

*AM Flork \*Cest*

**WITNESSES**

E F Irick

Greenville Police Department

11/10/2013

**ARREST WARRANT NUMBER**

2013A2320603019 and 2013A2320603020

Count I & II

**ACTION OF GRAND JURY**

**TRUE BILL**

*Ridg T. Neal*

**FOREMAN GRAND JURY**

*Foreperson of Grand Jury*

**VERDICT**

*Foreperson of Petit Jury*

*Date:*

DOCKET NO. 2014-GS-23-  
AOF

001652

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

April

TERM 2014

THE STATE

vs.

MARDELL HUNTER III

**RECEIVED**  
JUN 12 2015  
SC Court of Appeals

Indictment for

3413/0256

**ASSAULT AND BATTERY 2ND DEGREE AND  
RESISTING ARREST WITH ASSAULT**

VIOLATION § 16-03-0600 and §16-09-0320 (B)

A Certified Copy  
*Paul B. Wickens*  
Clerk of Court C.P. & G.S.  
Greenville County, SC  
Dated 6/10/15

**FILED**

**FEB 27 2014**

Clerk of Court  
Greenville County

**ENTERED  
ACCT.**

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF GREENVILLE )

INDICTMENT FOR  
ASSAULT AND BATTERY 2ND DEGREE  
AND RESISTING ARREST WITH ASSAULT

At a Court of General Sessions, convened on **APR 22 2014** the Grand Jurors of Greenville  
County present upon their oath:

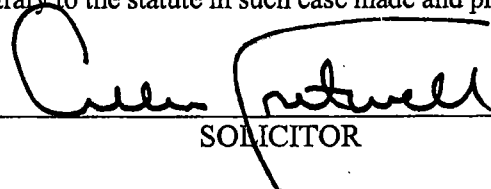
**COUNT I – ASSAULT AND BATTERY 2<sup>ND</sup> DEGREE**

That MARDELL HUNTER III did in Greenville County, on or about the 10th day of November 2013, unlawfully injure Nicholas Hitchcock or offer or attempt to injure Nicholas Hitchcock with the present ability to commit the act, and moderate bodily injury resulted or moderate bodily injury could have resulted. This is in violation of 16-03-0600 of the South Carolina Code of Laws (1976) as amended.

**COUNT II – RESISTING ARREST WITH ASSAULT**

That MARDELL HUNTER III did in Greenville County, on or about the 10th day of November, 2013, knowingly and willfully and unlawfully assault, beat or wound E F Irick with the Greenville Police Department while resisting an arrest by one whom he knew or reasonably should have known was a law enforcement officer. This is in violation of §16-9-320(B) of the South Carolina Code of Laws (1976) as amended.

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

  
SOLICITOR

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Greenville
STATE VS.

Mardell Hunter III

AKA:

Race: BLACK Sex: M Age: 25

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: Assault and Battery in the Second Degree

INDICTMENT/CASE#: 2014GS2301652

A/W#: 2013A2320603019

Date of Offense: 11/10/2013

S.C. Code § : 16-03-0600(D)(1)

CDR Code #: 3413

SENTENCE SHEET

CONVICTED OF or PLEADS

in violation of § 16-03-0600(D)(1) of the S.C. Code of Laws, bearing CDR Code # 3413
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: Fretwell, Allen 17016 SC Bar# Defendant Mardell Hunter Attorney for Defendant SC Bar# 21789

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
for a determinate term of 3 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. 1 day
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
Obtain GED
Attend Voc. Rehab. or Job Corp.

Recipient:
Substance Abuse Counseling

\*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) \$ 3.00
TOTAL \$ 133.90

\$ paid to Public Defender Fund
Other:

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

Clerk of Court/ Deputy Clerk Paul White
Court Reporter: Hudgins
SCCA/217 (03/2011)

Presiding Judge Judge Code: 2165 Sentence Date: 6-1-2015

STATE OF SOUTH CAROLINA

COUNTY OF Greenville  
STATE VS.

Mardell Hunter III

AKA:

Race: BLACK Sex: M Age: 26

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: Resisting Arrest with Assault

IN THE COURT OF GENERAL SESSIONS

15078910

INDICTMENT/CASE#: 2014GS2301652

A/W#: 2013A2320603020

Date of Offense: 11/10/2013

S.C. Code § : 16-09-0320(B)

CDR Code #: 0256

SENTENCE SHEET

CONVICTED OF or  PLEADS

in violation of § 16-09-0320(B) of the S.C. Code of Laws, bearing CDR Code # 0256  
 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 pleas:  Without Negotiations or Recommendation,  Negotiated Sentence,  Recommendation by the State.

ATTEST: Fretwell, Allen 17016 Mardell Hunter 71739  
SC Bar# Defendant M H Attorney for Defendant SC Bar#

WHEREFORE, the Defendant is committed to the  State Department of Corrections,  County Detention Center,  
for a determinate term of 3 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 29

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. 1 day  
 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. term

SPECIAL CONDITIONS: after 12 mos if no violations

RESTITUTION:  Deferred  Def. Waives Hearing  Ordered PTER  
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)		\$ 3.90
TOTAL		\$ 133.90

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:     

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

Presiding Judge Keith Kelly  
Judge Code: 2165  
Sentence Date: 6-1-2015

Clerk of Court/ Deputy Clerk Paul B...

Court Reporter: Hudgins

SCCA/217 (03/2011)

prob begins today