

SEVENTH JUDICIAL CIRCUIT PUBLIC DEFENDER

CLAY T. ALLEN
CIRCUIT PUBLIC DEFENDER

CHEROKEE COUNTY OFFICE
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310-B N. LIMESTONE ST.
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GAFFNEY, SC 29340



TELEPHONE (864) 487-6201

FAX (864) 487-6200

From the Desk of Michael Berry, Esq.

October 10, 2014

Mr. Michael Douglas Camp
SCDC ID: 00213509
Kirkland R&E Center
4344 Broad River Road
Columbia, SC 29210

RE: The State v. Michael D. Camp
Appellate Case No. 2014-002074

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OCT 14 2014

SC Court of Appeals

Mr. Camp,

Please be advised that I have filed a Notice of Intent to Appeal with the South Carolina Court of Appeals in reference to indictment(s) 2014-GS-11-694 and 2014-GS-11-695.

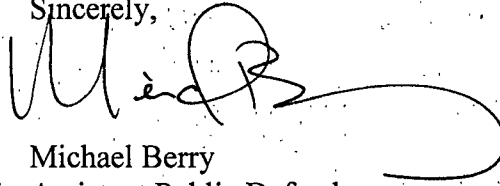
Should the Court find reasonable and meritorious grounds for your appeal, the Office of Indigent Defense will handle any appeal. As you well know, the Honorable R. Keith Kelly sentenced you originally on September 18, 2014 to a five (5) year sentence in the South Carolina Department of Corrections on charges of Burglary Third Degree (1st Offense) and Breaking Into a Motor Vehicle, which he then suspended upon the service of time served (with credit for pre-trial detention of 309 days) and the service of five (5) years probation.. Subsequently, on September 19, 2014, after an in chambers meeting with Judge Kelly and the Solicitor, where the Court had been given information about your arrest on the evening of September 18, 2014 by someone other than the Solicitor or myself and without any additional facts or information relayed to the Court on the Burglary and BIMV charge, the Court then re-sentenced you on September 19, 2014 to the maximum five (5) year sentence allowed under the statute, though the sentences on both charges were to be served concurrently rather than consecutively. At the sentencing hearing on September 19, 2014, I objected to the amendment of your sentence on the basis that the reconsideration of your sentence by Judge Kelly was a product of your arrest after you were released on the sentence he had previously imposed, though you still enjoyed the presumption of innocence on those charges. The Court cited only "mature reflection" as justification for the reconsideration.

Essentially, I would advise, and it was my intent to raise, abuse of discretion as a ground for your appeal. If you believe you have an arguable basis on other grounds for appeal, you have twenty (20) days from the date of this letter to notify the Court in writing of the same at the following address:

South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Should you need anything further from my office that will aid you in the course of this appeal, you may contact us at the address listed above.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael Berry", with a long, sweeping flourish extending to the right.

Michael Berry
Assistant Public Defender

cc: The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

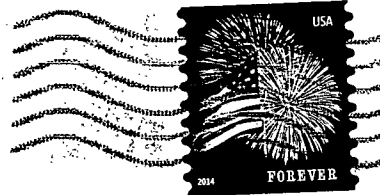
Robert M. Dudek, Chief Appellate Defender
Division of Appellate Defense
South Carolina Commission on Indigent Defense
P.O. Box 11589
Columbia, South Carolina 29211

SEVENTH CIRCLE PUBLIC DEFENDER

CHEROKEE COUNTY OFFICE
310-B N. LIMESTONE STREET
GAFFNEY, SOUTH CAROLINA 29340

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

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