

STATE OF SOUTH CAROLINA)

IN THE SOUTH CAROLINA)
COURT OF APPEALS)

COUNTY OF BERKELEY)

Case Nos: 2018GS0800843; 2018GS0800842;
2018GS0800841; 2018GS0800890;
2018GS0800840; 2018GS0800844

Warrant Nos: 2016A0810401447; 2016A0810401446;
2016A0810401445; 2016A0810401449;
2016A0810401444; 2016A0810401448

STATE OF SOUTH CAROLINA)

Charges: Murder; Murder; Murder; Attempted
Murder; Possession of a Weapon During a
Violent Crime; Threatening the Life of a
Public Official

VS.)

REQUEST FOR REPRESENTATION)
ON APPEAL)

ROBERT DAVID NOLEN,)
Defendant.)


Joe Nolen
FILED
2019 APR -5 AM 11:33
LEAGUE V. DURLEE
CLERK OF COURT
BERKELEY COUNTY SC
CLOCKED IN DATE CANCELLED

RECEIVED
APR 08 2019
SC Court of Appeals

On behalf of the above-named Defendant, to be represented by the South Carolina Commission of Appellate Defense, the undersigned attorney would show unto this Honorable Court that:

1. She is the attorney for the defendant-appellant in the above captioned case. The defendant-appellant was placed in custody immediately following sentence and was not available to personally sign this Request.
2. The defendant-appellant was represented by the Ninth Circuit Public Defender's Office as an indigent, pursuant to the Defense of Indigent Act.
3. The defendant-appellant has been informed that he may request assistance from the South Carolina Commission of Appellate Defense in perfecting his appeal.
4. A timely Notice of Appeal has been filed on the defendant's-appellant behalf.
5. The defendant-appellant has been informed that nothing requires that office to pursue this appeal unless that office's Chief Attorney is satisfied that there is arguable merit to this appeal and that he cannot afford to hire an attorney.

At this time, the defendant-appellant requests the aid of the South Carolina Commission of Appellate Defense in perfecting his appeal to the South Carolina Court of Appeal.


Teresa L. Norris
Special Assistant Public Defender
Ninth Circuit Public Defender Office

Charleston, South Carolina
Dated: 4/3/19, 2019.

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF BERKELEY
STATE VS.

ROBERT DAVID NOLEN

AKA:
Race: White Non-Latino/Caucasian Sex: M
DOE [REDACTED] SS#: [REDACTED]
Add: _____
City, State, Zip: Ladson, SC 29026
DL# [REDACTED] SID# [REDACTED]

INDICTMENT/CASE#: 2018-GS-08-01672
A/W: 2018-GS-08-01672
Date of Offense: 10/07/2016
S.C. Code §: 16-23-0500(A)
CDR Code #: 3434

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was
TO: Possession Of A Firearm By A Person Convicted of A Violent Offense
In violation of § 16-23-0500(A) of the S.C. Code of Laws, bearing CDR Code # 3434

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45
(CSC w/minor 1st or CSC w/minor 3rd)

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury (def.'s initials)
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: [Signature] 100437
Kamila Szymanska-Sas, Assistant Solicitor SC Bar # _____ Defendant
[Signature] 15081
Attorney for Defendant SC Bar # _____

WHEREFORE, the Defendant is committed to the State Department of Corrections County Detention Center,
for a determinate term of 5 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: All of 3/29/19
 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 _____ Attend Voc. Rehab. Or Job Corp. _____

Recipient: _____ May serve W/E beginning _____

*Fine: _____ \$ _____ Substance Abuse Counseling

§14-1-206 (Assessments 107.5%) \$ _____ Random Drug/Alcohol Testing

§14-1-211 (A)(1)(Conv. Surcharge) \$100 \$ 100.00 Fine may be pd. in equal consecutive weekly/monthly

§14-1-211 (A)(2)(DUI Surcharge) \$100 \$ _____ pmts. of \$ _____ Beginning _____

§56-5-2995 (DUI Assessment) \$12 \$ _____ \$ _____ Paid to Public Defender Fund

§56-1-286 (DUI Breath Test) \$25 \$ _____ Other: _____

Proviso (Public Def/Probation) \$500 \$ _____

§14-1-212 (Law Enforce. Funding) \$25 \$ 25.00

§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 \$ 198.75

Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees.

Clerk of Court/Deputy Clerk: _____
Court Reporter: _____

Presiding Judge: [Signature]
Judge Code: 2128
Sentence Date: 3/29/19 Sentence Imposed

Plea Accepted. Sentencing Deferred.
SCCA/217 (04/2018)
[Signature] 3/25/17 2128

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APR 08 2019
SC Court of Appeals

COUNTY OF BERKELEY
STATE VS.

ROBERT DAVID NOLEN

INDICTMENT/CASE#: 2018-GS-08-00890
A/W: 2016A0810401449
Date of Offense: 10/07/2016
S.C. Code §: 16-03-0029
CDR Code #: 3410

AKA:
Race: White Non-Latino/Caucasian Sex: M
DOB: _____ SS#: ██████████
Address: 4035 ██████████
City, State _____
DL# ██████████ SID# ██████████

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was CONVICTED OF or PLEADS

TO: Attempted Murder
In violation of § 16-03-0029 of the S.C. Code of Laws, bearing CDR Code # 3410

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45
(CSC w/minor 1st or CSC w/minor 3rd)

The charge is: As indicted, Lesser included Offense, Defendant Waives Presentment to Grand Jury, _____ (def.'s initials)
The plea is: Without Negotiations or Recommendation, Negotiated Sentence Recommendation by the State.

ATTEST: _____ 100437 _____ 15081
Kamila Szymczyńska-Sas, Assistant Solicitor SC Bar # _____ Defendant Attorney for Defendant SC Bar # _____

WHEREFORE, the Defendant is committed to the State Department of Corrections County Detention Center,
for a determinate term of 30 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: all of 3/29/19
 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 Attend Voc. Rehab. Or Job Corp. _____

Recipient: _____ May serve W/E beginning _____
*Fine: _____ \$ _____ Substance Abuse Counseling
§14-1-206 (Assessments 107.5%) \$ _____ Random Drug/Alcohol Testing
§14-1-211 (A)(1)(Conv. Surcharge) \$100 \$ 100.00 Fine may be pd. in equal consecutive weekly/monthly
§14-1-211 (A)(2)(DUI Surcharge) \$100 \$ _____ pmts. of \$ _____ Beginning _____
§56-5-2995 (DUI Assessment) \$12 \$ _____ \$ _____ Paid to Public Defender Fund

§56-1-286 (DUI Breath Test) \$25 \$ _____ Other: _____
Proviso (Public Def/Probation) \$500 \$ _____
§14-1-212 (Law Enforce. Funding) \$25 \$ 25.00
§14-1-213 (Drug Court Surcharge) \$150 \$ _____
§50-21-114 (BUI Breath Test Fee) \$50 \$ _____
§56-5-2942(J) (Vehicle Assessment) \$40/ca \$ _____
3% to County (if paid in installments) \$ \$ 3.75
TOTAL \$ 188.75

Clerk of Court/Deputy Clerk: _____ Appointed PD or appointed other counsel, _____
Court Reporter: _____ Proviso requires \$500 be paid to Clerk _____
during probation and shall be collected before any other fees.

Presiding Judge: [Signature]
Judge Code: 2120
Sentence Date: 3/29/19

RECEIVED
APR 08 2019
SC Court of Appeals

15 11
APR 29 PM 2:55
[Stamp]

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF BERKELEY

STATE VS.

ROBERT DAVID NOLEN

INDICTMENT/CASE#: 2018-GS-08-00844

A/W: 2016A0810401448

Date of Offense: 10/07/2016

S.C. Code §: 16-03-1040(A)

CDR Code #: 0541

SENTENCE SHEET

RECEIVED APR 08 2019 SC Court of Appeals

AKA:
Race: White Non-Latino/Caucasian Sex: M
DOB: SS#:
Address:
City, St:
DL# SID#

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was CONVICTED OF or PLEADS

TO: Threatening Life, Person Or Family Of A Public Official

In violation of § 16-03-1040(A) of the S.C. Code of Laws, bearing CDR Code # 0541

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45 (CSC w/minor 1st or CSC w/minor 3rd)

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury, (def.'s initials)

The pleas: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTORNEY:

Kamila Szymczyńska-Sas, Assistant Solicitor SC Bar # 100437 Defendant Attorney for Defendant 15081 SC Bar #

WHEREFORE, the Defendant is committed to the State Department of Corrections or County Detention Center, for a determinate term of 5 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: all of 3/29/19

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 days/hours Public Service Employment

Total: \$ plus 20% fee: \$ Payment Terms:

Set by SCDPPPS

Recipient:

*Fine: \$

§14-1-206 (Assessments 107.5%) \$

§14-1-211 (A)(1)(Conv. Surcharge) \$100 \$ 100.00

§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 Enforc. Funding) \$25 \$ 85.00

§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:

Court Reporter:

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

Obtain GED

Other:

Other:

Other:

Other:

Other:

Other:

Other:

Other:

Other:

Other:

Other:

Other:

Other:

Other:

Other:

Other:

Other:

Other:

Other:

Other:

Presiding Judge: Judge Code: 2128 Sentence Date: 3/29/19

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF BERKELEY
STATE VS.

ROBERT DAVID NOLEN

AKA:
Race: White Non-Latino/Caucasian Sex: M
DC SS#:
City, State,
DL# SID#

INDICTMENT/CASE#: 2018-GS-08-00843
A/W: 2016A0810401447
Date of Offense: 10/07/2016
S.C. Code #: 16-03-0010
CDR Code #: 0116

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SENTENCE SHEET
APR 08 2019
SC Court of Appeals

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was CONVICTED OF or PLEADS

TO: Murder
In violation of 16-03-0010 of the S.C. Code of Laws, bearing CDR Code # 0116

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS 17-25-45
(CSC w/minor 1st or CSC w/minor 3rd)

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

100437 15081
Kamila Szymczyńska, Assistant Solicitor SC Bar # Defendant Attorney for Defendant SC Bar #

WHEREFORE, the Defendant is committed to the State Department of Corrections or County Detention Center,
for a determinate term of life 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: all of 3/29/19
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 (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) \$, TOTAL \$198.75

Clerk of Court/Deputy Clerk:
Court Reporter:

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:
PH 2:53

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: 2128
Sentence Date: 3/29/19

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF BERKELEY
STATE VS.

ROBERT DAVID NOLEN

INDICTMENT/CASE#: 2018-GS-08-00842
A/W: 2016A0810401446
Date of Offense: 10/07/2016
S.C. Code §: 16-03-0010
CDR Code #: 0116

AKA:
Race: White Non-Latino/Caucasian Sex: M
DOB: [REDACTED] SS#: [REDACTED]
Address: _____
City, State, Z: _____
DL# [REDACTED] SID# [REDACTED]

SENTENCE SHEET
RECEIVED
APR 08 2019
Court of Appeals

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was CONVICTED OF or PLEADS

TO: Murder
In violation of § 16-03-0010 of the S.C. Code of Laws, bearing CDR Code # 0116

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45
(CSC w/minor 1st or CSC w/minor 3rd)

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. _____ (def.'s initials)
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: _____ 100437 _____ 15081
Kamila Szymczyńska-Sas, Assistant Solicitor SC Bar # _____ Defendant Attorney for Defendant SC Bar # _____

WHEREFORE, the Defendant is committed to the State Department of Corrections County Detention Center,
for a determinate term of life 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: all of 3/29/19

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 _____ Attend Voc. Rehab. Or Job Corp. [Signature]

Recipient: _____ May serve W/E beginning _____

*Fine: _____ \$ _____ Substance Abuse Counseling

§14-1-206 (Assessments 107.5%) \$ _____ Random Drug/Alcohol Testing

§14-1-211 (A)(1)(Conv. Surcharge) \$100 \$ 100.00 Fine may be pd. in equal consecutive weekly/monthly

§14-1-211 (A)(2)(DUI Surcharge) \$100 \$ _____ pmts. of \$ _____ Beginning _____

§56-5-2995 (DUI Assessment) \$12 \$ _____ \$ _____ Paid to Public Defender Fund

§56-1-286 (DUI Breath Test) \$25 \$ _____ Other: _____

Proviso (Public Def/Probation) \$500 \$ _____

§14-1-212 (Law Enforce. Funding) \$25 \$ 25.00

§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 \$ 198.75

Clerk of Court/Deputy Clerk: _____ Presiding Judge: [Signature]

Court Reporter: _____ Judge Code: 2128 Sentence Date: 3/29/19

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF BERKELEY
STATE VS.

ROBERT DAVID NOLEN

AKA:
Race: White Non-Latino/Caucasian Sex: M
DOE
Address:
City, State, Zip:
DL# SID#

INDICTMENT/CASE#: 2018-GS-08-00841
A/W: 2016A0810401445
Date of Offense: 10/07/2016
S.C. Code §: 16-03-0010
CDR Code #: 0116

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was CONVICTED OF or PLEADS

TO: Murder
In violation of § 16-03-0010 of the S.C. Code of Laws, bearing CDR Code # 0116

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45

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

Kamila Szymanska-Sas, Assistant Solicitor SC Bar # 100437 Defendant
Attorney for Defendant SC Bar # 15081

WHEREFORE, the Defendant is committed to the State Department of Corrections or County Detention Center,
for a determinate term of life 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: all of 3/29/19
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
Obtain GED
Attend Voc. Rehab. Or Job Corp.

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) \$, TOTAL \$128.75

Clerk of Court/Deputy Clerk:
Court Reporter:

Presiding Judge:
Judge Code:
Sentence Date: 3/29/19

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF BERKELEY
STATE VS.

ROBERT DAVID NOLEN

INDICTMENT/CASE#: 2018-GS-08-00840
A/W: 2016A0810401444
Date of Offense: 10/07/2016
S.C. Code §: 16-23-0490
CDR Code #: 0549

AKA:
Race: White Non-Latino/Caucasian Sex: M
DOR: [redacted] SS#: [redacted]
Add: _____
City, Sta: _____
DL# [redacted] SID# [redacted]

SENTENCE SHEET

RECEIVED
APR 08 2019
SC Court of Appeals

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was CONVICTED OF or PLEADS

TO: Possession Of A Weapon During The Commission Of A Violent Crime

In violation of § 16-23-0490 of the S.C. Code of Laws, bearing CDR Code # 0549

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45
(CSC w/minor 1st or CSC w/minor 3rd)

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury, _____ (def.'s initials)
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST

100437 15081
Kamila Szymczynska-Jas, Assistant Solicitor SC Bar # Defendant Attorney for Defendant SC Bar #

WHEREFORE, the Defendant is committed to the State Department of Corrections County Detention Center,
for a determinate term of _____ 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 _____ Attend Voc. Rehab. Or Job Corp. _____

Recipient: _____ May serve W/E beginning _____

*Fine: _____ \$ _____ Substance Abuse Counseling

§14-1-206 (Assessments 107.5%) \$ _____ Random Drug/Alcohol Testing

§14-1-211 (A)(1)(Conv. Surcharge) \$100 \$ 100.00 Fine may be pd. in equal consecutive weekly/monthly

§14-1-211 (A)(2)(DUI Surcharge) \$100 \$ _____ pmts. of \$ _____ Beginning _____

§56-5-2995 (DUI Assessment) \$12 \$ _____ \$ _____ Paid to Public Defender Fund

§56-1-286 (DUI Breath Test) \$25 \$ _____

Proviso (Public Def/Probation) \$500 \$ _____

§14-1-212 (Law Enforce. Funding) \$25 \$ 25.00

§14-1-213 (Drug Court Surcharge) \$150 \$ _____

§50-21-114 (BUI Breath Test Fee) \$50 \$ _____

§56-5-2942(J) (Vehicle Assessment) \$40/ca \$ _____

3% to County (if paid in installments) \$ \$ 3.75

TOTAL \$ 129.75

Clerk of Court/Deputy Clerk: _____

Court Reporter: _____

Presiding Judge: [Signature]

Judge Code: 2128

Sentence Date: 3/29/19

KSS/0322368
WITNESSES

W. Williams 5741

Berkeley County Sheriff's Office

AGENCY CASE NUMBER

2016-10075428

ARREST WARRANT NUMBER

2018-GS-08-01672

DATE OF ARREST

10/07/2016

ACTION OF GRAND JURY

True Bill

[Signature]
Foreperson of Grand Jury Date: *08/08/2018*

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2018-GS-08-01672

The State of South Carolina

County of Berkeley

COURT OF GENERAL SESSIONS

AUGUST TERM 2018

THE STATE

VS.

ROBERT DAVID NOLEN
W/M DOB: 02-18-1969

Indictment for

**POSSESSION OF A FIREARM BY A
PERSON CONVICTED OF A VIOLENT
OFFENSE**

SC Code: § 16-23-0500(A)

CDR Code: 3434

RECEIVED
APR 08 2019
SC Court of Appeals

18 AUG 22 PM 12: 21
CLERK OF COURT
BERKELEY COUNTY, S.C.

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FILED

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STATE OF SOUTH CAROLINA

COUNTY OF BERKELEY

INDICTMENT

At a Court of General Sessions, convened August 2018, the Grand Jurors of Berkeley County present upon their oath:

POSSESSION OF A FIREARM BY A PERSON CONVICTED OF A VIOLENT OFFENSE

That in Berkeley County, South Carolina, on or about October 7, 2016, the Defendant, Robert David Nolen, having previously been convicted of a violent crime as defined in SC Code Section 16-1-60 that is classified as a felony, did possess a firearm or ammunition in violation of Section 16-23-500 of the South Carolina Code of Laws (1976) as amended.

RECEIVED
APR 08 2019
SC Court of Appeals

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


KAMILA SZYM CZYNSKA-SAS
ASSISTANT SOLICITOR

KSS/0322368
WITNESSES

Berkeley County Sheriff's Office

AGENCY CASE NUMBER
2016-10075428

ARREST WARRANT NUMBER
2016A0810401449

DATE OF ARREST
10/07/2016

ACTION OF GRAND JURY
True Bill

Meghan Arnold 4/11/18
Foreperson of Grand Jury Date:

VERDICT

Guilty

Richard S. King 3/29/19
Foreperson of Petit Jury Date:

DOCKET NO. 2018-GS-08-00890

The State of South Carolina
County of Berkeley

COURT OF GENERAL SESSIONS
APRIL TERM 2018

THE STATE

VS.

ROBERT DAVID NOLEN
W/M DOB: 02-18-1969

Indictment for

ATTEMPTED MURDER

SC Code: § 16-03-0029
CDR Code: 3410

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RECEIVED
APR 08 2019
SC Court of Appeals
FILED

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STATE OF SOUTH CAROLINA

COUNTY OF BERKELEY

INDICTMENT

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

ATTEMPTED MURDER

That in Berkeley County, South Carolina, on or about October 7, 2016, the Defendant, Robert David Nolen, did, with intent to kill and malice aforethought, attempt to kill Fred A. Mazyck Jr. This is in violation of Section 16-3-29 of the South Carolina Code of Laws (1976) as amended.

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APR 08 2019
SC Court of Appeals

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


KAMILA SZYMCZYŃSKA-SAS
ASSISTANT SOLICITOR

KSS/0322368
WITNESSES

Berkeley County Sheriff's Office

AGENCY CASE NUMBER

2016-10075428

ARREST WARRANT NUMBER

2016A0810401448

DATE OF ARREST

10/07/2016

ACTION OF GRAND JURY

True Bill

Breogan Alford
Foreperson of Grand Jury

4/11/18
Date:

VERDICT

Guilty

Robert A. Kinley
Foreperson of Petit Jury

3/29/19
Date:

DOCKET NO. 2018-GS-08-00844

The State of South Carolina
County of Berkeley

COURT OF GENERAL SESSIONS

APRIL TERM 2018

THE STATE

VS.

ROBERT DAVID NOLEN
W/M DOB: 02-18-1969

Indictment for

**THREATENING LIFE, PERSON OR
FAMILY OF A PUBLIC OFFICIAL**

SC Code: § 16-03-1040(A)
CDR Code: 0541

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APR 08 2019
SC Court of Appeals

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FILED

FILED

STATE OF SOUTH CAROLINA
COUNTY OF BERKELEY

INDICTMENT

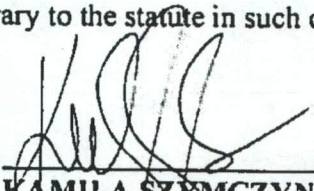
At a Court of General Sessions, convened April 2018, the Grand Jurors of Berkeley County present upon their oath:

THREATENING LIFE, PERSON OR FAMILY OF A PUBLIC OFFICIAL

That in Berkeley County, South Carolina, on or about October 7, 2016, the Defendant, Robert David Nolen, knowingly and willfully did deliver or convey to a public official, teacher or principal of an elementary or secondary school, by way of letter, writing, print, missive, document, or electronic or verbal communication, a threat to take the life of or to inflict bodily harm upon such public official, teacher or principal or his immediate family and such threat was directly related to his professional responsibilities, in violation of Section 16-3-1040 of the South Carolina Code of Laws (1976) as amended.

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APR 08 2019
SC Court of Appeals

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


KAMILA SZYMCZYŃSKA-SAS
ASSISTANT SOLICITOR

KSS/0322368
WITNESSES

Berkeley County Sheriff's Office

AGENCY CASE NUMBER

2016-10075428

ARREST WARRANT NUMBER

2016A0810401447

DATE OF ARREST

10/07/2016

ACTION OF GRAND JURY

True Bill

Begany Akoned
Foreperson of Grand Jury

4/11/18
Date:

VERDICT

Guilty

Richard A. King
Foreperson of Petit Jury

3/29/19
Date:

DOCKET NO. 2018-GS-08-00843

The State of South Carolina
County of Berkeley

COURT OF GENERAL SESSIONS

APRIL TERM 2018

THE STATE

VS.

ROBERT DAVID NOLEN
W/M DOB: 02-18-1969

Indictment for

MURDER

SC Code: § 16-03-0010
CDR Code: 0116

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SC Court of Appeals

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STATE OF SOUTH CAROLINA
COUNTY OF BERKELEY

INDICTMENT

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

MURDER

That in Berkeley County, South Carolina on or about October 7, 2016, the defendant, Robert David Nolen, with malice aforethought, did kill and murder James Mark Harrison by means of a Gunshot Wound, and James Mark Harrison did die as a proximate result thereof on or about October 7, 2016 in violation of §16-3-10 of the South Carolina Code of Laws (1976) as amended.

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SC Court of Appeals

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


KAMILA SZYM CZYNSKA-SAS
ASSISTANT SOLICITOR

KSS/0322368
WITNESSES

Berkeley County Sheriff's Office

AGENCY CASE NUMBER

2016-10075428

ARREST WARRANT NUMBER

2016A0810401446

DATE OF ARREST

10/07/2016

ACTION OF GRAND JURY

True Bill

Megany Akhond
Foreperson of Grand Jury

4/11/18
Date:

VERDICT

Guilty

Richard de Kney
Foreperson of Petit Jury

3/29/19
Date:

DOCKET NO. 2018-GS-08-00842

The State of South Carolina
County of Berkeley

COURT OF GENERAL SESSIONS

APRIL TERM 2018

THE STATE

VS.

ROBERT DAVID NOLEN
W/M DOB: 02-18-1969

Indictment for

MURDER

SC Code: § 16-03-0010
CDR Code: 0116

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APR 08 2019
SC Court of Appeals

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STATE OF SOUTH CAROLINA

INDICTMENT

COUNTY OF BERKELEY

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

MURDER

That in Berkeley County, South Carolina on or about October 7, 2016, the defendant, Robert David Nolen, with malice aforethought, did kill and murder Lance Donovan Kenyon by means of a Gunshot Wound, and Lance Donovan Kenyon did die as a proximate result thereof on or about October 7, 2016 in violation of §16-3-10 of the South Carolina Code of Laws (1976) as amended.

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APR 08 2019
SC Court of Appeals

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


KAMILA SZYM CZYNSKA-SAS
ASSISTANT SOLICITOR

FB
KSS/0322368
WITNESSES

Berkeley County Sheriff's Office

AGENCY CASE NUMBER

2016-10075428

ARREST WARRANT NUMBER

2016A0810401445

DATE OF ARREST

10/07/2016

ACTION OF GRAND JURY

True Bill

Megyn Abold
Foreperson of Grand Jury

4/11/18
Date:

VERDICT

Guilty

Richard L. Kier
Foreperson of Petit Jury

3/29/19
Date:

DOCKET NO. 2018-GS-08-00841

The State of South Carolina
County of Berkeley

COURT OF GENERAL SESSIONS
APRIL TERM 2018

THE STATE

VS.

ROBERT DAVID NOLEN
W/M DOB: 02-18-1969

Indictment for

MURDER

SC Code: § 16-03-0010
CDR Code: 0116

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APR 08 2019
SC Court of Appeals

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CLERK OF COURT
COURT OF APPEALS
COLUMBIA, SC

7/11

STATE OF SOUTH CAROLINA

INDICTMENT

COUNTY OF BERKELEY

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

MURDER

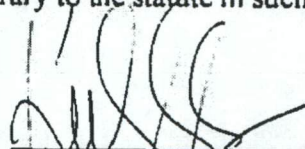
That in Berkeley County, South Carolina on or about October 7, 2016, the defendant, Robert David Nolen, with malice aforethought, did kill and murder Harry Lee Gressette, Jr. by means of a Gunshot Wound, and Harry Lee Gressette, Jr. did die as a proximate result thereof on or about October 7, 2016 in violation of §16-3-10 of the South Carolina Code of Laws (1976) as amended.

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APR 08 2019

SC Court of Appeals

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



KAMILA SZYMCZYŃSKA-SAS
ASSISTANT SOLICITOR

[Signature]
KSS/0322368
WITNESSES

Berkeley County Sheriff's Office

AGENCY CASE NUMBER

2016-10075428

ARREST WARRANT NUMBER

2016A0810401444

DATE OF ARREST

10/07/2016

ACTION OF GRAND JURY

True Bill

Beggy Arnold
Foreperson of Grand Jury

4/11/18
Date:

VERDICT

Guilty

Richard S. King
Foreperson of Petit Jury

3/29/19
Date:

DOCKET NO. 2018-GS-08-00840

The State of South Carolina
County of Berkeley

COURT OF GENERAL SESSIONS
APRIL TERM 2018

THE STATE

VS.

ROBERT DAVID NOLEN
W/M DOB: 02-18-1969

Indictment for

**POSSESSION OF A WEAPON DURING
THE COMMISSION OF A VIOLENT
CRIME**

SC Code: § 16-23-0490
CDR Code: 0549

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SC Court of Appeals

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STATE OF SOUTH CAROLINA
COUNTY OF BERKELEY

INDICTMENT

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

POSSESSION OF A WEAPON DURING THE COMMISSION OF A VIOLENT CRIME

That in Berkeley County, South Carolina, on or about October 7, 2016, the Defendant, Robert David Nolen, did possess a firearm or did visibly display what appeared to be a firearm or did visibly display a knife during the commission of or attempted commission of a violent crime, to wit: Murder and/or Attempted Murder; in violation of Section 16-23-490, Code of Laws of South Carolina (1976) as amended.

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APR 08 2019
SC Court of Appeals

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


KAMILA SZYMCZYŃSKA-SAS
ASSISTANT SOLICITOR

Berkeley County
219 N. Hwy. 52, Suite E
P.O. Box 1687
Moncks Corner, SC 29461
(843) 899-2777
(843) 899-2701 Fax
David P. Schwacke
Berkeley County Public Defender

Ninth Circuit Public Defender

Berkeley & Charleston Counties

D. Ashley Pennington, Circuit Defender
publicdefender@charlestoncounty.org
(843) 958-1850

Charleston County
O.T. Wallace Building
101 Meeting Street, 5th Floor
Charleston, SC 29401-2214
(843) 958-1850
(843) 958-1860 Fax
Megan S. Ehrlich
Charleston County Public Defender

April 5, 2019

South Carolina Appellate Defense Commission
PO Box 11589
Columbia, South Carolina 29211

Re: State of South Carolina vs. Robert David Nolen

Case Nos.: 2018GS0800843; 2018GS0800842; 2018GS0800841;
2018GS0800890; 2018GS0800840; 2018GS0800844

Warrant Nos.: 2016A0810401447; 2016A0810401446; 2016A0810401445;
2016A0810401449; 2016A0810401444; 2016A0810401448

Charges: Murder; Murder; Murder; Attempted Murder; Possession of a
Weapon During a Violent Crime; Threatening the Life of a Public
Official

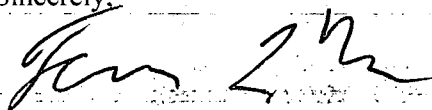
Dear Sir/Madam:

Enclosed herein is a duplicate set of the Appeal papers, which I have forwarded to the Clerk of the South Carolina Court of Appeals concerning the above-subject defendant. This defendant was represented by our office as an indigent, pursuant to the Defense of Indigents Act. It is requested that your office assume the Appeal of this case.

The name of the Court Reporter is Denise Lauder, 300B California Ave., Moncks Corner, SC 29461.

I have enclosed documents usually requested by your office. If I can be of assistance by discussing this case with you, please do not hesitate to call.

Sincerely,



Teresa L. Norris
Attorney for Robert David Nolen
Ninth Circuit Public Defender's Office
101 Meeting Street, 5th Floor
Charleston, SC.29401

Enclosure(s): As stated above