

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Kershaw County

James R. Barber, III, Circuit Court Judge

RECEIVED

JUN 19 2014

S.C. Supreme Court

HENRY R. WOODS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-001679

SECOND SUPPLEMENTAL APPENDIX

LARA M. CAUDY
Appellate Defender

South Carolina Commission on Indigent
Defense
Division of Appellate Defense
PO Box 11589
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ATTORNEY FOR PETITIONER

ALAN WILSON
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ATTORNEYS FOR RESPONDENT

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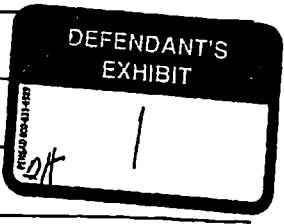
DEFENDANT'S EXHIBIT #1 (GUILTY PLEA FORM).....1

THE STATE V. Harry Woods Kendrew COUNTY GENERAL SESSIONS

INDICTMENT # 06-65-28-421 DEFENSE ATTORNEY RILEY
09-65-28-358 SOLICITOR MOAK

The Defendant avers that the Defendant desires to plead guilty to VOL. MAN., LYNCHING and and certifies to the Court that the answers to the following are true:

1. The Penalty(ies) for my charge(s) is/are: 2-30 Y
0-20 Y
2. The maximum sentence I could get is: 50 Y
3. Has the State agreed to recommend a sentence to the Judge? NO
 - (a) If so, what is that recommendation? _____
 - (b) If so, has anyone promised you anything else to get you to plead guilty or assured you as to a particular sentence? NO
4. Has anyone promised you anything else, threatened you or put any pressure on you to get you to plead guilty?
NO
If so, who and what? _____
5. Have you taken medications, drugs or alcohol within the last 24 hours? NO
If yes, explain. _____
6. Are you aware of any physical, emotional or nervous problem that might impact on your understanding of this plea? NO
If yes, explain. _____
7. Do you understand that if you plead NOT GUILTY you have the right to have the help of a lawyer at all stages of the proceedings, even if you cannot afford to employ one? YES NO _____
8. Do you understand that when you plead guilty you give up your right to a jury trial? Yes
9. Do you understand that in a trial you would be presumed to be innocent until the State proved you to be guilty beyond a reasonable doubt and all jurors unanimously agree on your guilty? YES NO _____
10. Do you understand that in a trial you have the right to see and hear all witnesses called to testify against you and to confront, cross examine and question them? YES NO _____
11. Do you understand that in a trial you have the right to take the witness stand and testify or not to take the witness stand as you choose, and that you cannot be required to take the witness stand?
YES NO _____



12. Do you understand that if you plead NOT GUILTY and that if you do not take the witness stand, they jury cannot take that as evidence against you? YES NO

13. Do you understand that if you plead NOT GUILTY you have a right to use the subpoena power of the Court to get the attendance of any witnesses on your behalf at a trial whether they want to come or not? YES NO

14. Do you know that if you plead GUILTY you will be found guilty without a trial and you will have given up all the rights mentioned in questions (9) to (14) along with your right to present any defense(s)? YES NO

15. Have you made any statement(s) in which you admitted all or any part of the crime(s) to which you want to plead guilty? YES NO

* If YES, would you plead guilty if you knew the statement(s) could not be used against you? YES NO

16. If you are on Parole or Probation, do you know this plea could result in a revocation? YES NO N/A

17. Has your lawyer gone over your rights and all circumstances of the charge(s) with you? YES NO

18. Are you satisfied with your lawyer? YES NO

19. Do you understand what you are doing and all the rights that you are giving up? YES NO

20. Are you pleading guilty freely and voluntarily? YES NO

21. Do you understand that you have a right to appeal from your sentence based on your plea but that you must appeal within 10 days of the sentence? YES NO

DATE: 7-26-10

Henry Mearns
Defendant's Signature

I certify that the above questions were answered by the Defendant after a full explanation of each question by the undersigned and in my opinion the Defendant understands the possible punishment for the charge(s) and his/her Constitutional rights that will be waived if the plea is accepted.

DATE: 7/26/2010

N.J. Riley
Attorney for the Defendant