

**RECEIVED**  
DEC -8 2016  
S.C. SUPREME COURT

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

Appeal from Berkeley County

Honorable Deadra L. Jefferson, Circuit Court Judge

GEORGE SALISBURY,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO 2016-001289

SUPPLEMENTAL APPENDIX

LANELLE CANTEY DURANT  
Appellate Defender

ALAN WILSON  
Attorney General

South Carolina Commission on Indigent  
Defense  
Division of Appellate Defense  
PO Box 11589  
Columbia, SC 29211-1589  
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Columbia, SC 29201

ATTORNEY FOR PETITIONER

ATTORNEYS FOR RESPONDENT

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WITNESSES

SLED, Michelle China

*M. China*

ARREST WARRANT NUMBER

Direct Presentment

ACTION OF GRAND JURY

*B. K. K.*  
Foreperson of Grand Jury  
Date: *9-10-08*

VERDICT

**True Bill**

Foreperson of Petit Jury

Date:

INDICT.DOT

The State of South Carolina  
County of Berkeley

COURT OF GENERAL SESSIONS

SEPTEMBER TERM 2008

THE STATE

vs.

George Salisbury

Indictment for  
PRISONERS/TAKING OF HOSTAGE BY ANY  
INMATE

SC Code: 24-13-0450  
CDR Code:2524

Rule 5

2009 SEP 10 PM 12:18

STATE OF SOUTH CAROLINA )  
COUNTY OF Berkeley )

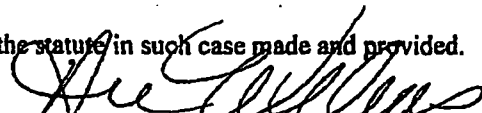
INDICTMENT  
PRISONERS/TAKING OF HOSTAGE BY ANY INMATE

At a Court of General Sessions, convened on September 10, 2008 the Grand Jurors of Berkeley County present upon their oath:

PRISONERS/TAKING OF HOSTAGE BY ANY INMATE

That George Salisbury did in Berkeley County on or about the 18<sup>th</sup> day of January, 2008, while an inmate at MacDougall Correctional Institution, take, hold, decoy, or carry away VICTIM by use of threat, coercion, intimidation, or physical force, to wit: while an inmate at said MacDougall Correctional Institution did take \_\_\_\_\_ hostage through the use of threats, force, coercion or intimidation and did confine her against her will at said institution. This being in violation of Section 23-13-450 of the South Carolina Code of Laws (1979) as amended.

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

  
Deputy Solicitor Bryan A. Alfaro

WITNESSES

Michelle China  
State Law Enforcement Division

*Michelle China*

AGENCY CASE NUMBER

DC 080009

ARREST WARRANT NUMBER

1729144

DATE OF ARREST

March 6, 2008

ACTION OF GRAND JURY

*Brian Ford*

Foreperson of Grand Jury  
Date: 9-10-08

VERDICT

True Bill

Foreperson of Petit Jury

Date:

INDICT

DOCKET NO. 08GS081687

The State of South Carolina  
County of Berkeley

COURT OF GENERAL SESSIONS

SEPTEMBER Term 2008

THE STATE

vs.

George Salisbury

W/M

Indictment for

CRIMINAL SEXUAL CONDUCT 1ST  
DEGREE

Rule 5

2008 SEP 10 PM 12:18

FILE



WITNESSES

Michelle China  
State Law Enforcement Division

*M. China*

ARREST WARRANT NUMBER

08GS081688

ACTION OF GRAND JURY

*Brian Keith*  
Foreperson of Grand Jury  
Date: *9-10-08*

VERDICT

**True Bill**

Foreperson of Petit Jury Date:

INDICT

DOCKET NO. 08GS081688

The State of South Carolina  
County of Berkeley

COURT OF GENERAL SESSIONS

SEPTEMBER Term 2008

THE STATE

vs.

George Salisbury

W/M

Indictment for  
ASSAULT ON A CORRECTIONAL  
OFFICER

Rule 5

2008 SEP 10 PM 12:19

FILED

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BERKELEY )

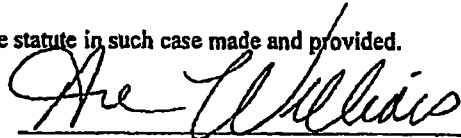
INDICTMENT

At a Court of General Sessions, convened on September 10, 2008 the Grand Jurors of Berkeley County present upon their oath:

ASSAULT ON A CORRECTIONAL OFFICER

That in Berkeley County, South Carolina, on or about January 18, 2008, the Defendant, George Salisbury, did assault an employee of McDougal Correctional Facility who was working in her capacity a Correctional Officer on such date in violation of Section 16-3-630 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.



ANNE WILLIAMS  
ASSISTANT SOLICITOR

STATE OF SOUTH CAROLINA )  
 COUNTY OF Berkeley )  
 STATE VS. )  
George Salisbury )  
 AKA: \_\_\_\_\_ )  
 Race: W Sex: M Age: 30 )  
 DOB: - SS#: \_\_\_\_\_ )  
 Address: MacDougal Correctional Institution )  
Ridgeville, SC 29472 )  
 DL#: \_\_\_\_\_ SID#: \_\_\_\_\_ )

IN THE COURT OF GENERAL SESSIONS  
 INDICTMENT/CASE#: 2008GS081074  
 A/W#: 2008GS081074  
 Date of Offense: 1/18/2008  
 S.C. Code § : 24-13-0450  
 CDR Code #: 2524

SENTENCE SHEET

In disposition of the said indictment comes now the Defendant who was  CONVICTED OF or  PLEADS TO: Prisoners / Taking of hostages by an inmate

in violation of § 24-13-0450 of the S.C. Code of Laws, bearing CDR Code # 2524  
 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 initial)  
 The plea is:  Without Negotiations or Recommendation,  Negotiated Sentence,  Recommendation by the State.

ATTEST: Anne Williams 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 30 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: 2008 GS 08 1688 + 1687  
 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.

SPECIAL CONDITIONS:

RESTITUTION:  Deferred  Def. Waives Hearing  Ordered PTUP \_\_\_\_\_ days/hours Public Service Employment  
 Total: \$ \_\_\_\_\_ plus 20% fee: \$ \_\_\_\_\_  
 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 \_\_\_\_\_  
 set by SCDPPPS \_\_\_\_\_ \$ \_\_\_\_\_ paid to Public Defender Fund

Recipient: _____	*Fine:	\$
§ 14-1-206 (Assessments 107.5 %)	\$	\$
§ 14-1-211(A)(1) (Conv. Surcharge)	\$100	\$ 100.00
§ 14-1-211(A)(2) (DUI Surcharge)	\$100	\$
§ 56-5-2995 (DUI Assessment)	\$12	\$
§ 35.13 (Public Def/Prob)	\$500	\$
§ 73.3, 1B TP (Law Enforce. Funding)	\$25	\$ 25.00
§ 33.7, 1B TP (Drug Court Surcharge)	\$100	\$
§ 50-21-114(BUI Breath Test Fee)	\$50	\$
§ 56-5-2942(J) (Vehicle Assessment)	\$40/ea	\$
3% to County (if paid in installments)	\$	\$ 3.90
§ 90.11 TP (SCCJA Surcharge)	\$5	\$ 5.00
TOTAL	\$	\$ 133.90

Other: Consecutive to 2008 GS 08 928

Appointed PD or appointed other counsel. §35.13 TP Requires \$500 be paid to Clerk during probation.

Linda J. Hill Clerk of Court/ Deputy Clerk  
Vivian Cross Court Reporter

PRESIDING JUDGE \_\_\_\_\_  
 Judge Code: 01111511  
 Sentence Date: 1/29/09

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Berkeley

STATE VS. George Salisbury

INDICTMENT/CASE#: 08GS081687

A/W#: I729144

Date of Offense: 1/18/2008

S.C. Code §: 16-03-0652

CDR Code #: 0160

AKA:

Race: W Sex: M Age: 30

DOB: SS#:

Address: MacDougall Correctional Institution  
Ridgeville, SC 29472

DL#: SID#:

SENTENCE SHEET

In disposition of the said indictment comes now the Defendant who was  CONVICTED OF or  PLEADS TO: Criminal Sexual Conduct 1st Degree

in violation of § 16-03-0652 of the S.C. Code of Laws, bearing CDR Code # 0160

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 initial)

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

ATTEST:

*Anne Williams*  
Williams, Anne

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 Life 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. Consec to 2001-05-08-928

CONCURRENT or  CONSECUTIVE to sentence on 2008-05-08-1688 + 1074

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.

SPECIAL CONDITIONS:

RESTITUTION:  Deferred  Def. Waives Hearing  Ordered PTUP

Total: \$        plus 20% fee: \$       

Payment Terms:       

set by SCDPPPS       

Recipient:       

\*Fine: \$       

§ 14-1-206 (Assessments 107.5%) \$       

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

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

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

§ 35.13 (Public Def/Prob) \$500 \$       

§ 73.3, 1B TP (Law Enforce. Funding) \$25 \$ 25.00

§ 33.7, 1B TP (Drug Court Surcharge) \$100 \$       

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

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

3% to County (if paid in installments) \$ 3.90

§ 90.11 TP (SCJA Surcharge) \$5 \$ 5.00

TOTAL \$ 133.90

*Linda J. Hill*  
Clerk of Court/ Deputy Clerk

Court Reporter *Virian Cross*

       days/hours Public Service Employment

Obtain GED       

Attend Voc. Rehab. or Job Corp.       

May serve W/B 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:       

Consecutive to 2001-05-08-928

Appointed PD or appointed other counsel. §35.13 TP. Requires \$500 be paid to Clerk during probation.

PRESIDING JUDGE *Justin Smith*

Judge Code:       

Sentence Date: 1/29/09

STATE OF SOUTH CAROLINA

COUNTY OF Berkeley  
STATE VS.

George Salisbury

AKA:

Race: W Sex: M Age: 30

DOB: SS#:

Address: MacDougall Correctional Institution  
Ridgeville, SC 29472

DL#: SID#:

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 08GS081688

6no-5y

A/W#: 08GS081688

Date of Offense: 3/6/2008

S.C. Code § : 16-03-0630

CDR Code #: 2525

SENTENCE SHEET

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

TO: Assault upon Corrections Officer

in violation of § 16-03-0630 of the S.C. Code of Laws, bearing CDR Code # 2525

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. (Defendant initial)

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

ATTEST

*Ann Williams*  
Williams, Anne

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 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: 2008-GS-08-10744-1687

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.

SPECIAL CONDITIONS:

RESTITUTION:  Deferred  Def. Waives Hearing  Ordered PTUP

Total: \$ plus 20% fee: \$

Payment Terms:

set by SCDPPPS

Recipient:

\*Fine: \$

§ 14-1-206 (Assessments 107.5 %) \$

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

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

§ 56-5-2995 (DUI Assessment) \$12 \$

§ 35.13 (Public Def/Prob) \$500 \$

§ 73.3, 1B TP (Law Enforce. Funding) \$25 \$ 25.00

§ 33.7, 1B TP (Drug Court Surcharge) \$100 \$

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

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

3% to County (if paid in installments) \$ 13.90

§ 90.11 TP (SCCJA Surcharge) \$5 \$ 5.00

TOTAL \$ 133.90

*Linda J. Hill*  
Clerk of Court/ Deputy Clerk

Court Reporter *Vivian Cross*

days/hours Public Service Employment

Obtain GED

Attend Voc. Rehab. or Job Corp.

May serve W/B 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:

*Consecutive to 2001-GS-08-928*

Appointed PD or appointed other counsel, \$35.13 TP Requires \$500 be paid to Clerk during probation.

PRESIDING JUDGE

Judge Code:

Sentence Date:

*Justin Denny*  
1/29/09