

STATE OF SOUTH CAROLINA)

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Richland)
STATE VS.)

INDICTMENT/CASE#: 2017GS4003969

Marcole Yarnell Davis)

A/W#: 2016A4010500274

AKA:)

Date of Offense: 10/26/2016

Race: Sex: M Age: 40)

S.C. Code § : 16-11-0313

DOB: SS#)

CDR Code #: 0427

Address)

City, State, Zip:)

DL#: SLIP:)

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

CONVICTED OF or PLEADS

In disposition of the said indictment comes now the Defendant who was
TO: Burglary / Burglary (After June 20, 1985) - Third degree - 1st offense

in violation of § 16-11-0313 of the S.C. Code of Laws, bearing CDR Code # 0427
 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: Salma R. Collins 66485 Marcole Yarnell Davis 101190
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 5 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 30

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: Obtain GED

Set by SCDPPPS Attend Voc. Rehab. or Job Corp. _____

Recipient: May serve W/E beginning _____

*Fine: Substance Abuse Counseling

§ 14-1-206 (Assessments 107.5 %) \$ _____ Random Drug/Alcohol testing

§ 14-1-211(A)(1) (Conv. Surcharge) \$100 \$ _____ Fine may be pd. in equal, consecutive weekly/monthly

§ 14-1-211(A)(2) (DUI Surcharge) \$100 \$ _____ pmts. of \$ _____ beginning _____

§ 56-5-2995 (DUI Assessment) \$12 \$ _____ \$ _____ paid to Public Defender Fund

§ 56-1-286 (DUI Breath Test) \$25 \$ _____ Other: _____

Proviso (Public Def/Probation) \$500 \$ _____ No contact with victim

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

Clerk of Court/ Deputy Clerk Jeanette McBratney Presiding Judge B. K. Gail

Court Reporter: DLCP Judge Code: 2126

SCCA/217 (04/2018) Sentence Date: 11-28-18

RECEIVED

NOV 29 2018

SC Court of Appeals

RICHLAND COUNTY GENERAL SESSIONS COURT
ADVICE OF RIGHTS FORM

THE STATE v. Marcade Yarnell Davis

INDICTMENT #(s) 2017GS4003965, 2017GS4003969-3970

SOLICITOR Richard Cathcart DEFENSE Megan Eigenbrot

The Defendant declares that the Defendant wishes to enter a plea of GUILTY to the following charge(s):
Burg 3rd x 2, A+B 2nd, and also certifies to the Court that the answers to the following are true:

1. The penalty(ies) for your charge(s) is/are: 0-5, 0-5, 0-3 yrs
2. The maximum sentence you could get is: 13 yrs
3. Has anyone threatened you or put any pressure on you to get you to plead guilty? YES ___ NO
If so, who and what? _____
4. Has the State agreed to ^{Negotiated} ~~recommend~~ a sentence to the Judge? YES NO ___
(a) If YES, what is the ^{Negotiated} ~~recommendation~~? probation
(b) If YES, has anyone promised you anything else to get you to plead guilty or assured you as to a particular sentence? YES ___ NO
(c) If NOT, has anyone promised you anything to get you to plead guilty? YES ___ NO ___
5. Are you under the influence of any drugs or alcohol today? YES ___ NO
If YES, explain: _____
6. Have you ever been evaluated for your mental health? YES ___ NO
If YES, explain: _____
7. If your charge(s) has/have NOT been presented to the Grand Jury, do you understand that you give up that right when you plead guilty? YES ___ NO ___ N/A
8. Do you understand that if you plead NOT GUILTY, you have the right to have the assistance of a lawyer at all stages of the proceedings, and that if you cannot afford to employ a lawyer, a lawyer will be appointed to represent you? YES NO ___
9. Do you understand that when you plead NOT GUILTY, you will be presumed innocent until the State, who has the burden, has proven you guilty beyond a reasonable doubt and all jurors agree unanimously that you are guilty? YES NO ___
10. Do you understand that if you plead NOT GUILTY, you have the right to see and hear all witnesses called to testify against you and to confront, cross-examine, and question them? YES NO ___
11. Do you understand that if you plead NOT GUILTY, you have the right to use the subpoena power to compel the attendance of any witnesses on your behalf, whether they want to come or not? YES NO ___

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Richland
STATE VS.
Marcole Yarnell Davis
AKA:
Race: Sex: M Age: 40
DOB: SS#
Address:
City, State, Zip:
DL#: SID#:

INDICTMENT/CASE#: 2017GS4003970
A/W#: 2016A4010500275
Date of Offense: 10/26/2016
S.C. Code § : 16-03-600(c)(1)
CDR Code #: 3412

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was
TO: Assault/ Assault & Battery 2nd degree

CONVICTED OF or PLEADS

in violation of § 16-03-0600(d)1 of the S.C. Code of Laws, bearing CDR Code # 3413
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.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Solicitor SC Bar# 66485 Defendant Attorney for Defendant SC Bar# 101190

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
for a determinate term of 1 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 30

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: Obtain GED

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

Recipient: May serve W/E beginning

*Fine: Substance Abuse Counseling

§ 14-1-206 (Assessments 107.5 %) Random Drug/Alcohol testing

§ 14-1-211(A)(1) (Conv. Surcharge) \$100 Fine may be pd. in equal, consecutive weekly/monthly

§ 14-1-211(A)(2) (DUI Surcharge) \$100 pmts. of \$ beginning

§ 56-5-2995 (DUI Assessment) \$12 \$ paid to Public Defender Fund

§ 56-1-286 (DUI Breath Test) \$25 Other:

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 Presiding Judge

Court Reporter: Deep Judge Code: 2126

SCCA/217 (04/2018) Sentence Date: 11-28-18

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NOV 29 2018
SC Court of Appeals

WITNESSES

(S) R Galinski

- Richland County Sheriff Dept

ARREST WARRANT NUMBER

2016A4010500275

ACTION OF GRAND JURY

TRUE BILL

Keith Bl

Foreperson of Grand Jury

Date:

JUL 21 2017

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2017GS4003970

The State of South Carolina

County of

Richland

COURT OF GENERAL SESSIONS

JULY TERM 2017

67

THE STATE

vs.

Marcole Yarnell Davis

Indictment for
ASSAULT & BATTERY 1ST DEGREE

SC Code: 16-03-600(c)(1)

CDR Code: 3412

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

Defendant

I Marcole Y. Davis

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

Assault + Battery, 2nd degree

Marcole Davis
Defendant All Rights Reserved without Prejudice or Release

Witness:

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

RECEIVED
NOV 29 2018
SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Richland
STATE VS.
Marcole Yarnell Davis
AKA:
Race: Sex: M Age: 40
DOB: SS#:
Address:
City, State, Zip:
DL#: SID#:

INDICTMENT/CASE#: 2017GS4003965
A/W#: 2016A4010204027
Date of Offense: 12/9/2016
S.C. Code §: 16-11-0313
CDR Code #: 0427

SENTENCE SHEET

*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) - Third degree - 1st offense

CONVICTED OF or PLEADS

in violation of § 16-11-0313 of the S.C. Code of Laws, bearing CDR Code # 0427
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.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST:
Solicitor SC Bar# 66485
Defendant
Attorney for Defendant SC Bar# 101190

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
for a determinate term of 5 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 30

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of
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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

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 2 columns: Description and Amount. Rows include various assessment fees 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), and 3% to County (if paid in installments).

TOTAL
Clerk of Court/ Deputy Clerk Jannette McInde
Court Reporter:
SCCA/217 (04/2018)

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 G. I. [Signature]
Judge Code: 2126
Sentence Date: 11-28-18

RECEIVED
NOV 29 2018
SC Court of Appeals



WITNESSES

(S) W Smith

- Richland County Sheriff Dept

DOCKET NO. 2017GS4003965

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

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

COURT OF GENERAL SESSIONS

AUGUST TERM 2017

67

Defendant

Witness:

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

RECEIVED
NOV 29 2018
SC Court of Appeals

ARREST WARRANT NUMBER

2016A4010204027

THE STATE

vs.

Marcole Yarnell Davis

ACTION OF GRAND JURY

TRUE BILL

[Signature]

Foreperson of Grand Jury
Date:

AUG 10 2017

VERDICT

**Indictment for
BURGLARY / BURGLARY (NON -
VIOLENT) (AFTER JUNE 20, 1985) -
THIRD DEGREE**

SC Code: 16-11-0313
CDR Code: 0427

Foreperson of Petit Jury
Date: