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Apr 15 2026

SC Court of Appeals

AMENDED NOTICE OF INTENT TO APPEAL
THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
FROM AIKEN COUNTY

April 15, 2026

Appellate Case No. 2026-000869

THE STATE, Respondent,

v.

DAMIAN VERTEZ BURLEY, Appellant.

AMENDED NOTICE OF INTENT TO APPEAL

Damian Vertez Burley plead guilty on January 14, 2025, to Possession of Fentanyl, Over 2 Grains, 3rd Offense and Possession of Methamphetamine or Cocaine Base, 3rd Offense before Judge Walton J. McLeod IV. Joseph Hoskins served as the Court Reporter. The sentence was held in abeyance for his participation in Aiken County Adult Drug Court. Mr. Burley appeals the Court's findings at the Sentencing Hearing on April 7, 2026 before Judge Martha M. Rivers. Melinda D. Jones served as the Court Reporter.



Auline M Ponder
Bar Number 105836
Attorney for Defendant

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Other Counsel of record is:
John Baker
Assistant Solicitor
Post Office Box 3368
Aiken, South Carolina 29802

AMENDED NOTICE OF INTENT TO APPEAL

The State, Respondent,
v.
Damian Vertez Burley, Appellant.

CERTIFICATE OF SERVICE

I, Abigail, do hereby certify that I have this day served the original of Appellant's Notice to Appeal upon the South Carolina Court of Appeals, and copies of appellant's Notice of Intent to Appeal to the Clerk of Court of Aiken County and to John Baker Assistant Solicitor, Second Judicial Circuit by email:

South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

South Carolina Commission
Of Appellate Defense
P. O. Box 11589
Columbia, SC 29211

Clerk of Court
Aiken County Judicial Circuit
Post Office Box 583
Aiken, South Carolina 29802

John Baker
Assistant Solicitor
Post Office Drawer 3368
Aiken, South Carolina 29802

Dated this 15 day of April, 2026,



Abigail Hernandez
Secretary to Appellant's Attorney
Post Office Drawer 2247
Aiken, SC 29802
803-642-1732

OFFICE OF THE SECOND JUDICIAL CIRCUIT PUBLIC DEFENDER
211 York Street, NE
Post Office Box 2247
Aiken, South Carolina 29802

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SC Court of Appeals

South Carolina Commission
On Indigent Defense
Attention: Della White
P. O. Box 11589
Columbia, SC 29211

RE: The State v. Damian V. Burley
Appellate Case No. 2026-000869

Dear Mrs. White:

Please find enclosed Amended Notice of Intent to Appeal, Indictments, Arrest Warrants, Sentence Sheets, and Defendant's affidavit of indigency.

Damian Vertez Burley plead guilty on January 14, 2025, to Possession of Fentanyl, Over 2 Grains, 3rd Offense and Possession of Methamphetamine or Cocaine Base, 3rd Offense before Judge Walton J. McLeod IV. Joseph Hoskins served as the Court Reporter. The sentence was held in abeyance for his participation in Aiken County Adult Drug Court. Mr. Burley appeals the Court's findings at the Sentencing Hearing on April 7, 2026 before Judge Martha M. Rivers. Melinda D. Jones served as the Court Reporter.

I am available to discuss this case if you so desire.

Sincerely,



Auline M Ponder
Bar Number 105836
Assistant Public Defender

AP: ah
Enclosure