

COUNTY OF YORK
STATE VS.

TRAVIS QUANTA FOSTER

AKA: Travis Demond Foster, Travis Q Foster

DOB: 01/11/1988 Sex: M Age: 37

Address: Apt 206

City, State, Zip: 2904

DL: SID# SC01273520

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes, now the Defendant who was

TO: Failure To Stop For A Blue Light 2nd offense (NMT 5 YEARS)

In violation of § 56-05-0750(B)(2) of the S.C. Code of Laws, bearing CDR Code # 2396

INDICTMENT/CASE#: 2018-GS-46-03399

20182280130603

Date of Offense: 02/16/2018

S.C. Code: 56-05-0750(B)(2)

CDR Code #: 2396

CERTIFIED TRUE COPY

2019 MAR -5

DAVID HAMILTON CLERK OF COURT

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SENTENCE SHEET MAR 07 2019 SC Court of Appeals

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, (def.'s initials)

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

ATTEST:

Jennifer S. Colton, Assistant Solicitor SC Bar # 68591

Defendant

Attorney for Defendant SC Bar # 66593

WHEREFORE, the Defendant is committed to 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 90 days/months/years and or payment of \$; plus costs and assessments as applicable*; the balance is suspended with probation for 1 months/years and subject to South Carolina Department of Probation, Parole and Pardon Service 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 SCDOC. The Defendant is to be placed on 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 days/hours Public Service Employment Obtain GED

Set by SCDPPPS

Recipient:

Table with 3 columns: Description, Amount, Total. Includes items like §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 \$100

Attend Voc. Rehab. Or Job Corp.

May serve W/E beginning 3-1-19 @ 6:00p.M.

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: Defensive Driving

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: DAVID HAMILTON

Court Reporter: Wanda Nelson

Presiding Judge: Michael Little

Judge Code: 2140

Sentence Date: 2-26-19

STATE OF SOUTH CAROLINA
COUNTY OF YORK

INDICTMENT

At a Court of General Sessions, convened on May 10, 2018, the Grand Jurors of York County present upon their oath:

FAILURE TO STOP FOR A BLUE LIGHT

The defendant, Travis Quanta Foster, did on or about February 16, 2018 in York County, while driving on a road street or highway of the State, fail to stop when signaled by a law enforcement vehicle by means of a siren or flashing light. All in violation of 56-05-0750(B)(2), Code of Laws of South Carolina, (1976), as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.


JENNIFER S. COLTON
ASSISTANT SOLICITOR

WITNESSES

RHPD

Witnessing Officer: *Price*

ARREST WARRANT NUMBER

20182280130603

ACTION OF GRAND JURY

TRUE BILL

ml Barnett
Foreperson of Grand Jury
Date: *3-10-18*

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2018-GS-46-03399

The State of South Carolina

County of York

COURT OF GENERAL SESSIONS

MAY 10, TERM 2018

THE STATE

VS.

TRAVIS QUANTA FOSTER

INDICTMENT FOR

FAILURE TO STOP FOR A BLUE LIGHT

SC Code: § 56-05-0750(B)(2)
CDR Code: 2396

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

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SC Court of Appeals

Witness:

Charles Cowd Special
C.C.C. PLS. AND G.S.

DAVID HAMILTON
CLERK OF COURT
YORK COUNTY, SC
2019 MAR -5 AM 8:51
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STATE OF SOUTH CAROLINA)

Indictment Nos.: 2018-GS-46-3399,

IN THE COURT OF APPEALS)

State of South Carolina)

-vs-)

Travis Quanta Foster,)

Defendant.)

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RULE 203(B) EXPLANATION

Pursuant to Rule 203(B)(iv), the issue to be raised on appeal is whether the trial court abused its discretion when it imposed the ninety (90) days and one (1) year probation sentence upon the Appellant after he pled guilty to Failure to stop for a blue light.

The undersigned does not have a good faith basis to believe that this issue is properly before the Court of Appeals, and the undersigned did not object to the sentence or file a motion to reconsider the sentence. Nevertheless, the undersigned consulted with the Appellant about his right to appeal, and after consultation, the undersigned has filed the instant appeal at the request of the Appellant because the Sixth Amendment requires counsel to follow the Appellant's request. *See Frazer v. South Carolina*, 430 F.3d 696, 705 (4th Cir. 2005) ("A defendant has a right to pursue a direct appeal, even if frivolous, which counsel must assist as 'an active advocate on behalf of his client.'") (quoting *Anders v. California*, 386 U.S. 738, 744 (1967)).

Respectfully submitted,



Philip L. Smith
P.O. Box 691
York, South Carolina 29745
(803) 628-3031
Attorney for Scott Carlton Bowers

York, South Carolina

March 5, 2019

FILED-RECEIVED
2019 MAR -5 PM 12:29
DAVID HAMILTON
C.O.C.P. & GS
YORK COUNTY, SC

②
**Sixteenth Circuit
Public Defender
Office**

Moss Justice Center
1675-1E York Highway
P.O. Box 691
York, S.C. 29745



Harry A. Dest
Sixteenth Circuit Defender

March 5, 2019

Travis Quanta Foster
515 Innsbrook Commons Circle Apt 205
Rock Hill, South Carolina 29730

Dear Mr. Foster:

Enclosed please find certified copies of the Notice of Appeal, Rule 203(B) Explanation and Certified Certificate of Service regarding your recent plea. Please note that you must inform the South Carolina Court of Appeals in writing, within **twenty (20) days** of the date of this letter, of any arguable basis that there are issues preserved for appeal.

You must send your arguments for your appeal to the following address:

**South Carolina Court of Appeals
P.O. Box 11629
Columbia, South Carolina 29211**

Sincerely,

Philip L. Smith
Assistant Public Defender
Sixteenth Judicial Circuit

Bryson J. Barrowclough
Deputy Public Defender

Stacey D. Coleman
Juvenile Division

Melissa A. Inzerillo
Philip E. Smith
Mindy Lipinski
Mark McKinnon

Sr. Assistant Public Defenders

Assistant Public Defenders
Chris Bonds
Michael Morin
Devon Nielson
Jessica Russo
Jeff Zuschke

Magistrate Court Division
Toni Johnson
Harris Kauffman
Yale Haymond
Adrian Peguese

Union County Public Defender
Erik D. Delaney
Jenny Williams

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PLS/fnw

Enclosure

Cc: South Carolina Court of Appeals