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SC Court of Appeals

August 18, 2026

The Honorable Jenny A. Kitchings
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: The State, Respondent v. Simeon D. Boyd, Appellant
Appellate Case No: 2026-001452

Pro Se Notice of Appeal from Bond Denial Order from 2024 and Motion for
Bond Reconsideration entered on October 28, 2025,
Underlying General Sessions Warrant/Indictment Nos. 2024GS0802323,
2024GS0802324, 2024GS0802325

Dear Ms. Kitchings:

I write to clarify the record regarding the notice of appeal referenced above. I represent Simeon Boyd in the underlying General Sessions prosecution pending in Dorchester County, First Judicial Circuit, on the following charges: 2024GS1800780, 2024GS1800781, 2024GS1800782, 2024GS1800783, 2024GS1800784, 2024GS1800785, 2024GS1800728; and in the underlying General Sessions prosecution pending in Berkeley County, Ninth Judicial Circuit, on the following charges: 2024GS0802323, 2024GS0802324, 2024GS0802325. My representation extends to those charges only.

I did not prepare, sign, file, or authorize the notice of appeal from the circuit court's bond order. I understand it was submitted by Mr. Boyd personally on or about June 26, 2026. I have not been retained or appointed to represent Mr. Boyd in any appellate proceeding, I do not represent him in the appeal of the bond order, and I do not adopt or ratify the pro se notice. This letter is submitted so that the Court and the Clerk's Office are not left with the impression that undersigned counsel is counsel of record for the appeal or that the notice was filed through counsel.

Because Mr. Boyd remains represented by counsel in the underlying prosecution, I also respectfully raise whether the pro se notice of appeal is a filing the Court should recognize. South Carolina does not permit hybrid representation. Our Supreme Court has held that, because there is no right to hybrid representation under either the United States or South Carolina Constitution, substantive documents filed pro se by a person represented by counsel are not to be accepted unless submitted by counsel. *State v. Stuckey*, 333 S.C. 56, 508 S.E.2d 564 (1998); *Foster v. State*, 298 S.C. 306, 379 S.E.2d 907 (1989). The prohibition applies at trial and on appeal alike, and counsel may not serve as a mere conduit for a client's pro se filings. *Jones v. State*, 348 S.C. 13, 558 S.E.2d 517 (2002). In *Miller v. State*, 388 S.C. 347, 697 S.E.2d 527 (2010), the Court treated a pro se

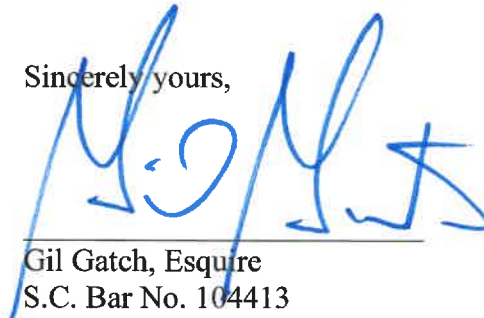
motion filed by a represented party as a nullity, dismissed the resulting notice of appeal, and reminded judges and clerks of court not to accept substantive pro se documents from represented parties. The Court of Appeals reached the same result in *State v. Devore*, 416 S.C. 115, 784 S.E.2d 690 (Ct. App. 2016), holding that a represented defendant's pro se letter could not serve as a valid notice of appeal and that the court therefore lacked appellate jurisdiction. The Supreme Court most recently reaffirmed the rule in *City of Columbia v. Assa'ad-Faltas*, 420 S.C. 28, 800 S.E.2d 782 (2017).

The recognized exceptions to the rule, a pro se motion to relieve counsel and a pro se brief in an *Anders* appeal, do not appear to apply here. *Stuckey*, 333 S.C. at 58, 508 S.E.2d at 565; *Foster*, 298 S.C. at 307, 379 S.E.2d at 907. A notice of appeal from a bond order is a substantive filing initiating a new proceeding, not a request to relieve counsel.

I take no position on the merits of the bond order and do not by this letter seek to be relieved as counsel on the underlying charges. I ask only that the Court note undersigned counsel's position on the docket, that any correspondence concerning the pro se appeal not be directed to me as counsel of record for that proceeding, and that the Court address the notice of appeal as it deems appropriate in light of the authorities above. If the Court would prefer that this position be presented by formal motion, or if any further information from me would assist the Court, I will promptly provide it.

A copy of this letter is being provided to Mr. Boyd and to counsel for the State.

Sincerely yours,



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Enclosures (noted)

cc: Solicitor Nicholas Young, Esq., Ninth Circuit Solicitor's Office
Wanda Carter, Esq
Attorney General's Office
Simeon Boyd