



THE STATE OF SOUTH CAROLINA

In The Court Of Appeals

APPEAL FROM YORK COUNTY
Court of General Sessions

Roger L. Couch, Circuit Court Judge

Case Nos. 2014-GS-46-01499 & 2014-GS-46-01500

Handwritten scribble with an arrow pointing to the text 'The State, ...'

The State,Respondent

v.

Reginald R. White a/k/a Reginald R. White, Jr.....Appellant

NOTICE OF APPEAL

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JAN 29 2015

SC Court of Appeals

Reginald R. White appeals his conviction and sentence in this case. The sentence was imposed by the Honorable Roger L. Couch on January 14, 2015. The undersigned, as appointed counsel, is filing and serving this Notice of Appeal but is then automatically relieved as counsel pursuant to Rule 602(e)(3), SCACR.

January 20, 2015

William A. McKinnon
McGowan, Hood & Felder, LLC
1539 Health Care Dr.
Rock Hill, SC 29732
bmckinnon@mcgowanhood.com
803.327.7800
Trial Attorney for the Appellant

Other Counsel of Record:

Matthew Shelton, Esq.
Assistant Solicitor
Sixteenth Circuit Solicitor's Office
1675-1A York Highway
York, SC 29745
(803) 628-3020

In The Court Of Appeals

APPEAL FROM YORK COUNTY
Court of General Sessions

Roger L. Couch, Circuit Court Judge

Case Nos. 2014-GS-46-01499 & 2014-GS-46-01500

The State,Respondent

v.

Reginald R. White a/k/a Reginald R. White, Jr.....Appellant

CERTIFICATE OF SERVICE

I, Kary L. Hill, do hereby certify that a true and correct copy of the above and foregoing *Notice of Appeal* has been served, via United States First Class Mail, on the following parties to this action:

Matthew Shelton, Esq.
Assistant Solicitor
Sixteenth Circuit Solicitor's Office
1675-1A York Highway
York, SC 29745

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JAN 29 2015
SC Court of Appeals

On this the 20th day of January, 2015.

Kary L. Hill
Kary L. Hill, Paralegal

McGowan, Hood & Felder, LLC

Chad A. McGowan (SC,GA,NC)
S. Randall Hood
John G. Felder, Jr.
W. Jones Andrews, Jr.
Jordan C. Calloway
Susan F. Campbell
Ashley White Creech
Christy M. DeLuca (SC,IL)
Ruskin C. Foster
Lara Pettiss Harrill



Whitney Harrison
Patrick M. Killen
William A. McKinnon (SC,DC)
Daniel "Ernie" Peagler
Robert V. Phillips
Seth Rose
James Stephen Welch* (SC,OK)
Jay F. Wright
Joseph G. Wright, III*
Of Counsel*

Writer's Email: bmckinnon@mcgowanhood.com

January 27, 2015

Hon. Jenny Abbott Kitchings
Clerk, SC Court of Appeals
PO Box 11629
Columbia, SC 29211

Re: Reginald R. White a/k/a Reginald R. White Jr.

Dear Ms. Kitchings:

Enclosed please find an Original Notice of Appeal with sentencing sheets and two copies, please file the original and return the two clocked copies to me in the enclosed envelope I have provided.

Please contact me if you have any questions.

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SC Court of Appeals

Sincerely,

A handwritten signature in cursive script that reads 'Bill'.

William A. McKinnon

WAM/bdm

CC: Matthew Shelton, Esq.
Asst. Solicitor
Sixteenth Circuit Solicitor's Office
1675-1A York Highway
York, SC 29745

553
06
COUNTY OF YORK

Jail

STATE VS.

REGINALD RAYNARD WHITE, JR

AKA: Reginald Raynard White
Race: Black Sex: M Age: 27
DOB: SS#: [redacted]
Address: [redacted]
City, State, Zip: [redacted]
DL# SID# SC01704022

INDICTMENT/CASE#: 2014GS4601500
A/W: 2014A4610200314
Date of Offense: 02/26/2014
S.C. Code §: 44-53-0375 (B) (3)
CDR Code #: 3039

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: **PWID Crack Cocaine, 3rd offense**

In violation of § **44-53-375(B)** of the S.C. Code of Laws, bearing CDR Code # **3039**

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45
(CSC w/minor 1st or Lewd Act)

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. _____ (def.'s initials)
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: [Signature] 7475 8015T
Leslie D. Robinson, Assistant Solicitor SC Bar # _____ Defendant
[Signature] 69463
Attorney for Defendant SC Bar # _____

WHEREFORE, the Defendant is committed to the State Department of Corrections County Detention Center, for a determinate term of Life w/ 10 year first 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 Service 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.
 The Defendant is to be placed on 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: _____ Obtain GED

Set by SCDPPPS _____
Attend Voc. Rehab. Or Job Corp. _____
Recipient: _____ May serve W/E beginning _____
*Fine: _____ \$ _____ Substance Abuse Counseling
§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 \$ _____ pmts. of \$ _____ Beginning _____
§56-5-2995 (DUI Assessment) \$12 \$ _____ \$ _____ Paid to Public Defender Fund

§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 \$ 150.00
§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 \$ 280.00

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SC Court of Appeals

Appointed PD or appointed other counsel, §47.12 requires \$500 be paid to Clerk during probation.

Clerk of Court/Deputy Clerk: David Hamilton
Court Reporter: Mike Watts
SCCA/217 (03/2011)

Presiding Judge: [Signature]
Judge Bar ID: _____ Judge Code: 2135
Sentence Date: 1-14-15

STATE OF SOUTH CAROLINA)
COUNTY OF YORK)

INDICTMENT

CERTIFIED TRUE COPY
2015 JAN 20 PM 4:32

At a Court of General Sessions, convened on May 29, 2014, the Grand Jurors of York County present upon their oath:

TRAFFICKING IN COCAINE

AVA Reginald Reynard White Jr

On or about February 26, 2014, the Defendant, Reginald Reynard White, Jr., did knowingly sell, manufacture, cultivate, deliver, purchase, or bring into this State, or did provide financial assistance or otherwise aid, abet, attempt, or conspire to sell, manufacture, cultivate, deliver, purchase, or bring into this State, or was knowingly in actual or constructive possession or knowingly attempted to become in actual or constructive possession of 10 grams or more of cocaine or any mixtures containing cocaine, as provided in 44-53-210(b)(4). Said incident occurred in York County, South Carolina, all in violation of Section 44-53-370, Code of Laws of South Carolina, (1976, as amended).

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SC Court of Appeals

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.

[Handwritten Signature]

ASSISTANT SOLICITOR

WITNESSES
YCMDEU/DoTy

DOCKET NO. 2014-GS-46-01499

The State of South Carolina
County of York

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

May 29, Term 2014

COURT OF GENERAL SESSIONS

Defendant

THE STATE

Witness:

vs.

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

REGINALD RAYNARD WHITE, JR.

ACTION OF GRAND JURY

TRUE BILL

Shelvia M. Means
Foreperson of Grand Jury
Date: 1/14/15

VERDICT

Guilty

Indictment for

TRAFFICKING IN COCAINE

SC Code: 44-53-370(e)(2)(a)
CDR Code: 0147

Thom P. Sharp
Foreperson of Petit Jury
Date: 1/14/2015

COUNTY OF YORK
STATE VS.

REGINALD RAYNARD WHITE, JR

AKA: Reginald Raynard White Res
Race: Black Sex: M Age: 27
DOB: SS#: 74785
Address: 74785
City, State, Zip: 80151
DL# SID# SC01704022

INDICTMENT/CASE#: 2014GS4601499
A/W: 2014A4610200313
Date of Offense: 02/26/2014
S.C. Code §: 44-53-370(e)(2)(a)(3)
CDR Code #: 0147

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: **Trafficking Cocaine 10-28 grams, 3rd offense**

In violation of § 44-53-370(e)(2)(a)(3) of the S.C. Code of Laws, bearing CDR Code # 0147

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45
(CSC w/minor 1st or Lewd Act)

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. (def.'s initials)
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Leslie D. Robinson Assistant Solicitor SC Bar # 74785 Defendant
Matthew W. Shelton SC Bar # 80151 Attorney for Defendant SC Bar # 69463

WHEREFORE, the Defendant is committed to the State Department of Corrections County Detention Center,
for a determinate term of Life without Parol 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 Service 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.
 The Defendant is to be placed on 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: _____ Obtain GED

Set by SCDPPPS _____

Recipient: _____

*Fine:		\$	_____
§14-1-206 (Assessments 107.5%)		\$	_____
§14-1-211 (A)(1)(Conv. Surcharge)	\$100	\$	<u>100.00</u>
§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	\$	<u>25.00</u>
§14-1-213 (Drug Court Surcharge)	\$150	\$	<u>150.00</u>
§50-21-114 (BUI Breath Test Fee)	\$50	\$	_____
§56-5-2942(J) (Vehicle Assessment)	\$40/ea	\$	_____
Proviso 90.5 (SCCJA Surcharge)	\$5	\$	<u>5.00</u>
3% to County (if paid in installments)	\$	\$	_____
TOTAL		\$	<u>280.00</u>

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 and _____

Other: _____
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Appointed PD or appointed other counsel,
§47.12 requires \$500 be paid to Clerk
during probation.

Clerk of Court/Deputy Clerk: David Hamilton
Court Reporter: Mike Willis
SCCA/217 (03/2011)

Presiding Judge: _____
Judge Bar ID: _____ Judge Code: 2135
Sentence Date: 1-14-15

STATE OF SOUTH CAROLINA)
COUNTY OF YORK)

CERTIFIED TRUE COPY
2015 JAN 20 PM 4:32

INDICTMENT

DAVID HAMILTON
CLERK OF COURT
YORK COUNTY, SC

At a Court of General Sessions, convened on May 29, 2014, the Grand Jurors of York County present upon their oath:

POSSESSION WITH INTENT TO DISTRIBUTE CRACK COCAINE

A/A Reginald Raynard White

On or about February 26, 2014, the Defendant, Reginald Raynard White, Jr., did manufacture, distribute, dispense, deliver, purchase, or otherwise aid, abet, attempt, or conspire to manufacture, distribute, dispense, deliver, or purchase, or possess with intent to distribute, dispense, or deliver crack cocaine, a cocaine base, in violation of the provisions of Section 44-53-370. Said incident occurred in York County, South Carolina all in violation of Section 44-53-375 of the Code of Laws of South Carolina, (1976, as amended).

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SC Court of Appeals

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.

Leslie Klein

ASSISTANT SOLICITOR

WITNESSES
YCMDEU/DoTy

DOCKET NO. 2014-GS-46-01500

The State of South Carolina
County of York

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

May 29, Term 2014

Defendant

Witness:

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

THE STATE

vs.

REGINALD RAYNARD WHITE, JR.

ARREST WARRANT NUMBER

2014AA4610200314

ACTION OF GRAND JURY

TRUE BILL

Thomas E. Moore
Foreperson of Grand Jury

Date: 5/29/14

VERDICT

Guilty

Indictment for
POSSESSION WITH INTENT TO DISTRIBUTE
CRACK COCAINE

SC Code: 44-53-375(B)
CDR Code: 3039

Foreperson of Petit Jury

Date: 1/14/2015

Thomas P. Stump