

South Carolina Court of Appeals
post office Box 11629
Columbia, SC 29211

state vs. Timothy Drain
Appeal Case Number 2013-001181

RECEIVED

JUN 28 2013

To whom this may concern:

Enclosed in this statement are basis and ^{SC Court of Appeals} purpose Reason for Appeal. I the appellant believe I was falsely led into a plea in which I was am currently serving a 4 year prison term. I was misled by counsel to believe that I would be pleading to a 0-4 but given no more than probation or a two year prison term same as co-defendant I also would like to stress the fact of the incompetents of my counsel. A review of my case as I am sure, would clearly show that I was to start trial and there was no motion's placed on my behalf. No evidence, info and/or documents in regards to entitled ease. And I was informed by counsel him self that he be pushed into this trial without proper preparation he was to start my trial with less than 24 hours of coming out of another. As seen in my counsel copies of notice of intent to Appeal. Counsel clearly state's that he does not have a good faith basis to believe that any issues are properly before the Court of Appeals and counsel did not object to sentence or file a motion to reconsider. According to state law is it not my the defendant decision to object to sentence and ask for a reconsideration hearing and in both cases I did so. How can counsel deny me a Reconsideration hearing? According to state law to the contrary of what counsel believe's at the request of his/her client a motion of that nature should be filed.

And Last but not Least I would point out the fact of what I believe to be Extreme bias showed in my case by Judge Doyet A. Early
A Reflexion of Judges Early docket for the month of may will show what I believe to be an unbalance ruling of judgement please note defendant's with Extensive back rounds on 3rd and 4th offences receiving sentences of probation when asked for a probationary period in regard's to my case I was denied quote unquote The judge say do to a Robbery 1th in my back ground Record in which I have never been convicted and or plead to said offence which lead's me back to my counsel not object and or contesting said Ruling. please note that I would like a copie of this statement forwarded to South Carolina Commission on indigent Defense and any Respectful office in regard's to said state ment
Thank you for your time.

Respectfully submitted 6-21-13
Timothy S Drain
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