

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Richland County

Honorable DeAndrea G. Benjamin, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

THERON MARQUIS MURRAY,

APPELLANT

APPELLATE CASE NO. 2018-000587

RECORD ON APPEAL

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State of South Carolina) In the Court of General Sessions
) Fifth Judicial Circuit
 County of Richland) 2015-GS-40-01210

State of South Carolina,)
)
 Plaintiff,)
)
 vs.)
)
 Theron Marquis Murray,)
 Defendant,)
)
 _____)

March 23, 2018

Columbia, South Carolina

B e f o r e:

The Honorable DeAndrea G. Benjamin, Judge

A p p e a r a n c e s:

Shree Duckett, Agent
 Probation, Pardon, and Parole

Nathan Rouse, Esquire
 Attorney for the Defendant

Bonnie H. Kelly, CVR
 Circuit Court Reporter

I N D E X

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E X H I B I T S

<u>NO.</u>	<u>DESCRIPTION</u>	<u>I.D.</u>	<u>EV.</u>
D-1	Letter dated 7/20/17		16
D-2	Letter dated 10/24/17		16

1 THERON MURRAY, having been first
2 duly sworn, testifies as follows:

3 MR. ROUSE: And Judge, and before we begin, I'm going
4 to ask for a continuance on Mr. Murray's case.

5 THE COURT: Why? What's the reason?

6 MR. ROUSE: So I believe that currently going forward
7 would be a bit of a violation of his due process rights,
8 particularly to have the evidence against him presented.

9 In brief, he is here today because he missed one class
10 from a sexual offender class back in July. And
11 subsequently, there is a allegation that he violated Rule 3
12 of his participant contract form, and for that reason was
13 terminated from his class.

14 What I've received so far is two letters from the
15 counseling service, sexual offender class, that he was in.
16 The first one is the warning from missing a single class
17 back in July, and the second one is the termination letter
18 saying he violated Rule 3.

19 I did not receive a copy of what the contract form
20 looked like. I did ask for some clarification, and I was
21 told that the reason he was terminated was he was not ready
22 with his assignments and lack of participation.

23 So that's all the information that I have in front of
24 me so far as to why he's here today is a warning letter and
25 a termination letter referencing a contract that I don't

1 have, and a general clarification that he was not ready
2 with assignments and lack of participation.

3 It turns out that this has been done before. We have
4 an old file from the last time he was terminated from
5 sexual offender class. Mr. Murray did have an IEP in high
6 school. I believe that there are some issues surrounding
7 that with his actual ability to comply with certain
8 standards of how he needs to perform in class.

9 What I would like going -- before we go forward is to
10 know exactly how they're saying he was not participating
11 and exactly what sorts of assignments he did and did not
12 complete and whether any sort of assistance has been
13 offered to him based on his disability.

14 I would also like to get a copy of the old file that
15 we have on the last time this happened.

16 I received this report maybe four or five days ago,
17 and basically, we'd just like some more time to be more
18 prepared for future revocation. I believe the State is
19 asking for substantial time.

20 AGENT DUCKETT: Your Honor, if I may, Mr. Rouse --
21 this has been sent over two weeks ago. Mr. Rouse has
22 emailed me. I sent him every single thing he asked me for.
23 He did not ask me for a copy of the contract he signed.
24 Only thing he asked me for was: "What does No. 3 state on
25 the contract?"

1 He's gotten every single thing I received from the
2 classes. He's never said he asked for a continuance. I
3 made sure he had that because this is what Mr. -- what his
4 attorney -- what he does when he comes to court he's always
5 asking for a continuance. He's had two weeks to prepare
6 for this case, and he just asked me four days ago for this
7 information, which I have the contract because I made sure
8 I asked her for the contract when he asked me for it.

9 He never asked me to send the contract. I would have
10 sent him the contract. Only thing he asked me for was
11 "What does Rule No. 3 state, Agent Duckett?"

12 I sent him all -- I emailed him the information. He's
13 called me four days in a row about this case and the other
14 case. I made sure he had everything he needs, that I'm
15 presenting the same information he has today. He's not in
16 the dark on anything that I'm presenting today. Everything
17 I have he has, except for this contract that she sent to me
18 which he never asked for in the first place.

19 Only thing he asked me for was what does No. Rule --
20 Rule 3 consist of, and I emailed him and said, "Rule 3
21 consists of this."

22 I have the -- the contract right here, Your Honor. I
23 have -- and I told him, I said you cannot get the classroom
24 information because it has everybody in the classroom --
25 you know, information's confidential. But you can get the

1 letters, the judge can look at everything he was doing in
2 class. He knows everything.

3 I told him the last time we was in here, Comish --
4 they took a -- they contend he went to a counselor to make
5 sure his mental stability. Judge Lee did all of that. She
6 gave him a zero tolerance for not completing the class for
7 unsuccessful treatment.

8 Agent Smith talked to him. He was there. He signed a
9 Form 9 that day, and we both addressed it with him.

10 This case was continued a whole year to get him into
11 evaluation, and we -- here we are again.

12 He isn't complying. Judge Lee confirmed there's
13 nothing mentally wrong with him that he cannot do the
14 classes. And yet, here we are again, asking for another
15 continuance to look at the same paperwork that I sent over
16 to him four days ago which he had this paper two weeks ago.

17 I think asking for a continuance is unnecessary.
18 There's no need to. Everything I have he has, Your Honor.

19 THE COURT: All right. Motion for continuance is
20 denied. Go ahead.

21 And it looks like this was last year in front of Judge
22 Lee where she -- where, apparently, the same issues were
23 going on with the -- him not attending the classes and she
24 gave him a zero -- no violation or unsuccessful discharge
25 at that time.

1 And looks like he was in front of Judge Hood back in
2 '15 for some of the same things and he continued it again.
3 So ...

4 AGENT DUCKETT: Yes, Your Honor. Thank you, Your
5 Honor. May -- may I please the Court, Your Honor. Again,
6 before you is Mr. Theron Murray, and he was sentenced by
7 Judge Lee back in June 4 of 2015.

8 He was sentenced to 10 years, 5 years probation. He
9 was required to -- not register as sex offender. He was
10 supposed to do sex offender counseling and he must complete
11 Job Corp.

12 Again, like you said, he had -- it had two priors. I
13 had him before Judge -- I mean, excuse me -- before Agent
14 Love had him; and the first time I had him, he had issues.
15 I went to the aunt, did a home visit. She told me he's not
16 living -- he's back at home with his mom and that's where
17 the victim was at. And that is when we had to address that
18 issue.

19 I -- I immediately -- I was asking my supervisor at
20 that point for a warrant. She said, "No. We're gonna help
21 him. We'll -- we'll do this. You need to verify his
22 address. You need to stay with your aunt." We made it
23 very clear that -- to him and his parents that he cannot
24 stay in the house with the victim.

25 Then he was not doing -- he got put out the sex

1 offender classes. We went through the whole thing. Agent
2 Love tried to get him back in the classes. He was not
3 participating in the class. She has very strict rules.
4 Even though I think -- his attorneys tell me, "Well, he
5 just -- you know, he just missed a class or he just didn't
6 participate," those are her rules. She hold everybody in
7 those sex -- sex offender classes the same exact way. If
8 you miss a class for her, she'll send you a warning. If
9 you do not do the class -- he wasn't participate -- he
10 wasn't doing anything at first. He would just sit in the
11 class and sure enough, Mr. Murray is -- he's quiet. But
12 when he sits in my office, he talks to me all the time.

13 He is -- but he wasn't doing the classes. We sent him
14 up to Judge Lee. Comish had him mentally evaluated. They
15 say he's fine. There's nothing wrong where he can't
16 complete classes.

17 I literally had to beg the lady to get back in the
18 classes. She doesn't -- he -- he cannot go to those
19 classes again. She's not taking him back. Just -- I just
20 wanted to put that on the record as well.

21 I begged her to get him back in. He came to my office
22 after court. Agent Smith talked to him after court -- he's
23 here, Your Honor, and he can vouch for that. After court,
24 he talked to him about you need to do these classes or
25 you're gonna end up getting revoked. It's pretty much it.

1 That's what Judge Lee said, it's pretty much it.

2 I get him in my office. I said, "Look, I don't care
3 what you have to do in these classes. If the lady asks you
4 a question, say 'yes,' participate, even if you don't feel
5 like you need to be there."

6 And everybody -- his family was there. "We're gonna
7 help him. We gonna make sure he gets there."

8 Sure enough, Your Honor, he doesn't have a ride. He
9 missed. Visits -- before that, he didn't have a ride. I
10 don't have transportation. But yet, they'll get to court,
11 "We'll make sure he gets there. We'll make sure ..." and
12 they're not doing it.

13 And when he gets to class, he doesn't have his
14 information prepared. That's what she violated him for the
15 first time: He didn't have a ride, and that was Rule No.
16 1, he has to be there, has to be present, and you have to
17 notify your agent if you can't get there and me.

18 I wasn't notified. I was notified by her.

19 And No. 3 -- I have the rules right here, Your Honor,
20 if you want to look at them. It states that you have to --
21 you have to participate, which he wasn't. At first, she
22 was -- when I talked to him, she was sending me stuff he
23 was doing good. I was like, "Oh, my gosh. I'm so proud of
24 you. You're doing what you're supposed to do."

25 And then, next thing I know, she's like, "Oh. Well,

1 he missed a class and he's not -- he didn't have his
2 workbook today, and he's not -- you know, he didn't
3 participate."

4 And I'm like, "Theron, what is wrong with you? All
5 you gotta do is do these classes."

6 He -- he -- he's not gonna do the classes. He's been
7 given multiple opportunities to do the classes. He's not
8 going to complete them. Everybody here will -- will get up
9 here and say they'll help him and they'll do -- only person
10 who's been helping Theron Murray is myself, the counselor -
11 - because she made it clear to me he can't come back to her
12 class.

13 And there's no way he's -- he's gonna be able to even
14 attempt to do them now because he's ruined it by, like,
15 third time of being continued in these classes.

16 And Your Honor, I'm asking for revocation. Mr. Murray
17 has never been arrested. We never locked him up as far as
18 like these allegations. Always done citation on him and
19 sent him to court.

20 I think that time will help him understand the
21 consequences of his action. He's been given several
22 chances to do what he's supposed to do. We basically kind
23 of held his hand through this whole thing, but we just
24 can't do the classes for him.

25 THE COURT: Yes, sir.

1 MR. ROUSE: Thank you, Judge. And again, this is not
2 gonna be as informed as I would like to be on account of
3 lack of records. But I do believe that Theron Murray did
4 not willfully violate his probation.

5 He did have an IEP in high school. He is
6 intellectually disabled, and what it means to be
7 intellectually disabled, one of the issues that happens is
8 he's not going to be able to participate in a class to the
9 same degree that someone who is not intellectually disabled
10 is going to be able to. He's not going to be able to
11 complete his assignments to the same degree that somebody
12 else who is not suffering from such a disability is going
13 to be able to complete their assignments.

14 And just to be clear, that is all that is in front of
15 us today. The prior issues about addresses, that was
16 resolved in a previous violation. The prior issues about
17 not showing up were resolved in a previous violation. He
18 has missed one class prior to being terminated, one single
19 class that he received a warning letter for.

20 What he was actually terminated for was a violation of
21 Rule 3. All I've heard so far is testimony that he was
22 sitting quietly in class, perhaps not engaging enough, not
23 giving expansive enough answers, forgetting his workbook.
24 I -- I don't believe that those constitute willful
25 violations for an individual who is intellectually disabled

1 as Mr. Murray is.

2 We haven't heard any information about whether or not
3 he was being accommodated for that intellectual disability
4 in class. We haven't heard any information ---

5 THE COURT: Well, didn't you all request a mental
6 health evaluation, and the evaluation says that he -- that
7 there's no reason why he couldn't do the class?

8 MR. ROUSE: That is something that I would like to
9 learn from the previous file that we had on Mr. Murray.
10 That is one of the reasons I requested ---

11 THE COURT: But you've had -- but you've had the file.
12 You sit here and saying you didn't know anything about it.
13 They're saying they notified you two weeks ago.

14 MR. ROUSE: I do not believe we received this report
15 two weeks ago.

16 AGENT KING: No, Your Honor. Actually I did turn in
17 Agent Duckett's reports two weeks ago prior to the 16th,
18 even though from the very beginning -- even -- because
19 they're admin was so enthused by the reports. Whether or
20 not he received it or looked at it, Your Honor. But it was
21 turned into their office.

22 THE COURT: Well, part of the issue is not even -- I
23 thought part of the issue was not going to the classes.

24 MR. ROUSE: He has missed a single class that he
25 received a warning letter about. That's Rule 1, as one ---

1 THE COURT: All right. But -- but didn't Judge Lee
2 give him a no -- zero tolerance? Because he was continued
3 -- that would be fine if this was the last time that he
4 came before Judge Lee. But he's been through Judge --
5 before Judge Lee, he's been before Judge Hood, and now he's
6 before me.

7 MR. ROUSE: Your Honor, Probation keeps violating him
8 for having an intellectual disability, so he keeps coming
9 back.

10 AGENT DUCKETT: I mean, they never said -- he -- we
11 came to court -- Comish -- and the results came back he
12 does not have a disability. We didn't -- this intellectual
13 disability -- this is the first time I've ever heard of
14 that.

15 THE COURT: Well, where is the documents that say he
16 has an intellectual disability.

17 MR. ROUSE: I requested a continuance to try to get
18 them.

19 THE COURT: No. You're standing here saying he has an
20 intellectual disability. Where are the documents that says
21 he has -- he's been in your office. He's -- this case was
22 done -- he -- I assume y'all represented him on his plea.
23 You represented him back in 2015 with Judge Hood, in 2017
24 with Judge Lee, and they have all continued him. And
25 actually, she's ordered -- she ordered a mental health

1 evaluation after your office asked for it. So ...

2 MR. ROUSE: I have requested the old file. It's still
3 in records. It will apparently take some time to get here.

4 As Agent Duckett said, I had been calling about this
5 case repeatedly. I have called Christina Jones who is the
6 counselor who terminated him. She refused to speak to me.
7 At that point I had to turn to Agent Duckett to ask her for
8 program information. I am working diligently on this case,
9 and I am asking ---

10 AGENT DUCKETT: He only called me two days ago. It
11 wasn't like he called me last week. He called me two days
12 ago, and I made sure I got stuff to him asap because I
13 already know when he gets to court, he asks for a
14 continuance. So I wanted to make sure he was prepared just
15 as I was.

16 THE COURT: All right.

17 (Brief pause.)

18 THE COURT: All right. Revoke two years, continue on
19 probation, convert fees and fines that he has now to a
20 civil judgement.

21 AGENT DUCKETT: Thank you, Your Honor.

22 THE COURT: And he'll have to do the sex offender
23 treatment at Department of Corrections since he won't do it
24 on the outside.

25 AGENT DUCKETT: Thank you, Your Honor.

1 MR. ROUSE: Judge, and I would like to enter the only
2 two documents that I received with regards to this into
3 evidence for the case.

4 THE COURT: What two documents are the only two
5 documents ---

6 MR. ROUSE: The two letters, the first of which saying
7 that he'd received a warning for violating Rule 1; and the
8 second saying that he had been terminated for violation of
9 Rule 3.

10 AGENT DUCKETT: That's what he asked for, Your Honor.
11 He asked for -- that's the only thing he asked me for.

12 THE COURT: You can put the documents in the record
13 and whatever y'all want to put in there.

14 (Marked Defendant's Exhibit 1, letter dated 7/20/17.)

15 (Marked Defendant's Exhibit 2, letter dated 10/24/17.)

16 (Brief pause.)

17 THE COURT: Yes, sir.

18 MR. ROUSE: Mr. Murray's family did want to briefly
19 address the Court, if Your Honor would allow it.

20 THE COURT: I'll be glad to hear from them.

21 MR. HARDAWAY: Yes, ma'am. How you doing, Your Honor?

22 THE COURT: I'm good. Please state your name for the
23 record.

24 MR. HARDAWAY: Oh. My name's James Hardaway. I'm
25 Theron Murray's stepfather. I meet Theron like about 13

1 years. I raised him, along with his mother, when I met
2 her.

3 I listened to -- I know my -- what I'm gonna say is
4 not gonna change anything. I understand. I respect your
5 decision. I was a police officer, Richland County Deputy
6 Sheriff for 10 years. I also was an officer working for
7 DJJ, Department of Juvenile Justice, with juveniles.

8 I listened to the probation officer saying things
9 about him was kind -- was kind of true to his character.
10 Theron -- he is a very quiet kid. He -- he's the oldest of
11 the boys. He had tried his best to do what he can on his
12 part of getting to his classes and doing the things that
13 he's supposed to do for his -- his violation.

14 Like I say, he's from a small town. They don't have
15 too much in that small town that he live. I -- me and his
16 mother recently separated and I have moved by myself. I
17 contacted the probation office because I wanted to help him
18 best way I can because I wasn't gonna just let him fall
19 because we weren't together any more.

20 So I allowed him to move in my home and I stay by
21 myself. So he was staying with me. He has been working on
22 a job since he's been staying with me for the last
23 two/three months. He supposed to be going to work tomorrow
24 also. So I have to go to tell the job he's not gonna make
25 it there, but he never had a job before since he came with

1 me:

2 He hasn't been in any trouble. Come home every night.
3 Doesn't do anything. He don't even go back into the same
4 town, up to his town which is back -- I stay in Gaston,
5 which is like -- I think, about 15/10 minutes away.

6 But his whole family up there. He still comes
7 straight home to me. I'm trying my best to get him right
8 and get his mind straight to get on the right path, let him
9 become a man. I just wanted to make that statement to you.

10 He did not have rides at the time. He did -- he did
11 not. Like I say, he doesn't have a license and things, so
12 that wasn't his fault. That was me and his mother's fault
13 at the time. But I just wanted to make that statement.
14 He's -- he's not that type of kid. He's not built for
15 jail. He's really not built for jail. Who is built for
16 jail?

17 But like I say, he's definitely not built for jail.
18 He's -- we his parents. We know what he's -- what --
19 what's his mind capacity is like. And his mind capacity's
20 not like that. Far as school and everything, he didn't
21 make it through regular high school. His mind is not like
22 that.

23 And I don't care what you put on paper or what kind of
24 psychologist -- you won't know unless you really sit down
25 and talk to him yourself, unless you be 'round him

1 yourself.

2 So the only thing I'd see that he been doing
3 diligently was going to work every morning. He get up
4 before I go to work and be to work, and he come straight
5 home after that. And he catch a ride from an uncle of his
6 who work at the same job. That's the only way he gets back
7 home.

8 I just wanted to make that statement to you, Your
9 Honor.

10 THE COURT: All right. Thank you, sir. I -- I have
11 taken -- I listened to his attorney, took some of that into
12 consideration.

13 He has a 10 year sentence hanging over his head. I
14 revoked 2 with hopes -- I mean, he has to finish the sex
15 offender treatment. Judge Lee gave him a strict order in
16 giving him a chance the second time. This is -- and then
17 Judge Hood gave him a chance.

18 So first of all, the first chance was when he got
19 probation. Second chance Judge Hood continued him on
20 probation. Third chance Judge Lee continued him on
21 probation again. We just can't continue -- he -- he has to
22 comply.

23 MR. HARDAWAY: I understand ---

24 THE COURT: He has to comply.

25 MR. HARDAWAY: I just wanted ---

1 THE COURT: No. I understand. But I appreciate your
2 comments, sir.

3 MR. HARDAWAY: Yes, ma'am.

4 THE COURT: All right. Thank you.

5 MR. ROUSE: Thank you, Judge.

6 AGENT DUCKETT: Thank you.

7

8 -- END OF TRANSCRIPT RECORD --

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CERTIFICATE

1

2 I, the undersigned Bonnie H. Kelly, Official Court

3 Reporter for the Fifth Judicial Circuit of the State of

4 South Carolina, do hereby certify that the foregoing is a

5 true, accurate, and complete transcript of record of all

6 the proceedings had and evidence introduced in the hearing

7 of the captioned cause, relative to appeal, in the Fifth

8 Circuit Court for Richland County, South Carolina, on the

9 23rd day of March, 2018.

10 I do further certify that I am neither of kin,

11 counsel, nor interest in any party hereto.

12

13

14 e/Bonnie H. Kelly

15 Bonnie H. Kelly, CVR

16 Official Court Reporter

17

18 Columbia, South Carolina

19 April 17, 2018

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21

22

23

24

STATE OF SOUTH CAROLINA)
 COUNTY OF Richland)
 STATE VS.)
Theron Marquis Murray)
 AKA: _____)
 Race: BLACK Sex: M Age: 18)
 DOB: _____ SS#: _____)
 Address: _____)
 City, State, Zip: _____)
 DL#: _____ SID#: _____)
 *CDL Yes No CMV Yes No Hazmat Yes No

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2015GS4001210
 A/W#: 2014A4010202966
 Date of Offense: 5/14/2013 - 8/10/2014
 S.C. Code § : 16-03-0655(B)(1)
 CDR Code #: 0396

SENTENCE SHEET

CONVICTED OF or PLEADS

in violation of § 16-03-600(c)(1) of the S.C. Code of Laws, bearing CDR Code # 3412
 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. IM (defendant's initials)
 The plea is: Without Negotiations or Recommendation Negotiated Sentence, Recommendation by the State.

ATTEST:
Margaret Fent 70937 Theron Murray [Signature] 100022
 Bodman, Margaret Fent 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 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 _____ days/months/years and/or payment
 of \$ _____; plus costs and assessments as applicable*; the balance is suspended with probation for 5

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 (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 _____ 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

Recipient: _____

*Fine:		\$
§ 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		\$

Other: MUST complete Job Comp. Sex offender counseling. No registry. No contact with victim until counselor allows reunification.
 Appointed PD or appointed other counsel, § 47.12 requires \$500 be paid to Clerk during probation.

Clerk of Court/ Deputy Clerk Janette K. McQuinn
 Court Reporter: Naris
 SCCA/217 (03/2011)

Presiding Judge [Signature]
 Judge Code: 218
 Sentence Date: 6/4/2015





Lighthouse Counseling Services, LLC

PO Box 4248
West Columbia, SC 29171

July 20, 2017

Theron Murray



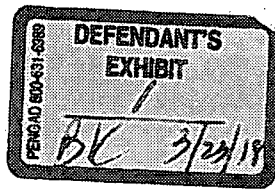
This letter is to confirm that you are being considered for termination from the SORT program due to lack of compliance. A significant factor in the treatment process is being able to follow through with commitments, which includes proper attendance and assignment completion. Just in the first few weeks since being re-enrolled in the program, you have failed to complete your first assignment and been absent from group. Despite a thorough review and discussion of group expectations, you have violated rules #1 and #3 as outlined in your signed participant contract form.

Please consider this your final warning, as continued noncompliance will further demonstrate your lack of readiness to engage in your own rehabilitation, and will result in termination.

Respectfully,

Christina K. Jones, LPC, CACII, MAC
Lighthouse Counseling Services, LLC
(803) 422-9754
lighthouse.cjones@gmail.com

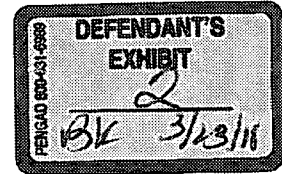
cc: Agent Duckett, Richland County Probation





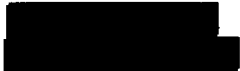
Lighthouse Counseling Services, LLC

PO Box 4248
West Columbia, SC 29171



October 24, 2017

Attn: Mr. Theron Murray



This letter is to confirm that you have been terminated from the SORT-Sex Offender Rehabilitation Treatment program as of 10/23/17.

Despite both a termination warning letter dated 7/20/17, and a verbal warning on 10/9/17 you have failed to demonstrate consistent compliance in regards to the rules of the program (specifically rule #3 as outlined in your signed participant contract form). *missed one close*

Your continued noncompliance demonstrates a lack of readiness to engage in your own rehabilitation to improve your safety and that of the community. Your probation officer has been notified of this and your case is now closed.

Respectfully,

Christina K. Jones, LPC, CACII, MAC
Lighthouse Counseling Services, LLC
(803) 422-9754
lighthouse.cjones@gmail.com

cc: Agent S. Duckett, Richland County Probation

Shree M. Duckett

From: Christina Jones <lighthouse.cjones@gmail.com>
Sent: Tuesday, July 18, 2017 10:25 AM
To: Shree M. Duckett
Subject: Theron

Mr. Murray missed group yesterday because he didn't have a ride. I'm going to issue a termination warning letter...he will need consistent attendance going forward. Like you said, he has had plenty of chances and knows what the expectations are

-CJ

WITNESSES

(S) K E Johnson
- Richland County Sheriff

DOCKET NO. 2015-GS-40-01210

The State of South Carolina

County of

Richland

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

Defendant

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

Defendant

Witness:

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

COURT OF GENERAL SESSIONS

MARCH TERM 2015

92

THE STATE

vs.

Theron Marquis Murray

ARREST WARRANT NUMBER

2014A4010202966

ACTION OF GRAND JURY

TRUE BILL

Connie Lumpkin
Foreperson of Grand Jury

Date: **MAR 11 2015**

VERDICT

Indictment for
SEX / CRIMINAL SEXUAL CONDUCT WITH
MINOR, OR ATTEMPT - VICTIM 11 TO 14
YRS OF AGE INCLUSIVE - SECOND

SC Code: **16-03-0655(B)(1)**

CDR Code: **0396**

Foreperson of Petit Jury

Date:

SCANNED

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

INDICTMENT

At a Court of General Sessions, convened on MARCH 11, 2015, the Grand Jurors of Richland County present upon their oath:

CRIMINAL SEXUAL CONDUCT WITH A MINOR
2ND DEGREE (AGE 11-14)

That Theron Marquis Murray did in Richland County, State of South Carolina, on or between MAY 14, 2013 AND AUGUST 10, 2014, willfully, unlawfully and feloniously engage in sexual battery with a minor who was fourteen (14) years or less but who was at least eleven (11) years of age, to wit: Minor, in violation of Section 16-03-655(B) [formerly Section 16-3-655(2)], S. C. 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.

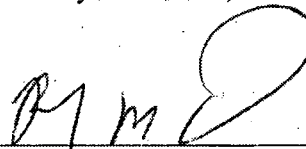


DAN JOHNSON, SOLICITOR

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,



Robert M. Dudek
Chief Appellate Defender

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

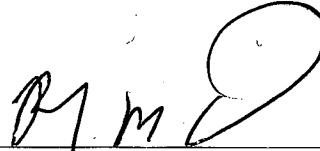
ATTORNEY FOR APPELLANT

This 25th day of October, 2018.

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,



Robert M. Dudek
Chief Appellate Defender

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

ATTORNEY FOR APPELLANT

This 25th day of October, 2018.

RECEIVED
OCT 25 2018
SC Court of Appeals