

OFFICE OF THE PUBLIC DEFENDER
13th JUDICIAL CIRCUIT
Greenville County Courthouse
305 East North Street (Rm 123)
GREENVILLE, SOUTH CAROLINA 29601

John I. Mauldin
Public Defender

TEL (864) 467-8522
FAX (864) 467-8521

July 21, 2014

Via Regular Mail

The Honorable Jenny Abbott Kitchings
Clerk, The S.C. Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: State v. Terry L. McCarrell

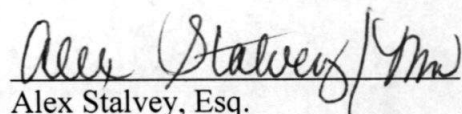
Case No(s): 2012GS2300967, 2012GS2300968, 2012GS2301662,
2012GS2302622

Dear Ms. Kitchings:

Enclosed you will find the Indictments for Terry McCarrell. These were not included in the Notice of Appeal, which was mailed on July 21, 2014.

We apologize for this oversight and any inconvenience it may have caused. Thank you for your attention to this matter.

Yours very truly,



Alex Stalvey, Esq.
Greenville County Courthouse
Greenville, SC 29601
Attorney for Appellant

Enclosure

cc: Office of the Thirteenth Circuit Solicitor
Office of the Attorney General
Office of Appellate Defense

RECEIVED

JUL 28 2014

SC Court of Appeals

WITNESSES

Robert Joseph Perry

Greenville County Sheriffs Office



12/28/2011

DOCKET NO. 2012-GS-23-000968

BSD

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

February

TERM 2013

THE STATE


vs.

TERRY LEMORE MCCARRELL

ARREST WARRANT NUMBER

M991580

ACTION OF GRAND JURY
TRUE BILL



FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

2468 ✓

Indictment for

LEWD ACT UPON A CHILD

VIOLATION § 16-15-140

Foreperson of Petit Jury

Date:

ENTERED  ACCT.



STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Greenville
STATE VS.

Terry Lemore Mccarrell

AKA:

Race: BLACK Sex: M Age: 49

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: Sex / Lewd Act, committing or attempting lewd act upon child under 16 (June 4, 1996)

INDICTMENT/CASE#: 2012GS2300968

A/W#: M991580

Date of Offense: 9/1/2011

S.C. Code § : 16-15-140

CDR Code #: 2468

SENTENCE SHEET

CONVICTED OF or PLEADS

in violation of § 16-15-140 of the S.C. Code of Laws, bearing CDR Code # 2468
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: Bentley, Lisa 77787 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 \$; 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 PTUP
Total: \$ plus 20% fee: \$
Payment Terms:
Set by SCDPPPS

Recipient:

Table with 2 columns: Description and Amount. 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

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:

RECEIVED

JUL 28 2014

Appointed PD or appointed other counsel § 47.12 requires \$500 fee during probation.

Clerk of Court/ Deputy Clerk Paul B. Wilkinson
Court Reporter: A. Herrera
SCCA/217 (03/2011)

Presiding Judge
Judge Code:
Sentence Date: 8 JUL 14

DOCKET NO. 2012-GS-23-
BSD

002622

The State of South Carolina
County of Greenville

WITNESSES

Brady Mashak

Greenville County Sheriffs Office

12/20/2011

[Handwritten signature]

COURT OF GENERAL SESSIONS
June TERM 2012
2014

THE STATE

vs.

TERRY LEMORE MCCARRELL

ARREST WARRANT NUMBER
1509492

ACTION OF GRAND JURY
TRUE BILL

Nancy M Ellis
FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Indictment for
3420

GRAND LARCENY

VIOLATION §16-13-0030

RECEIVED

APR 13 2012

Clerk of Court
Greenville County

Foreperson of Petit Jury

Date:

ENTERED *[Signature]*
ACCT.

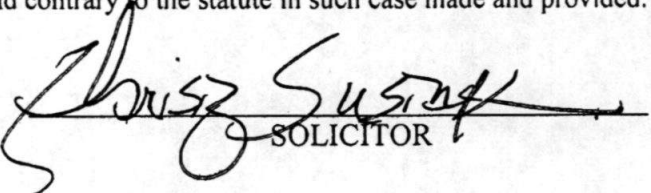
STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
GRAND LARCENY

At a Court of General Sessions, convened on **JUN 24 2014** the Grand Jurors of Greenville
County present upon their oath:

That TERRY LEMORE McCARRELL did in Greenville County, on or about the 14th day of November
2011, feloniously take and carry away the personal property of TAMILA WOODARD to wit:
JEWELRY, with a total value of more than Two Thousand Dollars with the intent to deprive the owner
permanently of such property. This is in violation of §16-13-0030 of the South Carolina 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.


SOLICITOR

STATE OF SOUTH CAROLINA

COUNTY OF Greenville
STATE VS.

Terry Lemore Mccarrell

AKA:

Race: BLACK Sex: M Age: 49

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: Larceny / Grand Larceny, value more than \$2,000 but less than \$10,000

in violation of § 16-13-0030(B) of the S.C. Code of Laws, bearing CDR Code # 3420
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.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Lisa Bentley 77787
Bentley, Lisa 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 5 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 PTUP
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

Clerk of Court/ Deputy Clerk Paul B. Wickens
Court Reporter: A. Heron
SCCA/217 (03/2011)

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2012GS2302622
A/W#: I509492
Date of Offense: 11/14/2011
S.C. Code § : 16-13-0030(B)
CDR Code #: 3420

SENTENCE SHEET

CONVICTED OF or PLEADS

Presiding Judge:
Judge Code:
Sentence Date: 8 JUL 14

WITNESSES

Robert Joseph Perry
Greenville County Sheriffs Office



12/28/2011

DOCKET NO. 2012-GS-23-000967

BSD

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

February

TERM 2013

THE STATE

vs.

TERRY LEMORE MCCARRELL

ARREST WARRANT NUMBER

M991579

ACTION OF GRAND JURY
TRUE BILL

FOREMAN GRAND JURY



Foreperson of Grand Jury

VERDICT

0396 ✓

Indictment for

CRIMINAL SEXUAL CONDUCT WITH A MINOR
2ND DEGREE (11-14)

VIOLATION § 16-3-655(B)(1) [formerly § 16-3-655(2)]

Foreperson of Petit Jury
Date:

ENTERED
ACCT. 

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

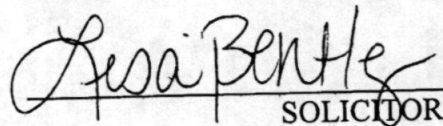
INDICTMENT FOR
CRIMINAL SEXUAL CONDUCT WITH A MINOR 2ND DEGREE
(11-14)

At a Court of General Sessions, convened on **FEB 19 2013** the Grand Jurors of Greenville

County present upon their oath:

That TERRY LEMORE MCCARRELL did in Greenville County, between the 1st day of May, 2011 and the 27th day of December 2011, commit a sexual battery on K.C.O., who was fourteen years of age or less but who was at least eleven years of age. This is in violation of § 16-3-655(B)(1) [formerly § 16-3-655(2)] of the South Carolina 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.


SOLICITOR

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Greenville
STATE VS.

INDICTMENT/CASE#: 2012GS2300967

Terry Lemore Mccarrell

A/W#: M991579

AKA:

Date of Offense: 9/1/2011

Race: BLACK Sex: M Age: 49

S.C. Code §: 16-03-0655(B)

DOB: SS#: [redacted]

CDR Code #: 0396

Address:

City, State, Zip:

DL#: SID#:

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: Sex / Criminal sexual conduct with minor - victim 11 to 14 yrs of age inclusive - Second deg.

in violation of § 16-03-0655(B) 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: Lisa Bentley 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

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 PTUP
Total: \$ plus 20% fee: \$
days/hours Public Service Employment

Payment Terms:
Set by SCDPPPS
Obtain GED
Attend Voc. Rehab. or Job Corp.

Recipient:
May serve W/E beginning
Substance Abuse Counseling

*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 (SCCJA Surcharge) \$5 \$
3% to County (if paid in installments) \$ 3.90
TOTAL \$ 133.90

Random Drug/Alcohol testing
Fine may be pd. in equal, consecutive weekly/monthly pmts. of \$ beginning \$ paid to Public Defender Fund

Other:
RECEIVED

JUL 28 2014

Appointed PD or appointed other... § 47.12 requires \$100 to be paid to Clerk during probation.

Presiding Judge Judge Code: Sentence Date: 8 JUL 14

Clerk of Court/ Deputy Clerk Paul B. Wickenham

Court Reporter: A. Neuron

SCCA/217 (03/2011)

WITNESSES

Brady Mashak

Greenville County Sheriff's Office

12/28/2011

[Handwritten signature]

ARREST WARRANT NUMBER

1509496

**ACTION OF GRAND JURY
TRUE BILL**

Nancy M. Ellis

FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2012-GS-23-001662

BSD

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

June TERM 2012

2014

THE STATE

vs.

TERRY LEMORE MCCARRELL

0048 Indictment for

**CONTRIBUTING TO THE DELINQUENCY OF A
MINOR**

VIOLATION § 16-17-0490

**ENTERED
ACCT.** *[Signature]*

RECEIVED

MAR 15 2012

Clerk of Court
Greenville County

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
CONTRIBUTING TO THE DELINQUENCY OF A MINOR

JUN 24 2014

At a Court of General Sessions, convened on

the Grand Jurors of Greenville

County present upon their oath:

That TERRY LEMORE MCCARRELL did in Greenville County, on or about the 14th day of November, 2011, knowingly and willfully encourage, aid, or cause K.C.O., a minor, to do any act which caused or influenced K.C.O. to deport herself in a manner so as to willfully injure or endanger her morals or health or the morals or health of others. This is in violation of §16-17-490 of the South Carolina 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.


SOLICITOR

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Greenville
STATE VS. Terry Lemore Mccarrell
AKA:
Race: Sex: M Age: 51
DOB: SS#:
Address:
City, State, Zip:
DL#: SID#:

INDICTMENT/CASE#: 2012GS2301662
A/W#: I509496
Date of Offense: 11/14/2011
S.C. Code §: 16-17-0490
CDR Code #: 0048

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was TO: Minor / Contributing to the delinquency of a minor

CONVICTED OF or PLEADS

in violation of § 16-17-0490 of the S.C. Code of Laws, bearing CDR Code # 0048
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.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Bentley, Lisa 77787 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 3 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

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:

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/ca, Proviso 90.5 (SCCJA Surcharge) \$5, 3% to County (if paid in installments) \$3.90, TOTAL \$133.90

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

Presiding Judge
Judge Code: 2158
Sentence Date: 7-8-14

Clerk of Court/ Deputy Clerk Paul B. Wickens
Court Reporter: A. Heron
SCCA/217 (03/2011)