

WITNESSES

B. M. Lynch
South Carolina Highway Patrol

WARRANT NUMBER

20182360588875

TRUE BILL

[Signature]
Foreman of the Grand Jury

Date: 1-14-19

VERDICT

Guilty

Jennifer Harper
Foreman 7/10/19

THE STATE OF SOUTH CAROLINA

COUNTY OF ABBEVILLE

COURT OF GENERAL SESSIONS

January Term, 2019
Indictment # 19GS01-0027

THE STATE

vs.

SHERRY ASHLEY MCMAHAN

INDICTMENT FOR

DRIVING UNDER THE INFLUENCE

SC Code: § 56-05-2930(A)

CDR: 3358

I hereby waive presentment to the Grand Jury.

Defendant

Witness:

RECEIVED
JUL 15 2019
SC Court of Appeals

THE STATE OF SOUTH CAROLINA

COUNTY OF ABBEVILLE

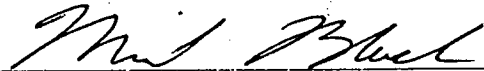
INDICTMENT FOR

**DRIVING UNDER THE INFLUENCE
§56-05-2930(A)**

At a Court of General Sessions, convened on the 14th day of January, 2019, the Grand Jurors of Abbeville County present upon their oath:

The defendant, Sherry Ashley McMahan, did on or about September 28, 2018, in Abbeville County, drive a motor vehicle while under the influence of alcohol and/or any other drug or a combination of drugs and/or substances which cause impairment to the extent that the defendant's faculties to drive were materially and appreciably impaired and while having an alcohol concentration of .16% or more, all in violation of Section 56-05-2930(A), Code of Laws of South Carolina (1976, as amended).

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



Micah E. Black
Assistant Solicitor

COUNTY OF ABBEVILLE

STATE VS.

SHERRY ASHLEY MCMAHAN

AKA: Shery Memahan
Race: White Sex: F Age: 55
DOB: _____ SS#: _____
Address: _____
City, State, Zip: _____
DL: _____ SID# _____

INDICTMENT/CASE#: 19GS01-0027
A/W: 20182360588875
Date of Offense: 09/28/2018
S.C. Code §: 56-05-2930(A)
CDR Code #: 3358

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: **DUI .16 or more, 2nd Offense**

In violation of § 56-05-2930(A) of the S.C. Code of Laws, bearing CDR Code # 3358

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 Presentation to Grand Jury. _____ (def.'s initials)
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST:

M. Black 101119 _____ 15348
Micah E. Black, 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 1 ~~Y~~ ~~X~~ ~~0~~ days/months/years or under the Youthful Offender Act not to exceed _____ years
and/or to pay a fine of \$ 3500; provided that upon the service of 90 ~~X~~ ~~X~~ ~~X~~ days/months/years and of payment
of \$ 1100; plus costs and assessments as applicable*; the balance is suspended with probation for ~~X~~ ~~X~~ ~~X~~
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. Credit 1 Day

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: five and costs to be Obtain GED

Set by SCDPPPS beginning August Attend Voc. Rehab. Or Job Com. _____

10, 2019 at the rate of \$100 May serve W/E beginning _____

Recipient: per month Substance Abuse Counseling

*Fine: _____ Random Drug/Alcohol Testing

§14-1-206 (Assessments 107.5%) \$ 1100.00 Fine may be pd. in equal consecutive weekly/monthly

§14-1-211 (A)(1)(Conv. Surcharge) \$100 \$ 100.00 pmts. of \$ _____ Beginning _____

§14-1-211 (A)(2)(DUI Surcharge) \$100 \$ 100.00 \$ _____ Paid to Public Defender Fund _____

§56-5-2995 (DUI Assessment) \$12 \$ 12.00 Other: \$ 90 Days to be

§56-1-286 (DUI Breath Test) \$25 \$ 25.00 severed on weekends

Proviso (Public Def/Prob) \$500 \$ _____ from tuesday at 6pm to

§14-1-212 (Law Enforce. Funding) \$25 \$ 25.00 Monday at 6pm beginning

§14-1-213 (Drug Court Surcharge) \$150 \$ _____ Appointed PD or appointed other counsel. July

§50-21-114 (BUI Breath Test Fee) \$50 \$ _____ Proviso requires \$500 be paid to Clerk 19, 2019

§56-5-2942(J) (Vehicle Assessment) \$40/ea \$ _____ during probation and shall be collected before

3% to County (if paid in installments) \$ \$ 76.34 any other fees.

TOTAL \$ 2620.84 Presiding Judge: _____

Clerk of Court/Deputy Clerk: Emily McMahon Judge Code: 2107

Court Reporter: Lisa Scott Sentence Date: 7/10/19

RECEIVED

JUL 15 2019

SC Court of Appeals

JAR

5 pm