

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Pickens VS. STATE

Brandon Gerald Starkweather

AKA:

Race: WHITE Sex: M Age: 27

DOB:

Address:

City, Stat:

DL#: SID#:

\*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was TO: Kidnapping / Kidnapping

INDICTMENT/CASE#: 2019 65 39 601

A/W#: 2019A3920200015

Date of Offense: 12/29/2018

S.C. Code § : 16-03-0910

CDR Code #: 0095

SENTENCE SHEET

0 - 30

CONVICTED OF or PLEADS

in violation of § 16-03-0910 of the S.C. Code of Laws, bearing CDR Code # 0095
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC §17-25-45 w/minor 1st or Lewd Act)

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentation to Grand Jury, Negotiated Sentence, Recommendation by the State.

ATTEST: Hill, Durham SC Bar# 102269 Defendant Cantrell, David SC Bar# 01116 Attorney for Defendant

WHEREFORE, the Defendant is committed to State Department of Corrections, County Detention Center, for a determinate term of 7 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 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 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: \$

Payment Terms:

Set by SCDPPPS

Recipient:

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 (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) \$3.75.

TOTAL \$ 128-75

Clerk of Court/ Deputy Clerk: Harold R Weiborn, Jr.
Court Reporter: Teresa Johnson

RECEIVED APR 01 2019 SC COURT OF APPEALS
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: NO CONTACT WITH VICTIM

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: [Signature]
Judge Code:
Sentence Date: 3/20/19



**WITNESSES**

James C Greer

Clemson Police Department

2/7/2019

**ARREST WARRANT NUMBER**  
2019A3920200015

**ACTION OF GRAND JURY**

*Foreperson of Grand Jury*

**VERDICT**

*Foreperson of Petit Jury*  
Date:

DOCKET NO. 2019-GS-39-<sup>JDH</sup> 0601

The State of South Carolina

County of Pickens

**COURT OF GENERAL SESSIONS**

TERM 2019

THE STATE

vs.

BRANDON GERALD STARKWEATHER

Indictment for

0095

KIDNAPPING

VIOLATION § 16-03-0910

RECEIVED

APR 01 2019

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Pickens
STATE VS.

INDICTMENT/CASE#: 2019 GS 39602

Brandon Gerald Starkweather

A/W#: 2019A3920200014

AKA:

Date of Offense: 12/29/2018

Race: WHITE Sex: M Age: 27

S.C. Code § : 16-03-0600(C)

DOB:

CDR Code #: 3412

Address:

City, State, Zip:

DL SID#:

\*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 1st degree

SENTENCE SHEET

CONVICTED OF or PLEADS

in violation of § 16-03-0600(C) of the S.C. Code of Laws, bearing CDR Code # 3412

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC) \$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: Hill, Durham 102269 SC Bar# Defendant CANTRELL, DAVID 01116 SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for a determinate term of 7 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 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 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: \$

Payment Terms:

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) \$3.75.

TOTAL \$ 128.75

Clerk of Court/ Deputy Clerk Hand P. Webborn Jr.

Court Reporter: Teresa Johnson

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

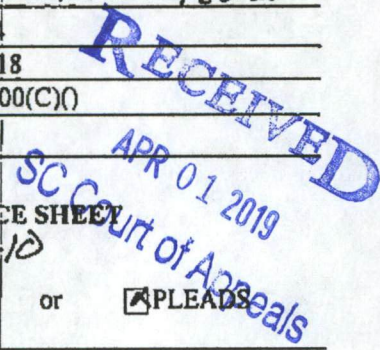
Other: NO CONTACT WITH VICTIM

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

Judge Code:

Sentence Date: 3/20/19



STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF PICKENS )

INDICTMENT FOR  
ASSAULT AND BATTERY 1ST DEGREE

At a Court of General Sessions, convened on

the Grand Jurors of Pickens

County present upon their oath:

That BRANDON GERALD STARKWEATHER did in Pickens County on or about or between the dates of December 29, 2018 and December 30, 2018 offer or attempted to injure Christian Amato with the present ability to commit the act, and the act was accomplished by means likely to produce death or great bodily injury, or the act occurred during the commission of a robbery, burglary, kidnapping or theft. This is in violation of 16-03-0600 of the South Carolina 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.

  
SOLICITOR

BAR # 102269

**WITNESSES**

James C Greer

Clemson Police Department

2/7/2019

**ARREST WARRANT NUMBER**  
2019A3920200014

**ACTION OF GRAND JURY**

*Foreperson of Grand Jury*

**VERDICT**

*Foreperson of Petit Jury*  
Date:

DOCKET NO. 2019-GS-39-  
JDH

0602

**The State of South Carolina**

**County of Pickens**

**COURT OF GENERAL SESSIONS**

**TERM 2019**

**THE STATE**

**vs.**

**BRANDON GERALD STARKWEATHER**

**Indictment for**

**3412**

**ASSAULT AND BATTERY 1ST DEGREE**

**VIOLATION § 16-03-0600(C)()**

**RECEIVED**  
**APR 01 2019**  
**SC Court of Appeals**

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Pickens VS. STATE

Brandon Gerald Starkweather

AKA:

Race: WHITE Sex: M Age: 26

DC SS#:

Address:

City, State, Zip:

DL SID#:

\*CDL Yes No CMV Yes No Hazmat Yes No

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

TO: Domestic / Domestic Violence, 2nd degree

INDICTMENT/CASE#: 2018 GS 39 2978

A/W#: 2018A3920400624

Date of Offense: 6/10/2018

S.C. Code § : 16-25-0020(C)

CDR Code #: 3812

SENTENCE SHEET

0-3 yrs Ho 2500-5k

CONVICTED OF or PLEADS

in violation of § 16-25-0020(C) of the S.C. Code of Laws, bearing CDR Code # 3812
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC) §17-25-45

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: Hill, Durham 102269 SC Bar# Defendant CANTRELL, DAVID 01116 SC Bar# Attorney for Defendant

WHEREFORE, the Defendant is committed to the 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 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 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: \$

Payment Terms:

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(I) (Vehicle Assessment) \$40/ea, 3% to County (if paid in installments) \$3.75.

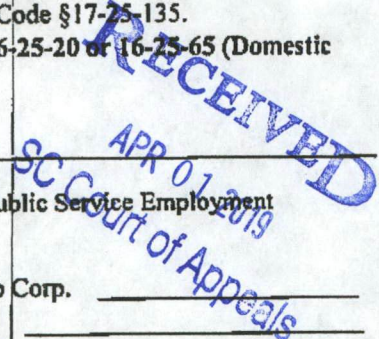
TOTAL \$128.75

Clerk of Court/ Deputy Clerk Hand P. Welborn Jr.
Court Reporter: Teresa Johnson

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: NO CONTACT WITH VICTIM

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 [Signature]
Judge Code: 2/02
Sentence Date: 3/20/19



STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF PICKENS )

INDICTMENT FOR  
DOMESTIC VIOLENCE 2ND DEGREE

At a Court of General Sessions, convened on

the Grand Jurors of Pickens

County present upon their oath:

That BRANDON GERALD STARKWEATHER did in Pickens County, on or between the 10th day of June 2018 and the 18<sup>th</sup> day of June 2018, did unlawfully cause physical harm or injury to VICTORIA CHAPMAN, a household member or did unlawfully offer or attempt to cause physical harm or injury to VICTORIA CHAPMAN, a household member, with apparent present ability under circumstances reasonably creating fear of imminent peril AND moderate bodily injury resulted to VICTORIA CHAPMAN or the act was accomplished by means likely to result in moderate bodily injury to VICTORIA CHAPMAN (OR) the offense was committed by impeding the victim's breathing or airflow (OR) the offense was committed using physical force or the threatened use of force against another to block that person's access to any cell phone, telephone, or electronic communication device with the purpose of preventing, obstructing, or interfering with the report of any criminal offense, bodily injury or property damage to a law enforcement agency or a request for an ambulance or emergency medical assistance to any law enforcement agency or emergency medical provider. This is in violation of § 16-25-0020 of the South Carolina 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.

  
SOLICITOR

BAR # 102269

WITNESSES

Christian A Ducker IV

Easley Police Department

6/22/2018

ARREST WARRANT NUMBER  
2018A3920400624

ACTION OF GRAND JURY

*Foreperson of Grand Jury*

VERDICT

*Foreperson of Petit Jury*  
Date:

DOCKET NO. 2018-GS-39-<sup>JDH</sup>2978

The State of South Carolina

County of Pickens

COURT OF GENERAL SESSIONS

TERM 2018

THE STATE

vs.

BRANDON GERALD STARKWEATHER

Indictment for

3812

DOMESTIC VIOLENCE 2ND DEGREE

VIOLATION § 16-25-0020(C)

RECEIVED  
APR 01 2019  
SC Court of Appeals



# 13<sup>TH</sup> JUDICIAL CIRCUIT PUBLIC DEFENDER

CHRISTOPHER D. SCALZO, CIRCUIT PUBLIC DEFENDER

**Greenville County  
Public Defender Office**  
Greenville County Courthouse  
305 East North Street, Suite 123  
Greenville, SC 29601  
Tel. (864) 467-8522  
Fax. (864) 467-8521

**Pickens County  
Public Defender Office**  
Pickens County Courthouse  
214 East Main Street, B-240  
Pickens, South Carolina 29671  
Tel. (864) 898-5577  
Fax (864) 898-5579

March 27, 2019

**Via Regular Mail**

Alan Wilson, Esq.  
Attorney General  
P.O. Box 11549  
Columbia, SC 29211

**Re: State v. Brandon Gerald Starkweather**

Warrant/Ticket No(s): 2019A3920200014; 2019A3920200015; 2019A3920400020;  
2019A3920400021; 2018A3920400624

Dear Mr. Wilson:

Enclosed please find a copy of the Notice of Appeal in the above matter along with Proof of Service. This matter is being referred to the Office of the Appellate Defense.

Yours very truly,

David Cantrell, Esq.

Attorney for Appellant

**RECEIVED**

APR 01 2019

SC Court of Appeals

Enclosure



# 13<sup>TH</sup> JUDICIAL CIRCUIT PUBLIC DEFENDER

CHRISTOPHER D. SCALZO, CIRCUIT PUBLIC DEFENDER

**Greenville County  
Public Defender Office**  
Greenville County Courthouse  
305 East North Street, Suite 123  
Greenville, SC 29601  
Tel. (864) 467-8522  
Fax. (864) 467-8521

**Pickens County  
Public Defender Office**  
Pickens County Courthouse  
214 East Main Street, B-240  
Pickens, South Carolina 29671  
Tel. (864) 898-5577  
Fax (864) 898-5579

**Via Regular Mail**

The South Carolina Court of Appeals  
V. Clare Allen, Deputy Clerk  
Post Office Box 11629  
Columbia, South Carolina 29211

RECEIVED  
March 26, 2019  
APR 01 2019  
SC Court of Appeals

**Re: State v. Brandon Gerald Starkweather**

Warrant/Ticket No(s): 2019A3920200014; 2019A3920200015; 2019A3920400020;  
2019A3920400021; 2018A3920400624

Dear Ms. Allen:

Mr. Starkweather has notified me of his wish to appeal his guilty plea from March 20, 2019. At this time I am unaware of any appealable issues in this case.

By copy of this letter, I am notifying the client to provide in writing to the Court any arguable basis for the appeal in his case.

Yours very truly,

David Cantrell, Esq.  
Attorney for Appellant

Xc: Brandon Starkweather  
Alan Wilson, Esq.  
James Durham Hill, Esq.