

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM PICKENS COUNTY
Court of Common Pleas

Edward W. Miller, Circuit Court Judge

Case No. 2012-CP-39-1100

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SC Court of Appeals

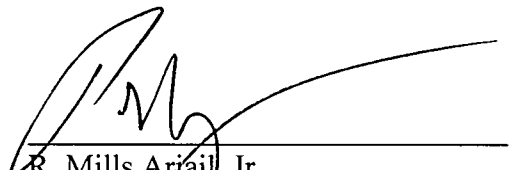
Roger Eugene Shephard.....Appellant,
S.C.D.C. No. 338072

v.

State of South Carolina Respondent.

NOTICE OF APPEAL

Roger Eugene Shephard appeals the Honorable Edward W. Miller's Order dismissing Appellant's application for post-conviction relief. On December 6, 2013, the Honorable Edward W. Miller signed an order dismissing Appellant's application for post-conviction relief with prejudice. This Order was filed with the Pickens County Clerk of Court on December 16, 2013. Appellant, through counsel, received written notice of entry of this order on December 17, 2013. A copy of Judge Miller's Order is attached.



R. Mills Ariail, Jr.
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Greenville, SC 29601
Telephone (864) 232-9390
Facsimile (864) 232-9392
Attorney for Roger Eugene Shephard

Greenville, South Carolina
December 18, 2013

Other Counsel of Record and Interested Parties:

Karen C. Ratigan, Esq.
Assistant Attorney General
PO Box 11549
Columbia, SC 29211
803-734-3970
Attorney for the State of South Carolina

Pickens County Clerk's Office
Pickens County Courthouse
214 E. Main Street
Pickens, SC 29671

SC Commission of Indigent Defense
Division of Appellate Defense
1122 Lady Street
Columbia, SC 29201-3218

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v.

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CERTIFICATE OF SERVICE

I, Denise LaBeck, paralegal to R. Mills Ariail, Jr., do hereby certify that on this ___ day of December, 2013 I served upon the below named Respondents copies of the **NOTICE OF APPEAL** by depositing copies of the same via U.S. Mail, postage prepaid, Registered Mail in an envelope addressed as set forth herein below:

Karen C. Ratigan, Esq.
Assistant Attorney General
PO Box 11549
Columbia, SC 29211
Attorney for the State of South Carolina

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214 E. Main Street
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Denise LaBeck
Denise LaBeck, paralegal
LAW OFFICE OF R. MILLS ARIAIL, JR.

December 19, 2013
Greenville, SC

R. MILLS ARIAIL, JR.
ATTORNEY AT LAW

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December 18, 2013

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SC Court of Appeals

Via US Mail

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

***Re: Notice of Intent to Appeal from Roger Eugene Shephard (SCDC #338072) v.
State of South Carolina, C.A. No.: 2012-CP-39-1100***

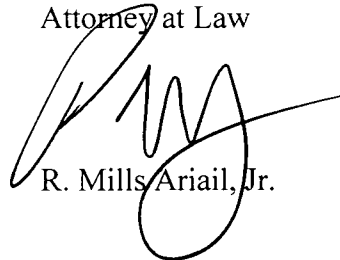
Dear Ms. Kitchings:

I was Court Appointed in the above referenced matter, and I expect that appellate defense will handle the appeal and petition for certiorari. On behalf of my client, enclosed for filing please find the Notice of Appeal and proof of service. I've enclosed a copy of Judge Miller's Order of Dismissal to be challenged on appeal. By copy of this letter, I am serving counsel for the State of South Carolina, the South Carolina Commission of Indigent Defense - Appellate Defense Division and the Pickens County Clerk's Office.

Thank you for your assistance in this matter and if you have any questions, please feel free to contact me.

Sincerely,

LAW OFFICE OF R. MILLS ARIAIL, JR.
Attorney at Law



R. Mills Ariail, Jr.

RMAjr/dcd
Enclosures (as stated)

cc:

Karen C. Ratigan
Assistant Attorney General
P.O. Box 11549
Columbia, SC 29211-11549

Roger Eugene Shephard
SCDC #338072
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