

STATE OF SOUTH CAROLINA

COUNTY OF Horry VS. Deniz Breadmore Lobo

AKA: Race: WHITE Sex: M Age: 24 DOB: [REDACTED] SS#: [REDACTED] Address: City, State, Zip: DL#: SID#:

\*CDL Yes No CMV Yes No Hazmat Yes No In disposition of the said indictment comes now the Defendant who was TO: Criminal Sexual Conduct w/ Minor 2nd Degree, 11-14

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2017GS2605144 A/W#: 2017A2610201744 Date of Offense: 12/1/2016 S.C. Code §: 16-03-0655(B) CDR Code #: 0396

SENTENCE SHEET

CONVICTED OF or PLEADS

in violation of § 16-03-0655(B) of the S.C. Code of Laws, bearing CDR Code # 0396 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, Negotiated Sentence, Recommendation by the State. The plea is: Without Negotiations or Recommendation, Defendant

ATTEST: Andrew, C. Leigh SC Bar# 72898 Defendant Hiller, Jonathan SC Bar# SCB76482

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for a determinate term of 20 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 days/hours Public Service Employment

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

Table with columns for description, amount, and 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) \$3.75. TOTAL \$128.75

Clerk of Court/ Deputy Clerk Renee Elvis

RECEIVED NOV 14 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: Sentence Date: 11/7/19

STATE OF SOUTH CAROLINA

COUNTY OF Horry  
STATE VS.

Deniz Breadmore Lobo

AKA: \_\_\_\_\_

Race: WHITE Sex: M Age: 24

DOB: [REDACTED] SS#: [REDACTED]

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

DL#: \_\_\_\_\_ SID#: \_\_\_\_\_

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No

In disposition of the said indictment comes now the Defendant who was

TO: Criminal sexual conduct with minor, 3rd degree - Commit/Attempt Lewd act (victim under 16 yrs & actor over 14 yrs) 0-15 years

in violation of § 16-03-0655(C) of the S.C. Code of Laws, bearing CDR Code # 3661  
 NON-VIOLENT  VIOLENT  SERIOUS  MOST SERIOUS  Mandatory GPS(CSC w/minor 1st or Lewd Act)  §17-25-45

The charge is:  As Indicted,  Lesser Included Offense,  Defendant Waives Presentment to Grand Jury. x DL (defendant's initials)  
The plea is:  Without Negotiations or Recommendation,  Negotiated Sentence,  Recommendation by the State. 15 year

ATTEST: C. Leigh Adre 72898 [Signature] [Signature] SCB76482  
Andrew, C. Leigh SC Bar# Defendant Hiller, Jonathan SC Bar#  
Attorney for Defendant

WHEREFORE, the Defendant is committed to the  State Department of Corrections,  County Detention Center,  
for a determinate term of 15 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: 2017-6S-26-5144  
 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. 893 Day  
 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  
\_\_\_\_\_ 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 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		\$ 120.75

Clerk of Court/ Deputy Clerk: Renee Elvis  
Court Reporter: Kaw Richardson  
Presiding Judge: [Signature]  
Judge Code: \_\_\_\_\_  
Sentence Date: 11/14/19

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2019GS2605680  
A/W#: 2019DI2600401  
Date of Offense: 12/1/2016  
S.C. Code § : 16-03-0655(C)  
CDR Code #: 3661

SENTENCE SHEET

CONVICTED OF or  PLEADS

§17-25-45  
 Mandatory GPS(CSC w/minor 1st or Lewd Act)  
 Recommendation by the State. 15 year

State Department of Corrections,  County Detention Center,  
for a determinate term of \_\_\_\_\_ 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: 2017-6S-26-5144  
 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. 893 Day  
 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  
\_\_\_\_\_ 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 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 \$ 120.75  
Clerk of Court/ Deputy Clerk: Renee Elvis  
Court Reporter: Kaw Richardson  
Presiding Judge: [Signature]  
Judge Code: \_\_\_\_\_  
Sentence Date: 11/14/19

RECEIVED

NOV 14 2019

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

STATE OF SOUTH CAROLINA

COUNTY OF Horry VS. Deniz Breadmore Lobo

AKA: \_\_\_\_\_  
Race: WHITE Sex: M Age: 24  
DOB: [REDACTED] SS#: [REDACTED]  
Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
DL#: \_\_\_\_\_ SID#: \_\_\_\_\_

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No   
In disposition of the said indictment comes now the Defendant who was  
TO: Criminal sexual conduct with minor, 3rd degree - Commit/Attempt Lewd act (victim under 16 yrs & actor over 14 yrs)

in violation of § 16-03-065(C) of the S.C. Code of Laws, bearing CDR Code # 3661  
 NON-VIOLENT  VIOLENT  SERIOUS  MOST SERIOUS  Mandatory GPS(CSC)  §17-25-45  
w/minor 1st or Lewd Act

The charge is:  As Indicted,  Lesser Included Offense,  Defendant Waives Presentment to Grand Jury. YDL (defendant's initials)  
The plea is:  Without Negotiations or Recommendation,  Negotiated Sentence  Recommendation by the State. 15 year  
ATTEST C. Leigh 72898 My Lelo Defendant Jonathan Hiller Attorney for Defendant SCB76482 SC Bar#

WHEREFORE, the Defendant is committed to the  State Department of Corrections,  County Detention Center,  
for a determinate term of 15 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: 2017-62-26-5144  
 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. 893 Day  
 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: \_\_\_\_\_

*Fine:	\$
\$14-1-206 (Assessments 107.5 %)	\$
\$14-1-211(A)(1) (Conv. Surcharge)	\$100
\$14-1-211(A)(2) (DUI Surcharge)	\$100
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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	\$ 1287.5

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 \$ 25.00 beginning 11/7/19  
\$ \_\_\_\_\_ paid to Public Defender

Other: \_\_\_\_\_  
NOV 14 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.

Clerk of Court/ Deputy Clerk Renee Elvis  
Court Reporter: Kay Richardson

Presiding Judge \_\_\_\_\_  
Judge Code: \_\_\_\_\_  
Sentence Date: 11/2/19

IN THE COURT OF GENERAL SESSIONS  
INDICTMENT/CASE#: 2019GS2605679  
A/W#: 2019DI2600400  
Date of Offense: 12/1/2016  
S.C. Code § : 16-03-0655(C)  
CDR Code #: 3661

SENTENCE SHEET

CONVICTED OF or  PLEADS 0-15yrs

YDL (defendant's initials)  
SCB76482  
SC Bar#

Required  
RECEIVED  
NOV 14 2019

**WITNESSES**

Andrew J. Thorpe Horry County Police Department

**ARREST WARRANT NUMBER**

2019DI2600400

CDR: 3661 16-03-0655(C)

DOA: 6/8/2017

**ACTION OF GRAND JURY**

Foreperson of Grand Jury

Date:

**VERDICT**

Foreperson of Petit Jury

Date:

DOCKET NO. 2019GS2605679

The State of South Carolina

County of Horry

FILED

2019 NOV -7 PM 2: 14

C. Leigh Andrew

17H03562

RENÉE N. ELVIS  
CLERK OF COURT  
HORRY COUNTY, SC

COURT OF GENERAL SESSIONS

COURT DATE  
PLED GUILTY / TRIAL

OCTOBER, 2019 TERM

THE STATE

vs.

Deniz Breadmore Lobo  
W/M

DOB:  
SSN:

ATTORNEY: Jonathan Hiller

Indictment for

CRIMINAL SEXUAL CONDUCT WITH A MINOR,  
THIRD DEGREE

RENÉE N. ELVIS  
CLERK OF COURT  
HORRY COUNTY, SC

Jimmy A. Richardson, II, Solicitor

CERTIFIED COPY

RECEIVED  
NOV 14 2019  
SC Court of Appeals

ORIGINAL

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF HORRY )

INDICTMENT

At a Court of General Sessions, convened on \_\_\_\_\_, the Grand Jurors of Horry County present upon their oath:

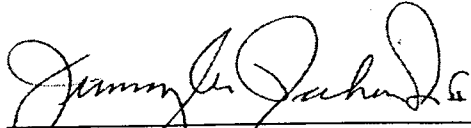
CRIMINAL SEXUAL CONDUCT WITH A MINOR – 3<sup>RD</sup> DEGREE  
CDR: 3661 16-03-0655(C)

That Deniz Breadmore Lobo did in Horry County on or between the dates of December 1, 2016 and May 28, 2017, willfully and lewdly commit or attempt to commit a lewd or lascivious act upon or with the body, or its parts, of a child, less than sixteen (16) years of age, with the intent of arousing, appealing to, or gratifying the lust or passions or sexual desires of said defendant or o//f the victim, Rachel P., whose date of birth is 11/8/2007, in violation of Section 16-03-0655(C), S. S. /Code /of Laws, 1976, as amended.

RENEE N. ELVIS  
CLERK OF COURT  
HORRY COUNTY, S.C.

CERTIFIED COPY

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

  
\_\_\_\_\_  
JIMMY A. RICHARDSON, II  
FIFTEENTH CIRCUIT SOLICITOR

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF HORRY )

INDICTMENT

At a Court of General Sessions, convened on \_\_\_\_\_, the Grand Jurors of Horry County present upon their oath:

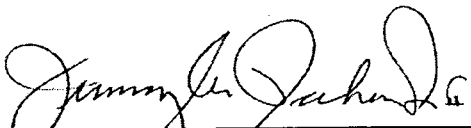
CRIMINAL SEXUAL CONDUCT WITH A MINOR – 3<sup>RD</sup> DEGREE  
CDR: 3661 16-03-0655(C)

That Deniz Breadmore Lobo did in Horry County on or between the dates of December 1, 2016 and May 28, 2017, willfully and lewdly commit or attempt to commit a lewd or lascivious act upon or with the body, or its parts, of a child, less than sixteen (16) years of age, with the intent of arousing, appealing to, or gratifying the lust or passions or sexual desires of said defendant or of the victim, Savannah P., whose date of birth is 5/28/2009, in violation of Section 16-03-0655(C), S. S. Code of Laws, 1976, as amended.

RENEE N. ELVIS  
CLERK OF COURT  
HORRY COUNTY, SC

CERTIFIED COPY

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

  
\_\_\_\_\_  
JIMMY A. RICHARDSON, II  
FIFTEENTH CIRCUIT SOLICITOR

17049547

ARREST WARRANT

2017A2610201744

STATE OF SOUTH CAROLINA

County/ Municipality of

Horry

THE STATE 17049547 against

Deniz Breadmore Lobo

Address:

Phone: SSN: Sex: M Race: W Height: 5.8 Weight: 185 DL State: SC DL #: DOB: Agency ORI #: SC0260400 Prosecuting Agency: Horry County Police Department Prosecuting Officer: Andrew J Thorpe - S00291 Offense: Sex / Criminal sexual conduct with minor, or Attempt - victim 11 to 14 yrs of age inclusive - Offense Code: 0396 Code/Ordinance Sec: 16-03-0655(B)(1)

This warrant is CERTIFIED FOR SERVICE in the County/ Municipality of The accused is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant DENIZ B. LOBO on 06-07-2017

DET. CL Thom HCPD 425 Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO: General Sessions PO Box 677 1301 2nd Avenue Conway, SC 29528

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA County/ Municipality of

Horry

AFFIDAVIT

ORIGINAL

Form Approved by S.C. Attorney General April 21, 2003 SCCA 618

Personally appeared before me the affiant Andrew J Thorpe being duly sworn deposes and says that defendant Deniz Breadmore Lobo did within this county and state on or about 12/1/2016 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Horry) in the following particulars:

DESCRIPTION OF OFFENSE: Sex / Criminal sexual conduct with minor, or Attempt - victim 11 to 14 yrs of age inclusive - Second

RENEE N. ELVIS CLERK OF COURT HORRY COUNTY, SC

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

On or about December, 2016 through May 28, 2017 the defendant, while living with the victim at 13887 Pee Dee Road-South, which is located in the Galivants Ferry section of Horry County did engage in sexual battery on the victim (step son who was 11 years old) by inserting a purple in color dildo down his throat forcefully, which caused him to gag. The defendant forced victim to give him oral sex at which point the defendant ejaculated in his mouth and made the victim swallow it. The victim also said that the defendant would put his fingers and sometimes force a corn cob into the victim's anus. In doing this the defendant, Deniz Breadmore Lobo has committed the offense of Criminal Sexual Conduct 2nd Degree, South Carolina Code of Laws, 16-3-655(B). RO Thorpe

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

Horry

Affiant's Address 2560 North Main Street Conway, SC 29526-

Affiant's Telephone

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 12/1/2016 defendant Deniz Breadmore Lobo

did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Horry) as set forth below.

DESCRIPTION OF OFFENSE: Sex / Criminal sexual conduct with minor, or Attempt - victim 11 to 14 yrs of age inclusive - Second

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable Sworn to and subscribed before me on 6/7/2017

Signature of Issuing Judge Aaron C. Butler

Judge Code: 5022

(L.S.)

Judge's Address J. Ruben Long Detention Center Conway, SC 29526-1071

Judge's Telephone (843)365-9222

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

RECEIVED NOV 14 2019 SC Court of Appeals

FILED HORRY COUNTY

**WITNESSES**

Andrew J Thorpe Horry County Police Department

DOCKET NO. 2019GS2605680

**The State of South Carolina**

**County of Horry**

FILED

2019 NOV -7 PM 2: 14

C. Leigh Andrew

17H03562

RENEE N. ELVIS  
CLERK OF COURT  
HORRY COUNTY, SC

**COURT OF GENERAL SESSIONS**

COURT DATE  
PLED GUILTY / TRIAL

**OCTOBER, 2019 TERM**

**ARREST WARRANT NUMBER**

2019DI2600401

CDR: 3661 16-03-0655(C)

DOA: 6/8/2017

**THE STATE**

vs.

Deniz Breadmore Lobo  
W/ M

DOB:  
SSN:

**ATTORNEY: Jonathan Hiller**

**ACTION OF GRAND JURY**

Foreperson of Grand Jury  
Date:

**VERDICT**

Foreperson of Petit Jury  
Date:

**Indictment for**

**CRIMINAL SEXUAL CONDUCT WITH A MINOR,**

**THIRD DEGREE**

RENEE N. ELVIS  
CLERK OF COURT  
HORRY COUNTY, SC

**Jimmy A. Richardson, II, Solicitor**

RECEIVED  
NOV 14 2019  
SC Court of Appeals

**ORIGINAL**

BAIL set by

Judge Acorn Butch  
on 6/2/2017  
Type and Amount Real  
Name of Surety: \_\_\_\_\_

**PRELIMINARY HEARING held by**

Judge \_\_\_\_\_  
on \_\_\_\_\_  
Defendant Attorney: \_\_\_\_\_  
Decision: \_\_\_\_\_

**DISPOSITION before**

Judge \_\_\_\_\_  
on \_\_\_\_\_  
by \_\_\_\_\_  
(indicate jury trial, bench trial, plea, nol. pros., etc.)

Disposition: \_\_\_\_\_  
Sentence: \_\_\_\_\_

**JURORS**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**WITNESSES**

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_

CERTIFIED COPY.

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_

KENEE N. ELYS  
CLERK OF COURT  
Horry County, SC

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_

**CODEFENDANTS**

\_\_\_\_\_  
\_\_\_\_\_



**WITNESSES**

Andrew J Thorpe Horry County Police Department

*Tina Vaughn*

DOCKET NO. 2017-GS-26-0111

**The State of South Carolina  
County of Horry**

C. Leigh Andrew 17H03562

COURT OF GENERAL SESSIONS

OCTOBER, 2017 TERM

**RECEIVED**  
NOV 14 2019  
SC Court of Appeals

**ARREST WARRANT NUMBER**

2017A2810201744  
CDR: 0398 18-03-0655(B)  
DOA: 6/8/2017

**THE STATE**

vs.

Denz Breadmore Lobo  
W/ M

DOB:  
SSN:

**ATTORNEY: W. Thomas Floyd**

CERTIFIED COPY  
RENEE M. ELVIS  
CLERK OF COURT  
HORRY COUNTY, SC

**ACTION OF GRAND JURY**

**TRUE BILL**

*Bill HENS*  
Foreperson of Grand Jury OCT 11 2017  
Date:

**VERDICT**

**Indictment for**

**Criminal Sexual Conduct with a Minor, Second  
Degree**

**Jimmy A. Richardson, II, Solicitor**

Foreperson of Petit Jury  
Date:

**ORIGINAL**

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF Horry )

INDICTMENT

At a Court of General Sessions, convened on October 11, 2017, the Grand Jurors of Horry County present upon their oath:

**CRIMINAL SEXUAL CONDUCT WITH A MINOR**  
**SECOND DEGREE**

CDR: 0396 16-03-0655(B)

That Deniz Breadmore Lobo did in Horry County, State of South Carolina, on or about December 1, 2016, willfully and unlawfully commit the crime of Criminal Sexual Conduct with a Minor in the Second Degree by engaging in sexual battery with a minor who was at least fourteen (14) years or less but who was at least eleven (11) years of age, to wit: Chandler P., whose date of birth is 12/14/2005, in violation of Section 16-3-655(B) [formerly Section 16-3-655(2)], S. C. 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.



JIMMY A. RICHARDSON, II  
FIFTEENTH CIRCUIT SOLICITOR

CERTIFIED COPY  
FIFTEEN ELVIS  
CLERK OF COURT  
HORRY COUNTY, SC

STATE OF SOUTH CAROLINA )  
COUNTY OF HORRY )

IN THE COURT OF GENERAL SESSIONS  
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA )

CERTIFICATE OF REPRESENTATION  
(APPOINTING AS COUNSEL)

-VS-

DENIZ LOBO

MARTIN SPRATLIN  
CO-COUNSEL

DEFENDANT )

FILE NO: 26A17-00002378

RECEIVED  
NOV 14 2019  
SC COURT of Appeals

TO: Clerk of Court of General Sessions of the Fifteenth Judicial Circuit  
Office of the Solicitor  
Appointed Counsel  
Defendant

This certifies that the above captioned Defendant is eligible for the services of the Public Defender, such determination having been made on, 1st day of June, 2017, regarding the charge(s) of:

2017A2610201744 Sex / Criminal sexual conduct with minor, or Attempt - victim 11 to 14 yrs of age inclusive - Second deg.

2017A2610201746 Sex / Criminal sexual conduct with minor or Attempt - victim under 11 yrs of age - First degree

2017A2610201748 Sex / Criminal sexual conduct with minor or Attempt - victim under 11 yrs of age - First degree

2017A2610201597 Domestic / Domestic violence of a high and aggravated nature

2017A2610201599 Child / Child endangerment, commit certain vehicular offenses w/ minor in vehicle (enhance-half max penalty)

2017A2610201600 Child / Child endangerment, commit certain vehicular offenses w/ minor in vehicle (enhance-half max penalty)

FILED  
HERRY COUNTY  
2017 FEB 11 PM 3:30  
GENEE N. EDVIS  
CLERK OF COURT  
HERRY COUNTY, SC

2017A2610201601 Child / Child endangerment, commit certain vehicular offenses w/  
minor in vehicle (enhance-half max penalty)

2017A2610201749 Children / Legal custodian, unlawful neglect of child or helpless  
person

2017A2610201750 Children / Legal custodian, unlawful neglect of child or helpless  
person

2017A2610201751 Children / Legal custodian, unlawful neglect of child or helpless  
person

The Defendant's Counsel is **Jonathan M. Hiller**. The office of the Public  
Defender requests on the Defendant's behalf any and all evidence in the possession of  
you and or your agents pursuant to S.C. Criminal Practice Rule 5, and Brady v.  
Maryland 373 U.S. 383 (1963). The formal Motion for Discovery is attached.



CONWAY, SC  
DATED: February 04, 2019

ORRIE E. WEST  
FIFTEENTH CIRCUIT  
PUBLIC DEFENDER

RENEE N. ELVIS  
CLERK OF COURT  
Horry County, SC

RENEE N. ELVIS  
CLERK OF COURT  
Horry County, SC

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HORRY COUNTY

2019 FEB 11 PM 3:34

STATE OF SOUTH CAROLINA )  
COUNTY OF HORRY )

IN THE COURT OF GENERAL SESSIONS  
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA )

CERTIFICATE OF REPRESENTATION  
(APPOINTING AS COUNSEL)

-VS-

DENIZ LOBO

DEFENDANT )

**RECEIVED**  
MARTIN SPRATLIN  
CO-COUNSEL NOV 14 2019  
SC Court of Appeals

FILE NO: 26A17-00002378

TO: Clerk of Court of General Sessions of the Fifteenth Judicial Circuit  
Office of the Solicitor  
Appointed Counsel  
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CLERK OF COURT  
HORRY COUNTY, SC  
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HORRY COUNTY  
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2017A2610201601 Child / Child endangerment, commit certain vehicular offenses w/  
minor in vehicle (enhance-half max penalty)

2017A2610201749 Children / Legal custodian, unlawful neglect of child or helpless  
person

2017A2610201750 Children / Legal custodian, unlawful neglect of child or helpless  
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The Defendant's Counsel is **Jonathan M. Hiller**. The office of the Public  
Defender requests on the Defendant's behalf any and all evidence in the possession of  
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CONWAY, SC  
DATED: February 04, 2019

ORRIE E. WEST  
FIFTEENTH CIRCUIT  
PUBLIC DEFENDER

RENEE N. ELVIS  
CLERK OF COURT  
Horry County, SC

RENEE N. ELVIS  
CLERK OF COURT  
Horry County, SC

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Horry County

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STATE OF SOUTH CAROLINA)  
COUNTY OF HORRY )

IN THE COURT OF GENERAL SESSION  
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA)

NOTICE AND MOTION FOR PRODUCTION  
OF SPECIFIC EVIDENCE AND  
DISCLOSURE OF WITNESSES

-VS-

DENIZ B. LOBO

DEFENDANT )

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NOV 14 2019

SC Court of Appeals

FILED  
HORRY COUNTY  
2017 JUN -5 AM 9:02  
RENEE N. ELYS  
CLERK OF COURT  
HORRY COUNTY, SC

FILE NO: 26A17-00002378

TO: SOLICITOR FOR THE FIFTEENTH JUDICIAL CIRCUIT

YOU WILL PLEASE TAKE NOTICE that unless the prosecution responds to the Defendant's request for disclosure within 30 days, or within such time as may be ordered by the Court, Counsel for the Defendant will move this Court for an Order compelling that the State:

1. Make available for Defendant any and all written and oral statements by the Defendant which are, or may come to be, in the possession of the State.
2. Make available for purposes of inspection, and copying, any and all police reports relating to the investigation and circumstances surrounding the crime which the Defendant is charged with, including any and all statements taken from witnesses and the Defendant.
3. Make available to the Defendant all tangible objects obtained during the investigation of this case, including, but not limited to:
  - (a) All tangible objects obtained from the scene of the crime; and
  - (b) All tangible objects obtained from the State's witnesses in this case
  - (c) All tangible objects the State intends to introduce into evidence at Trial which are relevant to the offense charged.
4. Make available any witnesses known to the State who have knowledge of facts which might be favorable to the Defendant.
5. Make available any promises made or actions taken by the State which caused or might have caused any witnesses for the State to testify on behalf of the State.
6. Make available any inconsistent statements made by witnesses for the State or any statements made by witnesses for the State which tend to exculpate the Defendants or to negate participation by the Defendants in the alleged crime.
7. Make available to the Defendant all results of laboratory tests, scientific tests, or physical examinations conducted in connection with this case, including but not limited to:
  - (a) Analysis of handwriting
  - (b) Photographs secured of the scene of the crime
  - (c) Comparison of fingerprints
8. Make available any facts which tend to exculpate the Defendant.

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RENEE N. ELYS  
CLERK OF COURT  
HORRY COUNTY, SC  
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9. Make available any and all scientific or medical, psychiatric, legal or other information, reports or records which might tend to reflect on the credibility or competence of any of prospective witnesses for the State.

10. Make available to the Defendant the names and addresses of all persons who have knowledge of this case or who have been interviewed by the investigating officers in connection with this case.

11. Make available to the Defendant, the SLED, FBI, and local arrest and conviction records of all persons, including the Defendant, named in connection with this proceeding.

12. Make any chemist, analyst, and all persons within the chain of custody appear in Court for the purpose of personally testifying. Attorney for the Defense has objects to the introduction of any chemist's or analyst's report pursuant to Rule 6, S.C. Rules of Criminal Procedure.

13. Make available to the Defendant all video and audio recordings and/or notarized affidavits made pursuant to South Carolina Code § 56-5-2953 and any other applicable South Carolina Statute or regulation, including but not limited to:

- (a) Police and booking reports;
- (b) Police logs;
- (c) Alcohol influence reports;
- (d) Accident reports
- (e) Reports dealing with defendant's refusal to submit to testing;
- (f) Notes taken from any recording by Law Enforcement regarding conversations with potential prosecution witnesses
- (g) Any notes taken by Law Enforcement with regards to this case which the officer intends to rely on, or make us of, at trial.
- (h) The names of the officers or other witnesses who were with the Defendant within one hour of the arrest who had the opportunity to observe the appearance and behavior of the Defendant, to include the identity of any officer present at the scene of arrest.
- (i) The time and place where the Defendant was given the Miranda warning and the name of the officer who advised him/her of the same.
- (j) Any reports made by any laboratory or hospital concerning any examination made of any physical (urine, blood, etc.), photographic, or written evidence related to the Defendant's case.
- (k) The records of analysis and the results of any chemical, urine, or breathalyzer tests administered to the Defendant.

14. Make available to the Defendant following information regarding the person(s) who administered the Defendant's chemical/breathalyzer tests:

- (a) The person's name and the name of his/her employer;
- (b) The date of his/her original certification to give chemical/breathalyzer tests and the grade he/she received on the exam;
- (c) The date of his/her most recent certification to give said tests; And his/her compliance with statutes and regulations providing for standards of training for person(s) administering such tests.

15. If the Defendant's blood alcohol concentration was determined on the basis of a test involving the use of any machine, provide the following information:

- (a) The type of machine used and the make, model, and serial number of particular machine;

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JAN 27 11 54 AM '02  
Horry County, SC

- (b) The manufacturer and the date of manufacture of the machine;
- (c) The owner's manual and the instruction manual;
- (d) The software program used in said machine;
- (e) The date of purchase by the agency owning the machine;
- (f) The location of machine;
- (g) The number of prior tests conducted on the machine;
- (h) All maintenance information for the last two years, including all repairs done and all calibrations made on the machine;
- (i) The results of all tests performed in the thirty (30) days prior to the date of the Defendant's arrests, including any tests in which the machine malfunctioned;
- (j) Any checklist to be used by the operator of the machine, either before, during, or after the admission of a test.

This information is requested pursuant to Rule 5 of the South Carolina Rules of Criminal Procedure. This information is further requested pursuant to Brady vs Maryland, 373 U.S. 383, 10 L. Ed. 2d 215, 83 S. Ct. 1194 (1963), U.S. vs Agurs, 427 U.S. 97, 49 L. Ed 2nd 342, 96 S. Ct. 2392 1976, State vs Mixon 274 S.E. 2nd 406 (1981), City of Rock Hill vs Suchenski, 374 S.C. 12, 646 S.E.2d 879 (2007). Further this information is requested on the grounds that it is essential to insure the Defendant's right to a fair trial, right to confrontation of witnesses, the right to effective Counsel and due process of law guaranteed by the South Carolina Constitution, and the United States Constitution.

WHEREFORE, Defendant prays:

- (a) That the Solicitor be Ordered to produce all information described herein and allow the Defendant the right to examine, inspect, copy and photograph, such materials and information at a specific time and place to be fixed by the Court.
- (b) That the information be provided no later than 30 days from the date of this request, as reflected by the Clerk of Court's time-stamp appearing on the face of this Document.
- (c) That the Court enter an Order requiring the Solicitor's Office to make continuing disclosure of all matters requested herein up to and during the Trial of the charges against the Defendant.

RESPECTFULLY SUBMITTED,



ORRIE E. WEST  
 FIFTEENTH CIRCUIT  
 PUBLIC DEFENDER

DATED: June 01, 2017  
 CONWAY, SOUTH CAROLINA

STATE OF SOUTH CAROLINA)  
COUNTY OF HORRY )  
)

IN THE COURT OF GENERAL SESSION  
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA)  
-VS- )  
)

NOTICE AND MOTION FOR PRODUCTION  
OF SPECIFIC EVIDENCE AND  
DISCLOSURE OF WITNESSES

**DENIZ B. LOBO**

DEFENDANT )

**RECEIVED**

NOV 14 2019

SC Court of Appeals

RENEE N. ELYS  
CLERK OF COURT  
HORRY COUNTY, SC

2017 JUN -5 AM 9:02

FILED  
HORRY COUNTY

FILE NO: 26A17-00002378

TO: SOLICITOR FOR THE FIFTEENTH JUDICIAL CIRCUIT

YOU WILL PLEASE TAKE NOTICE that unless the prosecution responds to the Defendant's request for disclosure within 30 days, or within such time as may be ordered by the Court, Counsel for the Defendant will move this Court for an Order compelling that the State:

1. Make available for Defendant any and all written and oral statements by the Defendant which are, or may come to be, in the possession of the State.
2. Make available for purposes of inspection, and copying, any and all police reports relating to the investigation and circumstances surrounding the crime which the Defendant is charged with, including any and all statements taken from witnesses and the Defendant.
3. Make available to the Defendant all tangible objects obtained during the investigation of this case, including, but not limited to:
  - (a) All tangible objects obtained from the scene of the crime; and
  - (b) All tangible objects obtained from the State's witnesses in this case
  - (c) All tangible objects the State intends to introduce into evidence at Trial which are relevant to the offense charged.
4. Make available any witnesses known to the State who have knowledge of facts which might be favorable to the Defendant.
5. Make available any promises made or actions taken by the State which caused or might have caused any witnesses for the State to testify on behalf of the State.
6. Make available any inconsistent statements made by witnesses for the State or any statements made by witnesses for the State which tend to exculpate the Defendants or to negate participation by the Defendants in the alleged crime.
7. Make available to the Defendant all results of laboratory tests, scientific tests, or physical examinations conducted in connection with this case, including but not limited to:
  - (a) Analysis of handwriting
  - (b) Photographs secured of the scene of the crime
  - (c) Comparison of fingerprints
8. Make available any facts which tend to exculpate the Defendant.

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RENEE N. ELYS  
CLERK OF COURT  
HORRY COUNTY, SC

9. Make available any and all scientific or medical, psychiatric, legal or other information, reports or records which might tend to reflect on the credibility or competence of any of prospective witnesses for the State.

10. Make available to the Defendant the names and addresses of all persons who have knowledge of this case or who have been interviewed by the investigating officers in connection with this case.

11. Make available to the Defendant, the SLED, FBI, and local arrest and conviction records of all persons, including the Defendant, named in connection with this proceeding.

12. Make any chemist, analyst, and all persons within the chain of custody appear in Court for the purpose of personally testifying. Attorney for the Defense has objects to the introduction of any chemist's or analyst's report pursuant to Rule 65, S.C. Rules of Criminal Procedure.

13. Make available to the Defendant all video and audio recordings and/or notarized affidavits made pursuant to South Carolina Code § 56-5-2953 and any other applicable South Carolina Statute or regulation, including but not limited to:

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- (c) Alcohol influence reports;
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- (e) Reports dealing with defendant's refusal to submit to testing;
- (f) Notes taken from any recording by Law Enforcement regarding conversations with potential prosecution witnesses
- (g) Any notes taken by Law Enforcement with regards to this case which the officer intends to rely on, or make us of, at trial.
- (h) The names of the officers or other witnesses who were with the Defendant within one hour of the arrest who had the opportunity to observe the appearance and behavior of the Defendant, to include the identity of any officer present at the scene of arrest.
- (i) The time and place where the Defendant was given the Miranda warning and the name of the officer who advised him/her of the same.
- (j) Any reports made by any laboratory or hospital concerning any examination made of any physical (urine, blood, etc.), photographic, or written evidence related to the Defendant's case.
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- (b) The date of his/her original certification to give chemical/breathalyzer tests and the grade he/she received on the exam;
- (c) The date of his/her most recent certification to give said tests; And his/her compliance with statutes and regulations providing for standards of training for person(s) administering such tests.

15. If the Defendant's blood alcohol concentration was determined on the basis of a test involving the use of any machine, provide the following information:

- (a) The type of machine used and the make, model, and serial number of particular machine;

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HARRIS COUNTY, SC

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- (b) The manufacturer and the date of manufacture of the machine;
- (c) The owner's manual and the instruction manual;
- (d) The software program used in said machine;
- (e) The date of purchase by the agency owning the machine;
- (f) The location of machine;
- (g) The number of prior tests conducted on the machine;
- (h) All maintenance information for the last two years, including all repairs done and all calibrations made on the machine;
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- (c) That the Court enter an Order requiring the Solicitor's Office to make continuing disclosure of all matters requested herein up to and during the Trial of the charges against the Defendant.

RESPECTFULLY SUBMITTED,



ORRIE E. WEST  
 FIFTEENTH CIRCUIT  
 PUBLIC DEFENDER

DATED: June 01, 2017  
 CONWAY, SOUTH CAROLINA

FILED  
 HORRY COUNTY  
 2017 JUN - 5 AM  
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 HERRY COUNTY, SC

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 HERRY COUNTY, SC

COPY

STATE OF SOUTH CAROLINA )  
COUNTY OF HORRY )  
)

STATE OF SOUTH CAROLINA )

-VS- )

DENIZ LOBO )

DEFENDANT )  
\_\_\_\_\_ )

**RULE 203 (B) (iv)**  
**WRITTEN EXPLANATION OF**  
**NO**  
**BASIS FOR APPEAL**

**RECEIVED**  
NOV 14 2019  
SC Court of Appeals

PERSONALLY appeared before me Jonathan M. Hiller, who being duly sworn,

deposes and says :

1. I represented the above named defendant before THE HONORABLE STEVEN H. JOHN on November 7, 2019 at

which time the defendant enter a guilty plea to his/her pending charges.

2. No issues of law or fact, were raised before the Judge at that time that could be the basis for an Appeal in this matter.

3. The defendant requested this appeal be filed based on the language used by the plea judge informing the client he has the right to appeal his guilty plea within ten (10) days.

4. I informed defendant that there were no issues to appeal.

5. Defendant requested the Appeal be filed.

Sworn to and Subscribed before me  
13th day of November, 2019

Undy Watson

Notary Public for South Carolina  
My Commission expires: 10/23/28

[Signature]

Signature of Attorney for Defendant

Jonathan Hiller  
Print name of Attorney for Defendant

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HORRY COUNTY, SC  
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