

STATE OF SOUTH CAROLINA)
)
)
vs.)
)
Bobbie Leigh-Roberts,)
)
Defendant.)
_____)

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Indictment No: 2020GS3201610

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APR 05 2021

SC Court of Appeals

RULE 203(B) EXPLANATION

Pursuant to Rule 203(B)(iv), the undersigned asserts that she does not have a good faith basis to believe that any issues are properly before the Court of Appeals, and the undersigned did not object to the sentence or file a motion to reconsider the sentence. Nevertheless, the undersigned consulted with the Appellant about her right to appeal, and after consultation, the undersigned has filed the instant appeal at the request of the Appellant because the Sixth Amendment requires counsel to follow the Appellant's request. *See Frazer v. South Carolina*, 430 F.3d 696, 706 (4th Cir. 2005) ("A defendant has a right to pursue a direct appeal, even if frivolous, which counsel must assist as 'an active advocate on behalf of his client.'") (quoting *Anders v. California*, 386 U.S. 738, 744 (1967)).

Respectfully submitted,



Jean Marie Popowski
Assistant Public Defender
202 E. Main Street
Lexington, SC 29072
(803) 785-8873

Lexington, South Carolina
April 1, 2021

OFFICE OF THE PUBLIC DEFENDER
ELEVENTH JUDICIAL CIRCUIT
LEXINGTON, SALUDA, EDGEFIELD, AND MCCORMICK COUNTIES

ROBERT M. MADSEN
CIRCUIT PUBLIC DEFENDER

ELIZABETH FULLWOOD
LEXINGTON PUBLIC DEFENDER
202 East Main Street
Lexington, SC 29072
Telephone: (803) 785-8873
Fax: (803) 785-1443

BENNETT CASTO
TRI-COUNTY PUBLIC DEFENDER
Post Office Box 1852
McCormick, SC 29835
Telephone: (864) 852-9555
Fax: (864) 852-9554

April 1, 2021

Bobbie Leigh-Roberts, INMATE
Lexington Detention Center
Old Jail - 3B-07

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SC Court of Appeals

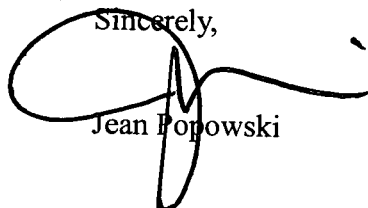
Dear Ms. Leigh-Roberts:

Enclosed is a document for the appeal you asked me to file. It is titled Rule 203 Explanation. Court rules require an attorney to inform the court whether or not they believe an appeal has merit when the appeal is from a guilty plea. I do not have a good faith basis to believe that your appeal has merit. The purpose of this letter is to advise you that you have twenty (20) days from the date of this letter to inform the South Carolina Court of Appeals in writing of any arguable basis on which to assert that there are issues preserved for appeal in your case. You can write the court at this address:

**South Carolina Court of Appeals
P.O. Box 11629
Columbia SC 29211**

With kind regards, I am,

Sincerely,



Jean Popowski

enclosure

WITNESSES

Lexington County Sheriffs Department

Jacob E Hendrix

Law Enforcement Case #: 20002986

KO

ARREST WARRANT NUMBER

2020A3210200605

ACTION OF GRAND JURY

Foreperson of Grand Jury
Date: 3/22/21

VERDICT

TRUE BILL

Foreperson of Petit Jury
Date:

DOCKET NO. 2020GS3201610A

The State of South Carolina
County of Lexington

COURT OF GENERAL SESSIONS

March TERM 2021

THE STATE

vs.

Bobbie-Leigh Roberts

CDR #: 2481

Amended Indictment for

Unlawful Conduct Towards a Child

§ 63-05-0070

S.R. Hubbard III, SOLICITOR

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APR 05 2021

SC Court of Appeals

A TRUE COPY

[Signature]
Lex. Co. C.C.C.P. G.S. 88-10C.

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)
)

AMENDED INDICTMENT FOR
Unlawful Conduct Towards a Child

§ 63-05-0070

At a Court of General Sessions, convened in *March* of 2021, the Grand Jurors of Lexington County present upon their oath:

That **Bobbie-Leigh Roberts** in Lexington County, South Carolina, on or between January 1, 2019, to March 23, 2020, while being the parent of the minor child, Christopher Monroe, did place the child at unreasonable risk of harm affecting the child's life, physical or mental health, or safety; to wit: the defendant kept deplorable living conditions for the victim and/or medically neglected and/or physically neglected the victim who, as a result, suffered from inadequate nutrition, weight loss, and/or bug bites, as defined in Section 63-07-20 and in violation of Section 63-05-70 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.



ASSISTANT SOLICITOR

THOMAS BURT A
2021 MAR 23

0-10 weeks and/or fine

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Lexington
STATE VS.
Bobbie-Leigh Roberts

INDICTMENT/CASE#: 2020GS3201610

AKA:

A/W#: 2020A3210200605

Race: White Sex: F Age: 29

Date of Offense: 3/23/2020

DOB: SS#:

S.C. Code §: 63-05-0070

Address:

CDR Code #: 2481

City, State, Zip:

DL#: SID#: SC02006991

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was TO: Children / Legal custodian, unlawful neglect of child or helpless person

CONVICTED OF or PLEADS

RECEIVED APR 05 2021 SC Court of Appeals SENTENCE SHEET

in violation of § 63-05-0070 of the S.C. Code of Laws, bearing CDR Code # 2481
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §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.

103245 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 10 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 5 days/months/years and/or payment
of \$; plus costs and assessments as applicable*; the balance is suspended with probation for 3 years

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 SCDOP.

The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-115.
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: \$

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) \$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) \$.

TOTAL \$ 625.00

Clerk of Court/ Deputy Clerk: Lisa Gomez

Court Reporter: Mary Ann Newsome

SCCA217 (04/2018)

days/hours Public Service Employment

Obtain GED

Attend Voc. Rehab. or Job Corp. Vac Rehab

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: RECOMMEND

ATU while incarcerated; mental health treatment while on probation.

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: Debra R. McCoolin

Judge Code: 2769

Sentence Date: 3/28/21

TRUE COPY Lex. Co. C.C.C.P., G.S. & F.C.