

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of General Sessions

Doyet A. Earley, III, Circuit Court Judge

Case No(s): 2013-GS-42-03303

MM
The State Respondent,
v.
James Patrick Smith. Appellant.

NOTICE OF APPEAL

James Patrick Smith appeals his/her conviction and sentence in this case. The sentence was imposed by by the Honorable Doyet A. Earley, III on APRIL 17, 2014. This appeal is taken from this conviction and sentence.

April 23, 2014

J. Roger Poole

J. Roger Poole
Bar No.: 4499
Seventh Judicial Circuit Public Defender Office
366 N. Church Street, Suite 3000
Spartanburg, South Carolina 29303
(864) 596-2561
Attorney for Appellant

Other Counsel of Record:

Meghan M. Gilmer, Esq.
Seventh Judicial Circuit Solicitor's Office
180 Magnolia Street
Spartanburg, South Carolina 29306
Attorney for Respondent

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SC Court of Appeals

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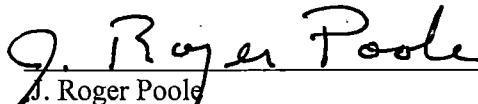
Case No(s): 2013-GS-42-03303

The State Respondent,
v.
James Patrick Smith Appellant.
...

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the State of South Carolina by depositing a copy of it in the United States Mail, postage prepaid, on April 24, 2014, addressed to its attorney of record, Meghan M. Gilmer, Esq., Assistant Solicitor, 180 Magnolia Street, Spartanburg, South Carolina 29306.

April 23, 2014



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The State Respondent,
James Patrick Smith. v. Appellant.
...

EXPLANATION OF APPEAL PURSUANT TO RULE 203(d)(1)(B), SCACR

Pursuant to Rule 203(d)(1)(B), SCACR, James Patrick Smith files this explanation of his appeal of his/her guilty plea, conviction and sentence in this case. The sentence was imposed by the Honorable Doyet A. Earley, III on APRIL 17, 2014. No issues were raised during the guilty plea; however, the client insisted upon an appeal; therefore, this appeal was filed pursuant to Weathers v. State, 319 S.C. 59, 459 S.E.2d 838 (1995), and State v. Thrift, 378 S.C. 70, 661 S.E.2d 373 (2008).

April 23, 2014

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Attorney for Appellant

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Attorney for Respondent

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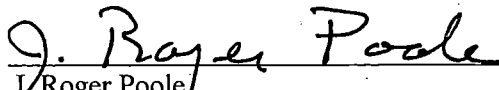
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James Patrick Smith. Appellant.
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PROOF OF SERVICE

I certify that I served the Explanation of Appeal Pursuant to Rule 203(d)(1)(B), SCACR, on the State of South Carolina by depositing a copy of it in the United States Mail, postage prepaid, on April 24, 2014 addressed to its attorney of record, Meghan M. Gilmer, Esq., Assistant Circuit Solicitor, 180 Magnolia Street, Spartanburg, S.C. 29306.

April 23, 2014


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SC Court of Appeals

SEVENTH JUDICIAL CIRCUIT PUBLIC DEFENDER

CLAY T. ALLEN
CIRCUIT PUBLIC DEFENDER

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SPARTANBURG, SC 29303



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April 23, 2014

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

RE: State v. James Patrick Smith
Case No(s): 2013-GS-42-03303

Dear Ms Kitchings:

Enclosed for filing is the original Notice of Appeal in the above case. Also enclosed are the Proof of Service of the Notice of Appeal on the Respondent, the Explanation of Appeal and Proof of Service, and a copy of the indictment, verdict, and sentence to be challenged on appeal.

Sincerely yours,

A handwritten signature in cursive script that reads "J. Roger Poole".
J. Roger Poole

Enclosures

cc: Office of Seventh Judicial Circuit Solicitor
Office of Attorney General
Office of Appellate Defense

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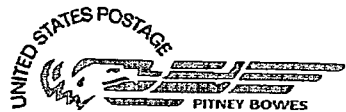
SC Court of Appeals

Seventh Judicial Circuit Public Defender

366 N Church Street, Suite 3000
Spartanburg, South Carolina 29303

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FIRST CLASS**



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The Honorable Jerry A. Kitchings
Clerk of the South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

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