

NOTICE OF APPEAL IN A CIVIL CASE

THE STATE OF SOUTH CAROLINA
In the Court of Appeals
(In The Supreme Court)

APPEAL FROM ABBEVILLE COUNTY
Court of Common Pleas

R. Lawton McIntosh, Circuit Court Judge

Case No. 2009-CP-01-00105

The State of South Carolina,

Respondent,

v.

Marshall Miller,

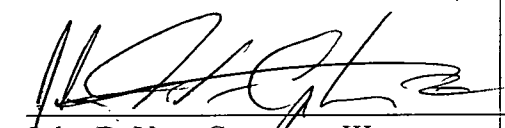
Appellant.

NOTICE OF APPEAL

Marshall Miller appeals the Orders of the Honorable R. Lawton McIntosh, dated March 27, 2013 and May 7, 2013. Appellant received written notice of the Order dated March 27, 2013 on March 28, 2013. Appellant filed a Rule 59(e) Motion to Alter or Amend Judgment on April 8, 2013. Appellant received written notice of the Judge's denial of Appellant's Motion on May 14, 2013.

The undersigned attorney was appointed to represent the Appellant on a Post-Conviction Relief Application on May 3, 2011.

May 15, 2013


John DeVore Compton, III
212 Grace St.
Greenwood, SC 29649
(864) 942-0518
Attorney for Appellant

Other Counsel of Record:
Ashley McMahan, Esq.
Post Office Box 11549
Columbia, SC 29202
Attorney for Respondent
(803) 734-1343

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MAY 20 2013

SC Court of Appeals

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Court of Common Pleas

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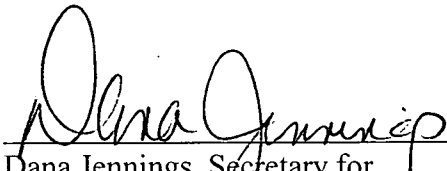
Marshall Miller,

Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on The State of South Carolina by depositing a copy of it in the United States Mail, postage prepaid, on September 15, 2000, addressed to its attorney of record, Ashley McMahan, Post Office Box 11549, Columbia, South Carolina 29202 on May 15, 2014.

May 14, 2013


Dana Jennings, Secretary for
John DeVore Compton, III
212 Grace St.
Greenwood, SC 29649
(864) 942-0518
Attorney for Appellant

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SC Court of Appeals

Compton Law Firm, P.A.

Attorneys
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John DeVore Compton, III (SC & GA)
Alecia T. Compton (of counsel)

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May 15, 2013

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

RE: The State of South Carolina, Respondent, v. Marshall Miller, Appellant
Case No. 2009-CP-01-00105

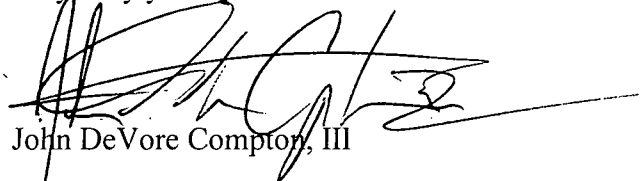
Dear Ms. Kitchings:

Enclosed for filing is an original and one (1) copy of a notice of appeal and proof of service in the above case. Please return a clocked-copy in the enclosed stamped envelope.

Copies of the orders which are to be challenged on appeal are also enclosed.

This appeal is being filed with the Supreme Court to preserve Mr. Miller's rights to appeal a final Judgment.

Very truly yours,



John DeVore Compton, III

JDC/dsj

cc: Ashley McMahan, Esq.
Post Office Box 11549
Columbia, SC 29202
Attorney for Respondent

SC Commission on Indigent Defense
Division of Appellate Defense
PO Box 11589
Columbia, SC 29211-1589

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SC Court of Appeals