

SC Court of Appeals  
PO Box 11626  
Columbia, SC 29211

Timothy C. Wise, <sup>SCC#</sup> 360170  
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4344 Broad River Road  
Columbia, SC 29210

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JUL 09 2014

**SC Court of Appeals**

To the South Carolina Court of Appeals,


I am writing in regards to an appeal filed on my behalf, by my trial attorney, Russell O. Brown. I understand that it is my responsibility to state why I feel an appeal is necessary in my case. I feel that my sentence was negotiated beforehand, by the judge, solicitor and the investigator on my case. It was not an open plea as I was led to believe. I would have filed a Motion for Reconsideration, but I feel that Judge Adly was in collusion with the solicitor and investigator, which makes it impossible for him to be impartial. I cooperated with law enforcement, testified on the state's behalf and have never been in any trouble with the law, including never even having a speeding ticket. At my supposed open plea, my attorney advised me not to speak with regards to the fact, that Captain Dennis promised, at the outset of the case, that my charges would be dropped to accessory after the fact and they would recommend time served and probation, since I cooperated. It has also come to my attention, that Captain Dennis, went around telling various people

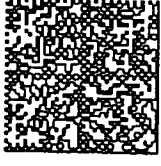
that I would receive 20 years when I went to court, which further leads me to believe that my sentence was negotiated and planned with the judge's consent, before I ever set foot in the court room. As to this claim, there are several witnesses who have come forward, and most of them are well known people in the community. I wish to appeal the sentence based on the grounds, that judge was not impartial, and the sentence was determined before hand, instead of being an open plea as I was led to believe. I accept for accessory, as I didn't report it for ten days, but considering the desecration, I feel that it should have been included in the accessory charge. I feel, that by receiving 20 years, it would negate cooperation with law enforcement by witnesses in the future. I have full community support in this matter, including a petition with over 200 signatures, to have my sentence reduced. My only complaint about Mr. Brown, is that he would not allow me to speak as the promise made by Captain Dennis, which was made in front of Sgt. Matt Bauer of the Newberry Sheriff's office and Sgt. John Cearly of the Newberry County Detention center. Also, I was not read any Miranda Rights, only advised that it was in my best interest to sign a sheet containing the words, nor was I finger printed. Thank you for reviewing this matter and for granting assistance with this appeal.

Timothy C. Wise

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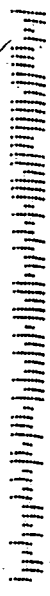
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