

From: [McCarley, Nicholas](#)
To: [Knie, Grace Law Clerk \(Jillian Lesley\)](#); [Jacqueline Charbonneau](#); [Heather Deloach](#)
Cc: [Knie, Grace Secretary \(Ashley Searcy\)](#); [Court Of Appeals Filings](#); [Fuller, Tonisha](#); [Na"Shima Carter](#); [Auline Ponder](#)
Subject: Re: Dameun Sanders Post Trial Motions
Date: Tuesday, December 20, 2022 5:33:38 PM

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Your Honor et al, I just received a call from Appellate Defense and there may well be a jurisdictional issue between Circuit Court and the Court of Appeals on this matter. I am told since the Notice of Intent to Appeal was filed before my Post Trial Motions motion, that I will need a remand from the Court of Appeals for these motions to be heard. I apologize but I must respectfully request this hearing not be held tomorrow.

Apologies and please advise. Best,

Nicholas R. McCarley
Deputy Public Defender
Second Judicial Circuit
Aiken, Barnwell, Bamberg
Phone: [803-642-1732](tel:803-642-1732)
Fax: [803-642-1739](tel:803-642-1739)

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On Dec 20, 2022, at 9:35 AM, Nick McCarley <nmccarley@aikenpd.com> wrote:

The Defense has not.

Nicholas R. McCarley
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211 York Street NE
Aiken, South Carolina
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From: Knie, Grace Law Clerk (Jillian Lesley) <gknielc@sccourts.org>
Sent: Tuesday, December 20, 2022 9:33 AM
To: Nick McCarley <nmccarley@aikenpd.com>; Jacqueline Charbonneau <JCharbonneau_sol@aikencountysc.gov>; Heather Deloach <HDeloach@aikencountysc.gov>
Cc: Knie, Grace Secretary (Ashley Searcy) <gkniesc@sccourts.org>; Court Of Appeals Filings <ctappfilings@sccourts.org>; Fuller, Tonisha <TFuller@sccourts.org>; Na'Shima Carter <ncarter@aikenpd.com>; Auline Ponder <aponder@aikenpd.com>
Subject: RE: Dameun Sanders Post Trial Motions

Thank you. Before we reach out, has anyone notified the DOC?

Jill Lesley
Law Clerk to The Honorable Grace Gilchrist Knie
Seventh Judicial Circuit
180 Magnolia Street
Spartanburg, South Carolina 29306
Ph: (864) 596-4235
Fax: (864) 562-4234
gknielc@sccourts.org

From: McCarley, Nicholas <nmccarley@aikenpd.com>
Sent: Tuesday, December 20, 2022 9:04 AM
To: Knie, Grace Law Clerk (Jillian Lesley) <gknielc@sccourts.org>; Jacqueline Charbonneau <JCharbonneau_sol@aikencountysc.gov>; Heather Deloach <HDeloach@aikencountysc.gov>
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Your Honor, et al,

Please see the attached, filed Motion that has been served on the State.

Best,

Nicholas R. McCarley
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From: Nick McCarley

Sent: Monday, December 19, 2022 2:08 PM

To: Knie, Grace Law Clerk (Jillian Lesley) <gknielc@sccourts.org>; Jacqueline Charbonneau <JCharbonneau_sol@aikencountysc.gov>; Heather Deloach <HDeloach@aikencountysc.gov>

Cc: Knie, Grace Secretary (Ashley Searcy) <gkniesc@sccourts.org>; Court Of Appeals Filings <ctappfilings@sccourts.org>; Fuller, Tonisha <TFuller@sccourts.org>; Na'Shima Carter <ncarter@aikenpd.com>; Auline Ponder <aponder@aikenpd.com>

Subject: RE: Dameun Sanders Post Trial Motions

Counsel for the Defense is available. Thank you,

Nicholas R. McCarley
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mail or telephone immediately and destroy all copies of the original message.

From: Knie, Grace Law Clerk (Jillian Lesley) <gknielc@sccourts.org>
Sent: Monday, December 19, 2022 12:04 PM
To: Nick McCarley <nmccarley@aikenpd.com>; Jacqueline Charbonneau <JCharbonneau_sol@aikencountysc.gov>; Heather Deloach <HDeloach@aikencountysc.gov>
Cc: Knie, Grace Secretary (Ashley Searcy) <gkniesc@sccourts.org>; Court Of Appeals Filings <ctappfilings@sccourts.org>; Fuller, Tonisha <TFuller@sccourts.org>; Na'Shima Carter <ncarter@aikenpd.com>; Auline Ponder <aponder@aikenpd.com>
Subject: RE: Dameun Sanders Post Trial Motions

Would the state and the defense be available Wednesday (12/21) morning at 10:30 on Webex? If you are, we can get back to you regarding a court reporter and the DOC.

Thanks,

Jill Lesley
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From: McCarley, Nicholas <nmccarley@aikenpd.com>
Sent: Monday, December 19, 2022 11:40 AM
To: Knie, Grace Law Clerk (Jillian Lesley) <gknielc@sccourts.org>; Jacqueline Charbonneau <JCharbonneau_sol@aikencountysc.gov>; Heather Deloach <HDeloach@aikencountysc.gov>
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Our office holidays are the 23rd, 26th, 30th, and 3rd, I believe. I will additionally be out the 22nd, 27th, and 4th. Thank you,

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From: Knie, Grace Law Clerk (Jillian Lesley) <gknielc@sccourts.org>
Sent: Monday, December 19, 2022 11:32 AM
To: Nick McCarley <nmccarley@aikenpd.com>; Jacqueline Charbonneau <JCharbonneau_sol@aikencountysc.gov>; Heather Deloach <HDeloach@aikencountysc.gov>
Cc: Knie, Grace Secretary (Ashley Searcy) <gkniesc@sccourts.org>; Court Of Appeals Filings <ctappfilings@sccourts.org>; Fuller, Tonisha <TFuller@sccourts.org>; Na'Shima Carter <ncarter@aikenpd.com>; Auline Ponder <aponder@aikenpd.com>
Subject: RE: Dameun Sanders Post Trial Motions

Good Morning,

What days will all of the attorneys be taking vacation for the holidays?

Thanks,

Jill Lesley
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180 Magnolia Street
Spartanburg, South Carolina 29306
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From: McCarley, Nicholas <nmccarley@aikenpd.com>

Sent: Monday, December 19, 2022 10:35 AM

To: Knie, Grace Law Clerk (Jillian Lesley) <gknielc@sccourts.org>; Jacqueline Charbonneau <JCharbonneau_sol@aikencounty.gov>; Heather Deloach <HDeloach@aikencounty.gov>

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Good day,

I spoke to Mr. Sanders this morning and he is willing to have the post-trial motions heard over WebEx.

I will defer to the Court to schedule this matter. I have CC'd the Court of Appeals, who has asked for an update every 30 days.

Thanks,

Nicholas R. McCarley
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From: Knie, Grace Law Clerk (Jillian Lesley) <gknielc@sccourts.org>

Sent: Tuesday, December 13, 2022 11:45 AM

To: Nick McCarley <nmccarley@aikenpd.com>; Jacqueline Charbonneau <JCharbonneau_sol@aikencounty.gov>; Heather Deloach <HDeloach@aikencounty.gov>

Cc: Knie, Grace Secretary (Ashley Searcy) <gkniesc@sccourts.org>

Subject: Dameun Sanders Post Trial Motions

Good Morning,

Judge Knie wanted to check in for scheduling Mr. Sanders' post trial motions. Have we heard anything about his willingness to conduct the hearing on Webex?

Thanks!

Jill Lesley

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Seventh Judicial Circuit

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