

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

NOTICE OF APPEAL FROM DARLINGTON COUNTY
Court of General Sessions

R. Ferrell Cothran, Jr., Circuit Court Judge

Case No.: 2012-CP-16-0732

Warren Smith,
S.C.D.C. No.: 184653

v.

Appellant

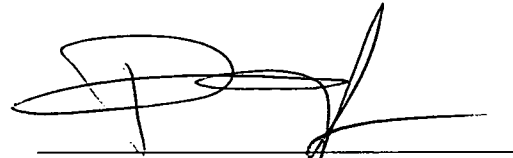
State of South Carolina,

Respondent.

STATEMENT PURSUANT TO RULE 203(d)(1)(B)(iv)

Appellant's application for Post-Conviction Relief was heard on July 16, 2013 and dismissed by Order of the Court dated August 20, 2013. Undersigned counsel files this appeal at the request of Appellant and pursuant to *In re Anonymous Member of the Bar*, 303 S.C. 306, 400 S.E.2d 483 (1991), as well as *Weathers v. State*, 319 S.C. 59 (1995). Counsel knows of no issue that can be reviewed on appeal.

Date: October 17, 2013



Parker E. Howle
Attorney for PCR Applicant
Post Office Box 186
Darlington, SC 29540

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OCT 21 2013

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

MOTION

Case No.: 2012-CP-16-0732

Warren Smith,
S.C.D.C. No.: 184653

v.

Appellant

State of South Carolina,

Respondent.

STATEMENT PURSUANT TO RULE 203(d)(1)(B)(iv)

This matter is before the Court in regards to an Application for Post-Conviction Relief, filed by Petitioner on August 28, 2012. This matter was heard by the Honorable R. Ferrell Cothran, Jr. on July 16, 2013. This matter was taken under advisement, and an Order of Dismissal was signed by the Court on August 19, 2013. Said Order was filed on September 9, 2013 and received by Counsel on or about September 12, 2013. Counsel failed to provide a copy to Appellant until October 3, 2013. At that time, Appellant requested this Notice of Appeal be filed on his behalf. Counsel requests that any time limitations be waived and this Notice of Appeal be submitted on Appellant's behalf.

Date: October 17, 2013

I SO MOVE:



Parker E. Howle
Attorney for PCR Applicant
Post Office Box 186
Darlington, SC 29540

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THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

NOTICE OF APPEAL FROM DARLINGTON COUNTY
Court of General Sessions

Case No.: 2012-CP-16-0732

Warren Smith,
S.C.D.C. No.: 184653

v.

Appellant

State of South Carolina,

Respondent.

CERTIFICATE OF SERVICE

I, Parker E. Howle, certify that I have, this 17th day of October, 2013, served a copy of this Notice of Appeal, Motion and Certificate of Service in connection with the above matter upon the parties to this action listed below by depositing same in United States Regular Mail, postage pre-paid and addressed as follows:

Jenny-Abbott Kitchings
Clerk of Court
SC Court of Appeals
Post Office Box 11629
Columbia, SC 29211

Robert M. Dudek
Chief Appellate Defender
Office of Indigent Defense
1330 Lady St., Suite 401
Columbia, SC 29201

Karen C. Ratigan
Assistant Deputy Attorney General
Post Office Box 11549
Columbia, SC 29211

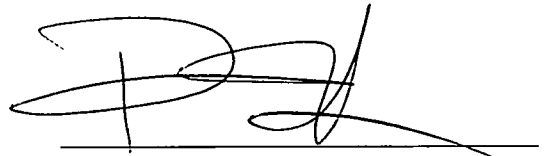
The Hon. Alan Wilson
SC Attorney General
Post Office 11549
Columbia, SC 29211

Warren Smith
SCDC No.: 184653
Lee Correctional, Dorn 215-C
990 Wisacky Way
Bishopville, SC 29010

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SC Court of Appeals



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October 17, 2013

Jenny Abbott-Kitchings
Clerk of Court
SC Court of Appeals
Post Office Box 11629
Columbia, SC 29211

RE: *Warren Smith vs. State*
Case No.: 2012-CP-16-732

Jenny:

Please find enclosed a Notice of Appeal, Motion and Certificate of Service in reference to the above-captioned matter. Please do not hesitate to contact me with any questions or concerns.

With warmest, personal regards, I remain,

Yours very truly,

A handwritten signature in black ink, appearing to be 'Parker E. Howle', written over a horizontal line.

PARKER E. HOWLE

Enclosures

cc: Robert M. Dudek
Karen C. Ratigan
The Hon. Alan Wilson
Warren Smith

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