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Nov 14 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Beaufort County
The Honorable Robert J. Bonds, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

LATAVIOUS TERELL WILLIAMS,

APPELLANT

APPELLATE CASE NO. 2023-001397

MOTION TO REINSTATE APPEAL

The undersigned counsel petitions the Court to reinstate the direct appeal of Latavious Terell Williams. In support in this petition, counsel would respectfully show the Court that:

1. This office became aware of this pro se appellant's appeal after he emailed the Office of Indigent Defense about how to obtain an attorney for his appeal. This office then sent appellant an affidavit of indigency. The affidavit of indigency was received by this office on November 7, 2023, and approved by the undersigned counsel on November 9, 2023.

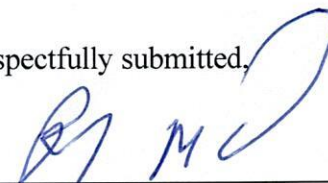
2. However, on November 7, 2023, this Court issued an order dismissing this appeal due to the failure of appellant to order the transcript as provided in Rule 207, SCACR, and this Court's letter to appellant dated October 4, 2023. This office was not aware of this November 7, 2023 order of dismissal until we received the affidavit of indigency from appellant.

3. The transcript of the trial in this case, which concluded on August 24, 2023, was requested from court reporter Sharon Hardoon, by Della White, the Administrative Coordinator for this office, on Tuesday, November 14, 2023, as evidenced by the attached Exhibit A to this motion.

4. Based on the foregoing, undersigned counsel respectfully requests that this Court reinstate appellant's direct appeal.

WHEREFORE, undersigned counsel respectfully requests that the direct appeal for Latavious Terell Williams be reinstated.

Respectfully submitted,



ROBERT M. DUDEK
Chief Appellate Defender

This 14th day of November 2023.

Exhibit A

White, Della

From: White, Della
Sent: Tuesday, November 14, 2023 10:33 AM
To: SC - HARDOON SHARON
Cc: Transcripts; mfarthing@scag.gov; SC - COLLINS CAROLINE
Subject: The State v. Latavious Williams (2020-GS-07-01205, 01206, 01207)
Attachments: 2023-001397 Williams, Latavious transcript request.PDF

Good morning,

Attached is a letter requesting the transcript for the above case.

If you are not the court reporter or if another court reporter took a portion of the trial, please let me know.

As a reminder, please do not include keyword indexing and bond or preliminary hearings.

Finally, if there are any co-defendants, please let me know.

Thank you very much.

Della White
SC Commission on Indigent Defense
1330 Lady Street, Suite 401
P.O. Box 11589
Columbia, SC 29201
Office: 803-734-1330



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense
1330 Lady Street, Suite 401

Columbia, South Carolina 29201-3332

Post Office Box 11589

Columbia, South Carolina 29211-1589

Telephone: (803) 734-1330

Facsimile: (803) 734-1345

Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender

November 14, 2023

Sharon Hardoon
Circuit Court Reporter
501 Charles Street
Beaufort, SC 29901

Dear Ms. Hardoon:

Please provide us with the following transcript:

The State v. Latavious Williams

Case #: 2020-GS-07-01205, -01206,
&-01207

Appellate Case No. 2023-001397

County: Beaufort

Date of Trial: August 21-25, 2023

Presiding Judge: Robert J. Bonds

Pursuant to the SC Court Reporter's Manual, please number the lines on the paper from 1-25 and include any and all recorded motions (pretrial and post-trial). Consecutive numbering of pages must be used throughout all volumes regardless of the number of volumes involved. Additionally, please transcribe the **jury selection** and the State and defense counsel's **opening and closing arguments** and include the **jury strike sheet**. Please be sure to include **headers** and a **complete index** including a **listing of exhibits**. **Please, do not include keyword indexing.**

If you are aware of any co-defendants, additional transcripts, or if the Attorney General's Office has already requested a transcript, please let us know.

Please send transcripts electronically, you must use the SC Department of Technology's file transfer service at <https://scfiledrop.sc.gov>. New users click the register button to sign up for the service. For assistance with registration or passwords, contact the SC Department of Technology Service Center at 803-896-0001, option 2.

To ensure prompt payment, please sign and complete the enclosed form and include the original criminal case number (indictment number) where the space is provided.

Sincerely,

s/ Della White
Administrative Coordinator

cc: S. C. Court of Appeals
Attorney General's Office
S. C. Court Administration

**SCCID**

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

**COURT REPORTERS' REQUEST FOR PAYMENT FOR
TRANSCRIPT IN CRIMINAL INDIGENCY CASE****TO: SC COMMISSION ON INDIGENT DEFENSE**
PO BOX 11589
COLUMBIA, SC 29211-1589

SIGNATURE OF APPROVING OFFICIAL AT APPELLATE DEFENSE:

FORWARD THIS SIGNED AND COMPLETED FORM ALONG WITH THE REQUESTED TRANSCRIPT TO THE SC COMMISSION ON INDIGENT DEFENSE, APPELLATE DIVISION. THE SC COMMISSION ON INDIGENT DEFENSE, APPELLATE DIVISION WILL APPROVE THIS REQUEST FOR PAYMENT AND FORWARD THE REQUEST TO THE S.C. COMMISSION ON INDIGENT DEFENSE FOR PAYMENT. ALL QUESTIONS REGARDING PAYMENT SHOULD BE MADE TO THE S.C. COMMISSION ON INDIGENT DEFENSE P.O. BOX 11433, COLUMBIA, SC 29211-1433, PHONE: (803) 734-1343, E-Mail: executive@sccid.sc.gov.

CASE NAME:

CRIMINAL CASE (INDICTMENT) NO.(s):

DATE TRANSCRIPT REQUESTED BY APPELLATE DEFENSE:

DATE TRANSCRIPT PROVIDED TO APPELLATE DEFENSE:

PLEASE NOTE THAT THE DEFENSE OF INDIGENTS FUND WILL REIMBURSE THE REQUESTING PARTY FOR EITHER THE ORIGINAL TRANSCRIPT OR ONE COPY, BUT NOT FOR BOTH. PLEASE DO NOT INCLUDE KEYWORD INDEXING.

RULE 607 (H)(1), SCACR, PROVIDES THAT IN ALL CRIMINAL INDIGENCY CASES, INCLUDING POST-CONVICTION AND SEXUAL VIOLENT PREDATOR PROCEEDINGS, THE FEE FOR THE ORIGINAL TRANSCRIPT IS FOUR DOLLARS AND TWENTY-FIVE CENTS (\$4.25) PER PAGE AND THE FEE FOR A COPY OF THE TRANSCRIPT IS ONE DOLLAR (\$1.00) PER PAGE.

PURSUANT TO THE REQUEST OF THE S.C. COMMISSION ON INDIGENT DEFENSE, APPELLATE DIVISION, THE TRANSCRIPT IN THE ABOVE MATTER WAS PROVIDED TO THAT OFFICE. REIMBURSEMENT IN THE FOLLOWING AMOUNT IS HEREBY REQUESTED:

 ORIGINAL TRANSCRIPT OF _____ PAGES: \$ _____ COPY OF ORIGINAL TRANSCRIPT OF _____ PAGES: \$ _____ OTHER (Please specify): _____: \$ _____**TOTAL PAYMENT REQUESTED:**

\$

PRINTED OR TYPED NAME OF COURT REPORTER:

SIGNATURE OF COURT REPORTER:

ADDRESS:

A SC VENDOR IDENTIFICATION NUMBER, WHICH IS ISSUED BY THE SC COMPTROLLER GENERAL'S OFFICE, AND IS NEITHER A FEDERAL EMPLOYER IDENTIFICATION NUMBER NOR AN INDIVIDUAL SOCIAL SECURITY NUMBER, IS REQUIRED FOR PAYMENT PROCESSING. (SCCID DOES NOT REQUIRE A FEI OR SSN)

IF YOU DO NOT HAVE A SC VENDOR ID NUMBER, APPLY HERE:
<https://webprod.cjo.sc.gov/SCVendorWeb/mainNewFrame.do>

PHONE NUMBER:

NOTE: ONCE YOU APPLY FOR A SC VENDOR ID, THE SC COMPTROLLER GENERAL'S OFFICE REQUIRES A 72-HOUR WAITING PERIOD TO VERIFY YOUR ID NUMBER. ADDITIONAL LINKS AND INFORMATION MAY BE FOUND AT:

<http://sccid.sc.gov/register.cfm>

EMAIL ADDRESS:

VENDOR ID NUMBER:

SCCID USE ONLY:

SCCID FILE NUMBER:

DOCUMENT NUMBER:



South Carolina Judicial Branch

TRANSCRIPT REQUEST FORM

Pursuant to Rule 207 and 607 of the South Carolina Appellate Court Rules, the transcribed paper copy is the official record of court proceedings. You may request a transcript by completing this form and emailing it to the Court Reporter/Transcriptionist and to South Carolina Court Administration at transcripts@sccourts.org. If WebEx or DCRP were used to capture the record, please indicate below and send the form to transcripts@sccourts.org.

Requestor's Information			
Full Name Della White	Law Firm/Agency South Carolina Commission on Indigent Defense	Phone Number 803-734-1330	
Email Address dwhite@sccid.sc.gov		Mailing Address PO Box 11589 Columbia, SC 29211	
Is the requestor a party in the case? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
If no, does the requestor represent a party? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, name of party _____			
Transcript Information			
Docket Number 2020-GS-07-01205, 2020-GS-07-01206, 2020-GS-07-01207	Full Case Caption (i.e. State v. John Doe or John Smith v. Jane Smith) The State v. Latavious Williams		Circuit <input checked="" type="checkbox"/> Family <input type="checkbox"/>
Date(s) of Proceeding	County	Appeal pending <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Death Penalty <input type="checkbox"/> Yes <input type="checkbox"/> No
Presiding Judge		Special Circumstances Is the hearing to be transcribed one of the following: <input type="checkbox"/> Termination of parental rights <input type="checkbox"/> Adoption <input type="checkbox"/> Any actions involving child custody/visitation.	
Opposing Counsel(s) (name and email address) South Carolina Attorney General			
Court Reporter(s) Sharon Hardoon	<input type="checkbox"/> Webex <input type="checkbox"/> DCRP	Delivery Timeframe (check Rule 607 for current page rates) <input type="checkbox"/> Quote <input type="checkbox"/> Rough Draft <input type="checkbox"/> Overnight delivery <input type="checkbox"/> Daily delivery <input type="checkbox"/> Expedited delivery (7 days) Due on/before: _____ <input type="checkbox"/> Regular delivery (60 days)	
Portion of proceeding to be transcribed <input checked="" type="checkbox"/> Entire hearing <input type="checkbox"/> Voir dire by juror <input type="checkbox"/> Jury selection <input type="checkbox"/> Plaintiff's opening statement <input type="checkbox"/> Defendant's opening statement <input type="checkbox"/> Plaintiff's closing arguments <input type="checkbox"/> Defendant's closing arguments <input type="checkbox"/> Entire direct examination <input type="checkbox"/> Entire cross examination <input type="checkbox"/> Entire redirect <input type="checkbox"/> Examination of witness (W) by attorney (A) W: _____ A: _____ <input type="checkbox"/> Ruling of the court		Delivery Method (additional fees may apply) <input type="checkbox"/> https://scfiledrop.sc.gov <input type="checkbox"/> Hard Copy/Priority Mail (\$50 + shipping) <input type="checkbox"/> PDF & Hard Copy/Priority Mail (\$50 + shipping)	
		Responsible Payor <input type="checkbox"/> Private / Self <input checked="" type="checkbox"/> Court Appointed Counsel <i>Appeals Attorney</i> _____ <i>Email</i> _____ <input type="checkbox"/> Other	
Next Hearing Date			

Requestor's Signature: Della White

Date: 11/14/2023

(Typed name will serve as signature)

NOTE: Requests will be processed pursuant to Rule 207 and 607 of the SCACR. Rule 607(h) governs the fees for transcripts, which are not provided for free or at reduced rates to any party, regardless of indigent status. Please promptly submit your payment in the method of payment requested, in order for the transcript to be produced. In some cases, a deposit may be required before the transcript can be placed in the production queue. You may also request a quote before deciding to order. **If you need to cancel the transcript request for any reason, you are responsible for paying for the pages of the transcript that have already been completed at the time of the cancellation.**

If you are ordering a transcript pursuant to Rule 207(a)(1), SCACR, you must contemporaneously furnish all parties, the Office of Court Administration, and the clerk of the appellate court with copies of all correspondence with the

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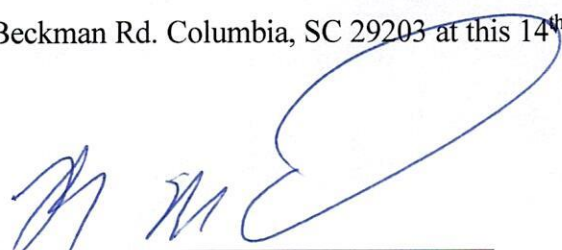
LATAVIOUS TERELL WILLIAMS,

APPELLANT

APPELLATE CASE NO. 2023-001397

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true copy of the Motion to Reinstate the Appeal in the above referenced case has been served upon Mark Farthing, Esquire, at Rembert C. Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, and Latavious Terell Williams, Manning Correctional Institution, 502 Beckman Rd. Columbia, SC 29203 at this 14th day of November 2023.



ROBERT M. DUDEK
Chief Appellate Defender