

STATE OF SOUTH CAROLINA)
)
)
 vs.)
)
)
 Christopher McGuire)
)
)
 Defendant.)
)
 _____)

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

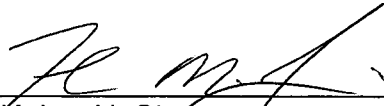
Indictment No(s): 2020GS3200271
2020GS3200274

RULE 203(B) EXPLANATION

Pursuant to Rule 203(B)(iv), the undersigned asserts that he 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 his 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,

RECEIVED
JUL 02 2021
SC Court of Appeals



Kebra N. Simpson
Assistant Public Defender
202 East Main Street
Lexington, South Carolina
(803) 785-8873

Lexington, South Carolina
June 28, 2021

WITNESSES

Columbia Police Department
Law Enforcement Case #: 190036103

Jamie Rogers

AGM

ARREST WARRANT NUMBER

2019A4021604043

ACTION OF GRAND JURY

TRUE BILL

Chloe Hubbard
Foreperson of Grand Jury
Date: 3/09/20

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2020GS3200271

The State of South Carolina

County of Lexington

COURT OF GENERAL SESSIONS

MARCH TERM 2020

THE STATE

vs.

Christopher Mcguire

CDR #: 0258

Indictment for

Breaking into Motor Vehicle

§ 16-13-0160(A)(1)

S.R. Hubbard III, SOLICITOR

RECEIVED

JUL 02 2021

SC Court of Appeals

A TRUE COPY

[Signature]
Lex. Co. C.C.C.P., G.S. & F.C.

SCANNED 03/16/2020

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)
)

INDICTMENT FOR
Breaking into Motor Vehicle
§ 16-13-0160(A)(1)

At a Court of General Sessions, convened in March 2020, the Grand Jurors of Lexington County present upon their oath:

That Christopher Mcguire did in Lexington County, South Carolina, on or about December 15, 2019, break or attempt to break into a motor vehicle belonging to David Blanks that was located 3600 Harbison Blvd., Columbia, with the intent to steal the same or anything of value there from; in violation of Section 16-13-160(A)(1) of the Code of Laws of South Carolina, (1976, as amended).

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



SR. ASSISTANT SOLICITOR

STATE OF SOUTH CAROLINA

COUNTY OF Lexington
STATE VS.

Christopher McGuire

AKA: _____

Race: White Sex: M Age: 42

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: Breaking and Entering auto

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2020GS3200271

A/W#: 2019A4021604043

Date of Offense: 12/15/2019

S.C. Code §: 16-13-0160(A)(1)

CDR Code #: 0258

RECEIVED

JUL 02 2021

SC Court of Appeals

SENTENCE SHEET

CONVICTED OF or PLEADS active

in violation of § 16-13-0160(A)(1) of the S.C. Code of Laws, bearing CDR Code # 0258
 NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45
(CSC w/minor 1st or CSC w/minor 3rd)

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] 64062 [Signature] Kebra N. Simpson 103278
Solicitor 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 3 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 1 days/months/years and/or payment

of \$ _____; plus costs and assessments as applicable*; the balance is suspended with probation for 2 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: 2020GS3200274
 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 §17-25-135.

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: \$ _____

Payment Terms: _____

Set by SCDPPPS _____

Recipient: _____

*Fine: _____ \$

§ 14-1-206 (Assessments 107.5%) _____ \$

§ 14-1-211(A)(1) (Conv. Surcharge) \$100 \$ 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 \$ 500

§ 14-1-212 (Law Enforce. Funding) \$25 \$ 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 [Signature]

Court Reporter: Steve LeBlanc

SCCA/217 (04/2018)

_____ 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: _____

intensive drug supervision

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 McCasli

Judge Code: 2769

Sentence Date: 6/25/2021

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

* VACATE BW *

WITNESSES

Columbia Police Department
Law Enforcement Case #: 190036103

Samie Rogers

AGM

ARREST WARRANT NUMBER

2019A4021604046

ACTION OF GRAND JURY

DUE BILL

Chelsie M. Miller
Foreperson of Grand Jury
Date: 3/09/20

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2020GS3200274

The State of South Carolina
County of Lexington

COURT OF GENERAL SESSIONS

March TERM 2020

THE STATE

vs.

Christopher Mcguire

CDR #: 3009

Indictment for

Possession of less than 1 gram of
Methamphetamine

§ 44-53-0375(A)

S.R. Hubbard III, SOLICITOR

RECEIVED

JUL 02 2021

SC Court of Appeals

A TRUE COPY

Chelsie M. Miller
Lex. Co. C.C.C.P., G.S. & F.C.

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)
)

INDICTMENT FOR
Possession of less than 1 gram of
Methamphetamine

§ 44-53-0375(A)

At a Court of General Sessions, convened in March 2020, the Grand Jurors of
Lexington County present upon their oath:

That **Christopher Mcguire** did in Lexington County, South Carolina on or about
December 15, 2019, knowingly and intentionally possess less than one gram of
methamphetamine or cocaine based controlled substance to wit: Methamphetamine
under provisions of § 44-53-110, et. Seq. and in violation of § 44-53-375(A) Code of
Laws of South Carolina, 1976, as amended.

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



SR. ASSISTANT SOLICITOR

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Lexington
STATE VS.

INDICTMENT/CASE#: 2020GS3200274

Christopher Mcguire

A/W#: 2019A4021604046

Date of Offense: 12/15/2019

S.C. Code §: 44-53-0375(A)

CDR Code #: 3009

RECEIVED

JUL 02 2021

SC Court of Appeals

AKA:
Race: White Sex: M Age: 42
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: Possession of meth

CONVICTED OF or PLEADS

in violation of § 44-53-0375(A) of the S.C. Code of Laws, bearing CDR Code # 3009
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.

Solicitor 64062 Defendant Kebra N. Simpson 103278
SC Bar# SC Bar#

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

for a determinate term of 3 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 1 days/months/years and/or payment
of \$; plus costs and assessments as applicable*; the balance is suspended with probation for 2 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 § 17-25-135.

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: \$

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 \$275.00

Clerk of Court/ Deputy Clerk Steve LeBlanc

SCCA/217 (04/2018)

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

Presiding Judge Debra McCaslin

Judge Code: 2769

Sentence Date: 6/25/2021

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

* VACATEBU *

Handwritten signature