

STATE OF SOUTH CAROLINA

COUNTY OF Horry VS. STATE

Tracy Marshela Alston

AKA: _____

Race: BLACK Sex: F Age: 45

DOB: _____ SS#: _____

Address: _____

City, State, Zip: _____ SC 29527-4872

DL#: _____ SID#: _____

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was TO: Shoplifting / Value \$2000 or less (Enhancement per 16-01-0057)

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2014GS2601346

A/W#: 2013A2620400753

Date of Offense: 11/18/2013

S.C. Code § : 16-13-0110(A)

CDR Code #: 2877

RECEIVED

NOV 18 2015

SC Court of Appeals

SENTENCE SHEET

CONVICTED OF or PLEADS

in violation of § 16-13-0110(A) of the S.C. Code of Laws, bearing CDR Code # 2877
 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: Richardson, Lauree SCB76142 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 7 days/months/years or under the Youthful Offender Act not to exceed X years and/or to pay a fine of \$ X; provided that upon the service of X days/months/years and/or payment of \$ X; plus costs and assessments as applicable*; the balance is suspended with probation for X

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
Total: \$ _____ plus 20% fee: \$ _____
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 (SCCA Surcharge) | \$5 | \$ 5.00 |
| 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 \$ 25.00 beginning 11/18/2015 to 11/18/2022
 \$ _____ 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 Melanie Huggins-Ward
Court Reporter: Grace Hurley
SCCA/217 (03/2011)

Presiding Judge M. J. ...
Judge Code: 2148
Sentence Date: Sept. 18, 2014

FILED
 HORRY COUNTY
 2014 SEP 18 AM 9:30
 CLERK OF COURT
 M. J. ...
 CERTIFIED COPY
 NOV 16 AM 9:30
 HORRY COUNTY

Opposed by defendant.

WITNESSES

Jason Eden Conway Police Department

ARREST WARRANT NUMBER

2013A2620400753
CDR: 2877 16-13-0110(A)
DOA: 11/22/2013

ACTION OF GRAND JURY

TRUE BILL

Foreperson of Grand Jury
Date: MAR 20 2014

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2014-GS-26- UJH

The State of South Carolina

County of Horry

Lauree Richardson

13H05979

COURT OF GENERAL SESSIONS

MARCH, 2014 TERM

THE STATE

vs.

Tracy Marshela Alston
B/ F

Conway, SC 29527-4872
DOB: ---
SSN: ---

ATTORNEY: Galmore, James Cullen

Indictment for

SHOPLIFTING 3RD OR SUBSEQUENT

Jimmy A. Richardson, II, Solicitor

ORIGINAL

CERTIFIED COPY

2015 NOV 16 AM 9:43

Melanie Huggins-Ward
CLERK OF COURT
HORRY COUNTY

CLERK OF COURT
HORRY COUNTY

2014 SEP 18 AM 9:17

HORRY COUNTY

COURT DATE
PLED GUILTY/TRIAL

ARREST WARRANT

2013A2620400753

STATE OF SOUTH CAROLINA

County/ Municipality of

Conway

THE STATE 2013029468 against

Tracy Marshela Alston

Address: Conway, SC 29527-4872

Phone: (843) SSN:

Sex: F Race: B Height: 5 7 Weight: 240

DL State: SC DL #: DL

DOB: Agency ORI #: SC0260200

Prosecuting Agency: Conway Police Department

Prosecuting Officer: Tyres Nesmith - 1904

Offense: Shoplifting / Value \$2000 or less 3rd or Subsequent Offense

Offense Code: 2877

Code/Ordinance Sec: 16-13-0110(A)

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

Tracy Marshela Alston 11-22-13

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

Conway

Personally appeared before me the affiant Tyres Nesmith who

being duly sworn deposes and says that defendant Tracy Marshela Alston

did within this county and state on or about 11/18/2013 violate the criminal laws of the

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

in the following particulars:

DESCRIPTION OF OFFENSE: Shoplifting / Value \$2000 or less 3rd or Subsequent 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 THE ABOVE DATE AT DOLLAR GENERAL IN THE CITY OF CONWAY THE DEFENDANT DID TAKE CONCEAL AND CARRY AWAY MERCHANDISE VALUED AT APPROXIMATELY \$11.50. THAT THE DEFENDANT DOES HAVE MORE THAN TWO PRIOR CONVICTIONS OF SHOPLIFTING. THAT THE ACTS OF THE ACCUSED CONSTITUTE THE OFFENSE OF SHOPLIFTING 3RD OR SUBSEQUENT OFFENSE.

WARRANT OBTAINED FOR OFFICER JASON EDEN

Signature of Affiant

STATE OF SOUTH CAROLINA County/ Municipality of Conway

Affiant's Address 200 Laurel Street Conway, SC 29526- Affiant's Telephone (843)248-1790

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 11/18/2013 defendant Tracy Marshela Alston

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

County/ Municipality of Conway) as set forth below:

DESCRIPTION OF OFFENSE: Shoplifting / Value \$2000 or less 3rd or Subsequent 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

11/22/2013

Judge's Address Post Office Box 1428 Conway, SC 29528-1428

Judge's Telephone (843)248-1765

Signature of Issuing Judge Jane A. Mackey

Judge Code: 6184 Issuing Court: Magistrate Municipal Circuit

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AFFIDAVIT

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

NOV 16 AM 9:16 2013

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STATE OF SOUTH CAROLINA) GENERAL SESSIONS COURT
) 15TH JUDICIAL CIRCUIT
COUNTY OF HORRY) CASE NO. 2014-GS-26-1346

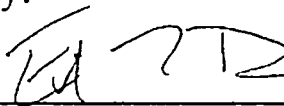
State of South Carolina)
)
 vs.)
 Tracy Marshela Alston,)
)
 Defendant.)
 _____)

VERDICT
RE: SHOPLIFTING

We, the jury, find the defendant, Tracy Marshela Alston,

guilty.

not guilty.


Eileen T. Dunavant
Foreperson

September 18, 2014

RECEIVED
NOV 18 2015
SC Court of Appeals

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2015 NOV 6 AM 9:44
HURRY COUNTY
CLERK OF COURT
HURRY COUNTY
CLERK OF COURT
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