

RECEIVED

MAY 14 2015

SC Court of Appeals  
IN THE COURT APPEALS

STATE OF SOUTH CAROLINA

COUNTY OF JASPER

STATE OF SOUTH CAROLINA,  
RESPONDENT,

PETITION FOR APPEAL BOND

v.

GARY WAITERS

APPELLANT

Appellant, through his undersigned counsel and Rule 224, SCACR asks that this court admit him bond during the Pendency of his Appeal Per article V. of the South Carolina State Constitution and State v. Whitener 225 S.C. 224 81 S.E2d 784 (1954). wherein this Court held that it "can grant bail in its discretion where the sentence ten (10) years." In support of this request, appellant submits the following:

1. Appellant Gary Waiters was convicted via a trial by Jury of second degree burglary during the June 2009 term of the Jasper County General Sessions Court before the Honorable Carmen T. Mullen, Judge. Appellant was sentenced to imprisonment for a period of fifteen years.

2. Appellant was born in Jersey City, New Jersey and spent most of his life living in New Jersey and South Carolina. The majority of his relatives live in South Carolina and appellant would live with them in the event bond is granted.

3. Appellant has skills in the area of cooking and would find employment in that field in the event bond is granted.

4. Appellant was released on bond in the amount of \$25,000.00 prior to that and therefore understands of ~~for for for~~ forfeiture

WHEREFORE, appellant now asks this courts to set appeal bond in an amount reasonable (considering indigent status) and appropriate to the fact and circumstances in his case.

Respectfully submitted,

Alex Dantars

Self Attorney

May 6, 2015

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

RECEIVED

MAY 14 2015

SC Court of Appeals

Appeal from Jasper County  
~~Car~~ Carmen T. Mullen, Circuit Court Judge

THE STATE

RESPONDENT,

v.

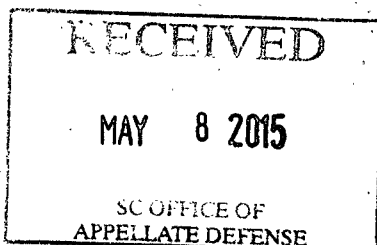
GARY WAITERS

APPELLANT,

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that copies of the Petition for Appeal Bond in the above entitled case have been served upon opposing counsel, Gary Waiters Esquire, this 6<sup>th</sup> day of May 2015

Gary Waiters  
Self Attorney





# SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

RECEIVED  
MAY 14 2015  
SC Court of Appeals

Division of Appellate Defense  
1330 Lady Street, Suite 401  
Columbia, South Carolina 29201-3332  
Post Office Box 11589  
Columbia, South Carolina 29211-1589  
Telephone: (803) 734-1330  
Facsimile: (803) 734-1397

Robert M. Dudek, Chief Appellate Defender  
Wanda H. Carter, Deputy Chief Appellate Defender

May 14, 2015

The Honorable Jenny Abbott Kitchings  
Clerk, S.C. Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

Re: The State v. Gary Waiters, Appellate Case No. 2014-001212

Dear Ms. Kitchings:

The above-mentioned appeal is from the denial of a Rule 29(b) motion. We previously notified the Court that Appellate Defense does not handle Rule 29(b) appeals which originate in the Court of General Sessions. Nonetheless, Mr. Waiters sent us a petition for an appeal bond that he wants us to file on his behalf. As a courtesy, I am forwarding his petition to you with this letter. Appellate Defender Laura Baer represented Mr. Waiters on his PCR appeal, which was denied on February 9, 2015, and that case is now closed.

Please let me know if you have any questions or if I can be of further assistance.

Sincerely,

Robert M. Dudek  
Chief Appellate Defender

RMD/kam

Enclosure

cc: Salley W. Elliott, Esquire  
Laura R. Baer, Esquire  
Gary Waiters, #273876