

IN THE STATE OF SOUTH CAROLINA  
IN THE APPELLATE COURT

RECEIVED

APPEAL FROM GREENVILLE COUNTY  
COURT OF GENERAL SESSION  
PERRY H GRAVELY, CIRCUIT COURT JUDGE

MAY 06 2025  
SC Court of Appeals

CASE NO. PSJ L338401

THE STATE \_\_\_\_\_ RESPONDENT

v.

TROY BURKS \_\_\_\_\_ APPELLANT

NOTICE OF APPEAL

TROY BURKS APPEALS THE COURTS ORDER IN DENYING HIS MOTION TO REDUCE HIS SENTENCE. THE SENTENCE WAS IMPOSED BY THE HONORABLE C. VICTOR PYLE ON THE 14<sup>TH</sup> DAY OF SEPTEMBER, 1989.

APPELLANT WOULD SHOW THAT A MOTION TO REDUCE OR RECONSIDER A SENTENCE IS LEFT SOLELY IN THE JURISDICTION OF THE CIRCUIT COURT IN WHICH SENTENCE WAS IMPOSED.

THE APPELLANT WAS SENTENCE TO IMPRISONMENT WITH THE POSSIBILITY OF PAROLE. SINCE THIS SENTENCING THE S.C. LEGISLATURE REDUCED THE SENTENCE FOR KIDNAPPING FROM A LIFE SENTENCE TO A MAXIMUM OF 30 YEARS. THE APPELLANT HAS REQUEST A REDUCTION OF HIS SENTENCE BY THE GREENVILLE COUNTY CIRCUIT COURT JUDGE GRAVELY, ERRONOUSLY. JUDGE GRAVELY STATED THAT THE CIRCUIT COURT IS WITHOUT AUTHORIZATION TO ACT ON THIS MOTION. THE APPELLATE BELIEVE THIS IS A ERROR. THEREFOR THIS APPEAL FOLLOWS.

APRIL 28, 2025

RESPECTFULLY SUBMITTED,  
By Bhs

# CERTIFICATE OF SERVICE

I TRAY BURKS hereby certify that ON 28<sup>th</sup> day OF APRIL, 2025 SERVED NOTICE OF APPEAL. BY PLACING A COPY IN THE U.S. MAIL, POSTAGE PREPAID TO THE FOLLOWING ADDRESS:

S.C. COURT OF APPEALS  
P.O. BOX 11 629  
COLUMBIA, SC 29211

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Dated this 28<sup>th</sup> day of APRIL, 2025.

respectfully submitted.

TRAY BURKS #160726

*Ty Bks*

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MAY 06 2025

SC Court of Appeals



State of South Carolina  
The Circuit Court of the Thirteenth Judicial Circuit

Perry H. Gravely  
Judge

Post Office Box 219  
Pickens, SC 29671

24DEC5 AM 11:41  
Brice Garrett COC GUIL SC

December 2, 2024

**Via U.S. Mail**

Troy L. Burks #160726  
Perry Correctional Institute  
430 Oaklawn Road  
Pelzer, SC 29669

Re: Motion to Alter, Modify, Reduce Sentence  
Indictment #89GS235348  
Case #: C338401

Dear Mr. Burks,

This will acknowledge receipt of your Motion referenced above. This Court has no authority to address these issues through a Motion filed in Circuit Court.

Sincerely,

*Perry H. Gravely*  
Chief Administrative Judge General Sessions  
13<sup>th</sup> Judicial Circuit

PHG/lde

cc: Greenville County Clerk of Court



**Greenville  
County**

# Office of the Clerk of Court Greenville, South Carolina

**Brice Garrett  
Clerk of Court**

Circuit Court Division  
Greenville County Courthouse  
305 East North Street  
Greenville, South Carolina 29601  
(864) 467-8551

August 8, 2023

Troy L. Burks #160726  
McCormick Correctional Institution  
386 Redemption Way  
McCormick, SC 29899

Dear Mr. Burks:

In order to file your motion, we require further information. Please fill out the form below and return it to the Greenville County Clerk of Court, Criminal Records. Please contact your case counselor if you do not have this information. Research for case information may also be conducted on the Public Index: [www.13th-judicial-circuit.org](http://www.13th-judicial-circuit.org). **Be sure to include a return address and your original letter with this form.**

Sincerely,  
Clerk of Court  
Greenville County General Sessions

DEFENDANT'S NAME: Troy Luke Burks

\*INDICTMENT NUMBER(S): 89 GS-23 5348

*And/Or*

\*ARREST WARRANT NUMBER(S) (not probation warrant numbers or Law Enforcement Case Numbers) : C 33 8401

**\*Required information**

3/8/25 OUT

MR TROY BURKS-160726  
ALLEMANTÉ CORRECTIONAL INSTITUTION - C.O.B-17  
1057 REVOLUTIONARY TRAIL  
FAIRFAX, SC 29827

ATLANTA GA RPDC 302

2 MAY 2025 PM 6 L



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MAY 06 2025

SC Court of Appeals

SOUTH CAROLINA COURT OF APPEALS  
P.O. Box 11629  
Columbia, SC 29211

LEGAL

29211-162929

