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**Mar 25 2026**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM GREENWOOD COUNTY  
Court of General Sessions

Donald B. Hocker, Circuit Court Judge

Case No. 2025-GS-24-0581; 2025-GS-24-0582

The State of South Carolina,

Respondent,

v.

Wilson Justice Xavier Smith,

Appellant.

**NOTICE OF APPEAL**

Appellant appeals his conviction and sentence on the above-referenced indictments. The conviction and sentence were given on January 22, 2026. Appellant also appeals the denial of his Motion to Reconsider that was timely filed on January 30, 2026 and denied on March 17, 2026. Additionally, Appellant appeals the denial of his Motion for Immunity on October 24, 2025 following a hearing on July 9, 2025 and Motion to Reconsider that was timely filed on October 30, 2025 and denied via an Amended Order on March 4, 2026.

Elizabeth McLellan Thomas (SC Bar 104910)  
Eighth Circuit Public Defender  
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Attorney for Appellant

Other Counsel of Record:  
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Attorney for the State

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The State of South Carolina,

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Wilson Justice Xavier Smith,

Appellant.

**PROOF OF SERVICE**

The undersigned Counsel certifies that on March 25, 2026, the Notice of Appeal was served on the Respondent via e-mail. Counsel also certifies that on March 25, 2026, a copy of the Notice of Appeal was filed with the Greenwood County Clerk of Court.



Elizabeth McLellan Thomas (SC Bar 104910)  
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# **PUBLIC DEFENDER**

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Phone: (864) 229-9505**

**Elizabeth McLellan Thomas  
Assistant Public Defender  
Greenwood County**

March 25, 2026

Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
PO Box 11629  
Columbia, SC 29211

**RE: State of South Carolina vs. Wilson Justice Xavier Smith  
Case No. 2025-GS-24-0581; 2025-GS-24-0582**

Dear Madam Clerk,

Enclosed please find the Appellant Wilson Justice Xavier Smith's Notice of Appeal and accompanying documents in the above-titled matter.

Please let me know if you have any questions regarding the enclosed.

Very Truly Yours,



Elizabeth M. Thomas  
Assistant Public Defender  
Eighth Circuit Public Defender's Office