

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM STATEWIDE GRAND JURY  
Court of General Sessions  
Allison R. Lee, Circuit Court Judge

**RECEIVED**

**Apr 24 2020**

**SC Court of Appeals**

Case No. 2018-GS-47-35  
Appellate Case No. 2020-000630

The State, .....Respondent,

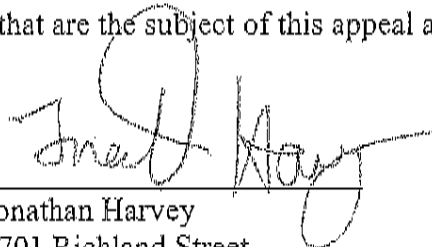
v.

Stanley Aladin, .....Appellant.

AMENDED NOTICE OF APPEAL

Appellant, Stanley Aladin, appeals his conviction and sentence in this case. The sentence was imposed by the Honorable Allison R. Lee on February 19, 2020. On February 20, 2020, Appellant filed a motion for reconsideration of sentence. On February 24, 2020, Respondent, the State of South Carolina, also filed a motion for reconsideration of sentence. On April 16, 2020, Appellant moved to withdraw his motion for reconsideration of sentence. On April 17, 2020, Respondent also moved to withdraw its motion for reconsideration of sentence. On April 17, 2020, Appellant served his Notice of Appeal on counsel for Respondent. On April 17, 2020, Appellant filed the Notice of Appeal in the office of the clerk of the State Grand Jury and in the office of the clerk of the Court of Appeals.

Copies of the sentence sheets for the offenses that are the subject of this appeal are attached.



Jonathan Harvey  
1701 Richland Street  
Columbia, South Carolina 29201  
803-779-3363  
Attorney for Appellant

April 24, 2020

Other Counsel of Record:  
David Fernandez, Esq.  
Assistant Attorney General  
South Carolina Attorney General's Office  
Rembert Dennis Building  
1000 Assembly Street  
Columbia, South Carolina 29201  
Attorney for Respondent

RECEIVED

Apr 24 2020

SC Court of Appeals

FILED

STATE OF SOUTH CAROLINA  
COUNTY OF LEXINGTON  
STATE

FEB 19 2020

IN THE COURT OF GENERAL SESSIONS

JAMES H. PARKS  
CLERK, STATE GRAND JURY

INDICTMENT/CASE#: 2018-GS-47 -85 (Count 2)

STANLEY ALADIN vs.

AKA:  
Race: B Sex: M Age: 34  
DOB: 8/14/1985 SSN: 689-38-8669  
Address: 921 Catherine Ave  
City, State, Zip: Holly Hill, FL 32117  
DL# SID#

AW#: Direct Presentment  
Date of Offense: Sept 28, 2017 to Aug 16, 2019  
S.C. Code §: 44-53-375(C)(6)  
CDR Code #: 0370

SENTENCE SHEET

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No

In disposition of the said indictment comes now the Defendant who was  CONVICTED OF or  PLEADS TO: Distribution of Methamphetamine

In violation of § 44-53-375(B)(1) of the S.C. Code of Laws, bearing CDR Code # 3188  
 NON-VIOLENT  VIOLENT  SERIOUS  MOST SERIOUS  Mandatory GPS  \$17-25-48  
(CSC w/minor 1<sup>st</sup> or CSC w/minor 3<sup>rd</sup>)

The charge is:  Aggravated,  Lesser/Included Offense,  Defendant Waives Presentation to Grand Jury, (def.'s initials)  
The plea is:  Without Negotiations or Recommendation,  Negotiated Sentence,  Recommendation by the State

ATTEST: [Signature] 76688 [Signature] [Signature] 100606  
Assistant Attorney General SC Bar # Defendant Attorney for Defendant SO Bar #

WHEREFORE, the Defendant is committed to the  State Department of Corrections  County Detention Center, for a determinate term of 7 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: 2018-GS-47-35 count 1 + 2019-GS-47-08  
 The Defendant is to be given credit for time served pursuant to S.C. Code §24-13-40 to be calculated and applied by SODOC.

The Defendant is to be placed on Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135. Pursuant to 18 U.S.C. Section 922, it is unlawful for a person convicted of a violation of Section 18-25-20 or 18-28-85 (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: \$ \_\_\_\_\_

\_\_\_\_\_ days/hours Public Service Employment

Payment Terms:  
 Set by SCDPPPS

Obtain GED   
Attend Voc. Rehab. Or Job Corp. \_\_\_\_\_

Recipient: \_\_\_\_\_

May serve W/E beginning  
Substance Abuse Counseling

*Fines:	\$
§14-1-205 (Assessments 107.6%)	\$
§14-1-211 (A)(1)(Conv. Surcharge)	\$
§14-1-211 (A)(2)(DUI Surcharge)	\$100
§66-6-2896 (DUI Assessment)	\$12
§56-1-283 (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
§56-6-2942(J) (Vehicle Assessment)	\$40/aa
3% to County (if paid in installments)	\$

Random Drug/Alcohol Testing   
Fine may be pd. in equal consecutive weekly/monthly pmts. of \$ \_\_\_\_\_ Beginning \$ \_\_\_\_\_ Paid to Public Defender Fund

Other: Sentence deferred.  
After accepted. 1/30/2020

TOTAL \$ 282.25

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: Margaret J. Seef  
Court Reporter: Bethanie Creighton

Presiding Judge: Alfred Lee  
Judge Code: 2018  
Sentence Date: 4/17/2020

RECEIVED

Apr 24 2020

SC Court of Appeals

FILED

STATE OF SOUTH CAROLINA

FEB 19 2020

IN THE COURT OF GENERAL SESSIONS

COUNTY OF LEXINGTON

JAMES R. PARKS  
CLERK, STATE GRAND JURY

INDICTMENT/CASE#: 2018-GS-17 -35 (Count 2)

STATE

vs.

STANLEY ALAQUIN

AW#: Direct Preenment

Date of Offense: Sept 28, 2017 to Aug 15, 2019

S.C. Code §: 44-53-376(C)(5)

CDR Code #: 0370

AKA:

Race: B Sex: M Age: 34

DOB: 8/14/1985 SS#: 589-38-8669

Address: 921 Catherine Ave

City, State, Zip: Holly Hill, FL 32117

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

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No

SENTENCE SHEET

CONVICTED OF or  PLEADS

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

TO: Distribution of Methamphetamine

In violation of § 44-53-376(B)(1) of the S.C. Code of Laws, bearing CDR Code # 3198

NON-VIOLENT  VIOLENT  SERIOUS  MOST SERIOUS  Mandatory GPS  §17-25-45

The charge is:  Assaulted,  Lesser Included Offense,  Defendant Waives Presentment to Grand Jury, (def.'s initials)

The plea is:  Without Negotiations or Recommendation,  Negotiated Sentence,  Recommendation by the State 1006666

ATTEST: \_\_\_\_\_ 78898 \_\_\_\_\_ J. W. Housley \_\_\_\_\_ 1006666

Assistant Attorney General SC Bar # \_\_\_\_\_ Defendant Attorney for Defendant SC Bar # \_\_\_\_\_

WHEREFORE, the Defendant is committed to the \_\_\_\_\_ State Department of Corrections  County Detention Center,

for a determinate term of 7 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: 2018-GS-17-35 count 1 + 2019-GS-47-08

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 Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-26-135.

Pursuant to 18 U.S.C. Section 922, it is unlawful for a person convicted of a violation of Section 18-25-20 or 18-25-35 (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

Obtain GED

Attend Voc. Rehab. Or Job Corp. \_\_\_\_\_

Recipient: \_\_\_\_\_

May serve W/E beginning \_\_\_\_\_

Substance Abuse Counseling

\*Fees:

§14-1-205 (Assessment) 107.6%

§14-1-211 (A)(1)(Conv. Surcharge) \$100 \$ 100.00

§14-1-211 (A)(2)(DUI Surcharge) \$100 \$

§56-5-2895 (DUI Assessment) \$12 \$

§56-1-288 (DUI Breath Test) \$28 \$

Proviso (Public Def/Probation) \$500 \$

§14-1-212 (Low Enforcement Funding) \$25 \$ 25.00

§14-1-213 (Drug Court Surcharge) \$150 \$ 150.00

§50-21-114 (BUI Breath Test Fee) \$50 \$

§56-5-2842(J) (Vehicle Assessment) \$40/ea \$ 8.00

3% to County (if paid in installments) \$

TOTAL \$ 283.25

Random Drug/Alcohol Testing

Fine may be pd. in equal consecutive weekly/monthly

pmts. of \$ \_\_\_\_\_ Beginning \_\_\_\_\_

\$ \_\_\_\_\_ Paid to Public Defender Fund

Other: Sentence deferred

Please accepted. 1/30/2020

\_\_\_\_\_

Appointed PD or appointed other counsel,

Proviso requires \$500 to be paid to Clerk

during probation and shall be collected before

any other fees.

Presiding Judge: \_\_\_\_\_

Judge Code: \_\_\_\_\_

Sentence Date: 4/17/2020

Clerk of Court/Deputy Clerk: \_\_\_\_\_

Court Reporter: \_\_\_\_\_

SCCA/217 (04/2018)

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY  
Court of General Sessions  
Allison R. Lee, Circuit Court Judge

**RECEIVED**

**Apr 24 2020**

Case No. 2018-GS-47-35  
Appellate Case No. 2020-000630

**SC Court of Appeals**

The State, ..... Respondent,

v.

Stanley Aladin, ..... Appellant.

AMENDED

SOUTH CAROLINA APPELLATE COURT RULE 203(d)(1)(B)(iv) DOCUMENT

The Notice of Appeal and Amended Notice of Appeals were filed at the request of the Appellant. The Judgment being challenged arises from a conviction derived pursuant to a guilty plea. There were no objections or other contested issues placed in the record on behalf of the Appellant. Notwithstanding the aforementioned procedural history and in order to preserve and protect the interests of the Appellant, counsel requests that the Appellant be afforded a pro se opportunity to provide a response to comply with South Carolina Appellate Court Rule 203(d)(1)(B)(iv).



Jonathan Harvey  
1701 Richland Street  
Columbia, South Carolina 29201  
803-779-3363  
Attorney for Appellant

April 23<sup>rd</sup> 2020



Law Offices <harveylawfirm@gmail.com>

**State v. Stanley Aladin Amended Notice of Appeal and Amended S.C. Appellate Court Rule 203(d)(1)(B)(iv) document**

1 message

Harvey Law Firm <harveylawfirm@gmail.com>  
To: David Fernandez <dfernandez@scag.gov>

Thu, Apr 23, 2020 at 4:37 PM

Dear David,

Please find attached Amended Notice of Appeal and Amended S.C. Appellate Court Rule 203(d)(1)(B)(iv) document and Proof of Service.

I am serving this document in accord with the Corona Emergency Appellate Rules.

Thank you,  
Jonathan Harvey  
19-91

**RECEIVED**

**Apr 24 2020**

**SC Court of Appeals**

**LAW OFFICES**  
Jonathan Harvey, Esquire  
1701 Richland Street  
Columbia, SC 29201  
(803) 779-3363  
(803) 779-3364 (FAX)

Amended Notice of Appeal.pdf  
800K

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY  
Court of General Sessions  
Allison R. Lee, Circuit Court Judge

Case No. 2018-GS-47-35  
Appellate Case No. 2020-000630

**RECEIVED**

**Apr 24 2020**

**SC Court of Appeals**

The State, ..... Respondent,

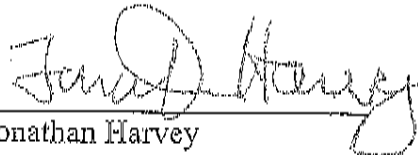
v.

Stanley Aladin, ..... Appellant.

PROOF OF SERVICE

I certify that I have served the Amended Notice of Appeal and Amended South Carolina Appellate Court Rule 203(d)(1)(B)(iv) Document on the Respondent by email at: [dfernandez@scag.gov](mailto:dfernandez@scag.gov). In accordance with the requirement of paragraph (g)(3) of the Supreme Court order Re: Operation of the Appellate Courts During the Coronavirus Emergency, dated March 20, 2020, a copy of the sent email is attached to this Proof of Service.

April 23, 2020



Jonathan Harvey  
1701 Richland Street  
Columbia, South Carolina 29201  
803-779-3363  
Attorney for Appellant

Law Office of  
**JONATHAN HARVEY**  
Attorney at Law

Tel: 803-779-3363  
Fax: 803-779-3364  
E-mail: harveylawfirm@gmail.com

1701 Richland Street  
Columbia, South Carolina 29201

April 23, 2020

Via Fax (803) 734-1839 and U.S. Mail  
The Hon. Jenny Abbot Kitchings, Clerk  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

**RECEIVED**  
**Apr 24 2020**  
**SC Court of Appeals**

RE: State v. Stanley Aladin  
2018-GS-47-35 (State Grand Jury)  
Appellate Case Number 2020-00630

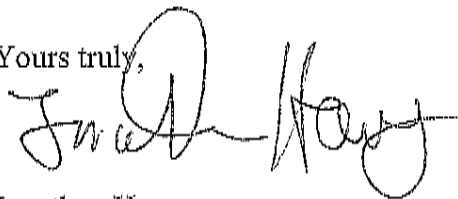
Dear Mr. Kitchings:

Please find enclosed the following documents:

- Motion to Reinstate Appeal  
Proof of Service
- Amended Notice of Appeal  
Copies of Judgments (Sentencing Sheets) to be challenged on Appeal  
2018-GS-45-35  
South Carolina Appellate Court Rule 203(d)(B)(iv) document  
Proof of Service

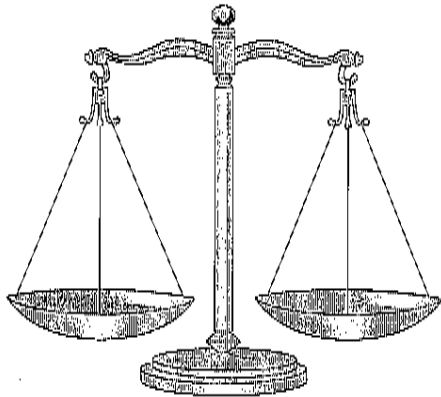
Please time stamp the enclosed copy of this letter and return a time-stamped copy of the enclosed documents.

Yours truly,



Jonathan Harvey

JH/lc  
19-91



**JONATHAN HARVEY**

Attorney at Law  
 1701 Richland Street  
 Columbia, South Carolina 29201  
 (803) 779-3363  
 Fax: (803) 779-3364  
[harveylawfirm@gmail.com](mailto:harveylawfirm@gmail.com)

**FAX COVER SHEET**

FAX NUMBER TRANSMITTED TO: (803) 734-1839

To: The Hon. Jenny Abbot Kitchings, Clerk  
 South Carolina Court of Appeals

From: Jonathan Harvey, Esq.

Client/Matter: State v. Stanley Aladin  
 Appellate Case No. 2020-00630

Date: April 23, 2020

**RECEIVED**  
**Apr 24 2020**  
**SC Court of Appeals**

DOCUMENTS	NUMBER OF PAGES
	16 including cover sheet

*The information contained in this facsimile message is information protected by attorney-client and/or the attorney/work product privilege. It is intended only for the use of the individual named above and the privileges are not waived by virtue of this having been sent by facsimile. If the person actually receiving this facsimile or any other reader of the facsimile is not the named recipient or the employee or agent responsible to deliver it to the named recipient, any use, dissemination, distribution, or copying of the communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via U.S. Postal Service.*

IF YOU DO NOT RECEIVE ALL PAGES, PLEASE TELEPHONE OUR OFFICE IMMEDIATELY AT (803) 779-3363.