

RECEIVED

Jan 30 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Charleston County

Honorable Deadra L. Jefferson, Circuit Court Judge

IN THE MATTER OF THE CARE AND
TREATMENT OF WALTER VAUGHN,

APPELLANT

APPELLATE CASE NO. 2023-001992

MOTION TO REINSTATE APPEAL

The undersigned counsel petitions the Court to reinstate the direct appeal of Walter Vaughn.

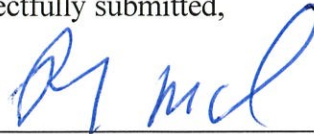
In support in this petition, counsel would respectfully show the Court that:

1. Trial counsel served and filed the notice of intent to appeal on December 27, 2023.
2. The transcript of the trial in this case, was ordered by Della White, the Administrative Coordinator for the Division of Appellate Defense, on January 4, 2024, as evidenced by the letters attached Exhibit A to this motion. This Court was copied on this transcript request to the court reporter, as were opposing counsel, Deborah Shupe, and Court Administration. However, a copy of that transcript request apparently was never filed with this Court.
3. On January 25, 2024, this Court issued an order dismissing this appeal due to the failure of appellant to order the transcript as provided in Rule 207, SCACR.

4. Since appellant did timely order the transcript, and the order of dismissal was issued because of a clerical oversight on behalf of this office, undersigned counsel respectfully requests that this Court reinstate appellant's direct appeal.

5. WHEREFORE, undersigned counsel respectfully requests that the direct appeal for Appellant Walter Vaughn be reinstated.

Respectfully submitted,



Robert M. Dudek
Chief Appellate Defender

This 30th day of January, 2024.

EXHIBIT

A



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense
1330 Lady Street, Suite 401

Columbia, South Carolina 29201-3332

Post Office Box 11589

Columbia, South Carolina 29211-1589

Telephone: (803) 734-1330

Facsimile: (803) 734-1345

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

January 04, 2024

Jamie Bickett
Circuit Court Reporter
PO Box 154
Charleston, SC 29402

Dear Bickett:

Please provide us with the following transcript:
In the Matter of Walter Vaughn
Appellate Case No. 2023-001992
County: Charleston
Presiding Judge: Deadra L. Jefferson

Case #: 2022-CP-10-01204
Date of Trial: Dec. 4-6, 2023

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

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

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

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

Sincerely,

s/ Della White
Administrative Coordinator

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

White, Della

From: White, Della
Sent: Thursday, January 4, 2024 12:56 PM
To: Bickett, Jamie
Cc: Transcripts; SC - SHUPE DEBORAH
Subject: In the Matter of the Care and Treatment of Walter Vaughn
Attachments: 2023-001992 Vaughn, Walter Transcript request.PDF

Good afternoon,

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

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

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

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

Thank you very much.

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

RECEIVED

Jan 30 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Charleston County

Honorable Dedra L. Jefferson, Circuit Court Judge

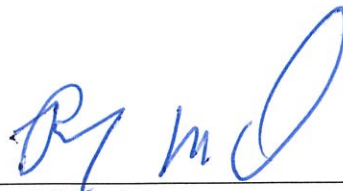
IN THE MATTER OF THE CARE AND
TREATMENT OF WALTER VAUGHN,

APPELLANT

APPELLATE CASE NO. 2023-001992

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true copy of the Motion to Reinstate the Appeal in the above referenced case has been served upon Deborah R.J. Shupe, Esquire, at Rembert C. Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, on this 30th day of January, 2024.



Robert M. Dudek
Chief Appellate Defender

From: [Pollard, Shelby](#)
To: dshupe@scag.gov; [Sally Ellison](#)
Cc: [Dudek, Robert](#); [White, Della](#)
Subject: 2023-001992 In The Matter of Walter Vaughn - Motion to Reinstate Appeal
Date: Tuesday, January 30, 2024 10:08:00 AM
Attachments: [2023-001992 In The Matter of Walter Vaughn - Motion to Reinstate Appeal.pdf](#)

Good Morning,

Please find attached for service in the above-referenced case the Motion to Reinstate Appeal and certificate of service.

Thank you,
Shelby

Shelby Pollard

Administrative Assistant
South Carolina Commission on Indigent Defense
Appellate Division
1330 Lady Street, Suite 401
PO Box 11589
Columbia, SC 29201-1589
(803) 734-1330 – Telephone
(803) 734-1397 - Fax