

NOTICE OF INTENT TO APPEAL  
THE STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

**RECEIVED**  
**Apr 11 2023**  
**SC Court of Appeals**

APPEAL FROM HORRY COUNTY

Court of General Sessions

Steven H. DeBerry, IV, Circuit Court Judge

Case No. 2021-GS-26-05578

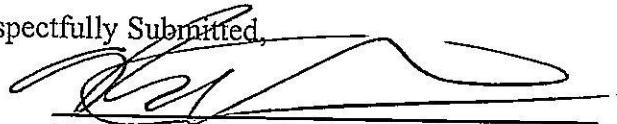
The State, Respondent,  
v.  
Tronahz Jah'Marius Shakir Whittington Appellant.

MOTION TO FILE APPEAL OUT OF TIME

Tronahz Jah'Marius Shakir Whittington by and through his trial counsel, hereby files this Motion to File Appeal Out of time. The basis of this Motion is the Notice of Appeal was filed in the Horry County General Sessions Court on March 8, 2023, in a timely manner, with proof of service to the Other Counsel of Record thereof, a copy is attached hereto. On March 9, 2023, the Notice of Appeal was mailed to the South Carolina Court of Appeals, Appellate Division, a copy is attached hereto. As a result of excusable neglect, the Notice of Appeal was not received by the South Carolina Court of Appeals in a timely manner and was filed online on March 31, 2023, as soon as trial counsel was aware the Notice of Appeal was not received by the Court of Appeals, a copy is attached hereto.

WHEREFORE, Appellant is requesting he be allowed to file his Appeal Out of Time.

Respectfully Submitted,



Ralph J. Wilson, Sr. Bar No. 6176  
Ralph J. Wilson, Attorney at Law, P.A.  
P.O. Box 1827  
Conway, SC 29526  
(843) 381-0765  
Trial Counsel for Appellant

Alan McCrory Wilson, Esquire  
Melody Jane Brown, Esquire  
Christopher Dale Helms, Esquire  
Nancy R. Livesay, Esquire  
Robert Michael Dudek, Esquire

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Case No. 2021-GS-26-05578

HORRY COUNTY  
2023 MAR - 8 P 4:41

The State,

Respondent,

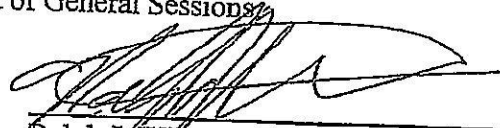
v.

Tronahz Jah'Marius Shakir  
Whittington

Appellant.

NOTICE OF APPEAL

Tronahz Jah'Marius Shakir Whittington by and through his trial counsel, hereby appeals his conviction and sentence in the above matter imposed on March 3, 2023, by the Honorable Steven H. DeBerry, IV in the Horry County Court of General Sessions.



Ralph J. Wilson, Sr. Bar No. 6176  
Ralph J. Wilson, Attorney at Law, P.A.  
P.O. Box 1827  
Conway, SC 29526  
(843) 381-0765  
Trial Counsel for Appellant

Other Counsel of Record Served:  
Chris Helms, Assistant Solicitor  
Nancy Livesay, Assistant Solicitor  
Fifteenth Judicial Circuit Solicitor's Office  
1301 Second Ave  
Conway SC 29526

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APPEAL FROM Horry COUNTY

Court of General Sessions

Steven H. DeBerry, IV, Circuit Court Judge

Case No. 2021-GS-26-05578

The State,

v.

Respondent,

Tronahz Jah' Marius Shakir  
Whittington,

Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Intent to Appeal on Respondent via personal service/ hand-delivery to the office of the prosecuting authority, Chris Helms, Assistant Solicitor, Nancy Livesay, Assistant Solicitor Fifteenth Judicial Circuit Solicitor's Office 1301 Second Ave Conway SC 29526 on March 8, 2023, during regular business hours at which time said documents were accepted by and left with the front desk Clerk located therein.



Ralph J. Wilson, Sr. Bar No. 6176

Ralph J. Wilson, Attorney at Law, P.A.

P.O. Box 1827

Conway, SC 29526

(843) 381-0765

Trial Counsel for Appellant

2023 MAR - 8 P 4:41

Horry County



**RALPH J. WILSON, SR.**  
**ATTORNEY AT LAW, P.A.**

1323 Third Avenue  
Post Office Box 1827  
Conway, South Carolina 29528

Phone (843) 381-0765  
Fax 1-888-519-0549  
Email: Info@rjwlawpa.com

March 9, 2023

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

RE: State of South Carolina v. Tronahz Jah'Marius Shakir Whittington  
2020A2610201957 (Indictment 2021GS2605578)

Dear Ms. Kitchings:

Enclosed for filing a Notice of Appeal in connection with the above-referenced case which has been filed with the lower Court on March 8, 2023 and served upon the Respondent. Also, enclosed are the following:

1. Proof of service of the Notice of Appeal on the Respondent; and
2. A copy of the sentencing sheet(s) to be provided later, which is to be challenged on appeal.

Upon filing please return a clocked copy in the pre-addressed, stamped envelope I have provided for your convenience.

Thank you for your assistance with this matter and if you have any questions please do not hesitate to contact my office.

Very Truly Yours,

Ralph J. Wilson, Sr.  
Ralph J. Wilson, Attorney at Law, P.A.  
P.O. Box 1827  
Conway, SC 29528  
(843) 381-0765  
Appointed Trial Counsel for Appellant

RJW/dld  
Enclosures



**RALPH J. WILSON, SR.**  
**ATTORNEY AT LAW, P.A.**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
Page 2 of 2

cc: Chris Helms, Assistant Solicitor  
Nancy Livesay, Assistant Solicitor  
15th Circuit Solicitor's Office  
PO Box 1276  
Conway, SC 29501  
Attorney for Respondent

Office of Appellate Defense  
1330 Lady Street, Suite 401  
Columbia, SC 29201

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APPEAL FROM Horry COUNTY

Court of General Sessions

Steven H. DeBerry, IV, Circuit Court Judge

Case No. 2021-GS-26-05578

Horry COUNTY  
2023 MAR - 9 P 4: 41

The State,

v.

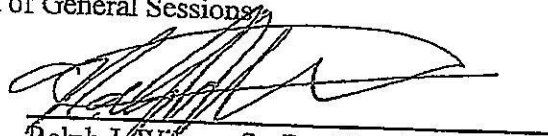
Respondent,

Tronahz Jah'Marius Shakir  
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Appellant.

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Whittington,

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Trial Counsel for Appellant