

STATE OF SOUTH CAROLINA

1022023

IN THE COURT OF GENERAL SESSIONS

Goldstein 0-10 yrs

COUNTY OF Greenville
STATE VS. Michael James Branch
AKA:
Race: Sex: M Age: 37
DOB: SS:
Address:
City, State, Zip:
DL#: SID#:

INDICTMENT/CASE#: 16-10608
A/W#: 2016A2320600511
Date of Offense: 3/16/2016
S.C. Code §: 16-13-0420
CDR Code #: 3635

RECEIVED

OCT 06 2017
SC Court of Appeals

\*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was TO: Larceny/Failure To Return Rental Property >\$2000(Enhancement)

CONVICTED OF or PLEADS

in violation of § 16-13-0420 of the S.C. Code of Laws, bearing CDR Code # 3635
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, Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Katriesa A. Crummie 102468 Michael Branch 102254
Crummie, Katriesa 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 6 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 9 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: current active time (probation Rev.)
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. Back date 3/22/17 + 55 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 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

with in 90 days 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 \$
§ 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
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:

Clerk of Court/ Deputy Clerk Paul B. Wislizenau
Court Reporter: Harrison
Presiding Judge
Judge Code: 2755
Sentence Date: 4-13-17

SCCA/217 (07/2016)
Drug begins upon rel from sent now serv. in SCRC

STATE OF SOUTH CAROLINA )

IN THE COURT OF GENERAL SESSIONS  
THIRTEENTH JUDICIAL CIRCUIT

COUNTY OF GREENVILLE )

**RECEIVED**

INDICTMENT # 2016GS2310608

WARRANT # 2016A2320600511

THE STATE )

OCT 6 2017

-VS-

**SC Court of Appeals**

ORDER OF RESTITUTION  
( ) JOINTLY AND SEVERALLY

MICHAEL JAMES BRANCH,  
DEFENDANT. )

Upon Motion of the Solicitor of the Thirteenth Judicial Circuit, it appears South Carolina Code of Laws Section 17-25-322 requires the Court to hold a hearing to determine the amount of restitution due the victim(s) of the defendant's criminal acts which have resulted in pecuniary damage or loss. Further, South Carolina Code of Laws Section 16-3-1530(D)(3) provides that the Court "shall order restitution at every sentencing for a crime against person or property" unless the Court finds a substantial and compelling reason not to order restitution.

The Court upon conducting a Restitution Hearing, or upon waiver and consent of the defendant, hereby finds:

( ) Restitution should not be ordered for the following substantial and compelling reasons:

( ) This restitution is ordered jointly and severally with any co-defendants.

( ) Restitution should be paid by the defendant as a condition of his/her sentence to the designated victims in the following Court-ordered amounts:

1. Victim CASH CAR RENTAL

3. Victim

ATTN: Alysia NIETISPACH  
1701 LAURENS ROAD  
GREENVILLE, SC 29607

Phone: (864) 430-9797 Restitution: \$

Phone:

Restitution: \$0.00

2. Victim

4. Victim

Phone:

Restitution: \$ **3,864.00**

Phone:

Restitution: \$ 0.00

AND IT IS SO ORDERED THIS 19<sup>th</sup> DAY OF

September 2017

Greenville, South Carolina

SO MOVE:

*[Signature]*  
PRESIDING JUDGE  
THIRTEENTH JUDICIAL CIRCUIT

BY:

Assistant Solicitor, Thirteenth Judicial Circuit

I WAIVE MY RIGHT TO A RESTITUTION  
HEARING AND CONSENT TO THE ABOVE:

DEFENDANT

FILED - CLERK OF COURT  
GREENVILLE CO. S.C.  
PAUL B. WICKENSIMMER  
2017 SEP 22 PM 2:55

**WITNESSES**

J H Smith

*JC 3-21-17*

Greenville Police Department

8/31/2016

**ARREST WARRANT NUMBER**

2016A2320600511

**ACTION OF GRAND JURY  
TRUE BILL**

*John Friedrich*

FOREMAN GRAND JURY

*Foreperson of Grand Jury*

**VERDICT**

*Foreperson of Petit Jury*

Date:

DOCKET NO. 2016-GS-23-  
KAC

010608

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

March

TERM 2016

*2017*

THE STATE

vs.

MICHAEL JAMES BRANCH

RECEIVED  
OCT 06 2017  
SC Court of Appeals

*Goldstein*

Indictment for

✓ 2635

FAILURE TO RETURN RENTAL PROPERTY

VIOLATION § 16-13-0420

RECEIVED

DEC 1 2016

Clerk of Court  
Greenville County

*[Signature]*  
ENTERED  
10/11/16

