



Quindlen Law Firm

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August 24, 2015

RECEIVED

AUG 31 2015

SC Court of Appeals

Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: *The State v. Darrell Heyward, Appellate Case No. 2015-001680*

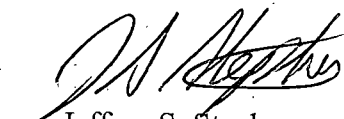
Dear Ms. Kitchings:

I am in receipt of your letter dated August 14, 2015. I have enclosed a redacted copy as requested of the Appellant's sentencing sheet in this matter. Unfortunately, I also have to restate the information from the notice of appeal in this case that I received an oral denial of my oral motion for a new trial on the date of sentencing in this matter, on May 29, 2015. I believe that I misread the filing deadline for the notice of appeal in Rule 203(b)(2), SCACR, and that my notice of appeal may not have been timely served. As I understand that this is a statutory bar to the appeal, please advise me of any further actions I need to take with the Court in this matter.

Should you have any questions or concerns, please contact my office.

Sincerely,

QUINDLEN LAW FIRM, P.A.



Jeffrey S. Stephens

Quindlen Law Firm

August 24, 2014
Page 2 of 2

Enclosure

Cc: Salley W. Elliott, Esquire
Patrick A. Hall, Esquire
Robert Michael Dudek, Esquire

COUNTY OF Beaufort
STATE VS. Darrell Heyward
AKA:
Race: AFRICAN AME Sex: M Age: 48
DOB: SS#:
Address:
City, State, Zip:
DL#: SID#:

INDICTMENT/CASE#: 2012GS0702390
A/W#: 2012A0710200213
Date of Offense: 10/9/2012
S.C. Code §: 16-11-0312(B)
CDR Code #: 0086

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SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was
TO: Burglary / Burglary (Violent) (After 06/20/85) - Second degree

CONVICTED OF or PLEADS

in violation of § 16-11-0312(B) of the S.C. Code of Laws, bearing CDR Code # 0086
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: [Signature] Hall, Patrick 76643 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 9 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.
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:

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) \$390, TOTAL \$133.90

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

Clerk of Court/ Deputy Clerk [Signature]
Court Reporter: [Signature]
SCCA/217 (03/2011)

Presiding Judge [Signature]
Judge Code: 2759
Sentence Date: 5/29/15

WITNESSES

D. Seifert - BCSO

DOCKET NO. 2012GS0702390

The State of South Carolina

County of Beaufort

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

Defendant

COURT OF GENERAL SESSIONS

December Term 2012

I
Hereby appear in my own proper person and plead guilty to the within indictment or to

ARREST WARRANT NUMBER

2012A0710200213

THE STATE

vs.

ACTION OF GRAND JURY

Darrell Heyward

Defendant

Melinda Beere
Foreperson of Grand Jury
Date: DEC 13 2012

Indictment for
Burglary / Burglary (Violent) (After 06/20/85) -
Second degree

Witness:

VERDICT True Bill

SC Code: 16-11-0312(B)
CDR Code:0086

C.C.C. PLS. and G.S.

Smith
Jennifer Montello
Foreperson of Petit Jury
Date: 5/29/15
INDICT

STATE OF SOUTH CAROLINA)
)
COUNTY OF BEAUFORT)

INDICTMENT
2012GS0702390

At a Court of General Sessions, convened on December 13, 2012, the Grand Jurors of Beaufort County present upon their oath:

Burglary / Burglary (Violent) (After 06/20/85) - Second degree

That in Beaufort County, on or about October 9, 2012, the Defendant, Darrell Heyward, did enter the building belonging to Brickman Landscaping located at 1484 Fording Island Road, Suit B, without consent and with the intent to commit a crime therein and in addition, entry occurred at nighttime in violation of Section 16-11-312(B) of the South Carolina Code of Laws (1976, as amended)

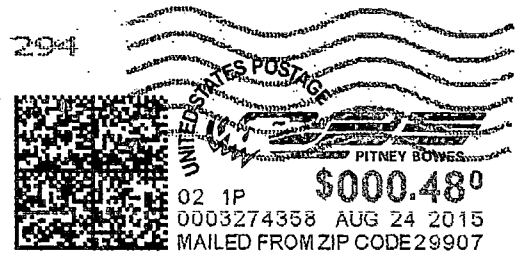
Against the peace and dignity of the State, and contrary to the statute in such case made and provided.


Solicitor

Quindlen Law Firm, P.A.
P.O. Box 2450
Beaufort, South Carolina 29901-2450

CHARLESTON SC 294

28 AUG 2015 PM



Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

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29211+1629

