

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Horry VS. STATE

INDICTMENT/CASE#: 2012GS2602470

Carlos Roberto Lopez

A/W#: M972226

AKA:

Date of Offense: 4/13/2012

Race: HISPANIC Sex: M Age: 36

S.C. Code §: 16-03-0655(A)

DOB: SS#:

CDR Code #: 0385

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

CONVICTED OF or PLEADS

TO: Sex / Criminal sexual conduct with minor or Attempt - victim under 11 yrs of age - First degree

RECEIVED APR 22 2014 SC Court of Appeals

in violation of § 16-03-0655(A)(1) of the S.C. Code of Laws, bearing CDR Code # 0385
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.

Signature of Spratlin, Martin D. SCB77061 Defendant Attorney for Defendant 12886 SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for a determinate term of 35 days/months/years or under the Youthful Offender Act not to exceed X years and/or to pay a fine of \$ X; provided that upon the service of X days/months/years and/or payment of \$ X; plus costs and assessments as applicable\*; the balance is suspended with probation for X

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: 4/15/2014
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. Since 3/20/2012
The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-136

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:

Table with 3 columns: Description, Amount, Total. Includes items like § 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, 3% to County (if paid in installments) \$3.90, TOTAL \$133.90 + 40.00 = 173.90

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 \$ 25.00 beginning 4/15/2014

\$ paid to Public Defender Fund

Other:

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

Presiding Judge

Judge Code: 2148

Sentence Date: April 15, 2014

Clerk of Court/ Deputy Clerk Melanie Higgins-Ward

Court Reporter: Kay Richardson

FILED Horry County APR 17 12:56 PM 2014 CLERK OF COURT Horry County

U-13  
S.O.R

COUNTY OF Horry  
STATE VS.

Carlos Roberto Lopez

AKA: \_\_\_\_\_

Race: HISPANIC Sex: M Age: 36

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: Lewd Act on a Minor <16

INDICTMENT/CASE#: 2014GS2600535

A/W#: 2014GS2600535

Date of Offense: 4/13/2012 - 12/25/2011

S.C. Code § : 16-15-0140

CDR Code #: ~~000~~ 2468

SENTENCE SHEET

CONVICTED OF or  PLEADS

in violation of § 16-15-0140 of the S.C. Code of Laws, bearing CDR Code # 2468  
 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] SCB77061 [Signature] 12826  
Spratlin, Martin D. 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 15 days/months/years or  under the Youthful Offender Act not to exceed \_\_\_\_\_ years  
and/or to pay a fine of \$ X; provided that upon the service of X days/months/years and/or payment  
of \$ X; 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: 4/15/2014  
 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. since 3/20/2014  
 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	\$
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)		\$ 3.90
TOTAL		\$ 133.90

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 \$ 25.00 beginning 4/15/2014

\$ \_\_\_\_\_ paid to Public Defender Fee

Other: \_\_\_\_\_

Appointed PD or appointed other Counsel

§ 47.12 requires \$500 be paid to Clerk

during probation.

Clerk of Court/ Deputy Clerk Melanie Higgins Ward  
Court Reporter: Kay Richardson JJ  
SCCA/217 (03/2011)

Presiding Judge Margaret T. Culbertson  
Judge Code: 2148  
Sentence Date: April 15, 2014

FILED  
Horry County  
APR 17 PM 12:06  
CLERK OF COURT  
Horry County  
APR 17 PM 1:04  
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WITNESSES

Kenneth Mossi Horry County Police Department

The State of South Carolina  
FILED  
HORRY COUNTY of Horry

2014 April 17 PM 12:56

12H01666

MELANIE HUGHES-WARD  
CLERK OF COURT OF GENERAL SESSIONS

June, 2012 TERM

CERTIFIED COPY

2014 APR 17 PM 1:04

Melanie Hughes-Ward  
CLERK OF COURT  
HORRY COUNTY

ARREST WARRANT NUMBER

M972226

CDR: 0385 16-03-0655(A)(1)

DOA: 4/16/2012

ACTION OF GRAND JURY

INDUCE BILL

Foreperson of Grand Jury  
Date: 4/16/2012

VERDICT

Foreperson of Petit Jury

Date:

FILED  
HORRY COUNTY of Horry

2014 April 17 PM 12:56

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MELANIE HUGHES-WARD  
CLERK OF COURT OF GENERAL SESSIONS

June, 2012 TERM

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2014 APR 17 PM 1:04

Melanie Hughes-Ward  
CLERK OF COURT  
HORRY COUNTY

THE STATE

VS.

Carlos Roberto Lopez  
H/M

SSN:

ATTORNEY: Chrisco, William Edward

Indictment for

CRIMINAL SEXUAL CONDUCT WITH A  
MINOR FIRST DEGREE

ORIGINAL

J. Gregory Hembree, Solicitor



STATE OF SOUTH CAROLINA )  
COUNTY OF HORRY )

IN THE COURT OF GENERAL SESSIONS  
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA )

CERTIFICATE OF REPRESENTATION  
(APPOINTING AS COUNSEL)

-VS-

CARLOS LOPEZ

ED CHRISCO

DEFENDANT )

FILE NO: 26A12-00001268

SSN:


TO: Court of General Sessions of the Fifteenth Judicial Circuit  
Office of the Solicitor  
Appointed Counsel  
Defendant

This certifies that the above captioned Defendant is eligible for service as  
the Public Defender, such determination having been made on, 8th day of May,  
regarding the charge(s) of:

M-972226 Sex / Criminal sexual conduct with minor - victim under 11 yrs of age -  
First degree

The Defendant's Counsel is **Ed Chrisco**. The office of the Public Defender  
requests on the Defendant's behalf any and all evidence in the possession of you and  
or your agents pursuant to S.C. Criminal Practice Rule 5, and Brady v. Maryland 373  
U.S. 833 (1963). The formal Motion for Discovery is attached.

CONWAY, SC  
DATED: May 8, 2012

  
ORRIE E. WEST  
FIFTEENTH CIRCUIT  
PUBLIC DEFENDER

CLERK OF COURT  
HORRY COUNTY

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MELANIE HERRICK  
CLERK OF COURT  
HORRY COUNTY

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STATE OF SOUTH CAROLINA )  
COUNTY OF HORRY )

IN THE COURT OF GENERAL SESSION  
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA )

NOTICE AND MOTION FOR PRODUCTION

-VS-

OF SPECIFIC EVIDENCE AND  
DISCLOSURE OF WITNESSES

CARLOS LOPEZ )  
DEFENDANT )

FILE NO: 26A12-00001268

SSN:

TO: SOLICITOR FOR THE FIFTEENTH JUDICIAL CIRCUIT

YOU WILL PLEASE TAKE NOTICE that unless the prosecution reports to Defendant's request for disclosure within 30 days, or within such time as may be ordered by the Court, Counsel for the Defendant will move this Court to order compelling that the State:

1. Make available for Defendant any and all written and oral statements of the Defendant which are, or may come to be, in the possession of the State.
2. Make available for purposes of inspection, and copying, any and all police reports relating to the investigation and circumstances surrounding the crime which the Defendant is charged with, including any and all statements taken from witnesses and the Defendant.
3. Make available to the Defendant all tangible objects obtained during the investigation of this case, including, but not limited to:
  - (a) All tangible objects obtained from the scene of the crime; and
  - (b) All tangible objects obtained from the State's witnesses in this case
  - (c) All tangible objects the State intends to introduce into evidence at Trial which are relevant to the offense charged.
4. Make available any witnesses known to the State who have knowledge of facts which might be favorable to the Defendant.
5. Make available any promises made or actions taken by the State which caused or might have caused any witnesses for the State to testify on behalf of the State.
6. Make available any inconsistent statements made by witnesses for the State or any statements made by witnesses for the State which tend to exculpate the Defendants or to negate participation by the Defendants in the alleged crime.
7. Make available to the Defendant all results of laboratory tests, scientific tests, or physical examinations conducted in connection with this case, including but not limited to:
  - (a) Analysis of handwriting
  - (b) Photographs secured of the scene of the crime
  - (c) Comparison of fingerprints

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 HORRY COUNTY  
 2014 APR 17 PM 12:56  
 CLERK OF COURT  
 MELANIE HOGGINS-WARD  
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 2012 MAY 29 AM 9:52  
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 HORRY COUNTY  
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 CLERK OF COURT

8. Make available any facts which tend to exculpate the Defendant.
9. Make available any and all scientific or medical, psychiatric, legal or other information, reports or records which might tend to reflect on the credibility or competence of any of prospective witnesses for the State.
10. Make available to the Defendant the names and addresses of all persons who have knowledge of this case or who have been interviewed by the investigating officers in connection with this case.
11. Make available to the Defendant, the SLED, FBI, and local arrest and conviction records of all persons, including the Defendant, named in connection with this proceeding.


12. Make any chemist, analyst, and all persons within the chain of custody appear in Court for the purpose of personally testifying. Attorney for the Defense shall object to the introduction of any chemist's or analyst's report pursuant to Rule 6, Rules of Criminal Procedure.

This information is requested pursuant to Rule 5 of the South Carolina Rules of Criminal Procedure. This information is further requested pursuant to Brady vs Maryland, 373 U.S. 383, 10 L. Ed. 2d 215, 83 S. Ct. 1194 (1963), U.S. vs Agurs, 427 U.S. 97, 49 L Ed 2nd 342, 96 S. Ct. 2392 1976, State vs Mixon 274 S.E. 2nd 406 (1981) Further this information is requested on the grounds that it is essential to insure the Defendant's right to a fair trial, right to confrontation of witnesses, the right to effective Counsel and due process of law guaranteed by the South Carolina Constitution, and the United States Constitution.

WHEREFORE, Defendant prays:

- (a) That the Solicitor be Ordered to produce all information described herein and allow the Defendant the right to examine, inspect, copy and photograph such materials and information at a specific time and place to be fixed by the Court.
- (b) That the information be provided no later than 30 days from the date of this request, as reflected by the Clerk of Court's time-stamp appearing on the face of this Document.
- (c) That the Court enter an Order requiring the Solicitor's Office to make continuing disclosure of all matters requested herein up to and during the Trial of the charges against the Defendant.

RESPECTFULLY SUBMITTED,

  
 ORRIE E. WEST  
 FIFTEENTH CIRCUIT  
 PUBLIC DEFENDER

DATED: May 8, 2012  
 CONWAY, SOUTH CAROLINA

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 HORRY COUNTY  
 2014 APR 17 PM 1:05  
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 HORRY COUNTY  
 Melanie Huggins-Walsh