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Apr 29 2025

SC Court of Appeals

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JK
ANGIE M. BRYANT
C.C.C.P. & GS
YORK COUNTY, SC

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE SIXTEENTH JUDICIAL CIRCUIT
IN THE COURT OF GENERAL SESSIONS

G.D. Morgan, Jr., Circuit Court Judge

Case Nos.: 2023A4610100772, 2023A4610100773, 2023A4620302557,
and 2023A4620302558

The State of South Carolina.....Respondent,

v.

David Herbert Massie.....Appellant.

NOTICE OF APPEAL

David Herbert Massie appeals his conviction and sentence in this case. The sentence was imposed by the Honorable G. D. Morgan, Jr. on April 16, 2025. The Appellant was found guilty of Armed Robbery, robbery while armed or allegedly armed with a deadly weapon, Possessing weapon during violent crime, if not also sentenced to life without parole or death, Pointing and presenting firearms at a person, and resisting arrest with a deadly weapon, first offense. Appellant received a sentence of 17 years for Armed Robbery, robbery while armed or allegedly armed with a deadly weapon, 5 years for Possessing weapon during violent crime, if not also sentenced to life without parole or death, 5 years for Pointing and presenting firearms at a person, and 5 years for resisting arrest with a deadly weapon, first offense. Appellant's sentences run concurrent. David Herbert Massie was given credit for time served beginning on November 20, 2023.

April 23, 2025

Respectfully Submitted,

Matthew R. Niemiec
Law Office of Matthew R. Niemiec, LLC
4609 Charlotte Highway, Suite 2
Clover, SC 29710
Attorney for Appellant

Other Counsel of Record:
Christopher Wayne Epting
Assistant Deputy Solicitor
1675 York Highway
York, South Carolina 29745
Attorney for Respondent

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and 2023A4620302558

The State of South Carolina.....Respondent,

v.

David Herbert Massie.....Appellant.

CERTIFICATE OF SERVICE

I, Keri Wallace, certify that I have today served the within Notice of Appeal upon G.D. Morgan, Jr., Circuit Court Judge, in the following ways: 1) email at gmorgansc@sccourts.org, and 2) by depositing a copy of it in the United States Mail, postage prepaid, addressed to The Hon. G. D. Morgan, Jr., 305 E. North Street, Greenville, SC 29601.

Keri Wallace

Keri Wallace
Paralegal to Matthew R. Niemiec
Law Office of Matthew R. Niemiec, LLC
4609 Charlotte Highway, Suite 2
Clover, SC 29710
Attorney for Appellant

April 25, 2025

Clover, South Carolina

Other Counsel of Record:
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I, Keri Wallace, certify that I have today served the within Notice of Appeal upon the Respondent in the following ways: 1) email at christopher.epting@scsolicitor16.org, and 2) by depositing a copy of it in the United States Mail, postage prepaid, addressed to its attorney of record, Christopher Wayne Epting, Assistant Deputy Solicitor, 1675 York Highway, York, SC 29745.


Keri Wallace
Paralegal to Matthew R. Niemiec
Law Office of Matthew R. Niemiec, LLC
4609 Charlotte Highway, Suite 2
Clover, SC 29710
Attorney for Appellant

April 25, 2025

Clover, South Carolina

Notice of Appeal re: David Herbert Massie, Case Nos: 2023A4610100772, 2023A4610100773, 2023A4620302557, and 2023A4620302558

From KWallace <KWallace@fortmilllaw.com>
Date Fri 4/25/2025 12:39 PM
To gmorgansc@sccourts.org <gmorgansc@sccourts.org>
Cc Matthew Niemiec <Matt@fortmilllaw.com>

 1 attachment (3 MB)
Massie, David Herbert Notice of Appeal.pdf;

Attention: Judge G. D. Morgan, Jr.:

Good afternoon. Please find attached the Notice of Appeal for David Herbert Massie in the above-referenced cases. This Notice of Appeal will be filed with the York County Clerk of Court today. A copy of the same will also be placed in the mail to you today. Please let me know if you have any questions. Thank you in advance.

Keri Wallace
Paralegal to Matthew R. Niemiec
The Law Office of Matthew R. Niemiec
4609 Charlotte Highway, Suite 2
Lake Wylie, South Carolina 29710
(803) 831-2738 (Office)
(803) 831-0180 (Fax)
kwallace@fortmilllaw.com

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Outlook

Notice of Appeal re: David Herbert Massie, Case Nos: 2023A4610100772, 2023A4610100773, 2023A4620302557, and 2023A4620302558

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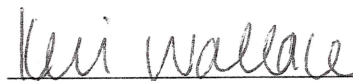
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Attorney for Appellant

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