

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

FILED
OCT 16 2014
CLERK OF COURT

APPEAL FROM LEXINGTON COUNTY
Court of General Sessions

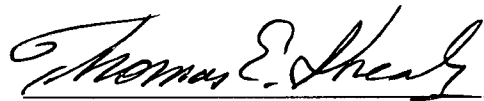
HONORABLE R. Ferrell Cothran, CIRCUIT COURT JUDGE

Indictment No(s): 2014-GS-32-1525

The State,.....Respondent.
V.
Richard Wagner Catlett,.....Appellant.

NOTICE OF APPEAL

Richard Wagner Catlett, appeals his guilty plea and sentence in this case. The sentence was imposed by the Honorable R. Ferrell Cothran on October 8, 2014. The court reporter was Steven LeBlanc, 203 Meetze Avenue, Lexington, SC 29072.



Thomas E. Shealy
Assistant Public Defender
407 ½ W. Main Street
Lexington, SC 29072
(803) 785-8873

OTHER COUNSEL OF RECORD:
Shannon Davis, Assistant Solicitor
Lexington County Courthouse
Lexington, SC 29072

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SC Court of Appeals

STATE OF SOUTH CAROLINA)
)
)
vs.)
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)
Richard Wagner Catlett,)
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)
Defendant.)
_____)

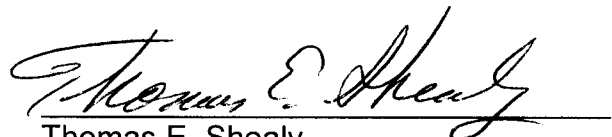
STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
Indictment #: 2014-GS-32-1525
Warrant #: 2014A3210200513

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RULE 203(B) EXPLANATION

Pursuant to Rule 203(B)(iv), the undersigned asserts that he does not have a good faith basis to believe that any issues are properly before the Court of Appeals, and the undersigned did not object to the sentence or file a motion to reconsider the sentence. Nevertheless, the undersigned consulted with the Appellant about his right to appeal, and after consultation, the undersigned has filed the instant appeal at the request of the Appellant because the Sixth Amendment requires counsel to follow the Appellant's request. See *Frazer v. South Carolina*, 430 F.3d 696, 706 (4th Cir. 2005) ("A defendant has a right to pursue a direct appeal, even if frivolous, which counsel must assist as 'an active advocate on behalf of his client.'") (quoting *Anders v. California*, 386 U.S. 738, 744 (1967)).

Respectfully submitted,



Thomas E. Shealy
Assistant Public Defender
407 ½ West Main Street
Lexington, South Carolina
(803) 785-8873

Lexington, South Carolina
October 14, 2014

STATE OF SOUTH CAROLINA)
)
)
 vs.)
)
)
 Richard Wagner Catlett,)
)
)
 Defendant.)
)
 _____)

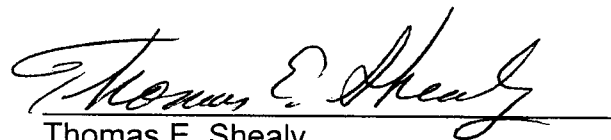
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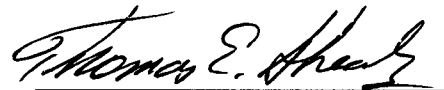
HONORABLE R. Ferrell Cothran, CIRCUIT COURT JUDGE

Indictment No(s): 2014-GS-32-1525

The State,.....Respondent.
V.
Richard Wagner Catlett,.....Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Shannon Davis by depositing a copy of it in the United States Mail, postage prepaid, on October 14, 2014, addressed to Shannon Davis, Assistant Solicitor, Lexington County Courthouse, Lexington, SC 29072.



Thomas E. Shealy
Assistant Public Defender
407 ½ W. Main Street
Lexington, SC 29072
(803) 785-8873

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SC Court of Appeals

OFFICE OF THE PUBLIC DEFENDER

ELIZABETH FULLWOOD
Lexington Public Defender
407½ W. Main St.
Lexington, SC 29072
Telephone (803) 785-8873
Fax (803) 785-1443

Eleventh Judicial Circuit
Lexington, Saluda, Edgefield,
and McCormick Counties

ROBERT M. MADSEN
Circuit Public Defender

BENNETT CASTO
Tri-County Public Defender
Post Office Box 1852
McCormick, SC 29835
Telephone (864) 852-9555
Fax (864) 852-9554

October 14, 2014

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

Re: The State vs. Richard Wagner Catlett, - appeal

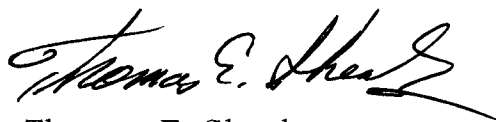
Dear Ms. Kitchings:

Please find enclosed an original and one (1) copy of a Notice to Appeal in the above matter for filing in your office. Please file the original and return the date/time stamped copy to me in the envelope provided.

I am, by copy of this letter, serving a copy of this Notice to Appeal on Shannon Davis and Robert M. Dudek, together with my Certificate of Service.

Thank you for your assistance in this matter. With kind regards, I am

Sincerely,



Thomas E. Shealy

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SC Court of Appeals

CC: Shannon Davis, Assistant Solicitor
Lexington County Courthouse
Lexington, SC 29072

Robert M. Dudek, Chief Appellate Defender
P O BOX 11433
Columbia, SC 29211

Richard Wagner Catlett (SCDC ID: 343495)
Kirkland Correctional Institution
4344 Broad River Road
Columbia, SC 29210

OFFICE OF THE PUBLIC DEFENDER

ELIZABETH FULLWOOD
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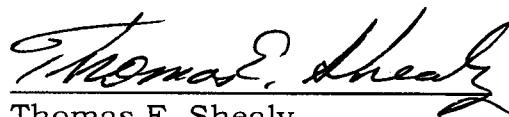
The Honorable Beth Carrigg
Clerk of Court for Lexington County
Lexington County Courthouse
Lexington, South Carolina, 29072

RE: The State v. Richard Wagner Catlett- Appeal

Dear Mrs. Carrigg:

Enclosed for filing is a notice of appeal in the above case.

Sincerely,



Thomas E. Shealy
Assistant Public Defender
407 ½ W. Main Street
Lexington, SC 29072
(803) 785-8873

CC: Shannon Davis, Assistant Solicitor
Lexington County Courthouse
Lexington, SC 29072

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SC Court of Appeals

ENTH CIRCUIT
EFENDER'S OFFICE
W. MAIN STREET
NISTON, CO 80072



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

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SC Court of Appeals