

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM HORRY COUNTY
Court of General Sessions
Larry B. Hyman, Jr., Circuit Court Judge

Indictments
2013GS2604042 & 2013GS2604043

The State of South Carolina,

Respondent.

v.

Bradley Gerald Mullins

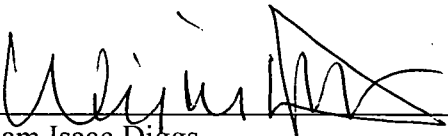
Appellant.

AMENDED NOTICE OF APPEAL

Bradley Gerald Mullins, appeals his conviction of Murder and Burglary 1st Degree, the life sentence imposed there for in this case, and the Order Denying Defendant's Post Trial Motion from the bench. The sentence was imposed by the Honorable Larry B. Hyman, Jr., on December 5, 2013, from the bench. Appellant also appeals the denial of his post trial motions, which denial was entered on even date therewith on December 5, 2013.

Respectfully submitted,

**LAW OFFICES OF WILLIAM ISAAC DIGGS
ATTORNEYS AT LAW**



William Isaac Diggs

**ATTORNEY FOR APPELLANT, BRADLEY
GERALD MULLINS**

This 27th Day of December, 2013

RECEIVED
DEC 30 2013

Myrtle Beach, South Carolina

Other Counsel of Record:

Jimmy A. Richardson, II, Solicitor
Scott Hucks, Assistant Solicitor
PO Box 1276
Conway, SC 29526
(843) 915.5460

ATTORNEYS FOR RESPONDENT

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Horry
STATE VS.

INDICTMENT/CASE#: 2013GS2604042

Bradley Gerald Mullins

A/W#: M840245

AKA: _____

Date of Offense: 9/11/2008

Race: WHITE Sex: M Age: 35

S.C. Code § : 16-03-0010, 0020

DOB: [REDACTED] SS#: [REDACTED]

CDR Code #: 0116

Address: [REDACTED]

City, State, Zip: Clinton, VA 24211

DL#: _____ SID#: _____

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

CONVICTED OF or PLEADS

In disposition of the said indictment comes now the Defendant who was
TO: Murder / Murder

in violation of § 16-03-0010, 0020 of the S.C. Code of Laws, bearing CDR Code # 0116

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: [Signature] SCB76948
Hucks, J. Scott 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 LIFE 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: 13-4043
 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 PTUP _____
Total: \$ _____ plus 20% fee: _____ \$ _____
days/hours Public Service Employment

Payment Terms: _____
 Set by SCDPPPS _____

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	\$
§ 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)		\$ 3.00
TOTAL		\$ 133.00

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.

DEC 30 2013
SC Court of Appeals

Presiding Judge _____
Judge Code: 2152
Sentence Date: _____

12-5-13

Clerk of Court/ Deputy Clerk Melanie Huggins-Ward
Court Reporter: Natalie Dahl
SCCA/217 (03/2011)

[REDACTED]

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STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Horry
STATE VS.

INDICTMENT/CASE#: 2013GS2604043

Bradley Gerald Mullins

A/W#: M840246

AKA: _____

Date of Offense: 9/11/2008

Race: WHITE Sex: M Age: 35

S.C. Code §: 16-11-0311

DOB: [REDACTED] SS#: [REDACTED]

CDR Code #: 0079

Address: [REDACTED]

City, State, Zip: [REDACTED]

DL#: _____ SID#: _____

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

CONVICTED OF or PLEADS

In disposition of the said indictment comes now the Defendant who was
TO: Burglary / Burglary (After June 20, 1985) - First degree

in violation of § 16-11-0311 of the S.C. Code of Laws, bearing CDR Code # 0079
 NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC §17-25-45
w/minor 1st or Lewd Act)

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: _____ SCB76948
Hucks, J. Scott 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 LIFE 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: 13.4042
 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 _____

PTUP _____
_____ days/hours Public Service Employment

Recipient: _____

Obtain GED
Attend Voc. Rehab. or Job Corp. _____
May serve W/E beginning _____
Substance Abuse Counseling

*Fine:		\$
§ 14-1-206 (Assessments 107.5 %)		\$
§ 14-1-211(A)(1) (Conv. Surcharge)	\$100	\$ <u>5100.00</u>
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§ 50-21-114(BUI Breath Test Fee)	\$50	\$
§ 56-5-2942(J) (Vehicle Assessment)	\$40/ea	\$
Proviso 90.5 (SCCJA Surcharge)	\$5	\$ <u>5.00</u>
3% to County (if paid in installments)		\$ <u>13.00</u>
TOTAL		\$ <u>5133.00</u>

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 Melanie Huggins Ward
Court Reporter: Natalie Dahl
SCCA/217 (03/2011)

Presiding Judge _____
Judge Code: 2152
Sentence Date: 12-5-13

[REDACTED]

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The State of South Carolina,

Respondent.

v.

Bradley Gerald Mullins

Appellant.

**CERTIFICATE OF SERVICE FOR
AMENDED NOTICE OF APPEAL**

This is to certify that I have this 27th day of December, 2013, deposited in the U.S. Postal Service one copy of the Appellant's Amended Notice of Appeal in the above case with copies of the Sentencing Sheets in the cases of Indictments 2013GS2604042 & 2013GS2604043 with postage prepaid and addressed to opposing counsel at the following address:

Jimmy A. Richardson, II, Solicitor
Scott Hucks, Assistant Solicitor
Post Office Box 1276
Conway, SC 29526

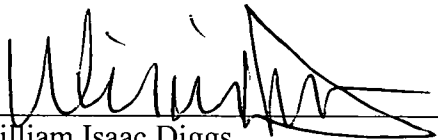
Robert Michael Dudek, Esquire
Division of Appellate Defense
Post Office Box 11589
Columbia, SC 29211

Salley W. Elliott, Esquire
S.C. Attorney Generals Office
P.O. Box 11549
Columbia, SC 29211

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DEC 30 2013

SC Court of Appeals



William Isaac Diggs

Myrtle Beach, South Carolina



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WILLIAM ISAAC DIGGS

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Myrtle Beach, SC 29577

843.626.4243

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www.MyrtleBeachLaw.com

December 27, 2013

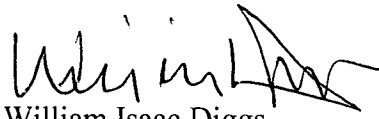
The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: The State of South Carolina vs. Bradley Gerald Mullins
Indictments: 2013GS2604042 and 2013GS2604043

Dear Ms. Kitchings:

Enclosed is an Amended Notice of Appeal in the above matter to comply with the Court's letter of recent date. By copy of this letter, I am notifying the Office of Appellate Defense and opposing counsel of this filing. If you have any questions, please advise. With kind regards, I am

Sincerely yours,



William Isaac Diggs

WID

Cc: Salley W. Elliott, Esquire
Scott Hucks, Esquire
Robert M. Dudek, Esquire

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SC Court of Appeals