

STATE OF SOUTH CAROLINA

COUNTY OF Sumter

STATE

VS.

Mikel Francis

CERTIFIED TRUE COPY OF ORIGINAL FILED

Angelia P. Pickens  
DEPUTY CLERK OF COURT

SUMTER COUNTY SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#:

99 -GS- 43 - 294 101

A/W#: F-906823

Date of Offense: 12-21-98

S.C. Code § : 16-11-330(B)

CDR Code #: 0101216

SENTENCE

PLEA  TRIAL

CONVICTED OF or  PLEADS

In disposition of the said indictment comes now the Defendant who was TO: Attempted Armed Robbery

in violation of § 16-11-330(B) of the S.C. Code of Laws, bearing CDR Code # 0101216

NON-VIOLENT  VIOLENT  SERIOUS  MOST SERIOUS  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:

Solicitor

Defendant

Attorney for Defendant

WHEREFORE, the Defendant is committed to the  State Department of Corrections,  County Detention Center, for a determinate term of 20 days/months/years or  under the Youthful Offender Act not to exceed 5 years and/or to pay a fine of \$ 5; provided that upon the service of 5 days/months/years and/or payment of \$ 5; 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.

The Defendant is to be given credit for 4 days/months/jail time.

CONCURRENT or  CONSECUTIVE to sentence on: \_\_\_\_\_

SPECIAL CONDITIONS:

RESTITUTION  Heard,  Waived,  Ordered

Total: \$ \_\_\_\_\_ plus 20% fee \$ \_\_\_\_\_

Payment Terms: \_\_\_\_\_

set by SCDPPPS \_\_\_\_\_

Recipient: \_\_\_\_\_

\*Fine: .....\$ \_\_\_\_\_

§ 14-1-206 - Assessments 100%.....\$ \_\_\_\_\_

§ 14-1-211 - Surcharge.....\$ 100.00

(Exceptions: See § 14-1-211)

§ 56-5-2995 (DUI).....\$ \_\_\_\_\_

County (3%).....\$ 3.00

TOTAL.....\$ 103.00

Clerk of Court/Deputy Clerk Angelia P. Pickens

Court Reporter: Karen Esbeck

White - Clerk

Green - Corrections

Canary - Probation

Pink - Defendant

RECEIVED

JUL 30 2018

SC Court of Appeals

PTUP \_\_\_\_\_ days/hours Public Service Employment

Obtain GED

Attend Voc Rehab. or Job Corps

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: Anti-bombing is underway

PRESIDING JUDGE R. M. [Signature]

Judge Code: 0101610

Sentence Date: 042099

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF SUMTER )

IN THE COURT OF GENERAL SESSIONS

Attorney

Indictment No.  
99-6543-00294

Probation/ Community Supervision  
Program (CSP) Violation  
Warrant/Citation #

W-43-09-0173

NOTICE OF PROBATION /CSP VIOLATION  
HEARING AND ACKNOWLEDGMENT  
OF NOTICE RECEIVED

JUL 30 2018

SC Court of Appeals

State of South Carolina, )  
 )  
v. )  
Mikel Francis )  
 )  
Offender. )

You are hereby directed to appear at a Probation/CSP Violation Hearing in General Sessions  
on July 20, 2018 at 8:45 (am/pm) in the SUMTER County  
Judicial Center SUMTER, South Carolina.

You may have an attorney represent you at this hearing. If you cannot afford an attorney and you desire the representation of the SUMTER County Public Defender, you must apply for an appointed attorney with that office. If you choose to appear at the hearing without an attorney, you may be required to represent yourself. You are hereby advised that there are dangers and disadvantages to self-representation. An attorney may better understand courtroom procedure and may be better able to think of and present defenses to your violations. By appearing without an attorney you are acknowledging these dangers but are knowingly and voluntarily choosing to proceed without counsel.

At the violation hearing you will have an opportunity to speak, and you may present witnesses or documentary evidence on your behalf. If requested, you will also have an opportunity to confront and cross-examine any witnesses called to testify against you; however, the Department may elect to present affidavits of witnesses or police officers in lieu of testimony. State v. Pauling (Ct. App. 2006). It is your responsibility to have your witnesses and attorney present. If you are released on bond prior to your hearing date, you must report to the Probation Office immediately upon your release.

You are required to be present at your hearing as scheduled above. If you do not appear, a bench warrant or a failure to appear warrant will be issued for your arrest. Furthermore, the Court may choose to proceed with the hearing in your absence. This directive remains in effect until you are granted leave by the Court.

This directive has been read to me and I have been provided with a copy. I was also given an opportunity to ask questions about this directive before it was signed.

6/26/18  
Date

[Signature]  
Offender's Signature  
[Signature]  
Agent's Signature

**STATE OF SOUTH CAROLINA**  
COUNTY OF SUMTER

Probation

**ARREST WARRANT**

Indictment Number 99-GS-43-00294

Warrant Number W-43-09-0173

State Identification No. (SID) 01245532

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR COUNTY OR OF THE MUNICIPALITY OF SUMTER, AND ANY CONSTABLE OF THIS MAGISTERIAL DISTRICT:

It appearing from the attached affidavit that there are reasonable grounds to believe that MIKEL TERRELL FRANCIS, did on the 31 day of December, 2009 violate the criminal laws of the State of South Carolina as set forth below:

DESCRIPTION OF OFFENSE:

Violation of Probation pursuant to section 24-21-430

Now, therefore, you are empowered and directed to arrest the said defendant and bring MIKEL TERRELL FRANCIS 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. Done at SUMTER, S. C. this 31 day of December, 2009.

*William Sumter* (L.S.)  
Signature of Probation and Parole Agent

County of SUMTER

**STATE OF SOUTH CAROLINA**

**AFFIDAVIT**

Personally appeared before me, one William Sumter, who, first being duly sworn, deposes and says that MIKEL TERRELL FRANCIS did within this County and State on the 31 day of December, 2009, violate the criminal laws of the State of South Carolina in the following particulars:

DESCRIPTION OF OFFENSE:

Violation of Probation pursuant to section 24-21-430

The affiant states that there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

Mr. Francis violated condition # 1 by failing to report. He was released from prison in Florida on 11-19-09 and has failed to report to the Sumter County Probation Office. Mr. Francis violated condition # 5 by failing to work diligently at a lawful occupation, having never reporting employment since his release. Mr. Francis violated condition # 6 by failing to refrain from the violation of Federal, State, & Local Laws. He was arrested in Cincinnati, Ohio on December 21, 2009 & has failed to notify his agent of this arrest. Mr. Francis violated condition # 8 by leaving the state without permission. Mr. Francis was in the state of Ohio on December 21, 2009 without the permission of his supervising agent. Mr. Francis violated condition # 9 by failing to pay his court ordered surcharge. He has an arrearage of \$40 with a balance of \$1236. Mr. Francis violated condition # 10 by failing to follow the advice & instructions of his agent. Mr. Francis was instructed to report to the Sumter County Probation office upon his release from prison in Florida.

Sworn to and Subscribed before me  
this 31 day of December, 2009.

*[Signature]* (L.S.)  
Signature of Notary Public

*William Sumter*  
Affiant

Address: P.O. BOX 1322  
SUMTER, SC 29151  
USA

(803) 778-5185

*[Signature]*  
My Commission Expires