

#574

STATE OF SOUTH CAROLINA
County of Charleston

IN THE COURT OF GENERAL SESSIONS

Indictment Number:

STATE VS.

COPY 2014 - GS - 08 - 0527
Probation C/W#s: W-10-18-0346

AKA: James Brooks
Race: W Sex: M
DOB: ?
SSN: ?
SID# 7007589

Name of Original Offense: Second 7-18-18
Original A/W#: 2013 A082040/203
Date of Original Offense: 4-24-13
Conviction S.C. Code #: 16-01-0057
Conviction CDR Code #: 2 | 3 | 6 | 7
Original Sentence: 5 years SS, 59 days y
5 yrs Probation

ORDER

The above named defendant has been charged with violating the conditions of probation ordered on 11/16/16 in the Court of General Sessions of Charleston County, and/or the additional conditions ordered by the Court in probation continuation order(s) issued on 2, as set forth in the attached warrant(s) or citation(s) dated 7-17-18. After hearing the evidence and being duly advised, in the (presence/absence) of the defendant, I find that the above named defendant has violated the following condition(s) of probation: (List by number or indicate special conditions as provided in the affidavit)
6, 9, 10, 11

Therefore, IT IS ORDERED that:

- the suspended sentence be revoked and the above named defendant be required to serve 58 months/years, the remainder of the original sentence, and/or pay \$ _____
- the suspended sentence be revoked and the above named defendant be required to serve _____ months/years of the original sentence and/or pay \$ _____; thereupon to be reinstated on probation, subject to the conditions set forth in the attached order and not inconsistent with this order.
- the above named defendant is continued on probation as provided for in the original sentence, subject to the conditions set forth therein and not inconsistent with this order.
- probation is reduced to time served under supervision and the defendant is discharged from supervision on this date.
- the above named defendant is placed on electronic monitoring pursuant to §23-3-540 (mandatory if convicted of first or third degree criminal sexual conduct with a minor or lewd act, discretionary if convicted of any other applicable sex offense against a minor).
- Financial Obligations: Order satisfies:
 - Department fees (arrearage) Civil judgment: Department fees
 - Fines and other fees (arrearage / balance) Fines and other fees
 - Restitution (and 20%) (arrearage / balance) Restitution (and 20%)

Additional Conditions ordered by the Court:
no AM. Civil Judgment on Restitution

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- The defendant is given credit for pre-revocation hearing detention time on current probation violation to be calculated and applied by the SC Department of Corrections.
- The defendant is to be given credit for pretrial detention time served (N/A if defendant has served prior SCDC time).
- The defendant has served _____ days/months/years of prior revocations and/or initial SCDC time.
- The defendant was previously placed on active electronic monitoring pursuant to §23-3-540.

SC Court of Appeals

This 10 day of Sept, 2018,
Charleston, SC

[Signature]
Presiding Judge
9th Judicial Circuit

You are hereby advised that under the law the Court may at any time revoke or modify any condition of this probation; impose any lawful conditions it deems proper; or extend your period of probation not to exceed five (5) years. At any time within the period of your probation, the Court may require you to serve any part of the original sentence imposed.

This is to certify that I have read, or have had read to me, the order and the conditions set out therein. I agree to comply with such conditions and the conditions of my attached probation order during the period of my probation. I have received a copy of this Court's order and all attachments.

Offender's Signature
[Signature]
Signed this 10 day of Sept, 2018 at _____ SC

Witnessed by [Signature]
Charleston SC

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

State of South Carolina,

v.

James Michael Brooks,

Defendant.

) IN THE COURT OF GENERAL SESSIONS

) 1465080527

) Warrant No.: W10180346

) Charge: Violation of Terms of Probation

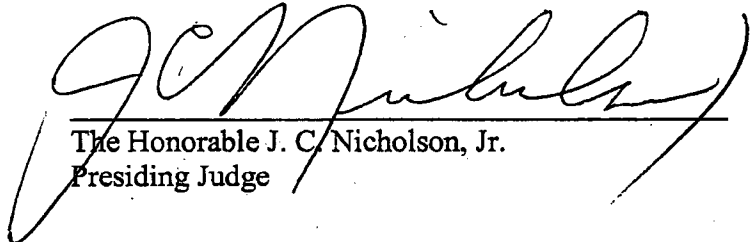
) **ORDER**

) **DENYING DEFENDANT'S MOTION TO**
) **RECONSIDER SENTENCE**

This matter came before the Court on Defendant's Motion to Reconsider Sentence filed in the Charleston County Clerk of Court office on September 10, 2018.

After review of the motion, I find the Motion to Reconsider Sentence is hereby **DENIED**.

IT IS SO ORDERED this 8 day of NOVEMBER, 2018, in Charleston, South Carolina.


The Honorable J. C. Nicholson, Jr.
Presiding Judge

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SC Court of Appeals

BY Julie J. Armstrong
JULIE J. ARMSTRONG
CLERK OF COURT
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