

THE SOUTH CAROLINA COURT OF APPEALS

Appellate Case No. 2015-001171

APPEAL FROM CHARLESTON COUNTY

RECEIVED

JUN 29 2015

SC Court of Appeals

THE STATE

vs.

PHILIP SIMONEAUX, a/k/a  
PHILLIP GERALD SIMONEAUX

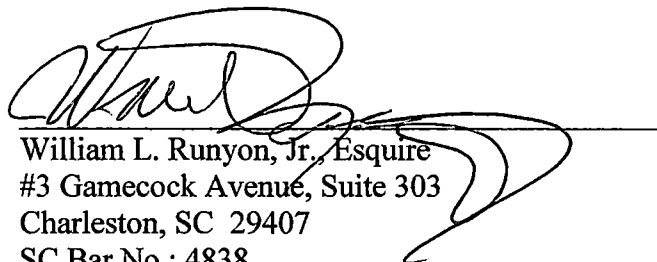
Appellant.

MOTION TO REMAND FOR LIMITED PURPOSE  
TO DETERMINE IF APPELLANT IS STILL SUBJECT  
TO PROBATION WHILE ON APPEAL

Now comes the Appellant who respectfully moves the Court as follows:

1. To stay the appeal and remand the case to the Honorable Circuit Court, The Honorable Roger Young, to determine the issue of whether or not the Appellant is still subject to probationary supervision in light of the Courts Revocation in full and sentencing the Appellant to an active sentence.

AND IT IS SO MOVED THIS 25<sup>TH</sup> DAY OF JUNE, 2015 AT CHARLESTON,  
SOUTH CAROLINA.

  
William L. Runyon, Jr., Esquire  
#3 Gamecock Avenue, Suite 303  
Charleston, SC 29407  
SC Bar No.: 4838  
(843) 571-3515

STATE OF SOUTH CAROLINA )  
COUNTY OF CHARLESTON )

THE STATE, )

Vs. )

PHILIP SIMONEAUX, a/k/a )  
PHILIP GERALD SIMONEAUX )  
Defendant. )

IN THE COURT OF APPEALS  
Appellate Case No.: 2015-001171

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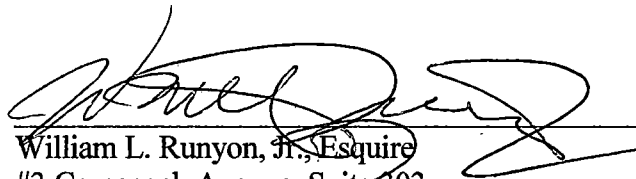
SC Court of Appeals

CERTIFICATE OF MAILING

I William L. Runyon, Jr., Esquire, do hereby certify that on the 25<sup>th</sup> day of June, 2015, I served a copy of the **MOTION TO REMAND FOR LIMITED PURPOSE TO DETERMINE IF APPELLANT IS STILL SUBJECT TO PROBATION WHILE ON APPEAL** on the Honorable Solicitor and General Counsel –Department of Probation, Parole & Pardon in the within matter, by mailing copies to each of them by way of the United States Mail, with sufficient postage attached thereto and addressed as follows:

Honorable Scarlett Wilson  
Solicitor for Charleston County  
101 Meeting Street, Suite 400  
Charleston, SC 29401

Honorable Matthew Buchanan  
General Counsel  
Department of Probation, Parole & Pardon  
P. O. Box 50666  
Columbia, SC 29250



William L. Runyon, Jr., Esquire  
#3 Gamecock Avenue, Suite 303  
Charleston, SC 29407  
SC Bar No.: 4838  
(843) 571-3515

Dated this 25<sup>th</sup> day of June, 2015  
in Charleston, South Carolina.

9

# William L. Runyon, Jr.

Attorney At Law  
#3 Gamecock Avenue, Suite 303  
Charleston, SC 29407  
Telephone: (843) 571-3515 Facsimile: (843) 766-5085

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JUN 29 2015

SC Court of Appeals

June 25, 2015

Honorable Jenny Kitchens  
Clerk of South Carolina Court of Appeals  
1015 Sumter Street  
P. O. Box 11629  
Columbia, SC 29211

RE: State of South Carolina v. Philip Simoneaux, a/k/a Philip Gerald Simoneaux  
Appellate Case No.:2015-001171

Dear Ms. Kitchens:

Enclosed please find **MOTION TO REMAND FOR LIMITED PURPOSE TO DETERMINE IF APPELLANT IS STILL SUBJECT TO PROBATION WHILE ON APPEAL** together with **CERTIFICATE OF MAILING** in the above referenced matter. Please file originals and return certified copies to me in the stamped-self addressed envelope for your convenience.

Thanking you, I remain

Sincerely,



William L. Runyon, Jr.

WLR, JR. / bb

Enclosure

Cc: Honorable Scarlett Wilson  
Honorable Matthew Buchanan