

# Law Offices of the Fifteenth Circuit Public Defender

**Horry County**  
**J. Eric Fox**  
**Chief Public Defender**  
203 Laurel Street  
P.O. Box 1666  
Conway, SC 29526

**Ronald W. Hazzard**  
**CIRCUIT PUBLIC DEFENDER**

**Georgetown County**  
401 Cleland Street  
P.O. Box 2898  
Georgetown, SC 29440

Tel: 843 - 915 - 5385  
Fax: 843 - 915 - 6385

[www.hgcdefender.org](http://www.hgcdefender.org)

Tel: 843 - 545 - 3671  
Fax: 843 - 545 - 3673

August 11, 2023

The Honorable Jenny Abbott Kitchings  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211  
**VIA FAX AND US MAIL**

**RECEIVED**

**AUG 18 2023**

**SC Court of Appeals**

RE: State vs Dwayne Geddis

Dear Ms. Kitchings:

It is my understanding that Mr. Geddis filed some type of appeal from his recent guilty plea and violation of probation. He filed this action *pro se*. I did not file the appeal, and I do not have a copy of his *pro se* filing. In addition to the appeal with your office, Mr. Geddis filed some type of motion for reconsideration with the circuit court.

On or about June 5, 2023, Mr. Geddis pled to pending criminal charges, and received a sentence of time served. At the same time, he admitted a probation violation, and was sentenced to one (1) year with credit for time served. I believe his appeal is requesting credit for time served of 123 days on the probation violation. Along with the appeal, Mr. Geddis filed a motion with the circuit court.

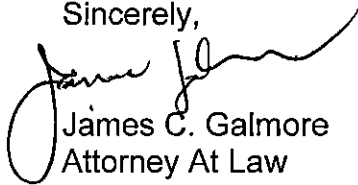
On yesterday, August 10, 2023, Mr. Geddis's motion for reconsideration was heard by Judge Cubertson. Geddis was present for the hearing having been transported by SCDC. Judge Culbertson denied the motion on the theory that Geddis was served with his probation violation on June 5th (the day he pled guilty to other charges), not 123 days earlier (when he was arrested for the other pending charges). In other words, on the guilty pleas, he was entitled to 123 days of credit, but since he did not violate his probation until the day he pled guilty, he was only entitled to 1 day of jail credit.

This ruling seems to have resolved the issue in his appeal. If you have any questions

The Honorable Jenny Abbott Kitchens  
August 11, 2023  
Page Two

or concerns, please do not hesitate to contact me.

Sincerely,



James C. Galmore  
Attorney At Law

cc: Bob Dudek  
Dwayne Geddis



PUBLIC DEFENDER OF HORRY COUNTY  
203 LAUREL ST.  
CONWAY, SC 29526

D/S AUTH 530  
CHARLOTTE NC



US POSTAGE<sup>SM</sup> PITNEY BOWES



ZIP 29526 \$ 000.56<sup>1</sup>  
02 4W  
0000375150 AUG 15 2023

The Honorable Jenny A. Kitchings  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

RECEIVED

AUG 18 2023

SC Court of Appeals

GBS74MB 29211

