

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEALS FROM RICHLAND COUNTY
Court of General Sessions

Judge Clifton Newman

Case No. 1802DDH1614
2018 AH010200595
2018 AH010200596
2018 AH010200597
2018 AH010200598
Respondent,

Marquille Rondale Livingston

vs.

STATE OF SOUTH CAROLINA et al.,

Defendants,

Of Whom Marquille Rondale Livingston is the Appellant.

NOTICE OF APPEAL

Richland County Solicitor
Attention: Paulette Edwards
1701 North Main Street,
Columbia, South Carolina
U.S.A. [20201-9999

Marquille Rondale Livingston
2214 High Street
Columbia, SC 29204

FILED
2018 AUG 31 AM 11:05
J. W. M. BRIDGE
C.P. & G.S.

RECEIVED
SEP 17 2018
SC Court of Appeals

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AUG 31 2018
SC Court of Appeals

STATE OF SOUTH CAROLINA

COUNTY OF Richland
STATE VS.

Marquillie Rondale Livingston

AKA: _____

Race: BLACK Sex: M Age: 36

DOB: _____ SS#: _____

Address: _____

City, State, Zip: _____

DL#: _____ SID#: _____

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was TO: Larceny/Petit or Simple Larceny-\$2000 or less

in violation of § 16-13-0030(A) of the S.C. Code of Laws, bearing CDR Code # 3419
 NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45
(CSC w/minor 1st or CSC w/minor 3rd)

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:

Joanna McDuffie 77043
Solicitor 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 30 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 SCDOC.

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 _____

Recipient: _____

*Fine: _____

§ 14-1-206 (Assessments 107.5 %)	\$	\$
§ 14-1-211(A)(1) (Conv. Surcharge)	\$	\$
§ 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)	\$	\$
TOTAL	\$	\$

Clerk of Court/ Deputy Clerk Ceanette McBride B
Court Reporter: P McCurdy
SCCA/217 (04/2018)

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IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2018GS4000546

A/W#: 2018A4010200598

Date of Offense: 2/14/2018

S.C. Code § : 16-13-0030(A)

CDR Code #: 3419

SENTENCE SHEET

CONVICTED OF or PLEADS

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: _____

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 C. Neuman
Judge Code: 212 HIGHLAND COUNTY
Sentence Date: August 21, 2018

CERTIFIED TRUE COPY
ORIGINAL FILED
Bride

STATE OF SOUTH CAROLINA

COUNTY OF Richland
STATE VS.

Marquillie Rondale Livingston

AKA: _____

Race: BLACK Sex: M Age: 36

DOB: _____ SS#: _____

Address: _____
City, State, Zip: _____

DL#: _____ SID#: _____

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was
TO: Kidnapping / Kidnapping

in violation of § 16-03-0910 of the S.C. Code of Laws, bearing CDR Code # 0095

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45
(CSC w/minor 1st or CSC w/minor 3rd)

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: Jeanette McBride Solicitor T. J. H. H. H. 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 Life without parole 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 SCDOC.

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: \$ _____
_____ days/hours Public Service Employment

Payment Terms: _____
 Set by SCDPPPS _____

Recipient: _____
Obtain GED
Attend Voc. Rehab. or Job Corp. _____

*Fine: _____
Substance Abuse Counseling
Random Drug/Alcohol testing

§ 14-1-206 (Assessments 107.5 %) _____
§ 14-1-211(A)(1) (Conv. Surcharge) _____
§ 14-1-211(A)(2) (DUI Surcharge) _____
§ 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) \$ _____
TOTAL \$ _____

Clerk of Court/ Deputy Clerk Jeanette McBride B
Court Reporter: T. J. H. H. H.

SCCA/217 (04/2018)
Presiding Judge _____
Judge Code: 2127
Sentence Date: Aug 22, 2018

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2018GS4000545

A/W#: 2018A4010200597

Date of Offense: 2/14/2018

S.C. Code § : 16-03-0910

CDR Code #: 0095

SENTENCE SHEET

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SC COURT OF APPEALS

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FILED
HIGHLAND COUNTY
SOUTH CAROLINA

STATE OF SOUTH CAROLINA

COUNTY OF Richland
STATE VS.

Marquillie Rondale Livingston

AKA:

Race: BLACK Sex: M Age: 36

DOB: SS#

Address:

City, State, Zip:

DL#: SID#:

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was TO: Burglary / Burglary (After June 20, 1985) - First degree

in violation of 16-11-0311 of the S.C. Code of Laws, bearing CDR Code # 0079
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS 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: Joanna McDuffie Solicitor, 77003 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 Life without parole 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 SCDOC.

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: days/hours Public Service Employment

Set by SCDPPPS Obtain GED
Attend Voc. Rehab. or Job Corp.

Recipient: AUG 31 2018
May serve W/E beginning

*Fine: Substance Abuse Counseling
Random Drug/Alcohol testing

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) \$

TOTAL \$

Clerk of Court/ Deputy Clerk Cleanette McBride B
Court Reporter: McCurdy

SCCA/217 (04/2018) Presiding Judge Judge Code: 21217 AND COUNTY Sentence Date: AUG 30 2018

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2018GS4000543

A/W#: 2018A4010200595

Date of Offense: 2/14/2018

S.C. Code 16-11-0311

CDR Code #: 0079

SENTENCE SHEET

CONVICTED OF or PLEADS

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AUG 31 2018

SC Court of Appeals

Appointed PD or appointed other counsel, TRUE COPY
Proviso requires \$500 be paid to Clerk: during probation and shall be collected before any other fees.

Handwritten signatures and dates: Presiding Judge, Judge Code: 21217 AND COUNTY, Sentence Date: AUG 30 2018

COUNTY OF Richland VS. STATE

Marquillie Rondale Livingston

AKA:

Race: BLACK Sex: M Age: 36

DOB: SS#:

Address:

City, State, Zip:

DL#: SID#:

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was TO: Sex / Criminal sexual conduct - First degree

INDICTMENT/CASE#: 2018GS4000544

A/W#: 2018A4010200596

Date of Offense: 2/14/2018

S.C. Code § : 16-03-0652

CDR Code #: 0160

SENTENCE SHEET

CONVICTED OF or PLEADS

in violation of § 16-03-0652 of the S.C. Code of Laws, bearing CDR Code # 0160
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §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: Joannan M... Solicitor, T... 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 Life without parole 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 SCDOC.

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:
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:

Table with 3 columns: Description, Amount, Total. Includes items like § 14-1-206 (Assessments 107.5%), § 14-1-211(A)(1) (Conv. Surcharge), § 14-1-211(A)(2) (DUI Surcharge), § 56-5-2995 (DUI Assessment), § 56-1-286 (DUI Breath Test), Proviso (Public Def/Probation), § 14-1-212 (Law Enforce. Funding), § 14-1-213 (Drug Court Surcharge), § 50-21-114 (BUI Breath Test Fee), § 56-5-2942(J) (Vehicle Assessment), 3% to County (if paid in installments).

TOTAL \$

Clerk of Court/ Deputy Clerk

Court Reporter: Jeanette McBride B, McCurdy

SCCA/217 (04/2018)

RECEIVED AUG 31 2018 SC Court of Appeals

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: [Signature]
Judge Code: 2127
Sentence Date: August 22 2018
HIGHLAND COUNTY SOUTH CAROLINA

Please Take Notice that I Marquille Rondale Livingston, am appealing the order that was given on August 22, 2018 by Judge Clifton Newman and filed on August 22, 2018.

By: *Marquille Rondale Livingston* ~~Executrix~~ *Aug 24, 2018*
Date
Marquille Rondale Livingston
2214 High Street
Columbia, SC.29203

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AUG 31 2018
SC Court of Appeals

FILED
2018 AUG 31 AM 11:05
JEANETTE W. McBRIDE
C.C.P. & G.S.

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEALS FROM RICHLAND COUNTY
Court of General Sessions

Judge Clifton Newman

Case No. 180200MLM

Marquille Rondale Livingston

Respondent,

vs.

STATE OF SOUTH CAROLINA et al.,

Defendants,

Of Whom Marquille Rondale Livingston is the Appellant.

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SC Court of Appeals

PROOF OF SERVICE

I, Livingston, Marquille Rondale certify that I am of such age and discretion to be competent to serve papers. That on the 24 day of Aug, 2018, I have served a copy of the documents listed below, by Certified Mail, sent to each of the following persons at the locations stated below, which is the last known location, and by depositing said envelope and contents in the U.S Mail.

Documents: -Notice of Appeal -Proof of Service
Party(ies) Served:

Richland County Solicitor
Attention: Paulette Edwards
1701 North Main Street,
Columbia, South Carolina
U.S.A. [20201-9999]

By: Marquille Rondale Livingston Date: Aug 24, 2018
Marquille Rondale Livingston
2214 High Street
Columbia, SC 29203

FILED
AUG 31 AM 11:05
JENNIFER W. NEBRIDE
C.P. & G.S.



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

September 06, 2018

Marquillie Rondale Livingston, 274774
2214 High Street
Columbia SC 29203

Re: The State v. Marquillie R. Livingston
Appellate Case No. 2018-001595

RECEIVED

SEP 17 2018

SC Court of Appeals

Dear Mr. Livingston:

Upon reviewing your notice of appeal, the following deficiency or deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter:

- Proof has not been provided showing a copy of the notice of appeal has been filed with the clerk of court for Richland County. See Rule 203(d)(1)(B), SCACR.

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: Paulette Edwards, Esquire
John Benjamin Aplin, Esquire
Alan McCrory Wilson, Esquire