

NOTICE OF INTENT TO APPEAL  
THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS  
FROM AIKEN COUNTY  
THE HONORABLE Doyet A. Early III

July 16, 2013  
Indictment # 2013GS0201169

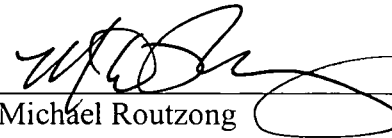
 THE STATE OF SOUTH CAROLINA -- Respondent

VS.

Cedric Mandria Boyd- Appellant

NOTICE OF INTENT TO APPEAL

Cedric Mandria Boyd pled guilty to Assault and Battery 1<sup>st</sup> Degree on July 8, 2013 before the Honorable Doyet A. Early III in Aiken, South Carolina. He appeals his conviction and sentence.

  
Michael Routzong  
Attorney for Defendant

Other Counsel of record is:

Ashley Agnew  
Assistant Solicitor  
Second Judicial Circuit  
P.O. Drawer 3368  
Aiken, SC 29802

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JUL 22 2013

**SC Court of Appeals**

NOTICE OF INTENT TO APPEAL

State of South Carolina

Vs:

Cedric M. Boyd- Appellant

2013GS0201169

CERTIFICATE OF SERVICE

I, Lekehia Curry, do hereby certify that I have this day served the original of Appellate's Notice to Appeal upon the South Carolina Court of Appeals, and copies of Appellate's Notice of Intent to Appeal to the Clerk of Court of Aiken County, and to J. Strom Thurmond, Solicitor, Second Judicial Circuit, by placing same in the United States Mail properly addressed and with correct postage affixed thereto:

South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

South Carolina Commission  
Of Appellate Defense  
P. O. Box 11589  
Columbia, SC 29211

Clerk of Court  
Aiken County Judicial Circuit  
Post Office Box 583  
Aiken, SC 29802

The State of South Carolina Office of the Solicitor  
Second Judicial Circuit  
Post Office Box 3368  
Aiken, SC 29802

Dated this 16<sup>th</sup> day of July, 2013



Lekehia C. Curry  
Secretary to Appellant's Attorney  
Post Office Drawer 2247  
Aiken, SC 29802  
803-642-1732

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**SC Court of Appeals**

Public Defender for the Second Judicial Circuit

410 Barnwell Avenue N.W.

Post Office Drawer 2247

Aiken, South Carolina 29802

(803)642-1732 Office (803)642-1739 Fax

July 16, 2013

South Carolina Commission  
On Indigent Defense  
Attention: Lorie French  
P. O. Box 11589  
Columbia, SC 29211

RE: NOTICE OF INTENT TO APPEAL  
Cedric Mandria Boyd  
2013GS0201169

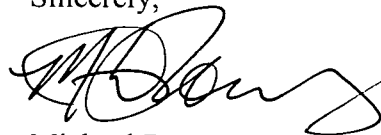
Dear Mrs. French:

Please find enclosed copies of Notice of Intent to Appeal, Indictment 2013GS0201169, Arrest Warrant 2013A0210400125, defendant's affidavit of indigency and defendant's sentence sheet.

Cedric Mandria Boyd pled guilty to Assault and Battery 1<sup>st</sup> Degree. The defendant was sentenced on July 8, 2013 before the Honorable Doyet A. Early III. Ms. Cheri L. Young served as the Court Reporter. Her address is P. O. Box 1154, Aiken, SC 29802.

I am available to discuss this case if you so desire.

Sincerely,



Michael Routzong  
Assistant Public Defender

LCC:mdr  
Enclosure

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JUL 22 2013

**SC Court of Appeals**

STATE OF SOUTH CAROLINA )  
 )  
 )  
 vs. )  
 )  
 )  
 Cedric Mandria Boyd, )  
 )  
 )  
 Defendant. )  
 \_\_\_\_\_ )

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS  
  
Indictments #: 2013-GS-02-01169

**RULE 203(B) EXPLANATION**

Pursuant to Rule 203(B)(2) of the South Carolina Rules of Appellate Practice, the undersigned asserts that she does not have a good faith basis to believe that any issues are properly before the Court of Appeals, and the undersigned did not object to the sentence or file a motion to reconsider the sentence. Nevertheless, the undersigned consulted with the Appellant about his right to appeal, and after consultation, the undersigned has filed the instant appeal at the request of the Appellant because the Sixth Amendment requires counsel to follow the Appellant's request. See *Frazer v. South Carolina*, 430 F.3d 696, 706 (4<sup>th</sup> Cir. 2005) ("A defendant has a right to pursue a direct appeal, even if frivolous, which counsel must assist as 'an active advocate on behalf of his client.'") (quoting *Anders v. California*, 386 U.S. 738, 744 (1967)).

Respectfully submitted,



Michael Routzong  
2<sup>nd</sup> Circuit Assistant Public Defender  
Post Office Drawer 2247  
Aiken, SC 29802  
(803) 642-1732

Aiken, South Carolina  
July 16, 2013

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JUL 22 2013

**SC Court of Appeals**

MR 4-2013 10700

STATE OF SOUTH CAROLINA

COUNTY OF AIKEN

AFFIDAVIT OF INDIGENCY AND APPLICATION FOR APPOINTED COUNSEL

STATE VS.

Cedric M Beard

ARREST WARRANT, TICKET & CHARGE:

2013A 0210-400125-

CSC 3rd degree

1. ARE YOU PRESENTLY EMPLOYED? YES \_\_\_ NO  If yes, Please state the name and address of your employer and the amount of your salary or wages per month and/or week.

NAME: \_\_\_\_\_ ADDRESS: \_\_\_\_\_

NET WAGES: \$ \_\_\_\_\_ WEEKLY / BI-WEEKLY / MONTHLY

If No, please state the name and address of your former employer, date of termination and the amount of your salary or wages.

EMPLOYER: Home The World Life Insurance

NET WAGES: \$ \_\_\_\_\_ WEEKLY / BI WEEKLY / MONTHLY DATE OF TERMINATION: 11/2012

2. HOUSEHOLD MEMBER(S) EMPLOYER (if applicable): Home Life Insurance (Amenia, VA)

Dad Son (17 - same address)

NET WAGES: \$ 8000 WEEKLY / BI-WEEKLY / MONTHLY

3. Have you or household member(s) received within the past twelve months any money from any of the following sources?

- a. Business, Profession or Self-Employment? Yes \_\_\_ No \_\_\_
- b. Rent Payments, Interest or Dividends? Yes \_\_\_ No \_\_\_
- c. Pensions, Annuities or Life Insurance Payments? Yes \_\_\_ No \_\_\_
- d. Gifts or Inheritance? Yes \_\_\_ No \_\_\_
- e. Any Other Source (including Unemployment, Retirement, Disability and/or Food Stamps)? Yes \_\_\_ No \_\_\_

If the answer to any question above is "Yes", please list the source of the money and the amount received within the last 12 months.

SOURCE: \_\_\_\_\_ AMOUNT: \_\_\_\_\_

4. LIST BY NAME, AGE AND RELATIONSHIP TO YOU ANY PERSONS WHO ARE DEPENDENT UPON YOU FOR SUPPORT. INDICATE BESIDE EACH HOW MUCH YOU CONTRIBUTE TOWARD THEIR SUPPORT.

NAME	AGE	RELATIONSHIP	AMOUNTS
<u>McDolea</u>	<u>17</u>	<u>Son</u>	<u>lives with A</u>
NAME	AGE	RELATIONSHIP	AMOUNTS
NAME	AGE	RELATIONSHIP	AMOUNTS

5. DO YOU HAVE OR HAVE YOU HAD ANY MONEY IN A CHECKING OR SAVINGS ACCOUNT? CHECKING:  SAVINGS:

6. DO YOU OWN ANY REAL ESTATE, CAR & CREDIT CARDS OR OTHER VALUABLE PROPERTY INCLUDING ORDINARY HOUSEHOLD FURNISHINGS AND CLOTHING? YES \_\_\_ NO

PLEASE PRINT

7. LIST THE TYPE OF VEHICLE(S) YOU OWN (YEAR, MAKE, MODEL): 03 mid Mustang  
 PAID FOR? YES  NO  AMOUNT OF PAYMENT(S) \$ \_\_\_\_\_  
 8. DO YOU OR HOUSEHOLD MEMBER PAY RENT OR MORTGAGE? \$1550 / month  
 9. AMOUNT OF DEBTS, LIENS, MORTGAGES, ETC? \_\_\_\_\_ AMOUNTS \_\_\_\_\_

I do solemnly swear that the information reported by me for this application for counsel does contain a true and full account of all my real and personal estate, debts, credits and effects whatsoever without exception, which I or any person in trust for me have or at the time of my possession had, or am, or was in any way respect, entitled to, in possession, remainder or reversion, and that I have not at any time since charges were made against me or before, directly or indirectly sold, leased, assigned, or otherwise disposed of any property, or made over in trust for myself or otherwise, other than mentioned herein.

I understand that the appointment of counsel creates a claim against the assets and estate of the person who is provided counsel or the parents or legal guardians of a juvenile in the amount equal to the costs of representation less the amount paid to appointed counsel, the public defender office and/or the Commission on Indigent Defense. I understand such claim shall be filed in the Office of the Clerk of Court where I, my child, or ward are assigned counsel, but that the filing of a claim shall not constitute a lien against my real or personal property unless, in the discretion of the Court, part or all of such a claim is reduced to judgment by appropriate Order of the Court, after serving me with at least thirty (30) days notice that judgment will be entered.

I understand that pursuant to §17-3-30(b), I am required to pay a non-refundable \$40.00 application fee to the Public Defender's Office for public defender services or other appointed counsel.

I am financially unable to employ counsel and request that counsel be assigned to represent me. I understand that I am entitled to at least 30 days notice before a claim against me may be reduced to judgment, and I do hereby waive the right to such notice.

[Signature]  
 Applicant X

Sworn to before me this 25 day of Feb, 2013  
[Signature] Notary Public for South Carolina. My commission expires: 11-4-2020

RACE: B SEX: M AGE: 37  IN JAIL  OUT ON BOND  
 SSN: 251 49 0570 DATE OF ARREST: \_\_\_\_\_  
 DATE OF BIRTH: 10 28 75 BOND AMOUNT: \_\_\_\_\_  
 ADDRESS: 713 Vincent Ave NE BONDSMAN: \_\_\_\_\_  
 CITY/STATE: Atlanta GA 30301 CO-DEFENDANTS: \_\_\_\_\_  
 TELEPHONE: 203 761 2270

The applicant's request for counsel is hereby  
 GRANTED  
 DENIED

[Signature]  
 Judge, Clerk or Deputy Clerk  
 DATE: 2-26-13