

STATE OF SOUTH CAROLINA
COURT OF APPEALS
APPEAL FROM RICHLAND COUNTY
COURT OF GENERAL SESSIONS

RECEIVED
JUL 13 2018
SC Court of Appeals

The Honorable DeAndrea Benjamin, Circuit Court Judge

Indictments Nos. 2015-GS-40-02657 and 2015-GS-40-07099

Appellate Case No.: 2018-000724

The State of South Carolina Respondent,

v.

Kivven Jett Thompson Appellant.

RECORD ON APPEAL

Robert T. Williams, Sr., Bar No. 6149
Williams, Stitely & Brink, PC
200 East Main Street
Post Office Box 2390
Lexington, South Carolina 29072
(803) 359-9000
ATTORNEY FOR APPELLANT

Matthew Buchanan, General Counsel
SC Probation, Parole & Pardon Services
2221 Devine Street
Columbia, South Carolina 29250
(803) 734-9220

ATTORNEYS FOR RESPONDENT

INDEX

Sentencing Sheet dated December 8, 2015 for Indictment number 2015GS4002657 .	1
Sentencing Sheet dated December 8, 2015 for Indictment number 2015GS4007099 .	2
Notice of Violation and Response dated December 14, 2015	3
Probation Citation dated May 30, 2017	4-5
Waiver of Notice, Right to Attorney, and Hearing dated May 31, 2017 for Indictment number 2015GS4007099	6
Order dated June 7, 2017 on Indictment number 2015GS4002657 signed by the Honorable Knox McMahon	7
Order dated June 7, 2017 on Indictment number 2015GS4007099 signed by the Honorable Knox McMahon	8
Arrest Warrant W-40-17-0451 dated October 25, 2017 served on Appellant on January 22, 2018	9-11
Transcript of Probation Revocation hearing dated April 13, 2018 (pp 2-19)	12-29
Notice of Intent to Appeal dated April 18, 2018	30-31
Certificate of Counsel	32

STATE OF SOUTH CAROLINA

COUNTY OF Richland
 STATE VS.
Kivven Jett Thompson

AKA: _____
 Race: WHITE Sex: M Age: 28
 DOB: _____ SS#: _____
 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: Drugs / Manuf., poss. of other sub. in Sch. I, II, III or flunitrazepam or analogue, w.i.t.d. - 1st

in violation of § 44-53-0370(b)(2) of the S.C. Code of Laws, bearing CDR Code # 0186

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

ATTEST:

Williams, Justin

80478
SC Bar#

Kivven Jett Thompson
Defendant

75337
Attorney for Defendant

75337
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 18

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 State Department of Corrections.

☐ 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 (Criminal 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 _____

Recipient: _____

*Fine:
 § 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 47.9 (Public Def/Prob) \$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 \$ _____
 Proviso 90.5 (SCCJA Surcharge) \$5 \$ _____
 3% to County (if paid in installments) \$ _____
 TOTAL \$ _____

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2015GS4002657

A/W#: 2015A4021600673

Date of Offense: 3/24/2015

S.C. Code § : 44-53-0370(b)(2)

CDR Code #: 0188

~~RECOMMENDED~~

NEGOTIATED

☐ CONVICTED OF or ☒ PLEADS

CERTIFIED TRUE COPY
 OF ORIGINAL FILED
Jeannette W. Bridges
 C.C.P. & C.S.
 RICHLAND COUNTY
 SOUTH CAROLINA

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: _____

☐ Appointed PD or appointed other counsel,
 § 47.12 requires \$500 be paid to Clerk
 during probation.

Clerk of Court/ Deputy Clerk

Court Reporter:

SCCA/217 (03/2011)

Presiding Judge

Judge Code:

Sentence Date:

Re Hood
2164
12/8/15

STATE OF SOUTH CAROLINA

COUNTY OF Richland
STATE VS.Kivven Jett Thompson

AKA:

Race: WHITE Sex: M Age: 28DOB: SS#:

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: Drugs / MDP, Narcotic drugs in Sch. I(b) & (c), LSD, and Sched. II - 1st offensein violation of § 44-53-0370(b)(1) of the S.C. Code of Laws, bearing CDR Code # 0183☐ 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. 5 (defendant's initials)The plea is: ☐ Without Negotiations or Recommendation, ☐ Negotiated Sentence ☐ Recommendation by the State.

ATTEST:

Williams, Justin80478
SC Bar#Kivven Jett Thompson
DefendantRECOMMENDED
SENTENCE SHEET
NEGOTIATED75331
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 paymentof \$; plus costs and assessments as applicable*; the balance is suspended with probation for 18months/~~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 State Department of Corrections.☐ 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 (Criminal Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

☐ RESTITUTION: ☐ Deferred ☐ Def. Waives Hearing ☐ OrderedTotal: \$ plus 20% fee: \$ 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	\$
§ 56-5-2995 (DUI Assessment)	\$12	\$
§ 56-1-286 (DUI Breath Test)	\$25	\$
Proviso 47.9 (Public Def/Prob)	\$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	\$
Proviso 90.5 (SCCJA Surcharge)	\$5	\$
3% to County (if paid in installments)	\$	\$
TOTAL	\$	\$

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2015GS4007099A/W#: 2015A4021602192Date of Offense: 9/21/2015S.C. Code § 44-53-0370(b)(1)CDR Code #: 0183RECOMMENDED
SENTENCE SHEET
NEGOTIATED☐ CONVICTED OF or ☐ PLEADSin violation of § 44-53-0370(b)(1) of the S.C. Code of Laws, bearing CDR Code # 0183☐ 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. 5 (defendant's initials)The plea is: ☐ Without Negotiations or Recommendation, ☐ Negotiated Sentence ☐ Recommendation by the State.

ATTEST:

Williams, Justin80478
SC Bar#Kivven Jett Thompson
DefendantRECOMMENDED
SENTENCE SHEET
NEGOTIATED75331
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 paymentof \$; plus costs and assessments as applicable*; the balance is suspended with probation for 18months/~~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 State Department of Corrections.☐ 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 (Criminal Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

☐ RESTITUTION: ☐ Deferred ☐ Def. Waives Hearing ☐ OrderedTotal: \$ plus 20% fee: \$ 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	\$
§ 56-5-2995 (DUI Assessment)	\$12	\$
§ 56-1-286 (DUI Breath Test)	\$25	\$
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§ 14-1-213 (Drug Court Surcharge)	\$150	\$
§ 50-21-114(BUI Breath Test Fee)	\$50	\$
§ 56-5-2942(J) (Vehicle Assessment)	\$40/ea	\$
Proviso 90.5 (SCCJA Surcharge)	\$5	\$
3% to County (if paid in installments)	\$	\$
TOTAL	\$	\$

PTUP days/hours Public Service EmploymentObtain 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 FundOther: ☐ Appointed PD or appointed other counsel,
§ 47.12 requires \$500 be paid to Clerk
during probation.Clerk of Court/ Deputy Clerk: Jeannette McBrideCourt Reporter: Amber

SCCA/217 (03/2011)

Presiding Judge Re HoodJudge Code: 2164Sentence Date: 12/8/15

South Carolina Department of Probation, Parole and Pardon Services
Notice of Violation and Response

County: **RICHLAND**

Offender Name:
KIVVEN JETT THOMPSON

SID #
01664044

Agent Badge #
0847

Case #
101 - 15-GS-40-07099, 102 - 15-GS-40-02657

Episode # (OE #)
1

Type of Case ☒ Probation ☐ Parole ☐ Community Supervision ☐ SFI ☐ YOA ☐ Other

Violation Category ☒ Compliance ☐ Community Safety No. of Previous Staffings ☐ 1 ☐ 2 ☐ 3 or more

THIS NOTICE IS TO FORMALLY ADVISE YOU THAT YOU HAVE FAILED TO ABIDE BY THE FOLLOWING CONDITIONS OF SUPERVISION:
Details of Current Violation(s):

S tested (+) for THC and Cocaine during intake.

UNDER AUTHORITY GIVEN TO SC PROBATION AND PAROLE AGENTS BY THE SC CODE OF LAWS, YOU ARE HEREBY INSTRUCTED TO COMPLY WITH THE FOLLOWING CHANGES:

Violation(s) Determined to Exist? ☒ Yes ☐ No

Response: Continue Supervision

Response Comments:

1182: Zero tolerance for any future use of controlled substance. Will be retested at Agent's discretion.

☐ Modify Supervision Level

Days

☐ Home Detention : Days

☐ Electronic Monitoring : Days

Type: _____

☐ Exempt \$

☐ Convert to PSE \$ to Hours

☐ Reinstate PSE

☐ Revoke Compliance Credits

☐ Impose PSE: Hours

☐ Restructure Monetary Obligations (Increase rate and/or frequency of payment)

☐ Other:

You are hereby advised that failing to observe all conditions noted above could result in the Board/Court/Administrative Hearing Officer at any time revoking or modifying any condition of your supervision or imposing any lawful special conditions it deems proper. At any time within the period of supervision the Court or Board may, if it seems fit, impose any judgement, sentence, or reimpose the sentence it might have imposed previously.

This is to certify that I have read or have had read to me the order and the conditions set out therein. I agree to comply with such conditions of the order identified above during the period of my supervision. I have received a copy of this document.

Offender Signature: *Kivven Jett Thompson* Date: *11-14-15* Agent Signature: *[Signature]* Date: *12-14-15* Supervisor/Hearing Official: Date:

PROBATION CITATION

No. C-40-17-0174

SOUTH CAROLINA V. KIVVEN JETT THOMPSON	COUNTY: RICHLAND	
	SCDC #	SID # 01664044

TO: KIVVEN JETT THOMPSON

YOU ARE HEREBY NOTIFIED to appear in the above named case at the time, date and place specified below.

Place	Room
	Date to Appear:
	Time to Appear:

YOU ARE HEREBY NOTIFIED that you are charged with violating the conditions of your supervision as stated below.

Violations Charged

Kivven Thompson violated conditions 7, 10 and special conditions as ordered in cause number 15-GS-40-07099 by the Richland County General Sessions Court.

YOU ARE HEREBY NOTIFIED that you have the rights listed below.

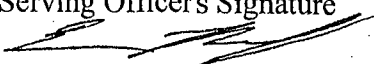
List of Rights:

You have the right at the hearing to question any person who appears as a witness against you and to have witnesses appear on your behalf. You may present evidence on your behalf. You may have an attorney represent you. If you cannot afford an attorney, an attorney will be appointed for you. You must advise the agent or the court in writing of your desire for an attorney. It is your responsibility to make arrangements for your witnesses and your attorney to appear at the hearing.

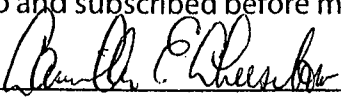
IF YOU FAIL TO APPEAR AT THE TIME, DATE AND PLACE SHOWN ABOVE, THE HEARING WILL BE HELD IN YOUR ABSENCE AND YOU MAY BE INCARCERATED.

RICHLAND, South Carolina	Probation and Parole Agent - Agent # Nikesha D Jacobs - 0109
Date 05/30/2017	

A copy of the citation was served by the undersigned and given to the individual named therein at the time, date, and place indicated below.

Place SCDPPS	Date and Time 5/31/17 @ 9:30am
	Serving Officer's Signature 

Sworn to and subscribed before me this 31 day of May, 2017



Signature of Notary Public

31/1/2026
My Commission Expires

CANNED

STATE OF SOUTH CAROLINA

AFFIDAVIT

County of RICHLAND

Personally appeared before me, Nikeshia D Jacobs, who first being duly sworn, deposes and says that KIVVEN JETT THOMPSON did within this county and State on the 30 day of May, 2017, violate certain conditions of release in the following particulars:

DESCRIPTION OF VIOLATION

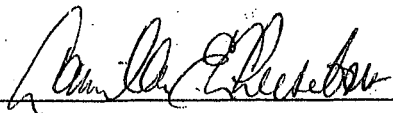
Kivven Thompson violated conditions 7, 10 and special conditions as ordered in cause number 15-GS-40-07099 by the Richland County General Sessions Court.

The Affiant states that there is probable cause to believe the defendant named committed the violations set forth and that such probable cause is based on the following facts:

Mr. Thompson failed to follow the advice and instructions of his Agent in that he: failed to pay supervision fees having a balance of \$200.00 at issuance of process; failed to complete court ordered Substance Abuse Counseling having been referred to the Columbia Center.

Sworn to and subscribed before me this

30 day of May, 2017



Signature of Notary Public


Affiant

3/1/2020

My Commission Expires:



STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

IN THE COURT OF GENERAL SESSIONS

5th JUDICIAL CIRCUIT

Original A/W No. 2015A4021602192

Indictment No. 15GS4007099

Warrant/Citation No. C-40-17-0174

STATE OF SOUTH CAROLINA

V.

KIVVEN JETT THOMPSON

Defendant.

SID # 01664044

WAIVER OF NOTICE OF RIGHT TO
ATTORNEY, AND HEARING

☒ Administrative Hearing

☐ Final Hearing

2017 MAY -8 AM 10:16
CLERK OF COURT
RICHLAND COUNTY
SOUTH CAROLINA

The above named Defendant, after having read the Warrant or Citation issued on 30

May, 2017,

acknowledges being duly informed of his or her right to a hearing on the alleged violations, and have the right to an attorney represent him or her at such hearing. The Defendant understands that, in a probation or community supervision case, if he or she can not afford an attorney and desires the representation of the Richland County Public Defender at the final hearing, he or she can apply for an appointed attorney with that office. The Defendant further acknowledges being advised of the dangers and disadvantages to self representation and understands that an attorney may better understand adversarial procedure, and may be better able to think of and present defenses to the alleged violations. Finally, the Defendant acknowledges that by signing this waiver, he is knowingly and voluntarily choosing to proceed without counsel. Thus, the above named Defendant hereby waives his or her right to appear before the Court or Hearing Officer in the case identified above, and waives his or her right to counsel at such appearance, with the understanding that the Court or Hearing Officer will proceed to issue an Order identifying the matters identified in the Warrant or Citation referred to above.

05/31/2017

Date

Kivven Thompson
Defendant's Signature

Justin Sellers
Agent's Signature

Justin Sellers
Agent's Name (Printed)

CERTIFIED TRUE COPY
OF ORIGINAL FILED
JACQUELINE W. McBRIDE
C.C.P. & S.
RICHLAND COUNTY
SOUTH CAROLINA

STATE OF SOUTH CAROLINA

County of RichlandSTATE Kirven VS. Thompson

AKA: _____

Race: W Sex: M

DOB: _____

SSN: _____

SID# 01664044

IN THE COURT OF GENERAL SESSIONS

Indictment Number: _____

15 - GS - 40 - 02657
Probation C/W#s: C-40-17-0174Name of Original Offense: Manufacture, Poss. W.i.t.d.Original A/W#: 2015A4021600673Date of Original Offense: 3/24/15Conviction S.C. Code §: 44-53-0370(B)(2)Conviction CDR Code #: 0 / 1 / 8 / 6Original Sentence: 5 yrs ss 18 months Prob.

ORDER

The above named defendant has been charged with violating the conditions of probation ordered on 12/8/13 in the Court of General Sessions of Richland County, and/or the additional conditions ordered by the Court in probation continuation orders(s) issued on _____, as set forth in the attached warrant(s) or citation(s) dated 5/30/17. After hearing the evidence and being duly advised, in the (presence/absence) of the defendant, I find that the above named defendant has violated the following condition(s) of probation: (List by number or indicate special conditions as provided in the affidavit)

10 + special conditions

Therefore, IT IS ORDERED that:

- ☐ the suspended sentence be revoked and the above named defendant be required to serve _____ months/years, the remainder of the original sentence, and/or pay \$ _____.
- ☐ the suspended sentence be revoked and the above named defendant be required to serve _____ months/years of the original sentence and/or pay \$ _____; thereupon to be reinstated on probation, subject to the conditions set forth in the attached order and not inconsistent with this order.
- ☒ the above named defendant is continued on probation as provided for in the original sentence, subject to the conditions set forth therein and not inconsistent with this order.
- ☐ probation is reduced to time served under supervision and the defendant is discharged from supervision on this date.
- ☐ the above named defendant is placed on electronic monitoring pursuant to §23-3-540 (mandatory if convicted of first or third degree criminal sexual conduct with a minor or lewd act, discretionary if convicted of any other applicable sex offense against a minor).
- ☐ Financial Obligations: Order satisfies: ☐ Department fees (arrearage) Civil judgment: ☐ Department fees
☐ Fines and other fees (arrearage / balance) ☐ Fines and other fees
☐ Restitution (and 20%) (arrearage / balance) ☐ Restitution (and 20%)
- ☐ Additional Conditions ordered by the Court: Extend case 1 year, must complete SAC.
PTUP upon completion of SAC.

- ☐ The defendant is given credit for pre-revocation hearing detention time on current probation violation to be calculated and applied by the SC Department of Corrections.
- ☐ The defendant is to be given credit for pretrial detention time served (N/A if defendant has served prior SCDC time).
- ☐ The defendant has served _____ days/months/years of prior revocations and/or initial SCDC time.
- ☐ The defendant was previously placed on active electronic monitoring pursuant to §23-3-540.

This 7 day of June, 2017,
Columbia, SCPresiding Judge Stn S. McManon
Judicial Circuit

You are hereby advised that under the law the Court may at any time revoke or modify any condition of this probation; impose any lawful conditions it deems proper; or extend your period of probation not to exceed five (5) years. At any time within the period of your probation, the Court may require you to serve any part of the original sentence imposed.

This is to certify that I have read, or have had read to me, the order and the conditions set out therein. I agree to comply with such conditions and the conditions of my attached probation order during the period of my probation. I have received a copy of this Court's order and all attachments.

Offender's Signature

Witnessed by

Kirven ThompsonJustin SellersSigned this 31st day of May, 2017at Columbia, SC

STATE OF SOUTH CAROLINA

County of Richland

STATE

Kirven Thompson VS

AKA:

Race: WSex: M

DOB:

SSN:

SID#

01664044

IN THE COURT OF GENERAL SESSIONS

Indictment Number:

15

- GS -

4007099

Probation C/W#s:

C-40-17-0174

Name of Original Offense:

MDP, Narcotics Drugs (Cocaine)

Original A/W#:

2015A4021602192

Date of Original Offense:

9/24/15

Conviction S.C. Code §:

44-53-0320(6)(1)

Conviction CDR Code #:

0 / 1 / 1 / 1 / 3

Original Sentence:

5 yrs SS 18 months Prob.

ORDER

The above named defendant has been charged with violating the conditions of probation ordered on 12 / 8 / 15 in the Court of General Sessions of Richland County, and/or the additional conditions ordered by the Court in probation continuation order(s) issued on _____, as set forth in the attached warrant(s) or citation(s) dated 5/30/17. After hearing the evidence and being duly advised, in the (presence/absence) of the defendant, I find that the above named defendant has violated the following condition(s) of probation: (List by number or indicate special conditions as provided in the affidavit)

10 + special conditions

Therefore, IT IS ORDERED that:

- ☐ the suspended sentence be revoked and the above named defendant be required to serve _____ months/years, the remainder of the original sentence, and/or pay \$ _____.
- ☐ the suspended sentence be revoked and the above named defendant be required to serve _____ months/years of the original sentence and/or pay \$ _____; thereupon to be reinstated on probation, subject to the conditions set forth in the attached order and not inconsistent with this order.
- ☒ the above named defendant is continued on probation as provided for in the original sentence, subject to the conditions set forth therein and not inconsistent with this order.
- ☐ probation is reduced to time served under supervision and the defendant is discharged from supervision on this date.
- ☐ the above named defendant is placed on electronic monitoring pursuant to §23-3-540 (mandatory if convicted of first or third degree criminal sexual conduct with a minor or lewd act, discretionary if convicted of any other applicable sex offense against a minor).
- ☐ Financial Obligations: Order satisfies: ☐ Department fees (arrearage) Civil judgment: ☐ Department fees
☐ Fines and other fees (arrearage / balance) ☐ Fines and other fees
☐ Restitution (and 20%) (arrearage / balance) ☐ Restitution (and 20%)
- ☐ Additional Conditions ordered by the Court: Extend case 1 year, must complete SAC.
PTUP upon completion of SAC.

- ☐ The defendant is given credit for pre-arrest detention time on current probation violation to be calculated and applied by the SC Department of Corrections.
- ☐ The defendant is to be given credit for pretrial detention time served (N/A if defendant has served prior SCDC time).
- ☐ The defendant has served _____ days/months/years of prior revocations and/or initial SCDC time.
- ☐ The defendant was previously placed on active electronic monitoring pursuant to §23-3-540.

CERTIFIED TRUE COPY
OF ORIGINAL FILED,
Jessie W. McManis
C.C.C.F.&C.S.
RICHLAND COUNTY
SOUTH CAROLINA

This 7 day of JUNE, 2017,
Columbia, SC

Presiding Judge

Stn

S. McManis
Judicial Circuit

You are hereby advised that under the law the Court may at any time revoke or modify any condition of this probation; impose any lawful conditions it deems proper; or extend your period of probation not to exceed five (5) years. At any time within the period of your probation, the Court may require you to serve any part of the original sentence imposed.

This is to certify that I have read, or have had read to me, the order and the conditions set out therein. I agree to comply with such conditions and the conditions of my attached probation order during the period of my probation. I have received a copy of this Court's order and all attachments.

Offender's Signature

Witnessed by

Kirven Thompson

Justin Schmitt
SCDC

Signed this 31st day of May, 2017 at Columbia

City

STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

Probation

ARREST WARRANT

Indictment Number 15-GS-40-07099, 15-GS-40-02657

Warrant Number W-40-17-0451

State Identification No. (SID) 01664044

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR COUNTY OR OF THE MUNICIPALITY OF RICHLAND, AND ANY CONSTABLE OF THIS MAGISTERIAL DISTRICT:

It appearing from the attached affidavit that there are reasonable grounds to believe that KIVVEN JETT THOMPSON, did on the 25 day of October, 2017 violate the criminal laws of the State of South Carolina as set forth below:

DESCRIPTION OF OFFENSE:

Kivven Jett Thompson aka Kevvin Thompson violated conditions 1, 2, 3, 4, 6, 7, 9, 10 as ordered in Cause Numbers 15-GS-40-7099, 2657 by the Richland County Court of General Sessions.

Now, therefore, you are empowered and directed to arrest the said defendant and bring KIVVEN JETT THOMPSON 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. Done at RICHLAND, S. C. this 25 day of October, 2017.

County of RICHLAND

STATE OF SOUTH CAROLINA

AFFIDAVIT

Personally appeared before me, one Stacy C. Bartkovich, who, first being duly sworn, deposes and says that KIVVEN JETT THOMPSON did within this County and State on the 25 day of October, 2017, violate the criminal laws of the State of South Carolina in the following particulars:

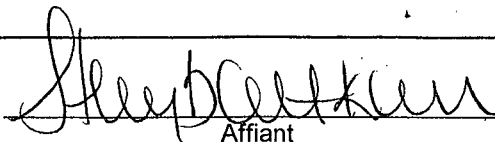
DESCRIPTION OF OFFENSE:

Kivven Jett Thompson aka Kevvin Thompson violated conditions 1, 2, 3, 4, 6, 7, 9, 10 as ordered in Cause Numbers 15-GS-40-7099, 2657 by the Richland County Court of General Sessions.

The affiant states that there is probable cause to believe that the defendant named above did commit the crime(s) set forth, and that such probable cause is based on the following facts:

Kivven Thompson willfully failed to follow the advice and instructions of his Agent in that he failed to report on 10/23/17, failed to report upon release from ASGDC on 10/9/17, or anytime thereafter; failed to refrain from the use of illegal substances as evidenced by positive drug tests at the Columbia Center, also thus keeping him from completing required Substance Abuse Counseling; failed to pay supervision fees having balance of \$450.00; failed to refrain from possession of any dangerous weapon as evidenced by warrants and incident reports received from Irmo Police Department, during execution of a lawful search warrant four firearms were located; without conviction there is reason to believe Mr Thompson did commit the crimes of Trafficking Cocaine (2017A3220400278), Trafficking in Meth or Coc Base (2017A3220400279), Manf, Poss.of Sch. of other sub in Sch. I, II, III. 3rd offense. (2017A3220400280), Possession of other controlled substance in Sched. I to V 1st 2 counts (2017A3220400281, 2), Sale or Deliver of Pistol to and Possession by Certain

Sworn to and Subscribed before me
this 25 day of October, 2017.


Affiant


Signature of Notary Public

(L.S.)

Address: 1221 GREGG STREET
COLUMBIA, SC 29201

(803) 734-6320

08-01-2024
My Commission Expires

RETURN

STATE OF SOUTH CAROLINA

COUNTY OF

RICHLAND

THE STATE

against

KIVVEN JETT THOMPSON

ARREST WARRANT

Offense: Violation of Conditions of Probation Supervision

Offense Section: 24-21-450

Date: 10/25/2017

Officer and Agency: SC Department of Probation,
Parole and Pardon Services

Stacy C. Bartkovich

Disposition

Sentence

Co-Defendants

Constable or Law Enforcement Officer

A copy of this Arrest Warrant was delivered by me to the
following defendant:

K. Thompson

on the 12 day of Jan, 2018.

Constable or Law Enforcement Officer

This Warrant is certified for service in [County of warrant
Certification] County. The accused is to be arrested and brought
before me to dealt with according to law.

Signature of Judge

(L.S.)

INFORMATION ON DEFENDANT

Name KIVVEN JETT THOMPSON

Address

Phone

Sex Male Race White Height 511

Weight 150 Birth date

Social Security Number

INFORMATION ON WITNESSES

Name

Address

Phone

Name

Address

Phone

Name

Address

Phone

Name

Address

Phone

PRELIMINARY HEARING held by

Magistrate

on

with

Attorney for the Defendant.

Decision

BAIL

Date Set

Magistrate

Amount

Surety

Addendum

Persons (2017A3220400283), Possession Weapon during Violent Crime (2017A3220400284)- drugs being ecstasy, cocaine, crack cocaine, marijuana, alprazolam pills.; failed to notify his agent of any change in address as evidenced by incident report having location as 124 Milway Road, Irmo, SC

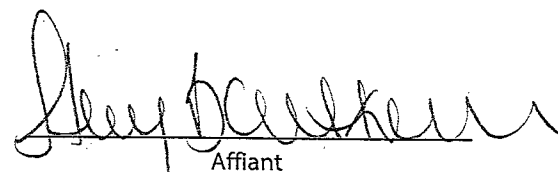
Sworn to and Subscribed before me
this 25 day of October, 2017.



Signature of Notary Public

08-07-2024

My Commission Expires



Affiant

I N D E X O F W I T N E S S E S

(WHEREUPON, no witnesses were called
during these proceedings.)

E X H I B I T S

(WHEREUPON, no exhibits were introduced
during these proceedings.)

APRIL 13, 2018

MR. WILLIAMS: Theo Williams, an attorney from Lexington. I represent Kivven Thompson.

The allegations on the violation of the probation of my client involve complete differences of testimony in regards to what he thought the matter was in regards to violation. His prior probation officer is Agent Kelly. And we would request that the case be continued until Agent Kelly can appear and testify in regards to what the differences were.

I can have Mr. Thompson tell you right now, if Your Honor would like to hear, what the issues really involve around, but I think his testimony would be imperative in regards to whether or not he actually was on probation at the time the violation was committed and whether or not he knew he was on probation at the time. He may be -- I understood he might work here in the courthouse.

THE PROBATION AGENT: Your Honor, Agent Kelly is out of the country. He is in the military in Kuwait, so he is not going to -- it is going to be another six months. And everything that he is stating I already discussed with Mr. Thompson. And Agent Kelly documented every single thing

1 that -- every office visit that he had. And when I
2 spoke to him in the office, I explained the same
3 thing that I saw. So there really is no need to
4 continue this case for another six to seven months
5 for him to arrive back in the country.

6 THE COURT: Oh, I'm not continuing it for six
7 or seven months. I guess we are going to just need
8 to go ahead and do it.

9 Agent Kelly is not going to be -- is on
10 military leave, so you will be able to -- y'all can
11 make the arguments as to what the issues are today.

12 MR. WILLIAMS: Okay.

13 THE PROBATION AGENT: Thank you, Your Honor.

14 May it please the Court, Your Honor? Again,
15 this is Kivven Thompson. He is on probation for
16 narcotics. He was sentenced back in December 8 of
17 2015 by Judge Hood. He had five years suspended to
18 18 months probation. He had special conditions:
19 Doing substance abuse counseling and random drug
20 and alcohol testing, Your Honor.

21 Mr. Thompson had several prior violations for
22 drug test failures. He failed to attend the
23 substance abuse counseling, which is basically the
24 main reason that we are here. When he was under
25 Agent Kelly's case load, he was supposed to be

1 doing substance abuse counseling. He couldn't pass
2 the drug test. And that was the final completion
3 of the substance abuse counseling, he had to pass
4 the drug test at the end. So they sent him back.
5 He got extended for a year by Judge -- back in
6 June, and they PTUP'd him completing substance
7 abuse counseling. But he was stating -- when he
8 came in my office after he got of jail, he stated
9 that, I did complete the substance abuse
10 counseling.

11 And I was like, Well, there is nothing
12 documented here from Agent Kelly that you completed
13 substance abuse counseling.

14 You know, first Agent Kelly was saying because
15 Columbia Center didn't have any drug tests, that he
16 could come over here and do the drug test, but the
17 supervisor put in there that I guess he didn't pass
18 the drug test at that time in the computer, in the
19 system, and that he needed to do the substance
20 abuse counseling. So they sent him for a whole
21 year.

22 Then he left Kelly and went under Agent
23 Sellers. And when he got under Agent Sellers, he
24 didn't complete the substance abuse counseling.
25 And then he stopped, completely stopped reporting.

1 Because they went out -- he failed to report on
2 10/23. They told him to come back on 10/23/17.
3 And then he failed to report when he got out of
4 jail 10/9/2017. And then he failed -- because
5 Columbia Center is saying that he didn't pass the
6 last drug test.. That is how we knew he didn't
7 complete it. They violated -- we violated for
8 the -- and we kept sending him to Columbia Center.
9 He was sent there like four times just to do his
10 substance abuse counseling because he was PTUP.

11 And then after that, he moved, he absconded,
12 he gets arrested with Irmo PD. Apparently he sold
13 to an undercover cop. And they did a lawful search
14 warrant at the house. Came in the house, and they
15 found drugs. He was in possession of drugs and
16 firearms. And even though, Your Honor -- that is
17 not even the point right now, because it is still
18 pending. But he was arrested. He was at the house
19 at the time. And allegedly he did sell to an
20 undercover officer. I did speak to an investigator
21 from Irmo and confirmed that he did sell to their
22 undercover police officer there.

23 This all could have been avoided had he just
24 passed the drug test. So he came into the office
25 on March 15, and I was like, Hey, Mr. Thompson,

1 look, I am going to drug test you today. Can you
2 pass a drug test?

3 His exact words: Yes, I could pass a drug
4 test.

5 We get in there, and he failed the drug test.

6 And he comes back, Well, yeah, I was smoking.
7 I thought I was off probation.

8 His own attorney said that to me this morning,
9 Well, he was off probation.

10 I said, Well, it is still illegal to smoke
11 marijuana.

12 He was like, Well, he just got back from
13 California.

14 You know, and I'm like, Well, it is illegal
15 for him to leave the state without agent
16 permission.

17 It is like -- it is almost like making excuses
18 for him using marijuana, when the only thing he had
19 to do was stop using marijuana and his probation
20 would have been terminated today. It would have
21 terminated last year -- year before last. 2016 he
22 would have been done with probation.

23 So, Your Honor, I am asking for a revocation
24 and just terminate this probation altogether.

25 THE COURT: All right. Yes, sir?

1 MR. WILLIAMS: Your Honor, first off, I would
2 like to respond to the comment that the agent made
3 that I said that he just got back from California.
4 I joked and said, Well, he just got back from
5 California. It was not a statement in fact. And I
6 thought she understood it that way, but obviously
7 she didn't.

8 All of these matters -- and that was my
9 problem that we had in regards to whether or not we
10 needed the agent here to testify as to what
11 actually transpired and what was actually told to
12 the Defendant, is because I can't cross-examine
13 pieces of paper, Your Honor, and that is why I
14 really needed a hearing so I could cross-examine
15 these individuals in regards to what was actually
16 said.

17 Having said that, Your Honor, the major issue
18 is that his probation -- he will tell you that he
19 was told his probation was over with. And he will
20 tell you that he was told that twice by Agent Kelly
21 that his probation was over with.

22 I understand that there is an order which has
23 been signed by Judge McMahon which extends the
24 probation for one year. And I informed the
25 probation officer that he had never received a copy

1 of the order stating that he was --

2 THE PROBATION AGENT: He signed it.

3 MR. WILLIAMS: And I will address that too,
4 Your Honor. And I would ask the Court to look at
5 that order, Your Honor, because I just got a copy
6 of it today.

7 May I approach the bench, Your Honor?

8 THE PROBATION AGENT: I have the originals,
9 Your Honor.

10 THE COURT: She said she has the originals.

11 MR. WILLIAMS: All right.

12 THE PROBATION AGENT: He has two indictments,
13 so these are the originals right here. May I
14 approach, Your Honor?

15 THE COURT: Yes.

16 (Documents handed to Court.)

17 MR. WILLIAMS: And I apologize for this being
18 late in coming in reference to the order. I had
19 requested a copy of the file, but I did not receive
20 this information, which is the orders. But he
21 tells me he has never received a copy of this order
22 until this morning when I got a copy of it.

23 THE COURT: Well, he signed it.

24 MR. WILLIAMS: Well, and, Your Honor, if you
25 look at the order, it states that he signed it on

1 May 31st of 2017, but Judge McMahon never signed
2 the order until June of 2017.

3 THE PROBATION AGENT: Because it was a
4 paperwork --

5 THE COURT: That is because they do a
6 paperwork -- we do this -- I do this all the time.
7 They do the paperwork review. They get them to
8 sign it when they do the administrative hearing.
9 Then they bring a stack to us to the office and
10 then we sign them and get them back to them. So
11 that is probably what happened.

12 THE PROBATION AGENT: That is what it was,
13 Your Honor.

14 MR. WILLIAMS: We are all guessing what it
15 probably might have been, but he will tell you that
16 he never appeared at an administrative hearing,
17 Your Honor, and that obviously he could not have
18 had legal notice of an order until the order was
19 signed by a circuit court judge, whether it be the
20 procedure or not. He never received -- and he will
21 tell you that at the time that he signed this
22 document right here, it did not have the
23 information that said his case was extended for one
24 year, must complete SAC.

25 Your Honor, I would ask the Court to talk to

1 my client in reference to the scenario of the
2 events, and he will tell you exactly what happened
3 in his particular case.

4 Kivven, if you will go ahead and tell her what
5 happened.

6 THE PROBATION AGENT: Your Honor, if I may? I
7 have a copy of the waiver he signed agreeing to the
8 terms of that notice of the admin hearing from that
9 hearing right here, Your Honor, as well as a copy
10 of the citation where he signed waiving his rights
11 to go before the judge. And he was taking the
12 hearing officer's advice. I have that right here,
13 Your Honor.

14 MR. WILLIAMS: And, again, Your Honor, I have
15 not received that information, even though I
16 requested that from the probation office.

17 THE PROBATION AGENT: That is not what they
18 requested, Your Honor. We only can give them a
19 violation report and we always give them the
20 warrant. And that is our policy and procedure at
21 probation.

22 MR. WILLIAMS: Well, I did ask for the file,
23 Your Honor. But, anyway, Your Honor, I would ask
24 Your Honor to listen to what Mr. Thompson would
25 tell you about why he thought he was off probation.

1 THE DEFENDANT: All right. So the probation
2 started in December of 2015, and I was going. I
3 reported every time on time. Was never behind any
4 payments or anything all the way to November of
5 2016. He told me I was off probation, you have no
6 more report dates for good behavior, because it was
7 supposed to last all the way til June of 2017, but
8 told me I was off.

9 So at that time, you know, I had been smoking.
10 And then he called me back on the phone and like
11 the end of February, beginning of March, and was
12 like, I'm going to need you to come in and take a
13 drug test. He never told me -- I mean, take the
14 drug classes. He never told me throughout the
15 whole first -- I never even took a drug test from
16 December 2015 to November 2016. And he told me,
17 All right, you are off probation. So I was --
18 thought I was off for like four months.

19 And then he called me back and was like, You
20 need to come back in and take these drug tests --
21 drug classes. And then, you know, that is all you
22 got left to do.

23 So I go up there. I was taking the drug
24 classes April and May. And then when I reported
25 back, when I reported back up there, that is when

1 they put me to Agent Sellers. And Agent Sellers
2 gave me that paper. And then he was like, you
3 know, Just complete the drug class.

4 So then when I -- I was going to the drug
5 class. And at the end when I had to take the test,
6 Agent Kelly was in there giving the test, so when I
7 failed I was like, I mean, it just must not be out
8 of my system yet. I thought I was off probation,
9 then you called me and told me to come back in
10 here, you know. I haven't been smoking. It will
11 be out of my system.

12 So he was like, All right, I will give you
13 another month to come back.

14 So then in July, he called me and was like,
15 I'm going out of town, come back in August.

16 So when I report in August, he was like, Are
17 you going to pass a drug test today?

18 I'm like, Yeah.

19 He is like, That is all you need to do to get
20 off.

21 And I was like, Okay, yes, I could pass.

22 He was like, The problem is, we don't have any
23 drug tests in the building. I'll give you -- come
24 back September 11th.

25 So then September 11th, that was like when the

1 hurricane came, so I didn't go. So I called him
2 the next day they were open and was like, When do
3 you want me to come in?

4 He was like, Call me on Friday, see if we got
5 the drug test. That was September 15th. He said,
6 We got them, you can come in.

7 So I called him Friday morning. He was like,
8 We got a drug test, come on in.

9 I go up there, pass the drug test. And he
10 says, All right, you are off probation.

11 So I clearly asked him, Do I need to go in
12 here and pay the last \$50 that I owe on
13 supervision? And so I have no more report dates?

14 He was like, No, you have no more report
15 dates. You are off probation September 15th.

16 So, I mean, if I knew I had another report
17 date, I would have definitely reported, even if I
18 had got arrested, because it is just -- that is
19 just the pattern of my thoughts. Like, I wasn't
20 trying to run on anything. I didn't change my
21 address. When they arrested me, I was at the
22 address that probation has.

23 And, yeah, Agent Kelly told me I was off
24 September 15th. So everything -- and I clearly
25 asked him, Do I need to pay? Do I need to report

1 back?

2 And he said, I'm sending your papers over to
3 get terminated.

4 And then like two months later, they said they
5 violated me. And I'm just -- and apparently they
6 haven't -- I don't know. That is what really
7 happened.

8 THE COURT: All right. Yes, ma'am?

9 THE PROBATION AGENT: That is not what is
10 documented, Your Honor. There wasn't a hurricane
11 in September. The flood was October.

12 When he told -- when Agent Kelly documented
13 that -- he didn't pass the drug test. So I talked
14 to Justin Sellers. He was on to Sellers.

15 And I said, Justin?

16 He was like, Kivven never passed the drug
17 test. That is why he couldn't get off probation.
18 He just -- you go to the substance abuse counseling
19 and at the end you are supposed to take a drug
20 test, which in fact Agent Kelly did tell him that
21 he was going to get off probation. He did say
22 that. But you have to pass the drug test to
23 complete the substance abuse counseling at Columbia
24 Center. Mr. Kivven -- Mr. Thompson couldn't pass
25 the drug test. And that is the whole point of us

1 being here right now. He might have -- I'm not
2 sure if he misunderstood Kelly, but he -- I mean,
3 it was even ordered, that once he --

4 THE COURT: Well, even after Kelly, didn't he
5 see Sellers?

6 THE PROBATION AGENT: Yes. He still -- he was
7 under Sellers, he wasn't under Kelly. He stopped
8 reporting. He was given another date. He was
9 given another date to come in October. Supervisor
10 Stanford put in there that they sent out -- they
11 tried to call him, they sent out a letter, did a
12 home visit. He didn't come back to report. So
13 that is when they did the warrant. And then he
14 got -- he gets locked up. And so that is when they
15 were like, Well, he didn't even come after jail,
16 because they always send this to people who get
17 locked up in Alvin S. Glenn Detention Center. And
18 he was arrested and he didn't come back in.

19 And, you know, I'm not sure of the
20 conversation he had with Agent Kelly, from what he
21 is saying, but what I saw and how -- I know how
22 probation says. If it is not documented, it didn't
23 happen. That is how it is at probation. And when
24 I see it in a computer, that is not what I saw. I
25 saw them trying to get him back in the office

1 because he failed a drug test.

2 MR. WILLIAMS: Your Honor, he does tell me --
3 in reference to Sellers, he probably can tell you
4 his interaction with Sellers.

5 THE DEFENDANT: Twice. And it was before
6 Kelly. Like, they gave me to Sellers, and then
7 when I reported back, they gave me back to Kelly in
8 July, I mean, August, and he was like, Okay, all
9 you have got to do is pass this drug test. I'm
10 trying to help you out. If you just pass this drug
11 test. I'll even give you a quit date to come back.
12 And it was September 11. That is when the
13 hurricane came.

14 THE PROBATION AGENT: He was on a low badge,
15 Your Honor. That is why he left Agent Sellers. He
16 was on an OSS badge. Before Sellers became an
17 agent, he was on OSS. He was an OSS agent. Hence,
18 the reason he went to Agent Kelly because Sellers
19 couldn't make him do what he was supposed to do, so
20 they said they are not going to put him on there,
21 because he was just a low.

22 Sellers was like, Well, he is not doing the
23 drug test. So Supervisor Jacobs said, Well, you
24 know what? You are going to a real agent now. So
25 that is why he went to Agent Kelly. He wasn't

1 doing what he was supposed to do on a low badge,
2 because he wasn't even reporting. He's right, he
3 probably only saw him twice, because lows come
4 every three months. They don't come as often when
5 they are low. So when he is not doing what he is
6 supposed to do, they'll bump him back up to a
7 probation agent. Hence, the reason he went to
8 Agent Kelly. And Agent Kelly probably was trying
9 to help him get off probation. But the fact of the
10 matter is, he just could not pass the drug test.
11 He couldn't pass a drug -- he probably couldn't
12 pass a drug test at this very moment.

13 MR. WILLIAMS: Your Honor, herein lies the
14 problem with handling this particular hearing when
15 the agent is relying on the computer screens and
16 I'm not allowed to cross-examine these people. She
17 is assuming all these facts happened. And there is
18 a dispute between the Defendant and what obviously
19 she thinks the facts were.

20 THE PROBATION AGENT: I read it. I'm not
21 assuming anything.

22 THE COURT: All right. I do find that he is
23 in violation of his probation.

24 The Court is going to revoke 18 months,
25 terminate the probation, ATU, convert the fees and

1 fines to a civil judgment.

2 THE PROBATION AGENT: Thank you, Your Honor.

3 THE COURT: All right. Thank you.

4 (WHEREUPON, the proceedings were
5 concluded at 10:08 a.m.)

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(END OF TRANSCRIPT)

STATE OF SOUTH CAROLINA
COURT OF APPEALS
APPEAL FROM RICHLAND COUNTY
COURT OF GENERAL SESSIONS

RECEIVED
APR 20 2018
SC Court of Appeals

The Honorable DeAndrea Benjamin, Circuit Court Judge

Indictments Nos. 2015-GS-40-02657 and 2015-GS-40-07099

The State of South Carolina Respondent,

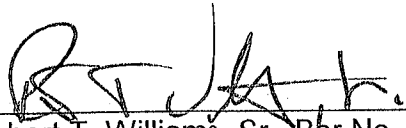
v.

Kivven Jett Thompson Appellant.

NOTICE OF INTENT TO APPEAL

Kivven Jett Thompson appeals his probation revocation and sentence in this case.
The sentence was imposed by the Honorable DeAndrea Benjamin on April 13, 2018.

April 18, 2018


Robert T. Williams, Sr., Bar No. 6149
Williams, Stitely & Brink, PC
200 East Main Street
Post Office Box 2390
Lexington, South Carolina 29072
(803) 359-9000

Other Counsel of Record:
Matthew Buchanan, General Counsel
SC Probation, Parole & Pardon Services
2221 Devine Street
Columbia, South Carolina 29250
(803) 734-9220

Agent Shree Duckett
SC Probation, Parole & Pardon Services
1221 Gregg Street
Columbia, South Carolina 29201
(803) 734-6320

STATE OF SOUTH CAROLINA
COURT OF APPEALS
APPEAL FROM RICHLAND COUNTY
COURT OF GENERAL SESSIONS

RECEIVED
APR 20 2018
SC Court of Appeals

The Honorable DeAndrea Benjamin, Circuit Court Judge

Indictments Nos. 2015-GS-40-02657 and 2015-GS-40-07099

The State of South Carolina Respondent,

v.

Kivven Jett Thompson Appellant.

PROOF OF SERVICE

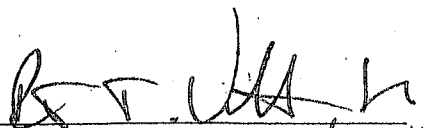
I certify that on April 18, 2018, I have served the within **Notice of Intent to Appeal** upon the individual(s) named below by placing a copy of same in the United States Mail, postage prepaid and return address clearly indicated to the address(es) below:

Matthew Buchanan, General Counsel
SC Probation, Parole & Pardon Services
2221 Devine Street
Columbia, South Carolina 29250

Agent Shree Duckett
SC Probation, Parole & Pardon Services
1221 Gregg Street
Columbia, South Carolina 29201

I further certify that all parties required to be served have been served.

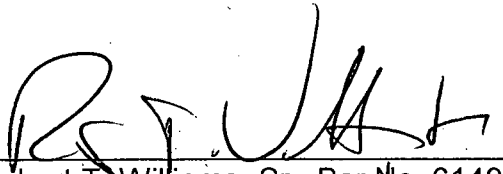
Dated: April 18, 2018


Robert T. Williams, Sr.
Williams, Stitely & Brink, PC
200 East Main Street
Post Office Box 2390
Lexington, South Carolina 29072
(803) 359-9000

CERTIFICATE OF COUNSEL

The undersigned hereby certified that the Record on Appeal contains all material proposed to be included by any of the parties and not any other material.

July 12, 2018


Robert T. Williams, Sr., Bar No. 6149
Williams, Stitely & Brink, PC
200 East Main Street
Post Office Box 2390
Lexington, South Carolina 29072
(803) 359-9000
Attorney for Appellant

RECEIVED
JUL 13 2018
SC Court of Appeals