

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of General Sessions

The Honorable Clifton Newman, Circuit Court Judge

Case No. 2012-GS-07-105

Robert Jared PratherAppellant,

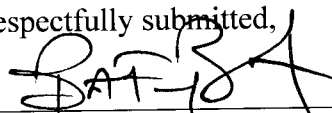
v.

State of South Carolina. Respondent.

MOTION TO SUBSTITUTE COUNSEL

The undersigned, Elizabeth A. Franklin-Best, respectfully motions this Court for an Order Substituting Counsel for the South Carolina Commission on Indigent Defense, Appellate Division. Counsel ordered the trial transcript and motion for new trial transcript from Hilda Jordan and Carol Thueme on July 22, 2014 (letters attached). Please also find attached the Notice of Intent to Appeal that was filed with this court on July 14, 2014. OID consents to the substitution.

Respectfully submitted,



Elizabeth A. Franklin-Best
License #: 72555
Blume Norris & Franklin-Best, LLC
900 Elmwood Avenue, Ste. 101
Columbia, South Carolina 29201
(803) 765-1044

7/23/14
Columbia, SC.

Cc: Salley Elliot
Robert Dudek

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JUL 24 2014

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of General Sessions

Clifton Newman, Circuit Court Judge

Case No. 2012-GS-32-0219, 02621

The State,

Respondent,

v.

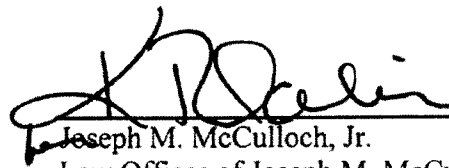
Robert Jared Prather,

Appellant.

NOTICE OF APPEAL

Robert Jared Prather appeals his conviction and sentence in this case. The sentence was imposed by the Honorable Clifton Newman on November 29, 2012. This appeal is taken from the order of the Honorable Clifton Newman, dated July 1, 2014, which denied appellant's motion for a new trial. Appellant received written notice of entry of this order on July 1, 2014.

July 10, 2014



Joseph M. McCulloch, Jr.
Law Offices of Joseph M. McCulloch, Jr.
1426 Richland Street
Columbia, South Carolina 29201
(803) 779-0005
Attorney for Appellant

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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of General Sessions

Clifton Newman, Circuit Court Judge

Case No. 2012-GS-32-0219, 02621

The State of South Carolina,

Respondent,

v.

Robert Jared Prather,

Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the parties listed below by depositing a copy of it in the United States Mail, first-class postage prepaid, on July 10, 2014:

Rick Hubbard, Deputy Solicitor
Eleventh Circuit Solicitor's Office
205 E. Main Street
Lexington, South Carolina 29072
Attorney for Respondent

Shawn Graham, Deputy Solicitor
Eleventh Circuit Solicitor's Office
205 E. Main Street
Lexington, South Carolina 29072
Attorney for Respondent

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SC Court of Appeals

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SC Court of Appeals

BLUME NORRIS & FRANKLIN-BEST, LLC

ATTORNEYS AT LAW

JOHN H. BLUME
TERESA L. NORRIS
Elizabeth Franklin-Best
KEIR M. WEYBLE *OF COUNSEL*
DAVID I. BRUCK *OF COUNSEL*

900 Elmwood Avenue, Suite 101
COLUMBIA, SOUTH CAROLINA 29201
PHONE: (803) 765-1044
FAX: (803) 765-1143

July 22, 2014

Carol M. Thueme
P.O. Box 1981
Irmo, SC 29063

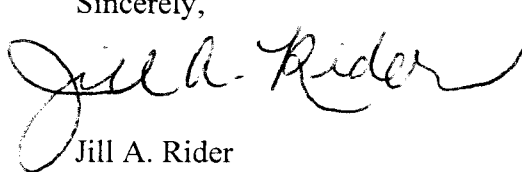
Re: *Robert Jared Prather v. State of South Carolina*

Dear Ms. Thueme:

Please be advised that our office represents Robert Jared Prather. This letter is to respectfully request that we be provided with a copy of the transcript from his motion for a new trial hearing that was held before the Honorable Judge Clifton Newman in Lexington County on February 7, 2013.

If you should have any questions, please do not hesitate to contact our office.

Sincerely,



Jill A. Rider
Paralegal

cc: Jenny Abbott Kitchings, Clerk

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SC Court of Appeals

BLUME NORRIS & FRANKLIN-BEST, LLC

ATTORNEYS AT LAW

JOHN H. BLUME
TERESA L. NORRIS
Elizabeth Franklin-Best
KEIR M. WEYBLE *OF COUNSEL*
DAVID I. BRUCK *OF COUNSEL*

900 Elmwood Avenue, Suite 101
COLUMBIA, SOUTH CAROLINA 29201
PHONE: (803) 765-1044
FAX: (803) 765-1143

July 22, 2014

Hilda M. Jordan
P.O. Box 435
Lexington, SC 29071

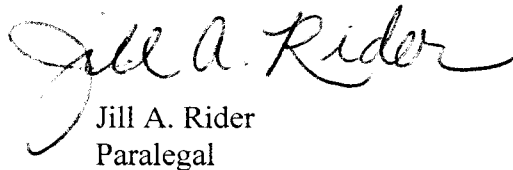
Re: *Robert Jared Prather v. State of South Carolina*

Dear Ms. Jordan:

Please be advised that our office represents Robert Jared Prather. This letter is to respectfully request that we be provided with a copy of the transcript from his trial that was held before the Honorable Judge Clifton Newman in Lexington County, on November 29, 2012.

If you should have any questions, please do not hesitate to contact our office.

Sincerely,


Jill A. Rider
Paralegal

cc: Jenny Abbott Kitchings, Clerk

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

The Honorable Clifton Newman, Circuit Court Judge

Case No. 2012-GS-07-105

ROBERT JARED PRATHERAppellant,
v.
STATE OF SOUTH CAROLINA Respondent.

CERTIFICATE OF SERVICE

I, Jill Rider, hereby certify that I have served upon the attorney for the Respondent one (1) copy of Appellant's Motion to Substitute Counsel in the above-captioned case by depositing a copy of same in the United States Mail, first class, postage pre-paid, addressed as follows:

Salley Elliot
Office of the Attorney General
P.O. Box 11549
Columbia, SC 29211-1549

This the 23rd day of July, 2014, in Columbia, South Carolina.


JILL RIDER

BLUME NORRIS & FRANKLIN-BEST, LLC

ATTORNEYS AT LAW

JOHN H. BLUME
TERESA L. NORRIS
Elizabeth Franklin-Best
KEIR M. WEYBLE *OF COUNSEL*
DAVID I. BRUCK *OF COUNSEL*

900 Elmwood Avenue, Suite 101
COLUMBIA, SOUTH CAROLINA 29201
PHONE: (803) 765-1044
FAX: (803) 765-1143

July 23, 2014

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


Re: Robert Jared Prather v. State of South Carolina

Dear Ms. Kitchings:

Please find enclosed for filing, along with certificate of service, the original and one copy of the Appellate's Motion to Substitute Counsel in the above captioned case. Please clock in the extra copy and return it to me in the enclosed self-addressed stamped envelope.

If you should need any further information, please do not hesitate to contact this office.

Sincerely,


Jill A. Rider
Paralegal

Enclosure

cc: Salley Elliott
Robert Dudek
Robert Prather

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JUL 24 2014

SC Court of Appeals

BLUME NORRIS & FRANKLIN-BEST, LLC

ATTORNEYS AT LAW

900 ELMWOOD AVENUE, SUITE 101
COLUMBIA, SOUTH CAROLINA 29201

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

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SC Court of Appeal