

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

**APPEAL FROM CHARLESTON COUNTY
Court of General Sessions**

The Honorable Bentley Price Presiding Judge

**INDICTMENT NOS.: 2021-GS-10-00417; 2021-GS-10-00418
WARRANT NOS.: 2019A1010205164; 2019A1010205165**

STATE OF SOUTH CAROLINA, RESPONDENT

VS.

ROMANE CLARE, APPELLANT

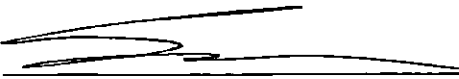
RECEIVED

FEB 14 2023

SC Court of Appeals

NOTICE OF APPEAL

Romane Clare appeals his conviction and sentence in this case. The sentence was imposed by the Honorable Bentley Price following Clare's guilty plea on February 2, 2023. Counsel is not aware of any basis to appeal Clare's guilty plea or sentence. However, Clare had a Duncan hearing on August 30, 2022, where his motion for immunity from prosecution under the South Carolina Protection of Persons and Property Act was denied by the Honorable Benjamin H. Culbertson on the record and in a written order filed September 2, 2022. In addition, the Honorable Bentley Price denied Clare's motion to suppress illegally obtained evidence after a hearing on February 1, 2022.


Stephen M. Bowden, Appointed Counsel for Romane Clare
Charleston County Public Defender's Office
101 Meeting Street, 5th Floor
Charleston, SC 29401

Other counsel of record are:
Jessica Baldwin, Assistant Solicitor
Office of the Solicitor, Ninth Judicial Circuit
O.T. Wallace County Office Building
101 Meeting Street, 4th Floor
Charleston, SC 29401
(843) 958-1900

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM CHARLESTON COUNTY
Court of General Sessions

The Honorable Bentley Price, Presiding Judge

INDICTMENT NOS.: 2021-GS-10-00417; 2021-GS-10-00418
WARRANT NOS: 2019A1010205164; 2019A1010205165

STATE OF SOUTH CAROLINA, RESPONDENT

VS.

RECEIVED

ROMANE CLARE, APPELLANT

FEB 14 2023

SC Court of Appeals

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on, Assistant Solicitor for Charleston County, by hand delivering a copy of it to the Charleston County Solicitor's Office at 101 Meeting Street, Charleston, South Carolina 29401, on Feb 13 2023.



Kaitlin Kuhn
Paralegal to Stephen M. Bowden
Charleston County Public Defender
O. T. Wallace County Office Building
101 Meeting Street, 5th Floor
Charleston, SC 29401
(843) 958-1850

Dated: 2/13/2023

CHARLESTON COUNTY PUBLIC DEFENDER
O. T. WALLACE COUNTY OFFICE BUILDING
101 MEETING STREET
CHARLESTON, SOUTH CAROLINA 29401

(843) 958-1850

FAX (843) 958-1860

February 13, 2023

South Carolina Office of Appellate Defense
Attn: Ms. Paula Murdugh
PO Box 11589
Columbia, South Carolina 29211

RECEIVED

FEB 14 2023

SC Court of Appeals

Re: *State of South Carolina vs. Romane Clare*

Indictment Nos.: 2019GS1000417; 2019GS1000418

Warrant Nos.: 2019A1010205164; 2019A1010205165

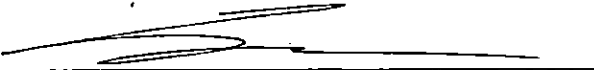
Charges: Voluntary Manslaughter; Possession of a Weapon during Violent Crime

Dear Ms. Murdugh:

Enclosed herein is a duplicate set of the Appeal papers which I have forwarded to the Clerk of the South Carolina Court of Appeals concerning the above-subject defendant. This defendant was represented by our office as an indigent, pursuant to the Defense of Indigents Act. It is requested that your office assume the Appeal of this case.

There was no court reporter for this hearing. I have enclosed documents usually requested by your office. Documents listed but not applicable to this particular case have been marked "N/A". If I can be of assistance by discussing this case with you, please do not hesitate to call.

Sincerely,



Stephen M. Bowden, Appointed Counsel for Romane Clare
Charleston County Public Defender's Office
101 Meeting Street, 5th Floor
Charleston, SC 29401

Enclosures as stated above

CHARLESTON COUNTY PUBLIC DEFENDER
O. T. WALLACE COUNTY OFFICE BUILDING
101 MEETING STREET
CHARLESTON, SOUTH CAROLINA 29401

(843) 958-1850

FAX (843) 958-1860

February 13, 2023

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

RECEIVED

FEB 14 2023

SC Court of Appeals

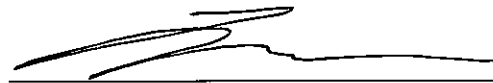
Re: *State of South Carolina vs. Romane Clare*
Indictment No.: 2019GS1000417; 2019GS1000418
Warrant No.: 2019A1010205164; 2019A1010205165
Charge: Voluntary Manslaughter; Possession of a Weapon during Violent
Crime

Dear Ms. Kitchings:

Enclosed is the Notice of Intent to Appeal in the above-referenced case, together with appropriate Proof of Service upon the Circuit Solicitor and Proof of Filing with the local Clerk of Court. The Defendant-Appellant was represented by our office as an indigent, pursuant to the Defense of Indigents Act. By copy of this letter, I am forwarding a duplicate set of these documents to the South Carolina Commission of Appellate Defense.

As proof of filing for my records, I would appreciate it if one of your Clerks would clock the enclosed copy of this letter and return it to me in the envelope I have provided. Thank you.

Sincerely,



Stephen M. Bowden, Appointed Counsel for Romane Clare
Charleston County Public Defender's Office
101 Meeting Street, 5th Floor
Charleston, SC 29401

Enclosure(s): As stated above

cc: South Carolina Commission of Appellate Defense



82
500

FedEx. US Airbill
Express

Tracking Number: 8594 1677 2723

1 From This portion may be removed for Recipient's records.
Date: 2/13/2023 FedEx Tracking Number: 8594167727237

Sender's Name: Stephen Bowlin Phone: 803 958-1850

Company: CHARLESTON CTY PUBLIC DEFENDER

Address: 101 MEETING ST FL 9

City: CHARLESTON State: SC ZIP: 29403-2249

2 Your Internal Billing Reference

3 To Recipient's Name: Jimmy Killings Phone: 803 734-1890

Company: SC COURT OF APPEALS

Recipient's Address: 1200 SUMMIT ST

Address: Columbia State: SC ZIP: 29201

0344963069



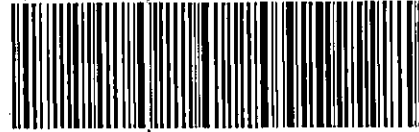
8594 1677 2723

FedEx
TRK# 8594 1677 2723

TUE 14 FEB AA
STANDARD OVERNIGHT

28 USCA

29201
SC-US
CAE



801984 331Feb2023 CHSA 68161/882/CR80

0215

Recipient's Copy

4a Express Package Service
 FedEx Priority Overnight
 FedEx Standard Overnight
 FedEx 2Day
 FedEx 1Day Freight

4b Express Freight Service
 FedEx 2Day Freight
 FedEx 1Day Freight

5 Packaging
 FedEx Envelope
 FedEx Pak
 FedEx Box
 FedEx Tube
 Other

6 Special Handling
 SATURDAY Delivery
 Signature Required
 Fragile
 Restricted
 Hazardous
 Dry Ice
 Other

7 Payment
 Sender
 Recipient
 Third Party
 Credit Card
 Cash/Check

8 NEW Residential Delivery Signature Options
 No Signature Required
 Direct Signature
 Indirect Signature

Total Packages: Total Weight: Total Charges: Other Charges:

519

RECEIVED
FEB 14 2023
SC Court of Appeals

Insert shipping document here.

fedex.com 1.800.GoFedEx 1.800.463.3339