

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Horry, STATE VS. Herbert Howard Bagley

INDICTMENT/CASE#: 2014GS2605061 A/W#: 2014A2611000212 Date of Offense: 6/24/2014 S.C. Code § : 34-11-0080; 34-11-0060 CDR Code #: 0800

12 mos. no prep (Victim Patrick Lendrim)

RECEIVED

SENTENCE SHEET

2015 NOV 13 3 17:25 PM

CERTIFIED COPY

\*CDL Yes No CMV Yes No Hazmat Yes No In disposition of the said indictment comes now the Defendant who was TO: Checks / Fraudulent check, or stop payment, \$1000.00 or more

CONVICTED OF or PLEADS

in violation of § 34-11-0080; 34-11-0060 of the S.C. Code of Laws, bearing CDR Code # 0800 NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury, Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

Wooten, Monica M. 100801 SC Bar# Defendant Attorney for Defendant SC Bar#

WHEREFORE, the Defendant is committed to State Department of Corrections, County Detention Center, for a determinate term of 2 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 3

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 § 25-13-10

Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-6 (Criminal Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered 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

Table with columns for description, amount, and 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) \$48/ea, Proviso 90.5 (SCCJA Surcharge) \$5, 3% to County (if paid in installments) \$5.13, TOTAL \$176.13

Other: Restitution to be made within 120 days from today

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

Clerk of Court/ Deputy Clerk: Melani Huggins Ward Court Reporter: Grace Turkey

Presiding Judge: Judge Code: 2754 Sentence Date: 11-9-15

STATE OF SOUTH CAROLINA

COUNTY OF Horry
STATE VS.
Herbert Howard Bagley
AKA:
Race: WHITE Sex: M Age: 72
DOB: SS#:
Address:
City, State, Zip: Myrtle Beach, SC 29579-6559
DL#: 100800974 SID#:

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2015GS2601940
A/W#: 2015A2610700186
Date of Offense: 11/11/2014
S.C. Code §: 34-11-0060
CDR Code #: 3603

12 mos.
no PTUP
Victim
Rajesh
Kakumani

SENTENCE SHEET

2015 NOV 23 PM 5:07
Horry County
CLERK OF COURT
Horry County

CERTIFIED COPY

\*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was
TO: Checks / Fraudulent check, or stop payment, \$500 or less (Enhancement per 16-1-57)

in violation of § 34-11-0060 of the S.C. Code of Laws, bearing CDR Code # 3603
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS
Mandatory GPS(CSC w/minor 1st or Lewd Act)

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: Wooten, Monica M. SC Bar# 100801
Defendant
Attorney for Defendant SC Bar# 68576

WHEREFORE, the Defendant is committed to State Department of Corrections County Detention Center
for a determinate term of 2 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 3

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: 2014-25-76-5061
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 § 17-25-13

Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-62 (Criminal
Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered
Total: \$ 266.00 plus 20% fee: \$
Payment Terms:
Set by SCDPPPS

Recipient: Rajesh Kakumani
PTUP days/hours Public Service Employment

Table with 3 columns: Description, Amount, Total. Includes items like Assessments, Surcharges, DUI Assessment, Breath Test, Public Def/Prob, Law Enforce. Funding, Drug Court Surcharge, BUI Breath Test Fee, Vehicle Assessment, SCCJA Surcharge, 3% to County, and TOTAL \$176.13.

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 \$ 25.00 beginning 12/15/15
\$ paid to Public Defender Fund
Other: pay restitution within 7 months

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

Clerk of Court/ Deputy Clerk: Melanie Huggins-Ward
Court Reporter: Grace Hurley
Presiding Judge: [Signature]
Judge Code: 2754
Sentence Date: 11-9-15
SCCA/217 (03/2011)

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Horry VS. Herbert Howard Bagley
Race: WHITE Sex: M Age: 72
DOB: SS#:
Address:
City, State, Zip: Myrtle Beach, SC 29579-6559
DL#: SID#:

INDICTMENT/CASE#: 2014GS2605062
A/W#: 2014A2610700780
Date of Offense: 6/27/2014
S.C. Code §: 34-11-0080; 34-11-0060
CDR Code #: 0800

W/in 12 mos. no PTUP (victim) S&W Ready Mix concrete, Grenda Park

SENTENCE SHEET

\*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was TO: Checks / Fraudulent check, or stop payment, \$1000.00 or more

CONVICTED OF or PLEADS
0-2 yrs. and/or \$500-\$1000

in violation of § 34-11-0080; 34-11-0060 of the S.C. Code of Laws, bearing CDR Code # 0800
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS
Mandatory GPS(CSC) w/minor 1st or Lewd Act

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: Wooten, Monica M. 100801 SC Bar# Defendant
Attorney for Defendant 68576 SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
for a determinate term of 2 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 3

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: 2014-GS-26-5061
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 § 17-25-13

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: \$ 1678.34 plus 20% fee: \$
Payment Terms:
Set by SCDPPPS

Table with columns for Recipient (S&W Ready Mix Concrete, Glenda Park), \*Fine, and various assessment codes (e.g., § 14-1-206, § 14-1-211(A)(1)) with corresponding amounts totaling \$176.13.

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 \$ 25.00 beginning 12/9/15
\$ paid to Public Defender Fund
Other: Ref restitution within 17 months

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

Clerk of Court/ Deputy Clerk: Melanie Huggins-Word
Court Reporter: Grace Hurley
SCCA/217 (03/2011)

Presiding Judge: [Signature]
Judge Code: 2754
Sentence Date: 11-9-15

FILED
Horry County
2015 NOV 9 PM 5:23
CLERK OF COURTS

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WITNESSES

Gerodie Livingston 15th Judicial Solicitors Office

2015 NOV 13 PM 3:07

Melanie Huggins-Ward

CLERK OF COURT  
HORRY COUNTY

ARREST WARRANT NUMBER

2014A2611000212

CDR: 0800 34-11-0080; 34-11-0060

DOA: 9/9/2014

ACTION OF GRAND JURY

TRUE BILL

Foreperson of Grand Jury

Date: DEC 18 2014

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2014-GS-26-05061

The State of South Carolina

County of Horry

Monica M. Wooten

14H04044

COURT OF GENERAL SESSIONS

DECEMBER, 2014 TERM

THE STATE

vs.

Herbert Howard Bagley W / M

Myrtle Beach, SC 29579-6559

DOB:

SSN

1

ATTORNEY:

Indictment for

FRAUDULENT CHECK

Jimmy A. Richardson, II, Solicitor

ORIGINAL

FILED  
HORRY COUNTY

2015 JAN -7 AM 9:14

CLERK OF COURT

DATE RECEIVED FROM

GRAND JURY

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF HORRY )

INDICTMENT

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

2014  
Melaine  
CLERK OF COURT  
HORRY COUNTY  
2015 NOV 13 PM 3:08  
CERTIFIED COPY

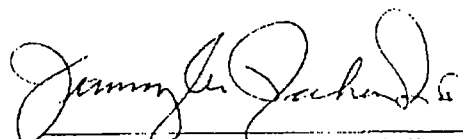
**FRAUDULENT CHECK**  
(More Than \$1,000)

CDR: 0800 34-11-60,90(b)

That **Herbert Howard Bagley** did in Horry County on or about June 24, 2014 induce, solicit or aid and abet another person to draw, make, utter, issue or deliver to a person including himself/herself a check, draft or other written order on a bank or depository for the payment of money, or its equivalent, in an amount over one thousand (\$1000.00) dollars, being informed, knowing, or having reasonable cause for believing at the time of the inducing, soliciting, or aiding and abetting, that the maker or drawer did not have an account in the bank or depository or did not have sufficient funds on deposit to pay the same on presentation, in violation of S.C. Code of Laws, Section 34-11-60, 1976, as amended.

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

FILED  
HORRY COUNTY  
2015 NOV -9 PH 5:23  
MELAIN E. BROWN  
CLERK OF COURT  
COURT DATE  
PLEA GUILTY/TRIAL

  
JIMMY A. RICHARDSON, II  
FIFTEENTH CIRCUIT SOLICITOR

**WITNESSES**

Gerodie Livingston 15th Judicial Solicitor's Office

2015 NOV 13 PM 3:08

*Melanie Higgins*

CLERK OF COURT  
HORRY COUNTY

**ARREST WARRANT NUMBER**

2015A2610700186

CDR: 0670 34-11-0060; 34-11-0080

DOA: 2/24/2015

**ACTION OF GRAND JURY**

**TRUE BILL**

*Kristy L. Whitten*

Foreperson of Grand Jury

Date: MAY 28 2015

**VERDICT**

Foreperson of Petit Jury

Date:

**DOCKET NO. 2015-GS-26-01940**

**The State of South Carolina**

**County of Horry**

Monica M. Wooten

15H00885

**COURT OF GENERAL SESSIONS**

**MAY, 2015 TERM**

**THE STATE**

vs.

**Herbert Howard Bagley W / M**

**Myrtle Beach, SC 29579-6559**

DOB:

SSN:

**ATTORNEY: Kia T. Wilson**

**Indictment for**

**FRAUDULENT CHECK**

**Jimmy A. Richardson, II, Solicitor**

**ORIGINAL**

FILED  
HORRY COUNTY

2015 MAY 29 AM 10:15

MELANIE HIGGINS  
CLERK OF COURT

DATE RECEIVED

GRAND JURY

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF HORRY )

INDICTMENT

At a Court of General Sessions, convened on **May 28, 2015**, the Grand Jurors Horry County present upon their oath:

*Melanie Huggins Ward*  
CLERK OF COURT  
HORRY COUNTY  
2015 NOV 13 PM 3:08  
CERTIFIED COPY


**FRAUDULENT CHECK**

(\$500.00 or less)

CDR: 0670 34-11-60, 90(a)(1)

That **Herbert Howard Bagley** did, in Horry County, on or about November 11, 2014, with fraudulent intent, in his own name or in any other capacity, draw, make, utter, issue or deliver to another check, draft, or other written order on a bank or depository for the payment of money, or its equivalent, in an amount no more than or less than five hundred (\$500.00) dollars, when at the time of drawing, making, uttering, issuing or delivering, the maker or drawer did not have an account in the bank or depository or did not have sufficient funds on deposit to pay the same on presentation, or the check, draft or other written order had an incorrect or insufficient signature on it to be paid upon presentation, in violation of S.C. Code of Laws, Section 34-11-60, 1976, as amended.

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

  
JIMMY A. RICHARDSON, II  
FIFTEENTH CIRCUIT SOLICITOR

FILED  
HORRY COUNTY  
2015 NOV -9 PM 5:24  
MELANIE HUGGINS WARD  
CLERK OF COURT  
PLED GUILTY/TRIAL

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WITNESSES

Gerodie Livingston 15th Judicial Solicitor's Office

2015 NOV 13 PM 3:08

Melanie Huggins-Ward

CLERK OF COURT  
HORRY COUNTY

ARREST WARRANT NUMBER

2014A2610700780

CDR: 0800 34-11-0080; 34-11-0060

DOA: 9/30/2014

ACTION OF GRAND JURY

**TRUE BILL**

~~TRUE BILL~~  
**TRUE BILL**

Foreperson of Grand Jury  
Date: DEC 18 2014

*[Signature]*

VERDICT

Foreperson of Petit Jury  
Date:

DOCKET NO. 2014-GS-26-

05062

The State of South Carolina

County of Horry

Monica M. Wooten

14H04283

COURT OF GENERAL SESSIONS

DECEMBER, 2014 TERM

THE STATE

vs.

Herbert Howard Bagley

W / M

Myrtle Beach, SC 29579-6559

DOB:

SSN:

ATTORNEY:

Indictment for

**FRAUDULENT CHECK**

Jimmy A. Richardson, II, Solicitor

**ORIGINAL**

FILED  
HORRY COUNTY

2015 JAN -7 AM 9:14

MELANIE HUGGINS-WARD  
CLERK OF COURT

DATE RECEIVED FROM

GRAND JURY

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STATE OF SOUTH CAROLINA )  
COUNTY OF HORRY )

INDICTMENT

CERTIFIED COPY

2015 NOV 13 PM 3:08

*Melanie Huggins-Howard*  
CLERK OF COURT  
HORRY COUNTY

At a Court of General Sessions, convened on December 12, 2014,  
the Grand Jurors of Horry County present upon their oath:

**FRAUDULENT CHECK**

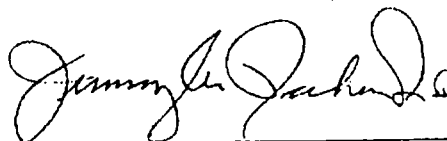
(More Than \$1,000)

CDR: 0800 34-11-60,90(b)

That **Herbert Howard Bagley** did in Horry County on or about June 27, 2014 induce, solicit or aid and abet another person to draw, make, utter, issue or deliver to a person including himself/herself a check, draft or other written order on a bank or depository for the payment of money, or its equivalent, in an amount over one thousand (\$1000.00) dollars, being informed, knowing, or having reasonable cause for believing at the time of the inducing, soliciting, or aiding and abetting, that the maker or drawer did not have an account in the bank or depository or did not have sufficient funds on deposit to pay the same on presentation, in violation of S.C. Code of Laws, Section 34-11-60, 1976, as amended.

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

FILED  
HORRY COUNTY  
2015 NOV -9 PM 5:24  
MELANIE HUGGINS-HOWARD  
CLERK OF COURT  
COURT DATE  
FILED GUILTY/TRIAL



JIMMY A. RICHARDSON, II  
FIFTEENTH CIRCUIT SOLICITOR

ARREST WARRANT

2014A2611000212

STATE OF SOUTH CAROLINA  
Municipality of

Horry

Herbert Howard Bagley

Address:

Myrtle Beach, SC 29579-6559

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

Sex: M Race: \_\_\_\_\_ Height: 5 9 Weight: 195

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

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

Prosecuting Agency: \_\_\_\_\_

Prosecuting Officer: \_\_\_\_\_

Offense: Checks / Fraudulent check, or stop payment,  
\$1000.00 or more - 1st offense

Offense Code: 0800

Code/Ordinance Sec: 34-11-0080

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 the law.

(L.S.)

Signature of Judge

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

RETURN

A copy of this arrest warrant was delivered to  
defendant Herbert H. Bagley  
on 9.9.14

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions  
PO Box 677  
1301 2nd Avenue  
Conway, SC 29528

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STATE OF SOUTH CAROLINA

County/  Municipality of

Horry

Personally appeared before me the affiant Solicitor's Worthless Check Unit who

being duly sworn deposes and says that defendant Herbert Howard Bagley

did within this county and state on or about 6/24/2014 violate the criminal laws of the

State of South Carolina (or ordinance of  County/  Municipality of Horry)

in the following particulars:

DESCRIPTION OF OFFENSE: Checks / Fraudulent check, or stop payment, \$1000.00 or more - 1st offense

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:

That on June 24, 2014 in the city/county of Horry, one Herbert Howard Bagley did, with the intent to defraud, draw and utter check  
# 3769, drawn on FIRST PALMETTO BANK, made payable to PALMETTO FENCE in the amount of \$5000.00 and from such  
check did receive cash, merchandise or other consideration. The check was deposited within 10 days and was returned from the bank  
marked insufficient funds, unable to locate account or account closed or stopped payment. A certified letter was mailed to the  
Defendant but there has been no response and restitution has not been made. This check was presented to the court for a warrant  
within 180 days of the date the check was written.

Signature of Affiant

STATE OF SOUTH CAROLINA

County/  Municipality of

Horry

Affiant's Address 1201 Third Avenue  
Conway, SC 29526-

Affiant's Telephone (843)915-8615

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF 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 or about 6/24/2014 defendant Herbert Howard Bagley

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

County/  Municipality of Horry) as set forth below:

DESCRIPTION OF OFFENSE: Checks / Fraudulent check, or stop payment, \$1000.00 or more - 1st offense

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 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 8/25/2014

Signature of Issuing Judge  
Benjamin Charles Allen  
Judge Code: 7241

Judge's Address 640 9Th Avenue  
Aynor, SC 29511-

Judge's Telephone (843)915-5296

Issuing Court:  Magistrate  Municipal  Circuit

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Form Approved by  
S.C. Attorney General  
April 21, 2003  
SCCA 518

AFFIDAVIT

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THE STATE  
CLERK OF COURT  
HORRY COUNTY

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BUREAU OF PLANT INDUSTRY  
WASHINGTON, D. C.

ARREST WARRANT

2015A2610700186

STATE OF SOUTH CAROLINA

County/ Municipality of

Horry 2015 NOV 13 11:30 AM 8:58

Melanie THE STATE CLERK OF COURT

Herbert Howard Bagley

Address: Myrtle Beach, SC 29579-6559

Sex: M Race: W Height: 5 9 Weight: 195 DL State: SC DL #: DOB: Agency ORI #:

Prosecuting Agency: Prosecuting Officer: Offense: Checks / Fraudulent check, or stop payment, \$500 or less (Enhancement per 16-1-57)

Offense Code: 3603 Code/Ordinance Sec: 34-11-0080

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 the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant on Herbert H. Bagley 2-24-15

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions PO Box 677 1301 2nd Avenue Conway, SC 29528

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STATE OF SOUTH CAROLINA

County/ Municipality of

Horry

Personally appeared before me the affiant Solicitor'S Worthless Check Unit who being duly sworn deposes and says that defendant Herbert Howard Bagley did within this county and state on or about 11/11/2014 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Horry) in the following particulars:

DESCRIPTION OF OFFENSE: Checks / Fraudulent check, or stop payment, \$500 or less (Enhancement per 16-1-57)

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:

That on November 11, 2014 in the city/county of Horry, one Herbert Howard Bagley did, with the intent to defraud, draw and utter check #456.00, drawn on First Palmetto Bank, made payable to Sugar Bears in the amount of \$136.00 and from such check did receive cash, merchandise or other consideration. The check was deposited within 10 days and was returned from the bank marked insufficient funds, unable to locate account or account closed or stopped payment. A certified letter was mailed to the Defendant but there has been no response and restitution has not been made. This check was presented to the court for a warrant within 180 days of the date the check was written.

Signature of Affiant

Signature of Affiant: Shelley Anderson

STATE OF SOUTH CAROLINA

County/ Municipality of

Horry

Affiant's Address 1201 3Rd Ave Conway, SC 29526- Affiant's Telephone (843)915-8623

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF 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 or about 11/11/2014 defendant Herbert Howard Bagley did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Horry) as set forth below:

DESCRIPTION OF OFFENSE: Checks / Fraudulent check, or stop payment, \$500 or less (Enhancement per 16-1-57)

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 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 2/19/2015

Signature of Issuing Judge Bradley Dwyer Mayers Judge Code: 5081

(L.S.)

Judge's Address Conway, SC 29526-5105 Judge's Telephone (843)915-5290 Issuing Court: [X] Magistrate [ ] Municipal [ ] Circuit

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AFFIDAVIT

Form Approved by S.C. Attorney General April 21, 2005 SCCA 618



*Wright*

**ARREST WARRANT**

**2014A2610700780**

STATE OF SOUTH CAROLINA

County/  Municipality of

Horry

2015 NOV 13 PM 3:08

*FILED  
JURY COURT*

THE STATE  
against  
CLERK OF COURT  
HORRY COUNTY

Herbert Howard Bagley

Address:

Myrtle Beach, SC 29579-6559

Phone: \_\_\_\_\_ SSN: \_\_\_\_\_  
Sex: M Race: W Height: 5 9 Weight: 195

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

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

Prosecuting Agency: \_\_\_\_\_

Prosecuting Officer: \_\_\_\_\_

Offense: Checks / Fraudulent check, or stop payment,  
\$1000.00 or more - 1st offense

Offense Code: 0800

Code/Ordinance Sec: 34-11-0080

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 the law.

(L.S.)

Signature of Judge

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

**RETURN**

A copy of this arrest warrant was delivered to  
defendant Herbert H. Bagley  
on 9/30/14

Signature of Constable/Law Enforcement Officer

**RETURN WARRANT TO:**

General Sessions  
PO Box 677  
1301 2nd Avenue  
Conway, SC 29528

**ORIGINAL**

**ORIGINAL**

**ORIGINAL**

**ORIGINAL**

STATE OF SOUTH CAROLINA

County/  Municipality of

Horry

Personally appeared before me the affiant

being duly sworn deposes and says that defendant

did within this county and state on or about

State of South Carolina (or ordinance of  
in the following particulars:

DESCRIPTION OF OFFENSE: Checks / Fraudulent check, or stop payment, \$1000.00 or more - 1st offense

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:

That on June 27, 2014 in the city/county of Horry, one Herbert Howard Bagley did, with the intent to defraud, draw and utter check  
# 3784, drawn on FIRST PALMETTO, made payable to S&W in the amount of \$1,457.34 and from such check did receive cash,  
merchandise or other consideration. The check was deposited within 10 days and was returned from the bank marked insufficient  
funds, unable to locate account or account closed or stopped payment. A certified letter was mailed to the Defendant but there has  
been no response and restitution has not been made. This check was presented to the court for a warrant within 180 days of the date  
the check was written.

Signature of Affiant

*Shelley Anderson*

STATE OF SOUTH CAROLINA

County/  Municipality of

Horry

Affiant's Address 1201 Third Ave  
Conway, SC 29526-

Affiant's Telephone \_\_\_\_\_

**ARREST WARRANT**

TO ANY LAW ENFORCEMENT OFFICER OF 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 or about 6/27/2014

defendant Herbert Howard Bagley

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

County/  Municipality of Horry

) as set forth below.

DESCRIPTION OF OFFENSE: Checks / Fraudulent check, or stop payment, \$1000.00 or more - 1st offense

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 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 9/17/2014

Signature of Issuing Judge  
Bradley Dwyer Mayers  
Judge Code: 5081

(L.S.)

Judge's Address Conway, SC 29526-5105

Judge's Telephone (843)915-5290

Issuing Court:  Magistrate  Municipal  Circuit

**ORIGINAL**

**ORIGINAL**

**ORIGINAL**

**ORIGINAL**

**AFFIDAVIT**

Form Approved by  
S.C. Attorney General  
April 21, 2003  
SCCA 518



STATE OF SOUTH CAROLINA )  
COUNTY OF HORRY )

IN THE COURT OF GENERAL SESSIONS  
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA )

CERTIFICATE OF REPRESENTATION

-VS-

(APPOINTING AS COUNSEL

HERBERT BAGLEY )

CONFLICT ATTORNEY

Linda Burroughs

DEFENDANT )

FILE NO: 26A15-00000552

TO: Court of General Sessions of the Fifteenth Judicial Circuit  
Office of the Solicitor

CERTIFIED COPY  
2015 NOV 13 PM 3:08  
CLERK OF COURT ANNE HOGGINS-WARD  
HORRY COUNTY CLERK OF COURT

This certifies that the above captioned Defendant is eligible for the services of the Public Defender, such determination having been made on, June 11, 2015, regarding the charge(s) of:

- 2014A2611000349 Checks / Fraudulent checks or stop payment > \$500 < \$1000
- 2015A2611000011 Checks / Fraudulent checks or stop payment > \$500 < \$1000 )
- 2014A2610700971 Checks / Fraudulent Check, or stop payment, \$1000 or more 1st
- 2015A2610700186 Checks / Fraudulent check, or stop payment, \$500 or less
- 2014A2610700780 Checks / Fraudulent check, or stop payment, \$1000 or more - 1st
- 2014A2611000212 Checks / Fraudulent check, or stop payment, \$1000 or more - 1st

The Defendant's Counsel is

Linda Burroughs  
Attorney At Law  
38 Blackgum Rd.  
Pawleys Island SC 29585  
PHONE: (843)235-8898

The office of the Public Defender requests on the Defendant's behalf any and all evidence in the possession of you and or your agents pursuant to S.C. Criminal Practice Rule 5, and Brady v. Maryland 373 U.S. 383 (1963). The formal Motion for Discovery is attached.



ORRIE E. WEST  
HORRY COUNTY PUBLIC DEFENDER

CONWAY, SC  
DATED: June 11, 2015

3/CHC