

ORIGINAL

STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY

R. Markley Dennis, Jr., Circuit Court Judge

**RECEIVED**  
FEB 18 2014  
SC COURT OF APPEALS

THE STATE,

RESPONDENT,

V.

JOSEPH CHARLES TICE,

APPELLANT

APPELLATE CASE NO. 2013-001161

RECORD ON APPEAL

BENJAMIN JOHN TRIPP  
Appellate Defender

South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
PO Box 11589  
Columbia, SC 29211-1589  
(803) 734-1330

Attorney for Appellant

J. BENJAMIN APLIN  
Chief Legal Counsel

MATTHEW BUCHANAN  
General Counsel  
South Carolina Department of  
Probation, Parole & Pardon Services  
PO Box 50666  
Columbia, SC 29250  
(803) 734-9220

Attorneys for Respondent

INDEX

INDEX.....i

PROBATION REVOCATION HEARING TRANSCRIPT (MAY 24, 2013).....1

COLLOQUY .....3

RULING BY THE COURT .....7

PROBATION ARREST WARRANT .....13

PROBATION REVOCATION ORDERS.....15

STANDARD CONDITIONS OF SUPERVISION .....17

STANDARD SEX OFFENDER CONDITIONS.....18

SEX OFFENDER COMPUTER/INTERNET USE AGREEMENT .....19

INDICTMENTS .....20

SENTENCING SHEETS .....24

CERTIFICATE OF COUNSEL.....26

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

State of South Carolina )  
County of Aiken )

In the Court  
Of General Sessions

Indictment No: 2011-GS-40-02114  
2011-GS-40-02115

State of South Carolina, )  
Plaintiff. )

vs.

Transcript of Record

Joseph C. Tice, )  
Defendant. )

May 24, 2013  
Lexington, South Carolina

B E F O R E:

The Honorable R. Markley Dennis, Jr., Judge.

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

Rusty Rentz, Probation Officer  
For the State

Joseph C. Tice, Pro Se  
Defendant

Brenda J. Sigwald, Circuit Court Reporter  
For the Honorable R. Knox McMahon  
P.O. Box 206, Jackson, South Carolina 29831

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

I N D E X

	<u>Page</u>
Probation Revocation Hearing.....	3
Certificate of Reporter.....	12

E X H I B I T S

<u>NO.</u>	<u>DESCRIPTION</u>	<u>PAGE</u>
------------	--------------------	-------------

(There were no exhibits entered during this hearing.)

PROBATION VIOLATION HEARING

JOSEPH C. TICE,

having been duly sworn, testified as follows:

THE COURT: You're Joseph Tice?

THE DEFENDANT: Yes, sir.

THE COURT: Mr. Tice, I've been handed a number of documents from your probation file. One of those documents appears to be an arrest warrant.

What do you have a citation or an arrest warrant?

MR. RENTZ: We have a arrest warrant.

THE COURT: Warrant?

MR. RENTZ: I believe this agent puts in some additional documents.

THE COURT: She does.

MR. RENTZ: The original and the warrant.

THE COURT: I see it, I've got it, I just skipped over it. I'm sorry. My bad.

There is an arrest warrant accusing you of violating the terms and conditions of probation. Did you receive that document?

THE DEFENDANT: Yes, sir.

THE COURT: Have you reviewed the affidavit contained in that document?

THE DEFENDANT: Yes, sir.

THE COURT: It sets forth specifically what you did

1 or didn't do to violate the terms and conditions of your  
2 probation. Is it correct?

3 THE DEFENDANT: No, sir.

4 THE COURT: What's not correct?

5 THE DEFENDANT: I'm not able to pay. I have a  
6 hardship that was signed in Richland County from a judge  
7 there. I've been on probation over there. I did real  
8 good. I come over here, I don't know what happened.

9 THE COURT: What about being terminated from  
10 counseling?

11 THE DEFENDANT: That -- the termination was due to  
12 not having \$250 for a polygraph test that I could not  
13 afford.

14 THE COURT: Okay. So you can't meet probation,  
15 right?

16 THE DEFENDANT: Excuse me?

17 THE COURT: So you can't deal with probation.  
18 Probation's not a good sentence for you.

19 THE DEFENDANT: No, sir, I'm --

20 THE COURT: It is, if you can't pay for it, you  
21 obviously can't comply.

22 THE DEFENDANT: I can comply it's just the money  
23 issue I have a hard time with.

24 THE COURT: Well, that's my point.

25 PROBATION AGENT: Your Honor, if I may, he is

1 disabled. He's receiving a disability check.

2 THE COURT: Was he disabled at THE time of the  
3 plea?

4 THE DEFENDANT: Yes, sir.

5 THE COURT: Okay. Why didn't you say I can't pay  
6 for it.

7 THE DEFENDANT: At the Time of the plea?

8 THE COURT: Yeah. Were you disabled when you pled?  
9 You pled before Judge Cooper.

10 PROBATION AGENT: In Richland County when you pled.

11 THE DEFENDANT: Yes, sir, I was disabled.

12 THE COURT: So you would have had the same  
13 situation. Why didn't you tell Judge Cooper, Judge Cooper,  
14 there's no way in the world I can pay for all this stuff.

15 THE DEFENDANT: My probation officer over in  
16 Richland County --

17 THE COURT: No, sir, I'm asking you, not your  
18 probation officer. When you were sentenced, when you were  
19 coming before a judge, like me, you haven't been sentenced  
20 yet and the options are probation or jail. You didn't say,  
21 Judge, I really want probation, but I can't afford  
22 probation. You didn't tell him that, did you.

23 THE DEFENDANT: No, I didn't, sir. I was too  
24 scared.

25 THE COURT: I understand. Well, you got a problem,

1 then.

2           **PROBATION AGENT:** Well, Your Honor, we definitely  
3 would like to assert that it's not a willful choice not to  
4 pay, it's that he can't afford it --

5           **THE COURT:** I agree with you. The probation  
6 sentence was improper. Had Judge Cooper known that, he  
7 couldn't -- there would be no way to do that. He wouldn't  
8 fashion it to say waive all fees.

9           **PROBATION AGENT:** Well, his doctor in Richland  
10 County had actually given him the hardship to where he  
11 didn't have to --

12           **THE COURT:** Mr. Phillips, I understand that. The  
13 problem I have is I have a sex offender with components of  
14 sex offender counseling with Dr. Burke, with whom I'm very  
15 familiar, and that's a very critical aspect of probation.  
16 It would be for me, I'm sure it is for Judge Cooper. So  
17 this man avoided jail. I believe -- he suspended an entire  
18 20 years?

19           **PROBATION AGENT:** Yes, sir Your Honor, the facts of  
20 the case are definitely a situation where -- I believe the  
21 incident occurred some 20 odd years ago and then he didn't  
22 plead until 2011, so I definitely think there were some  
23 evidentiary problems from 1988. Again, I'd just like to  
24 emphasize that it wasn't a willful choice not to pay.

25           **THE COURT:** I hear you and I understand that. I

1 don't believe I've violated but one person in my career and  
2 it happened to be a lawyer, for failure to pay restitution.  
3 But this is similar because the lawyer to keep his license  
4 to practice -- to be able to stay out of jail promised to  
5 repay the money that caused him to lose his license to  
6 practice law. That ought to tell you what happened.

7 The bottom line is he didn't pay it and, you know  
8 what, he said he couldn't. He couldn't get a job and I  
9 understand that too. But --

10 THE DEFENDANT: I'm willing to try, sir, but --

11 THE COURT: No, sir, you're not willing to try.  
12 The first thing you told me is, I can't pay it. So you're  
13 not willing to try.

14 THE DEFENDANT: I am willing to try.

15 THE COURT: Well, why didn't you -- why hasn't that  
16 been discussed with your probation agent?

17 THE DEFENDANT: When I asked -- when I told her I  
18 didn't know how I was going to do it because --

19 THE COURT: All right. I'll tell you what we're  
20 going to do. How long have you been in jail?

21 THE DEFENDANT: I've been in for 36 days.

22 THE COURT: Revoke six months and continue him.

23 PROBATION AGENT: Your Honor, we would like to  
24 object to the revocation under *Bearden v Georgia*. The  
25 United States Supreme Court has held that you can't have a

1 willful violation without a finding.

2           **THE COURT:** I find that he's in willful violation  
3 because he didn't advise the judge when the judge fashioned  
4 his sentence. He avoided going to jail by not saying a  
5 word that he could never pay for probation. He's told me  
6 under oath that he couldn't pay it when he was sentenced.  
7 I find that to be a willful violation for his refusal to  
8 disclose something that's very pertinent to a sentence. I  
9 think the lawyer may have had an obligation to do so too.  
10 I'm not passing judgment on that. Okay. What else?

11           **PROBATION AGENT:** I just wanted to give you a  
12 letter from his Richland County doctor.

13           **THE COURT:** That came after the sentence?

14           **PROBATION AGENT:** That's correct.

15           **THE COURT:** All right. Again, then that just  
16 confirms what should have been told -- I find that he's --  
17 I find he's disabled. I don't have any problem with that.  
18 I just think that that needs to be disclosed to the  
19 sentencing judge because in fashioning a sentence, I know I  
20 need to know that. If a person cannot possibly comply with  
21 probation, why would I give them probation? That doesn't  
22 make any sense.

23           **PROBATION AGENT:** I understand that, Your Honor.

24           **THE COURT:** So, thank you, sir.

25           **PROBATION AGENT:** Okay.

1           **THE COURT:** Let's look at it from that standpoint  
2 because if that's the case then all people have to do is  
3 become disabled and go out and commit crimes of sexual --  
4 this nature and then avoid having to go to jail. That  
5 doesn't make any sense.

6           **PROBATION AGENT:** Your Honor, can the monies  
7 satisfy -- can the time satisfy the money and re refer him  
8 back to treatment?

9           **THE COURT:** The time satisfy -- that's up to you  
10 and Dr. Burke.

11           **THE COURT:** I mean the money what he's behind at  
12 probation. Oh, I -- clear his record on probation. I  
13 don't -- he starts -- in fact, I tell you what's the truth,  
14 you really ought to waive that.

15           **PROBATION AGENT:** Okay. Waive the fees.

16           **THE COURT:** Waive the fees. The most important  
17 thing that he needs to pay is Dr. Burke.

18           **PROBATION AGENT:** Okay.

19           **THE COURT:** I'm sorry for y'all, I apologize to  
20 y'all, but this man obviously can't pay it, so waive his  
21 fees to probation, but Dr. Burke doesn't -- he's entitled  
22 to his money.

23           **PROBATION AGENT:** Okay.

24           **THE COURT:** And so any money he can accumulate to  
25 go to Dr. Burke then that's fine.

1 Sir, you're going to have to go the counseling.

2 THE DEFENDANT: I want to go to counseling.

3 THE COURT: I want you to go to counseling. That's  
4 a critical component.

5 PROBATION AGENT: I mean he's been very -- and  
6 that's why I wanted to present the letter from the Richland  
7 County doctor. He said he's very cooperative and had --

8 THE COURT: I have no problems with the man's  
9 situation. The problem I have and why I'm violating is  
10 you've got a duty to disclose that you can't do it.

11 PROBATION AGENT: Well, there's some evidence that  
12 he is -- he does have some mental illness as far as -- so  
13 I'm not --

14 THE COURT: Mr. Phillips, in all fairness to you,  
15 I've never had this come up and I'll be happy -- you and I  
16 can talk about this later because it's a philosophical --  
17 but as an attorney, as an officer of the Court if you have  
18 knowledge of your client's situation that he cannot  
19 possibly comply, I think you have a duty to let that be  
20 known. I think you're hiding something from the judge.

21 PROBATION AGENT: No, I was just basing it on the  
22 letter from the doctor.

23 THE COURT: I'm not saying you, I'm just saying the  
24 man was in this condition when he started it had whole  
25 process. Thank you, sir.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

**PROBATION AGENT: Thank you, Your Honor.**

**\* \* \* \* \* END OF TRANSCRIPT \* \* \* \* \***

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

State of South Carolina )  
County of Aiken ) **Certificate of Reporter**

I, THE UNDERSIGNED, Brenda J. Sigwald, Official Court Reporter for the Fifth Judicial Circuit of the State of South Carolina, do hereby certify that I reported the proceedings in the captioned case in the Court of General Sessions in and for the State of South Carolina on the 24th day of May, 2013.

I FURTHER CERTIFY that the foregoing pages, numbered 1 through 11 constitute a true, accurate and complete transcript of said hearing.

I FURTHER CERTIFY that I am neither kin, counsel, nor of interest to any party hereto.

IN WITNESS WHEREOF, I have hereunto set my hand and seal at Aiken County, this 5th day of August, 2013.

*Brenda J. Sigwald*  
\_\_\_\_\_  
Brenda J. Sigwald,  
Court Reporter and Notary Public  
For the State of South Carolina  
My commission expires  
January 4, 2020.

Form 16.1 - Arrest Warrant  
Form Approved by  
SC Attorney General  
Section 17-13-160  
March 15, 1978

**STATE OF SOUTH CAROLINA**  
COUNTY OF LEXINGTON

Probation  
**ARREST WARRANT**

Indictment Number 11-GS-40-02115, 11-GS-40-02114

Warrant Number W-32-13-0090

State Identification No. (SID) 01925878

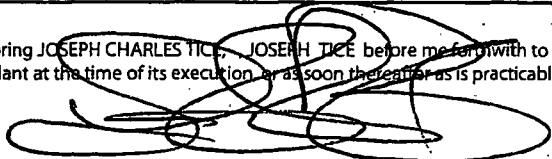
TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR COUNTY OR OF THE MUNICIPALITY OF LEXINGTON, AND ANY CONSTABLE OF THIS MAGISTERIAL DISTRICT:

It appearing from the attached affidavit that there are reasonable grounds to believe that JOSEPH CHARLES TICE, JOSEPH TICE, did on the 16 day of April, 2013 violate the criminal laws of the State of South Carolina as set forth below:

**DESCRIPTION OF OFFENSE:**

Probation violation concurrent to Section 24-21-430 in the defendant has violated the conditions of his probation sentence as imposed by Judge Cooper at the 8/11/2011 term of General Sessions Court holden in Richland County, Columbia SC.

Now, therefore, you are empowered and directed to arrest the said defendant and bring JOSEPH CHARLES TICE, JOSEPH TICE before me for with 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. Done at LEXINGTON, S. C. this 16 day of April, 2013.

  
\_\_\_\_\_  
Signature of Probation and Parole Agent (L.S.)

**County of LEXINGTON**

**STATE OF SOUTH CAROLINA**

**AFFIDAVIT**

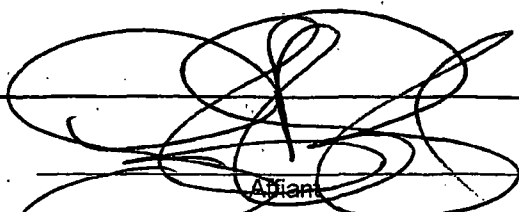
Personally appeared before me, one Lisa S. Baker, who, first being duly sworn, deposes and says that JOSEPH CHARLES TICE, JOSEPH TICE did within this County and State on the 16 day of April, 2013, violate the criminal laws of the State of South Carolina in the following particulars:

**DESCRIPTION OF OFFENSE:**

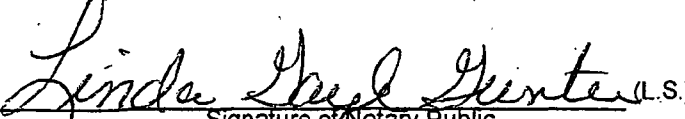
Probation violation concurrent to Section 24-21-430 in the defendant has violated the conditions of his probation sentence as imposed by Judge Cooper at the 8/11/2011 term of General Sessions Court holden in Richland County, Columbia SC.

The affiant states that there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

Subject has violated his probation in the following manner: He has failed to pay Sex Offender Supervision Fees at \$20.00 a week being \$260.00 in arrears. He has failed to pay Court Surcharges being \$15.00 in arrears on each account. Subject has failed to refrain from being terminated from sex offender counseling for failing to abide by counseling rule and regulations. He was terminated from treatment at SouthEastern Assessments, Inc. Sex Offender Counseling on 4/11/2013 by William Burke, Ph.D.LPC. Such actions constitute a violations of Sections 7 and 10 of the original probation order dated 8/11/11 and conditions 2 of the sex offender conditions dated 8/11/11.

  
\_\_\_\_\_  
Affiant

Sworn to and Subscribed before me  
this 16 day of April, 2013.

  
\_\_\_\_\_  
Signature of Notary Public

cf - 24 - 2017  
My Commission Expires

Address: 605 West Main Street  
Suite 104  
LEXINGTON, SC 29072  
LEXINGTON  
USA  
(803) 359-2551

**CERTIFIED TRUE COPY  
OF ORIGINAL FILED,**  
*Jessette Williams Baker*  
C.C.C.P.&G.S.  
RICHLAND COUNTY  
SOUTH CAROLINA

RETURN

STATE OF SOUTH CAROLINA

COUNTY OF

LEXINGTON

THE STATE

against

JOSEPH CHARLES TICE, JOSEPH TICE

INFORMATION ON DEFENDANT

Name JOSEPH CHARLES TICE

Address

Phone

Sex Male Race White Height 505

Weight 165 Birth date

Social Security Number

INFORMATION ON WITNESSES

Name

Address

Phone

Name

Address

Phone

Name

Address

Phone

Name

Address

Phone

PRELIMINARY HEARING held by

Magistrate

on

with

Attorney for the Defendant.

Decision

BAIL

Date Set

Magistrate

Amount

Surety

Constable or Law Enforcement Officer

A copy of this Arrest Warrant was delivered by me to the following defendant:

ARREST WARRANT

Offense: Violation of Conditions of Probation Supervision

Offense Section: 24-21-450

Date: 4/16/2013

Officer and Agency: SC Department of Probation, Parole and Pardon Services

Lisa S. Baker

Disposition

Sentence

Co-Defendants

on the 17 day of APRIL 2013

Ruth Rust Constable or Law Enforcement Officer

This Warrant is certified for service in [County of warrant Certification] County. The accused is to be arrested and brought before me to dealt with according to law.

(L.S.)

Signature of Judge

10/ STATE OF SOUTH CAROLINA  
 County of Lexington  
 STATE VS.  
Joseph Tice  
 AKA:  
 Race: W Sex: M  
 DOB:  
 SSN:  
 SID#: 01925878

IN THE COURT OF GENERAL SESSIONS  
 Indictment Number: 2011-GS-40-02114  
 Probation C/W#: W-32-13-0090  
 Name of Original Offense: CSC w/minor child  
 Original A/W#: C131219  
 Date of Original Offense: 8-1-02 - 10-31-02  
 Conviction S.C. Code §: 16-03-0655(B)(1)  
 Conviction CDR Code #: 0/3/9/6  
 Original Sentence: 20 yrs 50 yrs  
**ORDER PROB.**

15

The above named defendant has been charged with violating the conditions of probation ordered on 8/11/11 in the Court of General Sessions of Richland County, and/or the additional conditions ordered by the Court in probation continuation orders(s) issued on 1-8-13, as set forth in the attached warrant(s) or citation(s) dated 4-10-13. After hearing the evidence and being duly advised, in the (presence/absence) of the defendant, I find that the above named defendant has violated the following condition(s) of probation: (List by number or indicate special conditions as provided in the affidavit)

**Therefore, IT IS ORDERED that:**

- the suspended sentence be revoked and the above named defendant be required to serve \_\_\_\_\_ months/years, the remainder of the original sentence, and/or pay \$ \_\_\_\_\_.
- the suspended sentence be revoked and the above named defendant be required to serve 6 months/years of the original sentence and/or pay \$ \_\_\_\_\_; thereupon to be reinstated on probation, subject to the conditions set forth in the attached order and not inconsistent with this order.
- the above named defendant is continued on probation as provided for in the original sentence, subject to the conditions set forth therein and not inconsistent with this order.
- probation is reduced to time served under supervision and the defendant is discharged from supervision on this date.
- the above named defendant is placed on active electronic monitoring pursuant to §23-3-540 (mandatory if convicted of first degree criminal sexual conduct with a minor or lewd act, discretionary if convicted of any other applicable sex offense against a minor).
- Financial Obligations: Order satisfies:
  - Department fees (arrearage)
  - Fines and other fees (arrearage/balance)
  - Restitution (and 20%) (arrearage/balance)
 Civil judgment:
  - Department fees
  - Fines and other fees
  - Restitution (and 20%)
- Additional Conditions ordered by the Court:  
WAIVE ALL SUPERVISION FEES PAST + FUTURE  
CONTINUE SEX COUNSELING CONCURRENT
- The defendant is given credit for pre-revocation hearing detention time on current probation violation to be calculated and applied by the SC Department of Corrections.
- The defendant has previously served 0 months/years on this sentence.  
(split sentence time and/or prior partial revocation time)
- The defendant was previously placed on active electronic monitoring pursuant to §23-3-540.

This 24 day of MAY, 2013  
LEXINGTON, SC

[Signature]  
 Presiding Judge  
 11th Judicial Circuit

You are hereby advised that under the law the Court may at any time revoke or modify any condition of this probation; impose any lawful conditions it deems proper; or extend your period of probation not to exceed five (5) years. At any time within the period of your probation, the Court may require you to serve any part of the original sentence imposed.

This is to certify that I have read, or have had read to me, the order and the conditions set out therein. I agree to comply with such conditions and conditions of my probation order during the period of my probation. I have received a copy of this Court's order and all attachments.

Offender's Signature \_\_\_\_\_ Witnessed by \_\_\_\_\_

Signed this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ City

**CERTIFIED TRUE COPY**  
**OF ORIGINAL FILED,**  
[Signature]  
 C.C.P.A.G.S.  
 RICHLAND COUNTY  
 SOUTH CAROLINA

STATE OF SOUTH CAROLINA  
 County of Lexington  
 STATE vs.  
Joseph Tico  
 AKA:  
 Race: W Sex: M  
 DOB:  
 SSN:  
 SID#: 0925878

IN THE COURT OF GENERAL SESSIONS  
 Indictment Number: 2011-GS-40-02115  
 Probation C/W #: W-32-13-0090

Name of Original Offense: CSC W/MINOR 2<sup>nd</sup> DEGREE  
 Original A/W #: 01-31-05  
 Date of Original Offense: 8-1-08-10-31-08  
 Conviction S.C. Code §: 16-03-02B(1)(1)  
 Conviction CDR Code #: 013916  
 Original Sentence: 2043.33 5 yrs. Prob.

**ORDER**

The above named defendant has been charged with violating the conditions of probation ordered on 08/11/11 in the Court of General Sessions of Lexington County, and/or the additional conditions ordered by the Court in probation continuation order(s) issued on 1-2-13, as set forth in the attached warrant(s) or citation(s) dated 4-10-13. After hearing the evidence and being duly advised, in the (presence/absence) of the defendant, I find that the above named defendant has violated the following condition(s) of probation: (List by number or indicate special conditions as provided in the affidavit)

**Therefore, IT IS ORDERED that:**

- the suspended sentence be revoked and the above named defendant be required to serve \_\_\_\_\_ months/years, the remainder of the original sentence, and/or pay \$ \_\_\_\_\_.
  - the suspended sentence be revoked and the above named defendant be required to serve 6 months/years of the original sentence and/or pay \$ \_\_\_\_\_; thereupon to be reinstated on probation, subject to the conditions set forth in the attached order and not inconsistent with this order.
  - the above named defendant is continued on probation as provided for in the original sentence, subject to the conditions set forth therein and not inconsistent with this order.
  - probation is reduced to time served under supervision and the defendant is discharged from supervision on this date.
  - the above named defendant is placed on active electronic monitoring pursuant to §23-3-540 (mandatory if convicted of first degree criminal sexual conduct with a minor or lewd act, discretionary if convicted of any other applicable sex offense against a minor).
- Financial Obligations: Order satisfies:  Department fees (arrearage)  Civil judgment:  Department fees  
 Fines and other fees (arrearage/balance)  Fines and other fees  
 Restitution (and 20%) (arrearage/balance)  Restitution (and 20%)

Additional Conditions ordered by the Court:  
CONCURRENT

- The defendant is given credit for pre-revocation hearing detention time on current probation violation to be calculated and applied by the SC Department of Corrections.
- The defendant has previously served 0 months/years on this sentence. (split sentence time and/or prior partial revocation time)
- The defendant was previously placed on active electronic monitoring pursuant to §23-3-540.

This 24 day of MAY, 2013,  
Lexington, SC

[Signature]  
 Presiding Judge  
11th Judicial Circuit

You are hereby advised that under the law the Court may at any time revoke or modify any condition of this probation; impose any lawful conditions it deems proper; or extend your period of probation not to exceed five (5) years. At any time within the period of your probation, the Court may require you to serve any part of the original sentence imposed.

This is to certify that I have read, or have had read to me, the order and the conditions set out therein. I agree to comply with such conditions and the conditions of my attached probation order during the period of my probation. I have received a copy of this Court's order and all attachments.

Offender's Signature \_\_\_\_\_

Witnessed by \_\_\_\_\_  
[Signature]  
 O.C.C.P.A.G.S.  
 RICHLAND COUNTY  
 SOUTH CAROLINA

Signed this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_ City

CERTIFIED TRUE COPY  
 FILED  
 O.C.C.P.A.G.S.  
 RICHLAND COUNTY  
 SOUTH CAROLINA



COMMUNITY SUPERVISION PROGRAM CERTIFICATE

Know all men by these presents:

It having been made to appear to the satisfaction of the SOUTH CAROLINA DEPARTMENT OF PROBATION PAROLE AND PARDON SERVICES that the offender mentioned below who was convicted of the offense(s) indicated below on said date(s) and in said county(ies) meets the requirements for Community Supervision Program as provided for in §24-21-560 of the South Carolina Code of Laws 1976, as amended.

It is therefore ORDERED that the said prisoner enter the Community Supervision Program at the end of his or her active sentence under supervision subject to the specific conditions listed below until the expiration of this Community Supervision Program as indicated below.

This release shall not prevent the delivery of the prisoner to authorities of the Federal Government or any state otherwise entitled to his or her custody.

In witness whereof, this Certificate bearing the approval of the South Carolina Department of Probation, Parole and Pardon Services is issued on the date below.

By Order of: South Carolina Department of Probation, Parole and Pardon Services

By: Katherine G. Moore, Coordinator, Community Release and Programs

Offender/Prisoner's Name: TICE, JOSEPH
Supervision Beginning Date: August 30, 2013
State Identification # (SID): 01925878
SC Dept. of Corrections # (SCDC): 00355542
Supervision Ending Date: August 29, 2015

Table with 7 columns: Offense(s), CDR, Indictment #(s), Conviction Date(s), County of Conviction(s), Incarceration Termination Date, Restitution Ordered (\$), Probation to Follow. Row 1: Criminal sexual conduct with minor or Attempt - victim 11 to 14 yrs of age inclusive - Second deg. (SR unless...)

CONDITIONS OF SUPERVISION

Additional Offenses or Notes Page 2

Violation of any of these conditions may result in the immediate revocation of supervision.

- 1. I shall report in person to the South Carolina Department of Probation, Parole and Pardon Services' office on the day of my release or not later than 8:30 AM on the next business day...
2. I shall not change my residence or employment without the consent of my Agent.
3. I shall not use controlled substances, except when properly prescribed by a licensed physician...
4. I shall not possess or purchase any firearms, knives, or dangerous weapons...
5. I shall work diligently at a lawful occupation.
6. I shall not violate any Federal, State, or local laws...
7. I shall pay a supervision fee as determined by the Department.
8. I shall not leave the State without permission from my Agent.
9. I shall obey all conditions of supervision set forth in this order...
10. I shall follow the advice and instructions of my Agent...
11. Unless I was convicted of or pled guilty or nolo contendere to a Class C misdemeanor or an unclassified misdemeanor that carries a term of imprisonment of not more than one year...

ADDITIONAL CONDITIONS:

- 26 Must have no contact with the Victim and/or Victim's family for duration of supervision.
07 GPS Monitoring Not Less than 9 Months. If I am unable to report on the day of release I understand that I will be confined to my home until I report to SCDPPPS at 8:30 AM the next business day.
23 Residence Plan Rejected.

I hereby certify that the conditions listed above have been read and explained fully to me and in agreement thereto, I attach my signature.

Offender Signature: Joseph A. Tice
Address: 186 Pleasant Lane, WEST COLUMBIA, SC 29204
2510 Laurel Str Columbia, SC 29204

8-30-13 Date
Phone: (803) 586-1941

I hereby certify that this Statement of Conditions has been read and explained to the offender and he/she has agreed to them.

Witness Signature: Stevie Decker

8/30/13 Date

South Carolina Department of Probation, Parole and Pardon Services  
Standard Sex Offender Conditions

1. I will register as a sex offender as required by the Code of Laws of South Carolina and as described in the Department's *Notice of Sex Offender Registry*.
2. I will attend, actively participate in, not give cause to be terminated from, and successfully complete any counseling/treatment program, to which I am referred by my agent, which may include polygraph or other treatment related testing, all at my own expense. I waive all rights to confidentiality between myself and my treatment provider, and authorize my treatment provider to disclose to my agent, the Court, the Parole Board, the releasing authority, and/or the hearing officer, information about my attendance and participation in the program. (Must complete Referral Form 1054).
3. I will not have any contact with the victim(s) of my crime, directly or indirectly. This includes but is not limited to physical or face to face contact, contact through letters or written notes, telephone calls, or electronic mail (e-mail), or any contact through a third party, unless such contact is approved in writing by the Court, the Parole Board, or the releasing authority, or the hearing officer. I also will not enter into, travel past, or loiter near a victim's residence or workplace.
4. I will not have any contact with a person under the age of 18, with the exception of my immediate family members and then may only have such contact if approved in advance under conditions set by my treatment provider and my agent. If I have incidental contact with any child, I will be civil and courteous and immediately remove myself from the situation. I will discuss the contact at my next treatment session and will immediately report this contact to my agent.
5. I will not enter into, loiter or work within one thousand (1,000) feet of any area or event frequented by people under the age of 18 including but not limited to: schools, day care centers, playgrounds, arcades, public swimming pools or beaches, shopping malls, theaters, or and festivals, unless approved in advance by my agent.
6. I will not purchase, possess, or use any sexually stimulating or sexually explicit material or device, nor enter into, loiter or work within one thousand (1,000) feet of any place where such material or device is sold or presented as entertainment. This includes but is not limited to adult book stores, sexually explicit internet sites, television services, or telephone services, sex shops, topless bars, strip clubs, and massage parlors.
7. I will permit my agent or a representative of the Department, without a warrant and with or without the assistance of any other law enforcement officer, to search my person, residence, any vehicle I own or have permission to use, and any of my possessions, including computers, cellular telephones, and other electronic devices, for the presence of sexually stimulating or sexually explicit materials or devices prohibited by these conditions, and to seize said materials. Such materials seized shall be considered property of the court, Parole Board, or releasing authority, and shall be safely kept by the Department or other law enforcement agency until any violations concerning the seized materials have been addressed.
8. I will abide by all curfews as directed by my agent. Spm/ /pm/ GPS.
9. I will at all times maintain a suitable residence, approved by my agent, which complies with all conditions of my supervision, which may not be within one thousand (1000) feet of any area frequented by people under the age of 18, including but not limited to schools, day care centers, playgrounds, arcades, public swimming pools or beaches, shopping malls, or theaters. I will obtain approval from my agent of my residence and employment and shall obtain prior approval from my agent before changing my residence or employment. I will stay at my approved residence every night and will not sleep or stay overnight anywhere else without prior approval of my agent.
10. I will not consume alcoholic beverages and will submit to alcohol testing as instructed by my agent or treatment provider. I agree that any test results may be used as evidence in any hearing for the violation of the conditions of my supervision and I waive any right to challenge the validity of such results.
11. I will comply with the Department's requirements for any electronic monitoring program/ gps which I am ordered to participate in by the Court, the Parole Board, the releasing authority, the hearing officer, or my agent, or as required by statute, all at my own expense.

I have read, or had read to me, the above conditions and I understand their meaning. I have received a copy of these conditions. I accept and agree to these conditions and understand that any violation could result in the Court, Parole Board, or releasing authority revoking my supervision and reinstating my sentence or returning me to prison. If I refuse to accept these conditions, I must immediately ask my agent to bring my case before the Court, Parole Board, or releasing authority where I will request that my term of supervision be revoked and my sentence be reinstated or that I be returned to prison. I understand that, if I have objections to any of the above conditions but fail to timely take the actions described above, I will waive any right I may have to challenge these sex offender conditions at any future proceeding.

Joseph Tice 5/30/13  
Offender Signature Date

Monique Glover 5/30/13  
Agent Signature Date

Joseph Tice  
Offender Name (printed)

Monique Glover  
Agent Name (printed)

Computer/Internet Use Agreement for Sex Offenders

Offender: Joseph Tice Supervising Agent/Designee: Agent Cliff Fordham

By signing below, the above named offender understands and agrees as follows: computer or other access to the internet may pose significant risk of triggering re-offense; access to the internet is a privilege not a right; and access to the internet may be prohibited by the Supervising Agent/Designee at any time. The offender specifically agrees to be fully compliant with the following conditions if allowed access to the internet.

- 1. If the victim of my offense was under the age of eighteen at the time of the offense, or I reasonably believed the victim was under the age of eighteen at the time of the offense, I will not: (1) use the internet to access social networking websites, (2) communicate with other persons or groups for the purpose of promoting sexual relations with persons under the age of eighteen, or (3) if I am over the age of eighteen, communicate with a person under the age of eighteen. See S.C. Code Section 23-3-555(D).
- 2. I will provide all personal/business phone records and credit card bills to the Supervising Agent/Designee upon request.
- 3. I will obtain prior written approval from the Supervising Agent/Designee before using an electronic bulletin board system, internet relay chat channel, DCC chat channel, newsgroup, usergroup, or any site-based email which provides some measure of anonymity (such as Hotmail or Gmail).
- 4. I will not use the computer for any purpose which might further sexual activity. Such activities include but are not limited to the following: possession of sexually explicit material in any manner; sexually related "chat" or email exchange; visiting or joining "chat rooms" which contain sexually explicit conversation; visiting/viewing sexually explicit material on web sites; downloading binary files, UUE files, MIME files, AVI files, MPG files, Real Player files, images in any format, text files, or multi-media material that is sexual in nature; or visiting and/or subscribing to usergroups or newsgroups which focus on sexual content.
- 5. I will not use any form of encryption, cryptography stenography, compression, password protected files and/or other method that might limit access to, or change the appearance of, data and/or images without prior written approval from the Supervising Agent/Designee.
- 6. I will not alter or destroy records of computer use, and will not use software designed to alter, clean or "wipe" computer media.
- 7. I agree that if, for work purposes, password protection is required on any system or files I use, I will provide the password upon request of the Supervising Agent/Designee. Login: \_\_\_\_\_ Password: \_\_\_\_\_
- 8. I will permit the announced or unannounced examination or search by the Supervising Agent/Designee of any computer, cell phone, and/or electronic devices to which I have access to verify my compliance with these special conditions of supervision. This includes examination of all data and/or images stored on hard disks, "Zip Disks", floppy diskettes, CD ROMs, optical disks, magnetic tape and/or any other storage media whether installed within a device or removable and separate from the actual computer or other electronic device. I understand and agree that any computer, cell phone, related equipment, and/or storage device are subject to seizure by the Supervising Agent/Designee.
- 9. I will provide the Supervising Agent/Designee with a list of all equipment used with my computer, including back-up systems. I will keep this list current.
- 10. I agree to install or allow to be installed at my expense, equipment and/or software to monitor or limit computer use, or remove any hardware device including modem, network card, and/or other device that may be used to provide access to another computer or computers.
- 11. I agree to be fully responsible for all material and information found on my computer at all times.

I have read, or had read to me, this Computer/Internet Use Agreement for Sex Offenders and understand its meaning. I have received a copy of this advisement, and understand that if I violate any condition restricting my computer or internet use, I may be brought before the Court, Parole Board or releasing authority for revocation of my supervision and reinstatement of my sentence.

Joseph Tice 8-30-13 Cliff Fordham MO DC 8/24/13  
Offender's Signature Date Supervising Agent's Signature Date

Joseph Tice Monique Glover  
Offender Name (printed) Agent Name (printed)

**WITNESSES**

(S) DALE JONES – Richland County Sheriff

Capt. J.S. Smith

S. FAUST

**ARREST WARRANT NUMBER**

C-136649

**ACTION OF GRAND JURY**

**TRUE BILL**

*Mona F. Gardner*

Foreperson of Grand Jury

Date: MAY 11 2011

**VERDICT**

Foreperson of Petit Jury

Date:

DOCKET NO. 2011-GS-40-02114

**The State of South Carolina**

County of

Richland

**COURT OF GENERAL SESSIONS**

**MAY TERM 2011**

92

**THE STATE**

**vs.**

**JOSEPH CHARLES TICE**

**Indictment for  
CRIMINAL SEXUAL CONDUCT WITH  
MINOR, 2ND DEGREE (AGE 11-14)**

SC Code: 16-03-0655(B)(1)

CDR Code: 0396

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

Defendant

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

Defendant

Witness:

C.C.C. PLS. AND G.S.

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF RICHLAND )

**INDICTMENT**

At a Court of General Sessions, convened on MAY 11, 2011, the Grand Jurors of Richland County present upon their oath:

**CRIMINAL SEXUAL CONDUCT WITH A MINOR**  
**SECOND DEGREE (AGE 11-14)**

CDR: 0396 16-03-0655(B)

That JOSEPH CHARLES TICE did in Richland County, State of South Carolina, on or between AUGUST 1, 1988 through OCTOBER 31, 1988, willfully and unlawfully engage in sexual battery with a minor who was at least fourteen (14) years or less but who was at least eleven (11) years of age, to wit: <sup>Minor</sup>

, in violation of Section 16-3-655(B) [formerly Section 16-3-655(2)], S. C. Code of Laws, 1976, as amended.

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



\_\_\_\_\_  
DAN JOHNSON, SOLICITOR

**WITNESSES**

(S) DALE JONES – Richland County Sheriff

Capt J.S. Smith

S. FAUST

**ARREST WARRANT NUMBER**

C136650

**ACTION OF GRAND JURY**

**TRUE BILL**

*Mena H. Gardner*  
Foreperson of Grand Jury

Date: MAY 11 2011

**VERDICT**

Foreperson of Petit Jury  
Date:

DOCKET NO. 2011-GS-40-02115

**The State of South Carolina**

County of

Richland

**COURT OF GENERAL SESSIONS**

**MAY TERM 2011**

92

**THE STATE  
vs.**

**JOSEPH CHARLES TICE**

**Indictment for  
CRIMINAL SEXUAL CONDUCT WITH  
MINOR, 2ND DEGREE (AGE 11-14)**

SC Code: 16-03-0655(B)(1)  
CDR Code: 0396

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

Defendant

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

Defendant

Witness:

C.C.C. PLS. AND G.S.

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF RICHLAND )

**INDICTMENT**

At a Court of General Sessions, convened on MAY 11, 2011, the Grand Jurors of Richland County present upon their oath:

**CRIMINAL SEXUAL CONDUCT WITH A MINOR**  
**SECOND DEGREE (AGE 11-14)**

CDR: 0396 16-03-0655(B)

That JOSEPH CHARLES TICE did in Richland County, State of South Carolina, on or between AUGUST 1, 1988 THROUGH OCTOBER 31, 1988, willfully and unlawfully engage in sexual battery with a minor who was at least fourteen (14) years or less but who was at least eleven (11) years of age, to wit: <sup>Minor</sup>

, in violation of Section 16-3-655(B) [formerly Section 16-3-655(2)], S. C. Code of Laws, 1976, as amended.

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

  
\_\_\_\_\_  
DAN JOHNSON, SOLICITOR

24 STATE OF SOUTH CAROLINA )  
 COUNTY OF Richland )  
 STATE VS. )  
 Joseph Tice )  
 AKA: )  
 Race: W Sex: M Age: 47 )  
 DOB: SS# )  
 Address: )  
 City, State, Zip: )  
 DL#: SID#: 01925878 )

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2011GS4002114  
 A/W#: C136649  
 Date of Offense: 8/1/2008 - 10/31/2008  
 S.C. Code § : 16-03-0655(B)(1)  
 CDR Code #: 0396

SENTENCE SHEET

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No   
 In disposition of the said indictment comes now the Defendant who was  CONVICTED OF or  PLEADS  
 TO: Criminla Sexual Conduct with a Minor Second Degree

in violation of § 16-03-0655(B)(1) of the S.C. Code of Laws, bearing CDR Code # 0396  
 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:  
 Margaret Fent Bodman 70937 SC Bar# Defendant Joseph Tice Attorney for Defendant SC Bar#

WHEREFORE, the Defendant is committed to the  State Department of Corrections,  County Detention Center,  
 for a determinate term of 20 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 5

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: 8-11-11  
 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: Obtain GED   
 Attend Voc. Rehab. or Job Corp. \_\_\_\_\_  
 May serve W/E beginning \_\_\_\_\_  
 Substance Abuse Counseling   
 Random Drug/Alcohol testing

Recipient: APPROVED BY P.P.P.  
 \*Fine: § 14-1-206 (Assessments 107.5 %) \$ \_\_\_\_\_  
 § 14-1-211(A)(1) (Conv. Surcharge) \$100 \$ \_\_\_\_\_  
 § 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 \$ \_\_\_\_\_  
 § 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 \$ \_\_\_\_\_  
 § 44-53-450(C) (Conditional Discharge) \$350 \$ \_\_\_\_\_  
 3% to County (if paid in installments) \$ \_\_\_\_\_  
 TOTAL \$ \_\_\_\_\_

Fine may be pd. in equal, consecutive weekly/monthly  
 pmts. of \$ \_\_\_\_\_ beginning \_\_\_\_\_  
 \$ \_\_\_\_\_ paid to Public Defender Fund  
 Other: Offense Registry  
No consider w/ victim  
 Condition Discharge, § 44-53-450(C) requires  
 \$350 be paid to the Clerk prior to case disposition  
 Appointed PD or appointed other counsel,  
 § 47.12 requires \$500 be paid to Clerk  
 during probation.

Clerk of Court/ Deputy Clerk: Jeanette McBride  
 Court Reporter: K. Ambrozak J. Holston

Presiding Judge: [Signature]  
 Judge Code: 2126  
 Sentence Date: 8-11-11

STATE OF SOUTH CAROLINA )

IN THE COURT OF GENERAL SESSIONS

25

COUNTY OF Richland  
STATE VS.  
Joseph Tice

INDICTMENT/CASE#: 2011GS4002115  
A/W#: C136650  
Date of Offense: 8/1/2008 - 10/31/2008  
S.C. Code § : 16-03-0655(B)(1)  
CDR Code #: 0396

AKA: \_\_\_\_\_  
Race: W Sex: M Age: 47  
DOB: \_\_\_\_\_ SS#: 25  
Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
DL#: \_\_\_\_\_ SID#: 01925878

SENTENCE SHEET

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No   
In disposition of the said indictment comes now the Defendant who was  
TO: Criminal Sexual Conduct with a Minor Second Degree

CONVICTED OF or  PLEADS

in violation of § 16-03-0655(B)(1) of the S.C. Code of Laws, bearing CDR Code # 0396  
 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: Margaret Fent 70937 Joseph C. Tice [Signature] [Signature]  
Bodman, Margaret Fent 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 20 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 5

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: 8-11-11  
 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: \$ \_\_\_\_\_

PTUP \_\_\_\_\_  
\_\_\_\_\_ days/hours Public Service Employment

Payment Terms: \_\_\_\_\_  
 Set by SCDCPPS DEFENDANT TO BE HELD IN  
CUSTODY UNTIL SUITABLE HOUSING IS  
Recipient: APPROVED BY P.P.P.

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

\*Fine:

§ 14-1-206 (Assessments 107.5 %)		\$
§ 14-1-211(A)(1) (Conv. Surcharge)	\$100	\$
§ 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	\$
§ 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	\$
§ 44-53-450(C) (Conditional Discharge)	\$350	\$
3% to County (if paid in installments)		\$
TOTAL		\$

Other: YOUTH OFFENDER REGISTRY  
NO CONTACT W/ VICTIM  
 Condition Discharge, § 44-53-450(C) requires  
\$350 be paid to the Clerk prior to case disposition  
 Appointed PD or appointed other counsel,  
§ 47.12 requires \$500 be paid to Clerk  
during probation.

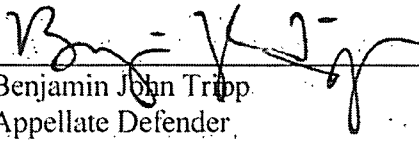
Clerk of Court/ Deputy Clerk Jeanette McBride/C  
Court Reporter: K. Ambrozak J. Holston  
SCCA/217 (06/2010)

Presiding Judge [Signature]  
Judge Code: 2126  
Sentence Date: 8-11-11

## CERTIFICATE OF COUNSEL FOR APPELLANT

Counsel for appellant certifies that this Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Record on Appeal complies to the best of my ability, with the August 13, 2007, order from the South Carolina Supreme Court entitled "Interim Guidance Regarding Personal Data Identifiers and Other Sensitive Information in Appellate Court Filings."

February 18, 2014

  
Benjamin John Tripp  
Appellate Defender


South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
PO Box 11589  
Columbia, S. C. 29211-1589  
(803) 734-1330

ATTORNEY FOR APPELLANT

## CERTIFICATE OF COUNSEL FOR APPELLANT

Counsel for appellant certifies that this Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Record on Appeal complies to the best of my ability, with the August 13, 2007, order from the South Carolina Supreme Court entitled "Interim Guidance Regarding Personal Data Identifiers and Other Sensitive Information in Appellate Court Filings."

February 18, 2014

  
Benjamin John Tripp  
Appellate Defender

**RECEIVED**

FEB 18 2014

**SC Court of Appeals**

South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
PO Box 11589  
Columbia, S. C. 29211-1589  
(803) 734-1330

ATTORNEY FOR APPELLANT

STATE OF SOUTH CAROLINA

ORIGINAL

IN THE COURT OF APPEALS

Appeal from Lexington County

R. Markley Dennis, Jr., Circuit Court Judge

RECEIVED

FEB 18 2014

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

JOSEPH CHARLES TICE,

APPELLANT

APPELLATE CASE NO. 2013-001161

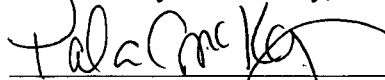
CERTIFICATE OF SERVICE

I certify that a true copy of the Record on Appeal in the above referenced case has been served upon Matthew Buchanan, Esquire, at South Carolina Department of Probation, Parole & Pardon Services, PO Box 50666, Columbia, SC 29250, this 18th day of February, 2014.



Brandon Hall  
Administrative Specialist

SUBSCRIBED AND SWORN TO before me  
this 18th day of February, 2014.



(L.S.)

Notary Public for South Carolina

My Commission Expires: July 24, 2022.