

I received a letter dated on 3-13-18 stating that my appeal was approved and transcript is due to be ordered within 30 days of the letter. I just recently found another issue that is also a good reason to argue on the appeal. When your office does receive the transcript, you will see that Solicitor Brittney McCall did tell Judge Miller that there was a victim in ~~one of the cases~~ that wanted to speak. When the victim stood up and spoke, she gave a testimony that was damaging enough to persuade Judge Miller to detour away from the negotiated plea of 90 days and green light towards the 10 years suspended to 5 years in prison with 3 years probation. And to my understanding I think we all were under oath. This victim had nothing to do with any of the charges I stood in front of the court for on that day (1-24-18). Solicitor Brittney McCall knew this but didn't think I would catch it. If you view the transcript, along with the warrants and the sentencing sheets for this case you will see the state used a false victim in my opinion to persuade the judge to detour from the negotiated sentence and give me the time he gave me. Then she asked him not to give me time credit towards my sentence.

Please look at these requested documents and send me a copy of the transcript. Thank You  
ORIN KEMR

RECEIVED

MAR 26 2018

SC Court of Appeals



# The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
1220 SENATE STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1890  
FAX: (803) 734-1839  
[www.sccourts.org](http://www.sccourts.org)

March 13, 2018

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Mr. Christopher Todd Brumback, Esquire  
1 Augusta Street, Suite 301D  
Greenville SC 29601

Re: The State v. Orin J. Kemp  
Appellate Case No. 2018-000161

Dear Counsel:

All parties are advised the above case is to proceed. The transcript is due to be ordered within thirty days of the date of this letter.

Very truly yours,

*V. Claire Allen, Deputy*

CLERK

cc: Orin Jerrell Kemp, 281528  
Robert Michael Dudek, Esquire  
Britni McCarson McCall, Esquire  
John Benjamin Aplin, Esquire  
Alan McCrory Wilson, Esquire

COUNTY OF Pickens  
 STATE VS.  
Orin Jerrell Kemp  
 AKA:  
 Race: BLACK Sex: M Age: 41  
 DOB: SS#:  
 Address:  
 City, State, Zip: Easley, SC 296421158  
 DL#: SID#:

INDICTMENT/CASE#: 2018-65-39-0249  
 A/W#: 2017A3920300019  
 Date of Offense: 1/21/2017  
 S.C. Code § : 16-14-0020, 0100  
 CDR Code #: 0348

SENTENCE SHEET

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No   
 In disposition of the said indictment comes now the Defendant who was  
 TO: FinanTC / Financial Transaction Card Theft

0-5  
 CONVICTED OF or  PLEADS

in violation of § 16-14-0020, 0100 of the S.C. Code of Laws, bearing CDR Code # 0348  
 NON-VIOLENT  VIOLENT  SERIOUS  MOST SERIOUS  Mandatory GPS(CSC  §17-25-45  
 w/minor 1st or Lowd Act)

The charge is:  As Indicted,  Lesser Included Offense,  Defendant Waives Presentment to Grand Jury,  Negotiated Sentence,  Recommendation by the State.  
 The plea is:  Without Negotiations or Recommendation,  Defendant's initials OK

ATTEST: B McCall 101300 Orin Kemp Christopher Brumback 75410  
 McCall, Britni SC Bar# Defendant BRUMBACK, CHRISTOPHER SC Bar#

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: \_\_\_\_\_

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

RECEIVED  
 MAR 26 2018

Appointed PD or appointed other course  
 Proviso 61.6 requires \$500 be paid to Clerk  
 during probation and shall be collected before  
 any other fees.

Clerk of Court/ Deputy Clerk Harold P. Wellborn  
 Court Reporter: April Heron  
 SCCA/217 (07/2016)

Presiding Judge Elaine  
 Judge Code: 2130  
 Sentence Date: 1/24/18

ARREST WARRANT

2017A3920300019

STATE OF SOUTH CAROLINA

County/ Municipality of

Clemson University

THE STATE

P-17-0074

against

Orin Jerrell Kemp

Address:

Easley, SC 29642-1158

Phone: (864)646-5658

SSN:

Sex: M Race: B Height: 6 Weight: 186

DL State: SC DL #:

DOB: Agency ORI #: SC0390600

Prosecuting Agency: Clemson University Police Department

Prosecuting Officer: Elijah Joseph - 3774

Offense: FinanTC / Financial Transaction Card Theft

Offense Code: 0348

Code/Ordinance Sec: 16-14-0020

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 ORIN JERRELL KEMP

on 04/17/17

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

Clemson University Municipal Court
344012 Centennial Blvd
Clemson, SC 29634

STATE OF SOUTH CAROLINA

County/ Municipality of

Clemson University

Personally appeared before me the affiant Elijah Joseph

being duly sworn deposes and says that defendant Orin Jerrell Kemp

did within this county and state on or about 1/21/2017

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

Clemson University

in the following particulars:

DESCRIPTION OF OFFENSE: FinanTC / Financial Transaction Card Theft

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:

On January 21, 2017 between the times of 4:30PM and 5:00 PM, Orin Jerrell Simpson Kemp did commit the crime of Financial Transaction Card Theft. Mr. Kemp removed a purse from a 2003 Nissan Pathfinder containing Discover Credit card, ending in 3129, belonging to victim Audrey Marie Lecordier. On February 22, 2017 at approximately 11:50AM, Sergeant Joseph received a written and recorded statement from Jessica Faith Turner to the aforementioned offense naming "Niro" (Orin Jerrell Simpson Kemp) as the offender. In addition, during the interview Mrs. Turner admitted to having a role in the theft and said she demanded half of the monetary gains. This offense occurred at the Botanical Gardens Parking lot located on the campus of Clemson University, in Pickens County, South Carolina.

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

Clemson University

Affiant's Address 344012 Centennial Boulevard

Clemson, SC 29634-4012

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 1/21/2017 defendant Orin Jerrell Kemp

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

County/ Municipality of Clemson University

) as set forth below.

DESCRIPTION OF OFFENSE: FinanTC / Financial Transaction Card Theft

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 3/17/17

Signature of Issuing Judge Nancy A. Belanger (L.S.)

Nancy A Belanger

Judge Code: 8102

Judge's Address G-01C Edgar Brown Union

Clemson, SC 29634-

Judge's Telephone (864)-65-6-71 x 13

Issuing Court: Magistrate Municipal Circuit

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

AFFIDAVIT

DEFENDANT COPY

Form Approved by S.C. Attorney General April 21, 2003 SCCA 518

RECEIVED MAR 26 2018 SC Court of Appeals

BAIL set by

Judge \_\_\_\_\_  
on \_\_\_\_\_  
Type and Amount: \_\_\_\_\_  
Name of Surety: \_\_\_\_\_

PRELIMINARY HEARING held by

Judge \_\_\_\_\_  
on \_\_\_\_\_  
Defendant Attorney: \_\_\_\_\_  
Decision: \_\_\_\_\_

DISPOSITION before

Judge \_\_\_\_\_  
on \_\_\_\_\_  
by \_\_\_\_\_  
(indicate jury trial, bench trial, plea, nol. pros., etc.)  
Disposition: 50  
Sentence: \_\_\_\_\_

JURORS

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

WITNESSES

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
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Telephone: \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_

CODEFENDANTS

*Handwritten signatures and initials*



COUNTY OF Pickens  
 STATE VS.  
Orin Jerel Simpson Kemp  
 AKA: \_\_\_\_\_  
 Race: BLACK Sex: M Age: 41  
 DOB: \_\_\_\_\_ SS#: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 City, State, Zip: Easley, SC 296421158  
 DL#: \_\_\_\_\_ SID#: \_\_\_\_\_

INDICTMENT/CASE#: 2018-65-39-0248  
 A/W#: 2017A3920300040  
 Date of Offense: 4/17/2017  
 S.C. Code § : 16-11-0020  
 CDR Code #: 0124

SENTENCE SHEET  
0-5

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No   
 In disposition of the said indictment comes now the Defendant who was  
 TO: Tools / Possession, making implements capable of being used in crime

CONVICTED OF or  PLEADS

in violation of § 16-11-0020 of the S.C. Code of Laws, bearing CDR Code # 0124  
 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: McCall, Britni 101300 SC Bar# Orin Kemp Defendant Christopher Brumbach 75410 SC Bar#

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 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	\$
§ 14-1-211(A)(2) (DUI Surcharge)	\$100	\$ 100.00
§ 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 Harold P. Welborn  
 Court Reporter: Cipri Herrera  
 SCCA/217 (07/2016)

Presiding Judge Se P.W. Mc  
 Judge Code: 2/30  
 Sentence Date: 1/24/18

RECEIVED  
 MAR 26 2018  
 SC COURT of Appeals

ARREST WARRANT

2017A3920300040

STATE OF SOUTH CAROLINA

County/ Municipality of

Clemson University

THE STATE against

P-17-0505

Orin Jerel Simpson Kemp

Address:

Greenville, SC 29605-

Phone: (864)285-7180 SSN:

Sex: M Race: B Height: 6 Weight: 180

DL State: SC DL #:

DOB: Agency ORI #: SC0390600

Prosecuting Agency: Clemson University Police Department

Prosecuting Officer: Christopher R Evans - S00133

Offense: Tools / Possession, making implements capable of being used in crime

Offense Code: 0124

Code/Ordinance Sec: 16-11-0020

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 ORIN JEREL SIMPSON KEMP on 04/18/17

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

Clemson University Municipal Court 344012 Centennial Blvd Clemson, SC 29634

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA County/ Municipality of

Clemson University

Personally appeared before me the affiant Christopher R Evans who

being duly sworn deposes and says that defendant Orin Jerel Simpson Kemp did within this county and state on or about 4/17/2017 violate the criminal laws of the

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

DESCRIPTION OF OFFENSE: Tools / Possession, making implements capable of being used in crime

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:

On April 17, 2017 Orin Jerel Simpson Kemp did possess a tool capable of criminal use and evidenced intent to use it by being found on Clemson University campus at the Botanical Gardens while on trespass notice for the entire campus. Kemp was located at the Botanical Gardens and due to providing false information and being on trespass from all University property he was placed under arrest. In the backpack that was in Kemp's possession a black and red handle flat-head screwdriver was located. Due to Kemp being on trespass notice and being found in an area where auto break-ins have occurred the screwdriver was seized as an implement capable of being used in a crime. All of this did occur on Clemson University's Campus located in Pickens County, South Carolina.

Signature of Affiant

STATE OF SOUTH CAROLINA County/ Municipality of Clemson University

Affiant's Address 344012 Centennial Boulevard Clemson, SC 29634-4012 Affiant's Telephone (864)656-2222

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 4/17/2017 defendant Orin Jerel Simpson Kemp

did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Clemson University) as set forth below:

DESCRIPTION OF OFFENSE: Tools / Possession, making implements capable of being used in crime

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 4/18/2017

Signature of Issuing Judge (L.S.) Judge's Address G-01C Edgar Brown Union Clemson, SC 29634-4016

Deborah Reed Culler Judge's Telephone (864)656-5258

Judge Code: 6071 Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

RECEIVED MAR 26 2018 SC Court of Appeals

COUNTY OF Pickens  
 STATE VS.  
Orin Jerrell Kemp  
 AKA:  
 Race: BLACK Sex: M Age: 41  
 DOB: SS#:  
 Address:  
 City, State, Zip: Easley, SC 29642-1158  
 DL#: SID#:

INDICTMENT/CASE#: 2016GS3902939  
 A/W#: 2016A3920300063  
 Date of Offense: 7/30/2015  
 S.C. Code § : 16-13-0160(1)(2),  
 CDR Code #: 0258

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: Larceny / Breaking into motor vehicle or tanks, pumps, where fuel, lubricants stored

in violation of § 16-13-0160(1)(2), of the S.C. Code of Laws, bearing CDR Code # 0258  
 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. (defendant's initials)  
 The plea is:  Without Negotiations or Recommendation  Negotiated Sentence,  Recommendation by the State.

ATTORNEYS: McCall, Britni 101300 SC Bar# Orin Kemp Defendant Christopher Brumback 75410 SC Bar#

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 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	\$ <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 61.6 (Public Def/Probation)	\$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	\$
3% to County (if paid in installments)		\$ <u>3.75</u>
<b>TOTAL</b>		\$ <u>128.75</u>

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

RECEIVED  
 MAR 26 2018  
 SC Court of Appeals

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 Harold P. Wellborn  
 Court Reporter: April Herron  
 SCCA/217 (07/2016)

Presiding Judge J. W. Wells  
 Judge Code: 2130  
 Sentence Date: 1/24/18

THE STATE OF SOUTH CAROLINA  
COUNTY OF Pickens

BENCH WARRANT Failure to  
Appear

THE STATE  
VS.  
Orin Jerrell Kemp

2016GS3902939

2016A3920300063

Larceny / Breaking into motor vehicle or  
tanks, pumps, where fuel, lubricants stored

To all and Singular the Sheriffs Deputy Sheriffs Constables and other Peace Officers of the said State Greeting:

WHEREAS, at the Term of Court of General Sessions County Court for the County aforesaid, it was among other things Ordained that a Bench Warrant should be issued for the arrest of Orin Jerrell Kemp

THESE ARE, THEREFORE, to command you and every one of you to make diligent search after the said above named and him to take and safely keep until he be delivered to the keeper of the Common Jail of the County or discharged by due course of law. And this shall be a good and sufficient warrant for you doing so, and for the keeper of said Jail receiving said above named from you and keeping him safely until he be discharged by due course of law.

WITNESS, Harold P Welborn, Jr., Clerk of Court of General Sessions and Common Pleas for the County of Pickens,

April 5, 2017.

*Cheryl Watson - Deputy*  
Judge 13th Judicial Circuit / Clerk of Court

WITNESSES

James Cheeks

Clemson University Police Department

9/30/2016

ARREST WARRANT NUMBER

2016A3920300063

ACTION OF GRAND JURY

RUE-BIL

ate MAR 21 2017

*Mulan P. Cab*  
oreperson of Grand Jury

VERDICT

oreperson of Petit Jury  
ate:

DOCKET NO. 2016-GS-39-<sup>BMM</sup>2939

The State of South Carolina

County of Pickens

COURT OF GENERAL SESSIONS

MAR 21 2017

TERM 2016

THE STATE

vs.

ORIN JERRELL KEMP

Indictment for

0258

BREAKING AND ENTERING A MOTOR VEHICLE

VIOLATION § 16-13-0160(1)(2).

**INDICTED**

**RECEIVED**  
MAR 26 2018  
SC Court of Appeals

Agency: Clemson University Police Department  
Officer ID/Name: 301 \ CHEEKS, JAMES  
Date: 10/26/2016 10:08:00AM

Incident Offense  
Incident Number: P-15-0814  
Case Number: P-15-0814

Narrative Title: INV SUPPLEMENTAL-WARRANTS-BOND HEARING

CASE NUMBER: P-15-0814  
INCIDENT TYPE: AUTOBREAKING

INCIDENT LOCATION: SC BOTANICAL GARDENS, CLEMSON UNIVERSITY SC, 29634  
VICTIM: MELISSA LYNN BLAND  
ADDRESS: 2909 BLAIN ACRE ROAD  
PLANT CITY FLORIDA  
PHONE: 813-629-0054

SUSPECT: ORIN JERRELL SIMPSON KEMP AKA (OJ)  
SUSPECT: JOHN LAMARKUS DENNIS  
REPORTING OFFICER: PTL. ELIJAH R JOSEPH  
PTL. DEWITT FORD

INVESTIGATING OFFICER: INV. JAMES CHEEKS

AFTER A THROUGH INVESTIGATION INTO THIS CASE (3) WARRANTS WERE SIGNED ON ORIN J SIMPSON KEMP ON 10/5/2016 BY JUDGE DEBBIE CULLER.

WARRANT 2016A392030062 SEC: 16-23-0030(A)(1) WEAPONS/SALE OR DELIVERY TO, AND POSSESSION  
BY, CERTAIN PERSONS UNLAWFUL; STOLEN  
WARRANT (2016A392030063) SEC: 16-13-0160(A)(1) LARCENY/BREAKING INTO MOTOR VEHICLE OR  
TANKS, PUMPS, WHERE FUEL, LUBRICANTS STORED  
WARRANT 2016A392030064 SEC: 16-13-0030(A) LARCENY/PETIT OR SIMPLE LARCENY -\$2000 OR  
LESS (ENHANCEMENT PER 16-1-57)

ORIN KEMP WAS BOOKED AND PHOTOGRAPHED BY PTL. JESUS DELUNA SOTO AND TAKEN BEFORE JUDGE CULLER AND GIVEN A \$4518 PR BOND ON EACH CHARGE. COPIES OF WARRANTS AND BOOKING INFORMATION IS ATTACHED TO THIS FILE. THIS CASE IS ALSO RELATED TO P-15-0813. HART COUNTY GEORGIA HAS A HOLD ON KEMP AND HE WAS TAKEN BACK TO THE PICKENS COUNTY LEC TO BE PICKED UP BY HART COUNTY GA. PAPERWORK WAS FAXED TO HART COUNTY AND THEN EMAILED BY INV. CHEEKS DUE TO THE FAX NOT GOING THROUGH. A COPY OF THE WARRANTS AND WAIVER OF EXTRADITION AND CUSTODY/COMMITMENT ORDER ARE ATTACHED TO CASE P-15-0813.

THE BELOW LISTED WARRANTS WERE SERVED ON JOHN LAMARKUS DENNIS ON 3/2/2016 AND ARE ALREADY ATTACHED TO THE CASE FILE.

WARRANT 2016A3920300029 SEC: 16-13-0160(A)(1) LARCENY/BREAKING INTO MOTOR VEHICLE OR  
TANKS, PUMPS, WHERE FUEL, LUBRICANTS STORED  
WARRANT 2016A3920300030 SEC: 16-13-0030(A) LARCENY/PETIT OR SIMPLE LARCENY -\$2000 OR LESS

CASE CLEARED BY ARREST

COUNTY OF Pickens  
 STATE VS.  
Orin Jerrell Kemp  
 AKA: \_\_\_\_\_  
 Race: BLACK Sex: M Age: 41  
 DOB: \_\_\_\_\_ SS#: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 City, State, Zip: Easley, SC 29642-1158  
 DL#: \_\_\_\_\_ SID#: \_\_\_\_\_

INDICTMENT/CASE#: 2016GS3902937  
 A/W#: 2016A3920300064  
 Date of Offense: 7/30/2015  
 S.C. Code §: 16-13-0030(A)  
 CDR Code #: 3596

SENTENCE SHEET

0-10

In disposition of the said indictment comes now the Defendant who was  
 TO: Larceny / Petit or Simple Larceny - \$2,000 or less (Enhancement per 16-1-57)  CONVICTED OF or  PLEADS

in violation of § 16-13-0030(A) of the S.C. Code of Laws, bearing CDR Code # 3596  
 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. (defendant's initials)  
 The plea is:  Without Negotiations or Recommendation,  Negotiated Sentence,  Recommendation by the State.

ATTEST: Britni McCall 101300 Orin Kemp Christopher T. Brumback 75410  
 McCall, Britni SC Bar# Defendant BRUMBACK, CHRISTOPHER SC Bar#

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 5 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 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 PTUP  
 Total: \$ \_\_\_\_\_ plus 20% fee: \$ \_\_\_\_\_  
 Payment Terms: Per Order  
 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 61.6 (Public Def/Probation)	\$500	\$ <u>500.00</u>
§ 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	\$
3% to County (if paid in installments)		\$ <u>18.75</u>

TOTAL \$ 643.75

Clerk of Court/ Deputy Clerk Harold P. Wellborn  
 Court Reporter: April Herron  
 SCCA/217 (07/2016)

RECEIVED  
 NVC COURT of Appeals  
 MAR 26 2018  
 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 ETW  
 Judge Code: 2130  
 Sentence Date: 1/24/18

ARREST WARRANT

2016A3920300064

STATE OF SOUTH CAROLINA

County/ Municipality of

Clemson University

THE STATE against

Orin Jerrell Kemp

Address: Easley, SC 29642-1158

Phone: (864)646-5658 SSN: Race: B Height: 6 Weight: 186

DL State: SC DL #: Agency ORI #: SC0390600

Prosecuting Agency: Clemson University Police Department

Prosecuting Officer: James Cheeks - 3727

Offense: Larceny / Petit or Simple Larceny - \$2,000 or less (Enhancement per 16-1-57)

Offense Code: 3596

Code/Ordinance Sec: 16-13-0030(A)

This warrant is CERTIFIED FOR SERVICE in the

County/ Municipality of

The accused

to be arrested and brought before me to be

held with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

copy of this arrest warrant was delivered to

defendant ORIN JERRELL KEMP

10-5-16

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

Clemson University Municipal Court 344012 Centennial Blvd Clemson, SC 29634

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STATE OF SOUTH CAROLINA

County/ Municipality of

Clemson University

Personally appeared before me the affiant James Cheeks who

being duly sworn deposes and says that defendant Orin Jerrell Kemp

did within this county and state on or about 7/30/2015 violate the criminal laws of the

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

in the following particulars:

DESCRIPTION OF OFFENSE: Larceny / Petit or Simple Larceny - \$2,000 or less (Enhancement per 16-1-57)

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:

On 7/30/15 Orin J Kemp and Co-defendant, John L Dennis came onto Clemson Univ property at the SC Botanical Gardens, in a Silver 1999 Jeep Grand Cherokee Vin# 1J4GW5853XC614673, reported stolen to Anderson PD on 7-30-2015 see APD case #15-33885. Defendant used forcible entry by busting the window out with a screwdriver and did take and remove property from a White 2011 Dodge Nitro bearing FL plates (1622GS) with the intent to deprive the owner of the listed property; a purse, victim's FL DL, Wells Fargo debit card, Powernet Credit union checkbook, MasterCard, LG Blue tooth set, Taurus 709 Slim 9mm handgun S#TDR38119, a Taurus 739 TCP .380 handgun S#738039BSSP. Property valued at \$680. Cards were later used in Anderson County S.C. Co-Defendant gave a video statement and named the defendant. Defendant has been convicted of prior property crimes on 10/22/2004 with Clemson PD and Clemson Univ PD for Breaking into auto 5 yrs upon the service of 2yrs sus during probation.

Signature of Affiant

James T. Cheeks

STATE OF SOUTH CAROLINA

County/ Municipality of

Clemson University

Affiant's Address 344012 Centennial Boulevard

Clemson, SC 29632-

Affiant's Telephone (864)656-2222

RECEIVED MAR 26 2016 SC Court of Appeals

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 7/30/2015 defendant Orin Jerrell Kemp

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

County/ Municipality of Clemson University) as set forth below:

DESCRIPTION OF OFFENSE: Larceny / Petit or Simple Larceny - \$2,000 or less (Enhancement per 16-1-57)

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 10/5/2016

Signature of Issuing Judge Deborah Reed Culler (L.S.)

Deborah Reed Culler

Judge Code: 6071

Judge's Address G-01C Edgar Brown Union

Clemson, SC 29634-4016

Judge's Telephone (864)656-5258

Issuing Court: Magistrate Municipal Circuit

OCT 24 2016

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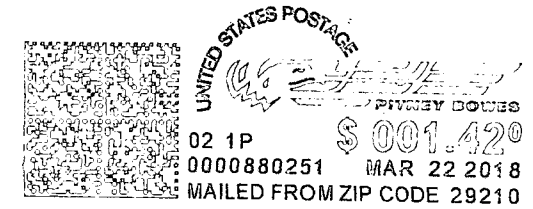
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Olin Kemp 281528  
A1-33

Mailroom

Kirkland Correctional Institution  
4344 Broad River Road  
Columbia, S.C. 29210



LEGAL  
MAIL  
ONLY

RECEIVED

MAR 22 2018

KIRKLAND R&E CENTER  
MAILROOM

RECEIVED

MAR 26 2018

SC Court of Appeals

V. Clarence Allen Deputy Clerk  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, S.C.  
29201

