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STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM KERSHAW COUNTY

James R. Barber, III, Circuit Court Judge

ORIGINAL

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JUN 09 2015

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

ANNETTA GRANT,

APPELLANT

APPELLATE CASE NO. 2014-002425

RECORD ON APPEAL

TIFFANY L. BUTLER  
Appellate Defender

South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
PO Box 11589  
Columbia, SC 29211-1589  
(803) 734-1330

Attorney for Appellant

MATTHEW BUCHANAN  
General Counsel  
South Carolina Department of  
Probation, Parole & Pardon Services  
PO Box 50666  
Columbia, SC 29250

(803) 734-9220

Attorneys for Respondent

INDEX

INDEX .....i

PROBATION REVOCATION HEARING TRANSCRIPT DATED NOVEMBER 6, 2014 ..... 1

PROBATION REVOCATION SENTENCE SHEET DATED NOVEMBER 6, 2014 ..... 10

GUILTY PLEA SENTENCE SHEETS DATED MARCH 6, 2014 ..... 11

STANDARD CONDITIONS OF PROBATION ..... 13

VIOLATION REPORT DATED OCTOBER 21, 2014 ..... 14

ARREST WARRANTS..... 16

INDICTMENTS ..... 22

CERTIFICATE OF COUNSEL..... 26

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
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STATE OF SOUTH CAROLINA )  
COUNTY OF KERSHAW ) COURT OF GENERAL SESSIONS  
2012-GS-28-0547

State of South Carolina, )  
Plaintiff, )  
vs. ) TRANSCRIPT OF RECORD  
Annetta Grant, )  
Defendant. )

November 6, 2014  
Camden, South Carolina

B E F O R E :

THE HONORABLE JAMES R. BARBER, JUDGE.

A P P E A R A N C E S :

PROBATION AGENT L. COOK  
Appearing for the Plaintiff

KRISTY G. GOLDBERG, ESQ.  
Attorney for the Defendant

DEBORAH M. McCURDY, RPR  
Official Court Reporter

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I N D E X   O F   W I T N E S S E S

(WHEREUPON, no witnesses were called during these proceedings.)

E X H I B I T S

(WHEREUPON, no exhibits were introduced during these proceedings.)

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NOVEMBER 6, 2014

PROBATION AGENT COOK: Annetta Grant.

THE CLERK: Do you solemnly swear or affirm to tell the truth, the whole truth, and nothing but the truth, so help you God?

THE DEFENDANT: Yes, ma'am.

THE COURT: What have we got here? Is this a probation rev?

MS. GOLDBERG: Yes, sir.

THE COURT: Ms. Goldberg is here.

MS. GOLDBERG: Yes, Your Honor.

THE COURT: All right, let's see here.  
Ms. Grant, you are almost 44; right?

THE DEFENDANT: Yes, sir.

THE COURT: You were put in jail for breach of trust with fraudulent intent and forgery?

THE DEFENDANT: Yes, sir.

THE COURT: You were given four years, \$500, suspended upon time served and 18 months probation?

THE DEFENDANT: Yes, sir.

THE COURT: You allegedly, according to the State, you violated?

THE DEFENDANT: Yes, sir.

THE COURT: You haven't reported since March 7, 2014?

1 THE DEFENDANT: Yes, sir.

2 THE COURT: And then you had some financial  
3 problems?

4 THE DEFENDANT: Yes, sir.

5 THE COURT: Do you understand that?

6 THE DEFENDANT: Yes, sir.

7 THE COURT: You are represented by  
8 Ms. Goldberg?

9 THE DEFENDANT: Yes, sir.

10 THE COURT: All right. Do you admit your  
11 violations?

12 THE DEFENDANT: Yes, sir.

13 THE COURT: Do you admit they are willful?

14 THE DEFENDANT: Yes, sir.

15 THE COURT: Is there anything you want to tell  
16 me about this young lady?

17 MS. COOK: Your Honor, Ms. Grant --

18 THE COURT: Other than she didn't like coming.

19 MS. COOK: Sir?

20 THE COURT: She didn't like coming.

21 MS. COOK: Well, she only came the day we  
22 processed her. That was it.

23 THE COURT: Well, she doesn't like probation.  
24 She told you that the day she didn't come. She  
25 would rather been in jail.

1 MS. COOK: I guess so.

2 THE COURT: What do you want to tell me,  
3 Ms. Goldberg?

4 MS. GOLDBERG: Thank you, Your Honor. Quite  
5 simply, Ms. Grant absconded, it was related to a  
6 drug problem. She has a severe drug problem. She  
7 knew that if she went in to probation she would be  
8 likely tested and likely fail. And she was  
9 embarrassed and afraid and did not go and report.

10 THE COURT: She could have gone the next  
11 month.

12 MS. GOLDBERG: Well, she was not -- I don't  
13 believe she was sober for any --

14 THE COURT: She kept violating.

15 MS. GOLDBERG: -- sufficient length of time to  
16 where she could report.

17 THE COURT: Does this lady have a record?

18 MS. COOK: Yes, sir, Your Honor. And since  
19 she absconded, Your Honor, she does have other  
20 pending charges.

21 THE COURT: Oh, my goodness.

22 MS. COOK: Her record is rather lengthy.

23 THE COURT: Are you appointed on this?

24 MS. GOLDBERG: I am.

25 THE COURT: All right.

1 MS. COOK: It dates back to 1997.

2 THE COURT: Is there anything you want to tell  
3 me?

4 THE DEFENDANT: Sir, I just wanted to  
5 apologize to Ms. Cook and to the probation people.

6 THE COURT: How long have you been in jail?

7 THE DEFENDANT: I've been in jail for 30 days.

8 MS. GOLDBERG: Well, Your Honor, I'd like to  
9 speak to the amount of time.

10 As you can see on the violation report, when  
11 she was originally sentenced they gave her credit  
12 for 133 days which she served before the plea,  
13 which was appropriate.

14 She was served with a probation violation  
15 warrant June 30th. She got out July 29th. That is  
16 an additional 24 days.

17 She got out. Got a bench warrant. Since she  
18 has been in 22 days. So that is an additional 46  
19 days she is entitled to.

20 THE COURT: All right.

21 MS. GOLDBERG: But there is one other thing,  
22 Your Honor. While her charges were pending, before  
23 she pled guilty and got the probation violation,  
24 she was incarcerated in DeKalb County, Georgia. I  
25 have confirmed that she had a hold placed on her

1 for 365 days. She was extradited to South  
2 Carolina. I believe the case law states that she  
3 would be entitled to that additional one year of  
4 credit.

5 I've got a case here, if you would like me to  
6 hand it up. It is Blakney v. State. It relates to  
7 a hold being placed in a different county. It  
8 doesn't say anything about a different state. I  
9 would say it is analogous.

10 So I would ask that all of that time count  
11 towards this offense.

12 THE COURT: She was out on bond when she was  
13 -- what do the charges in Georgia have to do with  
14 probation?

15 MS. GOLDBERG: Only the fact that she -- there  
16 was a -- let me give you the timeline.

17 THE COURT: There was a hold on her?

18 MS. GOLDBERG: There was a hold on her for the  
19 warrant, breach of trust with fraudulent intent,  
20 which is one of the warrants that she was placed on  
21 probation for.

22 THE COURT: That was before she pled guilty?

23 MS. GOLDBERG: Yes. Yes.

24 THE COURT: All right. All right, I am going  
25 to find she violated. The violations were willful.

1 I am going to revoke four years and give her credit  
2 for -- how much did you say, 100 and some-odd?

3 MS. COOK: She previously had 133 days.

4 THE COURT: But Ms. Goldberg has added up a  
5 bunch of other numbers.

6 MS. GOLDBERG: She has served a total 179 days  
7 in the Kershaw County Jail for these charges. If  
8 you --

9 THE COURT: I will give her credit for 179  
10 days.

11 MS. COOK: Thank you, Your Honor.

12 MS. GOLDBERG: Thank you, Your Honor.

13 THE COURT: She will be out before she knows  
14 it.

15 (WHEREUPON, the proceedings were concluded.)

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(END OF TRANSCRIPT)



STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

County of Kershaw  
STATE VS

Indictment Number  
2012 -GS- 28 - 0547  
Probation C W #s W-28-14-0021

Defendant: Annietta Grant  
Race: B Sex: F  
DOB: \_\_\_\_\_  
SSN: \_\_\_\_\_  
MID#: \_\_\_\_\_

Name of Original Offense: Forgery  
Original A/W #: I134924  
Date of Original Offense: 12-4-11  
Conviction S.C. Code §: 16-13-0010(A)  
Conviction CDR Code #: 3 4 3 6  
Original Sentence: 4 yrs S.S.T.S. 18 months Prob

ORDER

The above named defendant has been charged with violating the conditions of probation ordered on 3 6 14 in the Court of General Sessions of Kershaw County, and/or the additional conditions ordered by the Court in probation continuation order(s) issued on \_\_\_\_\_ as set forth in the attached warrant(s) or citation(s) dated 7-1-14. 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: 1, 2, 9, 310

Therefore, IT IS ORDERED that:

The suspended sentence be revoked and the above named defendant be required to serve 4 (four) months/years, the remainder of the original sentence, and/or pay \$\_\_\_\_\_.

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 second degree criminal sexual conduct with a minor or convicted of any other applicable sex offense against a minor).

Financial Obligations: Order satisfies  Defendant has  Court judgment  Defendant has  Fines and other fees  Restitution and 23-3-540  Fines and other fees  Restitution and 23-3-540  
Additional conditions ordered by the Court: \_\_\_\_\_

The defendant is given credit for pre-arrest detention time on current probation violation to be credited by the SC Department of Corrections: 179 days

The defendant has previously served 133 days on this sentence.

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

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SC Court of Appeals

Camden day of November 2014

[Signature]  
Residing Judge  
Stn  
Judicial District

Witnessed by \_\_\_\_\_  
\_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_

STATE OF SOUTH CAROLINA )  
 COUNTY OF Kershaw )  
 STATE VS. )  
Annetta Grant )  
 AKA: )  
 Race: BLACK Sex: F Age: 43 )  
 DOB: [REDACTED] SS#: [REDACTED] )  
 Address: [REDACTED] )  
 City, State, Zip: Camden, SC 29020 )  
 DL#: [REDACTED] SID#: [REDACTED] )

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2014-GS-28-0238  
 A/W#: M965941  
 Date of Offense: 5/8/2012  
 S.C. Code § : 16-13-230 (A)  
 CDR Code #: 3423

SENTENCE SHEET

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No   
 in disposition of the said indictment comes now the Defendant who was  CONVICTED OF or  PLEADS  
 TO: Breach of trust with fraudulent intent, value more than \$2000 but less than \$10,000

in violation of § 16-13-230 (A) of the S.C. Code of Laws, bearing CDR Code # 3423  
 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. AB (defendant's initials)  
 The plea is:  Without Negotiations or Recommendation,  Negotiated Sentence,  Recommendation by the State.

ATTEST: [Signature] 76634 Annetta Grant NARiley 6468  
 Hutchinson, Curtis 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 4 days/months/years or  under the Youthful Offender Act not to exceed        years  
 and/or to pay a fine of \$ 500; provided that upon the service of 75 days/months/years and/or payment  
 of \$ 100; plus costs and assessments as applicable\*; the balance is suspended with probation for 18

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:       

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 \$        beginning       

*Fine:		\$ <u>100.00</u>
§ 14-1-206 (Assessments 107.5 %)		\$ <u>107.50</u>
§ 14-1-211(A)(1) (Conv. Surcharge)	\$100	\$ <u>100.00</u>
§ 14-1-211(A)(2) (DUI Surcharge)	\$100	\$ <u>      </u>
§ 56-5-2995 (DUI Assessment)	\$12	\$ <u>      </u>
§ 56-1-286 (DUI Breath Test)	\$25	\$ <u>      </u>
Proviso 47.9 (Public Def/Prob)	\$500	\$ <u>500.00</u>
§ 14-1-212 (Law Enforce. Funding)	\$25	\$ <u>25.00</u>
§ 14-1-213 (Drug Court Surcharge)	\$150	\$ <u>      </u>
§ 50-21-114(BUI Breath Test Fee)	\$50	\$ <u>      </u>
§ 56-5-2942(J) (Vehicle Assessment)	\$40/ea	\$ <u>      </u>
Proviso 90.5 (SCCJA Surcharge)	\$5	\$ <u>5.00</u>
3% to County (if paid in installments)		\$ <u>25.13</u>
TOTAL		\$ <u>862.63</u>

\$        paid to Public Defender Fund  
 Other:         
 Original on file in the  
 Clerk of Court  
 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: 2144  
 Sentence Date: 3/6/14



STATE OF SOUTH CAROLINA

COUNTY OF Kershaw

IN THE COURT OF GENERAL SESSIONS

-GS-

STATE

Count

-vs-

STANDARD CONDITIONS OF PROBATION

Annetta Grant

1. I shall report in person to the South Carolina Department of Probation, Parole and Pardon Services' office on the day of my sentencing or release, and as instructed by the Department; and I shall make complete and truthful reports to the Agent.
2. I shall not change my residence or employment without the consent of my Agent. Further, I shall allow my Agent to visit me in my home, at my place of employment, or elsewhere, at any time.
3. I shall not use controlled substances, except when properly prescribed by a licensed physician, nor consume alcoholic beverages to excess, nor enter establishments whose primary business is the sale and drinking of alcoholic beverages. Further, I shall submit to a urinalysis, blood test or provide forensic evidence when instructed by Agents of the Department, and I agree that any of these test results may be used as evidence in any hearing for the violation of the conditions of my supervision.
4. I shall not possess or purchase any firearms or other dangerous weapons, and I shall not associate with any person who has a criminal record, or any other person whom my Agent has instructed me to avoid.
5. I shall work diligently at a lawful occupation. Further, I shall notify my Agent if I become unemployed.
6. I shall not violate any Federal, State, or Local Law, and I shall immediately contact my Agent if I am ever arrested or questioned by a law enforcement official for any reason whatsoever.
7. I shall pay a supervision fee and any other fees as determined by the Department.
8. I shall not leave the State without permission from my Agent. Further, if I am ever arrested in another state for violating these conditions, I hereby irrevocably waive all extradition rights I may otherwise have been entitled to and agree to return to South Carolina when directed by my Agent, the Court or by a warrant.
9. I shall obey all conditions of supervision set forth in this order including the payment of fines, restitution or other payments, and the service of any period of incarceration.
10. I shall follow the advice and instructions of my Agent and I agree to comply with any further conditions imposed by the Department or its Agents.
11. I agree to pay restitution and a statutory collection fee payable to the Department of Probation, Parole, and Pardon Services as directed by Agents of the Department. (20% collection fee charged)
12. Unless I was convicted of or pled guilty or nolo contendere to a Class C misdemeanor or an unclassified misdemeanor that carries a term of imprisonment of not more than one year, I shall be subject to a search or seizure, without a search warrant, based on reasonable suspicions, of my person, any vehicle I own or am driving, and any of my possessions by: (1) any probation agent employed by the Department; or (2) any other law enforcement officer.

I hereby certify that this statement of Conditions has been read and explained to the Probationer listed above and he/she has agreed to them.

I hereby certify that the Conditions above have been explained fully to me and in agreement thereto, I attach my signature:

This 7 day of March, 2014

Annetta Grant  
Offender

N.M. Cook

Agent

[Redacted Address]  
Offender's Address

703 Lafayette Avenue (PO Box 896), Camden SC 29020

Agent's Address

Ridgeway SC 29130  
Offender's Address

803.425.1510

Agent's Phone Number

[Redacted Address]  
[Redacted Address]

South Carolina Department of Probation, Parole and Pardon Services  
**Violation Report**

Offender's Name: **ANNETTA GRANT**  
 State of South Carolina, County of: **KERSHAW**  
 SID#: **01185516**

Warrant#: **W-28-14-0021**  
 Date of Birth: **12/1/1970**  
 SCDC#:

Indictment Numbers:  
**14-GS-28-00238, 12-GS-28-00547**


Offense and Offense Code:  
**3423 - Breach of trust with fraudulent intent, value more than \$2,000 but less than \$10,000;**  
**3436 - Forgery, value less than \$10,000**

Supervision Program: **Probation**                      Begin Date: **3/6/2014**      End Date: **9/5/2015**  
 Supervision Level: **High Supervision**

Sentencing Judge: **144 - Cothran, Jr., R.**                      Sentencing County: **KERSHAW**  
 Sentencing Date: **3/6/2014**  
 Location (Bold Response): **Jail**

Sentence:  
 4 yrs & \$500. ss TS & \$100 & 18 months probation, 4 yrs ss TS & 18 mos probation (CTS 133 days)

Special Conditions:  
 N/A

Current Address and Summary of Residence:  
 RIDGEWAY, SC 29130, KERSHAW, USA,

Reporting:  
 Grant has not reported since March 7, 2014, which is the day she came in to be processed.

**Employment Records While Under Supervision:**

Employer	Dates (from -to)	Reason(s) for Leaving	Earnings
SELF EMPLOYED	3/7/2014 -		

Unemployment

**Financial Conditions:**

	Total Amount ordered	Pay Period	Total Paid	Date Last Paid	Arrearage	Balance Due
Fees						
Drug Test Fee	\$20.00	\$20.00/M	\$0.00		\$20.00	\$20.00
Regular Supervision	\$900.00	\$50.00/M	\$0.00		\$350.00	\$900.00
Fines						
Court Ordered Fines	\$862.63	\$50.00/M	\$0.00		\$350.00	\$862.63
Surcharge	\$133.90	\$8.00/M	\$0.00		\$56.00	\$133.90

Prior Violation Dates	Prior Violations	Prior Violation Disposition

**South Carolina Department of Probation, Parole and Pardon Services**  
**Violation Report**

Offender's Name: **ANNETTA GRANT**

**Details of the Present Violation:**

Violation pursuant to section 24-21-430/450 in that Grant violated conditions 1, 7, 9 and 10 of cause numbers 2014-GS-28-00238 and 2012-GS-28-00547 ordered in Kershaw County General Sessions Court. - Grant failed to follow advice and instructions of agent by: failing to report since March 7, 2014, failing to pay supervision fees being in arrears \$350, failing to pay court cost being in arrears \$406 and failing to pay \$20 drug test fee.

**Agent's Recommendation:**

Revocation

**Agent's Justification:**

Grant failed to report to the probation office since March 7, 2014. She made no attempt to report or comply with any conditions of probation. Agent conducted home visits and was advised that Grant did not live at the residence she provided to the department. Grant was ordered to be in court the week of July 28, 2014 and she failed to appear in court which is why a bench warrant was issued. She also has pending forgery charges that happened during her absconded period. Grant is not a good candidate for probation.

Niquita Cook

Journey Agent

Date: 10/21/2014

Supervisor's Signature \_\_\_\_\_ Date: \_\_\_\_\_

Form 16.1 - Arrest Warrant  
Form Approved by  
SC Attorney General  
Section 17-13-100  
March 15, 1878

**STATE OF SOUTH CAROLINA**  
COUNTY OF KERSHAW

Probation  
**ARREST WARRANT**

Indictment Number 14-GS-28-00238, 12-GS-28-00547

Warrant Number WV-28-14-0021

State Identification No. (SID) 01185518

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR COUNTY OR OF THE MUNICIPALITY OF CAMDEN, AND ANY CONSTABLE OF THIS MAGISTERIAL DISTRICT:

It appearing from the attached affidavit that there are reasonable grounds to believe that ANNETTA GRANT, did on the 1 day of July, 2014 violate the criminal laws of the State of South Carolina as set forth below:

**DESCRIPTION OF OFFENSE:**

Violation pursuant to section 24-21-430/450 in that Grant violated conditions 1, 7, 9 and 10 of cause numbers 2014-GS-28-00238 and 2012-GS-28-00547 ordered in Kershaw County General Sessions Court.

Now, therefore, you are empowered and directed to arrest the said defendant and bring ANNETTA GRANT 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. Done at CAMDEN, S. C. this 1 day of July, 2014.

*N. M. Cook*  
Signature of Probation and Parole Agent

(L.S.)

County of **KERSHAW**

**STATE OF SOUTH CAROLINA**

**AFFIDAVIT**

Personally appeared before me, one Niquita M. Cook, who, first being duly sworn, deposes and says that ANNETTA GRANT did within this County and State on the 1 day of July, 2014, violate the criminal laws of the State of South Carolina in the following particulars:

**DESCRIPTION OF OFFENSE:**

Violation pursuant to section 24-21-430/450 in that Grant violated conditions 1, 7, 9 and 10 of cause numbers 2014-GS-28-00238 and 2012-GS-28-00547 ordered in Kershaw County General Sessions Court.

The affiant states that there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

Grant failed to follow advice and instructions of agent by: failing to report since March 7, 2014, failing to pay supervision fees being in arrears \$150 at issuance of process, failing to pay court cost being in arrears \$174 at issuance of process and failing to pay \$20 drug test fee.

Sworn to and Subscribed before me  
this 1 day of July, 2014.

*N. M. Cook*  
Affiant

*James B. Mullins*  
Signature of Notary Public

(L.S.)

08-02-2021  
My Commission Expires

Address: P.O. BOX 896  
CAMDEN, SC 29020  
KERSHAW  
USA

(803) 425-1510

RETURN

STATE OF SOUTH CAROLINA

COUNTY OF

KERSHAW

THE STATE

against

ANNETTA GRANT

INFORMATION ON DEFENDANT

Name ANNETTA GRANT

Address [REDACTED] RIDGEWAY, SC 29130

Phone [REDACTED]

Sex Female Race Black Height 504

Weight 155 Birth date [REDACTED]

Social Security Number [REDACTED]

INFORMATION ON WITNESSES

Name \_\_\_\_\_

Address \_\_\_\_\_

Phone \_\_\_\_\_

Name \_\_\_\_\_

Address \_\_\_\_\_

Phone \_\_\_\_\_

Name \_\_\_\_\_

Address \_\_\_\_\_

Phone \_\_\_\_\_

Name \_\_\_\_\_

Address \_\_\_\_\_

Phone \_\_\_\_\_

PRELIMINARY HEARING held by

Magistrate \_\_\_\_\_

on \_\_\_\_\_

with \_\_\_\_\_

Attorney for the Defendant

Decision \_\_\_\_\_

BAIL

Date Set \_\_\_\_\_

Magistrate \_\_\_\_\_

Amount \_\_\_\_\_

Surety \_\_\_\_\_

Constable or Law Enforcement Officer

A copy of this Arrest Warrant was delivered by me to the following defendant:

*Annetta Grant*

ARREST WARRANT

Offense: Violation of Conditions of Probation Supervision

Offense Section: 24-21-450

Date: 7/1/2014

Officer and Agency: SC Department of Probation, Parole and Pardon Services

Niquita M. Cook

on the 2nd day of July 2014

Constable or Law Enforcement Officer

This Warrant is certified for service in [County of warrant Certification] County. The accused is to be arrested and brought before me to deal with according to law.

Disposition \_\_\_\_\_

Sentence \_\_\_\_\_

Co-Defendants \_\_\_\_\_

Signature of Judge

(L.S.)

ARREST WARRANT

I-134924

STATE OF SOUTH CAROLINA

County/  Municipality of

CAMDEN

THE STATE

against



ANNETTA GREEN GRANT

Address: [REDACTED] CAMDEN SC 29020

Phone: [REDACTED] SSN: [REDACTED]

Sex: F Race: B Height: 5-4 Weight: 145

DL State: SC DL#: [REDACTED]

DOB: [REDACTED] Agency ORI#: SC0280100

Prosecuting Agency: CAMDEN POLICE DEPARTMENT

Prosecuting Officer: DET. J.W. HEMING

Offense: FORGERY (VALUE LESS THAN \$10,000.00) Offense Code: 3436

Code/Ordinance Sec. 16-13-0010 (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 law.

Signature of Judge (L.S.)

Date:

RETURN

A copy of this arrest warrant was delivered to defendant ANNETTA GREEN GRANT on 1/22/12 2309

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO: CAMDEN MUNICIPAL COURT 1000 LYTTLETON STREET CAMDEN, SC 29020 (803) 425-6025

STATE OF SOUTH CAROLINA

County/  Municipality of

CAMDEN

AFFIDAVIT

Form Approved by S.C. Attorney General April 13, 2009 SCCA 518

Personally appeared before me the affiant DET. J.W. HEMING who

being duly sworn deposes and says that defendant ANNETTA GREEN GRANT did within this county and state on 12/14/2011 violate the criminal laws of the State of South Carolina (or ordinance of  County/  Municipality of CAMDEN) in the following particulars:

DESCRIPTION OF OFFENSE: 16-13-0010 (A) / FORGERY (VALUE LESS THAN \$10,000.00)

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 12-14-2011 THE DEFENDANT (ANNETTA GREEN GRANT) DID WITH INTENT TO DEFRAUD PUBLISH AS TRUE AT EL CHEAPOS GAS STATION, A FORGED CHECK (CHECK NUMBER #1093 DRAWN ON THE ACCOUNT OF GEORGE WATKINS THROUGH FIRST COMMUNITY BANK) WHICH SHE KNEW TO BE FORGED. THIS INCIDENT DID TAKE PLACE AT 1024 WEST DEKALB STREET, IN THE CITY LIMITS OF CAMDEN, S.C. WITNESS TO PROVE SAME.

Signature of Affiant

STATE OF SOUTH CAROLINA

County/  Municipality of

CAMDEN

Affiant's Address 816 WEST DEKALB STREET CAMDEN SC 29020 Affiant's Telephone (803) 425-6025

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER IN 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 12/14/2011 defendant ANNETTA GREEN GRANT

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

County/  Municipality of CAMDEN) as set forth below:

DESCRIPTION OF OFFENSE: FORGERY / FORGERY, VALUE LESS THAN \$10,000

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 the 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 01/11/2012

MICHAEL E STEGNER (L.S.)

Judge Code: 001

Judge's Address 1000 LYTTLETON STREET BOX 7002 CAMDEN SC 29020-7002

Judge's Telephone 803-425-6035

Issuing Court:  Magistrate  Municipal  Circuit

ORIGINAL

ORIGINAL DOCUMENT

Case: 2011-2124

FILED FOR COURT 2012 FEB - 1 3 PM 3: 09 JOYCE HERSHMAN CLERK OF COURT

TEST... City of Orangeburg... Kershaw County

19

BAIL set by

Judge PT

on 1-21-12

Type and Amount: 5200 PR

Name of Surety: \_\_\_\_\_

**PRELIMINARY HEARING held by**

Judge \_\_\_\_\_

on \_\_\_\_\_

Defense Attorney: \_\_\_\_\_

Decision: \_\_\_\_\_

**DISPOSITION before**

Judge \_\_\_\_\_

on \_\_\_\_\_

by \_\_\_\_\_  
(indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: \_\_\_\_\_

Sentence: \_\_\_\_\_

**JURORS**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**WITNESSES**

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

Name: \_\_\_\_\_

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Telephone: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

**CODEFENDANTS**

\_\_\_\_\_  
\_\_\_\_\_



ARREST WARRANT

M-965941

STATE OF SOUTH CAROLINA

County/  Municipality of

Kershaw

THE STATE  
against:

Annetta Grant

Address: [Redacted]  
Camden, SC 29020-

Phone: (0)-X SSN: [Redacted]  
Sex: F Race: B Height: 5 4 Weight: 145  
DL State: DL #:  
DOB: Agency ORI #: SC0280000

Prosecuting Agency: Kershaw County Sheriff  
Prosecuting Officer: L Anderson - 7001  
Offense: Breach / Breach of trust with fraudulent intent,  
value more than \$2,000 but less than \$10,000  
Offense Code: 3423  
Code/Ordinance Sec: 16-13-0230(B)(2)

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 Annetta Grant  
on 05/17/13

CPL. S. Kove  
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions  
1121 Broad Street  
Camden, SC 29020

STATE OF SOUTH CAROLINA )  
 County/  Municipality of )  
Kershaw )

Person appearing before me the affiant L Anderson who  
being duly sworn deposes and says that defendant Annetta Grant  
did violate the criminal laws of the State of South Carolina (or ordinance of  County/  Municipality of Kershaw )  
in the following particulars:

DESCRIPTION OF OFFENSE: Breach / Breach of trust with fraudulent intent, value more than \$2,000 but less than \$10,000

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 May 8, 2012 the defendant, Annetta Grant, did take a 2004 Toyota Corolla SC Tag # FFN 769 (valued at \$6000.00), with  
the consent of the victim, Bobby Herring, but failed to return it as of this date. This incident took place at 68 Pitts Street, Camden,  
Kershaw County, South Carolina.

Signature of Affiant

[Handwritten Signature]

STATE OF SOUTH CAROLINA )  
 County/  Municipality of )  
Kershaw )

Affiant's Address 821 Ridgeway Rd.  
Lugoff, SC 29078-  
Affiant's Telephone \_\_\_\_\_

FILED FOR RECORD  
2013 MAY 20 PM 3:11  
JOYCE McDONALD  
CLERK OF COURT  
KERSHAW COUNTY, S.C.  
BEST COPY Certified & Certified  
Copy of Original on File in this  
Kershaw County

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 5/8/2012 defendant Annetta Grant  
did violate the criminal laws of the State of South Carolina (or ordinance of  
 County/  Municipality of Kershaw ) as set forth below:

DESCRIPTION OF OFFENSE: Breach / Breach of trust with fraudulent intent, value more than \$2,000 but less than \$10,000

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 5/10/2013  
Signature of Issuing Judge [Handwritten Signature] (L.S.)  
Judge's Address Post Office Box 1528  
Camden, SC 29090-  
Judge's Telephone (803)425-1500  
Issuing Court:  Magistrate  Municipal  Circuit

20

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL



WITNESSES

(S) James Heming - Camden Police Department

ARREST WARRANT NUMBER

1134924

ACTION OF GRAND JURY

TRUE BILL

*William Morris*

Foreperson of Grand Jury  
Date:

MAY 23 2012

VERDICT

Foreperson of Petit Jury  
Date:

DOCKET NO. 2012-GS-28-0547

The State of South Carolina

County of

Kershaw

COURT OF GENERAL SESSIONS

MAY TERM 2012

K96

THE STATE

vs.

Annetta Green Grant

Indictment for  
FORGERY LESS THAN \$10,000

SC Code: 16-13-0010 (A)

CDR Code: 3436

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

Defendant

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

Defendant

Witness:

C.C.C. PLS. AND G.S.

EST. of Original  
The Clerk of Court  
Kershaw County

FILED FOR RECORD  
2012 MAY 23 PM 4:46  
JOYCE McDONALD  
CLERK OF COURT  
KERSHAW COUNTY, S.C.

FILED FOR RECORD  
STATE OF SOUTH CAROLINA )  
SOUTH CAROLINA )  
COUNTY OF KERSHAW )

INDICTMENT

At a Court of General Sessions, convened on MAY 23, 2012, the

Grand Jurors of Kershaw County present upon their oath:

**FORGERY LESS THAN \$10,000**

That Annetta Green Grant did in Kershaw County on or about December 14, 2011, with intent to defraud, falsely make, forge, counterfeit, cause or procure to be falsely made, forged, or counterfeited, utter and publish as true, or willfully act or assist in any of the foregoing, in regard to an instrument(s) of writing, to wit: DID PUBLISH A FORGED CHECK, WHICH SHE KNEW TO BE FORGED. All in violation of § 16-13-10, S.C. Code of Laws.

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



DAN JOHNSON, SOLICITOR

WITNESSES

(S) L Anderson

- Kershaw County Sheriff

DOCKET NO. 2014-GS-28-0238

The State of South Carolina

County of

Kershaw

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

Defendant

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

Defendant

Witness:

C.C.C. PLS. AND G.S.

COURT OF GENERAL SESSIONS

APRIL TERM 2014

K98

THE STATE

vs.

Annetta Grant

ARREST WARRANT NUMBER

M965941

ACTION OF GRAND JURY

Indictment for  
Breach of Trust with Fraudulent Intent,  
\$2,000 - \$10,000

SC Code: 16-13-230 (A)

CDR Code: 3423

Foreperson of Grand Jury

Date:

VERDICT

Foreperson of Petit Jury

Date:

ATTEST This Copy of Original on this Court  
Kershaw County Court  
Kershaw County

STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF KERSHAW )

INDICTMENT

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

**BREACH OF TRUST WITH FRAUDULENT INTENT, VALUE MORE THAN \$2,000 BUT LESS THAN \$10,000**

That Annetta Grant did in Kershaw County on or about May 8, 2012, having been entrusted by the owner, Bobby Herring, with the care, keeping, and possession of a a 2004 Toyota Corolla valued at more than Two Thousand (\$2,000.00) Dollars, but less than Ten Thousand (\$10,000.00) dollars, did feloniously convert and appropriate such property to his/her own use and purposes, with intent to deprive the owner thereof, in violation of Section 16-13-0230(B)(2), S. C. 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.

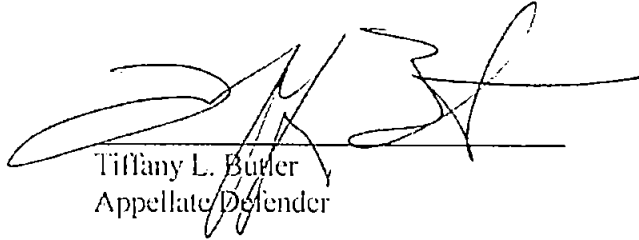


DAN JOHNSON, SOLICITOR

## CERTIFICATE OF COUNSEL FOR APPELLANT

Counsel for appellant certifies that this Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Record on Appeal complies to the best of my ability with the April 15, 2014 order from the South Carolina Supreme Court entitled "Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings."

June 3rd, 2015



Tiffany L. Butler  
Appellate Defender


South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
PO Box 11589  
Columbia, S. C. 29211-1589  
(803) 734-1330

ATTORNEY FOR APPELLANT

## CERTIFICATE OF COUNSEL FOR APPELLANT

Counsel for appellant certifies that this Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Record on Appeal complies to the best of my ability with the April 15, 2014 order from the South Carolina Supreme Court entitled "Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings."

June 3rd, 2015



Tiffany L. Butler  
Appellate Defender

South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
PO Box 11589  
Columbia, S. C. 29211-1589  
(803) 734-1330

ATTORNEY FOR APPELLANT

8

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

 ORIGINAL

Appeal from Kershaw County

James R. Barber, III, Circuit Court Judge

RECEIVED  
JUN 03 2015  
RESPONDENT  
SC Court of Appeals

THE STATE,

V.

ANNETTA GRANT,

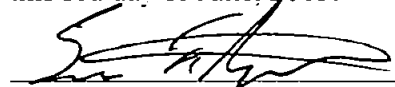
APPELLANT

CERTIFICATE OF SERVICE

I certify that a true copy of the Record on Appeal in the above referenced case has been served upon Matthew Buchanan, Esquire, at the South Carolina Department of Probation, Parole and Pardon Services, P.O. Box 11589, Columbia, SC 29211-1589, this 3rd day of June, 2015.

  
Cruise Mitchell  
Administrative Specialist

SUBSCRIBED AND SWORN TO before me  
this 3rd day of June, 2015.

 (L.S.)  
Notary Public for South Carolina  
My Commission Expires: October 30, 2022.