

County of Charleston
STATE VS.

RECEIVED

Indictment Number: 40-03113

AUG 08 2015

Probation CW#s: W-10-15-0103 (3-10-15)

Philip Simon
AKA:

SC Court of Appeals

Name of Original Offense: Assault & Battery 2nd degree

Race: White Sex: Male

Case #: 1986272

DOB: _____

Date of Original Offense: 6-1-1985 - 9-1-1985

SSN: _____

Conviction S.C. Code §: 16-03-0600(d)

SID#: 821791

Conviction CDR Code #: 314113

Original Sentence: 3 yrs ss up - 2 yr Prob

ORDER

The above named defendant has been charged with violating the conditions of probation ordered on 5-15-14 in the Court of General Sessions of Richland County, and/or the additional conditions ordered by the Court in probation continuation orders(s) issued on 3-10-15, as set forth in the attached warrant(s) or citation(s) dated 3-10-15. After hearing the evidence and being duly advised, in the (presence/absence) of the defendant, I find that the above named defendant has violated the following condition(s) of probation: (List by number or indicate special conditions as provided in the affidavit)
7, 9 & 10 of standard & 6.5th Sex Offender Conditions

Therefore, IT IS ORDERED that:

the suspended sentence be revoked and the above named defendant be required to serve 3 months/years, the remainder of the original sentence, and/or pay \$ 0.

the suspended sentence be revoked and the above named defendant be required to serve _____ months/years of the original sentence and/or pay \$ _____, thereupon to be reinstated on probation, subject to the conditions set forth in the attached order and not inconsistent with this order.

the above named defendant is continued on probation as provided for in the original sentence, subject to the conditions set forth therein and not inconsistent with this order.

probation is reduced to time served under supervision and the defendant is discharged from supervision on this date.

the above named defendant is placed on active electronic monitoring pursuant to §23-3-540 (mandatory if convicted of first degree criminal sexual conduct with a minor or lewd act, discretionary if convicted of any other applicable sex offense against a minor).

Financial Obligations: Order satisfies: Department fees (arrearage) Civil judgment: Department fees
 Fines and other fees (arrearage/balance) Fines and other fees
 Restitution (and 20%) (arrearage/balance) Restitution (and 20%)

Additional Conditions ordered by the Court:
Evaluation Sexual Pred. Unit. PRIOR TO RELEASE

The defendant is given credit for pre-revocation hearing detention time on current probation violation to be calculated and applied by the SC Department of Corrections.

The defendant has previously served 90 days months/years on this sentence.
(spell sentence term and/or prior partial revocation time)

The defendant was previously placed on active electronic monitoring pursuant to §23-3-540.

This 22 day of May 2015
Charleston SC

Presiding Judge 9th Judicial Circuit

You are hereby advised that under the law the Court may at any time revoke or modify any condition of this probation, impose any lawful conditions it deems proper, or extend the period of probation not to exceed five (5) years. At any time within the period of your probation, the Court may require you to serve any part of the original sentence imposed.

This is to certify that I have read, or have had read to me, the order and the conditions set out therein. I agree to comply with such conditions and the conditions of my attached probation order during the period of my probation. I have received a copy of this Court's order and all attachments.

Offender's Signature: unavailable to sign
Signed this 22 day of May 2015 at Charleston SC

Witnessed by: [Signature]
City: _____

ATTEST: A TRUE COPY
JULIE J. ARMSTRONG (SEAL)
CLERK, C.P., GS & F.C.
By: [Signature]
DEPUTY CLERK

#3 Gamecock Avenue, Suite 303
Charleston, South Carolina 29407
(843) 571-3515
(843) 766-5085 FAX

William L. Runyon, Jr.
Attorney At Law

RECEIVED

AUG 03 2015

July 29, 2015

SC Court of Appeals

Ms. Jenny Abbott Kitchings, Clerk
S C Court of Appeals
P.O. Box 11629
Columbia, SC 29201

In Re: The State v. Philip Simoneaux
Appellate Case No. 2015-001171

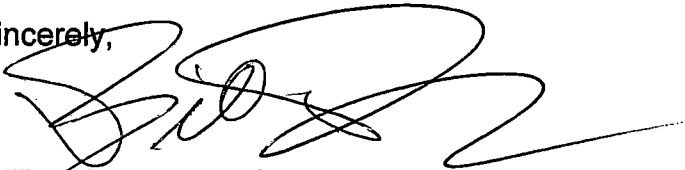
Dear Ms. Kitchings:

Thank you for your correspondence of July 24, 2015. In complying with the Order of the Court dated as filed on July 24, 2015, I am enclosing the **Sentencing Sheet** for the above referenced matter.

Please note that the "**Order**" sought is certified by the clerk of court here in Charleston, but not noted as filed which lead to the delay. Furthermore, it is noted that the Appellant was "unavailable" even though he was in custody in the courtroom. If you need anything further do not hesitate to contact my office.

Thanking you, I remain

Sincerely,



William L. Runyon, Jr.

Enclosure: as stated above

CC: Scarlett Anne Wilson, Esquire
 Mathew C. Buchanan, Esquire
 Julie J. Armstrong, Clerk of Court