

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Dorchester County

Honorable Maite Murphy, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JOSEPH GOODRICH,

APPELLANT

APPELLATE CASE NO. 2018-000725

RECORD ON APPEAL

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SC Court of Appeals

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Condition two, failure to change address without consent of agent. Per home visit conducted on 9-1-2017 it was noted that Mr. Goodrich did not reside at the provided address. The agent conducting the home visit then spoke with the homeowner who indicated Mr. Goodrich had lived at that residence from February up until two weeks ago -- excuse me -- two weeks before his arrest. Condition ten, failure to follow the advice and instructions of agent. Both oral and written instructions were given, yet Mr. Goodrich failed to comply. And also failure to pay restitution indicating that no payments have been made towards his accounts.

In addition, Your Honor, an administrative hearing was conducted at the detention center back on March 12, 2018, at which time it is now the State's position to recommend revocation in full with civil judgments.

THE COURT: Mr. Kornegay, what's your position as to whether your client willfully violated the terms and conditions of his probation?

MR. KORNEGAY: It's willful, Your Honor. Thank you, Your Honor.

Your Honor, may it please the court,

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Your Honor, we are asking for you to consider the time that he has served, 50 days in the Dorchester County Jail, and to consider a partial revocation and allow him to continue on probation.

THE COURT: Anything further from you?

PROBATION OFFICER BENNETT: Nothing, Your Honor.

THE COURT: Mr. Goodrich, I do find that this is a willful violation of the terms and conditions of your probation. Mr. Kornegay, he hasn't done anything he was supposed to. He has blatantly violated every single term and condition of his probation so I think it is appropriate to revoke for the full revocation. You will get credit for the time that you have served.

MR. KORNEGAY: Thank you, Your Honor.

(These proceedings were concluded at 10:54 a.m., April 9, 2018, Dorchester County, South Carolina.)

STATE OF SOUTH CAROLINA  
County of Dorchester

IN THE COURT OF GENERAL SESSIONS  
Indictment Number:

STATE VS.  
Joseph Goodrich

16 - GS - 18 - 01433  
Probation C/W#s: W-18-17-0098

AKA:  
Race: W Sex: M

Name of Original Offense: DV 2nd

DOB: \_\_\_\_\_

Original A/W#: 2016A1820500689

SSN: \_\_\_\_\_

Date of Original Offense: 8/2/16

SID# \_\_\_\_\_

Conviction S.C. Code §: 16-25-20(C)

Conviction CDR Code #: 3 / 8 / 1 / 2

Original Sentence: 3 yrs SS 3 yrs prob

**ORDER**

The above named defendant has been charged with violating the conditions of probation ordered on 8 / 8 / 17 in the Court of General Sessions of Dorchester County, and/or the additional conditions ordered by the Court in probation continuation order(s) issued on \_\_\_\_\_, as set forth in the attached warrant(s) or citation(s) dated 9/27/17. 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)

1, 2, 10

Therefore, IT IS ORDERED that:

- the suspended sentence be revoked and the above named defendant be required to serve 3 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: \_\_\_\_\_
  - Fines and other fees (arrearage / balance)  Department fees
  - Restitution (and 20%) (arrearage / balance)  Fines and other fees
  - Restitution (and 20%)  Restitution (and 20%)

Additional Conditions ordered by the Court:  
Terminate balance of probation  
Exempt SF arrears

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- The defendant is given credit for pre-arrest 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.

This 04th day of April 2018  
St George SC

Marta King  
Presiding Judge  
First 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  
Joseph Goodrich  
Signed this 04th day of April 2018

Witnessed by  
Bresh-Nichelle Jones  
St George SC

**WITNESSES**

Neil White

Summerville Police Department

16-070056

**ARREST WARRANT NUMBER**

2016A1820500689

Arrested: August 3, 2016

**ACTION OF GRAND JURY**

Foreperson of Grand Jury

Date: August 31 2017

**VERDICT**

Foreperson of Petit Jury

Date:

DOCKET NO. 2016GS18-1433

**The State of South Carolina  
County of DORCHESTER**

**COURT OF GENERAL SESSIONS**

**August 7 2017 TERM**

**THE STATE**

**vs.**

Joseph Goodrich

**Indictment for**

Domestic Violence--2nd Degree

SC Code: 16-25-20(C)

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

Defendant

I \_\_\_\_\_  
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.

**WITNESSES**

Christopher E Cooper

Summerville Police Department  
17-008461

**ARREST WARRANT NUMBER**  
2017A1820500379

Arrested: June 28, 2017

**ACTION OF GRAND JURY**

Foreperson of Grand Jury  
Date: August 31 2017

**VERDICT**

Foreperson of Petit Jury  
Date:

DOCKET NO. 2017GS18-1289

**The State of South Carolina**  
County of DORCHESTER

**COURT OF GENERAL SESSIONS**

**August 7 2017 TERM**

**THE STATE**  
vs.


Joseph Goodrich

**Indictment for**

Forgery, value less than \$10,000

SC Code: 16-13-0010(A)

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

  
Defendant

I \_\_\_\_\_  
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.

COUNTY OF Dorchester  
STATE VS.

Joseph Goodrich

AKA: \_\_\_\_\_

Race: WHITE Sex: \_\_\_\_\_ Age: 38

DOB: \_\_\_\_\_ SS#: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: Summerville, SC 29483

DL#: \_\_\_\_\_ SID#: \_\_\_\_\_

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No

In disposition of the said indictment comes now the Defendant who was  
TO: Domestic Violence--2nd Degree

INDICTMENT/CASE#: 2016GS18-1433

A/W#: 2016A1820500689

Date of Offense: 8/2/2016

S.C. Code §: 16-25-20(C)

CDR Code #: 3812

SENTENCE SHEET

CONVICTED OF or  PLEADS

in violation of § 16-25-20(C) of the S.C. Code of Laws, bearing CDR Code # 3812

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

The charge is:  As Indicted,  Lesser Included Offense,  Defendant Waives Presentment to Grand Jury. J6 (defendant's initials)

The plea is:  Without Negotiations or Recommendation,  Negotiated Sentence,  Recommendation by the State.

ATTEST: Michael Spears 102370 SC Bar# \_\_\_\_\_ Joseph Goodrich Defendant \_\_\_\_\_ Attorney for Defendant 102294 SC Bar# \_\_\_\_\_

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

for a determinate term of 3 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 3

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: 8-8-17  
 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. 45 days

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)	\$100
§ 14-1-211(A)(2) (DUI Surcharge)	\$100
§ 56-5-2995 (DUI Assessment)	\$12
§ 56-1-286 (DUI Breath Test)	\$25
Proviso 61.6 (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: Cheryl Graham  
Court Reporter: Heather Landry

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: Must successfully

complete Code. Must be

enrolled in the program by 10

days. Must have NO contact

Appointed PD or appointed other counsel,  
Proviso 61.6 requires \$500 be paid to Clerk  
during probation and shall be collected before  
any other fees.

Presiding Judge: Diane S. Givens

Judge Code: 2112

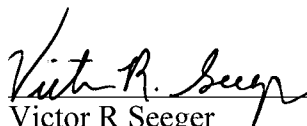
Sentence Date: 8-8-2017

with victim UNTIL cada case have been. & let no longer attending court no. 4/1/17

## 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,

  
\_\_\_\_\_  
Victor R Seeger  
Appellate Defender

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

ATTORNEY FOR APPELLANT

This 21st day of November, 2018.

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