

not 7 20 years

STATE OF SOUTH CAROLINA )  
COUNTY OF Lexington )  
STATE VS. )  
Keno Lorenz Tolen )  
AKA: )  
Race: Black Sex: M Age: 27 )  
DOB: 03-03-1988 SS#: 91-50-1687 )  
Address: )  
City, State, Zip: )  
DL#: 100347763 SID#: )  
\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No   
In disposition of the said indictment comes now the Defendant who was TO: ABHAN

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2014GS3202357  
A/W#: 2014A3220200122  
Date of Offense: 6/8/2014  
S.C. Code § : 16-03-0029  
CDR Code #: 3410

SENTENCE SHEET

Cap of 15 years

CONVICTED OF or  PLEADS

in violation of § 16-03-600 (B)(1) of the S.C. Code of Laws, bearing CDR Code # 3411  
 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: [Signature] 064062 K. Tolen [Signature] 5048  
Solicitor 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 15 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: 2014-65-32-2358  
 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. Credit for 259 days Time Served.  
 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 PTUP \_\_\_\_\_ days/hours Public Service Employment  
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)	\$	\$
TOTAL	\$	\$ 130.00

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: Lex. Co. C.C.P., G.S. & F.C.

TRUE COPY

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

Presiding Judge [Signature]  
Judge Code: 2141  
Sentence Date: 2-27-2015

Clerk of Court/ Deputy Clerk Beth A. Caruso  
Court Reporter: C. Theune

WITNESSES

BATESBURG-LEESVILLE PD  
KEISLER, T.

Law Enforcement Case #: 140926

DOCKET NO. 2014GSS3202357

The State of South Carolina

County of Lexington

JAG

ARREST WARRANT NUMBER

2014A3220200122

COURT OF GENERAL SESSIONS

SEPTEMBER TERM 2014

ACTION OF GRAND JURY

**RETURN**

Foreperson of Grand Jury

Date:

/ERDICT

CDR #: 3410

Indictment for

ATTEMPTED MURDER

§ 16-03-0029

Foreperson of Petit Jury

Date:

DONALD V. MYERS, SOLICITOR



STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF LEXINGTON )  
 )

INDICTMENT FOR  
ATTEMPTED MURDER

§ 16-03-0029

At a Court of General Sessions, convened on SEPTEMBER 2014, the Grand Jurors of Lexington County present upon their oath:

That Keno Lorenzo Tolen in Lexington County, South Carolina, on or about June 8, 2014, did, with the intent to kill, attempt to kill another person with malice forethought, either express or implied, to wit: the defendant shot Andrew West in the face requiring him to seek medical attention, in violation of §16-03-0029 of the South Carolina Code of Laws of 1976, as amended.

A TRUE COPY

  
Lex. Co. C.C.P., G.S. & F.C.

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 CO. OF GENERAL SESSIONS

*Handwritten notes:* 25,000, 2/27/2015

COUNTY OF Lexington  
STATE VS.  
Keno Lorenz Tolen  
AKA: \_\_\_\_\_  
Race: Black Sex: M Age: 27  
DOB: 03-09-1987 SS#: 5-31-1687  
Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
DL#: 100347103 SID#: \_\_\_\_\_

INDICTMENT/CASE#: 2014GS3202358  
A/W#: 2013A3210202113  
Date of Offense: 3/22/2013  
S.C. Code §: 44-53-0375(B)(1)  
CDR Code #: 3014

SENTENCE SHEET

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No   
In disposition of the said indictment comes now the Defendant who was  
TO: Drugs / manufacture, distribution, etc. of cocaine base, 1st

CONVICTED OF or  PLEADS

in violation of § 44-53-0375(B)(1) of the S.C. Code of Laws, bearing CDR Code # 3014  
 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: [Signature] 0611062 Keno Tolen [Signature] 5048  
Solicitor 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 15 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-GS-32-2357  
 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. Credit for 259 days Time Served  
 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 PTUP \_\_\_\_\_  
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
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§ 14-1-213 (Drug Court Surcharge)	\$150	\$ 150
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§ 56-5-2942(J) (Vehicle Assessment)	\$40/ea	\$
Proviso 90.5 (SCJA Surcharge)	\$5	\$ 5
3% to County (if paid in installments)	\$	\$
TOTAL	\$	\$ 280

\_\_\_\_\_ 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: Lex. Co. C.C.P., G.S. & F.C.

TRUE COPY

Appointed PD or appointed other counsel, § 47.12 requires \$500 be paid to Clerk during probation.  
Presiding Judge [Signature]  
Judge Code: 2141  
Sentence Date: 2-27-2015

Clerk of Court/ Deputy Clerk Beth A Caruz  
Court Reporter: C. Theune  
SCCA/217 (03/2011)

18

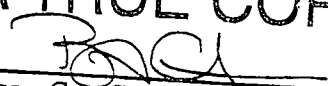
STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF LEXINGTON )  
 )

INDICTMENT FOR  
MANUFACTURE, DISTRIBUTION OF CRACK  
COCAINE

§ 44-53-0375(B)(1)

At a Court of General Sessions, convened on SEPTEMBER 2014, the Grand Jurors of Lexington County present upon their oath:

That **Keno Lorenzo Tolen** did in Lexington County, South Carolina on or about March 22, 2013, knowingly and intentionally, willfully and unlawfully sell, distribute, cultivate, manufacture, 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, possess with intent to distribute or was knowingly and intentionally in actual or constructive possession of or did knowingly and intentionally attempt to become in actual or constructive possession of Crack Cocaine, a Cocaine based controlled substance under provisions of § 44-53-110, et. Seq. Code of Laws of South Carolina 1976, as amended, in violation of § 44-53-375(B)(1), Code of Laws of South Carolina, 1976, as amended. Such being the first offense.

A TRUE COPY  
  
Lex. Co. C.C.P., G.S. & F.C.

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

  
ASSISTANT SOLICITOR

WITNESSES

Lexington County Sheriffs Department

Marc Miramontes

Law Enforcement Case #: 13004974

DOCKET NO. 2014GS3202358

**The State of South Carolina**

County of Lexington

JAG

ARREST WARRANT NUMBER

2013A3210202113

COURT OF GENERAL SESSIONS

SEPTEMBER TERM 2014

ACTION OF GRAND JURY

**TRUE BILL**

Keno Lorenzo Tolen

THE STATE  
vs.

Foreperson of Grand Jury

Date:

VERDICT

CDR #: 3014

Indictment for

MANUFACTURE, DISTRIBUTION OF  
CRACK COCAINE

§ 44-53-0375(B)(1)

**DONALD V. MYERS, SOLICITOR**

Foreperson of Petit Jury

Date:

# OFFICE OF THE PUBLIC DEFENDER

**ELIZABETH FULLWOOD**  
Lexington Public Defender  
407½ W. Main St.  
Lexington, SC 29072  
Telephone (803) 785-8873  
Fax (803) 785-1443

**Eleventh Judicial Circuit**  
Lexington, Saluda, Edgefield,  
and McCormick Counties

**ROBERT M. MADSEN**  
Circuit Public Defender

**BENNETT CASTO**  
Tri-County Public Defender  
Post Office Box 1852  
McCormick, SC 29835  
Telephone (864) 852-9555  
Fax (864) 852-9554

March 3, 2015

**RECEIVED**

MAR 09 2015

**SC Court of Appeals**

The Honorable Jenny Abbott Kitchings  
Clerk of Court for Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

Re: The State vs. Keno Lorenzo Tolen, - appeal

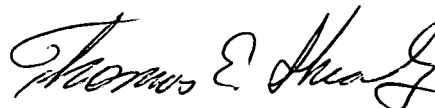
Dear Ms. Kitchings:

Please find enclosed an original and one (1) copy of a Notice to Appeal in the above matter for filing in your office. Please file the original and return the date/time stamped copy to me in the envelope provided.

I am, by copy of this letter, serving a copy of this Notice to Appeal on J. Angela Garrick and Robert M. Dudek, together with my Certificate of Service.

Thank you for your assistance in this matter. With kind regards, I am

Sincerely,



Thomas E. Shealy

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