

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

ORIGINAL

APPEAL FROM LEXINGTON COUNTY
Court of General Sessions

HONORABLE R. MARKLEY DENNIS, CIRCUIT COURT JUDGE

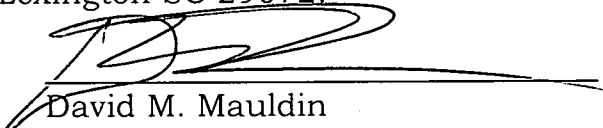
Indictment No.: 07-GS-32-01387

Probation C/W No.: W-32-13-0284
W-32-13-0304

The State,.....Respondent.
V.
Brad Alan Day,.....Appellant.

NOTICE OF APPEAL

Brad Alan Day, had a community supervision violation hearing in front of the Honorable R. Markley Dennis on November 21, 2013. He appeals the Court's finding that he had not satisfied his sentence and was still required to participate in the community supervision program. The court reporter was Stacy L. Sheppard, 100 Lunsford Lane, Lexington SC 29072.


David M. Mauldin
Assistant Public Defender
407 1/2 W. Main Street
Lexington, SC 29072
(803) 785-8873

OTHER COUNSEL OF RECORD:
Matthew C. Buchanan, General Counsel for Probation
S.C. Dept of Probation, Parole and Pardon Services
P.O. Box 50666
Columbia, SC 29250

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SC Court of Appeals

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HONORABLE R. MARKLEY DENNIS, CIRCUIT COURT JUDGE

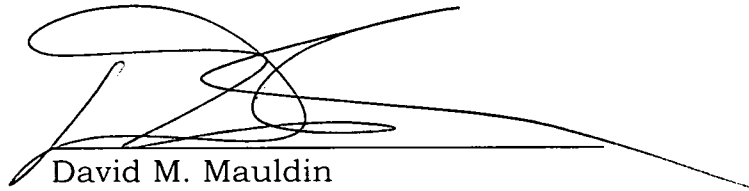
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The State,.....Respondent.
V.
Brad Alan Day,.....Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Matthew C. Buchanan, by depositing a copy of it in the United States Mail, postage prepaid, on November 22, 2013, addressed to Matthew C. Buchanan, General Counsel for Probation, S.C. Dept of Probation, Parole and Pardon Services, P.O. Box 50666, Columbia, SC 29250.



David M. Mauldin
Assistant Public Defender
407 ½ W. Main Street
Lexington, SC 29072
(803) 785-8873

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SC Court of Appeals

ORIGINAL

STATE OF SOUTH CAROLINA)
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vs.)
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)
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Brad Alan Day,)
)
)
Defendant.)
_____)

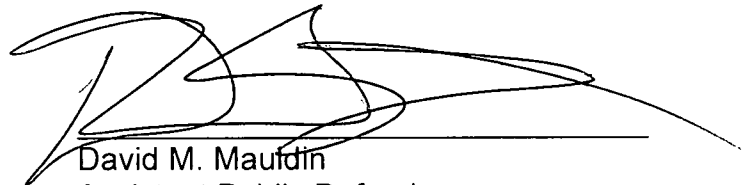
STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Indictment #: 07-GS-01387
Warrant #: W-32-13-0304; W-32-13-0284

RULE 203(B) EXPLANATION

Pursuant to Rule 203(B)(iv), the undersigned asserts that he does have a good faith basis to appeal the Court's ruling that Mr. Day had not satisfied his sentence and was still required to participate in the community supervision program. He was originally sentenced to ten years suspended on the service of five years. There was no probationary term ordered to follow the five years. Mr. Day had served more than five years on the sentence.

Respectfully submitted,



David M. Maudlin
Assistant Public Defender
407 1/2 West Main Street
Lexington, South Carolina
(803) 785-8873

Lexington, South Carolina
November 22, 2013

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SC Court of Appeals

OFFICE OF THE PUBLIC DEFENDER

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Eleventh Judicial Circuit
Lexington, Saluda, Edgefield,
and McCormick Counties

ROBERT M. MADSEN
Circuit Public Defender

W. GREG SEIGLER
Tri-County Public Defender
Post Office Box 1852
McCormick, SC 29835
Telephone (864) 852-
9555
Fax (864) 852-9554

November 22, 2013

The Honorable Jenny Abbott Kitchings
Clerk of Court for Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: The State vs. Brad Alan Day, - appeal

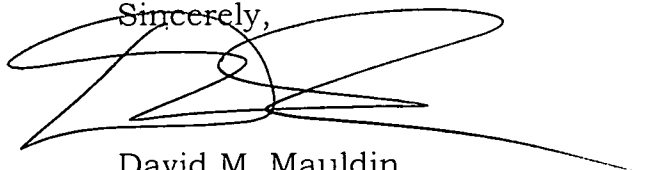
Dear Ms. Kitchings:

Please find enclosed an original and one (1) copy of a Notice to Appeal in the above matter for filing in your office. Please file the original and return the date/time stamped copy to me in the envelope provided.

I am, by copy of this letter, serving a copy of this Notice to Appeal on Matthew C. Buchanan, and Robert M. Dudek, together with my Certificate of Service.

Thank you for your assistance in this matter. With kind regards, I am

Sincerely,



David M. Mauldin

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SC Court of Appeals

CC: Lisa Baker, Agent
S.C. Dept of Probation, Parole and Pardon Services
605 West Main Street, Suite 104
Lexington, SC 29072

Robert M. Dudek,
Chief Appellate Defender
P O BOX 11433
Columbia, SC 29211

Matthew C. Buchanan, General Counsel for Probation
S.C. Dept of Probation, Parole and Pardon Services
P.O. Box 50666
Columbia, SC 29250

Brad Alan Day
Lexington County Detention Center
OLD JAIL (2C-06)