

WITNESSES

Lexington County Sheriffs Department

B Miller

Law Enforcement Case #: 16009412

RWP

ARREST WARRANT NUMBER

2016A3210200790

ACTION OF GRAND JURY

TRUE BILL

Foreperson of Grand Jury

Date: 12-12-16 *L. Scott White*

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2016GS3203022

The State of South Carolina
County of Lexington

COURT OF GENERAL SESSIONS

DECEMBER TERM 2016

THE STATE
vs.

Heirberone Heava Foster

CDR #: 0116

Indictment for

MURDER

§ 16-03-0010

DONALD V. MYERS, SOLICITOR

STATE OF SOUTH CAROLINA)
 COUNTY OF Lexington)
 STATE VS.)
Heirberone Heava Foster)
 AKA: _____)
 Race: Black Sex: M Age: 58)
 DOB: _____ SS#: _____)
 Address: _____)
 City, State, Zip: Gaston, SC 29053-9549)
 DL#: _____ SID#: SC02034499)

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2016GS3203340
 A/W#: 2016A3210200791
 Date of Offense: 5/10/2016
 S.C. Code § : 16-23-0490
 CDR Code #: 0549

RECEIVED

MAY 30 2019

SENTENCE SHEET
 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: Weapons / Poss. weapon during violent crime, if not also sentenced to life without parole or death

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. _____ (defendant's initials)
 The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST:
[Signature] 15969
 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 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 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 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
 Total: \$ _____ plus 20% fee: \$ _____
 Payment Terms: _____
 Set by SCDPPPS _____

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 \$ _____ beginning _____
 \$ _____ paid to Public Defender Fund
 Other: _____

Recipient: _____

*Fine:		\$
§ 14-1-206 (Assessments 107.5 %)		\$
§ 14-1-211(A)(1) (Conv. Surcharge)	\$100	\$ <u>100</u>
§ 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	\$ <u>25</u>
§ 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)		\$

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 William P. Slade
 Judge Code: 2050
 Sentence Date: MAY 23, 2019

TOTAL \$ _____
 Clerk of Court/ Deputy Clerk [Signature]
 Court Reporter: Stacy Johnson
 SCCA/217 (04/2018)

WITNESSES

Lexington County Sheriffs Department

B. Miller

Law Enforcement Case #: 16009412

RWP

ARREST WARRANT NUMBER

2016A3210200791

ACTION OF GRAND JURY

TRUE BILL

Foreperson of Grand Jury

Date: 12-12-16 *L. Scott White*

VERDICT

Foreperson of Petit Jury

Date

DOCKET NO. 2016GS3203340

The State of South Carolina

County of Lexington

COURT OF GENERAL SESSIONS

DECEMBER TERM 2016

THE STATE

vs.

Heirberone Heava Foster

CDR #: 0549

Indictment for

**Possession of a Weapon During the
Commission of a Violent Crime**

§ 16-23-0490

DONALD V. MYERS, SOLICITOR

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Lexington
STATE VS.

INDICTMENT/CASE#: 2016GS3203022
A/W#: 2016A3210200790
Date of Offense: 5/10/2016
S.C. Code §: 16-03-0010
CDR Code #: 0116

RECEIVED
MAY 30 2019
SC Court of Appeals

AKA: Heirberone Heava Foster
Race: Black Sex: M Age: 58
DOB: SS#:
Address:
City, State, Zip: Gaston, SC 29053-9549
DL#: SID#: SC02034499

*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was TO: Murder / Murder

CONVICTED OF or PLEADS

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

ATTEST:
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 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 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
Total: \$ plus 20% fee: \$
Payment Terms:
Set by SCDPPPS

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 \$ beginning
\$ paid to Public Defender Fund
Other:

Table with columns for Recipient, *Fine, and amounts. Includes items like § 14-1-206 (Assessments 107.5%), § 14-1-211(A)(1) (Conv. Surcharge), § 14-1-211(A)(2) (DUI Surcharge), § 56-5-2995 (DUI Assessment), § 56-1-286 (DUI Breath Test), Proviso (Public Def/Probation), § 14-1-212 (Law Enforce. Funding), § 14-1-213 (Drug Court Surcharge), § 50-21-114 (BUI Breath Test Fee), § 56-5-2942(J) (Vehicle Assessment), and 3% to County (if paid in installments).

TOTAL \$135.00
Clerk of Court/ Deputy Clerk: Lisa Connor
Court Reporter: Staci Johnson

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: William P. Hensley
Judge Code: 2050
Sentence Date: MAY 23, 2019

SCCA/217 (04/2018) FINDING MADE ON RECORD THAT THIS IS A VIOLENT CRIME AND