

STATE OF SOUTH CAROLINA)
COUNTY OF Horry)
STATE OF SOUTH CAROLINA)
-VS-)

RECEIVED

OCT 30 2014

SC Court of Appeals

RULE 203 (B) (iv)
WRITTEN EXPLANATION OF
NO
BASIS FOR APPEAL

ASIA LEWIS

DEFENDANT)
_____)

PERSONALLY appeared before me Kia Wilson, who being duly sworn
deposes and says :

1. I represented the above named defendant before Thomas W. Cooper on October 15, 2104 at _____ which time the defendant enter a guilty plea to his/her pending charges.
2. No issues of law or fact, were raised before the Judge at that time that could be the basis for an Appeal in this matter.
3. The defendant requested this appeal be filed based on the language used by the plea judge informing the client he has the right to appeal his guilty plea within ten (10) days.
4. I informed defendant that there were no issues to appeal.
5. Defendant requested the Appeal be filed.

FILED
Horry County
2014 OCT 27 PM 3:55
CLERK OF COURT
MELANIE HUGGINS WARD
2014 OCT 27 PM 4:05
CLERK OF COURT
Horry County

Sworn to and Subscribed before me
October day of 27, 2014

Evelyn Marroquin
Notary Public for South Carolina
My Commission expires: July 10, 2024

Kia Wilson
Signature of Attorney for Defendant
Kia Wilson
Print name of Attorney for Defendant

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

County of HORRY
STATE VS.

Indictment Number: 2014-GS-26-00151
Probation ~~OW~~ #s: C-26-14-0083

AKA: Asia Alexis Lewis
Race: Black Sex: Female
DOB: _____
SSN: _____
SID#: 02067401

Name of Original Offense: Burglary 3rd degree
Original A/W#: 2013 A26 20800189
Date of Original Offense: 10/30/2013
Conviction S.C. Code §: 16-11-0313
Conviction CDR Code #: 0 / 4 / 2 / 7
Original Sentence: YOA NTE 4 YEARS SS 2 YEARS

ORDER

The above named defendant has been charged with violating the conditions of probation ordered on 1/14/14 in the Court of General Sessions of HORRY County, and/or the additional conditions ordered by the Court in probation continuation order(s) issued on _____, as set forth in the attached warrant(s) or citation(s) dated 7/16/2014. After hearing the evidence and being duly advised, in the (present/absence) of the defendant, I find that the above named defendant has violated the following condition(s) of probation: (List by number to indicate special conditions as provided in the affidavit)

1, 3, 5, 7, 9, 10, + 11

CONVERT TO ACTIVE ADULT SENT

Therefore, IT IS ORDERED that:

- the suspended sentence be revoked and the above named defendant be required to serve 4 months/years, the remainder of the original sentence, and/or pay \$ _____.
- the suspended sentence be revoked and the above named defendant be required to serve _____ month/year(s) of the original sentence and/or pay \$ _____; thereupon to be reinstated on probation, subject to the conditions set forth in the attached order and not inconsistent with this order.
- the above named defendant is continued on probation as provided for in the original sentence, subject to the conditions set forth therein and not inconsistent with this order.
- probation is reduced to time served under supervision and the defendant is discharged from supervision on this date.
- the above named defendant is placed on active electronic monitoring pursuant to §23-3-540 (mandatory if convicted of first degree criminal sexual conduct with a minor or lewd act, discretionary if convicted of any other applicable sex offense against a minor).

FILED HORRY COUNTY SOUTH CAROLINA
OCT 20 2014
CLERK OF COURT
HELANE RUGGINS WARD
CLERK OF COURT
HORRY COUNTY
OCT 20 2014
14:05

- Financial Obligations: Order satisfies:
 - Department fees (arrearage)
 - Fines and other fees (arrearage/balance)
 - Restitution (and 20%) (arrearage/balance)
- Civil judgment:
 - Department fees
 - Fines and other fees
 - Restitution (and 20%)

Additional Conditions ordered by the Court:

CONVERT YOA TO ACTIVE ADULT SENTENCE

- The defendant is given credit for pre-revocation hearing detention time on current probation violation to be calculated and applied by the SC Department of Corrections.
- The defendant has previously served 0 months/years on this sentence.
(split sentence time and/or prior partial revocation time)
- The defendant was previously placed on active electronic monitoring pursuant to §23-3-540.

This 15th day of OCT, 2014
Cannary, SC

[Signature]
Presiding Judge
Judicial Circuit

You are hereby advised that under the law the Court may at any time revoke or modify any condition of this probation, impose any lawful conditions it deems proper, or extend your period of probation not to exceed five (5) years. At any time within the period of your probation, the Court may require you to serve any part of the original sentence imposed.

This is to certify that I have read, or have had read to me, the order and the conditions set out therein. I agree to comply with such conditions and the conditions of my attached probation order during the period of my probation. I have received a copy of this Court's order and all attachments.

Offender's Signature _____ Witnessed by _____
Signed this _____ day of _____, at _____ SC
Day Month Year City

PROBATION CITATION

No. C-26-14-0083

SOUTH CAROLINA V. ASIA ALEXIS LEWIS	COUNTY: HORRY	
	SCDC #	SID # 02127247

TO: ASIA ALEXIS LEWIS

YOU ARE HEREBY NOTIFIED to appear in the above named case at the time, date and place specified below.

Place TBA	Room
	Date and Time

YOU ARE HEREBY NOTIFIED that you are charged with violating the conditions of your supervision as stated below.

Violations Charged
By willfully violating condition 1, 3, 5, 7, 9, 10, and 11 of indictment 14-GS-26-0151 ordered in Horry County of General Sessions on 01/14/2014.

YOU ARE HEREBY NOTIFIED that you have the rights listed below.

List of Rights:
You have the right at the hearing to question any person who appears as a witness against you and to have witnesses appear on your behalf. You may present evidence on your behalf. You may have an attorney represent you. If you cannot afford an attorney, an attorney will be appointed for you. You must advise the agent or the court in writing of your desire for an attorney. It is your responsibility to make arrangements for your witnesses and your attorney to appear at the hearing.

IF YOU FAIL TO APPEAR AT THE TIME, DATE AND PLACE SHOWN ABOVE, THE HEARING WILL BE HELD IN YOUR ABSENCE AND YOU MAY BE INCARCERATED.

CONWAY, South Carolina	Probation and Parole Agent Jacob B. Freeman	Agent # 0619
Date 7/16/2014		

A copy of the citation was served by the undersigned and given to the individual named therein at the time, date, and place indicated below.

Place <i>Horry County Courthouse</i>	Date and Time <i>7/16/14 3:06 PM</i>
	Serving Officer's Signature <i>Bill [unclear]</i>

Sworn to and subscribed before me this 16 day of July, 2014

Angie [unclear]
Signature of Notary Public

My Commission Expires 04/01/2020

FILED
 HORRY COUNTY
 CLERK OF COURT
 ELAINE HUGGINS-WALKER
 2014 OCT 27 PM 3:55
 2014 OCT 27 PM 3:55
 CLERK OF COURT
 HORRY COUNTY

STATE OF SOUTH CAROLINA

AFFIDAVIT

County of HORRY

Personally appeared before me, Jacob B. Freeman, who first being duly sworn, deposes and says that ASIA ALEXIS LEWIS did within this county and State on the 16 day of July, 2014, violate certain conditions of release in the following particulars:

DESCRIPTION OF VIOLATION

By willfully violating condition 1, 3, 5, 7, 9, 10, and 11 of indictment 14-GS-26-0151 ordered in Horry County of General Sessions on 01/14/2014.

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HORRY COUNTY
2014 OCT 27 PM 3:55
MELANIE HIGGINS-WARD
CLERK OF COURT

The Affiant states that there is probable cause to believe the defendant named committed the violations set forth and that such probable cause is based on the following facts:

1) Failed to report. Offender last reported 05/28/2014 with missed reports on 6/25/14, 7/2/14 and 7/9/14. 3) Failed to refrain from using illegal substances. Offender tested positive for THC on 7/16/14. 5) Failed to work diligently at a lawful occupation. Offender failed to verify employment while on Supervision. 7) Failed to pay Supervision Fee. Offender is \$300.00 in the arrears with a remaining balance of \$1,200.00 9) Failed to pay Court Fine. Offender is \$133.90 in the arrears with a remaining balance of \$133.90. 11) Failed to pay Restitution. Offender is \$156.00 in the arrears with a remaining balance of \$518.40. 10) Failed to follow the advice and instructions of the Agent. These violations are considered willful and contrary to the conditions of Supervision signed on 01/14/2014.

FILED
HORRY COUNTY
2014 OCT 27 PM 4:05
MELANIE HIGGINS-WARD
CLERK OF COURT

Sworn to and subscribed
before me this 16 day of
July, 2014

[Signature]
Affiant

[Signature]
Signature of Notary Public

My Commission Expires: 04/07/2020

YOA SS Prob + Restitution (\$432.00)

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Horry
STATE VS.

INDICTMENT/CASE#: 2014GS2600151

Asia Alexis Lewis

A/W#: 2013A262000189

AKA: _____

Date of Offense: 10/30/2013

Race: B Sex: F Age: 17

S.C. Code §: 16-11-0312

DOB: _____ SS#: _____

CDR Code #: 0080

Address: _____

City, State, Zip: Surfside Beach, SC 29575

SENTENCE SHEET

DL#: 102472410 SID#: _____

*CDL Yes No CMV Yes No Hazmat Yes No

CONVICTED OF or PLEADS

In disposition of the said indictment comes now the Defendant who was

TO: Burglary, 3rd degree, 1st Offense (0 - 5 Years)

in violation of § 16-11-0313 of the S.C. Code of Laws, bearing CDR Code # 0427

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS/CSC w/minor 1st or 2nd Act §17-25-35

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentation to Grand Jury (defendant's initials)

The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: [Signature] 68532-x Asia Alexis Lewis [Signature] 11916

Grand Juror, South A.

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 _____ days/months/years or under the Youthful Offender Act not to exceed 4 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 probation for 2

with _____ 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: _____ § 24-13-40 to be calculated and applied

The Defendant is to be given credit for time served pursuant to S.C. Code 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: \$ 432.00 plus 20% fee: _____ \$ _____

Payment Terms: _____ days/hours Public Service Employment

Set by SCDPPPS Obtain GED

Attend Voc. Rehab. or Job Corp. _____

Recipient: Kelley Permitt May serve W/E beginning _____

*Fine: _____ \$ _____ Substance Abuse Counseling successfully complete

§ 14-1-206 (Assessments 107.5 %) _____ \$ _____ Random Drug/Alcohol testing

§ 14-1-211(A)(1) (Conv. Surcharge) \$100 _____ \$ 100.00 Fine may be pd. in equal, consecutive weekly/monthly

§ 14-1-211(A)(2) (DUI Surcharge) \$100 _____ \$ _____ parts of \$ 2500 beginning 2/14/2014

§ 56-5-2995 (DUI Assessment) \$12 _____ \$ _____ \$ _____ paid to Public Defender Fund

§ 56-1-286 (DUI Breath Test) \$25 _____ \$ _____ Other: _____

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/es _____ \$ _____

Proviso 90.5 (SCCJA Surcharge) \$5 _____ \$ 5.00

3% to County (if paid in installments) _____ \$ 3.90

TOTAL _____ \$ 133.90

Clerk of Court/ Deputy Clerk Melanie Huggins Ward Presiding Judge [Signature]

Court Reporter: Dave Tubank Judge Code: _____

SCCA/217 (03/2011)

Sentence Date: 1/14/14

FILED
Horry County
2014 OCT 27 PM 3:55
MELANIE HUGGINS-WARD
CLERK OF COURT

WITNESSES

Nicole Solorzano, Surfside Beach Police
Department

2014 OCT 27 PM 3:55

MELANIE HUGGINS-WARD
CLERK OF COURT

ARREST WARRANT NUMBER

2013A2620800189
CDR: 0080 16-11-0312
DOA: 11/1/2013

ACTION OF GRAND JURY

Foreperson of Grand Jury
Date:

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2014-GS-26-00151

CERTIFIED COPY

The State of South Carolina

County of Horry

Scott A. Graustein
CLERK OF COURT

13H05618

COURT OF GENERAL SESSIONS

JANUARY, 2014 TERM

THE STATE

VS.

Asia Alexis Lewis
B/ F
619 Pine Dr
Surfside Beach, SC 29575
DOB: 1996-02-05
SSN:

ATTORNEY: Pratt, Barbara Wilson

Indictment for

**BURGLARY 2ND DEGREE
NON-VIOLENT)**

Jimmy A. Richardson, II, Solicitor

ORIGINAL

STATE OF SOUTH CAROLINA)
)
COUNTY OF HORRY)

INDICTMENT

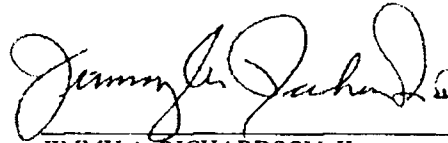
At a Court of General Sessions, convened on JANUARY 23, 2014, the Grand Jurors of Horry County present upon their oath:

BURGLARY, SECOND DEGREE
(NON-VIOLENT)

CDR: 0080 16-11-0312

That **Asia Alexis Lewis** did in Horry County on or about October 30, 2013, enter without consent and with the intent to commit a crime therein, the dwelling of Kelly Perritt, located at 513 8TH AVE., NORTH, SURFSIDE BEACH, SOUTH CAROLINA,, in violation of Section 16-11-0312, S. C. 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.



JIMMY A. RICHARDSON, II
FIFTEENTH CIRCUIT SOLICITOR

FILED
HORRY COUNTY
2014 OCT 27 PM 3:55
CLERK OF COURT
MELANIE HUGGINS-WARD
CLERK OF COURT
HORRY COUNTY
OCT 27 PM 4:05
CERTIFIED COPY

ARREST WARRANT

2013A2620800189

STATE OF SOUTH CAROLINA

County/ Municipality of

Surfside Beach

THE STATE against 13010517

Asia Alexis Lewis

Address: Surfside Beach, SC 29575-

Phone: SSN: Sex: F Race: B Height: 5 7 Weight: 165 DL State: SC DL #: DOB: 260800

Prosecuting Agency: Surfside Police Department Prosecuting Officer: Steve Brode - 0716 Offense: Burglary / Burglary (Non-Violent) - Second degree

Offense Code: 0080 Code/Ordinance Sec: 16-11-0312

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 on 10/31/2013

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO: General Sessions PO Box 677 1301 2nd Avenue Conway, SC 29528

ORIGINAL

ORIGINAL

ORIGINAL

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ORIGINAL

STATE OF SOUTH CAROLINA County/ Municipality of

Surfside Beach

Personally appeared before me the affiant Steve Brode who

being duly sworn deposes and says that defendant Asia Alexis Lewis did within this county and state on or about 10/30/2013

State of South Carolina (or ordinance of County/ Municipality of Surfside Beach) violate the criminal laws of the in the following particulars:

DESCRIPTION OF OFFENSE: Burglary / Burglary (Non-Violent) - Second degree

CLERK OF COURT Horry County

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:

On October 30, 2013 an officer responded to 513 8th Ave N. for a report of burglary that occurred during daylight hours. Entry was made to the residence by breaking a window and reaching around and unlocking the door. Various particular items were stolen to include a ring, gps, 410 shotgun shells, collector coins, MP3 player, and charger. A witness observed and was able to describe two females leaving the residence. Two females matching the same description were located later in the area and were identified. On October 31, 2013 the same two females attempted to pawn the above mentioned ring at Dicks Pawn shop. The females were arrested by HCPD and search incident to arrest were found in possession of other items stolen at the burglary. One of the defendants made a post Miranda confession to entering the residence.

Signature of Affiant

Signature of Steve Brode

STATE OF SOUTH CAROLINA County/ Municipality of Surfside Beach

Affiant's Address 811 Pine Drive North Surfside Beach, SC 29575-3825 Affiant's Telephone (843)913-6368

ARREST WARRANT

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 10/30/2013 defendant Asia Alexis Lewis did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Surfside Beach) as set forth below.

DESCRIPTION OF OFFENSE: Burglary / Burglary (Non-Violent) - Second 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 10/31/2013

Judge's Address 115 US Highway 17, North Surfside Beach, SC 29575-6096 Judge's Telephone (843)913-6338

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

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ORIGINAL

13-10-230 AFFIDAVIT

ORIGINAL

Form Approved by S.C. Attorney General April 21, 2003 SCCA 518

21:8 WM 9-

10/31/2013

Signature of Issuing Judge (L.S.)

Valerie A. Wentz

Judge Code: 6830

STATE OF SOUTH CAROLINA)
COUNTY OF HORRY)

IN THE COURT OF GENERAL SESSIONS
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA)

VS.)

ORDER
APPOINTING CONFLICT ATTORNEY
FOR DEFENDANT WHO
HAS CO-DEFENDANTS
PURSUANT TO RULE 608 AND
OID CONTRACT

ASIA LEWIS)
DEFENDANT)

FILE NO: 26A13-00003811

This matter comes before me regarding appointing counsel for the Defendant, pursuant to Rule 608 SCACR and an OID (Office Of Indigent Defense) Contract. The Defendant was arrested on October 31, 2013 for the offense(s) of:

2013A2620800189 Burglary / Burglary 2nd NV (Non - Violent) - Second degree

along with Co-Defendant(s):

Erica Osborne, Attorney Catherine Owens

Upon application of the Defendant, Asia Lewis, through the Office of the Public Defender, the Court finds that the Defendant is eligible for court-appointed counsel, based upon the attached Certificate of Representation. The Office of Public Defender already represents a Co-Defendant (s) and a Conflict is deemed to exist which requires this Court to appoint a private attorney for the above named Defendant .

The Defendant is placed on notice that Defense of Indigents Act as contained in S.C. Code 17-3-310 (G)(6), (1993 as amended), authorizes OID to enter into contracts with qualified private counsel .

Pursuant to Rule 608 and S.C. Code 17-3-310 (G)(6), the below listed attorney, who is an active qualified member of the South Carolina Bar, is appointed to represent the Defendant.

IT IS ORDERED that, pursuant to Rule 608 and S.C. Code 17-3-310 (G)(6), the


FILED
HORRY COUNTY
2013 DEC -5 AM 9:43
MELANIE HUGGINS-PARDUE
CLERK OF COURT
2014 OCT 27 AM 11:05
CERIE M. GRIFFIN
CLERK OF COURT
HORRY COUNTY

following attorney is appointed to represent the Defendant on the above-referenced offense(s):

BARBARA PRATT
ATTORNEY AT LAW
408 ELM STREET
CONWAY SC 29526
PHONE: 843-488-4529

AND IT IS SO ORDERED:

DATED: 12-2-13
CONWAY, SC


LARRY B. HYMAN, JR.
ADMINISTRATIVE JUDGE
COURT OF GENERAL SESSIONS
FIFTEENTH JUDICIAL CIRCUIT

FILED
HORRY COUNTY
2013 DEC -5 AM 9:43
MELANIE HUGGINS, WISB
CLERK OF COURT

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 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 the clerk of court. See SCCID website for further details.

Please indicate that the appointment is pursuant to OID CONTRACT. 11/20/2013

DEPT. OF CORRECTIONS
OCT 27 PM 4:05
CLERK OF COURT
HORRY COUNTY

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-

ASIA LEWIS)

CONFLICT ATTORNEY
BARBARA W PRATT

DEFENDANT)

FILED
HORRY COUNTY
2013 DEC - 5 AM 9:43
KELANIE HUGGINS-WARD
CLERK OF COURT

FILE NO: 26A13-00003811

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

This certifies that the above captioned Defendant is eligible for the services of the Public Defender, such determination having been made on, November 20, 2013, regarding the charge(s) of:

2013A2620800189 Burglary / Burglary 2nd NV (Non - Violent) - Second degree

The Defendant's Counsel is

BARBARA PRATT
Attorney At Law
408 ELM STREET
CONWAY SC 29526
PHONE: 843-488-4529

2013 OCT 27 PM 4:05
CLERK OF COURT
HORRY COUNTY

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. 383 (1963). The formal Motion for Discovery is attached.



ORRIE E. WEST
HORRY COUNTY PUBLIC DEFENDER

CONWAY, SC

DATED: November 20, 2013

STATE OF SOUTH CAROLINA) IN THE COURT OF GENERAL SESSION
 COUNTY OF HORRY) OF THE FIFTEENTH JUDICIAL CIRCUIT
)
 STATE OF SOUTH CAROLINA) NOTICE AND MOTION FOR PRODUCTION
) OF SPECIFIC EVIDENCE AND
 -VS-) DISCLOSURE OF WITNESSES
)
 ASIA LEWIS)
 DEFENDANT)

FILE NO: 26A13-00003811

TO: SOLICITOR FOR THE FIFTEENTH JUDICIAL CIRCUIT

YOU WILL PLEASE TAKE NOTICE that unless the prosecution responds to the 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 for an Order compelling that the State:

1. Make available for Defendant any and all written and oral statements by 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
8. Make available any facts which tend to exculpate the Defendant.
9. Make available any and all scientific or medical, psychiatric, legal or other

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 HORRY COUNTY
 2013 DEC -5 AM 9:43
 MELANIE HUGGINS-WARD
 CLERK OF COURT

DEPT. OF PROBATION
 2014 OCT 27 PM 1:05
 CLERK OF COURT
 HORRY COUNTY

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 thus objects to the introduction of any chemist's or analyst's report pursuant to Rule 6 S.C. Rules of Criminal Procedure.

13. Make available to the Defendant all video and audio recordings and/or notarized affidavits made pursuant to South Carolina Code § 56-5-2953 including but not limited to:

- (a) Police and booking reports;
 - (b) Police logs;
 - (c) Alcohol influence reports;
 - (d) Accident reports
 - (e) Reports dealing with defendant's refusal to submit to testing;
 - (f) Notes taken from any recording by Law Enforcement regarding conversations with potential prosecution witnesses
 - (g) Any notes taken by Law Enforcement with regards to this case which the officer intends to rely on, or make us of, at trial.
 - (h) The names of the officers or other witnesses who were with the Defendant within one hour of the arrest who had the opportunity to observe the appearance and behavior of the Defendant, to include the identity of any officer present at the scene of arrest.
 - (i) The time and place where the Defendant was given the Miranda warning and the name of the officer who advised him/her of the same.
 - (j) Any reports made by any laboratory or hospital concerning any examination made of any physical (urine, blood, etc.), photographic, or written evidence related to the Defendant's case.
 - (k) The records of analysis and the results of any chemical, urine, or breathalyzer tests administered to the Defendant.
14. Make available to the Defendant following information regarding the person(s) who administered the Defendant's chemical/breathalyzer tests:
- (a) The person's name and the name of his/her employer;
 - (b) The date of his/her original certification to give chemical/breathalyzer tests and the grade he/she received on the exam;
 - (c) The date of his/her most recent certification to give said tests; And his/her compliance with statutes and regulations providing for standards of training for person(s) administering such tests.
15. If the Defendant's blood alcohol concentration was determined on the basis of a test involving the use of any machine, provide the following information:
- (a) The type of machine used and the make, model, and serial number of particular machine;
 - (b) The manufacturer and the date of manufacture of the machine;
 - (c) The owner's manual and the instruction manual;
 - (d) The software program used in said machine;

REC'D
MORRIS COUNTY
FEDERAL
CLERK OF COURT
MAY 9 9:13 AM '13

REC'D
MORRIS COUNTY
CLERK OF COURT
MAY 12 2:11 PM '13

- (e) The date of purchase by the agency owning the machine;
- (f) The location of machine;
- (g) The number of prior tests conducted on the machine;
- (h) All maintenance information for the last two years, including all repairs done and all calibrations made on the machine;
- (i) The results of all tests performed in the thirty (30) days prior to the date of the Defendant's arrests, including any tests in which the machine malfunctioned;
- (j) Any checklist to be used by the operator of the machine, either before, during, or after the admission of a test.

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), City of Rock Hill vs Suchenski, 374 S.C. 12, 646 S.E.2d 879 (2007). 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: November 20, 2013
CONWAY, SOUTH CAROLINA

11:03 AM
 OCT 11 2013
 CLERK OF COURT
 FIFTEENTH COUNTY

CHECK AND MAKE CERTAIN THE INDICTMENT NUMBER IS ON THE APPEAL NOTICE AND PROOF OF SERVICE.

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CLERK OF COURT

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2014 OCT 27 PM 4:05
M. J. Hubbins-Ward
CLERK OF COURT
Horry County