

**RECEIVED**

MAR 26 2021

**SC Court of Appeals**

**THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS**

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**APPEAL FROM GREENVILLE COUNTY  
Court of General Sessions**

**Letitia Verdin, Circuit Court Judge**

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**Case No(s): 2019-GS-23-04177; 2019-GS-23-04178; 2019-GS-23-04180**

The State of South Carolina,

Respondent

v.

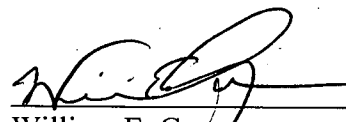
Daniel Lee Pease,

Appellant.

**STATEMENT PURSUANT TO RULE 203(d)(1)(B)(iv)**

Appellant pled guilty on December 10, 2020 and a Motion to Reconsider was filed on December 17, 2020. The denial of the Motion to Reconsider was filed on March 12, 2021. Undersigned counsel files this appeal at the request of Appellant and pursuant to In re Anonymous Member of the Bar, 303 S.C. 306, 400 S.E.2d 483 (1991), as well as Weathers v. State, 319 S.C. 59 (1995). Counsel knows of no issue that can be reviewed on appeal.

Date: March 22, 2021



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William E. Grove  
Thirteenth Circuit Public Defender  
305 E. North Street, Suite 123  
Greenville, SC 29601

cc:

Prosecutor

Respondent

WITNESSES

Clayton W Anderson

Greer Police Department

12/14/2018

*DA 6/11/18*

ARREST WARRANT NUMBER

2018A2320501674

ACTION OF GRAND JURY

TRUE BILL



FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2019-GS-23-

MLS

004177

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

June

TERM 2019

THE STATE

vs.

DANIEL LEE PEASE

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MAR 26 2021

SC Court of Appeals

Indictment for

0406

FELONY DUI  
(RESULTING IN GREAT BODILY INJURY)

VIOLATION § 56-05-2945

ENTERED  
ACCT *[Signature]*



STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Greenville
STATE VS. Daniel Lee Pease

INDICTMENT/CASE#: 2019GS2304177
A/W#: 2018A2320501674
Date of Offense: 12/5/2018
S.C. Code § : 56-05-2945(A)(1)
CDR Code #: 0406

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SC Court of Appeals

AKA:
Race: WHITE Sex: M Age: 40
DOB: SS#:
Address:
City, State, Zip:
DL#: 007979094 SID#:

SENTENCE SHEET

\*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was TO: DUI/FELONY DRIVING UNDER THE INFLUENCE, GREAT BODILY INJURY

CONVICTED OF or PLEADS

in violation of § 56-05-2945(A)(1) of the S.C. Code of Laws, bearing CDR Code # 0406
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 Presentation to Grand Jury.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Smith, Marcus 11832 SC Bar# Defendant Daniel Pease 77931 GROVE, WILLIAM E. Attorney for Defendant 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 \$ 10,000; 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: 2019-05-23-4180
The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.
Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered PTUP
Total: \$ plus 20% fee: \$ days/hours Public Service Employment

Payment Terms:
Set by SCDPPPS

Recipient:

Table with 2 columns: Description and Amount. Includes items like §14-1-206 (Assessments 107.5%), §14-1-211(A)(1) (Conv. Surcharge), §14-1-211(A)(2) (DUI Surcharge), §56-5-2995 (DUI Assessment), §56-1-286 (DUI Breath Test), Proviso (Public Def/Probation), §14-1-212 (Law Enforce. Funding), §14-1-213 (Drug Court Surcharge), §50-21-114(BUI Breath Test Fee), §56-5-2942(J) (Vehicle Assessment), 3% to County (if paid in installments), and TOTAL \$21,410.61.

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, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees.

Clerk of Court/ Deputy Clerk Paul B. Wickens
Court Reporter: Rardon

Presiding Judge
Judge Code: 2160
Sentence Date: DEC 10 2020

WITNESSES

Clayton W Anderson

Greer Police Department

12/14/2018

*RA 6/11/18*

ARREST WARRANT NUMBER  
2018A2320501675

ACTION OF GRAND JURY

TRUE BILL



FOREMAN GRAND JURY

*Foreperson of Grand Jury*

VERDICT

*Foreperson of Petit Jury*

Date:

DOCKET NO. 2019-GS-23-  
MLS 004170

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

June

TERM 2019

THE STATE

vs.

DANIEL LEE PEASE

Indictment for

0406

FELONY DUI (RESULTING IN GREAT BODILY  
INJURY)

VIOLATION § 56-05-2945

ENTERED  
ACCT *fel*

RECEIVED  
MAR 28 2021  
SC Court of Appeals

J

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF GREENVILLE )

INDICTMENT FOR  
FELONY DUI (RESULTING IN GREAT BODILY INJURY)

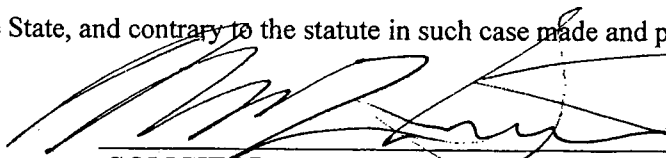
At a Court of General Sessions, convened on  
County present upon their oath:

the Grand Jurors of Greenville

JUN 11 2019

That DANIEL LEE PEASE did in Greenville County, on or about the 5th day of December, 2018, drive a motor vehicle while under the influence of alcohol, drugs, or a combination of both, and did an act forbidden by law and/or neglected a duty imposed by law, to wit: The defendant failed to exercise due care and/or operated the motor vehicle at a high rate of speed, striking another vehicle in the rear, which acts and/or neglect proximately caused great bodily injury to J. B. This is in violation of §56-5-2945 of the South Carolina Code of Laws (1976) as amended.

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

  
SOLICITOR BAR # 11832

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Greenville
STATE VS. Daniel Lee Pease

INDICTMENT/CASE#: 2019GS2304178
A/W#: 2018A2320501675
Date of Offense: 12/5/2018
S.C. Code §: 56-05-2945(A)(1)
CDR Code #: 0406

AKA:
Race: WHITE Sex: M Age: 40
DOB: SS#:
Address:
City, State, Zip:
DL#: SID#:

SENTENCE SHEET

0-15
10,000

\*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was
TO: DUI/FELONY DRIVING UNDER THE INFLUENCE, GREAT BODILY INJURY

CONVICTED OF or PLEADS

in violation of § 56-05-2945(A)(1) of the S.C. Code of Laws, bearing CDR Code # 0406
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.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

Smith, Marcus 11832 SC Bar# Defendant Daniel Pease 77931 SC Bar# GROVE, WILLIAM E. Attorney for Defendant

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 \$ 10,000; 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.

2019-GS-23-417

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SC Court of Appeals

CONCURRENT or CONSECUTIVE to sentence on:
The Defendant is to be given credit for time served pursuant to S.C. Code §24-13-40 to be calculated and applied by SCDOC.
The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.
Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered PTUP
Total: \$ plus 20% fee: \$ days/hours Public Service Employment

Payment Terms:
Set by SCDPPS

Recipient:

Table with 3 columns: Description, Amount, Total. Includes items like §14-1-206 (Assessments 107.5%), §14-1-211(A)(1) (Conv. Surcharge), §14-1-211(A)(2) (DUI Surcharge), §56-5-2995 (DUI Assessment), §56-1-286 (DUI Breath Test), Proviso (Public Def/Probation), §14-1-212 (Law Enforce. Funding), §14-1-213 (Drug Court Surcharge), §50-21-114 (BUI Breath Test Fee), §56-5-2942(J) (Vehicle Assessment), 3% to County (if paid in installments).

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, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees.

TOTAL \$ 21,410.61

Clerk of Court/ Deputy Clerk Paul B. Wickens
Court Reporter: Haroon

Presiding Judge
Judge Code: 2169
Sentence Date: DEC 10 2020

**WITNESSES**

Clayton W Anderson

Greer Police Department

12/14/2018

*QA 6/11/19*

**ARREST WARRANT NUMBER**  
2018A2320501679

**ACTION OF GRAND JURY**

**TRUE BILL**

**FOREMAN GRAND JURY**

*Foreperson of Grand Jury*

**VERDICT**

*Foreperson of Petit Jury*  
Date:

DOCKET NO. 2019-GS-23-<sup>MLS</sup> 004180

The State of South Carolina

County of Greenville

**COURT OF GENERAL SESSIONS**

June TERM 2019

THE STATE

vs.

DANIEL LEE PEASE

Indictment for

0395

FELONY DUI  
(RESULTING IN DEATH)

VIOLATION § 56-05-2945

ENTERED  
ACCT *RL*

SC Court of Appeals

MAR 28 2019

RECEIVED

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF GREENVILLE )

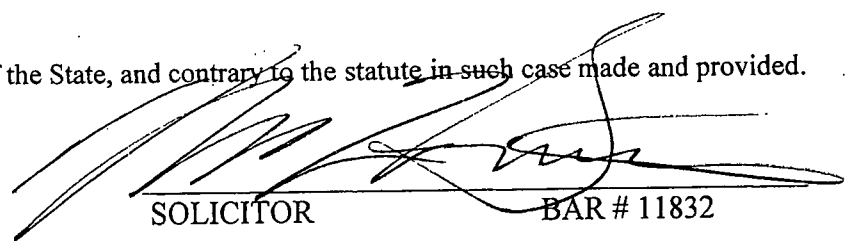
INDICTMENT FOR  
FELONY DUI  
(RESULTING IN DEATH)

At a Court of General Sessions, convened on JUN 11 2019 the Grand Jurors of Greenville

County present upon their oath:

That DANIEL LEE PEASE did in Greenville County, on or about the 5th day of December 2018, drive a motor vehicle while under the influence of alcohol, drugs, or a combination of both, and did an act forbidden by law and/or neglected a duty imposed by law, to wit: The defendant failed to exercise due care and/or operated the motor vehicle at a high rate of speed striking another vehicle in the rear, which acts and/or neglect proximately caused the death of JOSHUA BURGESS. This is in violation of §56-5-2945 of the South Carolina Code of Laws (1976) as amended.

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

  
SOLICITOR BAR # 11832

STATE OF SOUTH CAROLINA )  
 COUNTY OF Greenville )  
 STATE VS. )  
Daniel Lee Pease )  
 AKA: \_\_\_\_\_ )  
 Race: WHITE Sex: M Age: 40 )  
 DOB: \_\_\_\_\_ SS#: \_\_\_\_\_ )  
 Address: \_\_\_\_\_ )  
 City, State, Zip: \_\_\_\_\_ )  
 DL#: \_\_\_\_\_ SID#: \_\_\_\_\_ )  
 \*CDL Yes  No  CMV Yes  No  Hazmat Yes  No

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2019GS2304180  
 A/W#: 2018A2320501679  
 Date of Offense: 12/5/2018  
 S.C. Code § : 56-05-2945(A)(2)  
 CDR Code #: 0395

SENTENCE SHEET

125  
# 25,100

CONVICTED OF or  PLEADS

in violation of § 56-05-2945(A)(2) of the S.C. Code of Laws, bearing CDR Code # 0395  
 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. (defendant's initials)  
 The plea is:  Without Negotiations or Recommendation,  Negotiated Sentence,  Recommendation by the State.

ATTEST: [Signature] 11832 Daniel Pease [Signature] 77931  
 Smith, Marcus SC Bar# Defendant GROVE, WILLIAM E. SC Bar#  
 Attorney for Defendant

WHEREFORE, the Defendant is committed to the  State Department of Corrections,  County Detention Center,  
 for a determinate term of 30 days/months/years or  under the Youthful Offender Act not to exceed \_\_\_\_\_ years  
 and/or to pay a fine of \$ 25,100 provided that upon the service of \_\_\_\_\_ days/months/years and/or payment  
 of \$ \_\_\_\_\_; plus costs and assessments as applicable\*; the balance is suspended with probation for \_\_\_\_\_  
 months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation,  
 which are incorporated by reference.

CONCURRENT or  CONSECUTIVE to sentence on: \_\_\_\_\_  
 The Defendant is to be given credit for time served pursuant to S.C. Code §24-13-40 to be calculated and applied by SCDOC.  
 The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.

Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION:  Deferred  Def. Waives Hearing  Ordered PTUP

Total: \$ \_\_\_\_\_ plus 20% fee: \$ \_\_\_\_\_ days/hours Public Service Employment

Payment Terms: \_\_\_\_\_  
 Set by SCDPPPS \_\_\_\_\_

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

*Fine:		\$	<u>25,100</u>
§14-1-206 (Assessments 107.5 %)		\$	<u>26,982.50</u>
§14-1-211(A)(1) (Conv. Surcharge)	\$100	\$	
§14-1-211(A)(2) (DUI Surcharge)	\$100	\$	
§56-5-2995 (DUI Assessment)	\$12	\$	<u>12</u>
§56-1-286 (DUI Breath Test)	\$25	\$	<u>25</u>
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)		\$	<u>1563.59</u>
TOTAL		\$	<u>53,683.09</u>

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, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees.

Presiding Judge [Signature]  
 Judge Code: 2160  
 Sentence Date: DEC 10 2020

RECEIVED  
 MAR 26 2021  
 SC Court of Appeals

Clerk of Court/ Deputy Clerk Paul B. Wickens  
 Court Reporter: Hardoon