

STATE OF SOUTH CAROLINA)
COUNTY OF YORK)

IN THE COURT OF GENERAL SESSIONS
SIXTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA)

CERTIFIED TRUE COPY
2013 MAY 06 11:59

AFFIDAVIT OF CONFLICT

DAVID HAMILTON
C.C.P. & G.S.
YORK COUNTY, SC

FILED-RECEIVED
2013 APR 29 AM 10:05


Dominique Julius Agurs

DEFENDANT.

DAVID HAMILTON
CLERK OF COURT
YORK COUNTY, SC

The undersigned Affiant, having been duly sworn, does hereby swear and affirm as follows:

- 1.) That he is the Deputy Public Defender of York County.
 - 2.) That the Public Defender Office was appointed by the Clerk of Court of York County to represent Dominique Julius Agurs on 22 March 2013 on the following charge(s): Possession of a Weapon by a Convicted Felon (Arrest Warrant No. 2013A4610200029), Trafficking Crack 3rd offense (Arrest Warrant No. 2013A4610200031), Possession With Intent to Distribute Crack Within Proximity to a Park (Arrest Warrant No. 2013A4610200032), two counts of Distribution of Crack 3rd offense (Arrest Warrant Nos. G-777561, G-777564), two counts of Distribution of Crack Within Proximity to a Park (Arrest Warrant Nos. G-777562, G-777563).
 - 3.) That the Public Defender Office represents a co-defendant, Antonio Bernard Ross, who is charged with Trafficking Crack (Arrest Warrant No. 2013A4610200028), three counts of Distribution of Crack Within Proximity to a Park (Arrest Warrant Nos. 2013A4610200030, N-231054, N-231056), and two counts of Distribution of Crack (Arrest Warrant No. N-231052, N-231055).
 - 4.) The Affiant is informed and believes that it would constitute a conflict of interest for the Public Defender Office to represent the Defendant, Dominique Julius Agurs.
 - 5.) Wherefore, Affiant prays that the Public Defender Office be relieved as counsel for the Defendant, Dominique Julius Agurs.
- FURTHER AFFIANT SAYETH NOT.**

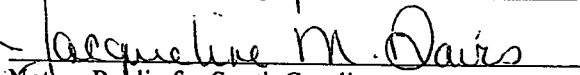

Bryson J. Barrowclough
Deputy Public Defender
Affiant

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MAY 02 2014

SC Court of Appeals

Sworn to before me this 06 day of April, 2013.


Jacqueline M. Davis
Notary Public for South Carolina
My commission expires: 12/31/17

MICHAEL G. MATTHEWS
PO BOX 36668
ROCK HILL, SC 29732
329-5999

MWS

STATE OF SOUTH CAROLINA)
COUNTY OF York)

IN THE COURT OF (Select one.)

GENERAL SESSIONS FAMILY COURT
16th JUDICIAL CIRCUIT

State of South Carolina,)

CASE NO.:

2013A4610200029,31,32,G777561,562,564,562,563

Plaintiff,)

APPOINTMENT OF COUNSEL

-vs-)

(Select one.)

Dominique Julius Agurs,)

ORDER

Defendant)

AMENDED ORDER

Juvenile.

Offense(s): Traff Crack 3rd; PWID Crack w/i Prox; 2 cts Dist Crack 3rd; 2 cts Dist Crack w/i Prox

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2013 MAY 26 AM 11:27
DAVID HAMILTON
C.C.C.P. & C.S.
YORK COUNTY, SC

It appears that the above named person is entitled to court-appointed counsel or a guardian ad litem.

It further appears that: (Select only one.)

- the public defender now represents another person involved herein and that a conflict would arise if that office represents the above-named individual.
- the public defender has indicated a possible conflict of interest or other good cause warranting the appointment of counsel based on:
- the public defender or court-appointed counsel has indicated that the named individual has now retained private counsel and is no longer entitled to appointed counsel.
- court-appointed counsel has claimed an exemption or has demonstrated good cause pursuant to Rule 608 warranting the appointment of new counsel based on:
- court-appointed counsel has obtained substitute counsel named below pursuant to Rule 608(h)(2); only the member who originally received the appointment and who sought substitute counsel shall receive credit for the appointment.

Therefore, it is ordered that **Michael G. Matthews**, Esquire hereby is appointed as (Select

counsel lead counsel (if capital PCR case)

only one.)

for the above-named person. Counsel previously appointed is/are hereby relieved as counsel.

(If Death Penalty PCR Case) It is further ordered that _____, Esquire, is hereby appointed as second counsel in this capital case.

The clerk of court is directed to forward a copy of this order to all persons entitled to notice.

IT IS SO ORDERED THIS 6th DAY OF April, 2013.

DAVID HAMILTON
CLERK OF COURT

John P. W. Agurs
 Circuit Judge Clerk of Court

2013 MAY 26 AM 11:55

NOTICE: SC Supreme Court Order of September 29, 2006, requires appointed counsel entitled to payment from the Office of Indigent Defense (OID) to register the case online with DID within fifteen (15) days of this appointment at www.sccid.sc.gov, and further directs that reimbursement vouchers be submitted directly to SCCID and not to the trial judge or clerk of court. See SCCID website for further details.

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COUNTY OF York
STATE VS.

Dominique Julius Agurs

AKA:

Race: BLACK Sex: M Age: 27

DOB: 1 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: Distribution of Crack Cocaine, 3rd offense

INDICTMENT/CASE#: 2013GS4604248
A/W#: G777564
Date of Offense: 3/5/2013
S.C. Code §: 44-53-0375 (B) (3)
CDR Code #: 3039

SENTENCE SHEET

ORIGINAL

in violation of § 44-53-0375 (B) (3) of the S.C. Code of Laws, bearing CDR Code # 3039
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.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Matthew W Shelton, Matthew W Defendant
74785 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 Life without Prob 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:

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) \$, TOTAL \$.

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PTUP days/hours Public Service Employment MAY 02 2014

Obtain GED
Attend Voc. Rehab. or Job Corp SC Court of Appeals

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: Life Without Prob

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 Nelson
SCCA/217 (03/2011)

Presiding Judge John C. Hayes
Judge Code: 2049
Sentence Date: 4.22.14

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2014 APR 28 PM 4:58

DOCKET NO. 2013-GS-46-04248

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

WITNESSES

DEU Harrelson

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.

The State of South Carolina

County of York

COURT OF GENERAL SESSIONS

December 12, Term 2013

THE STATE

vs.

DOMINIQUE JULIUS AGURS

Indictment for

DISTRIBUTION OF CRACK COCAINE

SC Code: 44-53-375(B)
CDR Code: 3039

FILED RECEIVED
2014 APR 28 PM 4:59
ARREST WARRANT NUMBER
G-777564
sgh
DAVID H. LITTON
C.C.C. PLS. AND G.S.
YORK COUNTY, S.C.

ACTION OF GRAND JURY

VERDICT

James C. Tucker

Foreperson of Grand Jury

Date: 12-12-13

VERDICT

Guilty

James P. Linn

Foreperson of Petit Jury

Date: 4/22/14