

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Marion VS. STATE

INDICTMENT/CASE#: 2013-GS-33-00097

AKA: Blaton Wakeem Smith

A/W#: M397251

Race: Black Sex: M Age: 22

Date of Offense: 4/13/2012

DOB: SS#

S.C. Code §: 16-03-0010; 16-03-0020

Address:

CDR Code #: 0116

City, State, Zip:

DL#: SID#:

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No In disposition of the said indictment comes now the Defendant who was TO: Murder / Murder

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: Clements, III, E. L. SC Bar# 15295 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 Life 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: 8-8-14 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.

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:

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 Enforc. 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), TOTAL

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: RECEIVED

AUG 29 2014

Appointed PD or appointed Counselor § 47.12 requires \$500 be paid to Clerk during probation. SC Court of Appeals

Presiding Judge Judge Code: Sentence Date: 8-8-14

Clerk of Court/ Deputy Clerk Court Reporter: Sherry N. Rhodes/cg Krystal Smith

FILED 2014 AUG 14 P 5:13

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Marion
STATE VS.

INDICTMENT/CASE#: 2013-GS-33-00097

Blaton Wakeem Smith

A/W#: M397259

AKA:

Date of Offense: 4/13/2012

Race: Black Sex: M Age: 22

S.C. Code §: 16-23-0490

DOB: SS#

CDR Code #: 0549

Address:

City, State, Zip:

DL#: SID#:

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: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

in violation of § 16-23-0490 of the S.C. Code of Laws, bearing CDR Code # 0549
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC §17-25-45 w/minor 1st or Lewd Act)

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: Clements, III, E. L. SC Bar# 15295 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 5 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.
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
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 columns for Fee, Amount, and Total. Rows include § 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) \$, TOTAL \$

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

Clerk of Court/ Deputy Clerk Sherry R. Rhodes/Cy
Court Reporter: Crystal Smith

Presiding Judge 2/10
Judge Code:
Sentence Date: 8-8-14

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2014 AUG 14 P 5:13
FILED

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM MARION COUNTY
Court of General Sessions

The Honorable D. Craig Brown, Circuit Court Judge

Case Number: 2014-001769

The StateRespondent,

v.

Blaton Wakeem Smith.....Appellant.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the following document(s) have been served on the following attorneys:

DOCUMENT(S) SERVED: Six (6) Sentencing Sheets

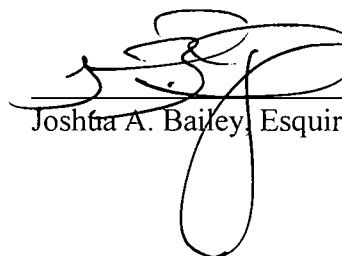
ATTORNEY'S SERVED:

Alan M. Wilson, Esquire
Salley W. Elliott, Esquire
Post Office Box 11549
Columbia, SC 29211

Edgar L. Clements, III, Esquire
180 North Irby Street
Florence, SC 29501

Robert M. Dudek, Esquire
Post Office Box 11589
Columbia, SC 29211

DATE SERVED: August 28, 2014


Joshua A. Bailey, Esquire

RECEIVED
AUG 29 2014
SC Court of Appeals



FINKLEA LAW FIRM
ATTORNEYS AND COUNSELORS AT LAW

Gary I. Finklea
Charlie J. Blake, Jr.
J. Gregory Hendrick
Joshua A. Bailey
B. Hicks Harwell, Jr.
(1933-2012)

August 28, 2014

The Honorable Jenny Abbott Kitchings
The South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: The State v. Blaton Wakeem Smith
Case Number: 2014-001769
Our File No.: 12258

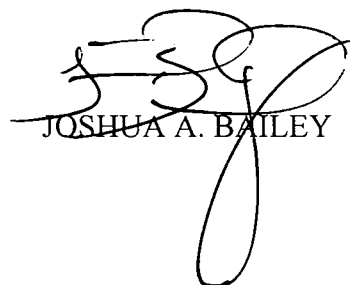
Dear Madam Clerk:

Please find enclosed for filing in connection with State v. Blaton Wakeem Smith, Appellate Case Number 2014-001769, six (6) sentencing sheets dated August 8, 2014 by The Honorable D. Craig Brown. I would respectfully request that you file these sentencing sheets, along with the Certificate of Service, with the notice of appeal that was previously filed with your office, and return a date-stamped copy of the Certificate of Service to my office in the self-addressed envelope enclosed.

By copy of this letter and the enclosed Certificate of Service, I am serving of copy of these sentencing sheets on the attorneys identified below.

With kindest regards, I am

Very truly yours,



JOSHUA A. BAILEY

JAB/
Enclosures

cc: Edgar Lewis Clements, III, Esquire
Salley W. Elliott, Esquire
Alan McCrory Wilson, Esquire
Robert Michael Dudek, Esquire
Blaton Wakeem Smith, Inmate Number 329045

RECEIVED

AUG 29 2014

SC Court of Appeals