

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

Court of General Sessions

The Honorable Deadra Jefferson, Presiding Judge

INDICTMENT NO.: 2014GS1007246  
WARRANT NO.: 2014A1021000285

RECEIVED

AUG 26 2015

SC Court of Appeals

STATE OF SOUTH CAROLINA, RESPONDENT

vs.

WAYNE GARY POLITE

NOTICE OF APPEAL

Wayne Gary Polite appeals her conviction and sentence following the jury trial held before the Honorable Deadra Jefferson, wherein he was found guilty and sentenced on August 14, 2015.

BY

JULIE J. ARMSTRONG  
CLERK OF COURT

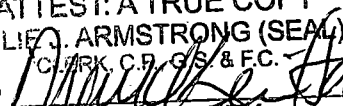
2015 AUG 24 AM 9:28

FILED



Luke J. Malloy  
Attorney for Wayne Gary Polite  
Charleston County Public Defender's Office  
101 Meeting Street, Suite 500  
Charleston, SC 29401

Other counsel of record are:  
Marian L. Askins, Assistant Solicitor  
Office of the Solicitor, Ninth Judicial Circuit  
O.T. Wallace County Office Building  
101 Meeting Street  
Charleston, SC 29401  
(843)958-1900

ATTEST: A TRUE COPY  
JULIE J. ARMSTRONG (SEAL)  
CLERK, C.P., G.S. & F.C.  
By   
DEPUTY CLERK

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**THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS**

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THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APPEAL FROM CHARLESTON COUNTY  
Court of General Sessions

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The Honorable Deadra Jefferson, Presiding Judge SC Court of Appeals

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INDICTMENT NO.: 2014GS1007246

WARRANT NO.: 2014A101000285

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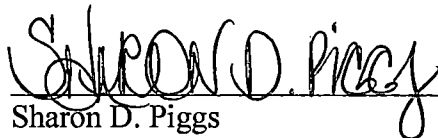
STATE OF SOUTH CAROLINA, RESPONDENT

vs.

WAYNE GARY POLITE, APPELLANT

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Marian L. Askins, Assistant Solicitor for Charleston County, by hand delivering a copy of it to the Charleston County Solicitor's Office at 101 Meeting Street, Charleston, South Carolina 29401, on August \_\_, 2015.



Sharon D. Piggs  
Paralegal to Attorney Luke J. Malloy  
Charleston County Assistant Public Defender  
O.T. Wallace County Office Building  
101 Meeting Street  
Charleston, SC 29401  
(843)958-1850

Dated: August 24, 2015



NINTH CIRCUIT PUBLIC DEFENDER  
BERKELEY & CHARLESTON COUNTY

O.T. WALLACE COUNTY OFFICE BUILDING  
101 MEETING STREET, 5th FLOOR  
CHARLESTON, SC 29401-2214  
(843) 958-1850  
(843) 958-1860 (fax)  
publicdefender@charlestoncounty.org

RECEIVED

AUG 26 2015

SC Court of Appeals

August 20, 2015

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

Re: State of South Carolina vs. Wayne Gary Polite  
Case No.: 2014GS1007246  
Warrant No.: 2014A1021000285  
Charge: Obtaining Goods Under False Pretenses

Dear Mr. Richstad:

Enclosed is the Notice of Intent to Appeal in the above-referenced case, together with appropriate Proof of Service upon the Circuit Solicitor and Proof of Filing with the local Clerk of Court. The Defendant-Appellant was represented by our office as an indigent, pursuant to the Defense of Indigents Act. By copy of this letter, I am forwarding a duplicate set of these documents to the South Carolina Commission of Appellate Defense.

As proof of filing for my records, I would appreciate it if one of your Clerks would clock the enclosed copy of this letter and return it to me in the envelope I have provided. Thank you.

Sincerely,



---

Luke J. Malloy  
Attorney for Wayne Gary Polite  
Charleston County Public Defender's Office  
101 Meeting Street, Suite 500  
Charleston, SC 29401

Enclosures: As stated above  
cc: South Carolina Commission of Appellate Defense

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NINTH CIRCUIT PUBLIC DEFENDER  
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SC Court of Appeals

August 20, 2015

South Carolina Appellate Defense Commission  
PO Box 11589  
Columbia, South Carolina 29211

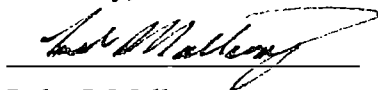
Re: State of South Carolina vs. Wayne Gary Polite  
Case No.: 2014GS1007246  
Warrant No.: 2014A1021000285  
Charge: Obtaining Goods Under False Pretenses

Dear Sir/Madam:

Enclosed herein is a duplicate set of the Appeal papers, which I have forwarded to the Clerk of the South Carolina Court of Appeals concerning the above-subject defendant. This defendant was represented by our office as an indigent, pursuant to the Defense of Indigents Act. It is requested that your office assume the Appeal of this case.

The name of the Court Reporter is Denise Lauder and her address is 100 Broad Street, Suite 248, Charleston, South Carolina 29401. I have enclosed documents usually requested by your office. If I can be of assistance by discussing this case with you, please do not hesitate to call.

Sincerely,



Luke J. Malloy  
Attorney for Wayne Gary Polite  
Charleston County Public Defender's Office  
101 Meeting Street, Suite 500  
Charleston, SC 29401

STATE OF SOUTH CAROLINA )  
COUNTY OF CHARLESTON )  
  
STATE OF SOUTH CAROLINA )  
-versus- )  
  
Wayne Gary Polite,  
Defendant.

) IN THE SOUTH CAROLINA  
) COURT OF APPEALS  
) Case No.: 2014GS1007246  
)  
) Warrant No.: 2014A1021000285  
)  
) Charge: Obtaining Goods Under False Pretenses


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SC Court of Appeals

REQUEST FOR REPRESENTATION  
ON APPEAL

On behalf of the request of the above-named Defendant, to be represented by the South Carolina Commission of Appellate Defense, the undersigned attorney would show unto this Honorable Court that:

1. He is the attorney for the defendant-appellant in the above captioned case. The defendant-appellant was placed in custody immediately following conviction and sentence and was not available to personally sign this Request.
2. The defendant-appellant was represented by the Charleston County Public Defender's Office as an indigent, pursuant to the Defense of Indigent Act.
3. The defendant-appellant has been informed that he may request assistance from the South Carolina Commission of Appellate Defense in perfecting his appeal.
4. A timely Notice of Appeal has been filed on the defendant-appellant's behalf.
5. The defendant-appellant has been informed that nothing requires that office to pursue this appeal unless that office's Chief Attorney is satisfied that there is arguable merit to this appeal and that he cannot afford to hire an attorney.

At this time, the defendant-appellant requests the aid of the South Carolina Commission of Appellate Defense in perfecting his appeal to the South Carolina Court of Appeals.

  
\_\_\_\_\_  
Luke J. Malloy  
Assistant Public Defender  
Charleston County Public Defender

Charleston, South Carolina  
Dated: August 24, 2015.