agency ORI #: SC0320000

Prosecuting Agency: Lexington County Sheriff

Prosecuting Officer: Brandon M. Kinder - S00795

Offense: Children / Unlawfully place a child at risk of or cause harm or willfully abandon the child

Offense Code: 2481

Code/Ordinance Sec: 63-05-0070

This warrant is CERTIFIED FOR SERVICE in the County/ Municipality of

The accused is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant HARVEY LEE GOODWIN on 5/15/24

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions Mark H. Westbrook Judicial Center 205 East Main Street Lexington, SC 29072

DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY

STATE OF SOUTH CAROLINA

County/ Municipality of

Lexington

AFFIDAVIT

DEFENDANT COPY

Form Approved by S.C. Attorney General April 21, 2009 SCCA 518

Personally appeared before me the affiant Brandon M. Kinder / FORGIONE J LCSJ who being duly sworn deposes and says that defendant Harvey Lee Goodwin did within this county and state on or about 5/9/2024 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Lexington) in the following particulars:

DESCRIPTION OF OFFENSE: Children / Unlawfully place a child at risk of or cause harm or willfully abandon the child

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

On or about 05/09/2024 while at or around 345 Day Dr, in the Swansea area of Lexington County SC, the defendant Harvey Goodwin did commit the crime of unlawful conduct towards a child in that Harvey was a guardian (step-dad) of the 17 year old victim when he participated in the nonconsensual touching of the private parts of the victim. Harvey did touch the legs and butt of his juvenile step-daughter. Harvey did admit to Detectives that this has occurred on several occasions over the past couple of years. Harvey's actions did place the juvenile at unreasonable risk of harm affecting the child's life, physical or mental health, or safety. These actions are supported by victim's written and verbal statement, defendant's verbal statement, 3rd party verbal and written statements, as well as text messages. LCSD Case# 24-007876.

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

Lexington

Affiant's Address 521 Gibson Road Lexington, SC 29072-

Affiant's Telephone

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 5/9/2024 defendant Harvey Lee Goodwin

did violate the criminal laws of the State of South Carolina (or ordinance of

County/ Municipality of Lexington) as set forth below:

DESCRIPTION OF OFFENSE: Children / Unlawfully place a child at risk of or cause harm or willfully abandon the child

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable Sworn to and subscribed before me

on 5/15/2024

Signature of Issuing Judge (L.S.)

Brian Norman Buck (Magistrate)

Judge Code: 7322

Judge's Address 521 Gibson Road Lexington, SC 29072-

Judge's Telephone (803)951-2518

Issuing Court: County Magistrate Municipal Circuit

WITNESSES

Lexington County Sheriff

BRANDON MATTHEW KINDER - Lexington Count

Law Enforcement Case #: 24007876

WYT

ARREST WARRANT NUMBER

2024A3210201147

ACTION OF GRAND JURY

TRUE BILL

Foreperson of Grand Jury
Date: 4-7-25

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2024GS3201626

The State of South Carolina

County of Lexington

COURT OF GENERAL SESSIONS

April Term 2025

THE STATE

vs.

Harvey Lee Goodwin

Indictment For
Unlawful Conduct Towards a Child

SC Code: §63-5-70(A)(1)

CDR Code: 2481

Class E Felony

S.R. Hubbard III, Solicitor

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)
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INDICTMENT FOR
Unlawful Conduct Towards a Child
§63-5-70(A)(1)

At a Court of General Sessions, convened on April 7, 2025, the Grand Jurors of Lexington County present upon their oath:

Unlawful Conduct Towards a Child

That in Lexington County, South Carolina, on or between April 1, 2023 and May 9, 2024, the Defendant, Harvey Lee Goodwin, did, as a person who had charge or custody of a child, Kaylee Brown, or was the parent or guardian of the child, or was responsible for the welfare of the child, as defined in Section 63-7-20, place Kaylee Brown at unreasonable risk of harm which affected her life, physical or mental health, or safety, to wit: Defendant touched the legs and butt of his juvenile step-daughter, all in violation of Section 63-5-70(A)(1), *et al.*, of the Code of Laws of South Carolina.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.



Assistant Solicitor

Modality 2020

WITNESSES

Lexington County Sheriff's Department

BRANDON MATTHEW KINDER - Lexington Cou

Law Enforcement Case #: 24007878

WYT

ARREST WARRANT NUMBER

2024A3210201148

ACTION OF GRAND JURY

Thomas Lee Goodwin
Foreperson of Grand Jury

Date:

VERDICT

Foreperson of Petit Jury

Date:

INDICT

DOCKET NO. 2024GS3201627

The State of South Carolina

County of Lexington

**LEXINGTON COUNTY GENERAL
SESSIONS COURT**

August Term 2024

THE STATE

vs.

Harvey Lee Goodwin

Indictment For

**Assault and Battery ^{2nd}
of *Character***

SC Code: §16-3-600(D)(1)(b)

CDR Code: 3413

Class A Misdemeanor

S.R. Hubbard III, Solicitor

STATE OF SOUTH CAROLINA

COUNTY OF LEXINGTON

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INDICTMENT FOR

2024GS3201627

Assault and Battery

§16-3-600(D)(1)(b)

At a Lexington County General Sessions Court, convened on August 5, 2024, the Grand Jurors of Lexington County present upon their oath:

Assault and Battery

That in Lexington County, South Carolina, on or between April 1, 2023 and May 9, 2024, the Defendant, Harvey Lee Goodwin, did offer to or attempt to injure Kaylee Brown with the present ability to do so, and the act involved the nonconsensual touching of the private parts of Kaylee Brown, either under or above clothing, to wit: Defendant touched the legs and butt of his juvenile step-daughter, all in violation of Section 16-3-600(D)(1)(b), et al. of the Codes of Law of South Carolina.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.



Assistant Solicitor

WITNESSES

Lexington County Sheriff

BRANDON MATTHEW KINDER - Lexington Count

Law Enforcement Case #: 24007876

WYT

ARREST WARRANT NUMBER

2024A3210201149

ACTION OF GRAND JURY

TRUE BILL

[Signature]
Foreperson of Grand Jury
Date: 4-7-25

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2024GS1201628

The State of South Carolina

County of Lexington

COURT OF GENERAL SESSIONS

April Term 2025

THE STATE

vs.

Harvey Lee Goodwin

Indictment For
Assault and Battery 2nd Degree (WYT)

SC Code: §16-3-600(D)(1)(b)

CDR Code: 3413

Class A Misdemeanor

S.R. Hubbard III, Solicitor

STATE OF SOUTH CAROLINA

COUNTY OF LEXINGTON

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INDICTMENT FOR

Assault and Battery 2nd Degree (WYT)

§16-3-600(D)(1)(b)

At a Court of General Sessions, convened on April 7, 2025, the Grand Jurors of Lexington County present upon their oath:

Assault and Battery

That in Lexington County, South Carolina, on or between April 1, 2023 and May 9, 2024, the Defendant, Harvey Lee Goodwin, did offer to or attempt to injure Kaylee Brown with the present ability to do so, and the act involved the nonconsensual touching of the private parts of Kaylee Brown, either under or above clothing, to wit: Defendant touched the legs and butt of his juvenile step-daughter, all in violation of Section 16-3-600(D)(1)(b), *et al.*, of the Code of Laws of South Carolina.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.

Whitney Taylor

Assistant Solicitor

Madeelyn Norton

WITNESSES

Lexington County Sheriff's Department

BRANDON MATTHEW KINDER - Lexington Cou

Law Enforcement Case #: 24007876

WYT

ARREST WARRANT NUMBER

2024A3210201150

ACTION OF GRAND JURY

TRIE BILL

Foreperson of Grand Jury

Date: 8.5.24

VERDICT

Foreperson of Petit Jury

Date:

INDICT

DOCKET NO. 2024GS3201629

The State of South Carolina

County of Lexington

**LEXINGTON COUNTY GENERAL
SESSIONS COURT**

August Term 2024

THE STATE

vs.

Harvey Lee Goodwin

Indictment For

Unlawful Conduct Towards a Child
as charged

SC Code: §63-5-70(A)(1)

CDR Code: 2481

Class E Felony

S.R. Hubbard III, Solicitor

STATE OF SOUTH CAROLINA

COUNTY OF LEXINGTON

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INDICTMENT FOR

2024GS3201629

Unlawful Conduct Towards a Child

§63-5-70(A)(1)

At a Lexington County General Sessions Court, convened on August 5, 2024, the Grand Jurors of Lexington County present upon their oath:

Unlawful Conduct Towards a Child

That in Lexington County, South Carolina, on or between April 1, 2023 and May 9, 2024, the Defendant, Harvey Lee Goodwin, did, as a person who had charge or custody of a child, Kaylee Brown, or was the parent or guardian of the child, or was responsible for the welfare of the child, as defined in Section 63-7-20, place Kaylee Brown at unreasonable risk of harm which affected her life, physical or mental health, or safety, to wit: Defendant touched the legs and butt of his juvenile step-daughter, all in violation of Section 63-5-70(A)(1), et al. of the Codes of Law of South Carolina.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.



Assistant Solicitor

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: Race: White Sex: Male Age: 41

Date of Offense: 04/01/2023

DOB: SS#: [REDACTED]

S.C. Code §: 16-3-600(D)(1)(b)

Address: 345 Day Dr City, State, Zip: Swansea, SC 29160

CDR Code #: 3413

DL#* [REDACTED] SID# [REDACTED]

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 [X] 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

[X] 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, [X] Defendant Waives Presentment to Grand Jury. (def.'s initials)

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

ATTEST:

Solicitor [Signature] 103933 SC Bar # Defendant [Signature] Attorney for Defendant [Signature] 106398 SC Bar #

WHEREFORE, the Defendant is committed to the [X] 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

[X] CONCURRENT or [] CONSECUTIVE to sentence on; 2024GS3201627

[X] 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: _____

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>175.00</u>

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

De Comer
Krista Smith

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

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: Race: White Sex: Male Age: 41

Date of Offense: 04/01/2023

DOB: SS#: [REDACTED]

S.C. Code §: 63-5-70(A)(1)

Address: 345 Day Dr
City, State, Zip: Swansea, SC 29160

CDR Code #: 2481

DL#* [REDACTED] SID# [REDACTED]

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 [Signature] 103933 SC Bar # Defendant [Signature] Attorney for Defendant [Signature] 106378 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		\$ <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 \$ 1250

Debra McCaslin

2769

4/9/25

Clerk of Court/Deputy Clerk: *Shirley Conner*

Court Reporter: *Krista Smith*

Presiding Judge: _____

Judge Code: _____

Sentence Date: _____