

COUNTY OF Pickens VS. STATE

James Anthony Durham

AKA:

Race: BLACK Sex: M Age: 41

DOB: SS#: DL#: SID#

Address: City, State, Zip:

\*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, or Attempt - victim 11 to 14 yrs of age inclusive - Second deg.

INDICTMENT/CASE#: 2016GS3901419

A/W#: 2016A3920200111

Date of Offense: 5/14/2016

S.C. Code § : 16-03-0655(B)

CDR Code #: 0396

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SENTENCE SHEET NOV 25 2019

60-20 yrs

CONVICTED OF SC Court of Appeals

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 w/minor 1st or Lewd Act

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: Owen, Megan Moricle SC Bar# 100822 Defendant

Daniel King 102292 SC Bar# Attorney for Defendant

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for a determinate term of 13 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: Obtain GED Attend Voc. Rehab. or Job Corp.

Set by SCDPPPS May serve W/E beginning

Recipient: Substance Abuse Counseling

\*Fine: Random Drug/Alcohol testing

§14-1-206 (Assessments 107.5 %) 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 \$

§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 \$ 128.75

Clerk of Court/ Deputy Clerk Howard P. Welborn Jr.

Court Reporter: Cheryl Smith

Presiding Judge

Judge Code: 2162

Sentence Date: 11/19/19

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF PICKENS )

INDICTMENT FOR  
CRIMINAL SEXUAL CONDUCT WITH A MINOR 2ND DEGREE  
(11-14)

At a Court of General Sessions, convened on

OCT 11 2016

the Grand Jurors of Pickens

County present upon their oath:

That JAMES ANTHONY DURHAM did in Pickens County, on or about the 14th day of May, 2016, commit a sexual battery on Z.A.L., who was fourteen years of age or less but who was at least eleven years of age. This is in violation of § 16-3-655(B)(1) [formerly § 16-3-655(2)] of the South Carolina Code of Laws (1976) as amended.

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NOV 25 2019  
SC Court of Appeals

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

Courtney C. Jamborik  
SOLICITOR BAR # 100158

WITNESSES

Brenda Link

Clemson Police Department

5/15/2016

ARREST WARRANT NUMBER

2016A3920200111

TRUE BILL

ACTION OF GRAND JURY

OCT 11 2016

*Deed Jay*  
Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2016-GS-39-<sup>CCL</sup> 1419

The State of South Carolina

County of Pickens

COURT OF GENERAL SESSIONS

OCT 11 2016 TERM 2016

THE STATE

vs.

JAMES ANTHONY DURHAM

*MISRIAL DECLARED*

*THIS 21<sup>ST</sup> DAY OF  
AUGUST 2019.*

*G. R. Com*  
*CIRCUIT COURT JUDGE*

Indictment for

0396

CRIMINAL SEXUAL CONDUCT WITH A MINOR  
2ND DEGREE (11-14)

VIOLATION § 16-03-0655(B)

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