

VOLUME TWO OF TWO

STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM OCONEE COUNTY

Alexander S. Macaulay, Circuit Court Judge

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SC Court of Appeals

THE STATE,

RESPONDENT,

V.

TIMOTHY R. WIRTZ,

APPELLANT

APPELLATE CASE NO. 2013-002328

RECORD ON APPEAL

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**THE FOLLOWING EXHIBIT IS ON FILE WITH THIS COURT:
 STATE’S EXHIBIT #4 (CD OF TELEPHONE CALLS)**

STATE OF SOUTH CAROLINA)
COUNTY OF Oconee)

INDICTMENT

At a Court of General Sessions, convened on JUN 11 2012, the Grand Jurors of Oconee County present upon their oath:

Kidnapping

That **Timothy Ray Wirtz** did in Oconee County, on or about the **February 11, 2012**, unlawfully seize, abduct, confine, inveigle, decoy, kidnap, abduct, or carry away Eric Bush, without the authority of law. This is in violation of §16-3-0910 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.



ASSISTANT SOLICITOR

DOCKET NO. 2012GS37 00591

WITNESSES

David McMahon, Oconee Co Sheriff's Dept.

Amanda Kepler

Amanda Kepler

The State of South Carolina

County of Oconee

COURT OF GENERAL SESSIONS

JUN 11 2012

Term

A TRUE COPY
FEB 25 2012
CLERK OF COURT - OCONEE COUNTY

2012 JUN 12 A 8:46

FILED IN OCONEE, SC
BY H. WHITFIELD
CLERK OF COURT

ARREST WARRANT NUMBER

N130697

THE STATE

VS.

Timothy Ray Wirtz

ACTION OF GRAND JURY

True Bill

DRW

Foreperson of Grand Jury

Date: JUN 11 2012

Indictment for

VERDICT

Guilty

Burglary (After June 20, 1985) - First degree

SC Code: 16-11-0311

CDR Code: 0079

Foreperson of Petit Jury

Date: 10-18-13

ENTERED
RB
COMPUTER

STATE OF SOUTH CAROLINA)
)
 COUNTY OF Oconee)

INDICTMENT

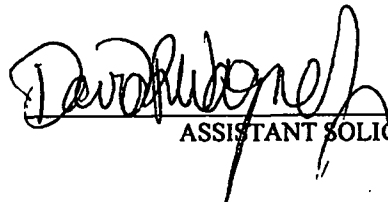
At a Court of General Sessions, convened on JUN 11 2012 the Grand Jurors of Oconee County present upon their oath:

Burglary (After June 20, 1985) - First degree

That Timothy Ray Wirtz did in Oconee County, on or about February 11, 2012, willfully and unlawfully enter the dwelling of Eric Bush located at [REDACTED],

Westminster, without consent and with the intent to commit a crime therein and aggravating circumstances were present, to wit: when, in effecting entry or while in the dwelling or in immediate flight he or another participant in the crime, was armed with a deadly weapon. This is in violation of §16-11-311 of the South Carolina Code of Laws (1976) as amended

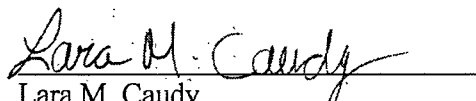
Against the peace and dignity of the State, and contrary to the statute in such case made and provided.


 ASSISTANT SOLICITOR

CERTIFICATE OF COUNSEL FOR APPELLANT

Counsel for appellant certifies that this Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Record on Appeal complies to the best of my ability with the April 15, 2014 order from the South Carolina Supreme Court entitled "Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings."

December 8th, 2014


Lara M. Caudy
Appellate Defender

South Carolina Commission on Indigent Defense
Division of Appellate Defense
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ATTORNEY FOR APPELLANT

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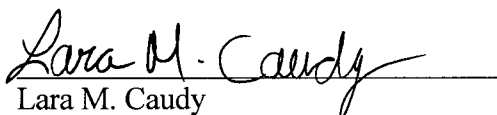
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