

IN THE SUPREME COURT OF SOUTH CAROLINA

Tiffany Jeffcoat 306630
 VS
 The State of South Carolina

NOTICE OF INTENT
 TO APPEAL
 PURSUIT TO SCACR
 RULE 201, RULE 203

I, Tiffany Jeffcoat, appeals her PCR Final Order of Dismissal from the Honorable Judge Keesley on the 3rd Day of July 2013.

The Appellant appeals this decision pursuant to Rule 201 SCACR. I further contend that a true copy was served on The South Carolina Supreme Court, Clerk of Court, the Honorable Daniel E. Shareouse.

cc: South Carolina Supreme Court
Atty. Gen. Brian T. Petrone
Jeanette W. McBride
Clerk of Court

Tiffany Jeffcoat
July 3, 2013

Sworn before me on July 3, 2013

Kathy R. Barnes

My Commission Expires August 12, 2015

IN THE SUPREME COURT OF SOUTH CAROLINA

APPEAL FROM RICHLAND COUNTY
COURT OF COMMON PLEAS

JUDGE L. CASEY MANNING, CIRCUIT COURT JUDGE

Indictment No: 2008-CP-40-2256/16-3-85(A)(1)

Tiffany Jeffcoat 306630 → APPELLANT
vs
The State of South Carolina → RESPONDENT

Certificate of Service

The (Appellant) hereby certifies under penalty of perjury that, a true copy of the Notice of Appeal in the above-referenced case has been served upon opposing counsel, by delivering same, this 3rd day of July 2013 at his office of Attorney General, Brian T. Petrano, P.O. Box 11540, Columbia, SC 29211.

Tiffany Jeffcoat
July 3, 2013

Sworn before me on July 3, 2013

Kathy R. Barnes

IN THE SOUTH CAROLINA SUPREME COURT

IN RE)

Tiffany Jeffcoat 306630
vs
The State of South Carolina

APPEAL NO: 2008-CP-40-2256

AFFIDAVIT
OF
SERVICE

I, Tiffany Jeffcoat 306630, declare under penalty of perjury that I have served a photo copy of the Notice of Intent to Appeal on Mr. Daniel E. Shareouse, South Carolina Supreme Court Clerk of Court, at P.O. Box 11330, Columbia, SC 29211 on this 3rd day of July 2013.

cc: South Carolina Supreme Court
Clerk of Court, Daniel E. Shareouse
Richland County Clerk of Court,
Jeanette W. McBride
Atty. Gen., Brian T. Petrano

Tiffany Jeffcoat
July 3, 2013

Sworn before me on July 3, 2013

Kathy R. Barnes

My Commission Expires August 12, 2015

CLIENT COPY

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE
CASE NO: 2007CP4002256

Tiffany J #306630 Jeffcoat

vs.

Richland County South Carolina

Plaintiff

Defendant

CHECK ONE:

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):**
 - Rule 12(b), SCRPC;
 - Rule 41(a), SCRPC (Vol. Nonsuit);
 - Rule 43(k), SCRPC (Settled);
 - Other:
- ACTION STRICKEN (CHECK REASON):**
 - Rule 40(j) SCRPC;
 - Bankruptcy;
 - Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;
 - Other: _____

2008 SEP 26 11:11 AM
CLERK OF COURT

DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):

- Affirmed;
- Reversed;
- Remanded;
- Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED:

- See attached order;
- Statement of Judgment by the Court:

Dated at Columbia, South Carolina, this _____ day of _____, 2008.

PRESIDING JUDGE

This judgment was entered on the _____ day of _____, 2008, and a copy mailed first class this 26th day of Sept., 2008, to attorneys of record or to parties (when appearing pro se) as follows:

Tiffany J #306630 Jeffcoat
Tara D Shurling

Richland County South Carolina
Brian T Petrano

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

RECEIVED
SEP 30 2008
LAW OFFICE OF
TARA DAWN SHURLING, PA

s/ BARBARA A. SCOTT

Clerk of Court

STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)
TIFFANY J. JEFFCOAT, 306630,)
Applicant,)
v.)
STATE OF SOUTH CAROLINA,)
Respondent.)

IN THE COURT OF COMMON PLEAS
FIFTH JUDICIAL CIRCUIT

CASE NO.: 07-CP-40-2256

**ORDER OF DISMISSAL
WITH PREJUDICE**

RICHLAND COUNTY
FILED
2008 SEP 25 PM 1:38
BARBARA A. SCOTT
C.C.C. & G.I.

THIS MATTER comes before the Court by way of an Application for Post-Conviction Relief filed April 10, 2007. An evidentiary hearing was convened in this case on September 23, 2008. The Applicant was present at this proceeding, and was represented by her court-appointed counsel Tara Dawn Shurling. The Respondent was represented by Brian T. Petrano, Assistant Attorney General.

CPK #1

At the outset of the evidentiary proceeding, the Applicant moved to withdraw her PCR Application. Applicant's counsel affirmatively stated that she had advised the Applicant of her right to proceed with the hearing as well as the potential consequences of winning a new trial. Specifically, Applicant's counsel explained that she had advised the Applicant of any possible challenge to trial counsel's failure to hire an expert and of any possible challenge to trial counsel's failure to argue that the presiding plea judge could suspend her sentence. Applicant's counsel also stated that she had advised the Applicant of the consequences of choosing to withdraw her PCR Application; namely, that she would in all likelihood be giving up her right to pursue collateral review in any state or federal forum. This Court then placed the Applicant under oath and questioned her about her desire to withdraw her PCR Application. This Court informed the Applicant that it was ready and willing to hear her case. This Court further

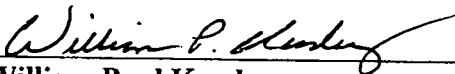
informed the Applicant that she likely would be deemed to have waived her right to pursue collateral review in state or federal court if she chose to withdraw his PCR Application. After being informed of her rights, the Applicant affirmatively stated that she wanted to withdraw her PCR Application.

This Court is satisfied that the Applicant's decision to withdraw her PCR Application was made knowingly, voluntarily, and intelligently based upon the comprehensive advice of her lawyer and the questioning by this Court. Accordingly, the Applicant's request to withdraw her Application for Post-Conviction Relief docketed at 2007-CP-40-2256 is hereby **GRANTED**.

Therefore, this Court orders that the Application for Post-Conviction Relief found at 2007-CP-40-2256 be dismissed with prejudice.

IT IS SO ORDERED.

#2



William Paul Keesley
Presiding Circuit Court Judge
Fifth Judicial Circuit

This 25th day of Sept., 2008.

Columbia, South Carolina.