

THE STATE OF SOUTH CAROLINA
In the Supreme Court

RECEIVED

APR 3 2013

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas
The Honorable Clifton Newman, Circuit Court Judge

S.C. Supreme Court

Case No. 2012-CP-40-4460

In The Matter of the Care and Treatment of Timothy Geter

Timothy Geter.....Appellant,

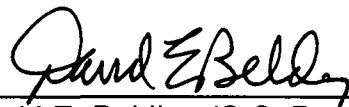
v.

State of South Carolina.....Respondent.

NOTICE OF APPEAL

Timothy Geter appeals from the *Order of Commitment* of the Honorable Clifton Newman, Circuit Court Judge, in this case, dated and filed April 2, 2013, committing Appellant to the South Carolina Department of Mental Health for his long-term control, care and treatment. Appellant's counsel received notice of entry of this *Order* on April 2, 2013

BY:



David E. Belding (S.C. Bar #00623)
Post Office Box 11964
Columbia, South Carolina 29211
(803) 665-3161
ATTORNEY FOR APPELLANT

Columbia, South Carolina
April 3, 2013

Other Counsel of Record:
James G. Bogle, Jr., Esquire
Senior Assistant Attorney General
Post Office Box 11549
Columbia, South Carolina 29211-1549
(803) 734-1173
Attorney for Respondent

THE STATE OF SOUTH CAROLINA
In the Supreme Court

RECEIVED

APR 3 2013

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas
The Honorable Clifton Newman, Circuit Court Judge

S.C. Supreme Court

Case No. 2012-CP-40-4460

In The Matter of the Care and Treatment of Timothy Geter

Timothy Geter.....Appellant,

v.

State of South Carolina.....Respondent.

PROOF OF SERVICE

I certify that I have served the *Notice of Appeal* on James G. Bogle, Jr., Esquire, Senior Assistant Attorney General, counsel for Respondent, by depositing a copy of same in the United States Mail, postage prepaid, on April 3, 2013, addressed to him as counsel of record at Post Office Box 11549, Columbia, South Carolina, 29211-1549.

April 3, 2013



David E. Belding (SC Bar #00623)
Post Office Box 11964
Columbia, South Carolina 29211
(803) 665-3161
ATTORNEY FOR APPELLANT

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

IN THE COURT OF COMMON PLEAS
FIFTH JUDICIAL CIRCUIT

IN THE MATTER OF THE CARE)
AND TREATMENT OF)
TIMOTHY GETER,)
RESPONDENT.)

CASE NO. 2012-CP-40-4460

ORDER OF COMMITMENT

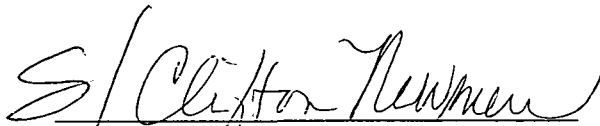
The trial of this case was held in the County of Richland in the Court of Common Pleas the week of April 1, 2013. A jury of citizens from Richland County heard this case pursuant to a request for a jury trial filed by the State. Assistant Attorney General James G. Bogle, Jr. represented the State. David E. Belding, Esquire, represented the Respondent. The jury having heard the presentation of the evidence made the following findings of fact pursuant to South Carolina Code Sections 44-48-90 and 44-48-100:

The State has proven beyond a reasonable doubt that Respondent, Timothy Geter, is a sexually violent predator as that term is defined in South Carolina Code Section 44-48-30.

NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED THAT

- (a) Respondent is committed to the Department of Mental Health for his long-term control, care and treatment;
- (b) Respondent is to continue to be detained at the Alvin S. Glenn County Detention Center, and then transported to the secure facility of the South Carolina Department of Mental Health, at 4460 Broad River Road, Columbia, SC 29210. The Detention Center is to transport Respondent on such scheduled date as it coordinates with the Department of Mental Health.

AND IT IS SO ORDERED.



Presiding Judge
for the Fifth Judicial Circuit
Court of Common Pleas

April 2, 2013
Columbia, South Carolina

RECEIVED

APR 3 2013

S.C. Supreme Court

2013 APR 2 PM 1:41
FILED
RICHLAND COUNTY
CLAYTON NEWMAN
ESQUIRE