

Stephen Story
Sumter County Public Defender
215 N. Harvin Street, Room 151
Sumter, SC 29150
803-436-2424

February 5, 2014

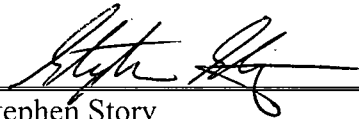
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: *The State, Respondant v. JEREMY SMITH, Appellant*
Appellate Case No. 2014-000146

Dear Ms. Allen:

Enclosed is a redacted copy of the sentencing sheet challenged on appeal. I hope this cures any deficiencies in the appeal. Please let me know if there is anything else I can do.

Very truly yours,



Stephen Story
Sumter Public Defender
215 N. Harvin Street, Room 151
Sumter, SC 29150
803-436-2424

cc: Michael Dennis McMullen, Esquire
Salley W. Elliott, Esquire
Robert Michael Dudek, Esquire

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FEB 10 2014

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Sumter
 STATE VS.
Jeremy Smith
 AKA: _____
 Race: 1 Sex: 1 Age: 1
 DOB: SS#: _____
 Address: _____
 City, State, Zip: _____
 DL#: _____

INDICTMENT/CASE#: 2010-GS-43-0118
 A/W#: M194505
 Date of Offense: 9/13/2009
 S.C. Code §: 80 16-11-312(C)(2)
 CDR Code #: 80 0086

SENTENCE SHEET

CDL Yes ☐ No ☐ CMV Yes ☐ No ☐ Hazmat Yes ☐ No ☐
 On disposition of the said indictment comes now the Defendant who was
 charged with: Burglary (Non-Violent) (After June 20, 1985) - Second degree (Violent)

☒ CONVICTED OF or ☐ PLEADS

in violation of § 80 16-11-312(C)(2) of the S.C. Code of Laws, bearing CDR Code # 80 0086
☐ 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: W. B. Miller 0065483

Griffin, R. Kirk SC Bar# _____ Defendant Attorney for Defendant SC Bar# _____

WHEREFORE, the Defendant is committed to the ☒ State Department of Corrections, ☐ County Detention Center,
 or 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: _____

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 \$ _____

47.12 (Public Def/Prob) \$500 \$ _____

14-1-212 (Law Enforce. Funding) \$25 \$ 25.00

14-1-213 (Drug Court Surcharge) \$100 \$ _____

50-21-114(BUI Breath Test Fee) \$50 \$ _____

56-5-2942(J) (Vehicle Assessment) \$40/ea \$ _____

90.7 (SCCA Surcharge) \$5 \$ 5.00

% to County (if paid in installments) \$ 3.90

TOTAL \$ 133.90

Clerk of Court/ Deputy Clerk James C. Campbell

Court Reporter: Renee Tollison

CCA/217 (11/2009)

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: _____

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SC Court of Appeals

☐ Appointed PD or appointed other counsel;

§ 47.12 requires \$500 be paid to Clerk

during probation.

Presiding Judge W. B. Miller

Judge Code: 8156

Sentence Date: 15 Jan 2014

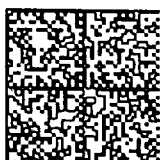
3rd. Circuit Public Defender
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215 N. Harvin St. Rm #151
Sumter, SC 29150

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SC Court of Appeals

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



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