

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from York County
Honorable John C. Hayes, Circuit Court Judge

THE STATE,

V.

JOHN ROBERT CRAWFORD,

RESPONDENT,

APPELLANT

APPELLATE CASE NO 2016-001164

RECORD ON APPEAL

WANDA H. CARTER
Deputy Chief Appellate Defender

South Carolina Commission on Indigent
Defense
Division of Appellate Defense
PO Box 11589
Columbia, SC 29211-1589
(803) 734-1330

ATTORNEY FOR APPELLANT

MATTHEW BUCHANAN
General Counsel
S.C. DPPPS
P. O. Box 50666
Columbia, SC 29250

ATTORNEYS FOR RESPONDENT

ORIGINAL

RECEIVED

OCT 10 2016

SC Court of Appeals

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State of South Carolina.,)	In the General Sessions
)	Court of York
)	
County of York.)	Case No.: 2012-GS-46-03690

South Carolina Probation.,)	
Parole and Pardon.,)	
)	
Plaintiff.,)	
)	
-vs-)	Transcript of Record
)	Probation Revocation

John Robert Crawford.,)
)
Defendant.)
)

May 16, 2016
York, South Carolina

B E F O R E:

The Honorable John C. Hayes, III, Judge.

A P P E A R A N C E S:

Agent Willie Sellers
South Carolina Department of Probation
Parole and Pardon
Moss Justice Center
1675-1F York Highway
York, South Carolina 29745-7428
803-628-3035
For the Plaintiff

Mrs. Toni Johnson, Attorney
Sixteenth Circuit Public Defender's Office
P.O. Box 691
1675-1E York Highway
York, South Carolina 29745
803-628-3031
For the Defendant

ORIGINAL

Wanda Nelson, CVR-M
Official Court Reporter
To the Honorable John C. Hayes, III

I-N-D-E-X

E-X-A-M-I-N-A-T-I-O-N

WITNESS

BY:

PAGE NO.

No witnesses were called and examined.

-3-

I-N-D-E-XE-X-H-I-B-I-T-S

<u>NO.</u>	<u>DESCRIPTION</u>	<u>ID</u>	<u>EVD.</u>
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No exhibits were received into the record.

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1 (DEFENDANT JOHN CRAWFORD, WHITE MALE, ENTERS COURTROOM
2 FROM HOLDING CELL AT 10:43 AM.)

3 THE COURT: Mr. Crawford, how old are you?

4 MR. CRAWFORD: Fifty-one.

5 THE COURT: Are you represented by Ms. Johnson?

6 MR. CRAWFORD: Yes. Yes, sir.

7 THE COURT: I have in front of me a probation matter.
8 It looks like you were arrested on a probation warrant on
9 April 21st of this year. Is that correct?

10 MR. CRAWFORD: Yes, sir.

11 THE COURT: It alleges that you violated a sentence
12 that Judge Nettles imposed on October 17th, 2012 for
13 burglary violent, second degree. He gave you fifteen years
14 and you served four and then you were on probation for
15 three years; is that correct?

16 MR. CRAWFORD: Yes, sir.

17 THE COURT: The violation alleged in the affidavit on
18 the warrant is that you had failed to follow your agents
19 advice and instructions; that you had not reported since
20 October 19th of last year; that you were arrested by Mount
21 Pleasant police November 11th of last year for assault and
22 battery first degree.

23 What's happened to that charge?

24 MS. JOHNSON: He accepted a plea, your Honor, but it
25 was reduced to a A and B second degree charge and he is on

1 probation.

2 THE COURT: But that is a substantial violation of
3 your current probationary sentence. How long has got
4 probation down there in Charleston County?

5 MR. CRAWFORD: Two years, sir.

6 THE COURT: Ms. Johnson.

7 MS. JOHNSON: Thank you, your Honor. As Mr. Crawford
8 stated he is fifty-one years of age; he is not married. He
9 has four children, your Honor. The youngest is three years
10 old. The others are above the age of majority. He went
11 -- graduated high school and attended York Tech. He does
12 yard work, your Honor, and has done yard work in the past.
13 He was trying to build a little bit of a business there.
14 He takes care of his mother, your Honor, who is here in the
15 courtroom along with his aunt. His mother has had two
16 strokes and she depends on him to be there for her and help
17 her out.

18 I've had an opportunity to go over the allegations
19 with him, your Honor. On the failure to report, last
20 reporting on October 19, he tells me that he was reporting
21 every two months so his next report would have been in
22 December, on December 19th, your Honor. He does admit that
23 he was arrested on the A and B first. And as I stated he
24 did enter a plea to a A and B second degree charge, your
25 Honor, for two years of probation.

1 The supervision fees he admits to those as well. He
2 is hoping that at some point, there's a home that he's
3 hoping to get some equity out of in order to get his fines
4 and fees caught up, your Honor. I've had an opportunity to
5 speak with Agent Sellers in reference to this and Agent
6 Sellers' recommendation did change. He is willing to
7 consider a ninety day revocation, your Honor, and continue
8 him on probation. There is some restitution that is still
9 owed and I've spoken to Mr. Crawford about that. He would
10 like to do his time over at the prison farm.

11 There is a potential, your Honor, that his probation
12 could potentially be transferred to Charleston. I've
13 spoken to him about that and he really would like to stay
14 in the county with his mother so that he can fulfill the
15 promise he made to his father. Before his father died he
16 was to take care of his mother. So we are asking your
17 Honor to go along with the recommendation of ninety days
18 and continue on probation.

19 THE COURT: Its not reflected on the affidavit on the
20 arrest warrant.

21 MS. JOHNSON: I'm sorry.

22 THE COURT: The arrest warrant was issued February of
23 last year so obviously he hadn't reported. It was not
24 reflected on that that he also had some other charges from
25 August of last year here in York County.

-7-

1 I'll be glad to hear from you, Mr. Crawford. It looks
2 like in looking at your record that you're serving a life
3 sentence on the installment plan. How many times you been
4 in jail?

5 MR. CRAWFORD: Maybe four, sir.

6 THE COURT: I'll be glad to hear anything you have to
7 say.

8 MR. CRAWFORD: I just ask that you go along with the
9 recommendation of my parole officer and my attorney, sir,
10 so I can be home with my family.

11 THE COURT: Well, I think it's time we'll have to give
12 up on you because you just -- I mean when you're not in
13 jail you're committing crimes. So I'm gonna revoke -- I'm
14 gonna revoke your sentence and let you - You haven't -- It
15 looks like you've never served this much time before but
16 I'm gonna revoke your sentence and let you serve your time.

17 Thank you.

18 MS. JOHNSON: Your Honor, can I ask you to reconsider
19 it and do a partial? Not the whole time but --

20 THE COURT: Well, not based on his record.

21 (DEFENDANT, JOHN CRAWFORD, EXITS COURTROOM.)

22 -- END OF TRANSCRIPT OF RECORD -
23
24
25

CERTIFICATE OF REPORTER

State of South Carolina)
)
County of York)

I, Wanda Nelson, Official Court Reporter for the Sixteenth Judicial Circuit for the State of South Carolina, do hereby certify that the foregoing is a true, accurate and complete Transcript of Record of the proceedings had and evidence introduced in the trial of the captioned case, relative to appeal, in the General Sessions Court for York County, South Carolina, on 16th day May, 2016.

I do further certify that I am neither of kin, counsel, nor interest to any party hereto.

Wanda Nelson

Wanda Nelson, CVR-M
Certified Verbatim Reporter,
Official Court Reporter,
Notary Public, in and for
The State of South Carolina.

My Commission Expires: 1/21/2021

DATE: August 2 / 2016

WITNESSES

RHPD / Welch

adm

ARREST WARRANT NUMBER

2012A4620300178

ACTION OF GRAND JURY

Foreperson of Grand Jury
Date:

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2012-GS-46- 03690

**The State of South Carolina
County of York**

COURT OF GENERAL SESSIONS

November 15, Term 2012

THE STATE

VS.

JOHN ROBERT CRAWFORD

**Indictment for
BURGLARY, SECOND DEGREE**

SC Code: 16-11-312(B)
CDR Code: 0086

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)

INDICTMENT

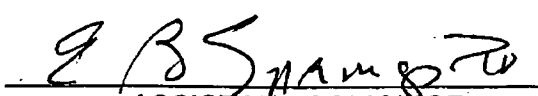
COUNTY OF YORK)

At a Court of General Sessions, convened on November 15, 2012, the Grand Jurors of York County present upon their oath:

BURGLARY, SECOND DEGREE

The Defendant, John Robert Crawford, did in York County, South Carolina, on or about the early morning hours of darkness on July 30, 2012, willfully and unlawfully enter a building, Custom Car Audio Window Tinting, located at 215 Albright Road, Rock Hill, South Carolina, without consent and with the intent to commit the crime of larceny therein. The Defendant did this illegal entering in the nighttime hours of darkness. All in violation of Section 16-11-312(B) 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.


ASSISTANT SOLICITOR

STATE OF SOUTH CAROLINA
COUNTY OF YORK
VS.
John Robert Crawford
AKA:
Race: BLACK Sex: M Age: 47
DOB: SS#:
Address:
City, State, Zip:
DL#: SID#:
*CDL Yes ☐ No ☐ CMV Yes ☐ No ☐ Hazmat Yes ☐ No ☐

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2012-GS-46-3690
A/W#: 2012A4620300178
Date of Offense: 7/30/2012
S.C. Code § : 16-11-0312(B)
CDR Code #: 0086

SENTENCE SHEET

In disposition of the said indictment comes now the Defendant who was
TO: Burglary 2nd degree, violent

☐ CONVICTED OF or ☒ PLEADS

in violation of § 16-11-0312(B) of the S.C. Code of Laws, bearing CDR Code # 086
☐ NON-VIOLENT ☒ VIOLENT ☒ SERIOUS ☐ MOST SERIOUS ☐ Mandatory GPS(CSC ☐ §17-25-45
w/minor 1st or Level Act)

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: B. S. Mingo 13568 John R. Crawford 73035
Sprints, E.E. E. 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 4 years
and/or to pay a fine of \$ 4; provided that upon the service of 3 days/months/years and/or payment
of \$ 3; plus costs and assessments as applicable*; the balance is suspended with probation for 3

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. 5 days
☐ 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

Total: \$ 1,123.00 plus 20% fee: \$ 224.60

Payment Terms: Set by SCDPPPS

Recipient: Set by SCDPPPS

*Fine: Set by SCDPPPS

§ 14-1-206 (Assessments 107.5 %)

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

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

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

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

Proviso 47.9 (Public Def/Prob) \$500 \$ 500

§ 14-1-212 (Law Enforce. Funding) \$25 \$ 25

§ 14-1-213 (Drug Court Surcharge) \$150 \$ 150

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

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

Proviso 90.5 (SCCJA Surcharge) \$5 \$ 5

3% to County (if paid in installments) \$ 33.69

TOTAL \$ 630.00

PTUP Set by SCDPPPS

Set by SCDPPPS days/hours Public Service Employment

Obtain GED ☐

Attend Voc. Rehab. or Job Corp. Set by SCDPPPS

May serve W/E beginning Set by SCDPPPS

Substance Abuse Counseling ☐

Random Drug/Alcohol testing ☐

Fine may be pd. in equal, consecutive weekly/monthly

pmts. of \$ Set by SCDPPPS beginning Set by SCDPPPS

\$ Set by SCDPPPS paid to Public Defender Fund

Other: no contact w/ victim or

his business

-ATU

Clerk of Court/ Deputy Clerk

Court Reporter:

SCCA/217 (03/2011)

Presiding Judge

Judge Code:

Sentence Date:

Michael Hill
2145
10/17/12

**Financial
PROBATION CITATION**Indictment Number: 12-GS-46-03690Citation #: C-46-15-0260

SOUTH CAROLINA V. JOHN ROBERT CRAWFORD	COUNTY: YORK SID # 00385776 SCDC #
TO: JOHN ROBERT CRAWFORD	
YOU ARE HEREBY NOTIFIED to appear in the above case at the time, date and place specified below.	
Place Moss Justice Center	Room TBA Date and Time 10/2/2015 9:00 AM
YOU ARE HEREBY NOTIFIED that you are charged with violating the conditions of your supervision as stated below.	
Violations Charged The above named defendant has failed to comply with the Court's probation order and the defendant's agreement to pay a fine, restitution and supervision fees.	
YOU ARE HEREBY NOTIFIED that you have the rights listed below.	
List of Rights: You have the right at the hearing to question any person who appears as a witness against you and to have witnesses appear on your behalf. You may present evidence on your behalf. You may have an attorney represent you. If you cannot afford an attorney, an attorney will be appointed for you. You must advise the agent or the court in writing of your desire for an attorney. It is your responsibility to make arrangements for your witnesses and your attorney to appear at the hearing.	
IF YOU FAIL TO APPEAR AT THE TIME, DATE AND PLACE SHOWN ABOVE, THE HEARING WILL BE HELD IN YOUR ABSENCE AND YOU MAY BE INCARCERATED.	
Date 9/1/2015	ROCK HILL, South Carolina Probation and Parole Agent Willie Mays Sellers Jr. <i>[Signature]</i> Agent # 0725
A copy of the citation was served by the undersigned and given to the individual named therein at the time, date, and place indicated below.	
Place <i>RH PPR Office</i>	Date and Time <u>9-1-15</u> Serving Officer's Signature <i>Cesina Anderson</i>
Sworn to and subscribed before me this <u>1st</u> day of <u>Sept</u> , <u>2015</u>	
Signature of Notary Public <i>Digit Burns</i>	My Commission Expires <u>Sept 25 2017</u>

STATE OF SOUTH CAROLINA

AFFIDAVIT

County of YORK

Personally appeared before me, Willie Mays Sellers Jr., who first being duly sworn, deposes and says that JOHN ROBERT CRAWFORD did within this county and State on the 1 day of September, 2015, violate certain conditions of release in the following particulars:

DESCRIPTION OF VIOLATION

The above named defendant has failed to comply with the Court's probation order and the defendant's agreement to pay a fine, restitution and supervision fees.

The Affiant states that there is probable cause to believe the defendant named committed the violations set forth and that such probable cause is based on the following facts:

The above named defendant agreed in writing, as a part of his/her probation agreement, to pay a fine, restitution and supervision fees. The defendant has not complied with his/her written agreement. As of the date of this affidavit, the defendant's arrearage and unpaid balance on the agreed payment schedule is as follows:

	<i>Fine</i>	<i>Restitution</i>	<i>Supervision Fees</i>	<i>DNA Fees</i>
Arrearage	\$250.00	\$750.00	\$500.00	
Unpaid Balance	\$648.90	\$1,347.60	\$1,800.00	

The matter needs to be reviewed by the court pursuant to Section 24-21-430. The defendant should be required to show the Court why he/she has not kept his/her probation agreement to pay. The Court should determine whether or not the defendant has willfully violated the condition to pay fines, and/or restitution and whether or not the condition to pay fines, restitution should be modified.

Sworn to and subscribed
before me this 1 day of
September 2015

Dwight Burns
Signature of Notary Public

[Signature]
Affiant

My Commission Expires:

Sept 25 2017

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

County of York

STATE

VS.

FILED-RECEIVED

Indictment Number: 13-GS-96-3690Probation C/W#s: C-46-15-0260AKA: John CrawfordRace: BSex: MDOB: [REDACTED]SSN: [REDACTED]SID#: [REDACTED]

2015 OCT 27 AM

Name of Original Offense: Parole 2ndOriginal A/W#: 2012 A46 20300178Date of Original Offense: 7/30/12Conviction S.C. Code §: 16-11-0312(B)Conviction CDR Code #: 0101816Original Sentence: 13yrs 5m 4yrs & 3yrs probation

ORDER

The above named defendant has been charged with violating the conditions of probation ordered on 10/17/12 in the Court of General Sessions of York County, and/or the additional conditions ordered by the Court in probation continuation order(s) issued on 4-1-15, as set forth in the attached warrant(s) or citation(s) dated 7, 9, 10. After hearing the evidence and being duly advised, in the (presence/absence) of the defendant, I find that the above named defendant has violated the following condition(s) of probation: (List by number or indicate special conditions as provided in the affidavit)

Therefore, IT IS ORDERED that:

- ☐ the suspended sentence be revoked and the above named defendant be required to serve _____ months/years, the remainder of the original sentence, and/or pay \$_____.
- ☐ the suspended sentence be revoked and the above named defendant be required to serve _____ months/years of the original sentence and/or pay \$_____; thereupon to be reinstated on probation, subject to the conditions set forth in the attached order and not inconsistent with this order.
- ☒ the above named defendant is continued on probation as provided for in the original sentence, subject to the conditions set forth therein and not inconsistent with this order.
- ☐ probation is reduced to time served under supervision and the defendant is discharged from supervision on this date.
- ☐ the above named defendant is placed on active electronic monitoring pursuant to §23-3-540 (mandatory if convicted of first degree criminal sexual conduct with a minor or lewd act, discretionary if convicted of any other applicable sex offense against a minor).
- ☒ Financial Obligations: Order satisfies: ☒ Department fees (arrearage) Civil Judgment: ☒ Department fees (12)
☐ Fines and other fees (arrearage/balance) ☐ Fines and other fees
☐ Restitution (and 20%) (arrearage/balance) ☒ Restitution (and 20%)
- ☒ Additional Conditions ordered by the Court:

CJ at end ofLower restitution monthly amount to be determined by Agent. For Court Fine & Restitution that has been paid

- ☐ The defendant is given credit for pre-revocation hearing detention time on current probation violation to be calculated and applied by the SC Department of Corrections.
- ☒ The defendant has previously served 4 months/years on this sentence.
(split sentence time and/or prior partial revocation time)
- ☐ The defendant was previously placed on active electronic monitoring pursuant to §23-3-540.

This

2

day of

Oct2015York

SC

Presiding Judge Daniel O. HillJudicial Circuit 16th

You are hereby advised that under the law the Court may at any time revoke or modify any condition of this probation; impose any lawful conditions it deems proper; or extend your period of probation not to exceed five (5) years. At any time within the period of your probation, the Court may require you to serve any part of the original sentence imposed.

This is to certify that I have read, or have had read to me, the order and the conditions set out therein. I agree to comply with such conditions and the conditions of my attached probation order during the period of my probation. I have received a copy of this Court's order and all attachments.

Offender's Signature

Witnessed by

Signed this

Day

day of

Month

Year

at

City

SC

STATE OF SOUTH CAROLINA
COUNTY OF YORK

Probation

ARREST WARRANT

Indictment Number 12-GS-46-03690

Warrant Number WV-46-16-0044

State Identification No. (SID) 00385776

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR COUNTY OR OF THE MUNICIPALITY OF ROCK HILL, AND ANY CONSTABLE OF THIS MAGISTERIAL DISTRICT:

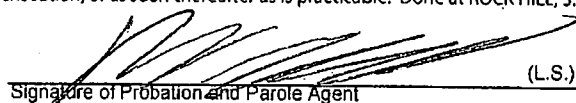
It appearing from the attached affidavit that there are reasonable grounds to believe that JOHN ROBERT CRAWFORD, did on the 19 day of February, 2016 violate the criminal laws of the State of South Carolina as set forth below:

DESCRIPTION OF OFFENSE:

Violation Pursuant to sections 24-21-430/450 in that the subject has violated the conditions of probation as imposed by Judge Nettles at the 10/7/12 term of court held in York County, York South Carolina.

Now, therefore, you are empowered and directed to arrest the said defendant and bring JOHN ROBERT CRAWFORD before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable. Done at ROCK HILL, S. C. this 19 day of February, 2016.

County of YORK

 (L.S.)
Signature of Probation and Parole Agent

STATE OF SOUTH CAROLINA

AFFIDAVIT

Personally appeared before me, one Willie Mays Sellers Jr., who, first being duly sworn, deposes and says that JOHN ROBERT CRAWFORD did within this County and State on the 19 day of February, 2016, violate the criminal laws of the State of South Carolina in the following particulars:

DESCRIPTION OF OFFENSE:

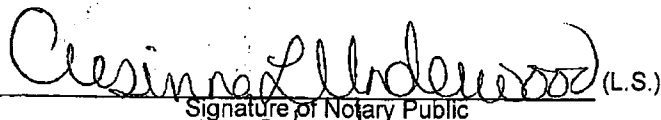
Violation Pursuant to sections 24-21-430/450 in that the subject has violated the conditions of probation as imposed by Judge Nettles at the 10/7/12 term of court held in York County, York South Carolina.

The affiant states that 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:

The subject failed to follow the advice and instructions of his agent based on the following facts:

By failing to report having last reported on 10/19/15; failed to refrain from breaking federal, state, and local laws by being arrested by Mt. Pleasant Police Department on 11-11-15 for the crime of Assault and Battery 1st degree; failed to pay supervision fees being \$200.00 in arrears at the time of warrant; failed to pay court fines being \$75.00 in arrears at the time of warrant; failed to pay restitution being \$171.00 in arrears at the time of warrant. Such actions constitute a willful violation of sections 1, 6, 7, 9, and 10 of the subject's probation order.

Sworn to and Subscribed before me
this 19 day of February, 2016.

 (L.S.)
Signature of Notary Public

My Commission Expires


Affiant

Address: 1070 HECKLE BLVD.
SUITE 201, BOX 14
ROCK HILL, SC 29732
YORK
USA
(803) 909-7282

RETURN

STATE OF SOUTH CAROLINA
COUNTY OF
YORK

THE STATE
against

JOHN ROBERT CRAWFORD

Constable or Law Enforcement Officer

A copy of this Arrest Warrant was delivered by me to the following defendant:

ARREST WARRANT

Offense: Violation of Conditions of Probation Supervision

Offense Section: 24-21-450

Date: 2/19/2016

Officer and Agency: SC Department of Probation,
Parole and Pardon Services

Willie Mays Sellers Jr.

INFORMATION ON DEFENDANT

Name JOHN ROBERT CRAWFORD

Address

Phone (803) 980-3621

Sex Male Race Black Height 510

Weight 230 Birth date

Social Security Number

INFORMATION ON WITNESSES

Name

Address

Phone

Name

Address

Phone

Name

Address

Phone

Name

Address

Phone

PRELIMINARY HEARING held by

Magistrate

on

with

Attorney for the Defendant.

Decision

BAIL

Date Set

Magistrate

Amount

Surety

Disposition

Sentence

Co-Defendants

on the 21 day of April, 2016

Constable or Law Enforcement Officer

This Warrant is certified for service in [County of warrant Certification] County. The accused is to be arrested and brought before me to dealt with according to law.

(L.S.)

Signature of Judge

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

17

County of

York

STATE

VS.

Indictment Number:

12 -GS- 46 - 3690

AKA:

Race:

B

Sex:

M

DOB:

SSN:

SID#:

FILED-RECEIVED

2016 JUN -1

DAVID HAMILTON

C.C.C.P. 26.5

YORK COUNTY, SC

Probation C/W#s:

W-46-16-0044

Name of Original Offense:

Burglary 2nd

Original A/W#:

2012M4620300179

Date of Original Offense:

7/30/12

Conviction S.C. Code §:

16-11-0312(CB)

Conviction CDR Code #:

01086

Original Sentence:

15 yrs ss 4 yrs & 3 yr Probation

ORDER

The above named defendant has been charged with violating the conditions of probation ordered on 10/17/12 in the Court of General Sessions of York County, and/or the additional conditions ordered by the Court in probation continuation order(s) issued on 10-12-15, as set forth in the attached warrant(s) or citation(s) dated 2-19-16. After hearing the evidence and being duly advised, in the (presence/absence) of the defendant, I find that the above named defendant has violated the following condition(s) of probation: (List by number or indicate special conditions as provided in the affidavit)

4, 7, 9, 10

Therefore, IT IS ORDERED that:

- ☒ the suspended sentence be revoked and the above named defendant be required to serve 15 months/years, the remainder of the original sentence, and/or pay \$_____.
- ☐ the suspended sentence be revoked and the above named defendant be required to serve _____ months/years of the original sentence and/or pay \$_____; thereupon to be reinstated on probation, subject to the conditions set forth in the attached order and not inconsistent with this order.
- ☐ the above named defendant is continued on probation as provided for in the original sentence, subject to the conditions set forth therein and not inconsistent with this order.
- ☐ probation is reduced to time served under supervision and the defendant is discharged from supervision on this date.
- ☐ the above named defendant is placed on active electronic monitoring pursuant to §23-3-540 (mandatory if convicted of first degree criminal sexual conduct with a minor or lewd act, discretionary if convicted of any other applicable sex offense against a minor).
- ☒ Financial Obligations: Order satisfies: ☒ Department fines and other ☐ Restitution (a)
- ☐ Additional Conditions ordered by the Court:

5-1-16
Spoke to
Agent Willie
Sellers-
funds do not
need to be
withdrawn
CJ on place
for James
as of 10-2-16

- ☐ The defendant is given credit for pre-revocation hearing detention by the SC Department of Corrections.
- ☒ The defendant has previously served 4 months/years or (split sentence time and/or prior partial revocation time)
- ☐ The defendant was previously placed on active electronic monitoring pursuant to §23-3-540.

This 16 day of May, 2016,
York, SC

Presiding Judge

Judicial Circuit

You are hereby advised that under the law the Court may at any time revoke or modify any condition of this probation; impose any lawful conditions it deems proper; or extend your period of probation not to exceed five (5) years. At any time within the period of your probation, the Court may require you to serve any part of the original sentence imposed.

This is to certify that I have read, or have had read to me, the order and the conditions set out therein. I agree to comply with such conditions and the conditions of my attached probation order during the period of my probation. I have received a copy of this Court's order and all attachments.

Offender's Signature

Witnessed by

Signed this 16th day of May, 2016, at _____, SC

THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM YORK COUNTY
Court of General Sessions

John C. Hayes, III, Circuit Court Judge

Indictment No.: 2012-GS-46-3690

The State of South Carolina, Respondent
v.

John Robert Crawford, Appellant

FILED-RECEIVED
2016 MAY 26 PM 3:28
DAVID HAMILTON
C.C.P. & G.S.
YORK COUNTY, SC

NOTICE OF APPEAL

John Robert Crawford appeals his probation revocation and sentence imposed by the Honorable John C. Hayes, III on May 16, 2016. The Appellant's probation was revoked in full fifteen (15) years on Indictment Nos. 2012-GS-46-3690.

Toni L. Johnson

Toni L. Johnson
Assistant Public Defender
1675 York Highway-1E
York, S.C. 29745
(803) 628-3031
Attorney for Appellant

This 26th day of May, 2016
York, South Carolina

Other Counsels of Record:

Willie May Sellers, Jr., Agent In Charge
S.C. Department of Probation, Parole and Pardon Services
1070 Heckle Blvd
Suite 201, Box 14
Rock Hill, SC 29730
(803) 909-7282

THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM YORK COUNTY
Court of General Sessions

John C. Hayes, III, Circuit Court Judge

Case Nos.: 2012-GS-46-3690

The State of South Carolina, Respondent
v.
John Robert Crawford, Appellant

FILED-RECEIVED
2016 MAY 26 PM 3:28
DAVID HAMILTON
CLERK, S.C. A.S.
YORK COUNTY, SC

Certificate of Service

This is to certify that a copy of the Notice of Appeal in the case of The State vs. John Robert Crawford was served upon Willie May Seller, Jr. Agent In Charge for the South Carolina Department of Probation, Parole and Pardon Services, on November 24, 2015, by hand-delivering a copy to her office located at the Probation Office, 1070 Heckle Blvd, Suite 201, Box 14, Rock Hill, South Carolina, by the undersigned.

Debra A. Bartolotta

Debra A. Bartolotta
Legal Secretary to Toni L. Johnson
Attorney for the Defendant

THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM YORK COUNTY
 Court of General Sessions

John C. Hayes, III, Circuit Court Judge

Case Nos.: 2012-GS-46-3690

The State of South Carolina, Respondent
 v.
 John Robert Crawford, Appellant

Certificate of Service-AMENDED

This is to certify that a copy of the Notice of Appeal in the case of
The State vs. John Robert Crawford was served upon Willie May Seller, Jr.
 Agent In Charge for the South Carolina Department of Probation, Parole and
 Pardon Services on May 26, 2016, by hand-delivering a copy to her office located
 at the Probation Office, 1070 Heckle Blvd, Suite 201, Box 14, Rock Hill, South
 Carolina, by the undersigned.

Debra A. Bartolotta

Debra A. Bartolotta
 Legal Secretary to Toni L. Johnson
 Attorney for the Defendant

FILED-RECEIVED
 2016 JUN -6 AM 10:51
 DEPARTMENT OF PROBATION
 & PARDON
 YORK COUNTY, SC

CERTIFICATE OF COUNSEL FOR APPELLANT

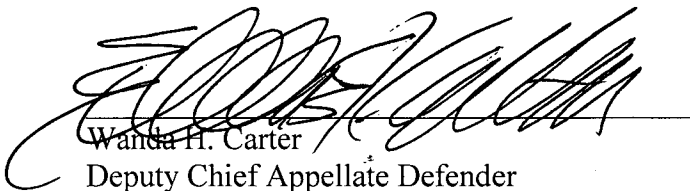
Counsel for appellant certifies that this Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Record on Appeal complies to the best of my ability with the April 15, 2014 order from the South Carolina Supreme Court entitled "Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings."

Respectfully Submitted,

RECEIVED

OCT 10 2016

SC Court of Appeals



Wanda H. Carter
Deputy Chief Appellate Defender

South Carolina Commission on Indigent Defense
Division of Appellate Defense
PO Box 11589
Columbia, S.C. 29211-1589

ATTORNEY FOR APPELLANT

This 10th day of October, 2016.

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

Appeal from York County
Honorable John C. Hayes, Circuit Court Judge

RECEIVED

OCT 10 2016

SC Court of Appeals

THE STATE,

RESPONDENT,

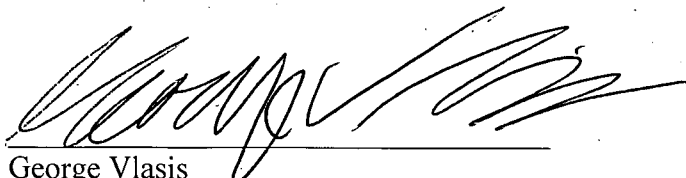
V.

JOHN ROBERT CRAWFORD,

APPELLANT

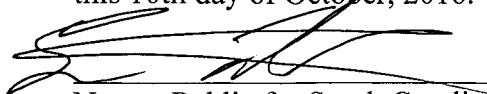
CERTIFICATE OF SERVICE

I certify that a copy of the Record on Appeal in the above-referenced case has been served upon Matthew Buchanan, Esquire, at the South Carolina Department of Probation, Parole & Pardon Services, PO Box 50666, Columbia, SC 29250, and Mr. John Crawford #200825, at Evans Correctional Institution, 610 Hwy. 9 West, Bennettsville, SC 29512, this 10th day of October, 2016.



George Vlasis
Administrative Specialist

SUBSCRIBED AND SWORN TO before me
this 10th day of October, 2016.



(L.S.)
Notary Public for South Carolina
My Commission Expires: October 30, 2022.