

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM OCONEE COUNTY  
Court of General Sessions

R. Lawton McIntosh, Circuit Court Judge

Case No. 2022-GS-37-515

**RECEIVED**

JAN 17 2023

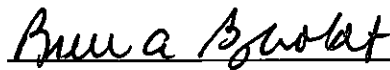
**SC Court of Appeals**

The State,.....Respondent,  
vs.  
Michael Kenneth Cox,.....Appellant.

WRITTEN EXPLANATION OF APPEAL FROM GULTY PLEA

Appellant Michael Kenneth Cox, by and through his undersigned attorney, submits this explanation of issues to be raised on appeal. First, the Court found on the record that Appellant had intercourse with his daughter which is engage the clear weight of the medical records. This finding of intercourse was paramount in the Court imposing a sentence of Sixty Five (65) years on Appellant following his plea of guilty to CSC with Minor 1<sup>st</sup> and acceptance of responsibility. While Appellant's sentence falls with the statutory limits of Twenty Five (25) years to life, it appears from the Judge's remarks on the record that it was based upon the Court's determination that intercourse had occurred which is not supported by the evidence. This issue was raised in Appellant's Motion to Reduce his Sentence and Motion to Reconsider the Denial of the Motion to Reduce.

January 12, 2023



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