

**NOTICE OF APPEAL FROM A SENTENCE IMPOSED BY THE COURT  
OF GENERAL SESSIONS**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM DORCHESTER COUNTY  
Court of General Sessions

D. Craig Brown, Circuit Court Judge

Case No. 2013-GS-18-1271  
Case No. 2013-GS-18-0325

The State,

Respondent,

v.

Tyrone D. Ellison,

Appellant.

**NOTICE OF APPEAL**

Tyrone Ellison appeals his conviction and sentence in this case. The sentence was imposed by the Honorable D. Craig Brown on October 24, 2014.

October 31, 2014



James K. Falk  
3 Broad Street, Suite 450  
Charleston, South Carolina 29401  
(843) 300-1047  
Attorney for Appellant

Other Counsel of Record:  
Donald Neils Sorenson  
Assistant Solicitor  
140 North Main Street  
Suite 102  
Summerville, South Carolina 29483  
(843) 871-2640  
Attorney for Respondent

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*UB*

STATE OF SOUTH CAROLINA

COUNTY OF Dorchester  
STATE VS.

Tyrone Darius Ellison

AKA: \_\_\_\_\_

Race: BLACK Sex: M Age: 25

DOB: 1989 SS#: \_\_\_\_\_

Address: 5048 CARRINGTON COURT

City, State, Zip: SUMMERVILLE, SC 294830000

DL#: \_\_\_\_\_ SID#: \_\_\_\_\_

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No

In disposition of the said indictment comes now the Defendant who was  
TO: Entering Bank, Depository or Bldg and Loan Association with intent to Steal

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2013GS18-1271

A/W#: 2013A1021001431

Date of Offense: 4/1/2013

S.C. Code § : 16-11-380

CDR Code #: 0257

SENTENCE SHEET

CONVICTED OF or  PLEADS

in violation of § 16-11-380 of the S.C. Code of Laws, bearing CDR Code # 0257

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: \_\_\_\_\_ 9512 \_\_\_\_\_  
Sorenson, Donald N. 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 30 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 DOR 05  
 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: \_\_\_\_\_

*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	\$ 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.

Clerk of Court/ Deputy Clerk \_\_\_\_\_

Court Reporter: \_\_\_\_\_

SCCA/217 (03/2011)

Presiding Judge \_\_\_\_\_

Judge Code: 2100

Sentence Date: 10-24-14

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Dorchester  
STATE VS.

INDICTMENT/CASE#: 2014GS180325  
A/W#: 2014DOR05  
Date of Offense: 4/1/2013  
S.C. Code § : 16-11-330(A)  
CDR Code #: 0139

Tyrone Darius Ellison

AKA: \_\_\_\_\_

Race: BLACK Sex: M Age: 25

DOB: 1989 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: Armed Robbery

SENTENCE SHEET

CONVICTED OF or  PLEADS

in violation of § 16-11-330(A) of the S.C. Code of Laws, bearing CDR Code # 0139  
 NON-VIOLENT  VIOLENT  SERIOUS  MOST SERIOUS  Mandatory GPS(CSC)  §17-25-45  
w/minor 1st or Lewd Act)

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Total: \$ \_\_\_\_\_ plus 20% fee: \$ \_\_\_\_\_  
Payment Terms: \_\_\_\_\_  
 Set by SCDPPPS \_\_\_\_\_  
Recipient: \_\_\_\_\_

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: \_\_\_\_\_

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TOTAL		\$ <u>133.90</u>

Clerk of Court/ Deputy Clerk \_\_\_\_\_  
Court Reporter: \_\_\_\_\_  
SCCA/217 (03/2011)

Presiding Judge \_\_\_\_\_  
Judge Code: 240  
Sentence Date: 10-24-14

Richard Bush♦♦  
Bradford C. Andrews  
James K. Falk♦  
Barbara Pinkerton♦  
Benjamin Parker



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♦ Managing Attorney  
+ M.B.A.  
♦ Also Admitted Kentucky  
♦ Also Admitted Maryland

Clerk of Court  
South Carolina Court of Appeals  
PO Box 11629  
Columbia, SC 29211

Re: State v Tyrone Ellison Appellate Case 2014-002337

Re: State v Jason Kinloch

Dear Ms Kitchings

I am in receipt of your letter of November 6, 2014 regarding the deficiency in my notice of appeal for Tyrone Ellison. Please find the enclosed redacted sentencing sheets for Mr. Ellison's Dorchester County General Sessions case.

I have also filed a notice of appeal in State v Kinloch, which is a Berkeley County General Sessions case. I have not yet received my returned stamped copies in that action. However, I know that my notice did not include Mr. Kinloch redacted sentencing sheets, which I have now enclosed.

Thank you for your attention to this matter.

Regards



James Falk

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