

**RECEIVED**

**Apr 27 2026**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Beaufort County  
Honorable Carmen T. Mullen, Circuit Court Judge  
Appellate Case No. 2026-000272

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THE STATE,

Respondent,

vs.

DANARDIS MITCHELL,

Appellant.

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**RETURN TO  
MOTION TO WITHDRAW NOTICE OF APPEAL  
AS PREMATURE WITH LEAVE TO RE-FILE**

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Respondent (“the State”), through its undersigned counsel, would respectfully show unto the Court as follows:

**I.**

In January of 2021, Appellant Danardis Mitchell was arrested for multiple drug charges following a narcotics investigation conducted by the Beaufort County Sheriff’s Office.<sup>1</sup> In August of 2024, the Beaufort County Grand Jury indicted Mitchell for distribution of fentanyl and distribution of a controlled substance within proximity of a school.<sup>2</sup> In January of 2026, a jury trial was commenced in the Beaufort County Court of General Sessions with the Honorable Carmen T. Mullen, circuit court judge, presiding. On January 27, 2026, the jury convicted

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<sup>1</sup> Copies of the arrest warrants have been included with the State’s return as Attachment “A.”

<sup>2</sup> Copies of the indictments have been included with the State’s motion as Attachment “B.”

Mitchell of distribution of fentanyl and acquitted him of distribution of a controlled substance within proximity of a school.<sup>3</sup> On the following day, the trial judge sentenced Mitchell to a twelve-year term of imprisonment.<sup>4</sup> Thereafter, on January 29, 2026, Mitchell filed a pro se notice of appeal with the Beaufort County Clerk of Court, and that notice of appeal was subsequently timely served on counsel for the State on February 4, 2026.<sup>5</sup>

## II.

Subsequent to the filing and timely service of the pro se notice of appeal, Mitchell—through defense counsel—submitted a motion to reconsider sentence.<sup>6</sup> Notably, that motion was dated February 9, 2026, but was not filed until February 10, 2026. Moreover, it was not accompanied by a proof of service indicating when it was actually served on counsel for the State. However, on February 18, 2026, a paralegal from defense counsel’s office did send a clocked copy of the motion to counsel for the State via email.<sup>7</sup>

## III.

On April 17, 2026, Mitchell—through defense counsel—submitted a motion to this Court entitled “Motion to Withdraw Notice of Appeal as Premature / With Leave to Re-File.” Through that motion, Mitchell notes there is a “remaining” motion to reconsider his sentence still pending in the Beaufort County Court of General Sessions. Based on that, he maintains his notice of

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<sup>3</sup> A copy of the verdict form has been included with the State’s return as Attachment “C.”

<sup>4</sup> A copy of the sentencing sheet has been included with the State’s return as Attachment “D.”

<sup>5</sup> The appellate records from Mitchell’s case are currently available through the South Carolina Appellate Court Public Index. Appellate Records for State v. Danardis Mitchell, South Carolina Appellate Court Public Index, <https://ctrack.sccourts.org/public/caseView.do?csIID=85368>.

<sup>6</sup> A copy of the motion has been included with the State’s return as Attachment “E.”

<sup>7</sup> A copy of the message transmitting the motion copy has been included with the State’s return as Attachment “F.”

appeal was either moot or premature and the circuit court “presently still holds jurisdiction over his case.” He further notes the trial judge has already scheduled a hearing on his post-trial motion that is currently set to be held on June 2, 2026. For those reasons, Mitchell asks this Court to allow him to withdraw his notice of appeal and “re-file within the statutory time after full and final sentence and judgment.”

#### IV.

After conviction, a criminal defendant in South Carolina typically has ten days to file a notice of appeal “after the sentence is imposed.” Rule 203(b)(2), SCACR. However, “[w]hen a *timely* post-trial motion is made under Rule 29(a), SCRCrimP, the time to appeal shall be stayed and shall begin to run from receipt of written notice of entry of an order granting or denying such motion.” *Id.* (emphasis added). Meanwhile, pursuant to South Carolina law, a circuit court judge generally “is without authority to consider a criminal matter once the term of court during which judgment was entered expires.” *State v. Warren*, 392 S.C. 235, 238, 708 S.E.2d 234, 235 (Ct. App. 2011); *see State v. Hinson*, 303 S.C. 92, 94, 399 S.E.2d 422, 422 (1990) (“It is a long-standing rule of law that a trial judge is without jurisdiction to consider a criminal matter once the term of court during which judgment was entered expires.”). Significantly, that general rule is inapplicable only when either: (1) a *timely* post-trial motion is “made”; or (2) a motion for a new trial based on after-discovered evidence is filed. *State v. Campbell*, 376 S.C. 212, 215, 656 S.E.2d 371, 373 (2008). Thus, unless a post-trial motion is timely made or a specific type of new trial motion is served and filed, a circuit court judge lacks the authority to act in a particular matter once the term of court has ended. *Id.*; *see* Rule 29(a), SCRCrimP (“Except for motions for new trials based on after-discovered evidence, post-trial motions shall be made within ten (10) days after the imposition of the sentence.”).

## V.

With those principles in mind, it is clear Mitchell timely served his notice of appeal as necessary for appellate jurisdiction to exist since that notice was served within ten days of the date Mitchell was sentenced. Rule 203(b)(2), SCACR; see Elam v. S.C. Dep't of Transp., 361 S.C. 9, 14-15, 602 S.E.2d 772, 775 (2004) (“The requirement of service of the notice of appeal is jurisdictional, i.e., if a party misses the deadline, the appellate court lacks jurisdiction to consider the appeal and has no authority or discretion to ‘rescue’ the delinquent party by extending or ignoring the deadline for service of the notice.”); Conner v. City of Forest Acres, 348 S.C. 454, 461, 560 S.E.2d 606, 609 (2002) (“Service of the notice of intent to appeal is a jurisdictional requirement, and the Court has no authority to extend or expand the time in which the notice of intent to appeal must be served.”). However, it is much less clear his post-trial motion was timely “made” since the only information the undersigned counsel for the State has been able to obtain thus far suggests Mitchell’s motion seeking reconsideration of his sentence was not served upon counsel for the State until February 18, 2026, which was a date twenty-four days after Mitchell was sentenced. Rule 29(a), SCRCrimP; cf. Curtis v. Blake, 381 S.C. 189, 191, 672 S.E.2d 576, 577 (2009) (“The question here is whether the post-trial motion was ‘made’ at the time it was filed with the court, or when it was served on opposing counsel. We find the motion was ‘made’ when it was placed in the mail for service on opposing counsel.”).

## VI.

Significantly, the matter of whether Mitchell can establish his post-trial motion was timely made is key to the proper disposition of his current appellate “Motion to Withdraw Notice of Appeal as Premature / With Leave to Re-File.” If Mitchell can provide proof his post-trial motion was timely made, this Court should grant his appellate motion and dismiss his appeal

without prejudice so the trial judge can issue a ruling on the post-trial motion. See Hudson v. Hudson, 290 S.C. 215, 216, 349 S.E.2d 341, 342 (1986) (instructing an appeal “shall be dismissed without prejudice” upon receipt of notice a *timely* post-trial motion was filed in the lower court and has not yet been finally resolved). Conversely, if he cannot do so, Mitchell’s appellate motion should be denied because the trial judge cannot properly issue a ruling on an untimely post-trial motion and there would be no valid ruling upon which Mitchell could reinstate his appeal of his conviction and sentence if his pending appeal was dismissed under such circumstances. See Rule 203(b)(2), SCACR (“When a timely post-trial motion is made under Rule 29(a), SCRCrimP, the time to appeal shall be stayed and shall begin to run from receipt of written notice of entry of an order granting or denying such motion.”); DeWitt v. S.C. Dep’t of Highways and Pub. Transp., 274 S.C. 184, 187, 262 S.E.2d 28, 30 (1980) (“The acts of a court without jurisdiction are without effect.”); cf. State v. Pfeiffer, 427 S.C. 10, 13, 828 S.E.2d 764, 766 (2019) (holding “the trial court lacked jurisdiction to hear” an untimely post-trial motion); Tant v. S.C. Dep’t of Corr., 408 S.C. 334, 342-343, 759 S.E.2d 398, 402 (2014) (“The judge sent the letter two-and-a-half years after sentencing and at that point no longer had jurisdiction over the case. Therefore, Judge Saunders was without jurisdiction to make any subsequent pronouncement concerning Tant’s sentence.” (citation omitted)); State v. Warren, 392 S.C. 235, 240, 708 S.E.2d 234, 236 (Ct. App. 2011) (concluding the plea judge lacked authority to act upon an untimely motion seeking reconsideration of Warren’s sentence).

## VII.

Accordingly, for all the foregoing reasons, the State respectfully asks this Court to require Mitchell to provide proof his post-trial motion seeking reconsideration of his sentence was timely made before issuing a ruling on his “Motion to Withdraw Notice of Appeal as

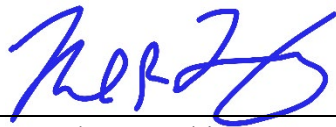
Premature / With Leave to Re-File.” If Mitchell can do so, his appellate motion should be granted. Hudson, 290 S.C. at 216, 349 S.E.2d at 342. If he cannot do so, his appellate motion should be denied, and his already-initiated appeal should be permitted to continue proceeding forward. Rule 203(b)(2), SCACR.

**WHEREFORE**, Respondent prays this Court will require Mitchell to provide proof his post-trial motion was timely made; will either grant his “Motion to Withdraw Notice of Appeal as Premature / With Leave to Re-File” if his post-trial motion was timely made or deny it if his post-trial motion was not timely made upon receiving such proof; and grant such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON  
Attorney General

MARK R. FARTHING  
Senior Assistant Attorney General

By:   
\_\_\_\_\_  
Mark R. Farthing  
S.C. Bar Number 76901

April 27, 2026

**ATTACHMENT "A"**

ARREST WARRANT

2021A0710200021

STATE OF SOUTH CAROLINA

County/ Municipality of

Beaufort

THE STATE 206234510 against

Danardis Quaviel Mitchell

Address: [Redacted]

Phone: [Redacted] SSN: [Redacted]

Sex: M Race: B Height: 5 10 Weight: 215

DL State: [Redacted] DL #: [Redacted]

DOB: [Redacted] Agency ORI #: SC0070000

Prosecuting Agency: Beaufort County Sheriff's Office

Prosecuting Officer: Matthew Huggins - 500226

Offense: Drugs / Distribute, sell, manuf. or pwid, of cont. sub., near school

Offense Code: 0107

Code/Ordinance Sec: 44-53-0445(A)

This warrant is CERTIFIED FOR SERVICE in the County/ Municipality of

The accused is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant on 01/07/21

Signature of Constable or Court Clerk

RETURN WARRANT TO:

Beaufort County General Sessions PO Box 1128 102 Ribaut Road, Rm. 208 Beaufort, SC 299011128

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Beaufort

AFFIDAVIT

ORIGINAL

Form Approved by S.C. Attorney General April 21, 2005 SCGA 518

Personally appeared before me the affiant Matthew Huggins who being duly sworn deposes and says that defendant Danardis Quaviel Mitchell did within this county and state on or about 11/13/2020 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Beaufort) in the following particulars:

DESCRIPTION OF OFFENSE: Drugs / Distribute, sell, manuf. or pwid, of cont. sub., near school

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

On November 13, 2020 the Defendant, Danardis Mitchell did violate the criminal laws of the state of South Carolina in that he did knowingly, willingly and intentionally commit the offense of Sale and Distribution of Heroin. Members of the Beaufort County Violent Crimes Task Force conducted a controlled purchase of Heroin from the Defendant using a Confidential Informant. The controlled purchase was monitored and recorded on audio and video. The Defendant was positively identified during the incident as the suspect who sold the Heroin during the controlled purchase. The suspected Heroin was tested using a NIK kit which gave a positive reaction for the presence of Heroin. The incident location is approximately 47 miles away from Hilton Head Christian Academy, which is located at [Redacted] This incident did occur at [Redacted] Hilton Road Island, Beaufort County, South Carolina. The affiant and others are witness to prove the same.

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

Beaufort

Affiant's Address 2001 Duke St

Beaufort, SC 29902-

Affiant's Telephone

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that on or about 11/13/2020 defendant Danardis Quaviel Mitchell did violate the criminal laws of the State of South Carolina (or ordinance of

County/ Municipality of Beaufort) as set forth below:

DESCRIPTION OF OFFENSE: Drugs / Distribute, sell, manuf. or pwid, of cont. sub., near school

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable

Sworn to and subscribed before me on 11/7/2021

Signature of Issuing Judge (L.S.)

Frederick M. Corley

Judge Code: 7385

Judge's Address Post Office Box 840

Bluffton, SC 29910-

Judge's Telephone (843)255-5610

Issuing Court: [X] Magistrate [ ] Municipal [ ] Circuit

ORIGINAL

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ORIGINAL

ARREST WARRANT

2021A0710200020

STATE OF SOUTH CAROLINA

County/ Municipality of

Beaufort

THE STATE 20S254510 against

Danardis Quaviel Mitchell

Address:

Phone: SSN:

Sex: M Race: B Height: 5 10 Weight: 215

DL State: DL #:

DOB: Agency ORI #: SC0070000

Prosecuting Agency: Beaufort County Sheriffs Office

Prosecuting Officer: Matthew Huggins - S00226

Offense: Drugs / MDP, Narcotic drugs in Sch. I(b) & (c), LSD, and Sched. II - 1st offense

Offense Code: 0183

Code/Ordinance Sec: 44-53-0370(b)(1)

This warrant is CERTIFIED FOR SERVICE in the County/ Municipality of

The accused is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant on DANARDIS MITCHELL on 11/13/2021

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

Beaufort County General Sessions PO Box 1128 102 Ribaut Road, Rm. 208 Beaufort, SC 299011128

ORIGINAL

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ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

Beaufort

Personally appeared before me the affiant Matthew Huggins who

being duly sworn deposes and says that defendant Danardis Quaviel Mitchell

did within this county and state on or about 11/13/2020 violate the criminal laws of the

State of South Carolina (or ordinance of County/ Municipality of Beaufort)

in the following particulars:

DESCRIPTION OF OFFENSE: Drugs / MDP, Narcotic drugs in Sch. I(b) & (c), LSD, and Sched. II - 1st offense

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

On November 13, 2020 the Defendant, Danardis Mitchell did violate the criminal laws of the state of South Carolina in that he did knowingly, willingly and intentionally commit the offense of Sale and Distribution of Heroin. Members of the Beaufort County Violent Crimes Task Force conducted a controlled purchase of Heroin from the Defendant using a Confidential Informant. The controlled purchase was monitored and recorded on audio and video. The Defendant was positively identified during the incident as the suspect who sold the Heroin during the controlled purchase. The suspected Heroin was tested using a NIK kit which gave a positive reaction for the presence of Heroin. This incident did occur at Hilton Head Island, Beaufort County, South Carolina. The affiant and others are witness to prove the same.

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

Beaufort

Affiant's Address 2001 Duke St Beaufort, SC 29902-

Affiant's Telephone

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 11/13/2020 defendant Danardis Quaviel Mitchell

did violate the criminal laws of the State of South Carolina (or ordinance of

County/ Municipality of Beaufort) as set forth below:

DESCRIPTION OF OFFENSE: Drugs / MDP, Narcotic drugs in Sch. I(h) & (c), LSD, and Sched. II - 1st offense

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable

Sworn to and subscribed before me on 11/7/2021

Signature of Magistrate Judge (L.S.) Judge's Address Post Office Box 840 Bluffton, SC 29910-

Signature of Magistrate Judge Frederick M. Corley Judge's Telephone (843)255-5610

Judge Code: 7385

Issuing Court: X Magistrate Municipality Circuit

ORIGINAL

ORIGINAL

ORIGINAL

Form Approved by S.C. Attorney General April 21, 2005 SCCA 5.0

ORIGINAL

AFFIDAVIT

**ATTACHMENT "B"**

**WITNESSES**

Beaufort County Sheriff's Office

*Adam Draisen*

**ARREST WARRANT NUMBER**

2021A0710200020

**ACTION OF GRAND JURY**

**True Bill**

*Melissa Ramos Plata*

Foreperson of Grand Jury

Date: *AUG 14 2024*

**VERDICT**

*Guilty*

*D. Mitchell*

*1/27/2026*

Foreperson of Petit Jury

Date:

INDICT

DOCKET NO. 2021GS0700188

**The State of South Carolina**

**County of Beaufort**

**COURT OF GENERAL SESSIONS**

**August Term 2024**

**THE STATE**

vs.

**DANARDIS QUAVIEL MITCHELL**

**Indictment For**

**Distribution of Schedule I (b),(c),  
Schedule II Drugs**

SC Code: 44-53-370(b)(1), 44-53-370(a)(1)

CDR Code: 0183

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

Defendant

I \_\_\_\_\_  
hereby appear in my own proper person and plead guilty to the within indictment or to

Defendant

Witness:

C.C.C. PLS. and G.S.

STATE OF SOUTH CAROLINA     )  
  )  
COUNTY OF BEAUFORT         )

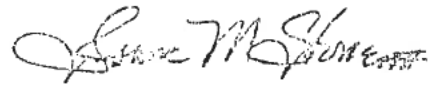
INDICTMENT  
2021GS0700188

At a Court of General Sessions, convened on August 15, 2024, the Grand Jurors of Beaufort County present upon their oath:

**Distribution of Schedule I (b),(c), Schedule II Drugs**

That in Beaufort County, South Carolina, on or about November 13, 2020, the Defendant, DANARDIS QUAVIEL MITCHELL, did manufacture, distribute, dispense, deliver, or purchase or aid, abet, attempt, or conspire to manufacture, distribute, dispense, deliver, or purchase or possess with the intent to manufacture, distribute, dispense, deliver, or purchase Fentanyl, which was a controlled substance classified in Schedule I (b) or (c) which was a narcotic drug, or lysergic acid diethylamide (LSD), or in Schedule II which was a narcotic drug, all in violation of Section 44-53-370(b)(1), 44-53-370(a)(1), et al. of the Codes of Law of South Carolina.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.



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Solicitor

**WITNESSES**

Beaufort County Sheriff's Office

*Adam Draisen*

**ARREST WARRANT NUMBER**

2021A0710200021

**ACTION OF GRAND JURY**

**True Bill**

*Melissa Ramos Plata*  
Foreperson of Grand Jury

Date: AUG 19 2024

**VERDICT**

*Not Guilty*

*[Signature]*

1/27/2026  
Foreperson of Petit Jury

Date:  
INDICT

DOCKET NO. 2021GS0700189

**The State of South Carolina**  
**County of Beaufort**

**COURT OF GENERAL SESSIONS**  
**August Term 2024**

**THE STATE**

vs.

**DANARDIS QUAVIEL MITCHELL**

**Indictment For**

**Controlled Substance Within  
Proximity of School**

SC Code: 44-53-445(A), 44-53-  
445(B)(1), 44-53-445(B)(2), 44-53-  
445(D)(1)

CDR Code: 0107

After being fully advised as to my  
legal rights, I hereby waive  
presentment to the Grand Jury.

Defendant

I \_\_\_\_\_  
hereby appear in my own proper  
person and plead guilty to the within  
indictment or to

Defendant

Witness:

C.C.C. PLS. and G.S.



**ATTACHMENT "C"**

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BEAUFORT )

IN THE COURT OF  
GENERAL SESSIONS

State of South Carolina )

INDICTMENT NOs.: 2021-GS-07-00188;  
& 2021-GS-07-00189

v. )

VERDICT

Danardis Mitchell, )

Defendant. )  
\_\_\_\_\_ )

1) As to the charge of **Distribution of Fentanyl**,  
We, the jury, unanimously find that the Defendant is:

Guilty

OR

Not Guilty

If the answer to Question #1 is Guilty, please answer Question #2. If the answer to Question #1 is Not Guilty, please STOP here.

2) As to the charge of **Distribution of a Controlled Substance Within Proximity of a School**, We, the jury, unanimously find that the Defendant is:

Guilty

OR

Not Guilty



Foreperson

Beaufort County  
January 27<sup>th</sup> 2026.

**ATTACHMENT "D"**

STATE OF SOUTH CAROLINA

SENTENCE ORDER

IN THE COURT OF GENERAL SESSIONS

County of Beaufort

State

VS.

DANARDIS QUAVIEL MITCHELL

AKA: SS#:

RACE: Black SEX: Male

DOB:

) INDICTMENT/CASE#: 2021GS0700188

) AW#: 2021A0710200020

) Date of Offense: 11/13/2020

) S.C. Code §: 44-53-370(b)(1), 44-53-370(a)(1)

) CDR Code #: 0183

) Range of Offense: 0-15 years

In disposition of the above indictment comes now the Defendant who was [X] CONVICTED OF or [ ] PLEADS TO: Distribution of Narcotic drugs in Schedule I(b) & (c), LSD, and Schedule II (Fentanyl) Range of Offense Pled: \_\_\_\_\_

In violation of § 44-53-370(b)(1), 44-53-370(a)(1) of the S.C. Code of Laws, bearing CDR Code # 0183

[X] NON-VIOLENT [ ] VIOLENT [ ] SERIOUS [ ] MOST SERIOUS [ ] Mandatory GPS [ ] § 17-25-45 (CSC w/minor 1<sup>st</sup> or CSC w/minor 3<sup>rd</sup>)

The charge is: [X] As indicted, [ ] Lesser Included Offense, [ ] Defendant Waives Presentment to Grand Jury.

The plea is: [ ] w/o Rec/Negotiations [ ] Negotiated [ ] Recommendation 15 years

Solicitor Alexa Casavecchia 105964 SC Bar # Attorney for Defendant Jared Sullivan 12930 SC Bar # Newman

The Defendant is committed to the [X] SCDC [ ] County Detention Center [ ] Home Incarceration Program for a determinate term of 12 days/months/years/Time Served [ ] YOA NTE \_\_\_ years and/or shall pay a fine of \$ \_\_\_\_\_; provided that upon the service of \_\_\_ days/months/years/Time Served and or payment

of \$ \_\_\_\_\_; plus costs and assessments as applicable\*; the balance is suspended with probation for \_\_\_ months/years and subject to SCDPPPS standard conditions of probation, which are incorporated by reference.

[ ] The sentence shall run CONCURRENT or [ ] CONSECUTIVE to sentence on: \_\_\_\_\_

[X] The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied by SCDC. 2 days/month [ ] To include time spent on monitored house arrest prior to trial and sentencing.

SPECIAL CONDITIONS:

- [ ] PTUP [ ] No Contact with Victim [ ] Domestic Violence Intervention Program [ ] Hold for Inpatient Treatment [ ] Sex Offender Registry pursuant to S.C. Code § 23-3-430 [ ] SAC/MHC if necessary [ ] Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135 [ ] Other: \_\_\_\_\_

[ ] RESTITUTION See Separate Order (20% per S.C. Code § 24-21-490 (B)) Restitution \$ FINE: \$

Table with 2 columns: Description and Amount. Includes items like §14-1-206 (Assessments 107.5%), §14-1-211 (A)(1)(Conv. Surcharge), §14-1-211 (A)(2)(DUI Surcharge), §56-5-2995 (DUI Assessment), §56-1-286 (DUI Breath Test), §14-1-212 (Law Enforce. Funding), §14-1-213 (Drug Court Surcharge), §34-11-70(b)and(c), and 34-11-90(c)and(d) (Admin Fraud Check Court Costs), §50-21-114 (BUI Breath Test Fee), §56-5-2942(J) (Vehicle Assessment), 3% to County (if paid in installments), Appointed PD or appointed other counsel, Proviso requires \$500 be paid to Clerk during probation and shall be collected before any other fees, § 17-3-30(B) Unpaid Application Fee to be paid to the Public Defender Fund. TOTAL \$ 323.25

Fine/Costs and Assessments are to be paid to the Clerk of Court within \_\_\_ days/months

Donna Long Clerk of Court/Deputy Clerk Kathy Young Court Reporter

Judge Code 1/28/26 Sentence Date Presiding Judge

SCCA217B 01/27/2025

**ATTACHMENT "E"**

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BEAUFORT )

BEAUFORT GENERAL SESSIONS  
Indictment No.: 2021GS070188-189

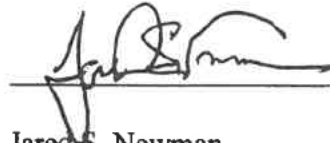
STATE OF SOUTH CAROLINA )  
Plaintiff, )  
 )  
-v- )  
 )  
DANARDIS MITCHELL, )  
Defendant. )  
\_\_\_\_\_ )

**MOTION TO RECONSIDER SENTENCE**

TO: BEAUFORT COUNTY CLERK OF COURT, Hon. CARMEN T. MULLEN and ASOL,  
ALEXA CASAVECCHIA:

YOU WILL PLEASE TAKE NOTICE that the Defendant will move before this in  
ten (10) or as soon as the matter may be heard, to Reconsider his Sentence.

Respectfully Submitted,



Jared S. Newman  
Post Office Box 515  
Port Royal, South Carolina 29935-0515  
(843) 522-1313  
AIS E/M: [jnewman@jnewmanlaw.com](mailto:jnewman@jnewmanlaw.com)  
Attorney for Defendant

2026 FEB 10 PM 3:26  
JARED S. NEWMAN  
BEAUFORT COUNTY, S.C.  
CLERK OF COURT

Port Royal, South Carolina

February 9, 2026

**ATTACHMENT “F”**

 Outlook

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**Danardis Mitchell**

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**From** Dawn Erwin <derwin@jnewmanlaw.com>  
**Date** Wed 2/18/2026 1:25 PM  
**To** Alexa Casavecchia <acasavecchia@scsolicitor14.org>  
**Cc** 'Jared Newman' <jnewman@jnewmanlaw.com>

 1 attachment (417 KB)

Cloned Motion to Reconsider Bond Danardis Mitchell 021026.pdf;

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

For your records.

Dawn T Erwin  
Paralegal to Jared S Newman  
PO Box 515 / 1508 Paris Ave.  
Port Royal, SC 29935  
843-522-1313 (O)  
843-812-6766 (M)  
843-522-0421 (fx)  
My home - work em: derwin.jnewmanlaw@yahoo.com

Remember to always BE KIND 😊

**RECEIVED**

**Apr 27 2026**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Beaufort County  
Honorable Carmen T. Mullen, Circuit Court Judge  
Appellate Case No. 2026-000272

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THE STATE,

Respondent,

vs.

DANARDIS MITCHELL,

Appellant.

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**PROOF OF SERVICE**

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I, Grace Sommer, certify I have served the within Return to Motion to Withdraw Notice of Appeal as Premature with Leave to Re-File on Appellant by sending an electronic copy via email to the addresses listed in AIS for the following individuals:

Jared S. Newman, Esq.  
[jnewman@jnewmanlaw.com](mailto:jnewman@jnewmanlaw.com)

Wanda H. Carter, Esq.  
[wcarte@sccid.sc.gov](mailto:wcarte@sccid.sc.gov)

I further certify all parties required by Rule to be served have been served.  
This 27th day of April, 2026.

  
\_\_\_\_\_  
GRACE SOMMER  
Legal Assistant  
Office of the Attorney General