

COUNTY OF Jasper
STATE VS. Billy Phillips

RECEIVED
FEB 04 2016
SC Court of Appeals

INDICTMENT/CASE#: 2014GS2700602

A/W#: 2014A2710200389

Date of Offense: 4/18/2013

AKA:
Race: AFRICAN AME Sex: M Age: 42

S.C. Code § : 16-23-0490

DOB: [REDACTED] 1973 SS#: [REDACTED]

CDR Code #: 0549

Address:
City, State, Zip:
DL#: SID#:

SENTENCE SHEET

*CDL Yes [] No [] CMV Yes [] No [] Hazmat Yes [] No []

In disposition of the said indictment comes now the Defendant who was [X] CONVICTED OF or [] PLEADS

TO: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

in violation of § 16-23-0490 of the S.C. Code of Laws, bearing CDR Code # 0549

[X] 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. (defendant's initials)
The plea is: [] Without Negotiations or Recommendation, [] Negotiated Sentence, [] Recommendation by the State.

ATTEST:
Concannon Jones, Mary SC Bar# 100353 Defendant Attorney for Defendant SC Bar#

WHEREFORE, the Defendant is committed to the [X] State Department of Corrections, [] County Detention Center,

for a determinate term of 5 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.

[X] CONCURRENT or [] CONSECUTIVE to sentence on: 1-14-16
[] 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. 435 days
[] 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 2 columns: Description and Amount. 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) \$3.90, 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:
Sentence Date: 1-14-2016

COUNTY OF Jasper
STATE VS.

Billy Phillips

AKA:

Race: AFRICAN AME Sex: M Age: 42

DOB: 1973 SS#:

Address:

City, State, Zip:

DL#: SID#:

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was TO: Murder / Murder

INDICTMENT/CASE#: 2014GS2700312

A/W#: 2014A2710200153

Date of Offense: 4/18/2013

S.C. Code § : 16-03-0010; 16-03-0020

CDR Code #: 0116

SENTENCE SHEET

CONVICTED OF or PLEADS

in violation of § 16-03-0010; 16-03-0020 of the S.C. Code of Laws, bearing CDR Code # 0116

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: Concannon Jones, Mary 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 40 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. 435 days 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 days/hours Public Service Employment

Total: \$ plus 20% fee: \$ Obtain GED

Payment Terms: Attend Voc. Rehab. or Job Corp.

Set by SCDPPPS May serve W/E beginning

Recipient: Substance Abuse Counseling

*Fine: Random Drug/Alcohol testing

§ 14-1-206 (Assessments 107.5 %) Fine may be pd. in equal, consecutive weekly/monthly

§ 14-1-211(A)(1) (Conv. Surcharge) \$100 \$ 100.00 pmts. of \$ beginning

§ 14-1-211(A)(2) (DUI Surcharge) \$100 \$ 50

§ 56-5-2995 (DUI Assessment) \$12 \$ 0

§ 56-1-286 (DUI Breath Test) \$25 \$ 0

Proviso 47.9 (Public Def/Prob) \$500 \$ 0

§ 14-1-212 (Law Enforce. Funding) \$25 \$ 25.00

§ 14-1-213 (Drug Court Surcharge) \$150 \$ 0

§ 50-21-114(BUI Breath Test Fee) \$50 \$ 0

§ 56-5-2942(J) (Vehicle Assessment) PD \$40/ea \$ 40.00

Proviso 90.5 (SCCJA Surcharge) \$5 \$ 5.00

3% to County (if paid in installments) \$ 5.10

TOTAL \$ 173.10

Clerk of Court/ Deputy Clerk Mayra Bushok

Court Reporter: JO Rice

SCCA/217 (03/2011)

Presiding Judge

Judge Code:

Sentence Date: 1-14-2016

14TH CIRCUIT DEFENDERS OFFICE

Public Defenders Office
Steve Plexico
PO Box 506, Hampton, S.C. 29924
803-914-2241

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February 2, 2016

FEB 04 2016

SC Court of Appeals

Stephen T. Plexico, Esquire
P.O. Box 1114
Varnville, S.C. 29944

Madam V. Claire Allen
Deputy Clerk of the Court of Appeals
P.O. Box 11629
Columbia, S.C. 29211

Re: The State v. Billy Phillips
Appellate Case No. 2016-000108

Dear Madam Allen:

I am enclosing redacted copies of the sentencing sheets in the above captioned matter. I hope I have addressed all of your concerns in your January 27, 2016 letter in order to perfect Mr. Billy Phillips appeal. If I have not, please contact me immediately. I apologize for the inconvenience.

If I may be of service to you in the future, please do not hesitate to ask. I am,

Sincerely,

Stephen T. Plexico, Esq.
Stephen T. Plexico, Esq.

Enclosures: Redacted Copy of Indictment Nos.: 2014-GS-27-00312, 602

Stephen T. Plexico, Esq.
PO Box 1114
Varnville, SC 29944

CHARLESTON SC 294
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Madam V. Claire Allen
Deputy Clerk of the Court of Appeals
PO Box 11629
Columbia, SC 29211

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