

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

FILED  
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2023 AUG -4 AM 8:34

APPEAL FROM LANCASTER COUNTY  
Court of General Sessions

CLERK OF COURT  
LANCASTER, SC

Brian M. Gibbons, Circuit Court Judge

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Case No(s): 2021GS2901002, 2021GS2901003  
2021GS2901006, 2021GS2901007  
2021GS2901008, 2021GS2901010  
2021GS2901018

AUG 07 2023

Court of Appeals

The State of South Carolina,

Respondent.

v.


Brian K. Tolbert

Appellant.

NOTICE OF APPEAL

Brian K. Tolbert appeals his guilty plea and sentence in this case. The sentence was imposed by the Honorable Brian M. Gibbons on July 28, 2023.

Date: August 3, 2023



Brian Jenkins  
Sixth Circuit Public Defender  
Post Office Box 1809  
Lancaster, SC 29721  
Attorney for Appellant  
(803) 285-5585

Other Counsel of Record:  
Melissa McGinnis, Esq.  
Assistant Solicitor  
Post Office Box 607  
Lancaster, South Carolina 29721  
Attorney for Respondent  
(803) 416-9742

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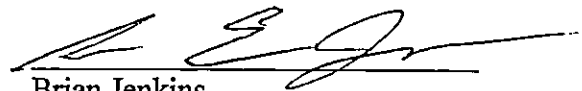
Brian K. Tolbert

Appellant.

**PROOF OF SERVICE**

I certify that I have served the Notice of Appeal on the State of South Carolina by personally delivering a copy of it to its attorney of record, Melissa McGinnis, Assistant Solicitor, at her office at the Lancaster County Courthouse, Lancaster, South Carolina, 29720 on July 28, 2023.

Date: August 3, 2023



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Sixth Circuit Public Defender  
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Lancaster, SC 29721  
Attorney for Appellant  
(803) 285-5585

Other Counsel of Record:  
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Attorney for Respondent  
(803) 416-9742

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OF COURT

**SIXTH JUDICIAL CIRCUIT**  
**PUBLIC DEFENDER'S OFFICE**

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CLERK OF COURT  
LANCASTER, SC

104 N. Main Street \* Post Office Box 1809  
Lancaster, South Carolina 29721  
Telephone No.: (803) 285-5585  
Fax No.: (803) 285-6085

**RECEIVED**

August 3, 2023

AUG 07 2023

SC Court of Appeals

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

RE: State of South Carolina vs. Brian K. Tolbert  
2021GS2901002, 2021GS2901003  
2021GS2901006, 2021GS2901007  
2021GS2901008, 2021GS2901010  
2021GS2901018


Dear Ms. Kitchings:

Enclosed for filing is the Notice of Appeal in above case. Also enclosed are the following: Please be advised that with this letter I am filing:

1. Proof of Service of the Appeal on the State
2. Statement Pursuant to Rule 203(d)(1)(B)(4)

This is an appeal from an appointed criminal case and, therefore, I anticipate that Appellate Defense will handle the appeal. I am copying them with this letter and the enclosed documents.

Sincerely,



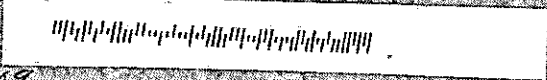
Brian Jenkins  
Attorney for the Appellant

Enclosures

cc: Melissa McGinnis, Assistant Solicitor

Appellate Defense Division, SC Commission of Appellate Defense

Public Defenders  
Sixth Judicial  
PO Box 1809  
Lancaster SC 29721



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The Honorable Jerry Abbot Kitchings  
Clerk, South Carolina Court of Appeals  
PO Box 11629  
Columbia SC 29211

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SC Court of Appeals

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