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ANDERS RESPONSE BRIEF

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

JUN 29 2017

SC Court of Appeals

Appeal from Dorchester County
Honorable Maite Murphy, Circuit Court Judge

THE STATE,

RESPONDENT

v.

HOLLY EARLENE ASHBY MAHON,

APPELLANT

APPELLATE CASE NO. 2016-002521

RECORD ON APPEAL

LARA M. CAUDY
Appellate Defender

MATTHEW BUCHANAN
General Counsel

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

South Carolina Department of Probation,
Parole, and Pardon Services
P.O. Box 50666
Columbia, SC 29250
(803) 734-9920

ATTORNEY FOR APPELLANT

ATTORNEY FOR RESPONDENT

RECEIVED

JUN 29 2017

SC Court of Appeals

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STATE OF SOUTH CAROLINA) IN THE COURT OF GENERAL SESSIONS
)
COUNTY OF DORCHESTER) CASE NO.: 2014-GS-18-0534;
) 2013-GS-08-1354

STATE OF SOUTH CAROLINA,)
)
 v.) TRANSCRIPT OF RECORD
)
HOLLY EARLENE MAHON)
)
)
)

ORIGINAL

Monday, December 12, 2016

COMMENCING AT:
Dorchester County Courthouse
St. George, South Carolina
Before The Honorable Maite Murphy, Judge

APPEARANCES:

For the State of South Carolina:
Agent Audrey Harris
Dorchester County Department of Probation, Parole and Pardon
Services
422-A Industrial Road
Summerville, South Carolina 29483

For the Defendant:
John Kornegay, Esquire
First Circuit Public Defender's Office
107 W 6th N Street
Summerville, South Carolina 29483

Heather R. Landry, CVR
Official Court Reporter

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EXHIBITS

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NO EXHIBITS INTRODUCED

1 (The proceeding began at 10:56 a.m.)

2 (HOLLY EARLENE MAHON was duly sworn.)

3 THE COURT: Yes, ma'am.

4 AGENT HARRIS: Thank you, Your Honor. May it please
5 the Court? This is the case of Holly Earlene Ashley Mahon
6 billed under indictment 2013-GS-08-1354 and 2014-GS-18-0534.
7 Indictment ending 1354 is for distribution of
8 methamphetamine, first. She was sentenced to probation by
9 the Honorable Judge Dennis to begin on 9/13 of 2013 and to
10 end on 9/12 of 2017. The sentence for manufacturing
11 methamphetamine, first offense, violent, was ten years
12 suspended upon 72 days with four years probation. Under
13 indictment ending 0534 is for the offensive of financial
14 transaction card fraud. She was sentenced by the Honorable
15 Judge Henderson to probation of one year suspended on one
16 year probation to begin on 5/4 of 2015 and to end on 5/3 of
17 2016.

18 We're here today on multiple citations and warrants,
19 Your Honor. The first initial citation is citation number
20 C18160020 for violating conditions 7, 9, 10, and special
21 conditions; failure to pay supervision fees, \$100 in
22 arrears; failure to pay surcharge, \$60 in arrears with the
23 balance of 643.90; failure to follow advice and instructions
24 of agent, both oral and written instructions yet failed to
25 comply; failure to attend and complete substance abuse

1 counseling. Subject has never enrolled per letter received
2 12/15 of '15; she was referred to Dorchester Alcohol and
3 Drug Commission on 10/20 of '15. Failure to attend and
4 complete 80 hours of public service employment according to
5 an original court order and failure to attend weekend jail
6 time. As of 1/26 of 2016, subject has only completed 8 of
7 90 days. That violation was supposed to be held within an
8 administered hearing, but warrant W18160050 was issued for
9 failure to report. Subject did not report for her
10 administrative hearing on 3/3 of '16; also failure to notify
11 agent of arrest and report upon released. Her rap sheet on
12 3/3 of '16, subject was arrested on 2/19 of '16 in Colleton
13 County for burning cross in a public place; was released on
14 a PR bond and per Vinelink she was in Dorchester County
15 Detention Center. Failure to follow advice and instructions
16 of agent; both oral and written instructions were given yet
17 failed to comply. After that administrative hearing, she
18 was initially forwarded to General Sessions Court which was
19 supposed to be 9/6 of 2016. Another warrant had to be
20 issued on that date; a failure to appear warrant as well as
21 a bench warrant for failing to report. Subject failed to
22 report for General Sessions Court on 9/6 of '16 at 9:00 a.m.
23 She signed notice for this date on 7/12 of '16 and was
24 reminded of this court date at her last report to probation
25 8/4 of 2016. Subject still failed to show for General

1 Sessions hearing though proper notice was provided.

2 THE COURT: And the State's recommendation?

3 AGENT HARRIS: It's a full revocation, Your Honor, with
4 civil judgments for all monetary obligations.

5 THE COURT: Counsel?

6 MR. KORNEGAY: Thank you, Judge. May it please the
7 Court?

8 THE COURT: Yes, sir.

9 MR. KORNEGAY: Your Honor, Ms. Mahon, I want to address
10 some of these violations. We would admit are willful; some
11 we would say are not willful. Judge, she was scheduled for
12 a probation violation hearing in September. Her license is
13 suspended and she tells me that she was unable to get up to
14 court. I'm actually representing Ms. Mahon on a possession
15 charge that's pending. I told her I thought we could
16 resolve this and that at the same time. We had scheduled a
17 court -- I had told her to come up to court the week of
18 Hurricane Matthew. Court was canceled, so she obviously did
19 not show up to court that week. She was subsequently
20 arrested on the bench warrant from her September probation
21 hearing. She's been in jail since October 27th.

22 Judge, Ms. Mahon has struggled with drug addiction.
23 That's evident of her -- even over the course of her
24 probation. What we're asking from the Court is not the full
25 revocation. In talking with the Solicitor, he initially

1 proposed Drug Court for Ms. Mahon. I told him I didn't know
2 what was going to happen today. I know that there's a
3 screening process for Drug Court. But I would ask, Your
4 Honor, if she does qualify for Drug Court that she be
5 allowed to do that; alternatively if not that, she would be
6 held and placed in an inpatient drug patient facility. I've
7 talked to her family; they've called my office. They want
8 to help her and I think they would be involved. And she
9 told me if she did qualify for Drug Court, the location
10 where it's held, is close enough where she wouldn't need to
11 drive to it. So she would be able to get there even without
12 a driver's license. Also, Your Honor, she wanted me to
13 point out the cross burning charge. I've researched it; I
14 haven't found a cross burning charge for her. A deputy
15 named Sean Padgett actually talked to me. He's in Colleton
16 County. And he told me that they did not have a warrant for
17 the cross burning charge.

18 THE COURT: Anything further?

19 MR. KORNEGAY: No, Your Honor.

20 THE COURT: The problem I see -- obviously, I do find
21 that it is a willful violation in the terms and conditions
22 of her probation. In regards to continuing and let her do
23 Drug Court on this, she's had a prior violation where she
24 was given the opportunity to do the drug treatment and do
25 the weekend jail time. Because of that fact and then she

1 didn't do it and she still doesn't show up, so I do believe
2 a full revocation is warranted. If you like, counsel, I'll
3 order that she be kept here during this week so in case ---

4 MR. KORNEGAY: Sure.

5 THE COURT: --- you want to take care of the other
6 charges, we can look at that. If you want to talk to the
7 Solicitor, so ---

8 MR. KORNEGAY: That would be helpful.

9 THE COURT: --- transport her until the end of the
10 week.

11 MR. KORNEGAY: Thank you, Judge.

12 AGENT HARRIS: And Your Honor, and civil judgments for
13 the monetary ---

14 THE COURT: Yes, ma'am.

15 AGENT HARRIS: Thank you.

16 (The proceeding concluded at 11:04 a.m.)

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STATE OF SOUTH CAROLINA
County of Dorchester
STATE VS.

IN THE COURT OF GENERAL SESSIONS
Indictment Number:
2014 -GS- 18 - 0534
Probation ~~AW~~ #s: W-18-16-0051, C-18-16-0021, W-48-16-0144
Name of Original Offense: Finan. trans. card fraud \$500/loss
Original AW#: 2013A1810300878
Date of Original Offense: 6/6/13
Conviction S.C. Code §: 16-11-60(a)
Conviction CDR Code #: 0 1 7 1 3 1 1
Original Sentence: 1yr ss upon 1yr prob

Holly Earlene Ashby Mahon
AKA:
Race: White Sex: Female
DOB: [REDACTED]
SSN: [REDACTED]
SID#: [REDACTED] DEC 19 2016

SC Court of Appeals

ORDER

The above named defendant has been charged with violating the conditions of probation ordered on 5/4/15 in the Court of General Sessions of Dorchester County, and/or the additional conditions ordered by the Court in probation continuation orders(s) issued on 12/11/15, as set forth in the attached warrant(s) or citation(s) dated 9/8/16; 3/3/16; 2/11/16. 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)
1; 1,6,10; 7,9,10,11 and spec. condi

Therefore, IT IS ORDERED that:

- the suspended sentence be revoked and the above named defendant be required to serve 1 month/year, 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 electronic monitoring pursuant to §23-3-540 (mandatory if convicted of first- or third-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)
 - Fines and other fees (arrearage / balance)
 - Restitution (and 20%) (arrearage / balance)
- Civil judgment:
 - Department fees
 - Fines and other fees
 - Restitution (and 20%)

Additional Conditions ordered by the Court:
Rescind bench warrant. Revoke in full one year. Convert monies to a civil judgment

- 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 90 days month/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 12 day of December, 2016
SC
St. George

Maite Murphy
Presiding Judge
1st Judicial Circuit

FILED - RECORDS
CLERK OF COURT
DORCHESTER COUNTY
DEC 12 PM 2:01

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
Holly Mahon
Signed this 12 day of December, 2016 at _____ SC

Witnessed by
A. Murphy
St. George SC

STATE OF SOUTH CAROLINA

County of Berkeley
STATE vs

AKA: Holly Earlene Ashby Mahon
Race: White Sex: Female
DOB: [REDACTED]
SSN: [REDACTED]
SID#: [REDACTED]

IN THE COURT OF GENERAL SESSIONS
Indictment Number:

2013 GS 08 1354
Probation CDRs: W-18-16-0051
W-18-16-0060; C-18-16-0020
Name of Original Offense: Manuf. meth 1st off (violent)
Original AWW#: 2013A1820500451
Date of Original Offense: 7/4/2013
Conviction S.C. Code §: 44-53-375
Conviction CDR Code #: 3 1 1 9 1 8
Original Sentence: 10 yrs SS upon 72 days and
ORDER 4 yrs probation

The above named defendant has been charged with violating the conditions of probation ordered on 9/13/13 in the Court of General Sessions of Berkeley County, and/or the additional conditions ordered by the Court in probation continuation orders(s) issued on 12/11/15, as set forth in the attached warrant(s) or citation(s) dated 3/3/16; B/16; 2/11/16. After hearing the evidence and being duly advised, in the presence (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) 1; 1, 6, 10; 9, 10

Therefore, IT IS ORDERED that:

the suspended sentence be revoked and the above named defendant be required to serve 10 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 electronic monitoring pursuant to §23-3-540 (mandatory if convicted of first or third 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
 Fines and other fees (arrearage / balance) Fines and other fees
 Restitution (and 20%) (arrearage / balance) Restitution (and 20%)

Additional Conditions ordered by the Court:
Revoke in full, Rescind bench warrant

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 162 days 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 12 day of December 2016
St. George SC

Maite Murray
Presiding Judge 1st 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 Holly Ashby Mahon
Signed this 12 day of December 2016 at St. George SC

Witnessed by [Signature]
St. George SC

LMJ11

IN THE COURT OF GENERAL SESSIONS

STATE OF SOUTH CAROLINA

COUNTY OF Dorchester

NO. 14-GS-18-0534

STATE
V.

DEFENDANT
Holly Earlene Ashby Mahon

CIVIL JUDGMENT

Hearing Date
12/12/16

RECEIVED

DEC 19 2016

SC Court of Appeals

FILED - RECORDED
2016 DEC 12 PM 2:00
CHERYL GRAHAM
CLERK OF COURT
DORCHESTER COUNTY

This matter came before me on the above mentioned date, pursuant to a motion to require the defendant to show cause why the defendant's default in paying fines and ~~restitution~~ (strike inapplicable) should not be treated as a civil judgment and a judgment lien attached. After hearing the evidence, I find that no cause was shown why judgment should not be entered for the unpaid balance of fines and ~~restitution~~ (strike inapplicable). I find the unpaid balance of the fine and ~~restitution~~ (Strike inapplicable) due and the payee to be as stated below.

It is therefore ordered adjudged and decreed that the payee, shall have judgment against the defendant in the sum stated below. It is further ordered that the clerk of court enter this judgment in the civil judgment records of the court. All of which is ordered pursuant to S. C. Code Ann. 17-25-323.

Payee's Name	<u>SC DPPPS</u>
Payee's Address	<u>2221 Devine St. Suite 600 PO Box 5066</u>
Street	<u>Columbia</u>
City	<u>SC 29250</u>
State	
Zip	

The Defendant is ordered to pay to the Payee the sum of
<u>\$ 533.00</u>

- \$ 200.00 Supervision fees
- \$ 313.00 20% rest. collection fee
- \$ 20.00 drug test fee

Presiding Judge's Signature	Date
<u>Maitte' Murphy</u>	<u>12/12/16</u>
Judge's Name Printed	<u>St. George, s.c.</u>
<u>Maitte' Murphy</u>	

LMJ

STATE OF SOUTH CAROLINA
COUNTY OF Dorchester

IN THE COURT OF GENERAL SESSIONS

NO. 14 -GS- 18 - 0534

STATE
V.

CIVIL JUDGMENT

DEFENDANT
Holly Earlene Ashby Mahon

FILED - RECORDED
2016 DEC 12 PM 2:02
CHERYL GRAHAM
CLERK OF COURT
DORCHESTER COUNTY

Hearing Date:
12/12/16

This matter came before me on the above mentioned date, pursuant to a motion to require the defendant to show cause why the defendant's default in paying fines and restitution (strike inapplicable) should not be treated as a civil judgment and a judgment lien attached. After hearing the evidence, I find that no cause was shown why judgment should not be entered for the unpaid balance of fines and restitution (strike inapplicable). I find the unpaid balance of the fine and restitution (Strike inapplicable) due and the payee to be as stated below.

It is therefore ordered adjudged and decreed that the payee, shall have judgment against the defendant in the sum stated below. It is further ordered that the clerk of court enter this judgment in the civil judgment records of the court. All of which is ordered pursuant to S. C. Code Ann. 17-25-323.

Payee's Name
Belks Credit Card Services c/o SC DPPPS
Payee's Address
2221 Daine St. Suite 600 PO Box
Street
Columbia SC 29250
City State Zip

The Defendant is ordered to pay to the Payee the sum of
\$ 1,565.13

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DEC 19 2016
SC Court of Appeals

Presiding Judge's Signature Made' Murphy Date 12/12/16
Judge's Name Printed Made' Murphy St. George s.c.

13

IN THE COURT OF GENERAL SESSIONS

STATE OF SOUTH CAROLINA

COUNTY OF Dorchester

NO. 14 -GS- 18 - 0534

STATE
V.

DEFENDANT
Holly Earlene Ashby Mahon

CIVIL JUDGMENT
2016 DEC 12 PM 2:00
FILED - RECORDED
CHERYL GRAHAM
CLERK OF COURT
DORCHESTER COUNTY

Hearing Date:
12/12/16

This matter came before me on the above mentioned date, pursuant to a motion to require the defendant to show cause why the defendant's default in paying fines and ~~restitution~~ (strike inapplicable) should not be treated as a civil judgment and a judgment lien attached. After hearing the evidence, I find that no cause was shown why judgment should not be entered for the unpaid balance of fines and ~~restitution~~ (strike inapplicable). I find the unpaid balance of the fine and ~~restitution~~ (Strike inapplicable) due and the payee to be as stated below.

It is therefore ordered adjudged and decreed that the payee, shall have judgment against the defendant in the sum stated below. It is further ordered that the clerk of court enter this judgment in the civil judgment records of the court. All of which is ordered pursuant to S. C. Code Ann. 17-25-323.

Payee's Name <u>Dorchester Co. Clerk of Court</u>
Payee's Address <u>5200 East Jim Bilton Boulevard</u> Street <u>St. George</u> <u>SC</u> <u>29477</u> City State Zip

The Defendant is ordered to pay to the Payee the sum of \$ <u>648.90</u>

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DEC 19 2016
SC Court of Appeals

Presiding Judge's Signature <u>Maitte' Murphy</u>	Date <u>12/12/16</u>
Judge's Name Printed <u>Maitte' Murphy</u>	<u>St. George</u> s.c.

VCD2013-07-01734

WITNESSES

Summerville Police Department

AGENCY CASE NUMBER

2013049455

ARREST WARRANT NUMBER

2013A1820500457

DATE OF ARREST

July 5, 2013

ACTION OF GRAND JURY

Person of Grand Jury

Date:

VERDICT

Person of Petit Jury

Date:

INDICT

DOCKET NO. 2013GS0801354

The State of South Carolina

County of Berkeley

COURT OF GENERAL SESSIONS

September Term 2013

THE STATE

Vs

HOLLY EARLENE ASHBY MAHON

DOB: [REDACTED]

W/F

Indictment for

Manufacturing Methamphetamine

I, Holly Mahon hereby waive my right to presentment of the within charge and indictment to the Grand Jury.
Holly Mahon
9/13/13
Date Date Attorney or Witness

STATE OF SOUTH CAROLINA)
)
COUNTY OF BERKELEY)

INDICTMENT

At a Court of General Sessions, convened on September 9, 2013 the Grand Jurors of Berkeley County present upon their oath:

Manufacturing Methamphetamine

That Holly Earlene Ashby Mahon did in Berkeley County, South Carolina, on or about July 4, 2013, manufacture, distribute, dispense, deliver, purchase; or did aid, abet, attempt, or conspire to manufacture, distribute, dispense, deliver, or purchase; or did possess with the intent to distribute, dispense or deliver a controlled substance or a controlled substance analogue, to wit: methamphetamine; in violation of 44-53-375 (D) of the South Carolina Code of Laws (1976) as amended.

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


MICHAEL E. PATTERSON JR
ASSISTANT SOLICITOR

WITNESSES

A Smith

Dorchester County Sheriff
13-008197

ARREST WARRANT NUMBER
2013A1810300878

Arrested: April 15, 2014

ACTION OF GRAND JURY

TRUE BILL

Rachel Gordon
Foreperson of Grand Jury
Date: August 28, 2014

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2014GS180534

The State of South Carolina
County of DORCHESTER

COURT OF GENERAL SESSIONS

September 2, 2014 TERM

THE STATE
vs.

Holly Earlene Ashby Mahon

Indictment for

Financial Transaction Card Fraud Value
More than \$500 in Six Month Period

SC Code: 16-14-60(a)

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

Defendant

Henry Mahon
[Signature]

hereby appear in my own proper person and plead guilty to the within indictment or to

Financial Transaction Card
FRAUD < \$500 in 6 mos period

[Signature]
Defendant

Witness:

C.C.C. PLS. AND G.S.

DOCKETED
2014 SEP 2 10:00 AM
CLERK OF COURT

STATE OF SOUTH CAROLINA)
)
COUNTY OF DORCHESTER)

INDICTMENT
2014GS180534

As a Court of General Sessions, convened on September 2, 2014 the Grand Jurors of DORCHESTER County present upon their oath:

**FINANCIAL TRANSACTION CARD FRAUD VALUE MORE THAN \$500 IN SIX
MONTH PERIOD**

That in Dorchester County, South Carolina, between June 6, 2013 and June 20, 2013, the Defendant, Holly Earlene Ashby Mahon, knowingly and with intent to defraud, did use a financial transaction card issued to the cardholder, Joseph Clodfelter, to obtain goods, money, or services, by presenting the financial transaction card without the authorization or permission of the cardholder. This offense in violation of Section 16-14-60 of the South Carolina Code of Laws, as amended.

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



Anna Richter Welch, Solicitor

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Berkeley
STATE VS.
Holly Earlene Ashby Mahon
AKA:
Race: WHITE Sex: F Age: 40
DOB: SS#:
Address:
City, State, Zip:
DL#: SID#:

INDICTMENT/CASE#: 2013GS0801354
A/W#: 2013A1820500457
Date of Offense: 7/4/2013
S.C. Code § : 44-53-375
CDR Code #: 3198

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was
TO: Manufacturing Methamphetamine, 1st Offense (Violent)

CONVICED OF or PLEADS

in violation of § 44-53-375 of the S.C. Code of Laws, bearing CDR Code # 3198
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
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Patterson, Michael E. SC Bar# 78437 Defendant
Holly M. Attorney for Defendant
Attorney for Defendant SC Bar# 76247

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 72 days/months/years and/or payment
of \$; plus costs and assessments as applicable*; the balance is suspended with probation for 4

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. 72 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: \$ plus 20% fee: \$
Payment Terms:
Set by SCDPPPS

PTUP
80 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:

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 47.9 (Public Def/Prob) \$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, Proviso 90.5 (SCCJA Surcharge) \$5, 3% to County (if paid in installments) \$, TOTAL \$503.40

Appointed PD or appointed other counsel, § 47.12 requires \$500 be paid to Clerk during probation.

Clerk of Court/ Deputy Clerk: Linda J. Hill
Court Reporter: Deborah Harrison
SCCA/217 (03/2011)

Presiding Judge: R. M. ...
Judge Code: 2262
Sentence Date: 9/13/13

JAH

COUNTY OF Dorchester
STATE VS. Holly Earlene Ashby Mahon
AKA:
Race: WHITE Sex: F Age: 41
DOB: SS#:
Address:
City, State, Zip:
DL#: SID#:

INDICTMENT/CASE#: 2014GS180534
A/W#: 2013A1810300878
Date of Offense: 6/6/2013
S.C. Code §: 16-14-60(a)
CDR Code #: 2349

SENTENCE SHEET

*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: Financial Transaction Card Fraud Value \$500 or Less in Six Month Period

in violation of § 16-14-60(a) of the S.C. Code of Laws, bearing CDR Code # 0731
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
The plea is: Without Negotiations or Recommendation Negotiated Sentence Recommendation by the State

ATTEST Mims, Sheila SC Bar# 15784 Defendant
Attorney for Defendant SC Bar# 76426

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
for a determinate term of 1 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 1

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: with probationary sentence currently serving in Dorchester County
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 (Criminal Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered PTUP
Total: \$ 1833.49 plus 20% fee: \$
Payment Terms:
Set by SCIDPPPS

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 \$ 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 \$
Proviso 90.5 (SCCJA Surcharge) \$5 \$ 5.00
3% to County (if paid in installments) \$ 18.90
TOTAL \$ 648.90

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. § 47.12 requires \$500 be paid to Clerk during probation.

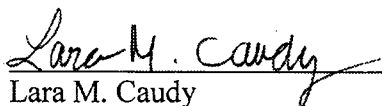
Clerk of Court/ Deputy Clerk Cheryl DeGraham
Court Reporter: Ruth Motto
SCCA/217 (03/2011)

Presiding Judge Judge Code: 2754
Sentence Date: 5-4-15

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,



Lara M. Caudy
Appellate Defender

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

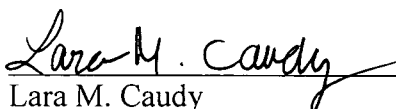
ATTORNEY FOR APPELLANT

This 29th day of June, 2017.

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,



Lara M. Caudy
Appellate Defender

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

ATTORNEY FOR APPELLANT

This 29th day of June, 2017.

RECEIVED

JUN 29 2017

SC Court of Appeals