

WITNESSES

Lexington Police Department

J Taylor

Law Enforcement Case # 14001030

MPC

ARREST WARRANT NUMBER

2014A3220500062

ACTION OF GRAND JURY

TRUE BILL

Walter D. Bantick
Foreperson of Grand Jury
Date 9-15-14

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2014GS3202641

The State of South Carolina

County of Lexington

COURT OF GENERAL SESSIONS

SEPTEMBER TERM 2014

THE STATE
vs.

Donna Anita Myers

CDR #: 2877

Indictment for

Shoplifting - 3rd or Subsequent Offense

§ 16-13-0110(A)

DONALD V. MYERS, SOLICITOR

RECEIVED

SEP 23 2014

SC Court of Appeals

A TRUE COPY
Lex. Co. C.C.P., G.S. & F.C.

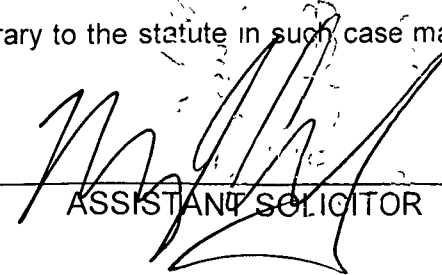
STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)
)

INDICTMENT FOR
Shoplifting - 3rd or Subsequent
§ 16-13-0110(A)

At a Court of General Sessions, convened on SEPTEMBER 2016, the Grand Jurors of Lexington County present upon their oath

That **Donna Gilliam Myers** in Lexington County, South Carolina, on or about March 4, 2014, previously having been convicted of at least two offenses for which the term of imprisonment is contingent upon the value of the property involved, did take possession of or carry away, transfer from one person to another or from one area of a store to another, did alter, transfer, or remove the price label or tag, or did transfer from its container to another container or conceal merchandise displayed, held or offered for sale by a store with the intention of depriving the merchant of the possession, use or benefit of the merchandise without paying the full retail value, to wit various retail items with an estimated value of \$1000 or less from Wal Mart, located at 5556 Sunset Boulevard, Lexington, South Carolina, all in violation of Section 16-13-110 and Section 16-1-57 of the Codes of Law 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

D-10 yrs

STATE OF SOUTH CAROLINA)
COUNTY OF Lexington)
STATE VS)
Donna Anita Myers)
AKA)
Race Black Sex F Age 53)
DOB SS#)
Address)
City, State, Zip Columbia, SC 29203)
DL# SID#)

IN THE COURT OF GENERAL SESSIONS

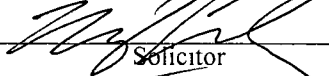

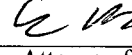
INDICTMENT/CASE# 2014GS3202641
A/W# 2014A3220500062
Date of Offense 3/4/2014
S C Code § 16-13-0110(A)
CDR Code # 2877

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 Shoplifting / Value \$2000 or less (Enhancement per 16-01-0057)

in violation of § 16-13-0110(A) of the S C Code of Laws, bearing CDR Code # 2877
 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
 Solicitor
100350 SC Bar#
 Defendant
 Attorney for Defendant
100060 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 2014-GS-32-2643
 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 175 days

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 _____
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 _____

*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)		\$
TOTAL		\$130

Clerk of Court/ Deputy Clerk Beth A. Paulline
Court Reporter Steve Zelilanc
Presiding Judge Howard P. King
Judge Code 2107
Sentence Date Sept 17, 2014

WITNESSES

Lexington County Sheriffs Department

M Kyzer

Law Enforcement Case # 14002445

MPC

ARREST WARRANT NUMBER

2014A3210200227

ACTION OF GRAND JURY

TRIAL FILE

Mark J. Satter
Foreperson of Grand Jury
Date 9-15-14

VERDICT

Foreperson of Petit Jury
Date

DOCKET NO. 2014GS3202643

The State of South Carolina

County of Lexington

COURT OF GENERAL SESSIONS

SEPTEMBER TERM 2016

THE STATE
vs.

Donna Gilliam Myers

CDR #: 2877

Indictment for

SHOPLIFTING - 3RD OR SUBSEQUENT
OFFENSE

§ 16-13-0110(A)

DONALD V. MYERS, SOLICITOR

A TRUE COPY
Lex. Co. C.C.P., G.S. & F.O.

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)
)

INDICTMENT FOR
SHOPLIFTING - 3RD OR SUBSEQUENT
OFFENSE

§ 16-13-0110(A)

At a Court of General Sessions, convened on SEPTEMBER 2016, the Grand Jurors of Lexington County present upon their oath

That **Donna Gilliam Myers** in Lexington County, South Carolina, on or about February 11, 2014, previously having been convicted of at least two offenses for which the term of imprisonment is contingent upon the value of the property involved, did take possession of or carry away, transfer from one person to another or from one area of a store to another, did alter, transfer, or remove the price label or tag, or did transfer from its container to another container or conceal merchandise displayed, held or offered for sale by a store with the intention of depriving the merchant of the possession, use or benefit of the merchandise without paying the full retail value, to wit: various retail items with an estimated value of \$1000 or less from Wal Mart, located at 1780 S Lake Drive, Lexington, South Carolina, all in violation of Section 16-13-110 and Section 16-1-57 of the Codes of Law 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

D-10 y15

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Lexington
STATE VS
Donna Gilliam Myers
AKA
Race Black Sex F Age 53
DOB 0 SS#
Address
City, State, Zip Columbia, SC 29203
DL# SID#

INDICTMENT/CASE# 2014GS3202643
A/W# 2014A3210200227
Date of Offense 2/11/2014
S C Code § 16-13-0110(A)
CDR Code # 2877

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was TO Shoplifting / Value \$2000 or less (Enhancement per 16-01-0057)

CONVICTED OF or PLEADS

in violation of § 16-13-0110(A) of the S C Code of Laws, bearing CDR Code # 2877
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
Solicitor SC Bar# 100350
Defendant
Attorney for Defendant SC Bar# 100066

WHEREFORE, the Defendant is committed to 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 2014-GS-42-264
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 175 days

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

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 \$130.

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 Beth A. Causey
Court Reporter Steve DeBarc
SCCA/217 (03/2011)

Presiding Judge Howard P. King
Judge Code 2107
Sentence Date Sep 17, 2014

OFFICE OF THE PUBLIC DEFENDER

ELIZABETH FULLWOOD
Lexington Public Defender
407½ W Main St
Lexington, SC 29072
Telephone (803) 957-8873
Fax (803) 957-1443

Eleventh Judicial Circuit
Lexington, Saluda, Edgefield,
and McCormick Counties

ROBERT M. MADSEN
Circuit Public Defender

W GREG SEIGLER
Tri-County Public Defender
Post Office Box 1852
McCormick, SC 29835
Telephone (864) 852-9555
Fax (864) 852-9554

September 22, 2014

Donna G Myers, # *C283145*
Kirkland Reception and Evaluation Center.
4344 Broad River Rd
Columbia SC 29210

Dear Ms Myers:

Enclosed is a document for the appeal you asked me to file. It is titled Rule 203 Explanation. Court rules require an attorney to inform the court whether or not they believe an appeal has merit when the appeal is from a guilty plea. I do not have a good faith basis to believe that your appeal has merit. The purpose of this letter is to advise you that you have twenty (20) days from the date of this letter to inform the South Carolina Court of Appeals in writing of any arguable basis on which to assert that there are issues preserved for appeal in your case. You can write the court at this address:

South Carolina Court of Appeals
P.O. Box 11629
Columbia SC 29211

With kind regards, I am,

Sincerely,


Erik J Drylie

enclosure

Cc: Jenny Kitchings, Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia SC 29211