

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Georgetown
STATE VS. Ernest Smalls, Jr.
AKA: Bitter
Race: B Sex: M Age: 22
DOB: _____ SS#: _____
Address: _____
City, State, Zip _____
DL# _____ SID# _____

INDICTMENT/CASE#: 04-GS-22-1016
AW#: H-695465
Date of Offense: 06/16/04
S.C. Code §: 44-53-445(B)(2)
CDR Code #: 011018
 CASE RESTORED
SENTENCE
 PLEA TRIAL

In disposition of the said indictment comes now the Defendant who was CONVICTED OF or PLEADS TO: Poss. with Int. to Dist. Crack Cocaine in Close Prox to Schod/Bnk
in violation of 44-53-445(B)(2) of the S.C. Code of Laws, bearing CDR Code # 011018
 NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS 17-25-45

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST:

T. Will
Solicitor

Defendant

Attorney for Defendant

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for 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 \$10,000; 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 _____

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months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation, which are incorporated by reference.

MAR 24 2014

CONCURRENT or CONSECUTIVE to sentence on: 04-65-22-1017
 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.

SC Court of Appeals

SPECIAL CONDITIONS:

RESTITUTION: Heard, Waived, Ordered
Total: \$ _____ plus 20% fee: \$ _____
Payment Terms: _____
 set by SCDPPPS _____

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 \$ 100.00 beginning 1mo. after release
\$ _____ paid to Public Defender Fund
Other: _____

Recipient: _____	
*Fine:	\$10,000.00
§14-1-206 (Assessments 107.5%)	\$10,000.00
§14-1-211(A)(1) (Conv. Surcharge)	\$100
§14-1-211(A)(2) (DUI Surcharge)	\$100
§56-5-2995 (DUI Assessment)	\$12
§ 35.13 (Public Def/Prob)	\$500
§73.3, 1B TP (Law Enforce. Funding)	\$25
§33.7, 1B TP (Drug Court Surcharge)	\$100
§50-21-114(BUI Breath Test Fee)	\$50
§56-5-2942(J) (Vehicle Assessment)	\$40/ea
3% to County (if paid in installments)	\$689.25
TOTAL	\$20,969.00
	21,604.25

Appointed PD or appointed other counsel, §35.13 TP Requires \$500 be paid to Clerk during probation.

Heather A. Moore
Clerk of Court/Deputy Clerk
Court Reporter: Dixie Eubank

PRESIDING JUDGE [Signature]
Judge Code: _____
Sentence Date: 11/18/04

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Georgetown
STATE

INDICTMENT/CASE#:

VS. Ernest Smalls, Jr.

04 -GS- 22 - 1017
AWW#: H-1095466
Date of Offense: 6-16-04
S.C. Code §: 44-53-375(c)(2)(c)
CDR Code #: 011113

AKA: Bulla
Race: B Sex: M Age: 22
DOB: 5-3-82 SS#: _____
Address: _____
City, State, Zip _____
DL# _____ SID# _____

CASE RESTORED
 SENTENCE
 PLEA TRIAL

In disposition of the said indictment comes now the Defendant who was CONVICTED OF or PLEADS TO: Poss. With Int. to Dist Crack Cocaine (2nd offense)
in violation of §44-53-375(B)(1) the S.C. Code of Laws, bearing CDR Code # 011113

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS 17-25-45

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: T. Will
Solicitor

Defendant

Attorney for Defendant

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for a determinate term of 13 days/months/years or under the Youthful Offender Act not to exceed _____ years and/or to pay a fine of \$ 50.00; 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.

SPECIAL CONDITIONS:

RESTITUTION: Heard, Waived, Ordered
Total: \$ _____ plus 20% fee: \$ _____
Payment Terms: _____
 set by SCDPPPS _____

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 \$ 100.00 beginning _____
\$ _____ paid to Public Defender Fund
Other: _____

Recipient:	
*Fine:	\$50,00.00
\$14-1-206 (Assessments 107.5%)	\$53,750.00
\$14-1-211(A)(1) (Conv. Surcharge)	\$100
\$14-1-211(A)(2) (DUI Surcharge)	\$100
\$56-5-2995 (DUI Assessment)	\$12
§ 35.13 (Public Def/Prob)	\$500
\$73.3, 1B TP (Law Enforce. Funding)	\$25
\$33.7, 1B TP (Drug Court Surcharge)	\$100
\$50-21-114(BUI Breath Test Fee)	\$50
\$56-5-2942(J) (Vehicle Assessment)	\$40/ea
3% to County (if paid in installments)	\$319.25
TOTAL	\$107,094.25

Appointed PD or appointed other counsel, \$35.13 TP Requires \$500 be paid to Clerk during probation.

[Signature]
Clerk of Court/Deputy Clerk
Court Reporter: Dixie Clark

PRESIDING JUDGE [Signature]
Judge Code: _____
Sentence Date: 11/18/04

MAR 24 2014

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Georgetown
STATE vs.
Ernest Smalls, Jr.
AKA: Butter
Race: B Sex: M Age: 22
DOB: 5-3-82 SS#: _____
Address: _____
City, State, Zip _____
DL# _____ SID# _____

INDICTMENT/CASE#: 2004 -GS- 22 - 1018
AW#: H-695467
Date of Offense: 6-16-04
S.C. Code §: 44-53-370(b)(2)
CDR Code #: 011818
 CASE RESTORED
 SENTENCE
 PLEA TRIAL

In disposition of the said indictment comes now the Defendant who was CONVICTED OF or PLEADS TO: pos. of Marijuana with Intent to Dist. (2nd offense)
in violation of § 44-53-370(b)(2) of the S.C. Code of Laws, bearing CDR Code # 011818
 NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS 17-25-45

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.
ATTEST:

[Signature]
Solicitor

Defendant

Attorney for Defendant

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for 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: 04-65-22-1017
 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.

SPECIAL CONDITIONS:

RESTITUTION: Heard, Waived, Ordered
Total: \$ _____ plus 20% fee: \$ _____
Payment Terms:
 set by SCDPPPS _____

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 \$ 10.00 beginning 1st of release
\$ _____ paid to Public Defender Fund
Other: _____

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 \$ _____
§ 35.13 (Public Def/Prob) \$500 \$ _____
§73.3, 1B TP (Law Enforce. Funding) \$25 \$ 25.00
§33.7, 1B TP (Drug Court Surcharge) \$100 \$ 100.00
§50-21-114(BUI Breath Test Fee) \$50 \$ _____
§56-5-2942(J) (Vehicle Assessment) \$40/ea \$ _____
3% to County (if paid in installments) \$ 6.75
TOTAL \$ 231.75

Appointed PD or appointed other counsel, §35.13 TP Requires \$500 be paid to Clerk during probation.

[Signature]
Clerk of Court Deputy Clerk

Court Reporter: Dixie Zubank

PRESIDING JUDGE [Signature]
RECEIVED
Sentence Date: 11/15/04

MAR 24 2014

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF GEORGETOWN
STATE Ernest Smalls, Jr
AKA: Budler
Race: B Sex: M Age: 22
DOB: 5-3-82 SS#: 4
Address:
City, State, Zip
DL# _____ SID# _____

INDICTMENT/CASE#: 04 -GS- 22 - 1019
AW#: H-695468
Date of Offense: 06/16/04
S.C. Code §: 44-53-445(B)(1)
CDR Code #: 0111017
 CASE RESTORED
 SENTENCE
 PLEA TRIAL

In disposition of the said indictment comes now the Defendant who was CONVICTED OF or PLEADS TO: Poss. With Int. to Dist. ~~Crimes~~ Marj. in Close Prox. to School/Park
in violation of § 44-53-445(B) of the S.C. Code of Laws, bearing CDR Code # 0111017
 NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS 17-25-45

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: T. Willard Solicitor

Defendant

Attorney for Defendant

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for 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 \$ 10,000; 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: 04-61-22-1017
 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.

SPECIAL CONDITIONS:

RESTITUTION: Heard, Waived, Ordered
Total: \$ _____ plus 20% fee: \$ _____
Payment Terms: _____
 set by SCDPPPS _____
PTUP _____ days/hours Public Service Employment

Recipient: _____
*Fine: _____
§14-1-206 (Assessments 107.5%) 10,750.00 \$ 10,000.00
§14-1-211(A)(1) (Conv. Surcharge) \$100 \$ 100.00
§14-1-211(A)(2) (DUI Surcharge) \$100 \$ _____
§56-5-2995 (DUI Assessment) \$12 \$ _____
§ 35.13 (Public Def/Prob) \$500 \$ _____
§73.3, 1B TP (Law Enforce. Funding) \$25 \$ 25.00
§33.7, 1B TP (Drug Court Surcharge) \$100 \$ 100.00
§50-21-114(BUI Breath Test Fee) \$50 \$ _____
§56-5-2942(J) (Vehicle Assessment) \$40/ea \$ _____
3% to County (if paid in installments) \$ 629.25
TOTAL \$ 21,604.25

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 \$ 100.00 beginning mo. after release
\$ _____ paid to Public Defender Fund
Other: _____
 Appointed PD or appointed other counsel, §35.13 TP Requires \$500 be paid to Clerk during probation.

[Signature]
Clerk of Court/Deputy Clerk
Court Reporter: Dixie E. [Signature]

RESIDING JUDGE: [Signature]
JUDGE Code: _____
Sentence Date: 11/18/04
MAR 24 2014

SC Court of Appeals

GREG MCCOLLUM

COMPLETE LEGAL DEFENSE TEAM

1012 38TH AVENUE NORTH, SUITE 202
MYRTLE BEACH, SC 29577
www.CriminalLawyerMyrtleBeach.com

(843) 626-5480

March 20, 2014

Honorable Jenny Abbot Kitchings, Clerk
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: **State of South Carolina vs. Ernest Smalls, Jr.**
PWID/Distribution of Cocaine Base Close Proximity, Warrant No.: H695465
Indictment No.: 04-GS-22-01016
PWID/Distribution of Cocaine Base, Warrant No.: H695466
Indictment No.: 04-GS-22-01017
PWID/Distribution of Cocaine Base; Warrant No.: H695467
Indictment No.: 04-GS-22-01018
PWID/Distribution of Cocaine Base Close Proximity, Warrant No.: H695468
Indictment No.: 04-GS-22-01019
Trial in Absentia, The Honorable J. Michael Baxley
Court Date: November 17, 2004

Dear Ms. Kitchings:

Please find enclosed a copy of Mr. Smalls' sentence sheets for the above-referenced matters. Please let me know if you need anything further.

With warm regards, I remain,

Yours truly,


M. Gregory McCollum

MGM/mrs

Enclosures

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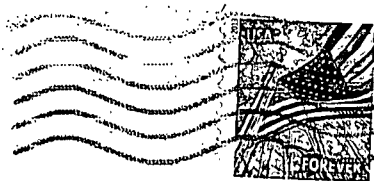
MAR 24 2014

SC Court of Appeals

Greg McCollum
Complete Legal Defense Team
1012 38th Avenue North
Suite 202
Myrtle Beach, SC 29577

COLUMBIA, SC 299

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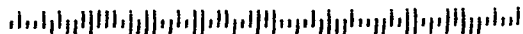
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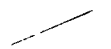
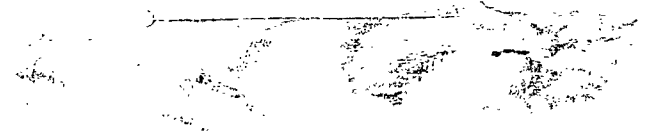
MAR 24 2014

SC Court of Appeals

Honorable Jenny Abbot Kitchings, Clerk
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

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1. The first part of the document is a list of items.

2. The second part of the document is a list of items.