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Aug 22 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ABBEVILLE COUNTY
Court of General Sessions

The Honorable Frank Addy, Circuit Court Judge

Indictment No. 2023-GS-01-0487

State of South Carolina,Appellant,

v.

Ri'Shon Gilliam,Respondent.

NOTICE OF APPEAL

The State of South Carolina appeals the ruling of the Honorable Frank Addy issued on August 13, 2024, after the Court issued a 14 year sentence to Mr. Gilliam on a trafficking methamphetamine 2nd offense 28-100 grams, but gave credit to Mr. Gilliam for 342 days of jail time despite Mr. Gilliam being arrested again while out on bond on this charge, for another trafficking methamphetamine charge. The State, the Defense, and the Court referenced SC Code 24-13-40 (section 3) that states "Provided, however, that credit for time served prior to trial and sentencing shall not be given... (3) when the prisoner commits a subsequent crime while out on bond..." in making their respective arguments.

August 22, 2024

By s/Micah E. Black

Micah Black
Deputy Solicitor
Eighth Circuit Solicitor's Office
8th Circuit Solicitor's Office
PO Box 516
Greenwood, SC 29648
mblack@greenwoodsc.gov

Other Counsel of Record:

Jane Merrill, Esq.
104 Maxwell Ave 5th Floor.
Greenwood, South Carolina 29646

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PROOF OF SERVICE

I, Micah Black, certify that I have served the within Notice of Appeal on Respondent by email, using counsel's primary email address listed in the Attorney Information System (AIS), and the counsel's working public defender email, both reflected below on the date reflected below:

Jane Merrill, Esq.
104 Maxwell Ave 5th Floor.
Greenwood, South Carolina 29646
jmerrill@8thcircuitpublicdefender.org
jane@hmlawsc.com

I further certify that all parties required by Rule to be served have been served.

August 22, 2024

By s/Micah E. Black

Micah Black
Deputy Solicitor
Eighth Circuit Solicitor's Office
8th Circuit Solicitor's Office
PO Box 516
Greenwood, SC 29648
mblack@greenwoodsc.gov

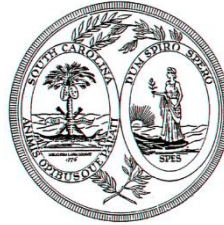
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SC Court of Appeals

The State of South Carolina

OFFICE OF THE SOLICITOR
EIGHTH JUDICIAL CIRCUIT



Abbeville
Greenwood
Laurens
Newberry

Tel: (864) 942-8800
Fax: (864) 942-8830
www.scsolicitor8.org

Suite 203, Park Plaza
600 Monument Street
Post Office Box 516
Greenwood, SC 29648-0516

DAVID M. STUMBO
SOLICITOR

August 22, 2024

The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: State v. Ri'Shon Gilliam,
Lower Court Case No. 2023-GS-01-0487

Dear Ms. Kitchings:

Please find enclosed for filing and docketing the original State's Notice of Appeal in the above captioned case. Also enclosed are the following:

1. Proof of Service
2. Letter ordering transcript

Please contact me if you have any questions.

Sincerely,

s/Micah E. Black

Micah Black
SC Bar No. 101119

MEB/jlt

Enclosures

CC: Jane Merrill (via email)
The Honorable Shandal Boggs (via email)
Mark Farthing, esq