

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF CHARLESTON

STATE VS.

DAVID ALAN WHITE

AKA: David White, David Allen White

Race: [REDACTED] Sex: [REDACTED]

DOB: [REDACTED] SS#: [REDACTED]

Address: [REDACTED]

City, State, Zip: [REDACTED]

DL# [REDACTED] SID# [REDACTED]

*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: Assault & Battery Of A High And Aggravated Nature

In violation of § 16-03-0600(B)(1) of the S.C. Code of Laws, bearing CDR Code # 3411

RECEIVED
SENTENCE SHEET

MAR 23 2016

SC Court of Appeals

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45
(CSC w/minor 1st or Lewd Act)

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury, (def.'s initials)

The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State

ATTEST:

Jenna P. Newman, Assistant Solicitor 100720 SC Bar # Defendant

Attorney for Defendant 73776 SC Bar #

WHEREFORE, the Defendant is committed to the State Department of Corrections County Detention Center, for a determinate term of 10 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 Service standard conditions of probation, which are incorporated by reference.

CONCURRENT or CONSECUTIVE to sentence on: 5530 POSS. WEAPON

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 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: \$ _____ days/hours Public Service Employment

Payment Terms: _____ Obtain GED

Set by SCDPPPS _____ Attend Voc. Rehab. Or Job Corp. _____

Recipient: _____ May serve W/E beginning _____

*Fine: _____ \$ _____ Substance Abuse Counseling

§14-1-206 (Assessments 107.5%) \$ _____ Random Drug/Alcohol Testing

§14-1-211 (A)(1)(Conv. Surcharge) \$100 \$ 100.00 Fine may be pd. in equal consecutive weekly/monthly

§14-1-211 (A)(2)(DUI Surcharge) \$100 \$ _____ pmts. of \$ _____ Beginning _____

§56-5-2995 (DUI Assessment) \$12 \$ _____ \$ _____ Paid to Public Defender Fund

§56-1-286 (DUI Breath Test) \$25 \$ _____ Other: _____

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 (SCCJA Surcharge) \$5 \$ 5.00

3% to County (if paid in installments) \$ \$ 3.98

TOTAL \$ 133.90

Clerk of Court/Deputy Clerk: Christine Davy

Court Reporter: Joyce Rueger

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

Presiding Judge: [Signature]

Judge Code: 2116

Sentence Date: 3/17/16

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON
CITY OF NORTH CHARLESTON

AFFIDAVIT
OCA# 2013041501
Det. G. Kramer #171

Personally appeared before me, a magistrate of this County, R. E. Stone one who, first being duly sworn, deposes and says that

DAVID ALAN WHITE

did within this County and State on the 27th day of November, 2013 violate the criminal laws of the State of South Carolina in the following particulars:

DESCRIPTION OF OFFENSE
Attempted Murder
VIOLATION OF SECTION
16-3-29

The affiant states 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:

On November 27, 2013 at approximately 9:20pm, while at 7694 Hilladale Road, which is located in the City of North Charleston, County of Charleston, State of South Carolina, the defendant, **David Alan White**, did commit the offense of **Attempted Murder**, in violation of section **16-3-29** of the South Carolina Code of Laws of 1976, as amended. In that the defendant, while armed with a knife, did cut the victim's throat with the intent to cause harm and great bodily injury.

Facts to establish the aforesaid are that the defendant and victim were at a family gathering when the two got into a verbal altercation. The defendant produced a black in color stainless Appalachian Trail pocket knife with a three (3) inch blade and an overall length of 7 ¼ inches. The defendant charged at the victim, and cut the victim's throat. The injuries which the victim suffered are life threatening. The defendant then fled the scene and was later located at 1628 Marietta Street which is located in the City of North Charleston, County of Charleston. The defendant was identified by Spencer Washington, a witness who has known the defendant his entire life, by viewing a single recent booking photograph of the defendant. The defendant was provided with a written advisement of rights, which he signed as waiving. The defendant provided an audio and video recorded admission of guilt. This is the result of the investigation of Detective G. Kramer, Spencer Washington and Dwayne Forrest are witnesses to prove the same. All done against the law, peace and dignity of the State of South Carolina.

Sworn to and Subscribed before me
this _____ day of NOV 28 2013
2013.

Signature of Judge

R. E. Stone
(AFFIANT)

Address: 2500 City Hall Lane
North Charleston, SC 29406
Phone: (843) 554-5700

**BAIL PROCEEDING
FORM II**

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON

COURT OF GENERAL SESSIONS

STATE OF SOUTH CAROLINA

ORDER SPECIFYING METHODS AND CONDITIONS OF RELEASE

DAVID WHITE

NAME OF DEFENDANT

Offense Charged: **ATTEMPTED MURDER**

At a bail proceeding conducted by the undersigned judge, for the defendant named above, it was determined by the court (check one or both):

- The release of the defendant on recognizance will not reasonably assure his appearance as required.
- The release of the defendant on recognizance will result in an unreasonable danger to the community.

This determination was based upon the following findings of fact:

[Considerations: Nature and circumstances of the offense charged, the defendant's family ties, employment, financial resources, character and mental condition, the length of his residence in the community, his record of convictions, and any record of flight to avoid prosecution or failure to appear at other court proceedings.]

THEREFORE, IT IS HEREBY ORDERED:

1. That the above named defendant be released from custody on the condition that he will personally appear before the designated court at the place, date and time required to answer the charge made against him and do what shall be ordered by the court and not depart the State without the permission of the court and be of good behavior.
2. That the above named defendant be released from custody provided as follows (check all that apply):

CASH IN LIEU OF BOND

The defendant, acknowledges himself to be indebted to the State of South Carolina in the sum of _____ to secure his release from custody. Should the defendant fail to comply with all terms and conditions of this Order, this sum of money is subject to being forfeited to the State.

CASH PERCENTAGE IN LIEU OF BOND

The defendant, acknowledging himself to be indebted to the State of South Carolina in the full amount of _____, his release to be obtained by payment to the court of _____ % (not to exceed 10%) of the full amount of the bond, deposits _____ to secure his release from custody. Should the defendant fail to perform the conditions of this Order, the full amount shall be levied on his real and personal property for the use of the State.

APPEARANCE RECOGNIZANCE WITH SURETY

The defendant will provide good and sufficient surety approved by the court, in the form hereinafter set forth in this Order, acknowledging an indebtedness to the State in the amount of **\$100,000.00**.

3. That the defendant shall appear at (check one):

the term of COURT OF GENERAL SESSIONS beginning on Friday, March 07, 2014 at 2:00 o'clock, P.M. at CHARLESTON COUNTY JUDICIAL CENTER, 100 BROAD STREET, CHARLESTON and remain there throughout that term of court. If no disposition is made during that term, the defendant shall appear and remain throughout each succeeding term of court until final disposition is made of his case, unless otherwise ordered by the court.

the session of _____ beginning on _____ at _____ o'clock, _____ at _____ If no final disposition is made during that session, the defendant shall appear at such other times and places as ordered by the court.

INITIALS OF DEFENDANT DW

4. That the defendant will notify the court promptly if he changes his address from the one contained in this order and he will comply with those conditions described hereinafter in the Order.


11/28/2013 10:48:22 AM
SIGNATURE OF JUDGE: Summey-Fuller

November 28, 2013
DATE

ACKNOWLEDGEMENT BY DEFENDANT

I understand that if I violate any condition of this Order, a warrant for my arrest will be issued.

I understand and have been informed that I have a right and obligation to be present at trial and should I fail to attend the court, the trial will proceed in my absence.

It has been explained to me that if I fail to appear before the court as required, a warrant for my arrest will be issued.

David White

ADDRESS		SIGNATURE OF DEFENDANT: DAVID WHITE	
CITY/STATE/ZIP	TELEPHONE	November 28, 2013	
SOCIAL SECURITY NUMBER		DATE	
DRIVER'S LICENSE OR ID NUMBER		No Attorney on Record	
		ATTORNEY REPRESENTING ACCUSED (IF KNOWN)	

SPECIAL CONDITIONS OF RELEASE

a. Placement in custody. The defendant is placed in the custody of: _____
NAME OF PERSON OR ORGANIZATION

ADDRESS CITY/STATE ZIP TELEPHONE
who agrees (1) to supervise the defendant as set forth by the court, (2) to use every effort to assure the appearance of the defendant at all scheduled hearings before the court, and (3) to notify the court immediately in the event the defendant violates any conditions of his release or disappears.

SIGNATURE OF CUSTODIAN (IF APPROVED) DATE

b. Restrictions on Travel, Association or Residence. The defendant will comply with each of the following conditions:

c. Part-time Release. The defendant will be released from custody from _____ o'clock, _____ o'clock,
TIME AM/PM TIME AM/PM
on condition that he return to the custody of _____
DATE(S) NAME OF PERSON OR ORGANIZATION
at _____ as designated.
LOCATION

d. Other Conditions. The defendant will comply with the following other conditions of release: **You are required to appear for your 2nd Court Appearance on Friday, May 16, 2014 at 9:00 A.M. at the Court of General Sessions located at 100 Broad Street, Charleston.**

APPEARANCE RECOGNIZANCE WITH SURETY

On the _____ day of _____, _____, personally appeared before the undersigned judge the surety named below who acknowledged himself indebted to the State of South Carolina, in the sum of _____, such sum to be levied on his real and personal property for the use of the State, should named defendant fail in performing the conditions of this Order.

The surety, being duly sworn, says that he is a resident and free holder within the State and is worth the sum acknowledged and underwritten herein, over all his debts and liabilities, and exclusive of property exempt from execution.

NAME OF SURETY BONDSMAN COMPANY	TELEPHONE	SIGNATURE OF SURETY BONDSMAN
ADDRESS OF SURETY BONDSMAN		
CITY/STATE/ZIP		SIGNATURE OF JUDGE:
NAME OF INSURANCE COMPANY		DATE
ADDRESS OF INSURANCE COMPANY		
CITY/STATE/ZIP		