

WITNESSES

Spartanburg County Sheriff's Department

1. SUBSCRIBER

2. RETURNED

3. UNDELIVERED

4. NO

5. CHALLENGED

6. CHALLENGED

ARREST WARRANT NUMBER

M758322

ACTION OF GRAND JURY

*Deardill*

**True Bill**

Foreperson of Grand Jury

OCT 18 2012

Date:

VERDICT

*Guilty*

*Robert M. Am*

12-4-14

Foreperson of Petit Jury

Date:

DOCKET NO.

**12-GS-42-5195**

The State of South Carolina

County of Spartanburg

*Barry J. Barnette, Solicitor*

COURT OF GENERAL SESSIONS

OCT 22 2012

TERM

THE STATE

v

Sandy Lynn Westmoreland

Indictment for

**MURDER**

SC Code 16-03-0010, 0020

CDR Code 116

Class FEL-EXM

FILED  
CLERK OF COURT  
SPARTANBURG COUNTY

2012 OCT 23 AM 8:56

M. HOPE BLACKLEY

RECEIVED

DEC 12 2014

SC Court of Appeals

*ab*



STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF SPARTANBURG
STATE VS.
Sandy Lynn Westmoreland
AKA:
Race: WHITE Sex: M Age: 52
DOB: SS#:
Address:
City, State, Zip:
DL#: 008096903 SID#:
\*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was
TO: Murder / Murder

INDICTMENT/CASE#: 2012GS4205195
A/W#: M758322
Date of Offense: 3/15/2012
S.C. Code § : 16-03-0010; 16-03-0020
CDR Code #: 0116

SENTENCE SHEET

CONVICTED OF or PLEADS

in violation of § 16-03-0010; 16-03-0020 of the S.C. Code of Laws, bearing CDR Code # 0116
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: GRAY, ABEL SC Bar# 12164 Defendant
Attorney for Defendant SC Bar# 77709

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: 12/4/14
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. 995 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
Total: \$ plus 20% fee: \$
Payment Terms:
Set by SCDPPPS

PTUP
days/hours Public Service Employment

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) \$390, TOTAL \$13390.

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: 2135
Sentence Date: 12/4/14

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SC Court of Appeals

WITNESSES

Spartanburg County Sheriff's Office

*Kevin Beto*

ARREST WARRANT NUMBER

Direct Indictment

ACTION OF GRAND JURY

**True Bill**

*Howard Dyer*  
Foreperson of Grand Jury  
Date: SEP 27 2013

VERDICT

Foreperson of Petit Jury  
Date:

DOCKET NO. **19-GS-42-4625**

The State of South Carolina

County of Spartanburg

*Barry Barnette, Solicitor*

COURT OF GENERAL SESSIONS

SEP 27 2013

TERM

THE STATE

vs.

Sandy Westmoreland

Indictment for

**TRAFFIC/HIT AND RUN  
WITH DEATH**

SC Code: 56-5-1210 (A) (3)  
CDR Code: 2463  
Class FEL/B

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF SPARTANBURG )

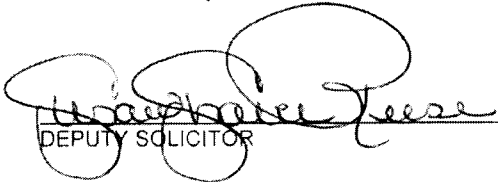
INDICTMENT

At a Court of General Sessions, convened on APR 27 2012, the  
Grand Jurors of Spartanburg County present upon their oath:

**TRAFFIC/HIT AND RUN WITH DEATH**

That Sandy Westmoreland did in Spartanburg County on or about March 15, 2012, having been the driver of a vehicle involved in an accident resulting in the death of Michael Daniels, did willfully and unlawfully fail to stop the vehicle at the scene or as close as possible to the scene or to return to the scene to give information and render aid as required under Section 56-5-1230 of the South Carolina Code of Laws, (1976), as amended. Such acts being in violation of Section 56-5-1210 (A)(3) 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.

  
DEPUTY SOLICITOR

STATE OF SOUTH CAROLINA

COUNTY OF SPARTANBURG

State of South Carolina,

vs.

Sandy Lynn Westmoreland,

Defendant.

IN THE COURT OF GENERAL SESSIONS

SEVENTH JUDICIAL CIRCUIT

VERDICT FORM

Case Number: 2012-GS-42-5195

Case Number: 2013-GS-42-4625

RECEIVED

DEC 12 2014

SC Court of Appeals

P.M.C

- 1. We the jury, unanimously find the Defendant, Sandy Lynn Westmoreland, concerning the offense of **Murder**:  
Case Number: 2012-GS-42-5195

\_\_\_\_\_ Not Guilty

X Guilty

- a. If you find the Defendant Not Guilty of the offense of **Murder**, then you should consider the lesser included charge of **Involuntary Manslaughter**.

- b. We the jury, unanimously find the Defendant, Sandy Lynn Westmoreland, concerning the offense of **Involuntary Manslaughter**.

\_\_\_\_\_ Not Guilty

\_\_\_\_\_ Guilty

- 2. We the jury, unanimously find the Defendant, Sandy Lynn Westmoreland, concerning the offense of **Traffic/Hit and Run with Death**:  
Case Number: 2013-GS-42-4625

\_\_\_\_\_ Not Guilty

X Guilty

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**I certify this decision was the unanimous decision of the jury.**

Robt M. Con

Foreperson

December 4, 2014