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JUN 12 2014

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

Letitia H. Verdin, Circuit Court Judge

Indictment Number 2013-GS-10918

The State, Respondent,

v.

Walter Jacob Merka, Appellant.

AMENDED NOTICE OF APPEAL

The Notice of Appeal is hereby amended to reflect the indictment number on the above-captioned case. The original Notice of Appeal reflected the warrant numbers in the above captioned case. Pursuant to correspondences with the Greenville County Clerk of Court, there is only one indictment number in this case. This indictment number represents both warrant numbers.

Defendant Walter Merka appeals his conviction and sentence in this case. The defendant pled guilty to carjacking and assault and battery of a high and aggravated nature and was sentenced to eight years in prison on December 11, 2013. This appeal is taken from the order of the Honorable Latitia Verdin, dated May 15, 2014, which denied Defendant's motion for a new trial. Appellant received written notice of entry of this order May 19, 2014.

The issues for appeal are whether the defendant's motion should have been granted based on the following: whether the State's failure to turn over key statements by the victim regarding the defendant's guilt or lack thereof rendered the guilty plea invalid; whether the trial judge was required to ask about the defendant's mental state as a

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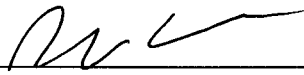
The State, Respondent,

v.

Walter Jacob Merka, Appellant.

PROOF OF SERVICE OF
AMENDED NOTICE OF APPEAL

I hereby certify that I hand-delivered a copy of the Amended Notice of Appeal in the above-captioned case to the Respondent Party Allen Fretwell, Assistant Solicitor, with the clerk at his office, at the following address: 305 E. North Street, Greenville, SC 29601.



Jennie Yarborough,
Office of William G. Yarborough, Attorney at Law

June 9, 2014

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2014 JUN 12 11 46 10
CLERK OF COURT
GREENVILLE COUNTY

William G. Yarborough III, Attorney at Law
522 North Church Street
Greenville, SC 29601
wgyarborough@gmail.com
864-331-1612

June 9, 2014

Jenny Abbott Kitchings
Clerk of Court, Court of Appeals of South Carolina
P.O. Box 11629
Columbia, SC 29211
Re: Walter Merka, Indictment Number 2013-GS-10918
Appellate Case No. 2014-001150
VIA UNITED STATES MAIL

2014 JUN 09 PM 4:10

Dear Ms. Kitchings:

Attached please find an original, clocked copy of the Amended Notice of Appeal in the case of The State v. Walter Merka, to file with the Clerk of Court of the Court of Appeals of South Carolina. Also attached for filing is Proof of Service of the Amended Notice of Appeal on the Respondent Party.

The Notice of Appeal is amended to reflect the indictment number in the above-captioned case.

Enclosed you will also find a self-addressed, stamped envelope; please return to us a clocked copy of the enclosed filings.

Thank you so much.

Sincerely,



William G. Yarborough III/jy

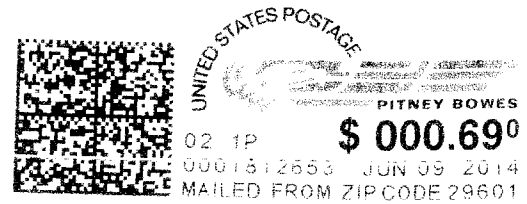
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Law Office of William G. Yarborough III

522 North Church Street
Greenville, SC 29601



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