

COUNTY OF UNION

STATE VS.

THOMAS HAROLD SAILORS, JR

AKA: _____
Race: White Sex: M Age: 53
DOB: _____ SS#: _____
Address: _____
City, State, Zip: _____
DL# _____ SID# SC00482283

INDICTMENT/CASE#: 2018-GS-44-0192
A/W: 2017A4420200573
Date of Offense: 10/12/2017
S.C. Code §: 16-13-0010(A)
CDR Code #: 3436

SENTENCE SHEET

*CDL Yes [] No [] CMV Yes [] No [] Hazmat Yes [] No []

In disposition of the said indictment comes now the Defendant who was [X] CONVICTED OF or [] PLEADS
TO: Forgery, value less than \$10,000 (Up to 5 years w/ discretionary fine)
In violation of § 16-13-0010 of the S.C. Code of Laws, bearing CDR Code # 3436

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

The charge is: [X] As indicted, [] Lesser Included Offense, [] Defendant Waives Presentment to Grand Jury.
The plea is: [X] Without Negotiations or Recommendation, [] Negotiated Sentence, [] Recommendation by the State.

ATTEST:
Meghan M. Gilmer, Assistant Solicitor SC Bar # 81157
Thomas Sailors, Defendant
Shirley M., Attorney for Defendant SC Bar # 72550

WHEREFORE, the Defendant is committed to the [X] State Department of Corrections [] County Detention Center,
for a determinate term of 4 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 _____
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 the State
Department of Corrections.
[] 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
Total: \$ _____ plus 20% fee: \$ _____ days/hours Public Service Employment
Payment Terms: _____ 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 61.6 (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, 3% to County (if paid in installments) \$, TOTAL \$128.75

Clerk of Court/Deputy Clerk: Amy Gibson
Court Reporter: Aileen Butler
SCCA/217 (07/2016)

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: _____
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[] 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: _____ Judge Code: 2761
Sentence Date: 2-27-19

DOCKET NO. 2018-GS-44-0192

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

WITNESSES

Beatty/UPSD

R. Malcoe

The State of South Carolina

County of Union

COURT OF GENERAL SESSIONS

APRIL 9 TERM, 2018

Defendant

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

ARREST WARRANT NUMBER

Direct Indictment (2017A4420200573)

THE STATE

vs.

THOMAS HAROLD SAILORS, JR.

Thomas Sailors
Defendant

Witness: *Amy Gibson* Deputy Clerk
C.C.C. PLS. AND G.S.

ACTION OF GRAND JURY

Timothy C. Plummer
Foreperson of Grand Jury
Date: *4-5-18*

VERDICT

Guilty

Indictment for

FORGERY

TRUE BILL

John F. ...
Foreperson of Petit Jury
Date: *Feb 27, 2019.*

SC Code: 16-13-0010
CDR Code: 3436

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SC Court of Appeals

STATE OF SOUTH CAROLINA)
)
COUNTY OF UNION)

INDICTMENT

At a Court of General Sessions, convened on April 5, 2018, the Grand Jurors of Union County present upon their oath:

FORGERY

That Thomas Harold Sailors, Jr., did, in Union County on or about October 16, 2017:

1. falsely make, forge, or counterfeit; cause or procure to be falsely made, forged or counterfeited; or willfully acted or assisted in the false making, forging, or counterfeiting of any writing or instrument of writing; and/or
2. utter or publish as true any false, forged, or counterfeited writing or instrument of writing; and/or
3. willingly acted or assisted in any of the premises, with an intention to defraud any person or persons;

having occurred at Park Sterling Bank in Union County, South Carolina, where the Defendant did utter a check drawn on the Park Sterling Bank checking account of AAA Union Tree Service and/or Brenda Keith, without the knowledge or permission of AAA Union Tree Service and/or Brenda Keith, in violation of Section 16-13-0010, *The 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.


ASSISTANT SOLICITOR

STATE OF SOUTH CAROLINA)
COUNTY OF UNION)
IN THE COURT OF APPEALS)

Indictment No(s): 2018-GS-44-0192

Warrant #: 2017A4420200573

THE STATE)

vs-)

THOMAS HAROLD SAILORS, JR.,)

Appellant.)
_____)

RULE 203 (B) EXPLANATION

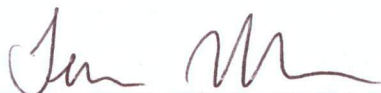
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RULE 203(B) EXPLANATION

Pursuant to Rule 203(B)(iv), the issue to be raised on appeal is whether the trial court abused its discretion when it imposed a sentence of four (4) years. The appellant was charged with forgery and tried by jury and found guilty. He was sentenced by the Honorable Judge William McKinnon.

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,



Jennifer N. Williams,
Public Defender, Union County, SC
P.O. Box 1
Union, South Carolina 29379
(864) 319-1315
Attorney for Thomas Harold Sailors, Jr.

Union, South Carolina
March 5, 2019