

COUNTY OF Orangeburg
STATE VS.

Jose Antonio Rodriquez Jr

AKA:

Race: WHITE Sex: M Age: 22

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: Assault / Assault and Battery 1st Degree

INDICTMENT/CASE#: 2014GS38-0104

A/W#: 2013A3810701242

Date of Offense: 11/10/2013

S.C. Code § : 16-3-600(B)(1)

CDR Code #: 3411

SENTENCE SHEET

CONVICTED OF or PLEADS

in violation of § 16-3-600(C)(1) of the S.C. Code of Laws, bearing CDR Code # 3412

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, Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Ashley B. Cornwell, SC Bar# 76577, Jose Rodriguez, Defendant, Margaret Wind, Attorney for Defendant, SC Bar# 11759

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for a determinate term of 8 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. 12/2/13 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 SCDPPS

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

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.

ATTEST: TRUE CO. CLERK OF COURT

Clerk of Court/ Deputy Clerk: Hilda V. Glenn
Court Reporter: Jordan
SCCA/217 (03/2011)

Presiding Judge: [Signature]
Judge Code: 2153
Sentence Date: 10/2/14

Jail ✓

DEFENSE OF INDIGENT

APPOINTMENT SHEET

IN THE COURT OF GENERAL SESSIONS

STATE OF S.C. VS. Jose A. Roderiguez JR.

THE ABOVE DEFENDANT, AFTER APPLYING UNDER INDIGENT STATUS HAS BEEN FOUND TO QUALIFY FOR A PUBLIC DEFENDER.

IT IS THEREFORE ORDERED THAT

(CIRCLE ONE OF THE FOLLOWING)

PEGGY HINDS

R. DOUGLAS MELLARD

BREEN STEVENS

S. COLE FITCHETT

IS HEREBY APPOINTED TO REPRESENT SAID DEFENDANT THIS

18 DAY OF Dec, 20 13

Winnifa B. Clark

CLERK OF COURT

CHARGES(S): 2013A3810701242

APPOINTMENT MADE IN PERSON/IN JAIL (CIRCLE ONE)

\$40.00 FEE PAID/DUE (CIRCLE ONE)

FIRST APPEARANCE DATE: _____

95-2-10-01-000-002
2013 DEC 18 PM 2:36

ATTEST: TRUE
Winnifa B. Clark
CLERK OF COURT

WITNESSES

Jarred Kittrell

Orangeburg County Sheriff

20130010903

ARREST WARRANT NUMBER
2013A3810701242

Arrested: December 4, 2013

ACTION OF GRAND JURY

Foreperson of Grand Jury
Date: January 13, 2014

VERDICT

TRUE BILL

Michelle Shaw

Date JAN 13 2014

Foreperson of Petit Jury
Date:

DOCKET NO. 2014GS38-0104

The State of South Carolina
County of ORANGEBURG

COURT OF GENERAL SESSIONS

January 13, 2014 TERM

THE STATE
vs.

Jose Antonio Rodriguez Jr

Indictment for

ASSAULT AND BATTERY OF A HIGH
AND AGGRAVATED NATURE

SC Code: 16-3-600(C)(1)

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

Defendant

Witness:

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

FILED FOR RECORD
WITNESS
CLERK OF COURT
ORANGEBURG, SC
2014 JAN 14 AM 9:29

STATE OF SOUTH CAROLINA)
)
COUNTY OF ORANGEBURG)

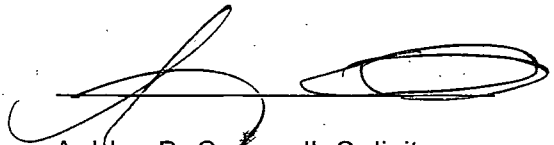
INDICTMENT
2014GS38-0104

At a Court of General Sessions, convened on January 13, 2014 the Grand Jurors of Orangeburg County present upon their oath:

ASSAULT AND BATTERY OF A HIGH AND AGGRAVATED NATURE

That the defendant Jose Antonio Rodriguez Jr, did in Orangeburg County on or about November 10, 2013 did commit an unlawful act of violent injury to the person of Joshua Shepherd, with circumstances of aggravation described as great bodily injury resulted or the act was accomplished by means from which great bodily injury could result, in that the defendant did beat and kick the victim about the head and body. This offense in violation of 16-3-600(B), 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.


Ashley B. Cornwell, Solicitor

2013A3810701242

STATE OF SOUTH CAROLINA

County/ Municipality of

Orangeburg W 038853 SJ3

THE STATE 20130010903

against

Jose Antonio Rodriquez, Jr

Address: [REDACTED]

Phone: [REDACTED] SSN: [REDACTED]

Sex: M Race: W Height: 5 7 Weight: 145

DL State: SC DL #: [REDACTED]

DOB: [REDACTED] Agency ORI #: SC0380000

Prosecuting Agency: Orangeburg County Sheriff

Prosecuting Officer: Jared Kittrell - 0076

Offense: Assault / Assault & Battery 1st degree

Offense Code: 3412

Code/Ordinance Sec: 16-03-0600(C)(1)

This warrant is CERTIFIED FOR SERVICE in the

County/ Municipality of

The accused

is to be arrested and brought before me to be

dealt with according to the law.

(L.S.)

Signature of Judge

Date: _____

RETURN

A copy of this arrest warrant was delivered to

defendant JOSE ANTONIO RODRIGUEZ JR

on 12-4-13

[Signature] 206
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
151 Docket Street
P. O. Box 9000
Orangeburg, SC 29116

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA)

County/ Municipality of)

Orangeburg)

Personally appeared before me the affiant Jared Kittrell who

being duly sworn deposes and says that defendant Jose Antonio Rodriquez, Jr.

did within this county and state on or about 11/10/2013 violate the criminal laws of the

State of South Carolina (or ordinance of County/ Municipality of Orangeburg)

in the following particulars:

DESCRIPTION OF OFFENSE: Assault / Assault & Battery 1st degree

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

BASED ON THE INVESTIGATION DONE BY THE ORANGEBURG COUNTY SHERIFF OFFICE ON NOVEMBER 10, 2013, THE DEFENDANT, JOSE ANTONIO RODRIGUEZ JR, DID VIOLATE SECTION 16-3-600 (C),(1) OF THE SOUTH CAROLINA CODE OF LAWS, ASSAULT AND BATTERY 1ST DEGREE. IN THAT THE DEFENDANT DID WITH MALICE AND AFORETHOUGHT, ASSIST IN COMMITTING A BATTERY UPON, JOSHUA SHEPHERD, BY BEATING AND KICKING HIM ABOUT HIS BODY AND HEAD. JOSE ANTONIO RODRIGUEZ JR WAS ALSO PICKED OUT OF A SIX PERSON PHOTO LINE-UP BY A WITNESS AS THE PERSON WHO ASSAULTED THE VICTIM. THIS INCIDENT TOOK PLACE AT 103 MENEFFEE COURT INCORDOVA, SC WHICH IS IN THE COUNTY OF ORANGEBURG, STATE OF SOUTH CAROLINA.

Signature of Affiant

[Signature of Jared Kittrell]

STATE OF SOUTH CAROLINA)

County/ Municipality of)

Orangeburg)

Affiant's Address P. O. Box 9000

Orangeburg, SC 29116-

Affiant's Telephone (803)531-4647

ARREST WARRANT Notice Investigator

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 11/10/2013 defendant Jose Antonio Rodriquez, Jr

did violate the criminal laws of the State of South Carolina (or ordinance of

County/ Municipality of Orangeburg) as set forth below:

DESCRIPTION OF OFFENSE: Assault / Assault & Battery 1st degree

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable

Sworn to and subscribed before me)

on 11/21/2013)

[Signature] (L.S.))

Derrick F. Dash)

Signature of Issuing Judge)

Judge Code: 5909)

Judge's Address Post Office Box 9000

Orangeburg, SC 29116-

Judge's Telephone (803)533-5848

Issuing Court: Magistrate Municipal Circuit

BAIL set by

WITNESSES



Judge Reginald. Williams
 on _____
 Type and Amount: 12-5173
50,000.00
 Name of Surety: _____

DEFENDANT IS TO HAVE NO CONTACT WITH THE VICTIM OR IMMEDIATE FAMILY, NO EXCEPTIONS WILL RESULT IN YOUR IMMEDIATE RETURN TO JAIL.

PRELIMINARY HEARING held by

Judge _____
 on _____
 Defendant Attorney: _____
 Decision: _____

DISPOSITION before

Judge _____
 on _____
 by _____
 (indicate jury trial, bench trial, plea, nol. pros., etc.)
 Disposition: _____
 Sentence: _____

JURORS

Name: _____
 Address: _____
 Telephone: _____

Name: _____
 Address: _____
 Telephone: _____

Name: _____
 Address: _____
 Telephone: _____

Name: _____
 Address: _____
 Telephone: _____

Name: _____
 Address: _____
 Telephone: _____

Name: _____
 Address: _____
 Telephone: _____

Name: _____
 Address: _____
 Telephone: _____

CODEFENDANTS

