

STATE OF SOUTH CAROLINA)

COUNTY OF BEAUFORT)

State of South Carolina,)

vs.)

Julius Rooks McBean,)

Defendant.)

IN THE COURT OF GENERAL SESSIONS

FOURTEENTH JUDICIAL CIRCUIT

VERDICT FORM

RECEIVED

AUG 08 2016

SC Court of Appeals

Case Nos: 2010-GS-07-0973, 2010-GS-07-0974, 2010-GS-07-0975

2016 MAY 25 PM 4:43
CLERK OF COURT
BEAUFORT COUNTY, S.C.

1. We the jury, unanimously find the Defendant, Julius Rooks McBean, concerning the offense of Assault and Battery with Intent to Kill:

Case Number: 2010-GS-07-0973

Not Guilty
 Guilty

2. We the jury, unanimously find the Defendant, Julius Rooks McBean, concerning the offense of Attempted Armed Robbery:

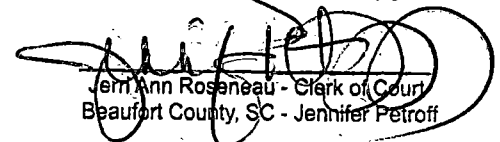
Case Number: 2010-GS-07-0975

Not Guilty
 Guilty

If you find the Defendant Not Guilty to (1) and (2), stop. If you find the Defendant Guilty to either (1) or (2), answer (3).

[see next page]

Certified - A True Copy


Jerr Ann Roseneau - Clerk of Court
Beaufort County, SC - Jennifer Petroff

3. We the jury, unanimously find the Defendant, Julius Rooks McBean, concerning the offense of Possession of a Weapon during the Commission of a Violent Crime:

Case Number: 2010-GS-07-0974

_____ Not Guilty

✓ _____ Guilty

I certify this decision was the unanimous decision of the jury.

Rebecca Nestor

Foreperson

May 25, 2016

STATE OF SOUTH CAROLINA

0-20 yrs IN THE COURT OF GENERAL SESSIONS

COUNTY OF Beaufort
STATE VS. Julius Rooks

INDICTMENT/CASE#: 2010GS0700972
A/W#: J348158
Date of Offense: 12/23/2009
S.C. Code § : 16-11-0330(B)
CDR Code #: 0026

AKA:
Race: B Sex: M Age: 29
DOB: SS#:
Address: Rd
City, State, Zip: Lansing NY 14882
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 TO: Robbery / Attempted armed, or allegedly armed, robbery

CONVICTED OF or PLEADS

in violation of § 16-11-0330(B) of the S.C. Code of Laws, bearing CDR Code # 0026
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.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

Swanson Hunter #72934 SC Bar# Defendant Attorney for Defendant 12938 SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
for a determinate term of 15 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: 5/25/16
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. 29 months
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 3 columns: Description, Amount, Total. Includes items like Assessments 107.5%, Conv. Surcharge, DUI Surcharge, etc.

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: Pam V. Gunnis
Court Reporter: Pamela Green
SCCA/217 (03/2011)

Presiding Judge:
Judge Code: 2135
Sentence Date: 5/25/16

WITNESSES

Baird - BCSO

ARREST WARRANT NUMBER

J348158

ACTION OF GRAND JURY

True Bill

[Signature]
Foreperson of Grand Jury
Date: MAY 20 2010

VERDICT

[Signature]

Foreperson of Petit Jury

Date:

INDICT

DOCKET NO. 2010GS0700972

The State of South Carolina

County of Beaufort

COURT OF GENERAL SESSIONS

May Term 2010

THE STATE

vs.

~~Julius Proseley Rooks~~ *[Signature]*
~~Aka~~ *[Signature]*
Julius Rooks McBean

FTA 5/2/14

Indictment for

Robbery / Attempted Armed Robbery

SC Code: 16-11-0330(B)
CDR Code:0026

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

Defendant

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.

STATE OF SOUTH CAROLINA)
)
COUNTY OF BEAUFORT)

INDICTMENT
2010GS0700972

At a Court of General Sessions, convened on May 20, 2010, the Grand Jurors of Beaufort County present upon their oath:

Robbery / Attempted Armed Robbery

That on or about December 23, 2009, in Beaufort County, South Carolina, at Island Plaza Convenience Store, 862 Sea Island Pkwy, St. Helena, SC, the Defendant, Julius Presley Rooks aka Julius Rooks McBean, by use of force, threats or intimidation and while armed with a deadly weapon, or while alleging, either by action or words, he was armed while using a representation of a deadly weapon or other object which a person present during the commission of the attempted robbery reasonably believed to be a deadly weapon, did attempt to take and carry away goods or monies from the person or immediate presence of Jay Patel with the intent to permanently deprive him of possession thereof; in violation of Section 16-11-330(B) of the South Carolina 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.



Solicitor

Jared Sullivan Newman, P.A.

Trial Attorney

Certified Civil Court Mediator

1508 Paris Ave.

Post Office Box 515

Port Royal, South Carolina 29935

jnewman@jnewmanlaw.com

Phone: (843) 522-1313

Fax: (843) 522-0421

August 5, 2016

Hon. V. Clair Allen, Clerk
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RECEIVED

AUG 08 2016

SC Court of Appeals

Re: The State v. Julius Rooks-McBean
Appeal from Beaufort County
Indictment Nos. 2010-GS-07-972, 973 and 974.

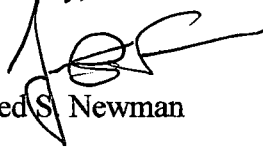
Dear Madam Clerk;

Enclosed please find certified true copies on the indictments and sentencing sheets filed in with the Beaufort County Clerk of Court in this matter.

Also please find a copy of a consent order relieving me as counsel. I am forwarding these documents to you as requested by Mr. Rooks-McBean and do not represent him in this appeal.

If you need any further information, please let Mr. McBean know. With kind regards, I remain,

Sincerely,



Jared S. Newman

cc: Mr. Julius Rooks-McBean

STATE OF SOUTH CAROLINA

COUNTY OF BEAUFORT

State of South Carolina,

vs.

Julius Rooks McBean,

Defendant.

IN THE COURT OF GENERAL SESSIONS

FOURTEENTH JUDICIAL CIRCUIT

VERDICT FORM

Case Nos: 2010-GS-07-0973, 2010-GS-07-0974, 2010-GS-07-0975

2016 MAY 25 PM 4:43
CLERK OF COURT
BEAUFORT COUNTY, S.C.

1. We the jury, unanimously find the Defendant, Julius Rooks McBean, concerning the offense of Assault and Battery with Intent to Kill:

Case Number: 2010-GS-07-0973

Not Guilty
 Guilty

2. We the jury, unanimously find the Defendant, Julius Rooks McBean, concerning the offense of Attempted Armed Robbery:

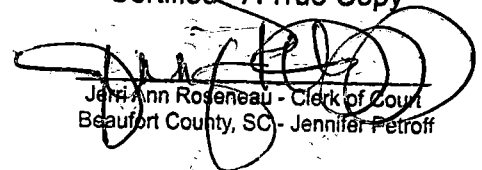
Case Number: 2010-GS-07-0975

Not Guilty
 Guilty

If you find the Defendant Not Guilty to (1) and (2), stop. If you find the Defendant Guilty to either (1) or (2), answer (3).

[see next page]

Certified - A True Copy


Jennifer Petroff - Clerk of Court
Beaufort County, SC

3. We the jury, unanimously find the Defendant, Julius Rooks McBean, concerning the offense of Possession of a Weapon during the Commission of a Violent Crime:

Case Number: 2010-GS-07-0974

_____ Not Guilty

 ✓ Guilty

I certify this decision was the unanimous decision of the jury.

Rebecca Mastropolo

Foreperson

May 25, 2016

you and I should be
in the future, I will be
in the future, I will be

STATE OF SOUTH CAROLINA

0-20yrs IN THE COURT OF GENERAL SESSIONS

COUNTY OF Beaufort
STATE VS. Julius Rooks
AKA:
Race: B Sex: M Age: 29
DOB: SS#:
Address: Lansing Rd
City, State, Zip: Lansing NY 14882
DL#: STD#:

INDICTMENT/CASE#: 2010GS0700973
A/W#: J348159
Date of Offense: 12/23/2009
S.C. Code § : 16-03-0620
CDR Code #: 0014

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was
TO: Assault / Assault and battery with Intent to Kill (ABWIK)

CONVICTED OF or PLEADS

in violation of § 16-03-0620 of the S.C. Code of Laws, bearing CDR Code # 0014
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.

Swanson Number #72934 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 15 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: 5/25/26
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. 29 months
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 3 columns: Description, Amount, Total. 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) \$, 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 Pamela Green
Court Reporter: Pamela Green
SCCA/217 (03/2011)

Presiding Judge
Judge Code: 2175
Sentence Date: 5/25/16

WITNESSES

Baird - BCSO

ARREST WARRANT NUMBER

J348159

ACTION OF GRAND JURY

True Bill

[Signature]
Foreperson of Grand Jury
Date: **MAY 20 2010**

VERDICT

[Signature]

Foreperson of Petit Jury
Date:
INDICT

DOCKET NO. 2010GS0700973

The State of South Carolina
County of Beaufort

COURT OF GENERAL SESSIONS

May Term 2010

THE STATE

vs.

~~Julius Rooks McBean~~ *[Signature]*
Julius Rooks McBean

FTA 5/2/14

Indictment for

Assault and battery with Intent to Kill (ABWIK)

SC Code: 16-03-0620
CDR Code:0014

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

Defendant

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.

STATE OF SOUTH CAROLINA)
)
COUNTY OF BEAUFORT)


INDICTMENT
2010GS0700973

At a Court of General Sessions, convened on May 20, 2010, the Grand Jurors of Beaufort County present upon their oath:

Assault and battery with Intent to Kill (ABWIK)

That in Beaufort County, South Carolina, on or about December 23, 2009, the Defendant, Julius Presley Rooks aka Julius Rooks McBean, with malice aforethought, did commit an unlawful act of a violent nature upon the victim, Jay Patel to wit: the Defendant did shoot the victim; all in violation of the Common Law of South Carolina and Section 16-03-620 of the Code of Laws of South Carolina (1976, as amended).

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


Solicitor

STATE OF SOUTH CAROLINA

COUNTY OF BEAUFORT

State of South Carolina,

vs.

Julius Rooks McBean,

Defendant.

IN THE COURT OF GENERAL SESSIONS

FOURTEENTH JUDICIAL CIRCUIT

VERDICT FORM

Case Nos: 2010-GS-07-0973, 2010-GS-07-0974, 2010-GS-07-0975

2016 MAY 25 PM 4:43
CLERK OF COURT
BEAUFORT COUNTY, S.C.

1. We the jury, unanimously find the Defendant, Julius Rooks McBean, concerning the offense of Assault and Battery with Intent to Kill:

Case Number: 2010-GS-07-0973

Not Guilty
 Guilty

2. We the jury, unanimously find the Defendant, Julius Rooks McBean, concerning the offense of Attempted Armed Robbery:

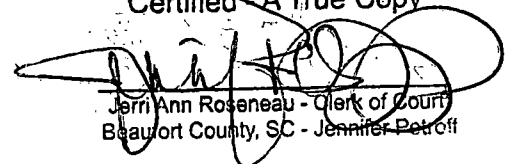
Case Number: 2010-GS-07-0975

Not Guilty
 Guilty

If you find the Defendant Not Guilty to (1) and (2), stop. If you find the Defendant Guilty to either (1) or (2), answer (3).

[see next page]

Certified - A True Copy


Jerri Ann Roseneau - Clerk of Court
Beaufort County, SC - Jennifer Petroff

3. We the jury, unanimously find the Defendant, Julius Rooks McBean, concerning the offense of Possession of a Weapon during the Commission of a Violent Crime:

Case Number: 2010-GS-07-0974

_____ Not Guilty

✓ Guilty

I certify this decision was the unanimous decision of the jury.

Rebecca N. ...

Foreperson

May 25, 2016

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Beaufort
STATE VS. Julius Rooks

INDICTMENT/CASE#: 2010GS0700974
A/W#: J348160
Date of Offense: 12/23/2009
S.C. Code §: 16-23-0490
CDR Code #: 0549

AKA:
Race: B Sex: M Age: 29
DOB: SS#:
Address: Lansing Rd
City, State, Zip: Lansing NY 14882
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 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
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: Swanson, Hunter #7293A 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 05 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. 29 months
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 3 columns: Description, Amount, Total. 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 Fcc) \$50, § 56-5-2942(J) (Vehicle Assessment) \$40/ca, Proviso 90.5 (SCCJA Surcharge) \$5, 3% to County (if paid in installments) \$, 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: Pamela K. Green
Court Reporter: Pamela Green
SCCA/217 (03/2011)

Presiding Judge:
Judge Code: 2135
Sentence Date: 5/25/16

WITNESSES

Baird - BCSC

ARREST WARRANT NUMBER

J348160

ACTION OF GRAND JURY

True Bill

B. M. ...
Foreperson of Grand Jury **MAY 20 2010**
Date:

VERDICT

Rebecca ...

Foreperson of Petit Jury

Date:

INDICT

DOCKET NO. 2010GS0700974

The State of South Carolina

County of Beaufort

COURT OF GENERAL SESSIONS

May Term 2010

THE STATE

vs.

~~Julius Rooks McBean~~ *(initials)*
Julius Rooks McBean

FTA 5/2/14

Indictment for

**Weapons / Possession of weapon during
commission of violent crime**

SC Code: 16-23-0490
CDR Code:0549

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.

STATE OF SOUTH CAROLINA)
)
COUNTY OF BEAUFORT)

INDICTMENT
2010GS0700974

At a Court of General Sessions, convened on May 20, 2010, the Grand Jurors of Beaufort County present upon their oath:

Weapons / Possession of weapon during commission of violent crime

That in Beaufort County, South Carolina, on or about December 23, 2009, the Defendant, Julius Presley Rooks aka Julius Rooks McBean, did possess a weapon or visibly display what appeared to be a weapon during the commission, or attempted commission, of Assault and Battery with Intent to Kill and/or Attempted Armed Robbery, a violent crime. This is in violation of 16-23-490 of the South Carolina 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.


Solicitor