

ARREST WARRANT

2018A2620400541

STATE OF SOUTH CAROLINA

County/ Municipality of

Conway

THE STATE

2018014564

against

Clinton Douglas Johnson, Jr

Address:

Conway, SC 29526-4841

Phone: SSN

Sex: M Race: B Height: 6 5 Weight: 192

DL State: SC DL #:

DOB: Agency ORI #: SC0260200

Prosecuting Agency: Conway Police Department

Prosecuting Officer: Christopher K Jones - 5532

Offense: Robbery / Common law robbery, strong arm robbery

Offense Code: 0137

Code/Ordinance Sec: 16-11-0325

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

Clinton B. Johnson Jr. on 7-4-2018

Cpl. A. Jones #133

RETURN WARRANT TO:

General Sessions PO Box 677 1301 2nd Avenue Conway, SC 29528

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STATE OF SOUTH CAROLINA

County/ Municipality of

Conway

Personally appeared before me the affiant Christopher K Jones

being duly sworn deposes and says that defendant Clinton Douglas Johnson, Jr

did within this county and state on or about 7/3/2018

State of South Carolina (or ordinance of County/ Municipality of Conway)

in the following particulars:

DESCRIPTION OF OFFENSE: Robbery / Common law robbery, strong arm robbery

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 THE ABOVE DATE AT MONEY SAVER IN THE CITY OF CONWAY THE DEFENDANT DID REACH INTO LAFAYETTE CARTIER WASHINGTON'S POCKET AND DID REMOVE APPROXIMATELY \$300.00 CASH. THAT THE DEFENDANT DID PUNCH THE VICTIM IN THE FACE AND DID FLEE THE SCENE. THAT THE ACTS OF THE ACCUSED CONSTITUTE THE OFFENSE OF STRONG ARM ROBBERY. \*\*WARRANT OBTAINED BY OFFICER CONTINO\*\*

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

Conway

Affiant's Address 1600 9Th Avenue

Conway, SC 29526-

Affiant's Telephone (843)248-1790

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 7/3/2018

defendant Clinton Douglas Johnson, Jr

did violate the criminal laws of the State of South Carolina (or ordinance of

County/ Municipality of Conway

) as set forth below:

DESCRIPTION OF OFFENSE: Robbery / Common law robbery, strong arm robbery

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 7/3/2018

Signature of Issuing Judge

Jane A. Mackey

Judge Code: 6184

Judge's Address Post Office Box 1428

Conway, SC 29528-1428

Judge's Telephone (843)248-1765

Issuing Court: Magistrate Municipal Circuit

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

AFFIDAVIT

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MAR 13 2019

SC Court of Appeals

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MAR 10 2019

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CERTIFIED COPY



CERTIFIED COPY

RENEE N. ELVIS  
CLERK OF COURT  
Horry County, SC

WITNESSES

Name: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 Telephone: \_\_\_\_\_

Name: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 Telephone: \_\_\_\_\_

Name: \_\_\_\_\_  
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Name: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 Telephone: \_\_\_\_\_

CODEFENDANTS

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

BAIL set by

Judge \_\_\_\_\_  
 on \_\_\_\_\_  
 Type and Amount: \_\_\_\_\_  
 Name of Surety: \_\_\_\_\_

PRELIMINARY HEARING held by

Judge \_\_\_\_\_  
 on \_\_\_\_\_  
 Defendant Attorney: \_\_\_\_\_  
 Decision: \_\_\_\_\_

DISPOSITION before

Judge \_\_\_\_\_  
 on \_\_\_\_\_  
 by \_\_\_\_\_  
 (indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: \_\_\_\_\_  
 Sentence: \_\_\_\_\_

JURORS

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

DOCKET NO. 2018GS2605681

**WITNESSES**

Nicholas A Contino Conway Police Department

*Josh Scott*

**The State of South Carolina  
County of Horry**

Joshua D. Holford

18H04102

COURT OF GENERAL SESSIONS

October, 2018 TERM

**RECEIVED**  
MAR 13 2019  
SC Court of Appeals

**ARREST WARRANT NUMBER**

2018A2620400541

CDR: 0137 16-11-0325

DOA: 7/4/2018

**THE STATE**

vs.

ACTION OF GRAND JURY

**TRUE BILL**

Clinton Douglas Johnson Jr  
B / M  
422 Smith St  
Conway, SC 29526-4841  
DOB: 1982-05-25  
SSN: 247572216

ATTORNEY: James Stanko

*Kathleen Shaffer*

Foreperson of Grand Jury

Date:

NOV 14 2018

VERDICT

Indictment for

**STRONG ARM ROBBERY**

Jimmy A. Richardson, II, Solicitor

Foreperson of Petit Jury

Date:

RENEE N. ELVIS  
CLERK OF COURT  
HORRY COUNTY, SC

CERTIFIED COPY

**ORIGINAL**

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF Horry )

CERTIFIED COPY

INDICTMENT

RENEE N. ELVIS  
CLERK OF COURT  
HORRY COUNTY, SC

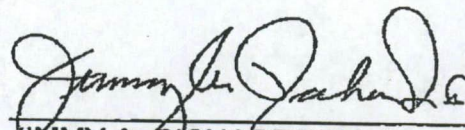
At a Court of General Sessions, convened on October 17, 2018, the Grand Jurors of Horry County present upon their oath:

**STRONG ARM ROBBERY**

CDR: 0137 C/L, 16-11-0325

That Clinton Douglas Johnson, Jr. did in Horry County on or about July 3, 2018, take personal property from or in the immediate presence of Lafayette Washington with the intent to deprive him of possession through the use of force, threats of force, or intimidation, and did carry away the property taken, in violation of the Common Law crime of Strong Arm Robbery and in violation of Section 16-11-0325, S.C. Code of Laws, 1976, as amended.

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



JIMMY A. RICHARDSON, II  
FIFTEENTH CIRCUIT SOLICITOR

STATE OF SOUTH CAROLINA )  
COUNTY OF HORRY )

IN THE COURT OF GENERAL SESSIONS  
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA )

CERTIFICATE OF REPRESENTATION  
(APPOINTING AS COUNSEL)

-VS-

CLINTON JOHNSON

JAMES STANKO

DEFENDANT )

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MAR 13 2019  
SC Court of Appeals

FILE NO: 26A18-00003427

TO: Clerk of Court of General Sessions of the Fifteenth Judicial Circuit  
Office of the Solicitor  
Appointed Counsel  
Defendant

FILED  
HORRY COUNTY  
2018 AUG -3 AM 11:15  
RENEE N. ELVIS  
CLERK OF COURT  
HORRY COUNTY

This certifies that the above captioned Defendant is eligible for the services of the Public Defender, such determination having been made on, 2nd day of August, 2018, regarding the charge(s) of:

2018A2620400541 Robbery / Common law robbery, strong arm robbery

The Defendant's Counsel is **James Stanko**. 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

CONWAY, SC

DATED: August 02, 2018

CERTIFIED COPY

STATE OF SOUTH CAROLINA)  
COUNTY OF HORRY )

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

-VS-

CLINTON D. JOHNSON

DEFENDANT )

RECEIVED

MAR 13 2019

SC Court of Appeals

FILE NO: 26A18-00003427

TO: SOLICITOR FOR THE FIFTEENTH JUDICIAL CIRCUIT

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.

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HORRY COUNTY  
CLERK OF COURT  
2018 JUL -3 AM 11:15

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.

13. Make available to the Defendant all video and audio recordings and/or notarized affidavits made pursuant to South Carolina Code § 56-5-2953 and any other applicable South Carolina Statute or regulation, including but not limited to:

- (a) Police and booking reports;
- (b) Police logs;
- (c) Alcohol influence reports;
- (d) Accident reports
- (e) Reports dealing with defendant's refusal to submit to testing;
- (f) Notes taken from any recording by Law Enforcement regarding conversations with potential prosecution witnesses
- (g) Any notes taken by Law Enforcement with regards to this case which the officer intends to rely on, or make use of, at trial.
- (h) The names of the officers or other witnesses who were with the Defendant within one hour of the arrest who had the opportunity to observe the appearance and behavior of the Defendant, to include the identity of any officer present at the scene of arrest.
- (i) The time and place where the Defendant was given the Miranda warning and the name of the officer who advised him/her of the same.
- (j) Any reports made by any laboratory or hospital concerning any examination made of any physical (urine, blood, etc.), photographic, or written evidence related to the Defendant's case.
- (k) The records of analysis and the results of any chemical, urine, or breathalyzer tests administered to the Defendant.

14. Make available to the Defendant following information regarding the person(s) who administered the Defendant's chemical/breathalyzer tests:

- (a) The person's name and the name of his/her employer;
- (b) The date of his/her original certification to give chemical/breathalyzer tests and the grade he/she received on the exam;
- (c) The date of his/her most recent certification to give said tests; And his/her compliance with statutes and regulations providing for standards of training for person(s) administering such tests.

15. If the Defendant's blood alcohol concentration was determined on the basis of a test involving the use of any machine, provide the following information:

- (a) The type of machine used and the make, model, and serial number of particular machine;

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Horry County  
2018 AUG - 3 AM 8:55  
RENEE IDOL  
CLERK OF COURT  
Horry County

- (b) The manufacturer and the date of manufacture of the machine;
- (c) The owner's manual and the instruction manual;
- (d) The software program used in said machine;
- (e) The date of purchase by the agency owning the machine;
- (f) The location of machine;
- (g) The number of prior tests conducted on the machine;
- (h) All maintenance information for the last two years, including all repairs done and all calibrations made on the machine;
- (i) The results of all tests performed in the thirty (30) days prior to the date of the Defendant's arrests, including any tests in which the machine malfunctioned;
- (j) Any checklist to be used by the operator of the machine, either before, during, or after the admission of a test.

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. 383, 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. 2d 406 (1981), City of Rock Hill vs Suchenski, 374 S.C. 12, 646 S.E.2d 879 (2007). 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.

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  
FIFTEENTH CIRCUIT  
PUBLIC DEFENDER

DATED: August 02, 2018  
CONWAY, SOUTH CAROLINA  
CLERK OF COURT  
RENEE M. ELVIS

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FILED  
 CLERK OF COURT  
 CONWAY, SOUTH CAROLINA  
 AUG 14 8:14 AM 2018

STATE OF SOUTH CAROLINA

COUNTY OF Horry VS. Clinton Douglas Johnson Jr  
STATE VS.  
AKA: \_\_\_\_\_  
Race: BLACK Sex: M Age: 36  
DOB: \_\_\_\_\_ SS#: \_\_\_\_\_  
Address: \_\_\_\_\_  
City, State, Zip: Conway, SC 29526-4841  
DL#: \_\_\_\_\_ SID#: \_\_\_\_\_

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2018GS2605681  
A/W#: 2018A2620400541  
Date of Offense: 7/3/2018  
S.C. Code § : 16-11-0325  
CDR Code #: 0137

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**MAR 13 2019**  
**SC Court of Appeals**

SENTENCE SHEET

N.C. x Alford

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No   
In disposition of the said indictment comes now the Defendant who was  
TO: Strong Arm Robbery (0-15 years)

CONVICTED OF or  PLEADS

in violation of § 16-11-0325 of the S.C. Code of Laws, bearing CDR Code # 0137  
 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. (defendant's initials)

ATTEST: \_\_\_\_\_ SCB80071 \_\_\_\_\_ SCB101376  
Holford, Joshua D SC Bar# \_\_\_\_\_ Defendant Stanke, James SC Bar# \_\_\_\_\_  
Attorney for Defendant

WHEREFORE, the Defendant is committed to the  State Department of Corrections,  County Detention Center,  
for a determinate term of 18 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 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. 244 days of service  
 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: \$ \_\_\_\_\_  
Payment Terms: \_\_\_\_\_  
 Set by SCDPPPS \_\_\_\_\_

\_\_\_\_\_ 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 paid in equal, consecutive weeks/monthly  
pmts. of \$ 25.00 beginning 10/4/2020  
\$ \_\_\_\_\_ paid to Public Defender Fund  
Other: \_\_\_\_\_

Recipient: \_\_\_\_\_

*Fine:		\$
§ 14-1-206 (Assessments 107.5 %)		\$
§ 14-1-211(A)(1) (Conv. Surcharge)	\$100	\$
§ 14-1-211(A)(2) (DUI Surcharge)	\$100	\$ 100.00
§ 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	\$ 25.00
§ 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 Renee Elvis  
Court Reporter: Ray Richardson  
SCCA/217 (07/2016)

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 Robert H. Johnson  
Judge Code: 129  
Sentence Date: 3/4/19

FILED  
19 MAR 14 PM 1:25  
CLERK OF COURT  
HORRY COUNTY, SC

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MAR 13 2019

SC Court of Appeals

STATE OF SOUTH CAROLINA )  
COUNTY OF Horry )

STATE OF SOUTH CAROLINA )

-VS- )

CLINTON JOHNSON )

DEFENDANT )

\_\_\_\_\_ )

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

PERSONALLY appeared before me James Stanko, who being duly sworn,  
deposes and says :

1. I represented the above named defendant before STEVEN H. JOHN on March 4, 2019 at  
which time the defendant enter a guilty plea to his/her 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.

FILED  
HORRY COUNTY  
2019 MAR 11 AM 11:31  
RENEE N. ELVIS  
CLERK OF COURT  
HORRY COUNTY, SC

Sworn to and Subscribed before me  
11th day of March, 2019

Cheryl Watz

Notary Public for South Carolina  
My Commission expires 10-23-28

[Signature]

Signature of Attorney for Defendant

James D. Stanko

Print name of Attorney for Defendant

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