

STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF SPARTANBURG )  
 )  
 )  
 )  
The State of South Carolina )  
 Plaintiff, )  
 )  
 vs. )  
 )  
Timothy Dale Crockett )  
 Defendant. )

IN THE COURT OF GENERAL SESSIONS  
 SEVENTH JUDICIAL CIRCUIT

**AFFIDAVIT OF INDIGENCY  
 AND  
 APPLICATION FOR COUNSEL**  
 (Defense of Indigency Act, Form No.2)

**RECEIVED**  
 MAR 10 2016  
 SC Court of Appeals

CRIMINAL CHARGING DOCUMENT NO.

NAME OF APPLICANT	TIMOTHY DALE CROCKETT
ADDRESS	113 FLYNN Rd. LANDAUM, S. C. 29356
TELEPHONE NUMBER(S)	864-345-5704
DATE OF BIRTH	11/22/63
SOCIAL SECURITY NO.	062-58-9325
NAMES OF CO-DEFENDANTS	N/A

1. Are you presently employed? Yes  No
- a. If "yes", state the amount of your salary or wages per month, and give the name and address of your employer.

SALARY OR WAGES PER MONTH	NAME AND ADDRESS OF EMPLOYER
	↓

If "no", state the name and address of last employment, date of termination of employment, and amount of your salary or wages per month.

SALARY OR WAGES PER MONTH	NAME AND ADDRESS OF EMPLOYER	TERMINATION DATE

2. Include employment information for the spouse, if applicable.

SALARY OR WAGES PER MONTH	NAME AND ADDRESS OF EMPLOYER
	↓

If the spouse is not currently employed, state the name and address of last employment, date of termination of employment, and amount of salary or wages per month.

SALARY OR WAGES PER MONTH	NAME AND ADDRESS OF EMPLOYER	TERMINATION DATE

3. List by name, age and relationship to you, any persons who are dependent upon you for support. Indicate beside each how much you contribute toward their support.

NAME	AGE	RELATIONSHIP	AMOUNT OF SUPPORT
↓	↓	↓	↓

4. Have you received within the past twelve months any money from any of the following sources?

- a. Business, profession or form of self-employment? Yes  No
- b. Rent payments, interest or dividends? Yes  No
- c. Pensions, annuities or life insurance payments? Yes  No
- d. Gifts or inheritances? Yes  No
- e. Any other sources? Yes  No

If the answer to any of the above is "yes", describe each source of money and state the amount received from each during the past twelve months.

SOURCE OF MONEY	AMOUNT
↓	↓

5. Do you own cash, or do you have any money in a checking or savings account?

Yes  No

If the answer is "yes", state the total amount of the cash owned. \_\_\_\_\_

6. Do you own any real estate, stocks, bonds, notes, or other valuable property (excluding ordinary household furnishings and clothing)?

Yes  No

If the answer is "yes", describe the property and state the appropriate value of the items owned.

\_\_\_\_\_

\_\_\_\_\_

7. What kind of motor vehicle do you own?   X

Is it paid for? Yes  No

If not, what are the payments? \_\_\_\_\_

8. How much do you owe (on liens, mortgages, other encumbrances or debts)? \_\_\_\_\_

  X

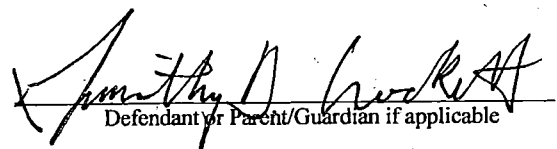
I do solemnly swear that the account by me delivered into this court with my application for counsel does contain a true and full account of all my real and personal estate, debts, credits and effects whatsoever without exception, which I or any person in trust for me have or at the time of my possession had, or am, or was, in any respect, entitled to, in possession, remainder or reversion and that I have not at any time since charges were made against me or before, directly or indirectly sold, leased, assigned or otherwise disposed of or made over, in trust for myself or otherwise, other than is mentioned herein.

I understand the appointment of counsel creates a claim against the assets and estate of the person who is provided counsel or the parents or legal guardians of a juvenile in an amount equal to the cost of representation less the amount paid to appointed counsel, the public defender office and/or the Commission on Indigent Defense. I understand that such claim shall be filed in the office of the Clerk of Court in the county where I, my child, or ward are assigned counsel, but that the filing of a claim shall not constitute a lien against my real or personal property unless, in the discretion of the court, part of all of such claim is reduced to judgment by appropriate order of the court after serving me with at least thirty (30) days notice that judgment will be entered.

I understand that, pursuant to §17-3-30(b), I am required to pay a non-refundable \$40.00 application fee to the Clerk of Court for public defender services or other appointed counsel.

I am financially unable to employ counsel and request that counsel be assigned to represent me. I understand that I am entitled to at least thirty days' notice before a claim against me may be reduced to judgment, and I do hereby waive the right to such notice.

This 13TH day of AUGUST, 2015

  
Defendant or Parent/Guardian if applicable

Subscribed and sworn to before me this  
13TH day of AUGUST, 2015  
Jerry League (L.S.)  
Notary Public for South Carolina  
My Commission Expires: 11-7-2016

The applicant's request for court-appointed counsel is hereby  granted /  denied.

Dated: \_\_\_\_\_  
\_\_\_\_\_, South Carolina

\_\_\_\_\_  
Judge/Clerk or Deputy Clerk



# The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
1220 SENATE STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1890  
FAX: (803) 734-1839  
www.sccourts.org

February 22, 2016

Timothy Dale Crockett, 164539  
Broad River Correctional Institution  
4460 Broad River Road  
Columbia SC 29210

Re: The State v. Timothy D. Crockett  
Appellate Case No. 2015-002298

Dear Mr. Crockett:

This Court has received the enclosed guilty plea from your lawyer pursuant to Rule 203(d)(1)(B)(iv) of the South Carolina Appellate Court Rules, which reads as follows:

If the appeal is from a guilty plea, an Alford[2] plea or a plea of nolo contendere, a written explanation showing that there is an issue which can be reviewed on appeal. This explanation should identify the issue(s) to be raised on appeal and the factual basis for the issue(s) including how the issue(s) was raised below and the ruling of the lower court on that issue(s). If an issue was not raised to and ruled on by the lower court, the explanation shall include argument and citation to legal authority showing how this issue can be reviewed on appeal. If the appellant fails to make a sufficient showing, the notice of appeal may be dismissed.

You have (20) days from the date of this letter to inform this Court in writing of any arguable basis that there are issues preserved for appeal. Please send your explanation to the Court at the following address:

*It's been 7 months since my sentencing.*

South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

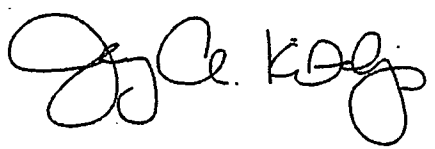
**RECEIVED**  
MAR 10 2016  
SC Court of Appeals

Please also send a copy to the State at the following address:

S.C. Attorney General Office  
P.O. Box 11549  
Columbia, SC 29211

Failure to comply within (20) days of the date of this letter will result in the dismissal of your appeal.

Very truly yours,



CLERK

- cc: Mary Stuart Shealy, Esquire
- Andrew J. Johnston, Esquire
- Robert Michael Dudek, Esquire
- Megan Lynn Moricle, Esquire
- Alan McCrory Wilson, Esquire
- John Benjamin Aplin, Esquire