

THE STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)
THE STATE)
v.)
WILLIAM ZACHARY NEWTON,)
DEFENDANT.)

IN THE COURT OF GENERAL SESSIONS
THIRTEENTH JUDICIAL CIRCUIT
Warrant Nos.: 2018GS2305590

Rule 203(d)(1)(b)(iv) Certification

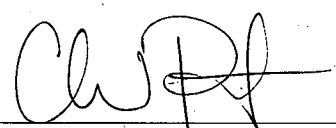
Pursuant to SC Rule 203(D)(1)(b)(iv), Defendant would show that the sentence imposed is unreasonable. Defendant was sentenced to 25 years in the South Carolina Department of Corrections (SCDC) and given credit for 1348 days of time already served in the Greenville County Detention Center. Defendant communicated to his Attorney that he demands an appeal.

Defendant's Attorney is filing this appeal pursuant to his ethical duty to his client, and Defendant's constitutional right to appeal. See Frazer v. South Carolina, 430 F.3d 696, 706 (4th Cir. 2005) ("A defendant has a right to pursue a direct appeal, even if frivolous, which counsel must assist as 'an active advocate in behalf of his client.'") (quoting Anders v. California, 386 U.S. 738, 744 (1967)).

Defendant did not inform his attorney of any specific issues to appeal. When Defense Counsel asked for clarification, Defendant simply stated that he wanted an appeal. Defense counsel can provide no material issues to appeal.

Respectfully submitted,

GREENVILLE COUNTY PUBLIC DEFENDER



Charles S. Propst, Esq.
Attorney for Appellant
305 E. North Street, Suite 123
Greenville, SC 29601
(864) 467-8522

Greenville, SC
Date: October 17, 2019

RECEIVED

OCT 22 2019

SC Court of Appeals

WITNESSES

R Thacker

Mauldin Police Department

1/31/2016

ARREST WARRANT NUMBER

2016A2320300029

ACTION OF GRAND JURY
TRUE BILL

Clay Tuttle

FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2018-GS-23-
KB

005540

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

July

TERM 2018

THE STATE

vs.

WILLIAM ZACHARY NEWTON

Indictment for

0116

MURDER

VIOLATION § 16-03-0010

ENTERED
ACCT

for

RECEIVED

OCT 22 2019

SC Court of Appeals

22

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
MURDER

At a Court of General Sessions, convened on

JUL 31 2018

the Grand Jurors of Greenville

County present upon their oath:

That WILLIAM ZACHARY NEWTON did in Greenville County, on or about the 30th day of January, 2016, unlawfully and with malice aforethought kill SAVON ALLEN by the use of a pistol during the commission of an armed robbery and that SAVON ALLEN died as a proximate result thereof. This is in violation of §16-3-0010 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.

W. Howard

SOLICITOR

BAR # 73639

1yr-30y13

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Greenville
STATE VS.

INDICTMENT/CASE#: 2018GS2305590

William Zachary Newton

A/W#: 2016A2320300029

AKA:
Race: WHITE Sex: M Age: 23

Date of Offense: 1/30/2016

DOB: SS#:
Address:
City, State, Zip:
DL#: SID#:

S.C. Code §: 16-03-0010, 0020

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 TO: Voluntary Manslaughter

CONVICED OF or PLEADS

in violation of § 16-3-0050 of the S.C. Code of Laws, bearing CDR Code # 0217
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: Howard, Kimberly Boan 73639 SC Bar# William Newton Defendant 100399 SC Bar#
PROPST. CHARLES Attorney for Defendant

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
for a determinate term of 25 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: \$ days/hours Public Service Employment

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 Del/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 Paul B. Wickens
Court Reporter: James C. Smith

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: RECEIVED

OCT 22 2019

SC Court of Appeals

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: 2763 2162
Sentence Date: 10-10-19