

475

DP

STATE OF SOUTH CAROLINA)
COUNTY OF AIKEN)

AFFIDAVIT OF INDIGENCY AND
APPLICATION FOR APPOINTED COUNSEL

STATE VS. Billy Ray Wright
ARREST WARRANT / TICKET & CHARGE: 2018 A0210200646 - UTILITIES -
malicious injury to electric system

1. ARE YOU PRESENTLY EMPLOYED? YES NO *If yes, Please state the name and address of your employer and the amount of your salary or wages per month and/or week.*

NAME: _____ ADDRESS: _____
NET WAGES: \$ _____ WEEKLY / BI-WEEKLY / MONTHLY
If No, please state the name and address of your former employer, date of termination and the amount of your salary or wages.

EMPLOYER: _____
NET WAGES: \$ _____ WEEKLY/ BI WEEKLY/ MONTHLY DATE OF TERMINATION: _____

2. HOUSEHOLD MEMBER(S) EMPLOYER (if applicable): _____
NET WAGES: \$ _____ WEEKLY / BI-WEEKLY / MONTHLY

3. Have you or household member(s) received within the past twelve months any money from any of the following sources?
- | | | |
|--|---|--|
| a. Business, Profession or Self-Employment? | Yes _____ | No <input checked="" type="checkbox"/> |
| b. Rent Payments, Interest or Dividends? | Yes _____ | No <input checked="" type="checkbox"/> |
| c. Pensions, Annuities or Life Insurance Payments? | Yes _____ | No <input checked="" type="checkbox"/> |
| d. Gifts or Inheritance? | Yes _____ | No <input checked="" type="checkbox"/> |
| e. Any Other Source (including Unemployment, Retirement, Disability and/or Food Stamps)? | Yes <input checked="" type="checkbox"/> | No _____ |

If the answer to any question above is "Yes", please list the source of the money and the amount received within the last 12 months.
SOURCE: disability AMOUNT: 770.00

4. LIST BY NAME, AGE AND RELATIONSHIP TO YOU, ANY PERSONS WHO ARE DEPENDENT UPON YOU FOR SUPPORT. INDICATE BESIDE EACH HOW MUCH YOU CONTRIBUTE TOWARD THEIR SUPPORT.

NAME: _____	AGE: _____	RELATIONSHIP: _____	AMOUNT \$ _____
NAME: _____	AGE: _____	RELATIONSHIP: _____	AMOUNT \$ _____
NAME: _____	AGE: _____	RELATIONSHIP: _____	AMOUNT \$ _____

5. DO YOU HAVE CASH, OR DO YOU HAVE ANY MONEY IN A CHECKING OR SAVINGS ACCOUNT
CASH: \$ _____ CHECKING: \$ _____ SAVINGS: \$ _____

6. DO YOU OWN ANY REAL ESTATE, STOCKS, BONDS, NOTES OR OTHER VALUABLE PROPERTY, EXCLUDING ORDINARY HOUSEHOLD FURNISHINGS AND CLOTHING? YES _____ NO
PLEASE SPECIFY: _____

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7. LIST THE TYPE OF VEHICLE(S) YOU OWN (YEAR, MAKE, MODEL): 2000 Toyota Tundra

PAID FOR? YES NO AMOUNT OF PAYMENT(S) \$ _____

8. DO YOU OR HOUSEHOLD MEMBER PAY RENT OR MORTGAGE? \$475.00

9. AMOUNT OF DEBTS, LIENS, MORTGAGES, ETC.? _____

AMOUNT \$ _____

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I do solemnly swear that the information reported by me for this application for counsel does contain a true and full account of all my real and personal estate, debts, credits and effects whatsoever without exception, which I or any person in trust for me have or at the time of my possession had, or am, or was in any way respect, entitled to, in possession, remainder or reversion, and that I have not at any time since charges were made against me or before, directly or indirectly sold, leased, assigned, or otherwise disposed of any property, or made over in trust for myself or otherwise, other than mentioned herein.

I understand that the appointment of counsel creates a claim against the assets and estate of the person who is provided counsel or the parents or legal guardians of a juvenile in the amount equal to the costs of representation less the amount paid to appointed counsel, the public defender office and/or the Commission on Indigent Defense. I understand such claim shall be filed in the Office of the Clerk of Court where I, my child, or ward are assigned counsel, but that the filing of a claim shall not constitute a lien against my real or personal property unless, in the discretion of the Court, part or all of such a claim is reduced to judgment by appropriate Order of the Court, after serving me with at least thirty (30) days notice that judgment will be entered.

I understand that pursuant to §17-3-30(b), I am required to pay a non-refundable \$40.00 application fee to the Public Defender's Office for public defender services or other appointed counsel.

I am financially unable to employ counsel and request that counsel be assigned to represent me. I understand that I am entitled to at least 30 days notice before a claim against me may be reduced to judgment, and I do hereby waive the right to such notice.

[Signature]
Applicant

Sworn to before me this 10 day of may, 20 18.
[Signature] Notary Public for South Carolina. My commission expires: 8-31-26

RACE: W SEX: M AGE: 71

IN JAIL OUT ON BOND

SSN: _____

DATE OF ARREST: 3-8-18

DATE OF: _____

BOND AMOUNT: \$10,000.00

ADDRESS: _____

BONDSMAN: _____

CITY & STATE: [Redacted]

CO-DEFENDANTS: _____

TELEPHONE: _____

(211)

The applicant's request for counsel is hereby

GRANTED

DENIED

[Signature]
Judge/ Clerk or Deputy Clerk

DATE: 5-10-18

ARREST WARRANT

2018A0210200646

STATE OF SOUTH CAROLINA

County/ Municipality of

Aiken

THE STATE

18-023697

against

Billy Ray Wright

Address:

Phone:

Sex: M Race: W Height: 5 10 Weight: 160

DL State: DL #:

Agency ORI #: SC0020000

Prosecuting Agency: Aiken County Sheriff

Prosecuting Officer: Michael S Hawthorne - 6541

Offense: Utilities / Malicious injury to telephone, telegraph, or electric utility system

Offense Code: 0111

Code/Ordinance Sec: 16-11-0740

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

Lt. Clemp
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
P O Box 583
109 Park Avenue
Aiken, SC 29802

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Aiken

Personally appeared before me the affiant Deputy: Stephen T. Glass being duly sworn deposes and says that defendant Billy Ray Wright did within this county and state on or about 5/7/2018

State of South Carolina (or ordinance of County/ Municipality of Aiken) violate the criminal laws of the in the following particulars:

DESCRIPTION OF OFFENSE: Utilities / Malicious injury to telephone, telegraph, or electric utility system

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:

Upon information and belief the defendant, Billy Wright, did willfully and unlawfully destroy, damage, and remove precious metals from an electric utility system. This incident occurring at 176 Old Graniteville Hwy in the County of Aiken. This being in violation of SC Code of Laws as amended.

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SC Superior Court of Appeals

Signature of Affiant

Stephen T. Glass #6540

STATE OF SOUTH CAROLINA

County/ Municipality of

Aiken

Affiant's Address 420 Hampton Ave

Aiken, SC 29801-

Affiant's Telephone (803)642-1762

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 5/7/2018 defendant Billy Ray Wright

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

County/ Municipality of Aiken) as set forth below.

DESCRIPTION OF OFFENSE: Utilities / Malicious injury to telephone, telegraph, or electric utility system

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 5/8/2018

Sheridan Lee (L.S.)
Signature of Issuing Judge

Sheridan Lee John Jr.

Judge Code: 5034

Judge's Address

Aiken, SC 29801-8743

Judge's Telephone (803)642-2044

Issuing Court: Magistrate Municipal Circuit

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ORIGINAL

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

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Aiken VS. STATE

Billy Ray Wright

AKA:

Age: 70

DOB:

Address:

City, State:

DL#: SID#: SC00072897

*CDL Yes No CMV Yes No Hazmat Yes No

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

TO: Utilities / Malicious injury to telephone, telegraph, or electric utility system

in violation of § 16-11-0740 of the S.C. Code of Laws, bearing CDR Code # 0111
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS

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: John S. [Signature] 102713 SC Bar# [Signature] Defendant [Signature] Attorney for Defendant 77784 SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,

for a determinate term of 5 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 SCDP.

The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code of Laws 25a-135 and General

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: \$ 16,072.19 plus 20% fee: \$

Payment Terms: Set by SCDPPPS

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 (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) \$ 3.75

TOTAL \$ - 128.75

Clerk of Court/ Deputy Clerk Shannon D. Rosenkrantz

Court Reporter: Brenda Sigwald

SCCA/217 (04/2018)

INDICTMENT/CASE#: 2018GS0201551

A/W#: 2018A0210200646

Date of Offense: 5/7/2018

S.C. Code § : 16-11-0740

CDR Code #: 0111

SENTENCE SHEET 0-10yrs or Fine

CONVICTED OF or PLEADS

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JUL 18 2018

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:

Contact w SCE + 6 / SARA Facilities

Appointed PD or appointed other counsel,

Proviso requires \$500 be paid to Clerk

during probation and shall be collected before

any other fees.

Presiding Judge

Judge Code: 2164

Sentence Date: July 11, 18

WITNESSES

Aiken County Sheriff

Michael S Hawthorne

Law Enforcement Case #: 18-023697

JLF

ARREST WARRANT NUMBER

2018A0210200646

FILED 28 June 20 18

Robert J. Harte
C.C.P. & G.S. *clerk*
Fauna S. Rowland Jr
Deputy Clerk

ACTION OF GRAND JURY

True Bill

[Signature]

Foreperson of Grand Jury
Date: June 28, 2018

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2018GS0201551

The State of South Carolina
County of Aiken

COURT OF GENERAL SESSIONS

JULY TERM 2018

THE STATE
vs.

BILLY RAY WRIGHT

CDR #: 0111

Indictment for

MALICIOUS INJURY TO TELEPHONE,
TELEGRAPH, OR ELECTRIC UTILITY
SYSTEM

§ 16-11-0740

J. STROM THURMOND, SOLICITOR

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JUL 23 2018
SC Court of Appeals

STATE OF SOUTH CAROLINA
COUNTY OF AIKEN
I, Robert J. Harte, Clerk of Court-of Common Pleas and General
Sessions for Aiken County, South Carolina do hereby certify
that the foregoing constitutes a true and correct copy of the
original documents which have been filed in my office this

JUL 18 2018

Robert J. Harte
C.C.C.P. & G., Aiken County, S.C.
Fauna S. Rowland Jr
Deputy Clerk

STATE OF SOUTH CAROLINA)
)
COUNTY OF AIKEN)
)

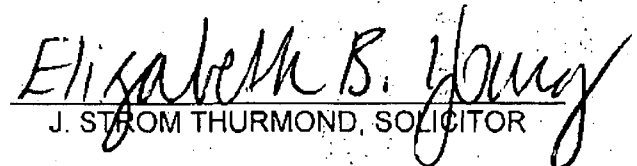
INDICTMENT FOR
MALICIOUS INJURY TO TELEPHONE,
TELEGRAPH, OR ELECTRIC UTILITY
SYSTEM

§ 16-11-0740

At a Court of General Sessions, convened on July 9, 2018, the Grand Jurors of Aiken County present upon their oath:

That **BILLY RAY WRIGHT** did in Aiken County, South Carolina on or about May 7, 2018, knowingly, willfully, wantonly and without the consent of the owner destroy, damage, or in any way injure any telegraph, telephone or electric utility system, including poles, cables, wires, fixtures, antennas, amplifiers, or other apparatus, equipment, or appliances or obstructs, impedes or impairs the service thereof, or the transmission of messages or current thereof, to wit: by cutting copper wire from a SCE & G power substation located at 176 Old Graniteville Highway, Graniteville, in violation of § 16-11-740, 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.


J. STROM THURMOND, SOLICITOR