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DAVID HAMILTON
C.C.C.P. & G.S.
YORK COUNTY, SC

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

APPEAL FROM YORK COUNTY

Court of General Sessions

Lee S. Alford, Circuit Court Judge

Case No.: 2013-GS-46-01750

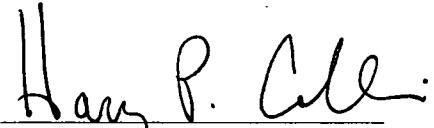
The State of South Carolina, Respondent

v.

Barry Daniel, Appellant

NOTICE OF APPEAL

Barry Daniel appeals his guilty plea, conviction, and sentence imposed by the Honorable Lee S. Alford, plea judge. Mr. Daniel's plea was taken on June 25, 2013 and he was sentenced on the same day. The Appellant plead guilty to Criminal Solicitation of a Minor on Indictment number 2013-GS-46-01750 and was sentenced to 90 days incarceration followed by 5 years of probation.



Harry P. Collins
Attorney at Law
1544 Ebenezer Road
P.O. Box 2541
Rock Hill, SC 29732
(803) 980-1990

2nd day of July, 2013
York, South Carolina

Other Counsel of Record:
Erin Joyner, Assistant Solicitor
16th Judicial Circuit
1675-1A York Highway
York, South Carolina 29745
(803) 628-3020

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SC Court of Appeals

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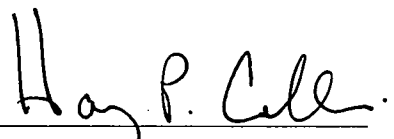
Lee S. Alford, Circuit Court Judge

Case No.: 2013-GS-46-01750

The State of South Carolina, Respondent
v.
Barry Daniel, Appellant

CERTIFICATE OF SERVICE

This is to certify that a copy of the Notice of Appeal in the case of The State vs. Barry Daniel was served upon counsel for the state, Erin Joyner, Assistant Solicitor on July 2, 2013 by hand delivering a copy to her office located at 1675 York Highway, York, South Carolina by the undersigned.



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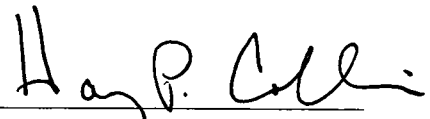
RULE 203(B)
EXPLANATION

Pursuant to Rule 203(B)(iv), the undersigned attorney is furnishing this explanation.

This appeal is being filed at the request of the client. The attorney is not aware of any grounds or issues to be reviewed on appeal. The attorney believes he is duty bound to file the Notice of Appeal in order to protect his client's rights.

Please contact me if you have any questions about this.

Respectfully submitted,



Harry P. Collins
Attorney at Law
1544 Ebenezer Road
P.O. Box 2541
Rock Hill, SC 29732
(803) 980-1990

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SC Court of Appeals

COUNTY OF York
STATE VS.
Barry D Daniel

INDICTMENT/CASE#: 2013GS4601750
A/W#: DI1301750
Date of Offense: 11/24/2012
S.C. Code § : 16-15-0342
CDR Code #: 2999

ORIGINAL

SENTENCE SHEET

Race: BLACK Sex: M Age: 47
DOB: 06-14-1966 SS#: 251-41-3628
Address: 1016 Cherokee Ave.
City, State, Zip: Rock Hill, SC 297300000
DL#: 008495959 SID#:

*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was
TO: Minor / Criminal solicitation of a minor

CONVICTED OF or PLEADS

in violation of § 16-15-0342 of the S.C. Code of Laws, bearing CDR Code # 2999
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC §17-25-45 w/minor 1st or Lewd Act)

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST Joyner, Eric M. 69419 Barry D Daniel Defendant Day B. Cole 5917 Attorney for Defendant SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
for a determinate term of 5 days/months/years or under the Youthful Offender Act not to exceed years
and/or to pay a fine of \$; provided that upon the service of 90 days/months/years and/or payment
of \$; plus costs and assessments as applicable*; the balance is suspended with probation for 5

months and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of
probation, which are incorporated by reference. He is permitted to serve the balance on the internet

CONCURRENT or CONSECUTIVE to sentence on:
The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied
by the State Department of Corrections. 2 days beginning 6/25/13.

The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.
Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Criminal
Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered
Total: \$ plus 20% fee: \$
Payment Terms:
Set by SCDPPPS

PTUP days/hours Public Service Employment

Recipient:

Table with 3 columns: Description, Amount, Total. Includes assessments for § 14-1-206, § 14-1-211(A)(1), § 14-1-211(A)(2), § 56-5-2995, § 56-1-286, Proviso 47.9, § 14-1-212, § 14-1-213, § 50-21-114, § 56-5-2942(J), Proviso 90.5, and 3% to County.

Obtain GED
Attend Voc. Rehab. or Job Corp.
May serve W/E beginning
Substance Abuse Counseling
Random Drug/Alcohol testing
Fine may be pd. in equal, consecutive weekly/monthly
pmts. of \$ beginning
\$ paid to Public Defender Fund

Other: No contact with Victim Oregon Lane Cherry.

Appointed PD or appointed other counsel, § 47.12 requires \$500 be paid to Clerk during probation.

Clerk of Court/ Deputy Clerk David Hamilton
Court Reporter: Mike Watts
SCCA/217 (03/2011)

Presiding Judge [Signature]
Judge Code: 213
Sentence Date: 6/25/13

HARRY P. COLLINS

ATTORNEY AT LAW
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POST OFFICE BOX 2541
ROCK HILL, SOUTH CAROLINA 29732

email: harrycollins@comporium.net

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CELL (803) 554-6556

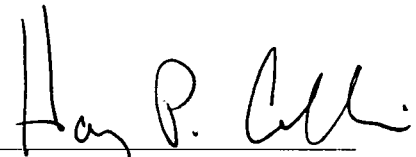
July 3, 2013

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

Re: State v. Barry Daniel 2013-GS-46-01750

Dear Ms. Kitchings:

Enclosed please find Notice of Appeal, Certificate of Service, Sentencing Sheet, Indictment, and 203(B) explanation for the above captioned matter.



Harry P. Collins

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SC Court of Appeals

NOTICE TO APPELLATE DEFENSE

To: Division of Appellate Defense/ Office of Attorney General

From: L. Bellamy

Date: July 10, 2013

Re: Notice of Filing of Notice of Appeal

Case Name: The State v. Barry Daniel

Case Number: 2013-GS-46-1750

County: York

Date of Filing: July 5, 2013

Filed by: Harry P. Collins, Esquire

Judge: The Honorable Lee S. Alford

Hearing Date: June 25, 2013

Guilty plea: Yes