

**RECEIVED**

APR 05 2017

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

\_\_\_\_\_  
Appeal from Spartanburg County

R. Ferrell Cothran, Circuit Court Judge

\_\_\_\_\_  
ANDREW BRENT SCOTT,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO 2016-001569

\_\_\_\_\_  
SUPPLEMENTAL APPENDIX  
\_\_\_\_\_

WANDA H. CARTER  
Deputy Chief Appellate Defender

ALAN WILSON  
Attorney General

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

CAITLIN HASTINGS  
Assistant Attorney General  
Attorney General Office  
P. O. Box 11549  
Columbia, SC 29211

ATTORNEY FOR PETITIONER

ATTORNEYS FOR RESPONDENT

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# Justices limit police searches in 5-3 vote

## Supreme Court rules warrant required even if spouse consents

From Wire Reports.

WASHINGTON — The U.S. Supreme Court on Wednesday strengthened the rights of residents to bar police from entering and searching their homes, but the ruling drew a sharp dissent from new Chief Justice John G. Roberts Jr.

In a 5-3 decision, the justices said a homeowner can prevent officers from looking for evidence without a warrant, even if a spouse and co-owner consented to the search.

The ruling upholds a 2004 decision of the Georgia Supreme Court, but still makes a significant change in the law nationwide because most other courts previously said police could search with the consent of one of two adults living

### IN SOUTH CAROLINA:

State Attorney General Henry McMaster said Wednesday's U.S. Supreme Court ruling likely will not have a big impact in South Carolina, explaining that police usually won't search a home without a warrant if one of the occupants objects.

Still, McMaster said he thinks Chief Justice John Roberts' dissent is the "stronger reasoning."

### ONLINE:

For excerpts from Wednesday's ruling on police searches, go to [www.thestate.com](http://www.thestate.com) and click on Nation. (Editor's Choice)

together. Now, officers must first get a warrant.

Before Wednesday, the court had handed down 11 consecutive unanimous decisions. The latest ruling sparked a sharp exchange among the justices.

The majority portrayed the decision as striking a blow for privacy rights and gender equality; dissenters said it could undermine police efforts against domestic violence.

The first major criminal law de-

cision of this term, the case split the court along ideological lines, with the new chief justice speaking for the conservatives in his first written dissent.

"Sharing space entails risk," Roberts said, including the risk of having your secrets and private items exposed to the police. In the Georgia case, the wife's wish "to cooperate with the government" in a drug investigation should not be thwarted by giving her husband a "veto power."

However, a moderate-to-liberal majority led by Justice David H. Souter cited the "ancient adage that a man's home is his castle."

"No sensible person" would think he was free to enter a house if one of its two occupants stood in the doorway and said "stay out," Souter said. That, in sum, is what happened in the case of Scott and Janet Randolph, an estranged couple from Americus, Ga.

In 2001, Janet Randolph called police to the home and — over her husband's objections — led the officer to evidence used to charge Scott Randolph with cocaine possession.

Georgia's Supreme Court ultimately ruled the evidence should be suppressed because it was gathered without a warrant. Wednesday's ruling concurred.

Souter said because there was no evidence of wrongdoing, Janet Randolph's invitation for police to enter the house did not trump her husband's refusal to let them search.

Consenting

Witness/Participant

Witness/Participant

Witness/Participant

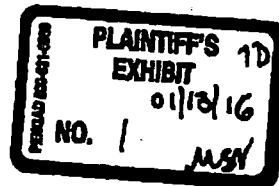
Witness/Participant

Witness/Participant

Job Title/Relationship to Premises

DATE

TIME



ARREST WARRANT

10/11/10

M-750366

STATE OF SOUTH CAROLINA

County/  Municipality of

Spartanburg

Computer

THE STATE  
against

Andrew Brent Scott

Address: [Redacted]

Eastover, SC 29044-

Phone: [Redacted] SSN: [Redacted]  
Sex: M Race: B Height: 5 11 Weight: 225

DL State: SC DL #: [Redacted]

DOB: [Redacted] Agency ORI #: SC0420600

Prosecuting Agency: Chesnee Police Department

Prosecuting Officer: K. Teal - 0561

Offense: Assault / Assault & Battery of a High & Aggravated Nature

Offense Code: 3411

Code/Ordinance Sec: 16-03-0600(B)(1)

This warrant is CERTIFIED FOR SERVICE in the  
 County/  Municipality of

The accused is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date: \_\_\_\_\_

RETURN

A copy of this arrest warrant was delivered to defendant Andrew Brent Scott on 9/29/10

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions  
180 Magnolia Street  
P O Box 3483  
Spartanburg, SC 29304

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/  Municipality of

Spartanburg

Personally appeared before me the affiant K. Teal who

being duly sworn deposes and says that defendant Andrew Brent Scott did within this county and state on or about 09/28/2010 violate the criminal laws of the

State of South Carolina (or ordinance of  County/  Municipality of Spartanburg) in the following particulars:

DESCRIPTION OF OFFENSE Assault / Assault & Battery of a High & Aggravated Nature

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

The defendant did intentionally commit a battery upon Bridgette Jackson by kidnapping the victim and did threatening to kill the victim and then striking her in the back of the head with a black handgun causing the victim to seek medical attention for her injuries.

Affiant's belief is based upon police investigation.

Signature of Affiant

*Sgt. K. Teal*

STATE OF SOUTH CAROLINA

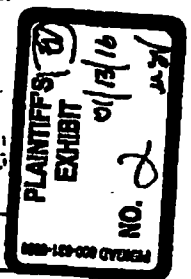
County/  Municipality of

Spartanburg

Affiant's Address 201 W Cherokee Street  
Chesnee 29323-

Affiant's Telephone \_\_\_\_\_

PLAINTIFFS EXHIBIT NO. 2  
OCT - 1 AM 10:37  
M. HOPE BLACKLEY



ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 9/28/2010 defendant Andrew Brent Scott

did violate the criminal laws of the State of South Carolina (or ordinance of

County/  Municipality of Spartanburg) as set forth below:

DESCRIPTION OF OFFENSE: Assault / Assault & Battery of a High & Aggravated Nature

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her 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

Sworn to and subscribed before me on 09/29/2010

(L.S.)

*Eber Charles Gowan Jr.*  
Eber Charles Gowan Jr.  
Judge Code: 5674

Judge's Address Spartanburg County Judicial Center  
Spartanburg, SC 29306-2335

Judge's Telephone (864)596-3424

Issuing Court:  Magistrate  Municipal  Circuit

U.S. Marshals Service  
Spartanburg, SC  
April 21, 2009  
CCCA 818

ORIGINAL

AFFIDAVIT

who

being duly sworn deposes and says that defendant

Andrew Brent Scott

did within the county and state on or about

09/28/2010

State of South Carolina (or ordinance of ) County/ Municipality of )

Spartanburg

in the following particulars:

DESCRIPTION OF OFFENSE: Kidnapping / Kidnapping

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

That on September 28, 2010 in the city of Chesnee one Andrew Brent Scott did unlawfully seize, confine, kidnap or abduct Bridgette Jackson at Money Tree Check cashing 120 S Alabama Ave without authority of law. Affiant's belief is based upon police investigation.

NOV 10 10:37 AM '09

SPARTANBURG COUNTY

M. HOPE BLACKLEY

*St. R. [Signature]*

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of )

Spartanburg

Affiant's Telephone

Chesnee 29323-

Affiant's Address

201 W Cherokee Street

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 9/28/2010

defendant Andrew Brent Scott

did violate the criminal laws of the State of South Carolina (or ordinance of ) as set forth below

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Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her 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 Sworn to and subscribed before me on 09/29/2010

Judge's Address

Spartanburg County Judicial Center  
Spartanburg, SC 29306-2335  
(864)596-3424

Judge's Telephone

Magistrate  Municipal  Circuit

Issuing Court: )

ORIGINAL

Judge Code: 5674

Eber Charles Gowan Jr.

*[Signature]*

Sworn to and subscribed before me

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

Computer

M-750367

ARREST WARRANT

County/ Municipality of )

STATE OF SOUTH CAROLINA

Spartanburg

THE STATE

Andrew Brent Scott

against

address: [Redacted]

Eastover, SC 29044-

ONE: SSN: [Redacted]

RACE: B HEIGHT: 5 FT 11 IN WEIGHT: 225

STATE: SC DL #: [Redacted]

ISSUING AGENCY: Chesnee Police Department

ISSUING OFFICER: K. Teal - 0561

OFFENSE: Kidnapping / Kidnapping

OFFENSE CODE: 0095

OFFENSE SECTION: 16-03-0910

IS WARRANT CERTIFIED FOR SERVICE IN THE

County/ Municipality of )

The accused

to be arrested and brought before me to be

it with according to the law.

Signature of Judge

(L.S.)

RETURN

copy of this arrest warrant was delivered to

9/29/10

General Sessions

180 Magnolia Street

P O Box 3483

Spartanburg, SC 29304

TURN WARRANT TO:

Signature of Constable/ Law Enforcement Officer

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ORIGINAL

ARREST WARRANT 10/1/10

M-750368

STATE OF SOUTH CAROLINA

County/  Municipality of

Spartanburg

Computer

THE STATE  
against

Andrew Brent Scott

Address: [Redacted]  
Eastover, SC 29044-

Phone: [Redacted] SSN: [Redacted]  
Sex: M Race: B Height: 5 11 Weight: 225

DL State: SC DL #: [Redacted]

DOB: [Redacted] Agency ORI #: SC0420600

Prosecuting Agency: Chesnee Police Department

Prosecuting Officer: K. Teal - 0561

Offense: Robbery / Armed Robbery, robbery while armed  
or allegedly armed with a deadly weapon

Offense Code: 0139

Code/Ordinance Sec: 16-11-0330(A)

This warrant is CERTIFIED FOR SERVICE in the  
 County/  Municipality of

The accused  
is to be arrested and brought before me to be  
dealt with according to the law.

(L.S.)

Signature of Judge

Date: \_\_\_\_\_

RETURN

A copy of this arrest warrant was delivered to  
defendant Andrew Brent Scott  
on 9/29/10

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions  
180 Magnolia Street  
P O Box 3483  
Spartanburg, SC 29304

ORIGINAL

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ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA )  
 County/  Municipality of )  
Spartanburg )

AFFIDAVIT

ORIGINAL

South Carolina  
S.C. Attorney General  
April 21, 2003  
SCCA 015

Personally appeared before me the affiant K. Teal who  
being duly sworn deposes and says that defendant Andrew Brent Scott  
did within this county and state on or about 09/28/2010 violate the criminal laws of the  
State of South Carolina (or ordinance of  County/  Municipality of Spartanburg)  
in the following particulars:

DESCRIPTION OF OFFENSE Robbery / Armed Robbery, robbery while armed or allegedly armed with a deadly weapon

I further state that there is probable cause to believe that the defendant named above did commit  
the crime set forth and that probable cause is based on the following facts:

That on September 28, 2010, in the city of Chesnee, one Andrew Brent Scott did take from the Money Tree \$2,200.00 in cash  
money and with intent to deprive while armed with a knife and then using a small black handgun a deadly weapon.  
Affiant's belief is based upon police investigation.

Signature of Affiant

*Sgt. K. Teal*

STATE OF SOUTH CAROLINA )  
 County/  Municipality of )  
Spartanburg )

Affiant's Address 201 W Cherokee Street  
Chesnee 29323-  
Affiant's Telephone \_\_\_\_\_

HOPE BLACKLEY  
OCT - 1 AM 10:37

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 9/28/2010 defendant Andrew Brent Scott  
did violate the criminal laws of the State of South Carolina (or ordinance of  
 County/  Municipality of Spartanburg) as set forth below:

DESCRIPTION OF OFFENSE: Robbery / Armed Robbery, robbery while armed or allegedly armed with a deadly weapon

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or  
her 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  
Sworn to and subscribed before me

on 09/29/2010 )  
Judge's Address Spartanburg County Judicial Center  
Spartanburg, SC 29306-2335 )  
Judge's Telephone (864)596-3424 )

Signature of Judge *Eber Charles Gowan Jr.* )  
Judge Code: 5674 )  
Issuing Court:  Magistrate  Municipal  Circuit )

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ARREST WARRANT

M-750366

STATE OF SOUTH CAROLINA

County/ Municipality of

Spartanburg

THE STATE against

Andrew Brent Scott

Address: Eastover, SC 29044-

Sex: M Race: B Height: 5 11 Weight: 225

DL State: SC DL #: Agency ORI #: SC0420600

Prosecuting Agency: Chesnee Police Department

Prosecuting Officer: -2716

Offense: Assault / Assault & Battery of a High & Aggravated Nature

Offense Code: 3411 Code/Ordinance Sec: 16-03-0600(B)(1)

This warrant is CERTIFIED FOR SERVICE in the County/ Municipality of The accused is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant on

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions 180 Magnolia Street P O Box 3483 Spartanburg, SC 29304

DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY

STATE OF SOUTH CAROLINA County/ Municipality of Spartanburg

AFFIDAVIT

DEFENDANT COPY

Form Approved by S.C. Attorney General April 21, 2003 SCCA 516

Personally appeared before me the affiant K. Teal who being duly sworn deposes and says that defendant Andrew Brent Scott did within this county and state on or about 9/28/2010 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Spartanburg) in the following particulars:

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The defendant did intentionally commit a battery upon Bridgette Jackson by kidnapping the victim and did threatening to kill the victim and then striking her in the back of the head with a black handgun causing the victim to seek medical attention for her injuries.

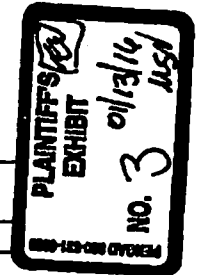
Affiant's belief is based upon police investigation.

Signature of Affiant

STATE OF SOUTH CAROLINA County/ Municipality of Spartanburg

Affiant's Address 201 W Cherokee Street Chesnee 29323-

Affiant's Telephone



ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 9/28/2010 defendant Andrew Brent Scott did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Spartanburg) as set forth below.

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(L.S.)

Signature of Issuing Judge Eber Charles Gowan Jr. Judge Code: 5674

Judge's Address Spartanburg County Judicial Center Spartanburg, SC 29306-2335

Judge's Telephone (864)596-3424

Issuing Court: County/ Municipality/ Circuit

From:  
 Sent:  
 To:  
 Cc:  
 Subject: Affidavit for DNA – Andrew Brent Scott

**ORIGINAL**

STATE OF SOUTH CAROLINA

AFFIDAVIT FOR DNA

COUNTY OF SPARTANBURG, SC

**DESCRIPTION OF PROPERTY SOUGHT**

Any and all evidence that tends to prove the crime of Armed Robbery to include but not limited to blood, saliva, hair, body fluids, any body fluids that tend to have DNA.

DNA is to be obtained / collected via Buccal Swabs. The swabs are done on Andrew Scott by swabbing the interior left and right side of his mouth (interior side cheeks).

**DESCRIPTION OF PREMISES (PERSON, PLACE OR THING) TO BE SEARCHED**

The person of (Andrew Brent Scott) 52 YOA, D.O.B. 04/30/1960. S.S.# 249-17-0629.  
 B/M/ 5' 11" BALD, BRO EYES



This is a certified true copy  
 of the records kept in the  
 Spartanburg Magistrate's Court.  
*[Signature]*

**REASON FOR AFFIANT'S BELIEF THAT THE PROPERTY  
 SOUGHT IS ON THE SUBJECT PREMISES**

ON 09/28/2010, I SGT. K. FEAL RECEIVED A CALL AT THE CHESNEE POLICE DEPT. IN REFERENCE TO A FEMALE HAD BEEN ROBBED AT GUN POINT. WHEN I ARRIVED I OBSERVED THAT THE FEMALE VICTIM ( BRIDGETT JACKSON) HAD BLOOD ON HER PANTS AND SHIRT. SHE STATED THAT SHE WAS THE CLERK AT THE MONEY TREE CHECK CASH LOCATED AT 120 ALABAMA AVE CHESNEE S.C. SHE STATED THAT SHE HAD BEEN ROBBED AT GUN

POINT AND KNIFE POINT AND THAT THE SUSPECT HAD THREATENED TO KILL HER AND HIT 7 HER IN THE HEAD WITH A SMALL BLACK GUN. AFTER SPEAKING TO A WITNESS AT THE BP GAS STATION NEXT DOOR HE STATED THAT HE OBSERVED A BLACK MALE GO THROUGH HIS PARKING LOT WEARING A BLACK SHIRT ON A BIKE AND THAT IT LOOKED LIKE THE GUY WHO USE TO WORK AT THE MONEY TREE. THE VICTIM STATED THAT HE HAD ON A BLACK SHIRT AND WAS BALD AND HAD MESSED UP TEETH. SHE STATED THAT THEY GOT INTO A SCUFFLE IN THE STORE AND THAT THE BLOOD ON HER WAS HIS. I LOCATED THE SUSPECT AT HIS GIRLFRIENDS HOUSE AND HE HAD A FRESH CUT ON HIS NOSE.

**ORIGINAL**

This request is made pursuant to Section 17-13-140 of the Code of Laws of South Carolina, 1976, as amended, and applicable case law governing nontestimonial identification evidence. The request for the non-testimonial evidence is made on the following grounds:

1. There is probable cause to believe that the crime of Armed Robbery occurred on September, 28, 2010 at Money Tree located at 120 S. Alabama Ave. Chesnee, S.C. 29323.
2. There is probable cause to believe that Andrew Brent Scott committed the above-mentioned crimes.
3. The Spartanburg County Sheriff's Department has placed several items into evidence that were handled, touched, or deposited by the Andrew Brent Scott during the commission of the above-mentioned crimes. These items have been collected and are ready for analysis by the State Law Enforcement Division.

The method used to secure this evidence is safe and reliable in that Sheriff's Office personnel will secure it and no other alternative, less intrusive means of obtaining the evidence exists

*Sgt. Kip Teal*

SGT. Kip Teal

Affiant

Address 201 W. Cherokee st.

Chesnee, S.C. 29323

Phone 864-461-2225

*Spartanburg County*

*Sept 29, 2010*

*[Signature]*

*0130*

*Buccal Swabs 0200*

*Spartanburg County 9-29-2010*

*0230*

*[Signature]*

This is a certified true copy of the records kept in the Spartanburg Magistrate's Court

*WHERE IS THIS*

*WHO'S WRITING THIS*

*WHO'S WRITING THIS  
ARE THESE?*

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF SPARTANBURG  
STATE VS.

INDICTMENT/CASE#: 2010GS4206835

Andrew Brent Scott

A/W#: M750366

AKA:

Date of Offense: 9/28/2010

Race: BLACK Sex: M Age: 51

S.C. Code § 16-03-0600

DOB: [REDACTED] SS#: [REDACTED]

CDR Code #: 3412

City, State, Zip: Columbia SC 29323

SENTENCE SHEET

DL#: SID#:

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No

CONVICTED OF or  PLEADS

In disposition of the said indictment comes now the Defendant who was TO: Assault & Battery 1st Degree (0 - 10 years)

in violation of § 16-03-0600 of the S.C. Code of Laws, bearing CDR Code # 3412  
 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:  
ZACHARY D. BELLIS, SC Bar# 21919 Defendant  
[Signature] Attorney for Defendant SC Bar# 01913

WHEREFORE, the Defendant is committed to the  State Department of Corrections,  County Detention Center,  
for a determinate term of 10 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: 4/26/12  
 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. 578 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 PTUP \_\_\_\_\_ days/hours Public Service Employment  
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	\$
§ 56-1-286 (DUI Breath Test)	\$25	\$
Proviso 47.9 (Public Def/Prob)	\$500	\$
§ 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	\$
Proviso 90.3 (SCCJA Surcharge)	\$5	\$ 5.00
3% to County (if paid in installments)		\$ 3.90
TOTAL		\$ 133.90

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 [Signature]  
Court Reporter: Pam [Signature]  
SCCA/217 (03/2011)

Presiding Judge [Signature]  
Judge Code: 2135  
Sentence Date: 4/26/12

COUNTY OF SPARTANBURG  
STATE VS.  
Andrew Brent Scott

INDICTMENT/CASE#: 2010GS4206836  
A/W#: M750367  
Date of Offense: 9/28/2010  
S.C. Code §: 16-03-0910  
CDR Code #: 0095

AKA: \_\_\_\_\_  
Race: BLACK Sex: M Age: 51  
DOB: \_\_\_\_\_  
Address: \_\_\_\_\_  
City, State, Zip: Greenville, SC 29323  
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: Kidnapping (0 - 30 years)

CONVICTED OF or  PLEADS

in violation of § 16-03-0910 of the S.C. Code of Laws, bearing CDR Code # 0095  
 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 Presentation to Grand Jury. (defendant's initials)  
The plea is:  Without Negotiations or Recommendation,  Negotiated Sentence,  Recommendation by the State.

ATTEST: \_\_\_\_\_  
Zachary D Ellis SC Bar# 71919 Andrew B. Scott Defendant Attorney for Defendant SC Bar# 07913

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: 4/26/12  
 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. 578 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 PTUP  
Total: \$ \_\_\_\_\_ plus 20% fee: \$ \_\_\_\_\_  
Payment Terms: \_\_\_\_\_  
 Set by SCDPPPS \_\_\_\_\_

\_\_\_\_\_ 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: \_\_\_\_\_

Recipient: \_\_\_\_\_

*Fine:		\$
§ 14-1-206 (Assessments 107.5%)		\$
§ 14-1-211(A)(1) (Conv. Surcharge)	\$100	\$ <u>100.00</u>
§ 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	\$ <u>25.00</u>
§ 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	\$ <u>5.00</u>
3% to County (if paid in installments)		\$ <u>3.90</u>
TOTAL		\$ <u>133.90</u>

Appointed PD or appointed other counsel,  
§ 47:12 requires \$500 be paid to Clerk  
during probation.

Clerk of Court/ Deputy Clerk: Cherlene Dandy  
Court Reporter: Pamela  
SCCA/217 (03/2011)

Presiding Judge: \_\_\_\_\_  
Judge Code: 2135  
Sentence Date: 4/26/12