

**OFFICE OF THE PUBLIC DEFENDER
SIXTEENTH JUDICIAL CIRCUIT
UNION COUNTY OFFICE
POST OFFICE BOX 1
UNION, SOUTH CAROLINA 29379
Phone: 864-429-1687, Fax: 864-424-1004**

**Harry A. Dest
Circuit Public Defender**

**Erik D. Delaney
Jennifer N. Williams
Public Defenders**

May 15, 2014

The Honorable Jenny Abbott Kitchings
Clerk of the South Carolina Court of Appeals
P.O. Box 11629
Columbia, South Carolina 29211

Re : Jeremy Lee Moody, Appellant; Indictment/Case # 2014-GS-44-0060, 0061, 0062,
0063, 0064, 0065, 0066

Dear Ms.Kitchings:

Please find enclosed an AMENDED NOTICE OF APPEAL, a CERTIFICATE OF SERVICE FOR THE AMENDED APPEAL, AND AN AMENDED RULE 203(B) In the above referenced case. On the originals two of the Indictment numbers were listed incorrectly.

I apologize for any inconvenience this may cause your office and I appreciate the correction of your records.

Sincerely,

Erik D. Delaney/lcj

Erik D. Delaney
Union County Public Defender
Sixteenth Judicial Circuit

Enclosures (2)
EDD/lcj

RECEIVED

MAY 19 2014

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM UNION COUNTY-AMENDED
Court of General Sessions

THE HONORABLE LEE ALFORD, CIRCUIT COURT JUDGE

Case No.: 2014-GS-44-0060, 0061, 0062, 0063, 0064, 0065, 0066

The State of South Carolina, Respondent
v.
Jeremy Lee Moody, Appellant

FILED FOR RECORD
2014 MAY 15 AM 11 52
WILLIAM F. GAULT
CLERK OF COURT
UNION, SC

NOTICE OF APPEAL-AMENDED

Jeremy Lee Moody appeals his guilty plea and sentence imposed by the Honorable Lee Alford on May 6, 2014. The Appellant pled guilty to Murder-2 counts, Kidnapping-2 counts, Possession of a Firearm or Knife During Commission of a Violent Crime-2 counts, and Burglary 1st Degree and received a sentence of 2 life sentences to run consecutively (for the two Murder charges); and 2 five-year sentences for Possession of a Firearm or Knife during the Commission of a Violent Crime (2 counts) and a Life sentence for the 1st degree Burglary charge to run concurrently. There was no sentence given for Kidnapping charges.



Erik D. Delaney,
Attorney for Appellant
Union County Public Defender
Sixteenth Judicial Circuit
P.O. Box 1
Union, SC 29379
(864) 429-1687

This 15th day of May, 2014
Union,, South Carolina

Other Counsel of Record

Harry Dest, Public Defender
Sixteenth Judicial Circuit
Moss Justice Center
York, SC 29745
(803) 628-3031

John C. Anthony, Deputy Solicitor
Sixteenth Judicial Circuit
Union County Courthouse
Union, SC 29379
(864) 429-1639

Kevin Brackett, Solicitor
Sixteenth Judicial Circuit
Moss Justice Center
York, SC 29745
(803) 628-3020

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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE SOUTH CAROLINA COURT OF APPEALS

AMENDED APPEAL FROM UNION COUNTY
COURT OF GENERAL SESSIONS

THE HONORABLE LEE ALFORD, CIRCUIT COURT JUDGE

Case No: 2014-GS-44-0060, 0061, 0062, 0063, 0064,0065, 0066

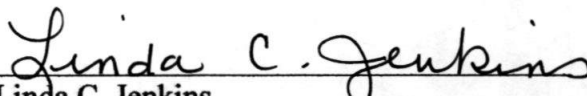
The State of South Carolina, Respondent

v.

Jeremy Lee Moody, Appellant

CERTIFICATE OF SERVICE

This is to certify that a copy of the Amended Notice of Appeal in the case of The State vs. Jeremy Lee Moody was served upon Deputy Solicitor John C. Anthony, on May 15th, 2014 by hand-delivering a copy to the Solicitor's Office, 220 W. Main Street, Union, South Carolina by the undersigned.


Linda C. Jenkins
Legal Secretary for Erik D. Delaney
Attorney for the Defendant

May 15th, 2014

FILED FOR RECORD
2014 MAY 15 AM 11 52
WILLIAM F. GAULT
CLERK OF COURT
UNION, SC

STATE OF SOUTH CAROLINA)
)
IN THE COURT OF APPEALS)

State of South Carolina)
)
- vs-)
)
Jeremy Lee Moody,)
)
)
Defendant.)
)
_____)

Indictment No.: 2014-GS-44-0060
2014-GS-44-0061
2014-GS-44-0062
2014-GS-44-0063
2014-GS-44-0064
2014-GS-44-0065
2014-GS-44-0066

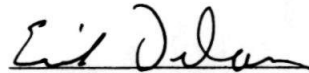
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UNION, SC

RULE 203(B) EXPLANATION-AMENDED

Pursuant to Rule 203(B)(iv), the issue to be raised on appeal is whether the trial court abused its discretion when it imposed a sentence of two (2) life sentences to run consecutively; two (2) five (5) year sentences to run concurrently; one (1) life sentence to run concurrently; after the Appellant pled guilty to Murder-2 counts; Kidnapping-2 counts; Possession of a Firearm during the Commission of a Violent Crime (2 counts; and 1st degree Burglary.

The undersigned does not have a good faith basis to believe that this issue is properly before the Court of Appeals, and the undersigned did not object to the sentence or file a motion to reconsider the sentence. Nevertheless, the undersigned consulted with the Appellant about his right to appeal, and after consultation, the undersigned has filed the instant appeal at the request of the Appellant because the Sixth Amendment requires counsel to follow the Appellant's request. *See Frazer v. South Carolina*, 430 F.3d 696, 705 (4th Cir. 2005) ("A defendant has a right to pursue a direct appeal, even if frivolous, which counsel must assist as 'an active advocate on behalf of his client.'") (quoting *Anders v. California*, 386 U.S. 738, 744 (1967)).

Respectfully submitted,



Erik D. Delaney,
Public Defender, Union County, SC
P.O. Box 1
Union, South Carolina 29379
(864) 429-1687
Attorney for Jeremy Lee Moody

Union, South Carolina
May 15, 2014

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MAY 19 2014

SC Court of Appeals

PUBLIC DEFENDER OFFICE
Union County, South Carolina
P. O. Box 1
Union, SC 29379

UNION COUNTY
SC 296

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The Honorable Jenny Abbott Kitchings
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Court of Appeals

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