

THE STATE OF SOUTH CAROLINA )  
COUNTY OF ORANGEBURG )

IN THE COURT OF GENERAL SESSIONS  
FIRST JUDICIAL CIRCUIT

THE STATE )

Charge(s): CSC 1st  
Kidnapping

Warrant/Indictment Nos.:

2013A3820800468  
2013A3820800469  
ORDER

v.  
Eric Rickenbaker )

DEFENDANT. )

THE DEFENDANT, Eric Rickenbaker, contends that he is indigent and in need of services of an attorney as contemplated by law.

THEREFORE, Breen Stevens, Esquire, is appointed as counsel for the Defendant.

FURTHER, as a condition of appointment, the Defendant must pay his \$40.00 application fee to the Clerk of Court no later than \_\_\_\_\_

FURTHER, as a condition of appointment, the Defendant's income must be reviewed at the conclusion of his case to ascertain if an additional fee must be paid to the First Circuit Public Defender's Office for his representation; and,

IT IS SO ORDERED.

Date: 10/24/13  
Orangeburg, SC

[Signature]  
Presiding Judge

FILED FOR RECORD  
WINNIE B. CLARK  
CLERK OF COURT  
ORANGEBURG, SC  
2013 OCT 24 PM 2:50  
CW

ATTEST: TRUE COPY  
Winnie B. Clark  
CLERK OF COURT  
ORANGEBURG COUNTY, SC

ARREST WARRANT

2013A3820800469

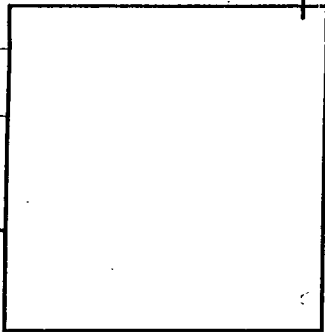
STATE OF SOUTH CAROLINA

County/  Municipality of

ORANGEBURG

THE STATE

against



STATE OF SOUTH CAROLINA

County/  Municipality of

ORANGEBURG

AFFIDAVIT

Form Approved by S.C. Attorney General April 13, 2003 SCCA 518

Personally appeared before me the affiant DET. LATISHA WALKER who being duly sworn deposes and says that defendant ERIC RASHARD RICKENBAKER did within this county and state on 08/29/2013 violate the criminal laws of the State of South Carolina (or ordinance of  County/  Municipality of ORANGEBURG) in the following particulars:

DESCRIPTION OF OFFENSE: 16-03-0910 / KIDNAPPING

ERIC RASHARD RICKENBAKER

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ SSN: \_\_\_\_\_

Sex: \_\_\_\_\_ Race: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_

DL State: SC DL#: \_\_\_\_\_

DOB: \_\_\_\_\_ Agency ORI#: SC0380100

Prosecuting Agency: ORANGEBURG DEPARTMENT OF

Prosecuting Officer: DET. L. WALKER

Offense: KIDNAPPING

Offense Code: 0095

Code/Ordinance Sec. 16-03-0910

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 law.

\_\_\_\_\_  
Signature of Judge (L.S.)

Date: \_\_\_\_\_

RETURN

A copy of this arrest warrant was delivered to defendant ERIC RASHARD RICKENBAKER

on 8/30/2013

Wanda D. Clark 850  
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

ORANGEBURG MUNICIPAL COURT  
PO BOX 1425  
1320 MIDDLETON STREET  
ORANGEBURG, SC 29116

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:

BASED ON AN INVESTIGATION BY THE ORANGEBURG DEPARTMENT OF PUBLIC SAFETY ERIC RICKENBAKER DID VIOLATE SECTION 16-3-910 OF THE SOUTH CAROLINA CODE OF LAWS (KIDNAPPING.) ERIC RICKENBAKER DID APPROACH THE VICTIM WHO IS A STRANGER AND FIVE MONTHS PREGNANT, AS SHE PUMPED GAS AT 806 JOHN C CALHOUN DRIVE (THE BP GAS STATION) IN THE CITY LIMITS OF ORANGEBURG. ONCE FINISHED PUMPING HER GAS THE VICTIM GOT INTO HER VEHICLE AT WHICH TIME THE SUBJECT GRABBED HER CAR DOOR STOPPING HER FROM CLOSING IT. HE THEN JUMPED INTO HER VEHICLE, GOT ON TOP OF HER AND PUT HIS HAND UP HER DRESS, INTO HER PANTIES AND BEGAN TO VAGINALLY PENETRATED HER WITH HIS FINGERS. AS THE VICTIM CONTINUOUSLY SCREAMED, THE DEFENDANT USED HIS OTHER HAND TO CHOKE HER AND THEN BEGAN TO COVER HER MOUTH. THE VICTIM BEGAN TO LAY ON THE HORN AND GOT THE ATTENTION OF A BYSTANDER WHO CAME TO HER RESCUE AND PULLED THE DEFENDANT OFF OF HER. OTHER BYSTANDERS JOINED IN TO HELP AT WHICH TIME THE DEFENDANT BEGAN TO RUN ON FOOT BUT WAS APREHENDED BY LAW ENFORCEMENT.

Signature of Affiant

*Latisha Walker*

STATE OF SOUTH CAROLINA

County/  Municipality of

ORANGEBURG

Affiant's Address 1320 MIDDLETON STREET

ORANGEBURG SC 29115

Affiant's Telephone (803) 533-5910

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER IN 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 08/29/2013 defendant ERIC RASHARD RICKENBAKER

did violate the criminal laws of the State of South Carolina (or ordinance of

County/  Municipality of ORANGEBURG) as set forth below:

DESCRIPTION OF OFFENSE: KIDNAPPING / KIDNAPPING

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 the 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 8/30/13

Barney M. Houser (L.S.)  
BARNEY M. HOUSER

Judge Code: 6460

ATTEST: TRUE COPY

*Wanda D. Clark*

CLERK OF COURT  
ORANGEBURG COUNTY, SC

Judge's Address 1320 MIDDLETON STREET

ORANGEBURG SC 29115

Judge's Telephone 803-533-5902

Issuing Court:  Magistrate  Municipal  Circuit

ORIGINAL

Case: 13-02025

**BAIL set by**

Judge Bm Hauser  
on 8-30-13  
Type and Amount: Bond Denied  
Name of Surety: \_\_\_\_\_

**PRELIMINARY HEARING held by**

Judge \_\_\_\_\_  
on \_\_\_\_\_  
Defense Attorney: \_\_\_\_\_  
Decision: \_\_\_\_\_

**DISPOSITION before**

Judge \_\_\_\_\_  
on \_\_\_\_\_  
by \_\_\_\_\_  
(indicate jury trial, bench trial, plea, nol. pros., etc.)  
Disposition: \_\_\_\_\_  
Sentence: \_\_\_\_\_

**JURORS**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**WITNESSES**

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Telephone: \_\_\_\_\_  
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Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Telephone: \_\_\_\_\_

**CODEFENDANTS**

\_\_\_\_\_  
\_\_\_\_\_

ARREST WARRANT

2013A3820800468

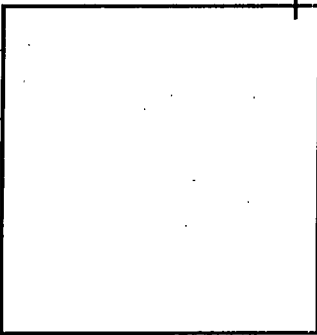
STATE OF SOUTH CAROLINA

County/ Municipality of

ORANGEBURG

THE STATE

against



STATE OF SOUTH CAROLINA

County/ Municipality of

ORANGEBURG

AFFIDAVIT

Form Approved by S.C. Attorney General April 13, 2003 SCCA 518

Personally appeared before me the affiant DET. LATISHA WALKER who being duly sworn deposes and says that defendant ERIC RASHARD RICKENBAKER did within this county and state on 08/30/2013 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of ORANGEBURG) in the following particulars:

DESCRIPTION OF OFFENSE: 16-03-0652 / CSC 1ST DEGREE

ERIC RASHARD RICKENBAKER

Address:

Phone: SSN:

Sex: Race: Height: Weight:

DL State: SC DL#:

DOB: Agency ORI#: SC0380100

Prosecuting Agency: ORANGEBURG DEPARTMENT OF

Prosecuting Officer: DET. L. WALKER

Offense: CSC 1ST DEGREE

Offense Code: 0160

Code/Ordinance Sec. 16-03-0652

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 law.

Signature of Judge (L.S.)

Date:

RETURN

A copy of this arrest warrant was delivered to defendant ERIC RASHARD RICKENBAKER

on 8/30/13

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

ORANGEBURG MUNICIPAL COURT PO BOX 1425 1320 MIDDLETON STREET ORANGEBURG, SC 29116

STATE OF SOUTH CAROLINA

County/ Municipality of

ORANGEBURG

Affiant's Address 1320 MIDDLETON STREET ORANGEBURG SC 29115

Affiant's Telephone (803) 533-5910

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER IN 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 08/30/2013 defendant ERIC RASHARD RICKENBAKER

did violate the criminal laws of the State of South Carolina (or ordinance of

County/ Municipality of ORANGEBURG) as set forth below:

DESCRIPTION OF OFFENSE: SEX / CRIMINAL SEXUAL CONDUCT - 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 the 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 8/30/13

Signature of Judge (L.S.) BARNEY M. HOUSER

Judge Code: 6460

ATTEST: TRUE COPY

Judge's Address 1320 MIDDLETON STREET ORANGEBURG SC 29115 COURT

Judge's Telephone 803-533-5902

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

Case: 13-02025

**BAIL set by**

Judge Bm Houser

on 8-30-13

Type and Amount: Bond Denied

Name of Surety: \_\_\_\_\_

**PRELIMINARY HEARING held by**

Judge \_\_\_\_\_

on \_\_\_\_\_

Defense Attorney: \_\_\_\_\_

Decision: \_\_\_\_\_

**DISPOSITION before**

Judge \_\_\_\_\_

on \_\_\_\_\_

by \_\_\_\_\_  
(indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: \_\_\_\_\_

Sentence: \_\_\_\_\_

**JURORS**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**WITNESSES**

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

Name: \_\_\_\_\_

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Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

**CODEFENDANTS**

\_\_\_\_\_  
\_\_\_\_\_

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Orangeburg
STATE VS.

INDICTMENT/CASE#: 2013GS38-1505

Eric Rashard Rickenbaker

A/W#: 2013A3820800468

AKA:

Date of Offense: 8/30/2013

Race: Sex: Age:

S.C. Code §: 16-3-652

DOB: SS#:

CDR Code #: 0160

Address:

City, State, Zip:

DL#: SID#:

SENTENCE SHEET

\*CDL Yes No CMV Yes No Hazmat Yes No

CONVICTED OF or PLEADS Guilty Best Mentally ill

In disposition of the said indictment comes now the Defendant who was TO: Criminal Sexual Conduct - First Degree

in violation of § 16-3-652 of the S.C. Code of Laws, bearing CDR Code # 0160
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: T.L. Scott, III, Thomas B SC Bar# 15881 Eric Rickenbaker Defendant Attorney for Defendant SC Bar# 79788

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for a determinate term of 30 days/months/years or under the Youthful Offender Act. not to exceed years and/or to pay a fine of \$ 22; provided that upon the service of 22 days/months/years and/or payment of \$ 5; plus costs and assessments as applicable\*; the balance is suspended with probation for 5

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: 4/23/15
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. 8/29/13
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 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) \$18.90, TOTAL \$1048.90

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:

ATTEST: TRUE COPY

Appointed PD or Appointed other counsel, § 47.12 requires \$500 bond to Clerk during probation

COURT ORANGEBURG COUNTY, SC

Presiding Judge

Judge Code: 2153

Sentence Date: 4/23/15

Clerk of Court/ Deputy Clerk V. Glenn

Court Reporter: Hilda Jordan

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Orangeburg
STATE VS.

Eric Rashard Rickenbaker

AKA:

Race: Sex: Age:

DOB: SS#:

Address:

City, State, Zip:

DL#: SID#:

\*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was TO: Kidnapping

INDICTMENT/CASE#: 2013GS38-1506

A/W#: 2013A3820800469

Date of Offense: 8/29/2013

S.C. Code §: 16-3-910

CDR Code #: 0095

SENTENCE SHEET

CONVICTED OF or PLEADS Guilty But Mentally ill

in violation of § 16-3-910 of the S.C. Code of Laws, bearing CDR Code # 0095

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. (defendant's initials)

The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Scott, III, Thomas B SC Bar# 15881 Eric Rickenbaker Defendant Attorney for Defendant SC Bar# 79788

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for a determinate term of 30 days/months/years or under the Youthful Offender Act not to exceed years and/or to pay a fine of \$ 22 days/months/years and/or payment of \$ 5

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: 4/23/15 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. 8/29/13

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 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

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:

ATTEST: TRUE COPY

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

COURT ORANGEBURG COUNTY, SC

Presiding Judge

Judge Code: 2153

Sentence Date: 4/23/15

Clerk of Court/ Deputy Clerk: V. Glenn

Court Reporter: Heidi Jordan

**WITNESSES**

Latisha Walker

Orangeburg Police Department

**ARREST WARRANT NUMBER**  
2013A3820800469

**Arrested: August 30, 2013**

**ACTION OF GRAND JURY**

Foreperson of Grand Jury  
Date: February 5, 2014

**VERDICT**

**TRUE BILL**  
*Michelle Allen*  
Date **FEB 05 2014**

Foreperson of Petit Jury  
Date:

**DOCKET NO. 2013GS38-1506**

**The State of South Carolina**  
**County of ORANGEBURG**

**COURT OF GENERAL SESSIONS**  
**February 10, 2014 TERM**

**THE STATE**  
**vs.**

Eric Rashard Rickenbaker

**Indictment for**  
**KIDNAPPING**

SC Code: 16-3-910

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

Defendant

Witness:

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

ATTEST: TRUE COPY  
*Winnifa B. Clark*  
CLERK OF COURT  
ORANGEBURG COUNTY, SC

ATTEST: TRUE COPY  
*Winnifa B. Clark*  
CLERK OF COURT  
ORANGEBURG COUNTY, SC

2014 FEB - 5 A 10:19  
FILED FOR RECORDED  
WINNIFA B. CLARK  
CLERK OF COURT  
ORANGEBURG, SC

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF ORANGEBURG )

INDICTMENT  
2013GS38-1506

At a Court of General Sessions, convened on February 10, 2014 the Grand Jurors of Orangeburg County present upon their oath:

**KIDNAPPING**

That in Orangeburg County, South Carolina, on or about August 29, 2013, the Defendant, Eric Rashard Rickenbaker, did unlawfully seize, confine, inveigle, decoy, kidnap, abduct or carry away the victim, Yajaira Simmons, without authority of law. This offense in violation of Section 16-03-910, of the South Carolina Code of Laws, as amended.

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

Th 3. Scott, III

Thomas B Scott, III, Solicitor

**WITNESSES**

Latisha Walker

Orangeburg Police Department

**ARREST WARRANT NUMBER**

2013A3820800468

Arrested: August 30, 2013

**ACTION OF GRAND JURY**

Foreperson of Grand Jury

Date: February 5, 2014

**VERDICT**

**TRUE BILL**

*Michelle Allen*

Date **FEB 05 2014**

Foreperson of Petit Jury

Date:

DOCKET NO. 2013GS38-1505

**The State of South Carolina**

County of ORANGEBURG

**COURT OF GENERAL SESSIONS**

February 10, 2014 TERM

**THE STATE**

vs.

Eric Rashard Rickenbaker

**Indictment for**

**CRIMINAL SEXUAL CONDUCT - FIRST  
DEGREE**

ATTEST: TRUE COPY

*Winnifa B. Clark*

CLERK OF COURT

ORANGEBURG COUNTY, SC

SC Code: 16-3-652

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

Defendant

Witness:

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

FILED FOR RECORD  
2014 FEB -5 A 10:19  
WINNIFA B. CLARK  
CLERK OF COURT  
ORANGEBURG, SC



STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF ORANGEBURG )

INDICTMENT  
2013GS38-1505

At a Court of General Sessions, convened on February 10, 2014 the Grand Jurors of Orangeburg County present upon their oath:

**CRIMINAL SEXUAL CONDUCT - FIRST DEGREE**

That in Orangeburg County, South Carolina, on or about August 30, 2013, the Defendant, Eric Rashard Rickenbaker, did engage in sexual battery with the victim, Yajaira Charlene Simmons, and the defendant used aggravated force to accomplish sexual battery, to wit: the defendant did physically assault and/or overpower the victim, a pregnant female, while committing sexual battery, this offense in violation of Section 16-03-652 of the South Carolina Code of Laws, as amended.

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

Th B. Scott, III

Thomas B Scott, III, Solicitor

