

List of Unclear/Problematic Information Received in Sentencing Sheets

Included in the Department of Corrections' (SCDC) April 29, 2019 letter to the House Legislative Oversight Committee (LOC). This information was provided in response to the following question in LOC's March 27, 2019 letter to the Department of Corrections: "7. Please provide a list of information SCDC receives in orders from the court which, in the past, has been unclear and led to additional time and interpretation from SCDC staff, approximately how often each occurs, and photos or screen shot examples of some of these orders. Has the agency identified any trends (e.g., handwriting, inaccurate CDR codes)? If yes, please identify these trends."

List of Unclear or Problematic Sentence Sheets:

1. Jamiroquan Frazier – CDR code/statute mismatch (statute is incorrect)
2. Jonathan Lanning – CDR code/statute mismatch (statute is incorrect)
3. Ricky Lomax – CDR code/statute mismatch (statute is incorrect)
4. Michael Haggard – verbiage/statute & CDR code mismatch (it appears that both the statute and CDR code are incorrect)
5. Johnathan McAbee – CDR code/statute mismatch (CDR code is incorrect)
6. Paula Kinzle – illegible sentence sheet
7. Edward Garvin – inmate came to SCDC with two sentence sheets, one listing a sentence date of 3/28/18 and one listing 3/28/19
8. Tristan Cummings – five sentence sheets – four say jail time of 1030 days and one says 1130 days; jail time form says all have the same jail time credit
9. Jonathan Shelton – wrong original sentence listed on one of the HIP (house arrest) termination orders
10. Meghan Reynolds – sentence date is missing, cannot read judge's name and no judge code is listed
11. Lakeith Ferguson – wrong year listed (2018 instead of 2019)
12. Joseph Langley – wrong HIP (house arrest) time listed on violation order
13. Michael Rondeau – did not receive all sentence sheets when county brought the offender to SCDC; jail had no record of the missing offense
14. Martell Kennedy – inmate arrived at SCDC with no drug court revocation order accompanying his sentence sheet

15. Joshua Fetter – “no credit for time served” is written on the sentence sheet, in violation of S.C. Code 24-13-40 and State v. Boggs, 388 S.C. 314, 696 S.E.2d 597 (Ct. App. 2010)
16. Donald Baker – indictment number missing from top right corner
17. Nicholas Poole – weapons statute requires a 5-year sentence, judge imposed a 3-year sentence
18. Jeffrey Martin – unclear on what judge meant by “not to be given credit for initial SCDC time – took into consideration when revocation issued” – it would appear this inmate would be entitled to credit under Hayes v. State, 413 S.C. 553, 777 S.E.2d 6 (Ct. App. 2015)
19. Samuel Goodwin – unclear on what judge meant by “not to receive credit for initial SCDC time” - it would appear this inmate would be entitled to credit under Hayes v. State, 413 S.C. 553, 777 S.E.2d 6 (Ct. App. 2015)
20. Stephen Prather – active service time “12” – days/months/years not circled
21. Jason Spann – cannot read judge’s signature