

ORIGINAL

STATE OF SOUTH CAROLINA)
)
)
vs.)
)
)
CORYETTE WALKER,)
)
)
Defendant.)
_____)

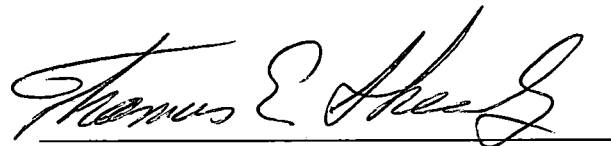
STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Indictment No(s): 2014-GS-32-3084
2014-GS-32-3085

RULE 203(B) EXPLANATION

Pursuant to Rule 203(B)(iv), the undersigned asserts that he does not have a good faith basis to believe that any issues are properly before the Court of Appeals, and the undersigned did not object to the sentence or file a motion to reconsider the sentence. Nevertheless, the undersigned consulted with the Appellant about his right to appeal, and after consultation, the undersigned has filed the instant appeal at the request of the Appellant because the Sixth Amendment requires counsel to follow the Appellant's request. See *Frazer v. South Carolina*, 430 F.3d 696, 706 (4th Cir. 2005) ("A defendant has a right to pursue a direct appeal, even if frivolous, which counsel must assist as 'an active advocate on behalf of his client.'" (quoting *Anders v. California*, 386 U.S. 738, 744 (1967))).

Respectfully submitted,



Thomas E. Shealy
Assistant Public Defender
407 West Main Street
Lexington, South Carolina
(803) 785-8873

Lexington, South Carolina
March 19, 2015

STATE OF SOUTH CAROLINA

COUNTY OF Lexington
STATE VS.
Coryette Walker

AKA:

Race: Black Sex: F Age: 21

DOB: [REDACTED] SS#: [REDACTED]

Address: 736 Farrowood Drive

City, State, Zip: Columbia, SC 29223

DL#: SID#:

*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 (effective 06-02-2010)

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2014GS3203085

A/W#: 2014A3210500053

Date of Offense: 8/24/2014

S.C. Code § : 16-11-0110(C)

CDR Code #: 3435

SENTENCE SHEET

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active*

CONVICTED OF or PLEADS

in violation of § 16-11-0110(C) of the S.C. Code of Laws, bearing CDR Code # 3435

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 *[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 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. *209 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 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 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 \$ Other:

Proviso 47.9 (Public Def/Prob) \$500 \$ Lex. Co. C.C.P., G.S. & F.C.

§ 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

Clerk of Court/Deputy Clerk *[Signature]* Presiding Judge *[Signature]* Judge Code:

Court Reporter: *[Signature]* Sentence Date: 17 March 2015

SCCA/217 (03/2011)

A TRUE COPY

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

WITNESSES

Lexington County Sheriffs Department

T. M. Barr

Law Enforcement Case #: 14015450

JAG

ARREST WARRANT NUMBER

2014A3210500053

ACTION OF GRAND JURY

Foreperson of Grand Jury

Date:

Nov. 3, 2014

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2014GS3203085

The State of South Carolina

County of Lexington

COURT OF GENERAL SESSIONS

NOVEMBER TERM 2014

THE STATE

vs.

Coryette Walker

CDR #: 3435

Indictment for

ARSON THIRD DEGREE

§ 16-11-0110(C)

DONALD V. MYERS, SOLICITOR

ATRUUE COPY

JSC

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

NOV 24 2014

11042014

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)
)

INDICTMENT FOR
ARSON THIRD DEGREE
§ 16-11-0110(C)

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

That Coryette Walker did in Lexington County, South Carolina, on or about August 24, 2014, willfully and maliciously set fire to, burn, or cause to be burned or procured a burning that resulted in damage to a dwelling house, building, structure, or any property, whether the property of himself or another, which resulted, either directly or indirectly, in bodily injury to a person or damage to the property, to wit: the defendant poured an accelerant on the carpet, mattress and bedding and set it on fire, in violation of §16-11-110(c) of the South Carolina Code of Laws of 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

O-1042

COUNTY OF Lexington
STATE VS.
Coryette Walker
AKA:
Race: Black Sex: F Age: 21
DOB: [REDACTED] SS#: [REDACTED]
Address: 736 Farrowood Drive
City, State, Zip: Columbia, SC 29223
DL#: [REDACTED] SID#: [REDACTED]

INDICTMENT/CASE#: 2014GS3203084
A/W#: 2014A3210500052
Date of Offense: 8/24/2014
S.C. Code § : 16-11-0311
CDR Code #: 0079

SENTENCE SHEET

*cap of S
was
active*

*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was
TO: Burglary second degree

CONVICTED OF or PLEADS

in violation of § 16-11-312(a) of the S.C. Code of Laws, bearing CDR Code # 0080
 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. CW (defendant's initials)
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: [Signature] Solicitor SC Bar# 064002 Defendant [Signature] Attorney for Defendant SC Bar# 5048

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. 204 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 PTUP
Total: \$ plus 20% fee: \$ days/hours Public Service Employment
Payment Terms:
 Set by SCDPPPS

Recipient:
*Fine: \$
§ 14-1-206 (Assessments 107.5%) \$
§ 14-1-211(A)(1) (Conv. Surcharge) \$100 \$ 100.00
§ 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 \$ 25.00
§ 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 \$ 5.00
3% to County (if paid in installments) \$

\$ beginning
\$ paid to Public Defender Fund
Other: [Signature]
Lex. Co. G.C.P., G.S. & F.C.

A TRUE COPY

TOTAL \$ 130
 Appointed PD or appointed other counsel, § 47.12 requires \$500 be paid to Clerk during probation.

Clerk of Court/ Deputy Clerk Beth A. [Signature]
Court Reporter: [Signature]
SCCA/217 (03/2011)
Presiding Judge [Signature]
Judge Code: 2165
Sentence Date: 17 March 2015

WITNESSES

Lexington County Sheriffs Department

T. M. Barr

Law Enforcement Case #: 14015450

JAG

ARREST WARRANT NUMBER

2014A3210500052

ACTION OF GRAND JURY

Foreperson of Grand Jury
Date: *Nov 13, 2014*

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2014GS3203084

The State of South Carolina
County of Lexington

COURT OF GENERAL SESSIONS

NOVEMBER TERM 2014

THE STATE
vs.

Coryette Walker

CDR #: 0079

Indictment for

BURGLARY FIRST DEGREE

§ 16-11-0311

DONALD V. MYERS, SOLICITOR

ATRUE COPY
[Signature]
Lex. Co. C.C.P., G.S. & E.C.

NOV 24 2014

11042014

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)
)

INDICTMENT FOR
BURGLARY FIRST DEGREE

§ 16-11-0311

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

That **Coryette Walker** did in Lexington County, South Carolina on or about August 24, 2014 did knowingly and willfully enter a dwelling, to wit: 100 Riverbend Dr. Apt. E-43, West Columbia, SC being the dwelling of Latoya Willingham, without consent and with the intent to commit a crime therein and was armed with a deadly weapon and/or displayed what appeared to be a knife; in violation of § 16-11-311 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