

WITNESSES

Spartanburg County Sheriff's Office

SENTENCE MADE

2. REPORT BY **Computer**

3. CARD PULLED

4. INDEXED

5. CHECKED WARRANTS

6. CHECKED SIGNATURE

ARREST WARRANT NUMBER

9. TRAFFIC VIOLATION COPY

2013A4210204167

ACTION OF GRAND JURY

**True Bill**

MAR 29 2014

Foreperson of Grand Jury

Date:

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO.

**14-GS-42-1418**

The State of South Carolina

County of Spartanburg

Barry J. Barnette, Solicitor

COURT OF GENERAL SESSIONS

MAR 31 2014

TERM

THE STATE

VS.

Antoin Trevor Donald

Indictment for

ARSON, THIRD DEGREE

SC Code: 16-11-110 (c)

CDR Code: 0008

Class: FELV

FILED  
CLERK OF COURT  
SPARTANBURG COUNTY

2014 APR -2 PH 2:31

M. HOPE BLACKLEY

AS



STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF SPARTANBURG
STATE VS.
Antoin Trevor Donald
AKA:
Race: BLACK Sex: M Age:
DOB:
Address:
City, State, Zip:
DL#:

INDICTMENT/CASE#: 2014GS4201418
A/W#: 2013A4210204167
Date of Offense: 11/28/2013
S.C. Code §: 16-11-0110(C)
CDR Code #: 0008

SENTENCE SHEET

\*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was
TO: Arson / Arson - Third degree (up to 15 years)

CONVICTED OF or PLEADS

in violation of § 16-11-0110(C) of the S.C. Code of Laws, bearing CDR Code # 0008
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.

WITNESSETH: LYLES, ALEXANDRIA D 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 10 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. 470 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. RECEIVED

SPECIAL CONDITIONS:
RESTITUTION: Deferred Def. Waives Hearing Ordered
Total: \$ plus 20% fee: \$
Payment Terms:
Set by SCDPPPS
Recipient:

FEB 20 2015
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
Other: NO CONTACT WITH VICTIM

Table with 3 columns: Description, Amount, Total. 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

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

Appointed PD or appointed other counsel, § 47.12 requires \$500 be paid to Clerk during probation.
Presiding Judge:
Judge Code: 2162
Sentence Date: 2/9/15

10-2-13

ARREST WARRANT

STATE OF SOUTH CAROLINA AFFIDAVIT ORIGINAL Form Approved by S.C. Attorney General April 21, 2003 SCCA 518

2013A4210204167

STATE OF SOUTH CAROLINA

Spartanburg

THE STATE

Antoin Trevor Donald

Address:

Sex: M race: B Height: 6 Weight: 175

DOB: [REDACTED]

Prosecuting Agency: Spartanburg County Sheriff

Prosecuting Officer: Micah Horton - 0730

Offense: Arson / Arson - Third degree

Offense Code: 0008

Code/Ordinance Sec: 16-11-0110(C)

This warrant is CERTIFIED FOR SERVICE in the County/ Municipality of [REDACTED] The accused is to be arrested and brought before me to be dealt with according to the law. (L.S.)

Signature of Judge

RETURN

A copy of this arrest warrant was delivered to defendant Donald, Antoin on 11-24-13

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions 180 Magnolia Street P O Box 3483 Spartanburg, SC 29304

ORIGINAL ORIGINAL

STATE OF SOUTH CAROLINA

AFFIDAVIT ORIGINAL

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

Personally appeared before me the affiant Micah Horton being duly sworn deposes and says that defendant Antoin Trevor Donald did within this county and state on or about 11/28/2013

State of South Carolina (or ordinance of Spartanburg) in the following particulars:

DESCRIPTION OF OFFENSE: Arson / Arson - Third 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:

That on November 28, 2013, in the city/county of Spartanburg, one Antoin Trevor Donald did willfully and maliciously cause a fire, burning and/or explosion which resulted in damage to the home of victim, Stacey Cheeks, 111 Bailey Rd, Spartanburg, SC. Affiant's belief is based on police investigation.

RECEIVED DEC 03 2013

Signature of Affiant

STATE OF SOUTH CAROLINA

Spartanburg

Affiant's Address 8045 Howard Street Spartanburg, SC 29303

Affiant's Telephone (864)503-4500

ARREST WARRANT

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

on or about 11/28/2013 did violate the criminal laws of the State of South Carolina (or ordinance of Spartanburg) as set forth below:

DESCRIPTION OF OFFENSE: Arson / Arson - Third 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 11/29/2013

Signature of Affiant Judge Nancy Collins Atkins

Judge Code: 5012

ORIGINAL ORIGINAL

Judge's Address Spartanburg County Judicial Center Spartanburg, SC 29306-2935

Judge's Telephone (864)596-3424

Issuing Court: Magistrate

ORIGINAL ORIGINAL

BY: SPARTANBURG CLERK OF COURT NATEN 12-2-13

WITNESSES

1. SENTENCE MADE  
Spartanburg County Sheriff's Office

2. REPORT ENTERED

3. CARD PULLED

4. INDEXED

5. CHECKED WARRANTS

6. CHECKED SIGNATURE

7. ASSESSMENT AND FEE PAID

FINE CARD MADE  
ARREST WARRANT NUMBER

8. TRAFFIC VIOLATION COPY

2013A4210204168

ACTION OF GRAND JURY

*[Signature]*

True Bill

Foreperson of Grand Jury MAR 20 2014  
Date:

VERDICT

Foreperson of Petit Jury  
Date:

DOCKET NO.

14-GS-42-1419

The State of South Carolina

County of Spartanburg

Barry J. Barnette, Solicitor

COURT OF GENERAL SESSIONS

MAR 31 2014

TERM

THE STATE  
VS.

Antoin Trevor Donald

Indictment for

BURGLARY, FIRST DEGREE  
(Dwelling)

SC Code: 16-11-0311  
CDR Code: 0079  
Class: FEL/EXM (V)

FILED  
CLERK OF COURT  
SPARTANBURG COUNTY

2014 APR -2 PM 2:31

M. HOPE BLACKLEY

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF SPARTANBURG )

INDICTMENT

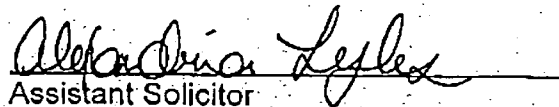
At a Court of General Sessions, convened on MAR 28 2014 the Grand Jurors  
of Spartanburg County present upon their oath:

**BURGLARY, FIRST DEGREE**

**(DWELLING)**

That Antoin Trevor Donald did in Spartanburg County on or about November 28, 2013, willfully and intentionally enter the dwelling of Stacey Cheeks located at 111 Bailey Road, Greer, South Carolina, without consent and with the intent to commit a crime therein, and that the defendant did (1) enter the dwelling in the nighttime, and/or (2) in effecting entry or while in the dwelling or in immediate flight, he caused physical injury to a person who was not a participant in the crime; and/or (3) the defendant has a prior record of two or more convictions for the burglary or housebreaking or a combination of both, all in violation of Section 16-11-0311 of *The 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.

  
Assistant Solicitor

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF SPARTANBURG VS. Antoin Trevor Donald AKA: Race: BLACK Sex: M Age: DOB: Address: City, State, Zip: DL#: DL#:

INDICTMENT/CASE#: 2014GS4201419 A/W#: 2013A4210204168 Date of Offense: 11/28/2013 S.C. Code §: 16-11-0311 CDR Code #: 0079

SENTENCE SHEET

\*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 / Burglary (Violent) (After 06/20/85) - Second degree (up to 15 years)

in violation of § 16-11-0312(B) of the S.C. Code of Laws, bearing CDR Code # 0086 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, Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

Alexandria Lyle 76344 Defendant Attorney for Defendant 79961

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for a determinate term of 10 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. 470 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 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:

Table with 3 columns: Description, Amount, Total. 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/ca, Proviso 90.5 (SCCJA Surcharge) \$5, 3% to County (if paid in installments) \$3.90, TOTAL \$133.90

NO CONTACT WITH VICTIM

Clerk of Court/ Deputy Clerk Court Reporter: Johnson

Appointed PD or appointed other counsel, § 47.12 requires \$500 be paid to Clerk during probation. Presiding Judge Judge Code: Sentence Date:

ARREST WARRANT

2013A4210204168

STATE OF SOUTH CAROLINA  
 County/  Municipality of  
Spartanburg

THE STATE  
against

Antoin Trevor Donald

Address:

Sex: M Race: B Height: 6 Weight: 175  
SSN: [REDACTED]

DL Stat: [REDACTED]

DOB: [REDACTED]

Prosecuting Agency: Spartanburg County Sheriff  
Prosecuting Officer: Micah Horton - 0730

Offense: Burglary / Burglary (After June 20, 1985) - First degree

Offense Code: 0079  
Code/Ordinance Sec: 16-11-0311

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.

Date: \_\_\_\_\_ (L-S.)  
Signature of Judge

RETURN

A copy of this arrest warrant was delivered to defendant Donald Antoin on 11-29-13

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions  
180 Magnolia Street  
P O Box 3483  
Spartanburg, SC 29304

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA  
 County/  Municipality of  
Spartanburg

Personally appeared before me the affiant Micah Horton being duly sworn deposes and says that defendant Antoin Trevor Donald did within this county and state on or about 11/28/2013 violate the criminal laws of the State of South Carolina (or ordinance of  County/  Municipality of Spartanburg) in the following particulars:

DESCRIPTION OF OFFENSE: Burglary / Burglary (After June 20, 1985) - First 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:

That on November 28, 2013, in the city/county of Spartanburg, the Antoin Trevor Donald did enter a dwelling located at 111 Bailey Rd., Greer, SC without consent and with intent to commit a crime therein. The crime being that of Arson Third Degree. Affiant's belief is based on police investigation.

DEC 03 2013

Signature of Affiant

STATE OF SOUTH CAROLINA  
 County/  Municipality of  
Spartanburg

Affiant's Address: 8045 Howard Street  
Spartanburg, SC 29303  
Affiant's Telephone: (864)503-4500

*[Handwritten Signature]*

FILED  
CLERK OF COURT  
2013 DEC -2 PH 2:45  
M. HOPE BLACKLEY

ORIGINAL

AFFIDAVIT

Form Approved By  
B.C. Attorney General  
April 21, 2003  
SCCA 518

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 11/28/2013 defendant Antoin Trevor Donald did violate the criminal laws of the State of South Carolina (or ordinance of  County/  Municipality of Spartanburg) as set forth below:

DESCRIPTION OF OFFENSE: Burglary / Burglary (After June 20, 1985) - First 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 11/29/2013

Signature of Issuing Judge  
Nancy Collins Atkins  
Judge Code: 5012

Signature of Affiant  
Judge's Address: Spartanburg County Judicial Center  
Spartanburg, SC 29303  
Judge's Telephone: (864)596-3424

Issuing Court:  Magistrate  Municipal Clerk of Court

ORIGINAL

ORIGINAL

ORIGINAL

SPARTANBURG COUNTY  
BY: M. Hope Blackley  
DATED 12-2-13

**SEVENTH JUDICIAL CIRCUIT PUBLIC DEFENDER**

**CLAY T. ALLEN**  
CIRCUIT PUBLIC DEFENDER

366 NORTH CHURCH STREET  
SUITE 3000  
SPARTANBURG, SC 29303



TELEPHONE (864) 596-2561  
FAX (864) 596-2284  
FAX (864) 562-4412

February 18, 2015

The Honorable Jenny A. Kitchings  
Clerk of the South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

RE: State v. Antoin Trevor Donald  
Case No(s): 2014-GS-42-01418, 2014-GS-42-01419

Dear Ms Kitchings:

Enclosed for filing is the original Notice of Appeal in the above case. Also enclosed are the Proof of Service of the Notice of Appeal on the Respondent, the Explanation of Appeal and Proof of Service, and a copy of the indictment, verdict, and sentence to be challenged on appeal.

Sincerely yours,

A handwritten signature in black ink, appearing to be 'C. W. Snyder', written over a horizontal line.

Charles W. Snyder

Enclosures

cc: Office of Seventh Judicial Circuit Solicitor  
Office of Attorney General  
Office of Appellate Defense

**RECEIVED**

FEB 20 2015

**SC Court of Appeals**