

STATE OF SOUTH CAROLINA

COUNTY OF SPARTANBURG  
STATE VS.

Cesar Mendez-Martinez

AKA:

Race: Sex: M Age: 19

DOB: SS#:

Address:

City, State, Zip: Wellford, SC 29385

DL#: SID#:

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No

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

TO: Armed Robbery, robbery while armed or allegedly armed with a deadly weapon (10-30yr)

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2017GS4201386

A/W#: 2017A4210200294

Date of Offense: 1/23/2017

S.C. Code § : 16-11-0330(A)

CDR Code #: 0139

SENTENCE SHEET

CONVICTED OF or  PLEADS

in violation of § 16-11-0330(A) of the S.C. Code of Laws, bearing CDR Code # 0139

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 Presentation to Grand Jury. (defendant's initials)

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

ATTEST: Spencer Smith 101378 Cesar Martinez 70488  
SMITH, SPENSER H 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 18 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% fec: \_\_\_\_\_ \$ \_\_\_\_\_

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

TOTAL \$ 128.75

Clerk of Court/Deputy Clerk A. Pineda

Court Reporter: J. Adkins

SCCA/217 (07/2016)

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.

Presiding Judge R. Faith Kelly

Judge Code: 2165

Sentence Date: 7 September 2017

5

WITNESSES

Spartanburg County Sheriff's Office

6. SENTENCE MADE *10 Months*

2. REPORT ENTERED *CONF*

3. CARD FILLED *CONF*

4. INDEXED *James G. Owens*

7. ARREST WARRANT NUMBER  
 2017A4210200294- Count One

2017A4210200296- Count Two

ACTION OF GRAND JURY

**True Bill** *CONF*  
MAR 24 2017

Foreperson of Grand Jury  
Date:

VERDICT

Foreperson of Petit Jury  
Date:

DOCKET NO. 17-GS-42-1389

The State of South Carolina

County of Spartanburg

Barry J. Barnette, Solicitor

COURT OF GENERAL SESSIONS

MAR 27 2017

TERM

THE STATE  
vs.

Cesar Mendez-Martinez

Indictment for

ARMED ROBBERY AND POSSESSION OF  
WEAPON DURING COMMISSION OF A  
VIOLENT CRIME

SC Code: 16-11-330 (A); 16-23-490  
CDR Code: 139; 549  
Class FEL/A; FEL/F

FILED  
CLERK OF COURT  
SPARTANBURG COUNTY  
2017 MAR 30 AM 10:46  
H. HOPE BLACKLEY

*Nolk Prossc Count 2*  
*John Smith*

*9/17/17*

*31*

RECEIVED

SEP 20 2017

SC Court of Appeals

A CERTIFIED COPY  
*M. Hope Blackley*  
CLERK OF COURT  
SPARTANBURG COUNTY  
BY *CS* D.C.  
DATED *9-14-17*

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF SPARTANBURG )

INDICTMENT

At a Court of General Sessions, convened on MAR 24 2017, the Grand Jurors of Spartanburg County present upon their oath:

**COUNT ONE---ARMED ROBBERY**

That Cesar Mendez-Martinez, did in Spartanburg County on or about January 23, 2017, while armed with a deadly weapon, , or while alleging, either by action or words, he was armed while using a representation of a deadly weapon or any object which a person present at the time reasonably believed to be a deadly weapon, did feloniously take from the person or presence of Tonya Bussel, by means of force, violence, and/or intimidation, goods or monies, such goods or monies being described as follows: a sum of money belonging to Shell Gas Station, with intent to deprive the owner permanently of such property, in violation of §16-11-330 (A), *THE CODE OF LAWS OF SOUTH CAROLINA*, (1976), as amended.

**COUNT TWO---POSSESSION OF WEAPON DURING COMMISSION OF A VIOLENT CRIME**

That Cesar Mendez-Martinez, did in Spartanburg County on or about January 23, 2017, possess a firearm or visibly display what appeared to be a firearm during the commission of a violent crime, to-wit: ARMED ROBBERY, in violation of Code §16-23-

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

IN THE COURT OF GENERAL SESSIONS

COUNTY OF SPARTANBURG
STATE VS. Cesar Mendez-Martinez

INDICTMENT/CASE#: 2017GS4201387
A/W#: 2017A4210200300
Date of Offense: 1/23/2017
S.C. Code §: 16-11-0330(B)
CDR Code #: 0026

AKA:
Race: Sex: M Age: 19
DOB: SS#:
Address:
City, State, Zip: Wellford, SC 29385
DL#: SID#:

SENTENCE SHEET

\*CDL Yes No CMV Yes No Hazmat Yes No

CONVICED OF or PLEADS

In disposition of the said indictment comes now the Defendant who was TO: Attempted armed, or allegedly armed, robbery (0-20yr) Felony

in violation of § 16-11-0330(B) of the S.C. Code of Laws, bearing CDR Code # 0026
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: SMITH, SPENSER H 101370 SC Bar# Defendant Cesar Martinez Attorney for Defendant 70428 SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
for a determinate term of 18 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) \$375. TOTAL \$1287.5

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:
Court Reporter:
SCCA/217 (07/2016)

Presiding Judge:
Judge Code:
Sentence Date: 7 September 2017

WITNESSES

Spartanburg County Sheriff's Office

- 1. SENTENCE/STAY
- 2. REPORT ENTRY
- 3. CARD PULLS
- 4. INDEXED
- 5. ASSIGNED WORKERS
- 6. CHARGED SIGNATURE
- 7. APPROVED SIGNATURE

ARREST WARRANT NUMBER  
 2017A4210200300- Count One  
 2017A4210200297- Count Two

ACTION OF GRAND JURY

True Bill coc

MAR 24 2017

Foreperson of Grand Jury  
 Date:

VERDICT

Foreperson of Petit Jury  
 Date:

DOCKET NO. 17-GS-42-1387

The State of South Carolina  
 County of Spartanburg

Barry J. Barnette, Solicitor

COURT OF GENERAL SESSIONS

MAR 27 2017

TERM

THE STATE vs.

Cesar Mendez-Martinez

Indictment for

ATTEMPTED ARMED ROBBERY AND  
 POSSESSION OF WEAPON DURING  
 COMMISSION OF A VIOLENT CRIME

SC Code: 16-11-330 (B); 16-23-490  
 CDR Code: 26; 549  
 Class FELC; FELF

FILED  
 CLERK OF COURT  
 SPARTANBURG COUNTY  
 2017 MAR 30 AM 10:46  
 M. HOPE BLACKLEY

A CERTIFIED COPY  
 M. Hope Blackley  
 CLERK OF COURT  
 SPARTANBURG COUNTY  
 BY *[Signature]* D.C.  
 DATED 4-14-17

STATE OF SOUTH CAROLINA )  
  )  
COUNTY OF SPARTANBURG )

INDICTMENT

At a Court of General Sessions, convened on MAR 24 2017, the Grand Jurors of Spartanburg County present upon their oath:

**COUNT ONE---ATTEMPTED ARMED ROBBERY**

That Cesar Mendez-Martinez, did in Spartanburg County on or about January 23, 2017, while armed with a deadly weapon, or while alleging, either by action or words, he was armed while using a representation of a deadly weapon or any object which a person present at the time reasonably believed to be a deadly weapon, did feloniously attempt to take from the person or presence of Latasha Mattison, by means of force or intimidation, goods or monies of Family Dollar, with intent to deprive the owner permanently of such property, in violation of §16-11-330 (B), *CODE OF LAWS OF SOUTH CAROLINA*, (1976), as amended.

**COUNT TWO---POSSESSION OF WEAPON DURING  
COMMISSION OF A VIOLENT CRIME**

That Cesar Mendez-Martinez, did in Spartanburg County on or about January 23, 2017, possess a firearm or visibly display what appeared to be a firearm during the commission of a violent crime, to-wit: ATTEMPTED ARMED ROBBERY, in violation of Code §16-23-490, *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

IN THE COURT OF GENERAL SESSIONS

COUNTY OF SPARTANBURG
STATE VS. Cesar Mendez-Martinez

INDICTMENT/CASE#: 2017GS4201387A
A/W#: 2017A4210200297
Date of Offense: 1/23/2017
S.C. Code §: 16-23-0490
CDR Code #: 0549

AKA:
Race: Sex: M Age: 19
DOB: SS#:
Address:
City, State, Zip: Wellford, SC 29385
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: Possession of weapon during violent crime (5yr)

CONVICTED OF or PLEADS

in violation of § 16-23-0490 of the S.C. Code of Laws, bearing CDR Code # 0549
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: SMITH, SPENSER H SC Bar# 101370 Defendant Cesar Mendez-Martinez Attorney for Defendant SC Bar# 70928

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) \$375.

TOTAL \$ 1287.5

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
Court Reporter:
SCCA/217 (07/2016)

Presiding Judge
Judge Code:
Sentence Date: 7 September 2017

WITNESSES

Spartanburg County Sheriff's Office

- 1. REPORT MADE
- 2. REPORT INDEXED
- 3. CARD PULLED
- 4. INDEXED
- 5. CHECKED WORKSHEET
- 6. CHECKED SIGNATURE
- 7. APPROVED FOR FILING

ARREST WARRANT NUMBER

2017A4210200300- Count One

2017A4210200297- Count Two

ACTION OF GRAND JURY

THE STATE vs. CESAR MENDEZ-MARTINEZ

MAR 24 2017

Foreperson of Grand Jury  
Date:

VERDICT

Foreperson of Petit Jury  
Date:

DOCKET NO. 17-GS-42-1387

The State of South Carolina

County of Spartanburg

Barry J. Barnette, Solicitor

COURT OF GENERAL SESSIONS

MAR 27 2017

TERM

THE STATE  
vs.

Cesar Mendez-Martinez

Indictment for

ATTEMPTED ARMED ROBBERY AND  
POSSESSION OF WEAPON DURING  
COMMISSION OF A VIOLENT CRIME

SC Code: 16-11-330 (B); 16-23-490  
CDR Code: 26: 549  
Class FEL/C: FEL/F

FILED  
CLERK OF COURT  
SPARTANBURG COUNTY  
2017 MAR 30 AM 10:46  
M. HOPE BLACKLEY

A CERTIFIED COPY

M. Hope Blackley

CLERK OF COURT  
SPARTANBURG COUNTY  
BY: [Signature] D.C.  
DATED 4-14-17

STATE OF SOUTH CAROLINA )  
  )  
COUNTY OF SPARTANBURG )

INDICTMENT

At a Court of General Sessions, convened on MAR 24 2017, the Grand Jurors of Spartanburg County present upon their oath:

**COUNT ONE---ATTEMPTED ARMED ROBBERY**

That Cesar Mendez-Martinez, did in Spartanburg County on or about January 23, 2017, while armed with a deadly weapon, or while alleging, either by action or words, he was armed while using a representation of a deadly weapon or any object which a person present at the time reasonably believed to be a deadly weapon, did feloniously attempt to take from the person or presence of Latasha Mattison, by means of force or intimidation, goods or monies of Family Dollar, with intent to deprive the owner permanently of such property, in violation of §16-11-330 (B), *CODE OF LAWS OF SOUTH CAROLINA*, (1976), as amended.

**COUNT TWO---POSSESSION OF WEAPON DURING COMMISSION OF A VIOLENT CRIME**

That Cesar Mendez-Martinez, did in Spartanburg County on or about January 23, 2017, possess a firearm or visibly display what appeared to be a firearm during the commission of a violent crime, to-wit: ATTEMPTED ARMED ROBBERY, in violation of Code §16-23-490, *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