

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of General Sessions

Honorable J. Derham Cole, Jr., Circuit Court Judge

Case No(s): 2026GS4203041

RECEIVED
JUL 06 2026
SC Court of Appeals

The State

v.

Respondent,

Simon Hammond

Appellant.

EXPLANATION OF APPEAL PURSUANT TO RULE 203(d)(1)(B), SCACR

Pursuant to Rule 203(d)(1)(B), SCACR, Simon Hammond files this explanation of his appeal of his guilty plea, conviction and sentence in this case. The sentence was imposed by the Honorable J. Derham Cole, Jr. on June 23, 2026. No issues were raised during the guilty plea; however, the client insisted upon an appeal; therefore, this appeal was filed pursuant to Weathers v. State, 319 S.C. 59, 459 S.E.2d 838 (1995), and State v. Thrift, 378 S.C. 70, 661 S.E.2d 373 (2008).

June 30, 2026



Beverly D. Jones

Bar No.: 7913

Seventh Judicial Circuit Public Defender Office

180 Magnolia Street, Suite 2137

Spartanburg, South Carolina 29306

(864) 596-2561

Attorney for Appellant

Other Counsel of Record:

JR Bales, Esq.

Seventh Judicial Circuit Solicitor's Office

180 Magnolia Street

Spartanburg, South Carolina 29306

Attorney for Respondent

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE SPARTANBURG COUNTY
Court of General Sessions

Honorable J. Derham Cole, Jr., Circuit Court Judge

RECEIVED

JUL 06 2026

SC Court of Appeals

Case No(s): 2026GS4203041

The State
Simon Hammond

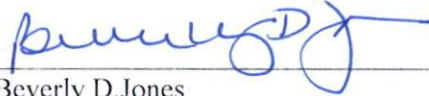
v.

Respondent,
Appellant.

PROOF OF SERVICE

I certify that I served the Explanation of Appeal Pursuant to Rule 203(d)(1)(B), SCACR, on the State of South Carolina by depositing a copy of it in the United States Mail, postage prepaid, on June 30, 2026 addressed to its attorney of record, JR Bales, Esq., Assistant Circuit Solicitor, 180 Magnolia Street, Spartanburg, S.C. 29306.

June 30, 2026


Beverly D. Jones
Bar No.: 7913
Seventh Judicial Circuit Public Defender Office
180 Magnolia Street, Suite 2137
Spartanburg, South Carolina 29306
(864) 596-2561
Attorney for Appellant

WITNESSES

SCSO

WARRANT NUMBER

2025A4210204786

ACTION OF GRAND JURY

Foreperson of Grand Jury
Date:

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO.

26-GS-42- 3041

The State of South Carolina

County of Spartanburg

Barry Barnette, Solicitor

COURT OF GENERAL SESSIONS

JUN 22 2026

TERM

THE STATE
vs.

Simon Lavar Alexander Hamilton

Indictment for

ASSAULT AND BATTERY 2nd Degree

SC Code: 16-3-600(D)(1)
CDR Code: 3413
Class MIS/A

FILED
2026 JUN 23 PM 4:20
CLERK
SPARTANBURG

RECEIVED

JUL 06 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA)
COUNTY OF SPARTANBURG)

INDICTMENT

JUN 17 2026

At a Court of General Sessions, convened on _____, the

Grand Jurors of Spartanburg County present upon their oath:

ASSAULT AND BATTERY 2nd Degree

That the Defendant, Simon Hammmmond, did in Spartanburg County on or about December 8, 2025, commit an assault and battery on the victim, Tina Smith, unlawfully injuring the victim, or did offer or attempt to injure the victim with the present ability to do so and,

(a) Moderate bodily injury to the victim resulted or moderate bodily injury to the victim could have resulted

To wit: punching the victim in the face with a closed fist, in violation of §16-3-600(D)(1), THE CODE OF LAWS OF SOUTH CAROLINA, (1976), as amended.

RECEIVED

JUL 06 2026

SC Court of Appeals

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


ASSISTANT SOLICITOR

STATE OF SOUTH CAROLINA

SENTENCE ORDER

IN THE COURT OF GENERAL SESSIONS

County of Spartanburg

State

VS.

Simon Lavar-Alexander HammondAKA: [REDACTED]

RACE: BlackSEX: Male

DOB: [REDACTED]

) INDICTMENT/CASE#: 2026GS4203041

) AWW#: 2025A4210204786) Date of Offense: 12/01/2025) S.C. Code §: 16-3-600(C)(1)(b)(iii)) CDR Code #: 3412) Range of Offense: 0-10 yearsIn disposition of the above indictment comes now the Defendant who was ☐ CONVICTED OF or ☒ PLEADSTO: Assault and Battery - 2nd DegreeRange of Offense Pled: 0-3 years *for 0-2500*In violation of § 16-3-600(C)(1)(b)(iii) of the S.C. Code of Laws, bearing CDR Code # 3412☒ 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☐ RecommendationJames Bales
Solicitor James Bales105459
SC Bar #Beverly Dorine Jones
Attorney for Defendant Beverly
Dorine Jones7913
SC Bar #The Defendant is committed to the ☒ SCDC ☐ County Detention Center ☐ Home Incarceration Program
for a determinate term of 3 days/months/years/Time Served ☐ YOA NTE years and/or shall pay a fineof \$; provided that upon the service of days/months/years/Time Served and or paymentof \$; plus costs and assessments as applicable*; the 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. days/month ☐ 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 See Separate Order (20% per S.C. Code § 24-21-490 (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)

☐ Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees☐ § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender FundJ. Wheeler
Clerk of Court/Deputy ClerkL. Moffitt
Court Reporter2789
Judge Code6-28-26
Sentence Date[Signature]
Presiding Judge

Restitution	\$
FINE:	\$
	\$
	\$
\$100	\$
\$100	\$
\$12	\$
\$25	\$
\$25	\$
\$150	\$
\$41	\$
\$50	\$
\$40/ea	\$
TBD	\$
\$500	\$
TBD	\$
TOTAL	\$ 128.75

SCCA217B
01/27/2025