

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

**RECEIVED**  
**Dec 07 2020**  
SC Court of Appeals

Appeal from Berkeley County

Honorable Roger M. Young, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

ANTHONY HOULK CRAVEN,

APPELLANT

APPELLATE CASE NO 2020-000777

RECORD ON APPEAL

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Attorney General

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ATTORNEY FOR APPELLANT

ATTORNEYS FOR RESPONDENT

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1 STATE OF SOUTH CAROLINA ) COURT OF COMMON PLEAS  
2 COUNTY OF BERKELEY ) CASE NO. 2017GS1000259

3  
4 STATE OF SOUTH )  
CAROLINA, )  
5 Plaintiff, ) Transcript of Record  
6 vs. )  
7 ANTHONY HOULK CRAVEN, ) Date: April 28, 2020  
8 Defendant. )

9 \* \* \* \* \*

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B E F O R E:

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The Honorable Roger Young

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Denise J. Lauder, RPR

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Ninth Judicial Circuit

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INDEX OF EXHIBITS

(No exhibits were offered or  
marked for identification.)

1 (The following proceedings were had  
2 4/28/20, 10:14 a.m., Berkeley County, Judge Young.)

3 THE COURT: Next I have Anthony Craven.  
4 Is that you.

5 THE DEFENDANT: Yes, sir.

6 THE COURT: Okay. This is  
7 Mr. Schwacke's case.

8 EXAMINATION

9 BY THE COURT:

10 Q. Mr. Craven, you are here today. I'm  
11 told you want to plead guilty to receiving stolen  
12 goods enhancement which can get you up to ten  
13 years. Do you want to plead guilty to that charge?

14 A. Yes, Your Honor.

15 Q. All right. This case has not been  
16 presented to the grand jury. Do you want to give  
17 up your right to have the grand jury review it?

18 A. Yes, Your Honor.

19 Q. You also understand that we are not  
20 holding court in a courtroom. Normally, you would  
21 have the right to have -- be present in the  
22 courtroom along with your lawyer.

23 If you want to plead guilty today, you  
24 would give up your right to have this heard live in  
25 a courtroom. We're doing it live via

1 videoconference. Do you understand that?

2 A. Yes, sir.

3 Q. That's all right with you?

4 A. Yes, Your Honor.

5 Q. You understand also that you are able  
6 to see your lawyer there on the screen. If you  
7 need to speak with him privately, all you have to  
8 do is just say, look, I need to speak with my  
9 lawyer a minute, and we'll work that out so you can  
10 speak with him privately. Do you understand that?

11 A. Yes, Your Honor.

12 Q. Okay. You also have the right to a  
13 jury trial. You give up your right to a jury trial  
14 by pleading guilty. If you want a trial, you stop  
15 me and we'll arrange that for you.

16 The State then has to present enough  
17 evidence to convince 12 jurors that you are guilty  
18 beyond a reasonable doubt. All 12 have to agree  
19 you are guilty in order to convict you. If  
20 convicted, you would have the right to appeal. Do  
21 you understand those rights?

22 A. Yes, Your Honor.

23 Q. And you want to give those rights up  
24 and plead guilty?

25 A. Yes, Your Honor.

1 Q. Are you pleading guilty to this charge  
2 because you're guilty of it?

3 A. Yes, sir.

4 Q. Are you under the influence of drugs or  
5 alcohol today?

6 A. No, sir.

7 Q. Do you need any more time with your  
8 lawyer?

9 A. No.

10 Q. Are you satisfied with his  
11 representation?

12 A. Yes, sir.

13 Q. The State is recommending that I give  
14 you time served. Other than that, has anybody  
15 promised you anything or threatened you to plead  
16 guilty?

17 A. No, sir.

18 Q. How old are you?

19 A. I'm 45.

20 Q. How far did you get in school?

21 A. Ninth grade.

22 Q. Did you have a job before you got  
23 locked up?

24 A. I was trying to get SSI.

25 Q. Say that again.

1 A. I'm trying to get my SSI.

2 Q. Oh, okay. Are you under the influence  
3 of drugs or alcohol today?

4 A. No, sir.

5 Q. Are you married?

6 A. No, not now.

7 THE COURT: All right. Does he  
8 understand what he's doing, Mr. Schwacke?

9 MR. SCHWACKE: He does, Your Honor.  
10 This is also a probation violation.

11 THE COURT: All right. What's he on  
12 probation for?

13 PROBATION AGENT: He's been on  
14 probation from January 2nd from 2019. He was  
15 sentenced by Judge Dennis for ten years, suspended  
16 upon the service of five and four years probation.

17 Mr. Craven has not done well on  
18 probation. We're asking for a revocation. We're  
19 agreeable to a partial revocation, but he's been on  
20 before and he's been revoked in the past.

21 He's been in the system since the '90s,  
22 and we just don't think he's a good candidate for  
23 community supervision at this time.

24 MR. SCHWACKE: Do you have an  
25 indication as to how much time he would have credit

1 for, Darien?

2 PROBATION AGENT: Let me look.

3 MR. SCHWACKE: The reason I'm asking,  
4 it shows an arrest date for this offense of July  
5 back in 2016. It does not appear from that that he  
6 ever made bond. And then when he pled with Judge  
7 Dennis in January of 2017, he had to then go and  
8 serve partial of that split sentence. He come into  
9 probation at that point, so April 1, 2019.

10 So it looks like he has a lot of time  
11 that's --

12 PROBATION AGENT: I believe he was out  
13 at some point. This is out of Charleston.

14 MR. SCHWACKE: It shows that he pled  
15 guilty disposition date of January 18, 2017. Shows  
16 he was arrested July 22nd of 2016. From my  
17 information, it does not indicate any type of  
18 release post --

19 PROBATION AGENT: Initially, he was  
20 given credit for 182 days on that five years.

21 THE COURT: Sounds like somebody is in  
22 a room where there's people talking in the  
23 background. Do we know who that is?

24 UNIDENTIFIED PERSON: Your Honor, it's  
25 in the jail, within the background of the jail.

1 THE COURT: Oh, all right.

2 PROBATION AGENT: And he was given  
3 182 days of credit, but he was -- he was out. He  
4 was out in the community when he committed these  
5 new offenses.

6 MR. SCHWACKE: Right. Yeah. He's been  
7 out since he went active -- active supervision,  
8 which was April 1st. Right?

9 That's when you-all actually began your  
10 supervision is April 1st?

11 THE COURT: What are you asking me to  
12 do, Mr. Schwacke?

13 MR. SCHWACKE: I'm just trying to  
14 figure out and make sure that he gets credit for  
15 the full amount of time that he has. I think it  
16 also might help in terms of what the sentence would  
17 be...

18 THE COURT: You're kind of breaking up.

19 MR. SCHWACKE: The reason I'm asking, I  
20 just want to make sure that he's getting full  
21 credit for this, and I don't -- it may affect how  
22 you're able to fashion a sentence based on the  
23 amount of time that it seems --

24 PROBATION AGENT: For the credit, we'll  
25 check all the boxes and they will calculate the

1 time.

2 MR. SCHWACKE: All right. Just in  
3 terms of this, it looks like it's substantial time  
4 and he's there. My --

5 THE COURT: What was the charge that he  
6 was out on probation for?

7 MR. SCHWACKE: Burglary second,  
8 nonviolent.

9 PROBATION AGENT: Burglary second,  
10 nonviolent.

11 THE COURT: All right. Do you want to  
12 say anything else, Mr. Schwacke, on his behalf?

13 MR. SCHWACKE: Oh, there will be more  
14 on his behalf. The State hasn't said the facts  
15 yet.

16 THE COURT: Is there anything else from  
17 the State?

18 MS. ROCHESTER: Yes, Your Honor. I  
19 would like to just briefly put the facts on the  
20 record.

21 November 24, 2019, law enforcement was  
22 patrolling the Nexton Boulevard area in the  
23 Foxborough subdivision of Berkeley County at  
24 1:47 a.m. when they observed a vehicle parked with  
25 the bright rights on in the intersection.

1           When law enforcement pulled behind the  
2 vehicle, the defendant exited the driver's side of  
3 the vehicle and began walking towards law  
4 enforcement without prompting.

5           Law enforcement then ran a check of the  
6 vehicle license plate which returned the plate was  
7 stolen. A search of the defendant located a small  
8 plastic bag that field tested presumptive for a  
9 small amount of methamphetamine.

10           He was convicted, as you've already  
11 heard, in 2017 of burglary second for which he's on  
12 probation. We were just going to ask for time  
13 served for our sentence and let the probation  
14 revocation control.

15           THE COURT: All right. Mr. Schwacke.

16           MR. SCHWACKE: Thank you, Your Honor.  
17 Mr. Craven is 45. He's been in the low country all  
18 of his life. He lives in Awendaw with his mother.  
19 He's the father to 13 kids and grandfather to 11  
20 more.

21           He attended Lincoln High School into  
22 the ninth grade. He did not complete high school,  
23 nor did he obtain a GED. He was diagnosed as  
24 learning disabled and he had an IEP throughout his  
25 education.

1           He has worked in the past; employed  
2     doing some carpentry work. He's currently  
3     unemployed, seeking SSI due to a psychiatric  
4     diagnosis of paranoid schizophrenia with bipolar  
5     disorder. He's currently being treated with Haldol  
6     at the jail.

7           The sentence that I've been sort of  
8     trying to figure out, probation began on April 1st.  
9     Judge Dennis had sentenced him ahead of that.  
10    There were special conditions of probation  
11    including random testing and taking all medication,  
12    counseling as deemed necessary.

13           Mr. Craven lives in Charleston County.  
14    His probation -- this offense and burglary offense  
15    was in Charleston. He lives in Charleston County  
16    in the Awendaw area with his mother.

17           He indicated that he was trying to  
18    report. He said that his agent was Agent Boone.  
19    I'm not familiar with an Agent Boone in Charleston,  
20    but I'm not familiar with most of the Charleston  
21    officers.

22           Anthony tells me there were instances  
23    where Agent Boone was unavailable when he reported.  
24    He was told to report back. In one of those times  
25    he was told to report back he had gotten arrested

1 for this offense.

2 Mr. Craven has been in custody now for  
3 the new offense for 157 days. And it seems that  
4 what Probation was saying there that there was an  
5 additional 92 days of credit for time served.

6 THE COURT: How many days did you say?

7 MR. SCHWACKE: I'll double-check with  
8 Darien, because I thought he said 182.

9 THE COURT: 156 is what's written on  
10 this sheet.

11 MR. SCHWACKE: And that is the new time  
12 for the possession of a stolen motor vehicle.  
13 That's where the property comes -- I mean, he does  
14 have a total credit of 339 if you add the two  
15 together.

16 THE COURT: Mr. Craven, do you want to  
17 say anything?

18 THE DEFENDANT: Yes, Your Honor. I  
19 reported every time that I was supposed to report  
20 until I got locked up. When I got locked up, I  
21 couldn't report then. That's the only time I  
22 didn't report. Every time I was supposed to report  
23 to Mr. Boone, I reported.

24 THE COURT: Okay. Well, you're also  
25 not supposed to get convicted or arrested for

1 anything else, so...

2 THE DEFENDANT: I understand that, Your  
3 Honor.

4 THE COURT: All right.

5 THE DEFENDANT: I'm just trying to get  
6 back home to my kids. I ain't had no problem on  
7 probation.

8 THE COURT: All right. His original  
9 sentence was how much for the probation charge?

10 PROBATION AGENT: It was ten years,  
11 suspended on five, and four years probation.

12 He had a split sentence.

13 THE COURT: All right. Here's what I'm  
14 going to do. I'm going to give him time served on  
15 this charge. I'll revoke two years on his  
16 probation and terminate that and it will run  
17 concurrent with this. I will let Probation sort  
18 out how many days he has left to serve on two  
19 years.

20 I will give him credit for the time he  
21 served while he was sitting in jail on this. If  
22 he's due any additional time, then he's entitled to  
23 it, but I don't get a sense that anybody is real  
24 clear right now how many days that is, so...

25 PROBATION AGENT: If Mr. Schwacke can

1 provide me with that, I'll write it on the Form 9.

2 THE COURT: Okay. Thank you.

3 MR. SCHWACKE: Thank you.

4 (These proceedings were concluded at  
5 10:27 a.m.)

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CERTIFICATE OF REPORTER

I, Carol Denise Lauder, Registered Professional Reporter and Notary Public for the State of South Carolina at Large, do hereby certify that the foregoing transcript is a true, accurate, and complete record.

I further certify that I am neither related to nor counsel for any party to the cause pending or interested in the events thereof.

Witness my hand, I have hereunto affixed my official seal this 9th day of June, 2020 at Charleston, Charleston County, South Carolina.

S/Carol Denise Lauder  
Carol Denise Lauder  
Registered Professional  
Reporter, CP  
My Commission expires  
February 27, 2028

ERC/0319869  
WITNESSES

North Charleston Police Department

AGENCY CASE NUMBER

2016-021790

ARREST WARRANT NUMBER

2016A1021000629

DATE OF ARREST

07/22/2016

ACTION OF GRAND JURY

**TRUE BILL**

*L. Ferguson* Jan 11 2017  
Foreperson of Grand Jury Date:

VERDICT

Foreperson of Petit Jury Date:

DOCKET NO. 2017-GS-10-00259

The State of South Carolina

County of Charleston

**FILED**

1/24/2017 3:27:35 PM

JULIE J. ARMSTRONG  
CLERK OF COURT

COURT OF GENERAL SESSIONS

JANUARY TERM 2017

THE STATE

VS.

ANTHONY HOULK CRAVEN  
W/M DOB: [REDACTED]

Indictment for

BURGLARY SECOND DEGREE (NON-  
VIOLENT)

SC Code: § 16-11-0312  
CDR Code: 0080

STATE OF SOUTH CAROLINA

INDICTMENT

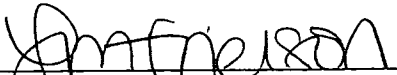
COUNTY OF CHARLESTON

At a Court of General Sessions, convened January 2017, the Grand Jurors of Charleston County present upon their oath:

**BURGLARY SECOND DEGREE (NON-VIOLENT)**

That in Charleston County on or about July 19, 2016 the Defendant, Anthony Houlk Craven, did enter the dwelling of Exxon without consent and with the intent to commit a crime therein in violation of Section 16-11-312(A) 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.

  
\_\_\_\_\_  
**EDWARD R. CORVEY, III**  
ASSISTANT SOLICITOR

COUNTY OF CHARLESTON

STATE VS.

ANTHONY HOULK CRAVEN

AKA: Anthony H Craven, Anthony Houlk Craven

Race: White Non-Latino/Caucasian Sex: M

DOB: [redacted] SS#: [redacted]

Address: [redacted]

City, State, Zip: Awendaw, SC 29429-4920

DL# [redacted] SID# [redacted]

\*CDL Yes [ ] No [ ] CMV Yes [ ] No [ ] Hazmat Yes [ ] No [ ]

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

[ ] CONVICTED OF or [x] PLEADS

TO: Burglary Second Degree (Non-Violent)

In violation of § 16-11-0312 of the S.C. Code of Laws, bearing CDR Code # 0080

[x] NON-VIOLENT [ ] VIOLENT [ ] SERIOUS [ ] MOST SERIOUS [ ] Mandatory GPS [ ] §17-25-45 (CSC w/minor 1st or Lewd Act)

The charge is: [x] As indicted, [ ] Lesser Included Offense, [ ] Defendant Waives Presentment to Grand Jury. (def.'s initials)

The plea is: [ ] Without Negotiations or Recommendation, [ ] Negotiated Sentence, [x] Recommendation by the State.

ATTEST: [Signature] 101454 Defendant [Signature] 102365 Attorney for Defendant [Signature] 102365 County Detention Center

WHEREFORE, the Defendant is committed to the [x] State Department of Corrections [ ] Youthful Offender Act not to exceed 10 days/months/years or 5 days/months/years and or to pay a fine of \$ [redacted]; plus costs and assessments as applicable\*; the balance is suspended with probation for 4 months/years and subject to South Carolina Department of Probation, Parole and Pardon Service standard conditions of probation, which are incorporated by reference.

[x] CONCURRENT or [ ] CONSECUTIVE to sentence on: 182 days

[x] 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 State Department of Corrections.

[ ] 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 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 [ ] days/hours Public Service Employment

Total: \$ [redacted] plus 20% fee: \$ [redacted] Obtain GED [ ]

Payment Terms: [ ] Set by SCDPPPS [ ] Attend Voc. Rehab. Or Job Corp. [ ] May serve W/E beginning [ ] Substance Abuse Counseling [ ] Random Drug/Alcohol Testing [x]

Recipient: [redacted] Fine may be pd. in equal consecutive weekly/monthly pmts. of \$ [redacted] Beginning [redacted] \$ [redacted] Paid to Public Defender Fund

\*Fine: [redacted] \$ [redacted] Other: any counseling deemed necessary, and take all medications as prescribed

\$14-1-206 (Assessments 107.5%) \$ [redacted] \$14-1-211 (A)(1)(Conv. Surcharge) \$100 \$100.00 \$14-1-211 (A)(2)(DUI Surcharge) \$100 \$ [redacted] \$56-5-2995 (DUI Assessment) \$12 \$ [redacted] \$56-1-286 (DUI Breath Test) \$25 \$ [redacted] Proviso 61.6 (Public Def/Prob) \$500 \$500.00 \$14-1-212 (Law Enforce. Funding) \$25 \$25.00 \$14-1-213 (Drug Court Surcharge) \$150 \$ [redacted] \$50-21-114 (BUI Breath Test Fee) \$50 \$ [redacted] \$56-5-2942(J) (Vehicle Assessment) \$40/ea \$ [redacted] 3% to County (if paid in installments) \$ \$18.75

TOTAL \$643.75 [x] Appointed PD or appointed other counsel, §47.12 requires \$500 be paid to Clerk during probation.

Clerk of Court/Deputy Clerk: Christine Davy Court Reporter: Joyce Rueger Presiding Judge: [Signature] Judge Code: 2060 Sentence Date: 11/18/17

STATE OF SOUTH CAROLINA

COUNTY OF BERKELEY  
STATE VS.

ANTHONY HOULK CRAVEN

AKA: Anthony H Craven, Anthony Houlk Craven  
Race: White Non-Latino/Caucasian Sex: M Age: 45  
DOB: [redacted] SS#: [redacted]  
Address: [redacted]  
City, State, Zip: Awendaw, SC 29429-4920  
DL# [redacted] SID# [redacted]

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2020-GS-08-01004  
A/W: 2019A0820200705  
Date of Offense: 11/24/2019  
S.C. Code §: 16-13-0180(A) 0-10 years  
CDR Code #: 3598

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: Receiving Stolen Goods Third or Subsequent Property Crime  
In violation of § 16-13-0180(A) of the S.C. Code of Laws, bearing CDR Code # 3598

NON-VIOLENT  VIOLENT  SERIOUS  MOST SERIOUS  Mandatory GPS  §17-25-45  
(CSC w/minor 1<sup>st</sup> or CSC w/minor 3<sup>rd</sup>)

The charge is:  As indicted,  Lesser Included Offense,  Defendant Waives Presentment to Grand Jury. video (def.'s initials)  
The plea is:  Without Negotiations or Recommendation,  Negotiated Sentence,  Recommendation by the State.  
ATTEST: \_\_\_\_\_ Time Served \_\_\_\_\_

Lindsey J Wagner 103568 video \_\_\_\_\_ 4981  
Assistant 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 90 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 Service standard conditions of probation, which  
are incorporated by reference.

CONCURRENT or  CONSECUTIVE to sentence on: probation REVOCATION

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 State  
Department of Corrections. 156 Days

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 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: \_\_\_\_\_ Obtain GED

Set by SCDPPPS \_\_\_\_\_

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: \_\_\_\_\_

Other: \_\_\_\_\_

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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: \_\_\_\_\_

Judge Code: 213

Sentence Date: 4/28/2020

FILED  
APR 28 2020  
LEAH GUERRY DUPREE  
CLERK OF COURT  
BERKELEY COUNTY, SC

Clerk of Court/Deputy Clerk: L. Hill  
Court Reporter: Denise Lauder

DOCKET NO. 2020-GS-08-01004

The State of South Carolina  
County of Berkeley

COURT OF GENERAL SESSIONS

APRIL TERM 2020

THE STATE

VS.

ANTHONY HOULK CRAVEN A.K.A.

Anthony H Craven

W/M DOB: [REDACTED]

Indictment for

RECEIVING STOLEN GOODS THIRD OR  
SUBSEQUENT PROPERTY CRIME

SC Code: § 16-13-0180(A)

CDR Code: 3598

LJW/0362522  
WITNESSES

Goose Creek Police Department

AGENCY CASE NUMBER

2019-6145

ARREST WARRANT NUMBER

2019A0820200705

DATE OF ARREST

11/24/2019

ACTION OF GRAND JURY

Foreperson of Grand Jury Date:

VERDICT

Foreperson of Petit Jury Date:

STATE OF SOUTH CAROLINA

COUNTY OF BERKELEY

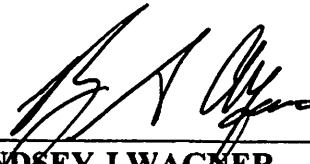
INDICTMENT

At a Court of General Sessions, convened April 2020, the Grand Jurors of Berkeley County present upon their oath:

**RECEIVING STOLEN GOODS THIRD OR SUBSEQUENT PROPERTY CRIME**

That in Berkeley County, South Carolina, on or about November 24, 2019, the Defendant, Anthony Houlk Craven, having previously been convicted of at least two (2) offenses for which the term of imprisonment was contingent upon the value of the property involved, did buy, receive or possess stolen goods, chattels or other property valued at Two Thousand Dollars or less, knowing or having reason to believe such property had been stolen. This is in violation of the Section 16-13-180 and 16-1-57 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.

  
LINDSEY J WAGNER  
ASSISTANT SOLICITOR

**PROBATION CITATION**

No. CL-08-20-0025

SOUTH CAROLINA  V.  Anthony Craven	COUNTY:	
	Charleston	
	SCDC #	SID # 00899748

TO:

YOU ARE HEREBY NOTIFIED to appear in the above named case at the time, date and place specified below.

Place  TBA	Room	TBA
	Date and Time	TBA

YOU ARE HEREBY NOTIFIED that you are charged with violating the conditions of your supervision as stated below.

**Violations Charged**

By violating conditions 6, 7, 9 and 10 of the original probation ordered in indictment 17-GS-10-0025 by the Charleston County General Sessions Court.

YOU ARE HEREBY NOTIFIED that you have the rights listed below.

**List of Rights:**

You have the right at the hearing to question any person who appears as a witness against you and to have witnesses appear in your behalf. You may present evidence on your behalf. You may have an attorney represent you. If you cannot afford an attorney, an attorney will be appointed for you. You must advise the agent or the court in writing of your desire for an attorney. It is your responsibility to make arrangements for your witnesses and your attorney to appear at the hearing.

IF YOU FAIL TO APPEAR AT THE TIME, DATE AND PLACE SHOWN ABOVE, THE HEARING WILL BE HELD IN YOUR ABSENCE AND YOU MAY BE INCARCERATED.

<u>Marko Conroy</u> , South Carolina	Probation and Parole Agent
Date <u>4/28/2020</u>	Agent # <u>581</u>

A copy of the citation was served by the undersigned and given to the individual named therein at the time, date, and place indicated below.

Place	Date and Time <u>4/28/2020</u>
	Serving Officer's Signature <u>[Signature]</u>
Sworn to and subscribed before me this <u>28th</u> day of <u>April</u> , <u>2020</u>	
<u>[Signature]</u> Signature of Notary Public	My Commission Expires <u>July 2027</u>

STATE OF SOUTH CAROLINA

AFFIDAVIT

County of Charleston

Personally appeared before me, W.D. Davis, who first being duly sworn, deposes and says that Anthony Craven did within this County and State on the 28<sup>th</sup> day of April, 2020, violate certain conditions of release in the following particulars:

DESCRIPTION OF VIOLATION

By violating conditions 6, 7, 9 and 10 of the original probation ordered in indictment 17-GS-10-00259 by the Charleston County General Sessions Court.

The Affiant states that there is probable cause to believe the defendant named committed the violations set forth and that such probable cause is based on the following facts:

By failing to follow the advice and instructions of the agent, by failing to report, by failing to pay all monies ordered in the original probation case, and by being convicted of new charges in Charleston County General Sessions court.

Sworn to and subscribed

before me this 28<sup>th</sup> day of

April, 2020  
Denise M. McKay

Signature of Notary Public

[Signature]

Affiant

My Commission Expires: July 2027

STATE OF SOUTH CAROLINA

County of Charleston

STATE Anthony H. Craven VS. State

AKA: \_\_\_\_\_

Race: White Sex: Male

DOB: \_\_\_\_\_

SSN: \_\_\_\_\_

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

IN THE COURT OF GENERAL SESSIONS

Indictment Number:

2017 -GS- 10 - 00259  
Probation C/W#: CC-08-20-0025

Name of Original Offense: Burb - 2nd

Original A/W#: 2016 #1021000629

Date of Original Offense: 7/19/2016

Conviction S.C. Code #: 16-11-0312

Conviction CDR Code #: C101810

Original Sentence: 10 years upon 5 years w/ 4 yr prob

ORDER

The above named defendant has been charged with violating the conditions of probation ordered on 1/18/17 in the Court of General Sessions of Charleston County, and/or the additional conditions ordered by the Court in probation continuation order(s) issued on \_\_\_\_\_, as set forth in the attached warrant(s) or citation(s) dated 4/28/17. After hearing the evidence and being duly advised, in the (presence/absence) of the defendant, I find that the above named defendant has violated the following condition(s) of probation: (List by number or indicate special conditions as provided in the affidavit) 4, 9 and 10

Therefore, IT IS ORDERED that:

- the suspended sentence be revoked and the above named defendant be required to serve 2 months/years, the remainder of the original sentence, and/or pay \$ \_\_\_\_\_.
- the suspended sentence be revoked and the above named defendant be required to serve \_\_\_\_\_ months/years of the original sentence and/or pay \$ \_\_\_\_\_; thereupon to be reinstated on probation, subject to the conditions set forth in the attached order and not inconsistent with this order.
- the above named defendant is continued on probation as provided for in the original sentence, subject to the conditions set forth therein and not inconsistent with this order.
- probation is reduced to time served under supervision and the defendant is discharged from supervision on this date.
- the above named defendant is placed on electronic monitoring pursuant to §23-3-540 (mandatory if convicted of first or third degree criminal sexual conduct with a minor or lewd act, discretionary if convicted of any other applicable sex offense against a minor).
- Financial Obligations: Order satisfies:
 

<input type="checkbox"/> Department fees (arrearage)	Civil judgment:	<input type="checkbox"/> Department fees
<input type="checkbox"/> Fines and other fees (arrearage / balance)		<input type="checkbox"/> Fines and other fees
<input type="checkbox"/> Restitution (and 20%) (arrearage / balance)		<input type="checkbox"/> Restitution (and 20%)

# Additional Conditions ordered by the Court:

NO adm. monitoring

- The defendant is given credit for pre-revocation hearing detention time on current probation violation to be calculated and applied by the SC Department of Corrections.
- The defendant is to be given credit for pretrial detention time served (N/A if defendant has served prior SCDC time).
- The defendant has served 5 days/months/years of prior revocations and/or initial SCDC time.
- The defendant was previously placed on active electronic monitoring pursuant to §23-3-540.

This \_\_\_\_\_ day of March 2017, SC

Presiding Judge [Signature] Judicial Circuit \_\_\_\_\_

You are hereby advised that under the law the Court may at any time revoke or modify any condition of this probation; impose any lawful conditions it deems proper; or extend your period of probation not to exceed five (5) years. At any time within the period of your probation the Court may require you to serve any part of the original sentence imposed.

This is to certify that I have read, or have had read to me, the order and the conditions of probation and all attachments. I agree to comply with such conditions and the conditions of my attached probation order during the period of my probation. I have received a copy of this Court's order and all attachments.

Offender's Signature [Signature] Witnessed by [Signature]  
Signed this 28th day of April 2017 at Charleston SC

## CERTIFICATE OF COUNSEL FOR APPELLANT

Counsel for appellant certifies that this Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Record on Appeal complies to the best of my ability with the April 15, 2014 order from the South Carolina Supreme Court entitled "Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings."

Respectfully Submitted,

**RECEIVED**

**Dec 07 2020**

**SC Court of Appeals**

s/Jessica M. Saxon

Jessica M. Saxon

Appellate Defender

South Carolina Commission on Indigent Defense

Division of Appellate Defense

PO Box 11589

Columbia, S.C. 29211-1589

ATTORNEY FOR APPELLANT

This 7th day of December, 2020.