

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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OCT 01 2014

**SC Court of Appeals**

Appeal from Charleston County

Deadra L. Jefferson, Circuit Court Judge

THE STATE

RESPONDENT

v.

CORNELIUS DAVIS

APPELLANT

ARGUABLE BASIS THAT ARE ISSUES OF APPELLANT

CORNELIUS DAVIS (APPELLANT)

Appellate Case # 2014-000806

Lieber Correctional Institution  
PO Box 205  
Ridgeville, SC 29472

STATEMENT OF ISSUE ON APPEAL

Did the Honorable Deadra L. Jefferson know all the facts and evidence about my case leading to a guilty plea?

## STATEMENT OF THE CASE

I was charged by Charleston County with Criminal Sexual Assault of a minor under 16 years old 2<sup>nd</sup> degree, charged by Lexington County with Criminal Sexual Assault of a minor under 16 years old 2<sup>nd</sup> degree and a Lewed Act. I was also charged in Richland County with Criminal Sexual Assault of a minor under 16 years old 2<sup>nd</sup> degree, all charges from the 3 counties were from the same one victim. I took a guilty plea in Charleston County for all three counties combine. The guilty plea lead to 1 count of criminal Sexual Assault 2<sup>nd</sup> degree and 2 counts of Assault and Battery 3<sup>rd</sup> degree before the Honorable Deadra L. Jefferson. I was represented by Joenathan S. Chaplin. I was sentenced to 15 years, 30 days, and 30 days respectively. The sentences were ordered concurrent.

## ARGUMENT

Did the Honorable Deadra L. Jefferson know of all the facts and key evidence about the case before making a sound judgement, which my plea counsel insisted the judge was briefed which lead to my plea. After my counsel informed me he didn't submit the proper evidence.

The events of the charges were lead to believe happen on March 1<sup>st</sup> and 2<sup>nd</sup> of 2012. Each night the victim said she was sexual assaulted by me, once in Richland County and once in Charleston County on a school field trip in a hotel. Later it was said the victim was assaulted in Lexington County but no place was never discussed or said.

On March 2, 2012 around 10 or 11pm I was taken by officers from the hotel in Charleston for questioning. During this time I was question by investigator Byrd of Charleston County Police Department. After asking for a lawyer I was placed under arrest. A bond was set and I was released, less than 30 hours later I was arrested by Richland County at my home. During my time in Richland County Detention Center I never spoke with a detective. I didn't request one nor did one attempt. A month later I recieved a warrent from Lexington County, all protaining to the same one victim.

During my plea hearing the Honorable Deadrea L. Jefferson, Solicitor, or my plea counsel never stated all what was clear facts or evidence about the case my

Counsel and I had just discussed before the hearing, which lead me that it would be brought out during the hearing. Such reasons lead me to believe that the Honorable Deedrea L. Jefferson did not have enough information to make a sound judgement.

After my hearing I was told that a motion of reconsideration was put in on my behalf but I have yet to speak to my plea counsel nor have I been sent a copy of the motion, so I don't know what the outcome of the motion. Now I have recieved a letter without a return address with a copy of a South Carolina Court of Appeals letter inside saying its the second attempt to get my issues for appeal. I contacted Ms. Jenny Kitching asking her about the letter. I was told I couldn't get a counsel to help me and I had to complete the issues myself since my plea counsel was disbarred.

CONCLUSION

For the preceding reasons, I respectfully ask this Court to reverse my guilty plea or convictions.

Respectfully Submitted,

Cornelius Davis

CORNELIUS DAVIS (APPELLANT)

This 17th day of September, 2014

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**SC Court of Appeals**

September, 17 2014

CORNELIUS DAVIS # 358938  
Lieber Correctional Institution  
P.O. Box 205  
Ridgeville, SC 29472

Mrs. Jenny Kitchings,

I have enclosed my arguable issues for appeal.  
The issues are for Appellate Case No: 2014-000806

Respectfully Submitted,



CORNELIUS DAVIS

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Attn: Jenny Kitchings  
South Carolina Court of Appeals  
P.O. Box 11629  
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