

YORK COUNTY PUBLIC DEFENDER OFFICE

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To: South Carolina Court of Appeals
From: 16th Circuit Public Defender Helian
Re: Ricky Passmore
Date: 4-15-14

RECEIVED
APR 15 2014
SC Court of Appeals

NUMBER OF PAGES (Including cover sheet): 5

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Thank you for your assistance.

ATTENTION:



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
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April 09, 2014

Mr. Daniel Dewitt Hall, Esquire
1675-1E York Hwy.
York SC 29745

RECEIVED

APR 15 2014

SC Court of Appeals

Re: The State v. Ricky E. Passmore
Appellate Case No. 2014-000727

Dear Counsel:

Upon reviewing your notice of appeal, the following deficiency or deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter:

- The notice of appeal is not accompanied by a redacted copy of the order(s) and/or sentencing(s) challenged on appeal.

Very truly yours,

Jenny Abbott Kitchings

CLERK

cc: Robert Michael Dudek, Esquire
Jessica Elizabeth Holland, Esquire
Christopher Wayne Epting, Esquire
Salley W. Elliott, Esquire

STATE VS. Ricky Eugene Passmore
AKA: _____
Race: WHITE Sex: M Age: 46
DOB: _____ SS#: _____
Address: _____
City, State, Zip: _____
DL#: _____ SID#: _____
*CDL Yes ☐ No ☐ CMV Yes ☐ No ☐ Hazmat Yes ☐ No ☐
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 w/minor 1st or Lewd Act) ☐ §17-25-45

CERTIFIED TRUE COPY
2014 APR 15 PM 12:09
DAVID HAMILTON
CLERK OF COURT
YORK COUNTY, SC

SENTENCE SHEET
ORIGINAL
☐ CONVICTED OF or ☐ PLEADS

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: Jessica E. Holland 75182 Defendant James D. All 011846 Attorney for Defendant SC Bar#
Holland, Jessica E 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 30 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. 246 days
☐ The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-35

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
§ 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
§ 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 (SCCA Surcharge)	\$5	\$ 5
3% to County (if paid in installments)		\$
TOTAL		\$ 130

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: _____

☐ Appointed PD or appointed other counsel,
§ 47.12 requires \$500 be paid to Clerk
during probation.

Clerk of Court/ Deputy Clerk David Hamilton
Court Reporter: Wanda Wilson
SCCA/217 (03/2011)

Presiding Judge John C. Tamm
Judge Code: 2044
Sentence Date: 04-01-2014

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WITNESSES

OVER PD/ Davis

DOCKET NO. 20133-46- 02903

The State of South Carolina

County of York

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

August 2, Term 2013

COURT OF GENERAL SESSIONS

ARREST WARRANT NUMBER

13A4620400069

THE STATE

vs.

RICKEYUEJIE PASSMORE

Defendant

Witness:

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

CERTIFIED TRUE COPY
27 APR 15 PM 12:00
DAVID HAMILTON
CLERK OF COURT
YORK COUNTY, SC

ACTION OF GRAND JURY

TRIPERNT

Wmmy Eakin

Person of Grand Jury

8/22/13

VERDICT

Guilty

Indictment for

BURGLARY IN THE FIRST DEGREE

SC Ct: 16-11-311

CDR Code: 079

Person of Petit Jury

Leah 2 back

4/1/14

STATE OF SOUTH CAROLINA)

CERTIFIED TRUE COPY
INDICTMENT

COUNTY OF YORK)

2014 APR 15 PM 12:09

DAVID HAMILTON
CLERK OF COURT

At a Court of General Sessions, ~~York County, SC~~ convened on August 22, 2013, the Grand Jurors of York County present upon their oath:

BURGLARY IN THE FIRST DEGREE

The Defendant, Ricky Eugene Passmore, did in York County, South Carolina, on or about June 19, 2013, willfully and unlawfully enter the dwelling, located at 210 Trinity Street, Clover, South Carolina, without consent and with the intent to commit a crime therein. Said entering or remaining did occur during the nighttime hours. All in violation of Section 16-11-311, Code of Laws of South Carolina, (1976, as amended).

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


ASSISTANT SOLICITOR