

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Georgetown
STATE VS.
Newitt Rodney Walker
AKA:
Race: BLACK Sex: M Age: 32
DOB: SS#:
Address:
City, State, Zip: Georgetown, SC 29440-4688
DL#: SID#:

INDICTMENT/CASE#: 2018GS2200792
A/W#: 2017A2210100124
Date of Offense: 11/30/2017
S.C. Code § : 44-53-0370(e)(3)(b)
CDR Code #: 0287

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was
TO: Trafficking in Heroin, 4-14 grams, 1st offense (7-25 yrs + \$50,000)

in violation of § 44-53-0370(e)(3)(a)1 of the S.C. Code of Laws, bearing CDR Code # 2361
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.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Powell, W. Keith SCB04523 SC Bar# Defendant
Hazzard, Ronald W. SCB011164 SC Bar# Attorney for Defendant

WHEREFORE, the Defendant is committed to State Department of Corrections, County Detention Center,
for a determinate term of 17 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 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 State Department of Corrections.

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

Table with 2 columns: Description and Amount. 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/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) \$ 8.25.

TOTAL \$ 283.25

Clerk of Court/ Deputy Clerk: Susannah Wilson
Court Reporter: Kay Richardson
SCCA/217 (07/2016)

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 \$ 10.00 beginning 1 mo after release
\$ 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: [Signature]
Judge Code:
Sentence Date: 2/25/19

17 years commitment

WITNESSES

15th Circuit Drug Enforcement Unit

DOCKET NO. 2018-GS-22-00792

The State of South Carolina

County of Georgetown

W. Keith Powell

17G00943

COURT OF GENERAL SESSIONS

OCTOBER, 2018 TERM

ARREST WARRANT NUMBER

2017A2210100124

CDR: 0287 §44-53-0370(e)(3)(b)

DOI: 11/30/2017

THE STATE

vs.

NEWITT RODNEY WALKER

638 GREENTOWN ROAD

GEORGETOWN, SC 29440-4688

DOB: 4/4/1986

SSN: 249-77-6790

B / M

ACTION OF GRAND JURY

TRUE BILL

ATTORNEY: Ronald W. Hazzard

Indictment for

Amiel Jewell
Foreperson of Grand Jury

Date: 10/31/18

TRAFFICKING IN ILLEGAL DRUGS

(HEROIN)

VERDICT

Jimmy A. Richardson, II, Solicitor

Foreperson of Petit Jury

Date:

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STATE OF SOUTH CAROLINA)
)
COUNTY OF GEORGETOWN)

INDICTMENT

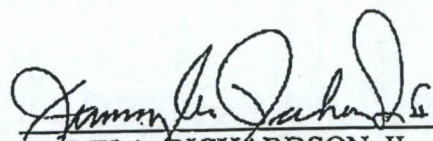
At a Court of General Sessions, convened on October 31, 2018, the Grand Jurors of Georgetown County present upon their oath:

TRAFFICKING IN ILLEGAL DRUGS
(HEROIN)

CDR: 0287 §44-53-0370 (e) (3) (b)

That Newitt Rodney Walker did in Georgetown County on or about November 30, 2017, sell, deliver, purchase, or bring into this state, or did aid, abet, attempt or conspire to sell, deliver, purchase or bring into this state, or was knowingly in actual or constructive possession of a quantity of Heroin in an amount of fourteen grams or more but less than twenty-eight grams, same being a controlled substance all within the meaning of Section 44-53-110, et. seq., S. C. Code of Laws, 1976, as amended, in violation of Section 44-53-0370(e)(3), S. C. Code of Laws, 1976, as amended, for the crime of Trafficking.

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



JIMMY A. RICHARDSON, II
FIFTEENTH JUDICIAL CIRCUIT

ARREST WARRANT

2017A2210100124 ✓

STATE OF SOUTH CAROLINA

County/

Municipality of

Georgetown

2017 DEC 12 PM 3:05

THE STATE OF SOUTH CAROLINA
CLERK OF COURT
DEU-17-266

Newitt Rodney Walker

Address: (

Georgetown, SC 29440-4688

Phone: _____ SSN: _____

Sex: M Race: B Height: 5 5 Weight: 150

DL State: SC DL #: _____

DOB: _____ Agency ORI #: SC0260900

Prosecuting Agency: 15Th Circuit Drug Enforcement Unit

Prosecuting Officer: John S Prevatte - S00092

Offense: Drugs / Trafficking in Heroin, morph., etc., 14 g or more, but less than 28 g

Offense Code: 0287

Code/Ordinance Sec: 44-53-0370(e)(3)(b)

This warrant is CERTIFIED FOR SERVICE in the
 County/ Municipality of

The accused is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date: _____

RETURN

A copy of this arrest warrant was delivered to defendant Newitt Walker on 12-1-17

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions
P. O. Box 479
401 Cleland Street, Room 115
Georgetown, SC 29442

ORIGINAL

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STATE OF SOUTH CAROLINA)
 County/ Municipality of)
Georgetown)

AFFIDAVIT

ORIGINAL

Form Approved by
S.C. Attorney General
April 21, 2003
SCCA 518

Personally appeared before me the affiant John S Prevatte who
being duly sworn deposes and says that defendant Newitt Rodney Walker
did within this county and state on or about 11/30/2017 violate the criminal laws of the
State of South Carolina (or ordinance of County/ Municipality of Georgetown)
in the following particulars:

DESCRIPTION OF OFFENSE: Drugs / Trafficking in Heroin, morph., etc., 14 g or more, but less than 28 g

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

That on 11/30/2017 the defendant, Newitt Rodney Walker, did commit the offense of Trafficking Heroin 14-28 grams 2nd or subsequent offense, in violation of 44-53-0370(e)(3)(b). Specifically Agents with the 15th Circuit DEU made contact with the defendant stopped in the road in front of 638 Greentown Road, Georgetown SC. Agents detected the odor of marijuana and a police K9 gave a positive alert to the presence of narcotics. Agents subsequently recovered approximately 25.8 grams of suspected marijuana, 23.6 grams of suspected Heroin, narcotic packaging materials and multiple cellular phones. The defendant has 2 prior convictions under 44-53-0370b1 according to Criminal History records. This being against the peace and dignity of the State of South Carolina and a violation of SC Code of Law 44-53-0370(e)(3)(b). Agent J. Prevatte Case# DEU-17-266

Signature of Affiant

[Signature]

STATE OF SOUTH CAROLINA)
 County/ Municipality of)
Georgetown)

Affiant's Address 2805 Highmarket St
Georgetown, SC 29440-
Affiant's Telephone _____

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ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:
It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 11/30/2017 defendant Newitt Rodney Walker
did violate the criminal laws of the State of South Carolina (or ordinance of
 County/ Municipality of Georgetown) as set forth below:

DESCRIPTION OF OFFENSE: Drugs / Trafficking in Heroin, morph., etc., 14 g or more, but less than 28 g

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable
Sworn to and subscribed before me
on 12/1/2017

Signature of Issuing Judge
[Signature]
John Anthony Love
Judge Code: 7312

(L.S.)

Judge's Address 333 Cleland Street
Georgetown, SC 29440-
Judge's Telephone (843)545-3633

Issuing Court: Magistrate Municipal Circuit

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STATE OF SOUTH CAROLINA)
COUNTY OF GEORGETOWN)
STATE OF SOUTH CAROLINA)

IN THE COURT OF GENERAL SESSIONS
OF THE FIFTEENTH JUDICIAL CIRCUIT

-VS-)

CERTIFICATE OF REPRESENTATION
(APPOINTING AS COUNSEL)

NEWITT WALKER)
DEFENDANT)

RONALD W. HAZZARD

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2017 NOV 29 PM 1:46
ALEXIA T. WHITE
CLERK OF COURT

FILE NO: 22A17-00005026)
SSN: 249-77-6790)
TO: Court of General Sessions of the Fifteenth Judicial Circuit)
Office of the Solicitor)
Appointed Counsel)
Defendant)

This certifies that the above captioned Defendant is eligible for the services of the Public Defender, such determination having been made on, 21st day of November, 2017, regarding the charge(s) of:

- 2017A2210500602 Drugs / MDP, Narcotic drugs in Sch. I(b) & (c), LSD, and Sched. II - 3rd or sub. offense
- 2017A2210500277 Drugs / MDP, Narcotic drugs in Sch. I(b) & (c), LSD, and Sched. II - 3rd or sub. offense
- 2017A2210500276 Drugs / MDP, Narcotic drugs in Sch. I(b) & (c), LSD, and Sched. II - 3rd or sub. offense
- 2017A2210500278 Drugs / Distribute, sell, manuf. or pwid, of cont. sub., near school
- 2017A2210500279 Drugs / Distribute, sell, manuf. or pwid, of cont. sub., near school

The Defendant's Counsel is **Ronald W. Hazzard**. The office of the Public Defender requests on the Defendant's behalf any and all evidence in the possession of you and or your agents pursuant to S.C. Criminal Practice Rule 5, and Brady v. Maryland 373 U.S. 383 (1963). The formal Motion for Discovery is attached.



ORRIE E. WEST
FIFTEENTH CIRCUIT
PUBLIC DEFENDER

GEORGETOWN, SC
DATED: November 27, 2017

STATE OF SOUTH CAROLINA)
COUNTY OF GEORGETOWN)
)

IN THE COURT OF GENERAL SESSION
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA)

NOTICE AND MOTION FOR PRODUCTION
OF SPECIFIC EVIDENCE AND
DISCLOSURE OF WITNESSES
AND REQUEST FOR A SPEEDY TRIAL

-VS-

NEWITT WALKER

DEFENDANT

) ATTORNEY: RONALD HAZZARD

WARRANTS: 2017A2210500602; 2017A2210500277; 2017A2210500276;
2017A2210500278; 2017A2210500279

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FILE NO: 22A17-00005026

TO: SOLICITOR FOR THE FIFTEENTH JUDICIAL CIRCUIT

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ALMA Y. WHITE
CLERK OF COURT
GEORGETOWN COUNTY

YOU WILL PLEASE TAKE NOTICE that unless the prosecution responds to the Defendant's request for disclosure within 30 days, or within such time as may be ordered by the Court, Counsel for the Defendant will move this Court for an Order compelling that the State:

1. Make available for Defendant any and all written and oral statements by the Defendant which are, or may come to be, in the possession of the State.
2. Make available for purposes of inspection, and copying, any and all police reports relating to the investigation and circumstances surrounding the crime which the Defendant is charged with, including any and all statements taken from witnesses and the Defendant.
3. Make available to the Defendant all tangible objects obtained during the investigation of this case, including, but not limited to:
 - (a) All tangible objects obtained from the scene of the crime; and
 - (b) All tangible objects obtained from the State's witnesses in this case
 - (c) All tangible objects the State intends to introduce into evidence at Trial which are relevant to the offense charged.
4. Make available any witnesses known to the State who have knowledge of facts which might be favorable to the Defendant.
5. Make available any promises made or actions taken by the State which caused or might have caused any witnesses for the State to testify on behalf of the State.
6. Make available any inconsistent statements made by witnesses for the State or any statements made by witnesses for the State which tend to exculpate the Defendants or to negate participation by the Defendants in the alleged crime.
7. Make available to the Defendant all results of laboratory tests, scientific tests, or physical examinations conducted in connection with this case, including but not limited to:
 - (a) Analysis of handwriting
 - (b) Photographs secured of the scene of the crime
 - (c) Comparison of fingerprints
8. Make available any facts which tend to exculpate the Defendant.

9. Make available any and all scientific or medical, psychiatric, legal or other information, reports or records which might tend to reflect on the credibility or competence of any of prospective witnesses for the State.

10. Make available to the Defendant the names and addresses of all persons who have knowledge of this case or who have been interviewed by the investigating officers in connection with this case.

11. Make available to the Defendant, the SLED, FBI, and local arrest and conviction records of all persons, including the Defendant, named in connection with this proceeding.

12. Make any chemist, analyst, and all persons within the chain of custody appear in Court for the purpose of personally testifying. Attorney for the Defense thus objects to the introduction of any chemist's or analyst's report pursuant to Rule 6, S.C. Rules of Criminal Procedure.

This information is requested pursuant to Rule 5 of the South Carolina Rules of Criminal Procedure. This information is further requested pursuant to Brady vs Maryland, 373 U.S. 83, 10 L. Ed. 2d 215, 83 S. Ct. 1194 (1963), U.S. vs Agurs, 427 U.S. 97, 49 L Ed 2nd 342, 96 S. Ct. 2392 1976, State vs Mixon 274 S.E. 2nd 406 (1981). Further this information is requested on the grounds that it is essential to insure the Defendant's right to a fair trial, right to confrontation of witnesses, the right to effective Counsel and due process of law guaranteed by the South Carolina Constitution, and the United States Constitution.

ADDITIONALLY DEFENDANT REQUESTS A SPEEDY TRIAL:

The Defendant demands that he be indicted and tried during the next term of General Sessions Court in this County pursuant to his right to a speedy trial under the United States and the South Carolina Constitutions and under 17-23-90. Pursuant to 17-23-90, the defendant requests that if the defendant "shall not be indicted and tried the second term after his commitment.... he shall be discharged from his imprisonment".

WHEREFORE, Defendant prays:

(a) That the Solicitor be Ordered to produce all information described herein and allow the Defendant the right to examine, inspect, copy and photograph, such materials and information at a specific time and place to be fixed by the Court.

(b) That the information be provided no later than 30 days from the date of this request, as reflected by the Clerk of Court's time-stamp appearing on the face of this Document.

(c) That the Court enter an Order requiring the Solicitor's Office to make continuing disclosure of all matters requested herein up to and during the Trial of the charges against the Defendant.

RESPECTFULLY SUBMITTED,



ORRIE E. WEST
PUBLIC DEFENDER
FIFTEENTH CIRCUIT

GEORGETOWN, SOUTH CAROLINA
DATE: November 27, 2017

STATE OF SOUTH CAROLINA)
COUNTY OF GEORGETOWN)
STATE OF SOUTH CAROLINA)
-VS-)

NEWITT WALKER

DEFENDANT)
_____)

RULE 203 (B) (iv)
WRITTEN EXPLANATION OF
NO
BASIS FOR APPEAL

Indictment No: 2018-65-22-00792

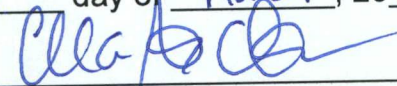
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SC Court of Appeals

FILED
GEORGETOWN COUNTY, S.C.
MAR -7 4:50
ALMA Y. WHITE
CLERK OF COURT

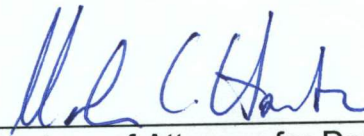
PERSONALLY appeared before me Ronald W. Hazzard, who being duly sworn,
deposes and says :

1. I represented the above named defendant before Steven H. John on February 25, 2019 at which time the defendant enter a guilty plea to his pending charges.
2. No issues of law or fact, were raised before the Judge at that time that could be the basis for an Appeal in this matter.
3. The defendant requested this appeal be filed based on the language used by the plea judge informing the client he has the right to appeal his guilty plea within ten (10) days.
4. I informed defendant that there were no issues to appeal.
5. Defendant requested the Appeal be filed.

Sworn to and Subscribed before me
7 day of March, 2019



Notary Public for South Carolina
My Commission expires: 7/30/23



Signature of Attorney for Defendant
Madison Harte

Print name of Attorney for Defendant

(For attorney Ron Hazzard)