

RECEIVED

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF OCONEE
STATE

JAN 25 2017

SC Court of Appeals

INDICTMENT/CASE#: 2016 -GS- 37 - 442

VS.
SANDRA JEANNE SMYTH

A/W#: 2016A3710100016
Date of Offense: JANUARY 28, 2012
S.C. Code §: 43-35-85(D)
CDR Code #: 2657

AKA:
Race: W Sex: F Age: 62
DOB: SS#:
Address:
City, State, Zip: Beaufort, SC 29907-1604

SENTENCE SHEET

DL# * SID#
*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: Exploitation/Exploitation of a Vulnerable Adult

In violation of § 43-35-85(D) of the S.C. Code of Laws, bearing CDR Code # 2657

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:

Fay N. Scott, Esq.

SAAG

SC Bar #

27862

Defendant

R. Daniel Day, Esq.

Attorney for Defendant

SC Bar #

WHEREFORE, the Defendant is committed to the State Department of Corrections County Detention Center, SC Bar #
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 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.

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 (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: See Order

Obtain GED

Set by SCDPPPS

Attend Voc. Rehab. Or Job Corp.

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	\$
§56-1-286 (DUI Breath Test)	\$25	\$
Proviso 61.6 (Public Def/Probation)	\$500	\$ 500.00
§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	\$
3% to County (if paid in installments)	\$	\$ 18.75

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:

To perform Probation
to Beaufort

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.

TOTAL

\$ 643.75

Clerk of Court/Deputy Clerk Beverly H. Whitfield
Court Reporter: Diane Marcengill
SCCA/217 (07/2016)

Presiding Judge

Judge Code: 2131

Sentence Date 01/13/17

WITNESSES

Special Investigator Thomas E. Holliday, Sr.
S.C. Attorney General's Office

Thomas E. Holliday

ARREST WARRANT NUMBER

2016A3710100016

TRUE B.M.
[Signature]

ACTION OF GRAND JURY

TRUE B.M.
[Signature]

Foreperson of Grand Jury
Date:

MAY 09 2016

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO.: 2016-GS-37-442

The State of South Carolina
County of Oconee

COURT OF GENERAL SESSIONS

MAY TERM 2016

MAY 09 2016

THE STATE

vs.

SANDRA JEANNE SMYTH
D.O.B.:

Indictment for

**EXPLOITATION OF A VULNERABLE
ADULT**

SC Code: 43-35-85(D)
CDR Code: 2657

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.

A TRUE COPY
MAY - 9 2016
CLERK OF COURT - OCONEE COUNTY

2016 MAY - 9 P 3:43

FILED OCONEE, SC
BEVERLY H. WHITFIELD
CLERK OF COURT

STATE OF SOUTH CAROLINA)
)
COUNTY OF OCONEE)

**INDICTMENT FOR EXPLOITATION OF A
VULNERABLE ADULT
§ 43-35-85(D), SOUTH CAROLINA CODE OF
LAWS, (1976) AS AMENDED**

At a Court of General Sessions, convened on May 9, 2016, the Grand Jurors of Oconee County present upon their oath:

That beginning on or about January, 2012, and continuing to on or about August 31, 2012, Sandra Jeanne Smyth did, in Oconee County, commit the criminal offense of Exploitation of a Vulnerable Adult in violation of § 43-35-85(D), South Carolina Code of Laws, (1976), as amended. More specifically, Sandra Jeanne Smyth did knowingly and wilfully make improper, unlawful or unauthorized use of funds, assets, property, power of attorney, guardianship, or conservatorship of Robert Peter Stone for the profit or advantage of Sandra Jeanne Smyth or another person. At all times relevant, Robert Peter Stone was a resident of a facility and a vulnerable adult under South Carolina Law.

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



ALAN WILSON (fns)
ATTORNEY GENERAL