

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

APPEAL FROM BEAUFORT COUNTY
Court of General Sessions

JUN 26 2023

SC Court of Appeals

The Honorable Robert J. Bonds, Circuit Court Judge

Warrant No (s): 2020A0710200596, 2020A0710200597
2020A0710400353

Indictment No (s): 2020GS00702185, 2020GS00702186
2020GS0702312

STATE OF SOUTH CAROLINA,

v.

XAVIER POLITE,

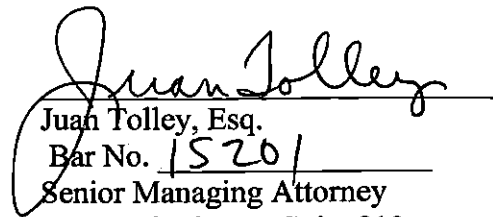
2023 JUN 22 AM 11:43
HENRI ANNE ROSENEAU
BEAUFORT COUNTY, S.C.
CLERK OF COURT
Respondent.
Appellant.

NOTICE OF APPEAL

Xavier Polite appeals his trial, conviction and sentence on the charges of Murder and Possession of a Weapon During Violent Crime, If Not Also Sentenced To Life Without Parole Or Death before the Honorable Robert Bonds, Presiding Judge, Fourteenth Judicial Circuit; and Xavier Polite appeals the Denial of his Motion for Direct Verdict on June 15, 2023 before the Honorable Robert Bond, Presiding Judge, Fourteenth Judicial Circuit.

[SIGNATURE PAGE TO FOLLOW]

June 22nd, 2023


Juan Tolley, Esq.
Bar No. 15201
Senior Managing Attorney
1905 Duke Street, Suite 210
Post Office Box 525
Beaufort, SC 29901

Attorney for Appellant

Other Counsel of Record:
Mary Jones, Esq.
Assistant Solicitor, 14th Judicial Circuit
Post Office Box 1880
Bluffton, SC 29910
Attorney for Respondent

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STATE OF SOUTH CAROLINA,

v.

XAVIER POLITE,

JENNIFER ANN ROSENEAU
BEAUFORT COUNTY, S.C.
CLERK OF COURT

2023 JUN 22 AM 8:43

Respondent.

Appellant.

PROOF OF SERVICE

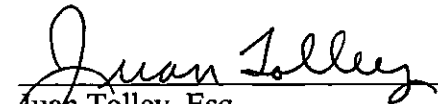
I certify that I have served the Notice of Appeal on the below listed respondents by depositing a copy of it in the United States Mail, postage prepaid, on June 22nd, 2023.

Mary Jones, Esq.
Assistant Solicitor
Post Office 1880
Bluffton, South Carolina 29910

Alan Wilson, Esq.
Attorney General
P.O. Box 11549
Columbia, SC 29211

I further certify that on June 22nd, 2023 an Original Notice of Intent to Appeal in the above captioned case was filed with the Beaufort County Clerk of Court.

June 22nd, 2023


Juan Tolley, Esq.
Bar No. 15201
Senior Managing Attorney
1905 Duke Street, Suite 210
Post Office Box 525
Beaufort, SC 29901

Office of the Public Defender
Fourteenth Judicial Circuit
Stephanie Smart-Gittings, Circuit Defender

BEAUFORT COUNTY
Human Services Building
1905 Duke Street, Room 210
Post Office Box 525
Beaufort, SC 29902
(843) 255-5805 (Phone)

ALLENDALE, HAMPTON & JASPER COUNTIES
1 Courthouse Square
80 Elm Street, Room 133
Post Office Box 506
Hampton, SC 29924
(803) 914-2240 (Phone)
(843) 255-9494 (Fax)

COLLETON COUNTY
319 N. Lucas Street
Walterboro, SC 29488
(843) 549-1633 (Phone)

June 22nd, 2023

RECEIVED

JUN 26 2023

SC Court of Appeals

Via Certified Mail/ Return Receipt Requested

Clerk, The S.C. Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: NOTICE OF APPEAL
State v. Xavier Polite

Warrant/Ticket No(s): 2020A0710200596; 2020A0710200597, 2020A0710400353

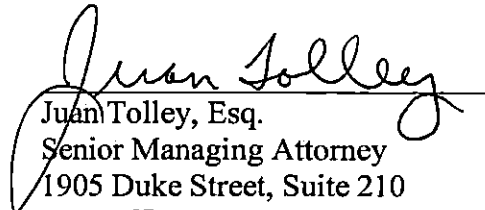
Dear Sir/ Madam:

Enclosed you will find the original Notice of Appeal in the above matter along with Proof of Service upon the Respondents. The Notice has been filed with the Beaufort County Clerk of Court. Also enclosed is a copy of the sentencing sheet from which this appeal is taken and a copy of the warrant(s) and indictment(s).

These matters are being referred to the Office of Appellate Defense in that we were participating as Court appointed counsel at trial.

Thank you for your attention to this matter.

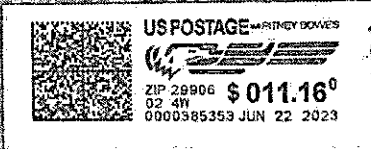
Yours very truly,


Juan Tolley, Esq.
Senior Managing Attorney
1905 Duke Street, Suite 210
Post Office Box 525
Beaufort, SC 29901
Attorney for Appellant

Enclosure

cc: Office of the Fourteenth Circuit Solicitor's Office
Office of the Attorney General
Office of Appellate Defense

OFFICE OF THE PUBLIC DEFENDER
Human Services Building
1905 Duke Street, Room 210
P.O. Box 525
Beaufort, SC 29901-0525



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JUN 26 2023
SC Court of Appeals

CLERK
THE SOUTH CAROLINA COURT OF APPEALS
PO BOX 11629
COLUMBIA, SC 29211

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