

6

WITNESSES

Inv. Dana Dillard- Spartanburg City

Christy S. Minoz

ARREST WARRANT NUMBER

Direct Presentment

ACTION OF GRAND JURY

MAY 08 2016

True Bill

Foreperson of Grand Jury
Date:

VERDICT

Guilty

Foreperson of Petit Jury
Date: 11.19.2016

DOCKET NO. 2016-GS-42-2201

**The State of South Carolina
County of Spartanburg**

COURT OF GENERAL SESSIONS

MAY 09 2016

TERM 2016

THE STATE

vs.

**THOMAS STEPHEN ACKER
D.O.B. .**

Indictment for

**CRIMINAL SEXUAL CONDUCT WITH A
MINOR IN THE FIRST DEGREE**

SC Code: 16-3-655 (A)(1)
CDR Code: 0385

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.

- 1. SENTENCE MADE
- 2. REPORT ENDED
- 3. CARD FILLED
- INDEXED
- 4. CHECKED WARRANTS
- 5. CHECKED SIGNATURE
- 7. ASSESSMENT AND FINE CARD MADE

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RECEIVED

NOV 28 2016

SC Court of Appeals

STATE OF SOUTH CAROLINA)
)
)
COUNTY OF SPARTANBURG)

INDICTMENT

CRIMINAL SEXUAL CONDUCT
WITH A MINOR IN THE FIRST DEGREE

MAY 05 2016

At a Court of General Sessions, convened on _____, 2016, the Grand Jurors of Spartanburg County present upon their oath:

That Thomas Stephen Acker, did in Spartanburg County, between the dates of August 1, 2004 and May 31, 2005, willfully and knowingly commit the crime of Criminal Sexual Conduct with a Minor in the First degree. To wit: Thomas Stephen Acker, did engage in sexual battery with a minor [REDACTED] who was less than eleven (11) years of age at the time. This is in direct violation of Section 16-3-655(A)(1) (formerly 16-3-655(1)), 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.

OFFICE OF THE ATTORNEY GENERAL



ALAN WILSON (BBM)
ATTORNEY GENERAL

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NOV 28 2016

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF SPARTANBURG
STATE VS,

Thomas Stephen Acker

AKA:

Race: W Sex: M Age: 75

DOB: SS#: [REDACTED]

Address: ive

City, State, Zip: Spartanburg, SC 293022103

DL#: SID#:

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was

TO: Sex / Criminal sexual conduct with minor - victim under 11 yrs of age - First de

INDICTMENT/CASE#: 2016GS4202201

A/W#: 2016GS4202201

Date of Offense: 5/31/2005

S.C. Code § : 16-03-0655(A)(1); 16-03-0

CDR Code #: 0385

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NOV 28 2016

SENTENCE SHEET

SC Court of Appeals

CONVICTED OF or PLEADS

in violation of § 16-03-0655(A)(1); 16-03-0 of the S.C. Code of Laws, bearing CDR Code # 0385

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: [Signatures] GENERAL ATTORNEY 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 20 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.

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 (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:

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 61.6 (Public Def/Probation) \$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, 3% to County (if paid in installments) \$3.75.

TOTAL

\$ 128.75

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

\$ paid to Public Defender Fund

Other:

Appointed PD or appointed other counsel, Proviso 61.6 requires \$500 be paid to Clerk during probation and shall be collected before any other fees.

Clerk of Court/ Deputy Clerk C. Poole

Court Reporter: C. Moffitt

SCCA/217 (07/2016)

Presiding Judge [Signature]

Judge Code: 3053

Sentence Date: November 18, 2016

DOCKET NO. 2016-GS-42-2202

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

WITNESSES

Inv. Dana Dillard- Spartanburg City

The State of South Carolina

County of Spartanburg

Defendant

Anthony & Mingo

COURT OF GENERAL SESSIONS

MAY 09 2016 TERM 2016

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

ARREST WARRANT NUMBER

Direct Presentment

Defendant

THE STATE

vs.

Witness:

**THOMAS STEPHEN ACKER
D.O.B. 1**

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

ACTION OF GRAND JURY

MAY 08 2016

~~True Bill~~

Foreperson of Grand Jury
Date:

2016 MAY 13 11:10:21

VERDICT

Guilty

Indictment for

**DISSEMINATING OBSCENE MATERIAL
TO MINOR TWELVE YEARS OF AGE
OR YOUNGER**

SC Code: 16-15-355
CDR Code: 3131

- 1. SENTENCE MADE
- 2. REPORT ENTERED
- 3. CARD PULLED
- INDEXED
- 7. CHECKED WARRANTS
- 4. CHECKED SIGNATURE
- 7. ASSESSMENT AND FINE CARD MADE

CP
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CP
CP
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CP

Foreperson of Petit Jury

Date: 11.18 2016

RECEIVED

NOV 28 2016

SC Court of Appeals

STATE OF SOUTH CAROLINA)
)
)
COUNTY OF SPARTANBURG)

INDICTMENT

DISSEMINATING OBSCENE MATERIAL TO
MINOR TWELVE YEARS OF AGE OR YOUNGER

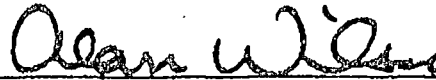
MAY 05 2016

At a Court of General Sessions, convened on _____, 2016, the Grand Jurors of Spartanburg County present upon their oath:

That Thomas Stephen Acker, did in Spartanburg County, between the dates of August 1, 2004 and May 31, 2005, willfully and knowingly commit the crime of Disseminating Obscene Material to Minor Twelve Years of Age or Younger. To wit: Thomas Stephen Acker, a person eighteen years of age or older, did, while in Spartanburg County, knowingly disseminate or attempt to disseminate to a minor twelve years of age or younger, material which he knew or should have known to be obscene within the meaning of Section 16-15-305. This is in direct violation of Section 16-15-0355, 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.

OFFICE OF THE ATTORNEY GENERAL



ALAN WILSON (BBM)
ATTORNEY GENERAL

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NOV 28 2016
SC Court of Appeals

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STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF SPARTANBURG
STATE VS.
Thomas Stephen Acker
AKA:
Race: W Sex: M Age: 75
DOB: SS#:
Address:
City, State, Zip: Spartanburg, SC 293022103
DL#: SID#:

INDICTMENT/CASE#: 2016GS4202202
A/W#: 2016GS4202202
Date of Offense: 5/31/2005
S.C. Code § : 16-15-0355
CDR Code #: 3131

RECEIVED

SENTENCE SHEET

NOV 28 2016

SC Court of Appeals

*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was
TO: Obscene / Disseminating obscene material to a minor 12 Y or younger

CONVICTED OF or PLEADS

In violation of § 16-15-0355 of the S.C. Code of Laws, bearing CDR Code # 3131
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:
GENERAL ATTORNEY SC Bar# 76212
Defendant
Attorney for Defendant SC Bar# 4499

WHEREFORE, the Defendant is committed to the 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.

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 (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

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
\$ paid to Public Defender Fund
Other:

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 61.6 (Public Def/Probation) \$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, 3% to County (if paid in installments) \$ 3.75. TOTAL \$ 128.75

Appointed PD or appointed other counsel, Proviso 61.6 requires \$500 be paid to Clerk during probation and shall be collected before any other fees.

Clerk of Court/ Deputy Clerk C. Poole
Court Reporter: C. Maffei
SCCA/217 (07/2016)

Presiding Judge
Judge Code:
Sentence Date: November 18, 2016