

The Law Office of Chelsey F. Marto

July 10, 2024

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Jul 10 2024
SC Court of Appeals

Ms. Jennifer Nicole Burns, #394114 (BRE-2228-X)
Graham Correctional Institution
4450 Broad River Road
Columbia, SC, 29210-4096

Ms. Burns,

As discussed, attached is a copy of your notice of appeal and my explanation for an appeal. The Court has since contacted me, stating that you have twenty days from the date of this letter to inform the Court, in writing, of any arguable basis for your appeal. Please write the Court directly at:

South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC, 29211

If you have any questions or concerns about your case, please do not hesitate to write me at PO Box 8795, Columbia, SC, 29201.

Sincerely,



Chelsey Marto

CC: South Carolina Court of Appeals
Attorney General's Office

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS COURT
APPEAL FROM PICKENS COUNTY
Court of General Sessions
The Honorable Lawton McIntosh, Plea Judge
2019-GS-47-23

STATE OF SOUTH CAROLINA,

Respondent,

v.

JENNIFER NICOLE BURNS, #394114,

Appellant.

NOTICE OF APPEAL

Jennifer Burns appeals the plea, convictions, and sentences received during her plea on June 24, 2024, before the Honorable Lawton McIntosh.

/s Chelsey F. Marto
Chelsey F. Marto, Esquire
Attorney for the Applicant
The Law Office of Chelsey F. Marto, LLC
P.O. Box 8795
Columbia, SC, 29201
(864)-404-5583

Other Counsel of Record:
Savanna Goude, Esquire
Office of the Attorney General, State of SC
P.O. Box 11549
Columbia, SC, 29211-1549

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

State of South Carolina,
Respondent,

Case No. 2019-GS-47-23

v.

Certification and Explanation of Appeal

Jennifer Burns,
Appellant.

Pursuant to SC Rule 203(D)(1)(b)(iv), Defendant would show that the sentence imposed was unreasonable. Defendant received an aggregate fifty-five years to be served in the South Carolina Department of Corrections. Defendant communicated to her attorney that she desires an appeal.

Defendant's Attorney is filing this appeal pursuant to her ethical duty to her client and Defendant's constitutional right to appeal. *See Frazer v. South Carolina*, 430 F.3d 696, 706 (4th Cir. 2005) ("A defendant has a right to pursue a direct appeal, even if frivolous, which counsel must assist as 'an active advocate on behalf of his client'") (quoting *Anders v. California*, 386 U.S. 738, 744 (1967)).

Defense counsel was court-appointed to represent Defendant.

Defendant did not inform her attorney of any specific issues to appeal. Defense counsel is not aware of any appealable issues in this case.

July 03, 2024

/s/ Chelsey F. Marto
Chelsey F. Marto, Esquire
Attorney for the Applicant
Bar No. 104191
The Law Office of Chelsey F. Marto, Esquire
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(864)-404-5583

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JENNIFER NICOLE BURNS, #394114,

Appellant.

PROOF OF SERVICE

Pursuant to the Supreme Court's Order "RE: Operation of the Appellate Courts During the Coronavirus Emergency," dated March 20, 2020, the undersigned hereby certifies a true copy of the notice of appeal has been served upon opposing counsel by sending to opposing counsel's primary e-mail address as listed in the Attorney Information System (AIS):

Savanna Goude, Esquire
SGoude@scag.gov

Alan Wilson, Esquire
agwilson@scag.gov

I further certify that on July 3, 2024, an original notice of intent to appeal was sent to the State Grand Jury Clerk of Court.

July 03, 2024

/s Chelsey F. Marto
Chelsey F. Marto, Esquire
Attorney for the Applicant
Bar No. 104191
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