

THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM YORK COUNTY
Court of General Sessions

Kristi F. Curtis, Circuit Court Judge

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2023 JUN -5 AM 11:00

DAVID HAMILTON
C.C.P. & GS
YORK COUNTY, SC

Case Nos.: 2023-GS-46-0903; 2023-GS-46-0906; 2023-GS-46-0907 and 2022-GS-46-5829

The State of South Carolina, Respondent
Vs

Kelvin Dean Tucker Jr., Appellant

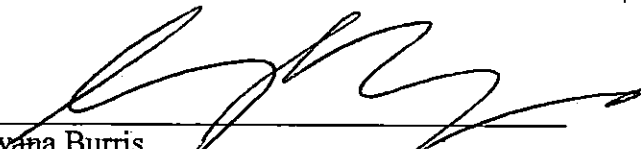
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JUN 14 2023

NOTICE OF APPEAL

SC Court of Appeals

Kelvin Dean Tucker, Jr. appeals his guilty pleas and the sentences imposed by the Honorable Kristi F. Curtis. On June 2, 2023, the Appellant pled guilty to Distribution of Methamphetamine 2nd (Indictment No. 2023-GS-46-0903) for a sentence of Seven years upon the service of Four years suspended on Three years on probation; Driving Under the Influence less than .10 2nd Offense (Indictment No. 2023-GS-46-0906) for a sentence of One year; Failure to Stop for Blue Light 1st Offense (Indictment No. 2023-GS-46-0907) for a sentence of Three years; and Possession of Narc. in Schedule I (b), (c), LSD & Schedule II 1st Offense (2022-GS-46-5829) for a sentence of Two years. The Appellant received One hundred and twenty eight days credit for time served and run concurrent.


Shawana Burris
Assistant Public Defender

This 5th day of June, 2023
York, South Carolina

Other Counsels of Record:
Kevin Bayonna
Assistant 16th Circuit Solicitor
1675-1A York Hwy
York, SC 29745
(803) 628-3020

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2023 JUN 15 AM 11:00

DAVID HAMILTON
C.C.P. & GS
YORK COUNTY, SC

THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM YORK COUNTY
Court of General Sessions

Kristi F. Curtis, Circuit Court Judge

Case Nos.: 2023-GS-46-0903; 2023-GS-46-0906; 2023-GS-46-0907 and 2022-GS-46-5829

The State of South Carolina, Respondent
vs.

Kelvin Dean Tucker Jr., Appellant

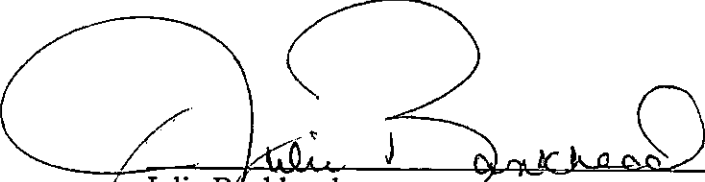
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SC Court of Appeals

Certificate of Service

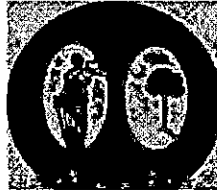
This is to certify that a copy of the Notice of Appeal in the case of The State vs. Kelvin Dean Tucker Jr. was served upon counsel for the State, Kevin Bayonna, Assistant 16th Circuit Solicitor, on June 5, 2022 by hand-delivering a copy to his office located at the 1675-1A York Hwy, York, South Carolina, 29745 by the undersigned.



Julie Bankhead
Legal Secretary for Shawana Burris
Assistant Public Defender

**Sixteenth Circuit
Public Defender
Office**

Moss Justice Center
1675-1E York Highway
P.O. Box 691
York, S.C. 29745



Bryson J. Barrowclough
Sixteenth Circuit Defender

Melissa A. Inzerillo
Phillip L. Smith
Deputy Public Defender

Stacey D. Coleman
Deputy Public Defender
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Juvenile Division

2023 JUN -5 AM 11:00
Toni L. Johnson
Dist. Assistant Magistrate Division

DAVID HAMILTON
C.C.C.P. & GS
YORK COUNTY, SC
Assistant Public Defenders
Mark T. McKinnon
Chris Bonds
Ron Newkirk

Ugonna Udogwu
Fred Davis
David Tyler Bratton
Shawana Burris
Melissa Rogers
Arthur Hays
Jeremy Hayes
William Barbieri
Katie T. Cummings

Union County Public Defender
Erik D. Delaney
Laura Hicks

June 2, 2023

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SC Court of Appeals

Kelvin Dean Tucker, Jr.
Inmate at the York County Detention Center
Moss Justice Center
York, S.C. 29745

Re: Indictments Nos. 2023-GS-46-0903; 2023-GS-46-0906; 2023-GS-46-0907 and 2022-GS-46-5829

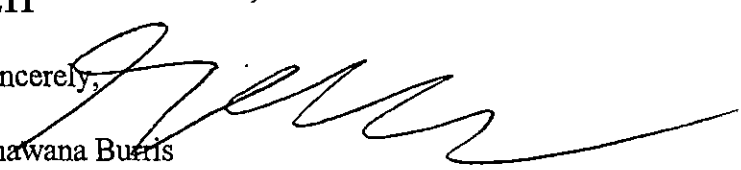
Dear Mr. Tucker:

Enclosed please find certified copies of the Notice of Appeal, Rule 203 (B) Explanation and Certified Certificate of Service regarding your recent plea. Please note that you must inform the South Carolina Court of Appeals in writing, within **twenty (20) days** of the date of this letter, of any arguable basis that there are issues preserved for appeal.

You must send your arguments for your appeal to the following address:

**South Carolina Court of Appeals
P.O. Box 11629
Columbia, South Carolina 29211**

Sincerely,


Shawana Burris
Assistant Public Defender
Sixteenth Judicial Circuit

SB/jbb

Enclosures

Cc: South Carolina Court of Appeals

**Sixteenth Circuit
Public Defender
Office**

Moss Justice Center
1675-1E York Highway
P.O. Box 691
York, S.C. 29745



Bryson J. Barrowclough
Sixteenth Circuit Defender

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Phillip L. Smith
Deputy Public Defender

Stacey D. Coleman
Juvenile Division

Toni L. Johnson
Sr. Assistant Magistrate Division

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Jeremy Hayes
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Erik D. Delaney
Laura Hicks

June 2, 2023

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JUN 14 2023

SC Court of Appeals


The Honorable Jenny Abbott Kitchings
Clerk of the South Carolina Court of Appeals
P.O. Box 11629
Columbia, South Carolina 29211

Re: Kelvin Dean Tucker Jr. (Indictment Nos.: 2023-GS-46-0903; 2023-GS-46-0906; 2023-GS-46-0907 and 2022-GS-46-5829)

Dear Ms. Kitchings:

Enclosed please find copies of the Notice of Appeal, Certificate of Service and Rule 203 Explanation and a letter to Appellant on the above captioned matter. Kelvin Dean Tucker, Jr. appeals his guilty pleas and the sentences imposed by the Honorable Kristi F. Curtis. On June 2, 2023, the Appellant pled guilty to Distribution of Methamphetamine 2nd (Indictment No. 2023-GS-46-0903) for a sentence of Seven years upon the service of Four years suspended on Three years on probation; Driving Under the Influence less than .10 2nd Offense (Indictment No. 2023-GS-46-0906) for a sentence of One year; Failure to Stop for Blue Light 1st Offense (Indictment No. 2023-GS-46-0907) for a sentence of Three years; and Possession of Narc. in Schedule I (b), (c), LSD & Schedule II 1st Offense (2022-GS-46-5829) for a sentence of Two years. The Appellant received One hundred and twenty eight days credit for time served and run concurrent to each other. The court reporter was digital recording.

Sincerely,


Shawana Burris
Assistant Public Defender
Sixteenth Judicial Circuit

SB/jbb

Enclosures



16th JUDICIAL CIRCUIT
PUBLIC DEFENDER OFFICE
Moss Justice Center
P.O. Box 691
1675-1E York Highway
York, South Carolina 29745

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of the South Carolina Court of Appeals
P.O. Box 11629
Columbia, South Carolina 29211

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