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Jan 16 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Greenville County

Honorable Edward W. Miller, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JAQUIN DEVONTA DODD,

APPELLANT

APPELLATE CASE NO. 2023-000493

RECORD ON APPEAL

WANDA H. CARTER
Appellate Defender

ALAN WILSON
Attorney General

South Carolina Commission on Indigent
Defense
Division of Appellate Defense
PO Box 11589
Columbia, SC 29211-1589
(803) 734-1330

MARK R. FARTHING
Senior Assistant Deputy Attorney General
P.O. Box 11549
Columbia, SC 29211
(803) 734-6305

ATTORNEY FOR APPELLANT

ATTORNEYS FOR RESPONDENT

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STATE OF SOUTH CAROLINA)

COUNTY OF GREENVILLE)

COURT OF GENERAL SESSIONS

2018-GS-23-02547

2019-GS-23-00600

STATE OF SOUTH CAROLINA,)

vs.)

TRANSCRIPT OF RECORD

JAQUIN DEVONTA DODD,)
DEFENDANT.)

COPY

February 4, 2019
Greenville, South Carolina

B E F O R E:

THE HONORABLE ALEX KINLAW, JR., JUDGE.

A P P E A R A N C E S:

JENNIFER A.R. TESSITORE, ESQ.
Assistant Solicitor

TIMOTHY C. SULLIVAN, JR., ESQ.
Attorney for the Defendant

HOLLIE M. JENKINS
Circuit Court Reporter

I N D E X

(There were no witnesses called.)

E X H I B I T S

(There were no exhibits introduced.)

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P R O C E E D I N G S

THE CLERK: Your Honor, this is #2018-GS-23-2547, the State v. Jaquin Devonta Dodd, indicted for attempted murder. He's pleading to accessory after the fact to attempted murder, Class A felony. It's a true bill.

Mr. Dodd is, also, indicted on 2019-GS-23-0600 for conspiracy. He's pleading to the same. And this is a waiver.

Please raise your right hand.

WHEREUPON,

JAQUIN DEVONTA DODD,

after first having been duly sworn, testified as follows:

THE COURT: All right. You are Jaquin Devonta Dodd; is that correct?

DEFENDANT DODD: Jaquin Dodd.

THE COURT: All right. Jaquin Dodd?

DEFENDANT DODD: Yes.

THE COURT: You don't use your middle name?

DEFENDANT DODD: No.

THE COURT: No, sir.

DEFENDANT DODD: No, sir.

THE COURT: Okay. Neither one of these indictments have been presented to the Grand Jury. Do you waive presentment to the Grand Jury?

DEFENDANT DODD: (There was no response.)

1 THE COURT: Did your lawyer tell you about that?

2 DEFENDANT DODD: Yes, sir.

3 THE COURT: You -- you don't want these to go to the
4 Grand Jury; is that correct?

5 DEFENDANT DODD: That's correct.

6 THE COURT: All right. I've got -- and you're
7 represented by Mr. Sullivan on both of these indictments?

8 DEFENDANT DODD: Yes, sir.

9 THE COURT: All right. On the first one,
10 2019-GS-23-0600, the State's charging you with conspiracy.

11 Are you pleading guilty to that offense?

12 DEFENDANT DODD: Yes, sir.

13 THE COURT: Are you doing that freely and
14 voluntarily?

15 DEFENDANT DODD: Yes, sir.

16 THE COURT: Anybody promise you anything or threaten
17 you to come in here and plead guilty?

18 DEFENDANT DODD: No, sir.

19 THE COURT: You're 21 years of age?

20 DEFENDANT DODD: Yes, sir.

21 THE COURT: Are you married?

22 DEFENDANT DODD: No, sir.

23 THE COURT: Do you have children?

24 DEFENDANT DODD: No, sir.

25 THE COURT: How far did you go in school?

1 DEFENDANT DODD: I graduated high school.

2 THE COURT: Which high school was that?

3 DEFENDANT DODD: Greer High School.

4 THE COURT: All right. On the second indictment,
5 2019-GS-23-2547, the State's charging you with accessory
6 after the fact to attempted murder. That being a Class A
7 felony.

8 You're pleading guilty to that?

9 DEFENDANT DODD: Yes, sir.

10 THE COURT: Are you doing that freely and
11 voluntarily?

12 DEFENDANT DODD: Yes, sir.

13 THE COURT: All right. Both of these offenses are
14 listed as non-violent offenses. You discussed that with
15 your lawyer?

16 DEFENDANT DODD: Yes, sir.

17 THE COURT: All right. And you discussed the
18 elements of both of these offenses with your lawyer,
19 Mr. Sullivan. He told you what the State would have to
20 prove?

21 DEFENDANT DODD: Yes, sir.

22 THE COURT: All right. Understanding that, you still
23 want to enter a plea of guilty to both of these offenses?

24 DEFENDANT DODD: Yes, sir.

25 THE COURT: All right. Are you under the influence

1 today of anything at all that may impact your judgment?

2 DEFENDANT DODD: No, sir.

3 THE COURT: You're telling me today in open court
4 that you're clear minded, that you understand what you're
5 doing?

6 DEFENDANT DODD: Yes, sir.

7 THE COURT: All right. And you're completely
8 satisfied with the services of your lawyer?

9 DEFENDANT DODD: Yes, sir.

10 THE COURT: You don't have any complaints whatsoever
11 to make against him?

12 DEFENDANT DODD: No, sir.

13 THE COURT: All right. And you're waiving your
14 Constitutional right to a trial. Do you want a trial on
15 either one of these offenses?

16 DEFENDANT DODD: No, sir.

17 THE COURT: You're waiving your Constitutional right
18 to remain silent as it relates to both of these
19 indictments?

20 DEFENDANT DODD: Yes, sir.

21 THE COURT: And you're waiving your Constitutional
22 right to assert any defenses that you may have?

23 DEFENDANT DODD: Yes, sir.

24 THE COURT: And you're waiving your Constitutional
25 right to confront any witnesses that the State may have

1 against you?

2 DEFENDANT DODD: Yes, sir.

3 THE COURT: And you discussed all those rights with
4 your lawyer?

5 DEFENDANT DODD: Yes, sir.

6 THE COURT: And you understand them all completely?

7 DEFENDANT DODD: Yes, sir.

8 THE COURT: You don't have any questions of me or
9 your lawyer at this time?

10 DEFENDANT DODD: No, sir.

11 THE COURT: All right. And I may have already asked
12 you this, you're not under the influence of anything,
13 you're clear minded?

14 DEFENDANT DODD: Yes, sir.

15 THE COURT: All right.

16 MS. TESSITORE: May it please the Court.

17 Your Honor, on February 7th of 2018, just after 2:00
18 p.m., officers with the Greenville City Police Department
19 responded to a reported shooting in the roadway on
20 Rutherford Road in Greenville County. When police
21 arrived, they observed the victim and his passenger seated
22 in a car that had come to rest after crashing into a
23 building off of Rutherford Road.

24 The victim suffered a gunshot wound to his head and
25 was immediately transported to the hospital for treatment.

1 His passenger told police that she and the victim were
2 stopped at the red light at Rutherford and North Main.
3 She described she heard shots from a car immediately next
4 to the victims.

5 Based on their investigation, police were able to
6 locate video from a school bus traveling behind the
7 victims car. The buses camera captured the shooting,
8 including an apparent corded -- coordinated effort among
9 several cars that surrounded the victims before shots were
10 fired. Firefighters who witnessed the incident directed
11 police to one of the cars involved. And police initiated
12 a traffic stop.

13 This Defendant was a passenger in that car. And, at
14 least, one occupant was armed with a handgun. After
15 interviewing the Defendants and the victims, police
16 determined that this Defendant combined with Damous
17 Beasley, Curtis Collins, Justin Miller, Xavier Concepcion,
18 Quavon Edmonds, and unknown others confronted the victim
19 after learning from Edmonds that the victim was believed
20 to be involved in stealing items from Edmonds' home. The
21 Defendants armed themselves for the confrontation and fled
22 the scene to avoid being identified.

23 Those are the facts that would be presented at trial,
24 Your Honor. And he has no prior record. And, again, this
25 is a deferred sentence. We would just ask that the

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Defendant acknowledge on the record if that is an accurate statement of facts.

THE COURT: All right. Mr. Dodd, you heard the statement of facts that was indicated on the record by Madam Solicitor. Do you agree with that?

DEFENDANT DODD: Yes, sir.

THE COURT: All right. I'll go ahead and accept his plea as being freely and voluntarily given. He indicated on the record that that was a clear rendition of the facts as outlined by the State. And he, also, indicated on the record that he was completely satisfied with his lawyer, Mr. Sullivan.

All right. Thank you, sir.

*****END OF TRANSCRIPT OF RECORD*****

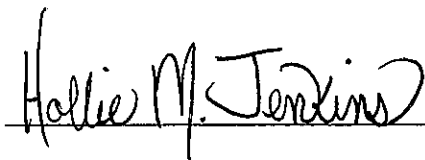
CERTIFICATE OF REPORTER

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)

I, HOLLIE JENKINS, Official Court Reporter for the Thirteenth Judicial Circuit of the State of South Carolina, do hereby certify that the foregoing is a true, accurate, and complete Transcript of Record of the proceedings had and the evidence introduced in the captioned case, relative to appeal, in the Court of General Sessions for Greenville County, South Carolina, on the 4th day of February, 2019.

I do further certify that I am neither of kin, counsel, nor interest to any party hereto.

September 19, 2022



Hollie M. Jenkins, Court Reporter

002547A

DOCKET NO. 2018-GS-23-KBS

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

April TERM 2018

THE STATE

vs.

JAQUIN DEVONTA DODD

WITNESSES

Andrew S Smith

Greenville Police Department

2/8/2018

Ronald J...

DIRECT PRESENTMENT

DOB: 1997 B/M

ACTION OF GRAND JURY
TRUE BILL

Clay Tate

FOREMAN GRAND JURY

Person of Grand Jury

VERDICT

Indictment for

3410

ATTEMPTED MURDER

VIOLATION § 16-03-0029

ENTERED
NOT
FILED
[Signature]

Foreperson of Petit Jury

Date:

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
ATTEMPTED MURDER

At a Court of General Sessions, convened on


the Grand Jurors of Greenville

County present upon their oath:

APR 17 2018

That JAQUIN DEVONTA DODD did in Greenville County, on or about the 7th day of February, 2018, unlawfully, with malice aforethought, and with the intent to kill, attempt to kill FREDRICK MILLER KNOWLES. This is in violation of § 16-03-0029 of the South Carolina Code of Laws (1976) as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.


SOLICITOR

BAR # 73989

DOCKET NO. 2019-GS-23-^{KBS} 0600

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

TERM 2019

THE STATE

vs.

JAQUIN DEVONTA DODD

WITNESSES

Andrew S Smith

Greenville Police Department

2/8/2018

ARREST WARRANT NUMBER

2018A2320600458

ACTION OF GRAND JURY

Person of Grand Jury

VERDICT

Indictment for

0049

CONSPIRACY

VIOLATION § 16-17-0410

Foreperson of Petit Jury

Date:

ENTERED
2/15/18
JRS

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
CONSPIRACY

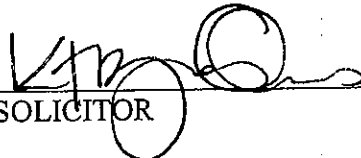
At a Court of General Sessions, convened on

the Grand Jurors of Greenville

County present upon their oath:

That JAQUIN DEVONTA DODD did in Greenville County, on or about the 7th day of February 2018, willfully and unlawfully combined with CURTIS LEE COLLINS, JUSTIN DASHUN MILLER, DAMOUS CHAVON BEASLEY, QUAVON DESHAY EDMUNDS AND XAVIER MIGUEL CONCEPCION for the purpose of accomplishing an unlawful object or a lawful object by unlawful means, to wit: ATTEMPTED MURDER. This is in violation of §16-17-0410 of the South Carolina Code of Laws (1976) as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.


SOLICITOR BAR # 73989

STATE OF SOUTH CAROLINA)
) COURT OF GENERAL SESSIONS
 COUNTY OF GREENVILLE) 2018-GS-23-02547A;
) 2019-GS-23-00600
)
)
)
 THE STATE)
)
) PLAINTIFF)
 vs.) TRANSCRIPT OF RECORD
)
)
 JAQUIN DEVONTA DODD)
)
) DEFENDANT)
 _____)

ORIGINAL

March 15, 2023
Greenville, South Carolina

B E F O R E:

THE HONORABLE EDWARD W. MILLER, Judge.

A P P E A R A N C E S:

MEGAN GASSER, ESQ.
Attorney for the State

MINDY LIPINKSI, ESQ.
Attorney for the Defendant

APRIL HERRON
Official Court Reporter

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There were no witnesses.

There were no exhibits.

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Certificate of Reporter 16

1 THE CLERK: Your Honor, in the case of
2 2018-GS-23-2547A, The State vs. Jaquin Devonta Dodd,
3 indicted for attempted murder and conspiracy on
4 2019-GS-23-600.

5 In the case of 2018-GS-23-2546A, The State vs.
6 Justin Dashaun Miller, indicted for attempted murder
7 and conspiracy on 2019-GS-23-2626.

8 In the case of 2018-GS-23-2545A, The State vs.
9 Damnous Chavon Beasley, indicted for attempted murder
10 and conspiracy in 2018-GS-23-10287. And also the
11 sentencing portion.

12 Please raise your right hand.

13 (WHEREUPON, The Defendants were sworn.)

14 THE COURT: All right.

15 MS. GASSER: May it please the Court, Your
16 Honor, these are the deferred sentences of three of
17 the codefendants in a six co-defendant attempted
18 murder/conspiracy. The shooter's trial was actually
19 held in front of Your Honor, back in November 8th,
20 2022. These three co-defendants did plea prior to
21 trial and were supposed to be State's cooperating
22 witnesses. I can read the factual summaries to which
23 they pled guilty and agreed to the facts in their
24 prior guilty plea summaries, if you need that, Your
25 Honor. However, The State would just offer a brief

1 on each of them as to their cooperation level in
2 trial and any subsequent arrests that they have had
3 since then, Your Honor. Would you like me to go
4 through each one?

5 THE COURT: Yeah.

6 MS. GASSER: Yes, Your Honor. As to Mr. Dodd,
7 he did in ref -- by questioning of Defense Counsel,
8 Mr. Crane, he asked him, If the facts as given to the
9 Judge on the day of your plea were true, yes or no?
10 That y'all got together, talked about some something,
11 armed yourself, surrounded the car, all that other
12 stuff, none of that happen; did it?

13 No, it didn't.

14 Your Honor, The State's position was that he
15 directly denied his guilty plea summary and facts on
16 the record. He has been subsequently arrested on
17 April 16th, 2020 for simple possession of marijuana
18 charge. He got arrested January 22nd, 2021 for
19 suspicion of a license plate, driving under
20 suspension, second and an uninsured motor vehicle.
21 And then February 9th, 2023, he was charged -- he was
22 picked up for public drunk and failure to comply.

23 Your Honor, at this time, The State is leaving
24 this up to Your Honor with no recommendation.

25 THE COURT: All right, tell me about the next

1 one.

2 MS. GASSER: Yes, Your Honor. As to Mr. Miller,
3 he was impeached five times on the record, for which
4 The State had to play his original recorded
5 statement. He said no to the conspiracy. He has not
6 been arrested subsequently, Your Honor. And he has
7 no prior record.

8 THE COURT: And the next one.

9 MS. GASSER: As to Mr. Beasley, Your Honor, he
10 was actually -- we played his entire statement at
11 trial, he then subsequently still denied it. He was
12 impeached 10 times. He had to be treated as a
13 hostile witness. He then claimed under
14 cross-examination that he was on Percocet and drugs
15 that day. And he claimed that the officer fashioned
16 the statement. He has been arrested since then, Your
17 Honor. On March 15th, 2019, for possession of a
18 narcotics, schedule II, for which he received a
19 conditional discharge. And he has pending in our
20 office three subsequent incident dates. March 25th,
21 2021, an accessory before the fact to murder.
22 September 16th, 2022, possession of a controlled
23 substance, possession with intent to distribute and
24 other substance schedule I, II or III. And
25 January 5th, 2023, possession of a controlled

1 substance, an unlawful possession of a prescription
2 and possession of a narcotic schedule I(B)(C).

3 The prosecutor on this case is Anthony McCollum
4 and he is present if you have any questions regarding
5 that, Your Honor. We do believe that Mr. Beasley
6 held the most important information that he gave in
7 his recorded statement and he was the least
8 cooperative of the three in front of you today.

9 THE COURT: Well, none of them were cooperative.

10 MS. GASSER: Yes, Your Honor.

11 THE COURT: Okay. What do y'all want to tell
12 me?

13 MS. LIPINSKI: Just briefly, Your Honor, the
14 reason we are standing here today, he actually pled
15 with Mr. Sullivan, originally. So it was somewhat
16 difficult in that we weren't part of those original
17 conversations, his cooperation with law enforcement
18 and those kinds of things. I do want to say that he
19 has come to every meeting that we've asked him to
20 come to. He's gotten in some minor trouble since
21 then. For the most part, he, obviously, has avoided
22 general sessions court. And is working at Michelin,
23 doing well. His parents are here, Your Honor, in the
24 back row.

25 If you two could just stand up.

1 They've accompanied him on every meeting that
2 we've had with him. They reported to us that he does
3 have -- when he was in school, had some deficits. He
4 had a IEP plan. When we talked to him, a lot of what
5 we heard, Your Honor, was just a lot of fear. Being
6 out on the street, still being vulnerable to the kind
7 of activity. But, he's, obviously, gotten in the
8 mindset to go to work, stay away from this kind of
9 trouble in the future. I think he truly was just
10 somebody who was a young kid when he got in trouble
11 with this and was scared, you know. He was in one of
12 those situations that cooperated and he feared for
13 his life. And he didn't cooperate in this case
14 before you here today.

15 But I would ask The Court to, respectfully
16 consider, a YOA suspended sentence. I understand,
17 Your Honor, but it's been five years and for the most
18 part, the worst he's gotten arrested for is a
19 marijuana charge. I think that speaks volumes. He's
20 not out there back in the gangbanging business
21 anymore. And he tried to do what he can. I think
22 the question that The State illuminated was a
23 compound question. And I don't think that that
24 indicates that it was just, you know, complete
25 obstruction or anything like that. He was a young

1 kid then, he's still a young kid before you. I know
2 his father would like to speak.

3 I think a YOA sentence would give him a lot of
4 structure. I told him if he got violated he would go
5 to adult jail. So it's not like he would get a lot
6 of the benefits of that. But if he can stay out of
7 that line of trouble, it does give him an opportunity
8 to get his life back on track without being condemned
9 with this on the record for the rest of his life. I
10 think the fact that he's gotten out there, that he's
11 working. His parents indicate that he's lived a
12 different lifestyle since then, does speak volume.
13 So this did, in essence, scare him straight. And I
14 think he's still standing before you scared here
15 today. I would ask The Court to listen to his
16 father, if The Court would be so inclined.

17 THE COURT: What does he want to tell me?

18 FATHER DODD: I'm sorry, what I see--

19 MS. LIPINSKI: Come up, come up and stand at the
20 bar. If you could just state your name for the
21 record.

22 FATHER DODD: Jaquin Dodd, dad. He live with
23 me. He pretty much done the right thing. As I said,
24 you know, pretty sure that, you know -- I know he
25 done got in some trouble but, you know, I think he

1 got on the right track with everything now. I will
2 see to it that he lives with me.

3 THE COURT: All right, thank you.

4 FATHER DODD: Yes, sir.

5 THE COURT: All right, what do you want to tell
6 me about Miller?

7 MR. FARNSWORTH: Thank you, Your Honor, may it
8 please the Court. Judge, Justin has been working at
9 BMW for several years, he has no prior history.
10 Here's the thing that's bothered me about this case
11 the whole time, Judge. What concerned me is The
12 State's theory, I don't think, quite matched what
13 these gentleman were thinking. You know, the guy,
14 the victim, you know, busted in the friend's door,
15 stole all the guns and stole all these things. And
16 obviously, they should have called the police to get
17 them to address it.

18 But my client, for instance, went home to change
19 and eat lunch and all and he met back with these
20 guys. And I think he did what a lot of friends would
21 do, I'm going to make sure things don't go wrong.
22 I'm going to back you up. I don't think -- and this
23 has been five years of me living this case too, Your
24 Honor. My client agreed to plead and tell what he
25 knew. And I talked to -- in fact, one miss

1 understanding --

2 THE COURT: Then he didn't.

3 MR. FARNSWORTH: Well, I don't think he knew
4 what they thought he knew. The problem is -- and I
5 met with Jenna Hendricks after the first trial,
6 preparing for the second trial. And we cleared up a
7 misunderstanding that she realized, oh, okay, well he
8 wouldn't have done that. So I think there was a lot
9 of that where The State thought they just intended to
10 go out there, kill this guy, shoot him in the face.
11 And I think all these guys were shocked and surprised
12 when that guy did this. They thought they were going
13 to help get the stuff. Maybe they were going to
14 fight him, I don't know, Judge. But I don't think
15 any of them -- that my client, every conversation
16 I've had with him and his parents, thought they were
17 going out there to do what happened.

18 Now, they realize they're tied up into this and
19 they'll have felony convictions and looking at jail
20 time and prison time and all. But I join Mindy and
21 ask for a suspended YOA sentence or a suspended adult
22 sentence to get these guys a chance. Especially --
23 and I don't know anything about the other
24 co-defendants, Judge. Other than knowing they're
25 co-defendants. I got a message from -- after the

1 first trial, from Jenna Hendricks who said that my
2 guy and, I think Beasley, had the most information.
3 She did say she had to impeach him. And that was
4 part of what we cleared up at the second meeting
5 before the second trial. It's like, I don't think he
6 knows exactly what you think he knows. And then we
7 cleared up something about where they met or who was
8 there that he didn't even know about.

9 So Judge, I think, Mr. Miller did what he knew,
10 told what he knew. Wasn't able to tell what he
11 didn't know. I don't think he knew anybody but the
12 victim of the robbery. The one who was his friend,
13 worked with him. The rest of these guys I don't
14 think he even knew them. So there were several
15 guys -- several people showed up to help the victim
16 of the robbery. They did the wrong thing, Judge, he
17 knows that. He wishes this never happened. He,
18 basically, showed up to help a coworker. He was
19 driving up when the shots happened. He was driving
20 up in traffic when the shots happened.

21 I mean, I don't think he knew -- I really
22 believe he didn't know this was going to happen. He
23 got the choice to either do a conspiracy plea or
24 after the fact or go risk not being believed and go
25 to jail for 25 years, Judge. So I think he had a

1 tough decision to make and he's done the best he can,
2 Judge. But I really think that Justin Miller -- a
3 chance showing you that he can continue to do well.
4 He was on electronic monitoring for, I think, two
5 years with no arrest, been working at BMW, has a
6 three year-old daughter he's raising. Younger
7 brothers that he's active in their lives.

8 I don't know about these other guys, Judge, but
9 I know Justin Miller for the last five years and his
10 family. I know he's worth a shot taking a chance on.

11 THE COURT: All right.

12 MR. BENNETT: Thank you, Your Honor, may it
13 please the Court, Bradley Bennett on behalf
14 Mr. Dammous Beasley. Mr. Beasley's family is in the
15 courtroom with us today and they're standing,
16 appreciate them being here. Your Honor, in addition,
17 I'd like to pass up a letter from a Mr. Matthew
18 Jackson, who is the plant manager at Gossett --
19 Gossett Concrete Pipe Company. That's where Dammous
20 has worked for several years.

21 And Mr. Jackson, as you can tell, is a veteran,
22 Special War Fair Group Operation Sergeant. And he
23 says such things as, I've been lucky enough to have
24 him as an employee since I started in October of
25 2022. He is one of the best employees we have had

1 and he always shows up to work on time. He pulls
2 more than his own weight.

3 Your Honor, he's respected at work, he's
4 respected at home. He has done as well as he could
5 at times in a bad situation. We're here today. He
6 is employed, working hard, is doing well. We would
7 ask for a suspended sentence. I would throw in, Your
8 Honor, for The Court's benefit, prior to the last
9 time we were--

10 THE COURT: Did you sit in the trial? Did you
11 watch these guys testify?

12 MR. BENNETT: Yes, sir, I did. I watched
13 Mr. Beasley say that he had had a bad car accident
14 prior to the incident, back in February, 2018. He
15 was taking prescribed medications that he then
16 started abusing. And was quite candid about that
17 during questioning. And then watched the video and
18 his statement. I would just point out to The Court,
19 if I may, that prior to the potential sentencing that
20 we had a few weeks ago, we went back in chambers with
21 Ms. Hendricks and myself and The Court. And there
22 are some other factors that were involved at the time
23 of the cooperation and the trial that I think are
24 relevant. And I would ask The Court to take
25 consideration of that as well.

1 THE COURT: All right, anything else from The
2 State?

3 MS. GASSER: Nothing other than, Your Honor,
4 this was on -- captured on video. The coordinated
5 efforts of the vehicles, they actually cut off the --
6 all three of these Defendants were caught shortly
7 after, near the scene of the shooting. The black
8 Impala was in front of the black Camaro, they both
9 cut off the school bus, turn down North Main and
10 circled back past the shooting site. Whereupon, the
11 black Impala was caught down the street on Rutherford
12 and the black Camaro was caught across the street
13 where they got cut off on a dead end.

14 The driver of that black Impala was Dammous
15 Beasley. And the driver of the black Camaro was
16 Justin Miller. Jaquin Dodd was a backseat passenger
17 in that black Impala. I believe that that video
18 showed that there was knowledge of this conspiracy.
19 That is all, Your Honor.

20 THE COURT: Anything you want to tell me?

21 MR. DODD: No, sir.

22 THE COURT: Well, I sat in the courtroom, I
23 watched all three of you have an opportunity to help
24 yourself. I saw all three of you not do that. I
25 don't know why there's such a disrespect for the

1 court system but that's what you showed.

2 Dodd's, 10 and five. Miller, 10 and five.

3 Beasley, 12 and five. Good luck.

4 (WHEREUPON, the proceedings were concluded.)

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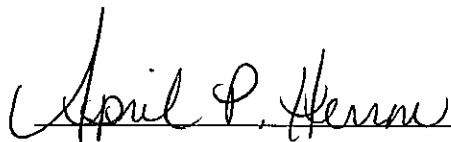
CERTIFICATE OF REPORTER

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)

I, APRIL P. HERRON, Official Court Reporter for the Thirteenth Judicial Circuit of the State of South Carolina, do hereby certify that the foregoing is a true, accurate and complete Transcript of Record of the proceedings had and evidence introduced in the trial of the captioned case, relative to appeal, in the Court of General Sessions for Greenville County, South Carolina, on the 15th day of March, 2023.

I do further certify that I am neither of kin, counsel nor interest to any party hereto.

November 10, 2023



APRIL P. HERRON, Court Reporter

STATE OF SOUTH CAROLINA

COUNTY OF STATE Green VS. Jaquin Devonta Dodd

AKA: _____

Race: BLACK Sex: M Age: 21

DOB: 1997 SS#: _____

Address: Valentine Lane

City, State, Zip: Greer, SC 29651

DL#: _____ SID#: _____

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was CONVICTED OF or PLEADS TO: ACCESSORY AFTER THE FACT TO ATTEMPTED MURDER (CLASS A FELONY)

in violation of § 16-01-0055 of the S.C. Code of Laws, bearing CDR Code # 2413
 NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC §17-25-45 w/minor 1st or Lewd Act)

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. YJD (defendant's initials)

The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

Attest: [Signature] 73989 Jaquin Dodd [Signature] 05425
Owens, Katryna Bevis SC Bar# Defendant SULLIVAN, TIMOTHY SC Bar#
Attorney for Defendant

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for a determinate term of 10 days/months/years or under the Youthful Offender Act not to exceed _____ years and/or to pay a fine of \$ _____; provided that upon the service of _____ days/months/years and/or payment of \$ _____; plus costs and assessments as applicable*; the balance is suspended with probation for _____ months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation, which are incorporated by reference.

CONCURRENT or CONSECUTIVE to sentence on: _____

The Defendant is to be given credit for time served pursuant to S.C. Code §24-13-40 to be calculated and applied by SCDOC.

The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.

Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered PTUP _____

Total: \$ _____ plus 20% fee: \$ _____

Payment Terms: _____

Set by SCDPPPS _____

Recipient: _____

*Fine:		\$
§14-1-206 (Assessments 107.5 %)		\$
§14-1-211(A)(1) (Conv. Surcharge)	\$100	\$
§14-1-211(A)(2) (DUI Surcharge)	\$100	\$
§56-5-2995 (DUI Assessment)	\$12	\$
§56-1-286 (DUI Breath Test)	\$25	\$
Proviso (Public Def/Probation)	\$500	\$
§14-1-212 (Law Enforce. Funding)	\$25	\$
§14-1-213 (Drug Court Surcharge)	\$150	\$
§50-21-114(BUI Breath Test Fee)	\$50	\$
§56-5-2942(I) (Vehicle Assessment)	\$40/ea	\$
3% to County (if paid in installments)		\$

TOTAL \$ _____

Clerk of Court/ Deputy Clerk Paul B. Wickerman

Court Reporter: Jacobs

Sentencing Court Rep: Jesson

SCCA/217 (04/2018)

Upto 154rs
IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2018GS2302547A

A/W#: 2018GS2302547A

Date of Offense: 2/7/2018

S.C. Code § : 16-03-0029

CDR Code #: 3410

SENTENCE SHEET

Obtain GED

Attend Voc. Rehab. or Job Corp. _____

May serve W/E beginning _____

Substance Abuse Counseling

Random Drug/Alcohol testing

Fine may be pd. in equal, consecutive weekly/monthly pmts. of \$ _____ beginning _____

\$ _____ paid to Public Defender Fund

Other: _____

[Signature]
[Signature]

Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees.

Presiding Judge Judge Kinlaw

Judge Code: 2762

Sentence Date: 2/4/18

Sentencing Judge: [Signature]

Judge Code: 2130 Date: 3-15-18

34

STATE OF SOUTH CAROLINA

COUNTY OF Greenville VS. Jaquin Devonta Dodd

AKA: Race: BLACK Sex: M Age: 21 DOB: 1997 SS#: Address: Valentine Lane City, State, Zip: Greer, SC 29651 DL#: SID#

*CDL Yes No CMV Yes No Hazmat Yes No In disposition of the said indictment comes now the Defendant who was TO: CONSPIRACY

Up to 5 yrs IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2019 GS 23 - 0600 A/W#: 2018A2320600458 Date of Offense: 2/7/2018 S.C. Code §: 16-17-0410 CDR Code #: 0049

SENTENCE SHEET

CONVICTED OF or PLEADS

in violation of § 16-17-0410 of the S.C. Code of Laws, bearing CDR Code # 0049 NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC w/minor 1st or Lewd Act) §17-25-45

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Owens, Katryna Bevis 73989 SC Bar# Defendant Jaquin Dodd SULLIVAN, TIMOTHY 05425 SC Bar# Attorney for Defendant

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for a determinate term of 90 days/months/years or under the Youthful Offender Act not to exceed years and/or to pay a fine of \$; provided that upon the service of days/months/years and/or payment of \$; plus costs and assessments as applicable*; the balance is suspended with probation for months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation, which are incorporated by reference.

CONCURRENT or CONSECUTIVE to sentence on: The Defendant is to be given credit for time served pursuant to S.C. Code §24-13-40 to be calculated and applied by SCDOC. The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135. Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered PTUP Total: \$ plus 20% fee: \$ days/hours Public Service Employment

Payment Terms: Set by SCDPPPS

Recipient:

Table with 3 columns: Description, Amount, Total. Rows include §14-1-206 (Assessments 107.5%), §14-1-211(A)(1) (Conv. Surcharge) \$100, §14-1-211(A)(2) (DUI Surcharge) \$100, §56-5-2995 (DUI Assessment) \$12, §56-1-286 (DUI Breath Test) \$25, Proviso (Public Def/Probation) \$500, §14-1-212 (Law Enforce. Funding) \$25, §14-1-213 (Drug Court Surcharge) \$150, §50-21-114(BUI Breath Test Fee) \$50, §56-5-2942(J) (Vehicle Assessment) \$40/ea, 3% to County (if paid in installments) \$

TOTAL \$

Clerk of Court/ Deputy Clerk Paul B. Wiseman Court Reporter: Court Reporting: Sentencing Court Rep: SCCA/217 (04/20/18)

Obtain GED Attend Voc. Rehab. or Job Corp. May serve W/E beginning Substance Abuse Counseling Random Drug/Alcohol testing Fine may be pd. in equal, consecutive weekly/monthly pmts. of \$ beginning \$ paid to Public Defender Fund

Other: Plea Judge: Sentencing Judge: Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees.

Plea Judge: Judge Kinlaw Judge Code: Sentence Date: Sentencing Judge: Judge Code: Date: 3-15-23

STATE OF SOUTH CAROLINA)	COURT OF GENERAL SESSIONS
COUNTY OF GREENVILLE)	INDICTMENT 2018GS2302547A, 2019GS2300600
)	
The State of South Carolina)	MOTION TO RECONSIDER
)	
Vs.)	
)	
Jaquin Davonta Dodd,)	
Defendant.)	

2023 MAR 27 PM 3:50
 2023 MAR 27 PM 3:50
 2023 MAR 27 PM 3:50

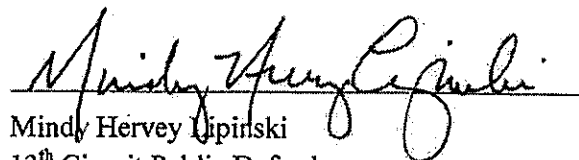
NOW COMES THE DEFENDANT, by and through his attorneys, Mindy Lipinski and Seth Holcomb of the 13th Circuit Public Defender’s Office respectfully requesting this Court reconsider the ten (10) year sentence imposed on March 15, 2023.

1. Jaquin Dodd was originally arrested for the offense of Attempted Murder with multiple codefendants in February of 2018. After arrest, Mr. Dodd cooperated freely and gave a statement to law enforcement regarding what he knew and saw and was released on a \$25,000 bond.
2. There was never any allegation that this Defendant was armed.
3. All evidence was consistent that this Defendant was a minor player as a rear passenger of the non-shooting car.
4. At the sentencing hearing, the State acknowledged that the Defendant’s testimony was most consistent of the three testifying codefendants.
5. Despite a lesser role and greater consistency, the Defendant was sentenced substantially similar to his two codefendants, Damous Beasley and Justin Miller who received ten and twelve years respectively.
6. While the State pointed to both other codefendants having to be impeached regarding their testimony with videotape evidence of their interviews; that was not the case of Mr. Dodd. For Dodd, the State merely expressed dissatisfaction to some of his answers on cross-examination. In fact Mr. Dodd confirmed many aspects of his statement that day regarding the events leading up to the shooting. The question to which the State took exception was a long compound question on cross examination, to which Mr. Dodd replied, “no.” The Defense submits that the Dodd’s answers were more a result of nervousness, confusion, and failing to follow compound questions than disrespect or obstruction.

7. As previously related to the Court, Mr. Dodd had educational deficits and had an IEP in place while in school. The Defense offers this to add context to his answers and tone with the court.
8. Since this event, the Defendant has secured gainful employment and only been arrested for minor traffic and marijuana charges.
9. The United States Supreme Court has recognized the constitutional principle of proportionality since Weems v. United States, 217 U.S. 349, 30 S. Ct. 544, 54 L. Ed. 793 (1910). In Robinson v. California, 370 U.S. 660, 82 S. Ct. 1417, 8 L. Ed. 2d 758 (1962), the U.S. Supreme Court recognized that even a ninety-day sentence may be disproportionate or cruel and unusual when the offense was a minor drug possession. In Solem v. Helm, the Supreme Court identified objective factors to guide the Court in reviewing proportionality under the Eighth Amendment, such as: 1) the gravity of the offense versus the harshness of the penalty, 2) the sentences imposed on similarly situated defendants in other jurisdictions, 3) the sentences imposed on similarly situated defendants in the same jurisdictions. Accordingly, the Defense asks that the Court reconsider its sentence in proportion to those sentences imposed against his co-defendant who were both more culpable and less cooperative and against similarly situated codefendants in other cases.
10. The Defendant requested access to the transcript of his testimony but was unable to secure the same from the State or Court Reporter prior to filing deadline. The Defense requests leave to modify the Motion upon receiving the same.

WHERE, the Defendant was the least culpable on the charges and provided the most consistent testimony of the three codefendants, the Defense respectfully submits the Defendant's sentence should be proportionally if not substantially less. The Defense does humbly request reconsideration of his sentences and a proportional downward departure from his codefendants.

Sincerely,



Mindy Hervey Lipinski
13th Circuit Public Defender
SC Bar #14704

This the 17th day of March, 2023
Greenville, S.C.

RECEIVED³⁷

Apr 18 2023

SC Court of Appeals

23 APR 18 PM 4:15
Bill Mickensimer COC GVL SC

**THE STATE OF SOUTH CAROLINA
In the Court of Appeals**

**APPEAL FROM GREENVILLE COUNTY
Court of General Sessions**

Edward W. Miller, Circuit Court Judge

Case No(s): 2018GS2302547A, 2019GS2300600

Appellate Case No(s): 2023-000493

The State,

Respondent.

v.

Jaquin Devonta Dodd,

Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the below listed respondents by depositing a copy of it in the United States Mail, postage prepaid, on April 18, 2023, addressed to:

Meghan Gasser
13th Circuit Assistant Solicitor
305 E. North Street
Suite 325
Greenville, SC 29601-2185

Melody Brown, Esq.
Attorney General
P.O. Box 11549
Columbia, SC 29211

Date: April 18, 2023



Seth Holcomb, Esq.
305 East North Street, Suite 123
Greenville, SC 29601
Attorney for Appellant

THE STATE OF SOUTH CAROLINA
In the Appellate Court

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

Edward W. Miller, Circuit Court Judge

Case No(s): 2018GS2302547A, 2019GS2300600

The State,

Respondent.

v.

Jaquin Devonta Dodd,

Appellant.

NOTICE OF APPEAL

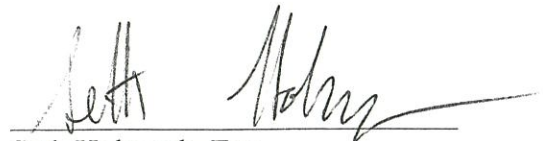
Jaquin Devonta Dodd appeals conviction and sentence in this case. The sentence was imposed by the Honorable Edward W. Miller on March 15, 2023.

Defendant would show that his guilty plea was defective or that his sentence was unreasonable. Defendant raised no objections at the time of the guilty plea. Undersigned counsel is aware of no reasons for overturning the plea or the sentence, however defendant has communicated to counsel that he desires an appeal.

Counsel is filing this appeal pursuant to his ethical duty to his client, and Defendant's constitutional right to appeal. *Frazer v. South Carolina*, 430f.3d696, 706 (4th Cir 2005("A Defendant has the right to pursue a direct appeal, even if frivolous, which counsel must assist as 'an active advocate in behalf of his client.' ")

As Defendant is incarcerated in the State Department of Corrections, he would ask the court to give him leave to file out of time due to difficulty in communication with counsel.

Date: March 24, 2023



Seth Holcomb, Esq.
305 East North Street, Suite 123
Greenville, SC 29601
Attorney for Appellant

Other Counsel of Record:
Meagan Gasser, Attorney for Respondent

23 MAR 24 AM 11:50
Paul Wickensimer CDC GVL SC

THE STATE OF SOUTH CAROLINA
In the Appellate Court

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

Edward W. Miller, Circuit Court Judge

Case No(s): 2018GS2302547A, 2019GS2300600

The State,

Respondent.

v.

Jaquin Devonta Dodd,

Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the below listed respondents by depositing a copy of it in the United States Mail, postage prepaid, on March 16, 2023, addressed to:

Walt Wilkins
 13th Circuit Solicitor
 305 E. North Street
 Suite 325
 Greenville, SC 29601-2185

Alan Wilson, Esq.
 Attorney General
 P.O. Box 11549
 Columbia, SC 29211

Date: March 24, 2023



Seth Holcomb, Esq.
 305 East North Street, Suite 123
 Greenville, SC 29601
 Attorney for Appellant

RECEIVED**Mar 31 2023****SC Court of Appeals**

**THE STATE OF SOUTH CAROLINA
Court of Appeals**

**APPEAL FROM GREENVILLE COUNTY
Court of General Sessions**

Edward W. Miller, Circuit Court Judge

Case No(s): 2018GS2302547A, 2019GS2300600

Appellate Case No(s): 2023-000493

The State, Respondent,

v.

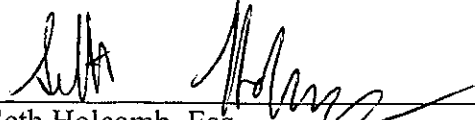
Jaquin Devonta Dodd, Appellant.

**AMENDED MOTION TO HOLD APPEAL IN ABEYANCE AND REMAND FOR A
HEARING ON THE MOTION TO RECONSIDER**

COMES NOW the Appellant, **Jaquin Devonta Dodd**, by and through his undersigned counsel, and moves this Court to hold his appeal in abeyance pending the outcome of his motion to reconsider. Counsel for Appellant timely filed a motion to reconsider on March 17, 2023 (attached) in Greenville County. Counsel for Appellant subsequently filed his appeal on March 24, 2023. Counsel for Appellant wants to ensure that the Greenville County Court of General Sessions retains jurisdiction to hear Appellant's motion to reconsider and, as a result, asks this court to hold the Appellant's appeal in abeyance and remand to the lower court for a hearing on Appellant's timely filed motion to reconsider.

Respectfully submitted,

GREENVILLE COUNTY PUBLIC DEFENDER

By: 

Seth Holcomb, Esq.

Bar No. 104908

Attorney for Defendant

305 E. North Street, Suite 123

Greenville, SC 29601

(864) 467-8522

March 31, 2023
Greenville, SC

RECEIVED

Apr 18 2023

SC Court of Appeals

23 APR 18 PM 4:15
Paul Wickens/MSR/COG.SUL.SC

**THE STATE OF SOUTH CAROLINA
Court of Appeals**

**APPEAL FROM GREENVILLE COUNTY
Court of General Sessions**

Edward W. Miller, Circuit Court Judge

Case No(s): 2018GS2302547A, 2019GS2300600

Appellate Case No(s): 2023-000493

The State, Respondent,

v.


Jaquin Devonta Dodd, Appellant.

**AMENDED MOTION TO HOLD APPEAL IN ABEYANCE AND REMAND FOR A
HEARING ON THE MOTION TO RECONSIDER**

COMES NOW the Appellant, **Jaquin Devonta Dodd**, by and through his undersigned counsel, and moves this Court to hold his appeal in abeyance pending the outcome of his motion to reconsider. Counsel for Appellant timely filed a motion to reconsider on March 17, 2023 (attached) in Greenville County. Counsel for Appellant subsequently filed his appeal on March 24, 2023. Counsel for Appellant wants to ensure that the Greenville County Court of General Sessions retains jurisdiction to hear Appellant's motion to reconsider and, as a result, asks this court to hold the Appellant's appeal in abeyance and remand to the lower court for a hearing on Appellant's timely filed motion to reconsider.

Respectfully submitted,

GREENVILLE COUNTY PUBLIC DEFENDER

By: 

Seth Holcomb, Esq.

Bar No. 104908

Attorney for Defendant

305 E. North Street, Suite 123

Greenville, SC 29601

(864) 467-8522

April 18, 2023
Greenville, SC

THE STATE OF SOUTH CAROLINA
Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

Edward W. Miller, Circuit Court Judge

Case No(s): 2018GS2302547A, 2019GS2300600

Appellate Case No(s): 2023-000493

The State, Respondent,

v.

Jaquin Devonta Dodd, Appellant.

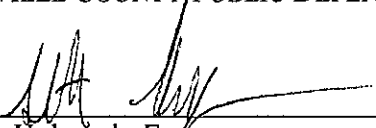
**MOTION TO UPDATE COURT OF APPEALS ON APPELLANTS MOTION TO
RECONSIDER**

COMES NOW the Appellant, **Jaquin Devonta Dodd**, by and through his undersigned counsel, and informs this Court on the status of Appellant's motion to reconsider in Greenville County. The Honorable Edward Miller is still taking Appellant's motion to reconsider under advisement. Counsel for Appellant has received a bond card, which is a card for a Defendant to appear in court, with Appellant's name on it for June 16th, 2023. The card states "motions docket." Counsel for Appellant anticipates that during this timeframe The Honorable Judge Miller will rule on Appellant's motion to reconsider.

23 MAY 19 PM 12:41
Paul Wickersham CJC GUL SC

Respectfully submitted,

GREENVILLE COUNTY PUBLIC DEFENDER

By: 

Seth Holcomb, Esq.

Bar No. 104908

Attorney for Defendant

305 E. North Street, Suite 123

Greenville, SC 29601

(864) 467-8522

May 19, 2023
Greenville, SC

THE STATE OF SOUTH CAROLINA
Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

Edward W. Miller, Circuit Court Judge

19 MAY 19 PM 12:41
Paul Wickensimer COC BUL SC

Case No(s): 2018GS2302547A, 2019GS2300600

The State,

Respondent.

v.

Jaquin Devonta Dodd,

Appellant.

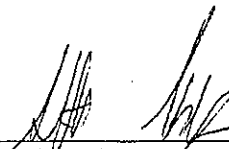
PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the below listed respondents by depositing a copy of it in the United States Mail, postage prepaid, on March 16, 2023, addressed to:

Meghan Gasser
13th Circuit Solicitor
305 E. North Street
Suite 325
Greenville, SC 29601-2185

Melody Brown, Esq.
Attorney General
P.O. Box 11549
Columbia, SC 29211

Date: May 19, 2023


Seth Holcomb, Esq.
305 East North Street, Suite 123
Greenville, SC 29601
Attorney for Appellant

1 STATE OF SOUTH CAROLINA
2 COUNTY OF GREENVILLE

GENERAL SESSIONS COURT
13th JUDICIAL CIRCUIT

3 STATE OF SOUTH CAROLINA,
4 Plaintiff,

VIDEO CONFERENCE

5 vs.

CASE NO. 2019-GS-23-00600

6
7 JAQUIN D. DODD,

8 Defendant.

9
10 HEARING BEFORE: HONORABLE EDWARD W. MILLER

11 DATE: June 16, 2023

12 TIME: 12:30 PM

13 LOCATION: Greenville County Courthouse
14 305 E. North Street
15 Greenville, SC 29601

16 REPORTED BY: LORA L. MCDANIEL,
17 Registered Professional Reporter

18
19 APPEARANCES:

20 ATTORNEYS FOR THE PLAINTIFF
21 MEGHAN GASSER, ESQ.

22 ATTORNEYS FOR THE DEFENDANT
23 MINDY HERVEY, ESQ.

24
25

STATE OF SOUTH CAROLINA vs. JAQUIN DODD

1 THE CLERK: Jaquin Dodd. Motion to reconsider
2 sentencing. That's the victim on the jail screen.

3 MS. HERVEY: May it please The Court, Your Honor.
4 We're here on Mr. Jaquin Dodd, who you sentenced to ten years
5 following his testimony in the trial of State versus Quavon
6 Edmunds. Mr. Edmunds went to trial, was sentenced, and
7 received a 25-year sentence. This was allegation of two cars
8 and one was involved in a shootout with the victim, just to try
9 and kind of put it back. I can go into more elaborate detail
10 but, hopefully, that puts it back.

11 You sentenced three defendants together, Mr. Dodd,
12 Mr. Beasley, and Mr. Miller. Damous Beasley testified, had to
13 be impeached, and had committed other crimes with weapons. You
14 sentenced him to 12 years.

15 Mr. Miller also testified in that trial, had to be
16 impeached with his statement, and also been in a little bit of
17 trouble. You sentenced him to ten years.

18 Mr. Dodd testified at the trial. Mr. Sullivan
19 originally represented him when he plead guilty under the
20 deferred sentence. The transcript I was provided by the State
21 does not show that he was ever impeached. He asked a compound
22 question by Mr. Crane that said: And so I ask you the facts
23 were given on the date are true, yes or no. And those are that
24 you-all got together and talked about something, armed
25 yourselves, surrounded the car, and all that other stuff. To

STATE OF SOUTH CAROLINA vs. JAQUIN DODD

1 which he replied no.

2 That's not exactly what was the facts that was
3 given on that day. In particular, I think what Mr. Dodd had an
4 issue with when he said, armed yourself. There was no
5 testimony that Mr. Dodd ever had a gun on that day and has
6 always maintained that. I don't believe there's any other
7 evidence that suggests to the contrary.

8 Mr. Crane then goes on to say: We've looked at the
9 video. You were even in the car when he was shot. No. That
10 we believe was a true sentence.

11 You didn't even see the shooting, you didn't hear
12 the gunshots, you didn't see the Camaro that shot into his car.

13 I think based on his testimony, his vantage point,
14 he at that point was testifying to what he knew. They always
15 knew that he had limited knowledge as to this event; he was a
16 back seat passenger in the second car. And as a result of
17 that, we filed a motion to reconsider.

18 Since that time and I think it's even more
19 concerning to Mr. Dodd and his family, Curtis Collins, who is
20 his friend, who kind of gets him into this.

21 Curtis Collins was friends with Levon Edwards.
22 He's with Curtis that day. They called Curtis to go out there
23 with them. He just basically just kind of a ride along at that
24 point. He testified and was sentenced to ten years, suspended
25 on two years probation. The other testifying co-defendant

STATE OF SOUTH CAROLINA vs. JAQUIN DODD

1 received a probationary sentence.

2 Xavier Concepcion, who was in the shooting car, I
3 believe, never testified, didn't enter into deferred sentence,
4 didn't cooperate with law enforcement, never met with law
5 enforcement, and testified more or less off the trial docket or
6 the front of a trial docket to a conspiracy charge. Didn't
7 plea to being involved; also received a five-year probationary
8 sentence.

9 Our concern was, when he plead with the other two
10 defendants who got impeached with their statements, Mr. Dodd
11 may have been unduly prejudiced by that association, given that
12 we don't believe his testimony rose to that level where the
13 court or the State felt that he was being truthful.

14 As I relayed to The Court initially, he does have
15 some learning disabilities. He had an IP when he was in
16 school. I believe Mr. Holcomb met with Jenna Hendricks when
17 they were getting ready for trial. We kind of raised those
18 concerns of not asking him very elaborate compound questions
19 and those type things.

20 Our conversation with Ms. Hendricks, he was the
21 least culpable of any of the people involved in the crime.
22 They were aware, based on the facts, he was a back seat
23 passenger. He had the least vantage point to be able to
24 provide any type of -- he wasn't in the shooting car. He
25 didn't see the shooting. He's in another car. He's in the

STATE OF SOUTH CAROLINA vs. JAQUIN DODD

1 back seat passenger as a result of that.

2 Based on the fact the other two co-defendants, one
3 of whom testified and one of whom did not, both received a
4 probationary sentence, it would be our contention that his
5 sentence should be adjusted more in the direction of theirs
6 than the two he plead guilty with.

7 We would also be seeking credit for the 793 days
8 that we believe he did on an ankle monitor prior to being taken
9 off of that sometime in April of 2020. When the city stopped
10 their HIP program, because they didn't want the people coming
11 into the city law enforcement. They were operating their own
12 kind of electronic monitoring system at that time. We would
13 respectfully ask The Court to also consider doing that.

14 If The Court feels he's somewhere in between those
15 two extremes, would be inclined to adjust the sentence, we just
16 feel that would be appropriate given the information that has
17 come to light, particularly Xavier Concepcion; didn't cooperate
18 early on, didn't testify; somehow managed to get a much lesser
19 charge for a much less sentence. I don't know the other
20 circumstances involved in those decisions.

21 I did reach out to the attorney for Curtis Collins,
22 who is a friend that kind of got him. He got ten years
23 suspended on two years probation. I asked him if there was any
24 other meaningful participation or assistance to the State in
25 any way, shape or form. He indicated that he was not aware of

STATE OF SOUTH CAROLINA vs. JAQUIN DODD

1 that. That was not part of that deal.

2 I was wondering whether he provided aid in another
3 case that kind of bought him a little bit of a sweeter deal. I
4 think this one page excerpt that I've been given, which the
5 State has a contention with Mr. Dodd's statement, when you look
6 at the compound nature of those questions, I think you have to
7 take into light of that.

8 He's not saying nothing ever happened, or I wasn't
9 this, or anything like that he is trying to earmark out. Mr.
10 Crane suggesting -- it says, you armed yourselves, which I
11 think created the impression in Mr. Dodd's mind that he had a
12 gun, which has never been any contention. And the other things
13 limited what he could and could not see when the shooting took
14 place.

15 We would just ask The Court to respectfully
16 reconsider a downward departure in your sentence, credit for
17 his house arrest time. And a sentence proportional with the
18 sentence the co-defendant received after he was sentenced, Your
19 Honor.

20 MS. GASSER: May it please The Court, Your Honor.
21 The State's position is this was a fair and just sentence that
22 was granted. We do ask that you uphold your sentence that's
23 already been given in this case.

24 To respond to a couple specific things just
25 factually that need to be corrected, Xavier Concepcion was

STATE OF SOUTH CAROLINA vs. JAQUIN DODD

1 never in the shooting car. That was never alleged. That was
2 never presented at trial. There were no facts to support that.

3 Additionally, Your Honor, there was discussion of
4 the defense attorney discussing with Assistant Solicitor Jenna
5 Hendricks about not asking compound questions of this
6 Defendant. Your Honor, this specific question was asked during
7 the cross -- or recross of the defense attorney, not of the
8 State. We did not present any situation where he got confused
9 and that should be negatively looked upon with the State. I
10 just wanted to clarify that. The question was asked by
11 Mr. Crane, not the State.

12 Further, Your Honor, there were allegations about
13 other co-defendants who received probation. First, as to
14 Xavier Concepcion, because he was sentenced before Curtis
15 Collins, Xavier Concepcion did not plea early. He did not
16 receive a deferred sentence. He did maintain his
17 Constitutional right to remain silent and to request a trial.

18 However, when he did come forward, he did allocute
19 extensively on the record in front of Your Honor in addition to
20 that morning going to the law enforcement center and providing
21 law enforcement with a recorded audio-video recorded statement
22 where he gave extensive details about this crime in addition to
23 other persons of interest. To use the phrase, colloquial
24 phrase, he sang like a bird. It was very beneficial to the
25 State. Then he came straight over here, allocuted on the

STATE OF SOUTH CAROLINA vs. JAQUIN DODD

1 record and pled guilty.

2 Additionally, the reason he only plead to one
3 charge versus the other co-defendants that had two charges is
4 because the State did not have the evidence to support the
5 prosecution and conviction of the accessory charge that the
6 others did.

7 As to Curtis Collins, he received 10 years,
8 suspended to two years probationary sentence. There's been
9 some discussion, I guess, between the defense attorneys about
10 meaningful participation. I think that's a little confusing.
11 He did not necessarily participate in any other case in our
12 office. In this case, he did give meaningful participation
13 during the trial. It was incredibly integral to our case that
14 we had a gun on scene to show that they armed themselves.

15 This was a conspiracy for them to go and hunt down
16 Mr. Frederick Miller Knowles, Your Honor. Mr. Collins provided
17 that testimony. He was located in a vehicle as part of this
18 gang that went looking for Mr. Miller Knowles.

19 He was found with a gun under a seat. He testified
20 about that gun. He was honest about it. And that was part of
21 the State's consideration, that was a critical piece of
22 testimony in making our case against the shooter, Quavon
23 Edmunds.

24 Your Honor, specifically, as to this Defendant, ten
25 years is absolutely necessary and just and how he is separated

STATE OF SOUTH CAROLINA vs. JAQUIN DODD

1 from those two that were more cooperative is, of course, that
2 question by Mr. Crane. In addition, I told you subsequent
3 criminal activity that he had taken part in since he went under
4 his deferred sentence.

5 I placed on the record at his deferred sentencing
6 hearing that he had been charged with a marijuana charge in
7 April of 2020; suspended license plate; driving under
8 suspension, second; uninsured motor vehicle in 2021; failure to
9 comply; and public drunk in 2023, Your Honor.

10 Additionally, that question by Mr. Crane is so
11 important because, again: So I asked you if the facts as given
12 then to the judge on the day of your plea were true, yes or no,
13 and those are that y'all got together, talked about something,
14 armed yourselves, surrounded the car, and all that other stuff.
15 None of that happened, did it?

16 No, it didn't happen. That was effectively a
17 massive torpedo to the State's case. It did damage.

18 We ask that you maintain the ten-year sentence for
19 this co-Defendant.

20 THE COURT: All right. Victim have any input?

21 UNIDENTIFIED VOICE: No.

22 THE COURT: Why is he in jail?

23 MS. GASSER: He has separate charges, Your Honor.

24 I'm not aware of what he's charged with. I am not handling his
25 cases.

STATE OF SOUTH CAROLINA vs. JAQUIN DODD

1 THE CLERK: He was on the docket for the drug
2 charges earlier today. You denied his bond.

3 THE COURT: For what?

4 THE CLERK: Jake Erwin represented him this
5 morning. Trafficking and PWID heroin.

6 MS. GASSER: Your Honor, just to clarify, this was
7 a shooting in broad daylight that was captured on a school bus
8 at the top of North Main.

9 MS. HERVEY: I don't want to belabor the issue,
10 Your Honor. His parents are here. He was working at BMW at
11 the time. Other than magistrate level charges, for the most
12 part, he had been out of trouble for about five years. He
13 can't testify to what he didn't know. Everyone testified --

14 THE COURT: Okay. I did have some concerns about
15 this Defendant. And not a lot but a little. I'll reconsider
16 my sentence and give him eight years.

17 MS. HERVEY: Can we have credit for the time he did
18 on house arrest, Your Honor?

19 THE COURT: I don't believe that's qualified. I
20 don't know why -- I don't remember anything about it so no.
21 Thank you.

22 MS. HERVEY: Thank you, Your Honor.

23 MS. GASSER: Thank you, Your Honor.

24 (The hearing was concluded at 12:40 p.m.)

25

STATE OF SOUTH CAROLINA vs. JAQUIN DODD

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CERTIFICATE OF REPORTER

I, Lora McDaniel, Registered Professional Reporter and Notary Public for the State of South Carolina at Large, do hereby certify that the foregoing transcript is a true, accurate, and complete record.

I further certify that I am neither related to, nor counsel for, any party to the cause pending or interested in the events thereof.

Witness my hand, I have hereunto affixed my official seal this 25th day of June, 2023 at Spartanburg, Spartanburg County, South Carolina.



Lora L. McDaniel,
Registered Professional Reporter
My Commission expires:
August 9, 2026

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Jun 19 2023

THE STATE OF SOUTH CAROLINA
Court of Appeals

SC Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

Edward W. Miller, Circuit Court Judge

Case No(s): 2018GS2302547A, 2019GS2300600

Appellate Case No(s): 2023-000493

The State, Respondent,

v.

Jaquin Devonta Dodd, Appellant.

**MOTION TO UPDATE COURT OF APPEALS ON APPELLANTS MOTION TO
RECONSIDER**

COMES NOW the Appellant, **Jaquin Devonta Dodd**, by and through his undersigned counsel, and informs this Court on the status of Appellant's motion to reconsider in Greenville County. The Honorable Edward Miller heard Appellant's motion to reconsider on June 16, 2023. Judge Miller ruled on the record that Appellant's sentence would be reduced from ten years active to eight years active. Counsel for Appellant has not received an order or new sentencing sheets from Judge Miller. Counsel for Appellant will update this Court as soon as he receives a written order, a new sentencing sheet, or in 30 days, whichever occurs first.

23 JUN 19 PM 2:46
Paul Wickenshiner COC GVL SC

Respectfully submitted,

GREENVILLE COUNTY PUBLIC DEFENDER

By: 

Seth Holcomb, Esq.

Bar No. 104908

Attorney for Defendant

305 E. North Street, Suite 123

Greenville, SC 29601

(864) 467-8522

June 19, 2023
Greenville, SC

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Jun 19 2023

SC Court of Appeals

23 JUN 19 PM 2:46
Paul Wickensimer CJC GUL SC

**THE STATE OF SOUTH CAROLINA
Court of Appeals**

**APPEAL FROM GREENVILLE COUNTY
Court of General Sessions**

Edward W. Miller, Circuit Court Judge

Case No(s): 2018GS2302547A, 2019GS2300600

Appellate Case No(s): 2023-000493

The State, Respondent,

v.

Jaquin Devonta Dodd, Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the below listed respondents by depositing a copy of it in the United States Mail, postage prepaid, on June 19, 2023, addressed to:

Megan Gasser
13th Circuit Solicitor
305 E. North Street
Suite 325
Greenville, SC 29601-2185

Melody Brown, Esq.
Attorney General
P.O. Box 11549
Columbia, SC 29211

Date: June 19, 2023



Seth Holcomb, Esq.
305 East North Street, Suite 123
Greenville, SC 29601
Attorney for Appellant

23 JUL 14 PM 11:46
Brice Garrett COC GUL SC

THE STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)
THE STATE)
v.)
JAQUIN DAVONTA DODD)
DEFENDANT.)

IN THE COURT OF GENERAL SESSIONS
THIRTEENTH JUDICIAL CIRCUIT
Warrant/Indictment Nos.: 2018GS2302547A,
2018A2320600458

ORDER MODIFYING SENTENCE

THIS MATTER CAME BEFORE THE COURT on Motion of the Defendant, Jaquin Dodd, by and through his undersigned counsel, respectfully asking this Court to reconsider his sentence as originally imposed upon March 15, 2023.


On June 16, 2023, a hearing on the Motion was held, at which time, the Defendant submitted additional argument in mitigation and grounds distinguishing himself from his co-defendants who were originally sentenced on the same date.

WHEREFORE, for good cause shown, the Court modified Defendant's sentence from ten years active incarceration to eight years active incarceration on charge 2018GS2302547A. Defendant is to be given credit for all prior incarceration time on the above listed charges. A copy of the original sentencing sheet and a modified sentencing sheet are attached.

AND IT IS SO ORDERED.


Circuit Judge, Thirteenth Judicial Circuit

Greenville, South Carolina
This ~~12th~~ day of July, 2023,

See 1912
I SO MOVE:

Seth Holcomb, Esquire

SENT TO

JAIL HIP SCDC
 Bnd Ct Transport

ENTERED
COMPUTER

STATE OF SOUTH CAROLINA

COUNTY OF Greenville

STATE

VS.

Jaquin Devonta Dodd

AKA: _____

Race: BLACK Sex: M Age: 25

DOB: _____ -1997 SS#: _____

Address: _____ Valentine Lane

City, State, Zip: Greer, SC 29651

DL#: _____ SID#: _____

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2018 - GS - 23 - 2547A

A/W#: 2018GS2302547A

Date of Offense: 2/7/2018

S.C. Code § 16-01-0055

CDR Code #: 2413

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the above indictment comes now the Defendant who was CONVICTED OF or PLEADS

TO: Accessory / Accessory after the fact to Felony A, B, C or Murder

in violation of § 16-01-0055 of the S.C. Code of Laws, bearing CDR Code # 2413

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS §17-25-45
(CSC w/minor 1st or CSC w/minor 3rd)

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. _____ (def.'s initials)

The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST:

	104134		104908
<u>Gasser, Meghan</u>	SC Bar #	Defendant	<u>HOLCOMB, SETH</u>
			SC Bar#
			Attorney for Defendant

WHEREFORE, the Defendant is committed to the State Department of Correction, County Detention Center,

for a determinate term of 8 days/months/years Time Served Youthful Offender Act not to exceed _____ years

and/or to pay a fine of \$ _____; provided that upon the service of _____ days/months/years/Time Served and or payment

of \$ _____; plus costs and assessments as applicable*; the balance is suspended with probation for _____

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation, which are incorporated by reference.

The sentence shall run

CONCURRENT or CONSECUTIVE to sentence on: _____

The Defendant is to be given credit for time served pursuant to S.C. Code §24-13-40 to be calculated and applied by SCDOC. _____ days/months

To include time spent on monitored house arrest prior to trial and sentencing.

The Defendant Shall be Released from County Detention Center.

Pursuant to 18 U.S.C. § 922 and § 16-25-30 it is unlawful for a person convicted of a violation of § 16-25-20 or § 16-25-65 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

STATE VS. Jaquin Devonta Dodd INDICTMENT/CASE#: 2018 - GS - 23 - 2547A

SPECIAL CONDITIONS:

PTUP after _____ months/years

And Other Terms Listed Below:

- Substance Abuse Counseling
- Completion of GED
- Random Drug/Alcohol Testing
- Attend Voc. Rehab. or Job Corp
- No Contact with Victim
- Domestic Violence Intervention Program
- Mental Health Counseling
- May serve W/E beginning: _____
- Sex Offender Registry pursuant to S.C. Code § 23-3-430
- Public Service Employment _____ days/hours
- Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135.
- Other: _____

RESTITUTION: **Deferred** **Def. Waives Hearing** **Ordered**

Total: \$ _____ plus 20% fee: _____ \$ _____

Payment Terms: _____ Set by SCDPPPS

Recipient: _____

***Fine:**

Fine may be pd. in equal, consecutive weekly/monthly pmts. of	\$ _____	Beginning	_____	\$ _____
§14-1-206 (Assessments 107.5 %)				\$ _____
§14-1-211(A)(1) (Conv. Surcharge)			\$100	\$ _____
§14-1-211(A)(2) (DUI Surcharge)			\$100	\$ _____
§56-5-2995 (DUI Assessment)			\$12	\$ _____
§56-1-286 (DUI Breath Test)			\$25	\$ _____
§14-1-212 (Law Enforce. Funding)			\$25	\$ _____
§14-1-213 (Drug Court Surcharge)			\$150	\$ _____
§34-11-70(b)and(c), and 34-11-90(c)and(d) (Admin Fraud Check Court Costs)			\$41	\$ _____
§50-21-114(BUI Breath Test Fee)			\$50	\$ _____
§56-5-2942(J) (Vehicle Assessment)			\$40/ea	\$ _____
3% to County (if paid in installments)			TBD	\$ _____
<input type="checkbox"/> Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees.			\$500	\$ _____
<input type="checkbox"/> § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund			TBD	\$ _____
		TOTAL		\$ _____

Clerk of Court/ Deputy Clerk:
Court Reporter:

Grice Coates

Presiding Judge:
Judge Code:
Sentence Date:

W. M. ...
2130
7/14/25

64 COUNTY OF STATE Green VS. Jaquin Devonta Dodd AKA: Race: BLACK Sex: M Age: 21 DOB: -1997 SS#: Address: Valentine Lane City, State, Zip: Greer, SC 29651 DL#: SID#:

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2018GS2302547A A/W#: 2018GS2302547A Date of Offense: 2/7/2018 S.C. Code §: 16-03-0029 CDR Code #: 3410

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No In disposition of the said indictment comes now the Defendant who was TO: ACCESSORY AFTER THE FACT TO ATTEMPTED MURDER (CLASS A FELONY) CONVICTED OF or PLEADS

in violation of § 16-01-0055 of the S.C. Code of Laws, bearing CDR Code # 2413 NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC w/minor 1st or Lewd Act) §17-25-45

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury, Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST Owens, Katryna Bevis 73989 SC Bar# Defendant Jaquin Devonta Sullivan, Timothy 05425 SC Bar# Attorney for Defendant

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for a determinate term of 10 days/months/years or under the Youthful Offender Act not to exceed years and/or to pay a fine of \$; provided that upon the service of days/months/years and/or payment of \$; plus costs and assessments as applicable*; the balance is suspended with probation for months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation, which are incorporated by reference.

CONCURRENT or CONSECUTIVE to sentence on: The Defendant is to be given credit for time served pursuant to S.C. Code §24-13-40 to be calculated and applied by SCDOC. The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.

Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered PTUP Total: \$ plus 20% fee: \$ days/hours Public Service Employment Obtain GED Attend Voc. Rehab. or Job Corp. May serve W/E beginning Substance Abuse Counseling Random Drug/Alcohol testing Fine may be pd. in equal, consecutive weekly/monthly pmts. of \$ beginning \$ paid to Public Defender Fund Other:

Table with 3 columns: Description, Amount, Total. Includes items like §14-1-206 (Assessments 107.5%), §14-1-211(A)(1) (Conv. Surcharge) \$100, §14-1-211(A)(2) (DUI Surcharge) \$100, §56-5-2995 (DUI Assessment) \$12, §56-1-286 (DUI Breath Test) \$25, Proviso (Public Def/Probation) \$500, §14-1-212 (Law Enforce. Funding) \$25, §14-1-213 (Drug Court Surcharge) \$150, §50-21-114(BUI Breath Test Fee) \$50, §56-5-2942(J) (Vehicle Assessment) \$40/ea, 3% to County (if paid in installments) \$3.75. TOTAL \$128.75

Other: Plea Judge [Signature] SENTENCING DEFERRED Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees. Presiding Judge Judge Code: 2363 Sentence Date: 01/11/19 Judge Kinlaw

Paul B. Wickham

Clerk of Court/ Deputy Clerk Court Reporter: Jovins

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Jul 31 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

Edward W. Miller, Circuit Court Judge

Case No(s): 2018GS2302547A, 2019GS2300600

Appellate Case No(s): 2023-000493

The State, Respondent,

v.

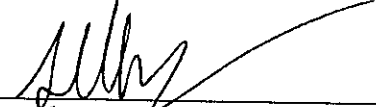
Jaquin Devonta Dodd, Appellant.

**MOTION TO UPDATE COURT OF APPEALS ON APPELLANTS MOTION TO
RECONSIDER**

COMES NOW the Appellant, **Jaquin Devonta Dodd**, by and through his undersigned counsel, and informs this Court on the status of Appellant's motion to reconsider in Greenville County. The Honorable Edward Miller heard Appellant's motion to reconsider on June 16, 2023. Judge Miller ruled on the record that Appellant's sentence would be reduced from ten years active to eight years active. Counsel for Appellant has since received Judge Miller's order modifying Appellant's sentence (attached). Counsel for Appellant asks this court to continue Appellant's appeal based on Judge Miller's new sentence of eight years active time.

Respectfully submitted,

GREENVILLE COUNTY PUBLIC DEFENDER

By: 

Seth Holcomb, Esq.
Bar No. 104908
Attorney for Defendant
305 E. North Street, Suite 123
Greenville, SC 29601
(864) 467-8522

July 31, 2023
Greenville, SC

67
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Jul 31 2023

SC Court of Appeals

**THE STATE OF SOUTH CAROLINA
Court of Appeals**

**APPEAL FROM GREENVILLE COUNTY
Court of General Sessions**

Edward W. Miller, Circuit Court Judge

Case No(s): 2018GS2302547A, 2019GS2300600

Appellate Case No(s): 2023-000493

The State, Respondent,

v.

Jaquin Devonta Dodd, Appellant.


PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the below listed respondents by depositing a copy of it in the United States Mail, postage prepaid, on July 31, 2023, addressed to:

Megan Gasser
13th Circuit Solicitor
305 E. North Street
Suite 325
Greenville, SC 29601-2185

Melody Brown, Esq.
Attorney General
P.O. Box 11549
Columbia, SC 29211

Date: July 31, 2023


Seth Holcomb, Esq.
305 East North Street, Suite 123
Greenville, SC 29601
Attorney for Appellant

**NOTICE OF APPEAL FROM A SENTENCE IMPOSED BY THE COURT
OF GENERAL SESSIONS**

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

Edward W. Miller, Circuit Court Judge

Case No. 2018GS2302547A, 2019GS2300600

23 AUG 7 AM 11:47
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Aug 07 2023

SC Court of Appeals

The State,

Respondent,

v.

Jaquin Dodd,

Appellant.

NOTICE OF APPEAL

Jaquin Devonta Dodd appeals his conviction and sentence in this case. The sentence was imposed by the Honorable Edward W. Miller on June 16, 2023 during appellant's motion to reconsider hearing.

Defendant would show that his guilty plea was defective or that his sentence was unreasonable. Defendant raised no objections at the time of the guilty plea. Undersigned counsel is aware of no reasons for overturning the plea or the sentence, however defendant has communicated to counsel that he desires an appeal.

Counsel is filing this appeal pursuant to his ethical duty to his client, and Defendant's constitutional right to appeal. Frazer v. South Carolina, 430f.3d696, 706 (4th Cir 2005("A Defendant has the right to pursue a direct appeal, even if frivolous, which counsel must assist as 'an active advocate in behalf of his client.' ")

Date: August 7, 2023



Seth Holcomb, Esq.
305 East North Street, Suite 123
Greenville, SC 29601
Attorney for Appellant

Other Counsel of Record:
Megan Gasser
Attorney for Respondent

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

Edward Miller, Circuit Court Judge

Case No. 2018GS2302547A, 2019GS2300600

The State,

Respondent,

v.

Jaquin Dodd,

Appellant.

RECEIVED

Aug 07 2023

SC Court of Appeals

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Brice Sarrett COC SUL SC

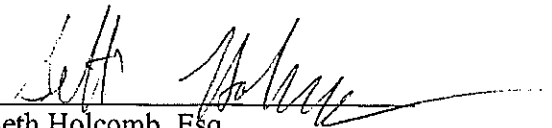
PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the below listed respondents by depositing a copy of it in the United States Mail, postage prepaid, on August 7, 2023, addressed to:

Megan Gasser
13th Circuit Solicitor
305 E. North Street
Suite 325
Greenville, SC 29601-2185

Melody Brown, Esq.
Attorney General
P.O. Box 11549
Columbia, SC 29211

Date: August 7, 2023


Seth Holcomb, Esq.
305 East North Street, Suite 123
Greenville, SC 29601
Attorney for Appellant

THE STATE OF SOUTH CAROLINA
Court of Appeals

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Aug 14 2023

SC Court of Appeals

23 AUG 14 PM 12:25
Brice Garretts COC SOL SC

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

Edward W. Miller, Circuit Court Judge

Case No(s): 2018GS2302547A, 2019GS2300600

The State, Respondent,

v.

Jaquin Devonta Dodd, Appellant.

LETTER TO UPDATE COURT OF APPEALS

COMES NOW the Appellant, **Jaquin Devonta Dodd**, by and through his undersigned counsel and updates this court on Appellant's new sentence. The Honorable Judge Edward Miller signed an order reducing appellant's sentence on July 14, 2023 (attached). Counsel for appellant received notice of that order on July 26, 2023. Counsel for appellant subsequently attempted to update this court with a motion on July 31, 2023 asking this court to continue appellant's appeal based on The Honorable Judge Edward Miller's new sentence.

Respectfully submitted,

GREENVILLE COUNTY PUBLIC DEFENDER

By: 

Seth Holcomb, Esq.

Bar No. 104908

Attorney for Defendant

305 E. North Street, Suite 123

Greenville, SC 29601

(864) 467-8522

August 14, 2023
Greenville, SC

THE STATE OF SOUTH CAROLINA
Court of Appeals

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Aug 14 2023

SC Court of Appeals

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Erice Garrett OGC 6UL SC

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

Edward W. Miller, Circuit Court Judge

Case No(s): 2018GS2302547A, 2019GS2300600

The State, Respondent,

v.

Jaquin Devonta Dodd, Appellant.

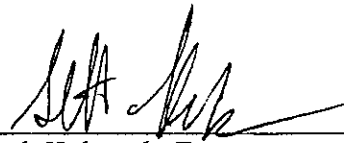
PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the below listed respondents by depositing a copy of it in the United States Mail, postage prepaid, on August 14, 2023, addressed to:

Megan Gasser
13th Circuit Solicitor
305 E. North Street
Suite 325
Greenville, SC 29601-2185

Melody Brown, Esq.
Attorney General
P.O. Box 11549
Columbia, SC 29211

Date: August 14, 2023


Seth Holcomb, Esq.
305 East North Street, Suite 123
Greenville, SC 29601
Attorney for Appellant

CERTIFICATE OF COUNSEL FOR APPELLANT

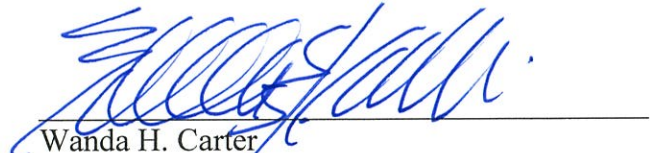
Counsel for appellant certifies that this Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Record on Appeal complies to the best of my ability with the April 15, 2014 order from the South Carolina Supreme Court entitled "Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings."

Respectfully Submitted,

RECEIVED

Jan 16 2024

SC Court of Appeals


Wanda H. Carter
Deputy Chief Appellate Defender

South Carolina Commission on Indigent Defense
Division of Appellate Defense
PO Box 11589
Columbia, S.C. 29211-1589

ATTORNEY FOR APPELLANT

This 16th day of January, 2024.

RECEIVED

Jan 16 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Greenville County

Honorable Edward W. Miller, Circuit Court Judge

THE STATE,

RESPONDENT,

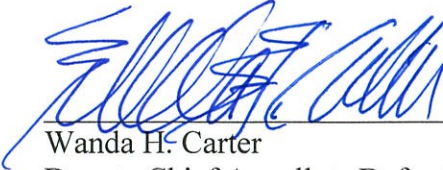
V.

JAQUIN DEVONTA DODD,

APPELLANT

CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Record on Appeal in the above-referenced case has been served upon Mark R. Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), and on Jaquin Devonta Dodd, 390553, at Trenton Correctional Institution, 84 Greenhouse Road, Trenton, SC, 29847, this 16th day of January, 2024.



Wanda H. Carter
Deputy Chief Appellate Defender