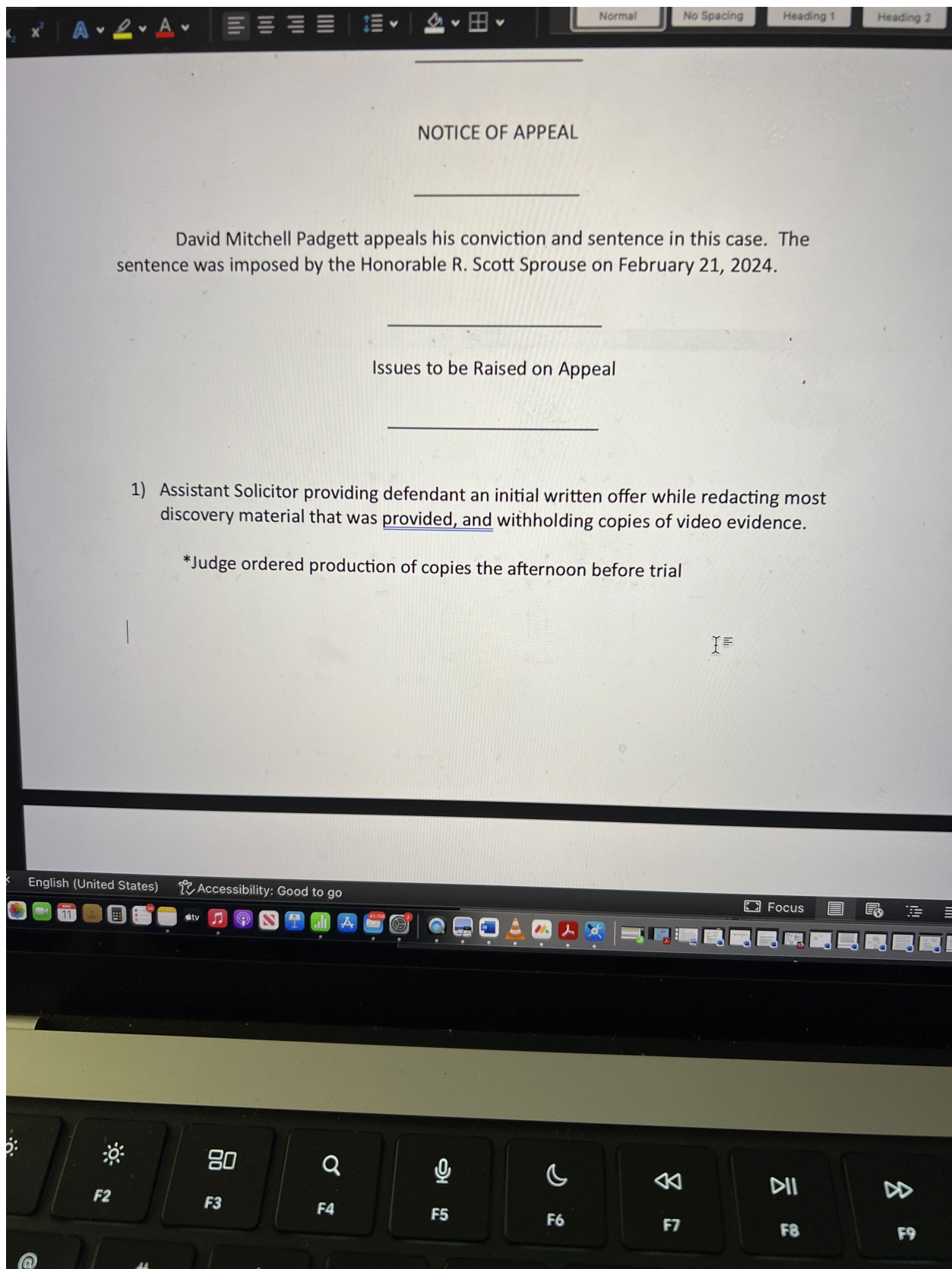


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SC Court of Appeals

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NOTICE OF APPEAL

David Mitchell Padgett appeals his conviction and sentence in this case. The sentence was imposed by the Honorable R. Scott Sprouse on February 21, 2024.

Issues to be Raised on Appeal

- 1) Assistant Solicitor providing defendant an initial written offer while redacting most discovery material that was provided, and withholding copies of video evidence.

*Judge ordered production of copies the afternoon before trial

2) Assistant Solicitor making material misstatements of law and fact to secure no bail was granted. That defendant was not gainfully employed and therefore a career drug dealer, when the investigating officer's own incident reports documents his working on remodeling an investment home. Service of Notice of LWOP just prior to hearing on defendant's second request for bail, when such notice was facially and patently unsupported and invalid.

* Bail denied. Twice.

3) Assistant Solicitor refusing for months, and while a written plea offer was expiring, to unredact incident report documents and supplementals initially provided to defense counsel.

*Provided unredacted reports just days before a hearing on defendant's motion to compel, and only days before solicitor's written plea offer expired, and refusing to extend such offer while further discovery was sought.

4) Assistant Solicitor refusing until the afternoon before trial, to provide copies of material surveillance video evidence to defendant; and only then after a Judge's Order required its release, and while refusing to extend or honor a written plea offer made before full discovery, material to defendant's defense, impeachment of State's witnesses, and mitigation, was provided to defendant.

*Judge ordered State to provide defense counsel copies the afternoon before trial. No continuance was allowed.

5) Assistant Solicitors intentional and continuing violation of due process caused prejudice

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