

RECEIVED December 23, 2015

DEC 29 2015

SC Court of Appeals Timothy Crockett  
# 200528

SC Court of Appeals Broad River CI  
Office of the Clerk 4460 Broad River Rd,  
P.O. Box 11629 Columbia, 29210  
Columbia, SC 29211

Re: State v. Crockett, Case No. 2015-2298  
Appeal from Spots, County

Dear Honorable Clerks

This is my 4th letter requesting status on my appeal. Your office, nor the Appellate Defense, has not responded.

Please be kind enough to let me know about my appeal. I filed a timely "notice of appeal" (within ten days of sentence) but the public defender did another untimely NOA.

After reviewing my paperwork from counsel I noticed that the state used (2) prior grand larceny convictions that resulted from theft of cars on same day, from same victim and I was sentenced on same day. Case law announced by this Court holds that these prior convictions are a

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(2)

single offense/conviction and cannot be used as two separate priors to enhance me pursuant to SC Code 16-1-57. See Stater, Woody, 359 SC 1 (2012); SC Code 17-25-50. The sentencing court committed plain error by sentencing me to 3 yrs. for a petit larceny charge with a statutory maximum of (30) days. This issue can be raised on appeal despite my lawyer not objecting because it goes to sentencing jurisdiction.

Anyway, please let me know what the court intends to do with my appeal. If I don't hear something from this 4th letter I will file a PCR in the Sp. Ct. of Common Pleas.

Thank you for your time and concern in this matter.

Respectfully,

Timothy Crockett

cc; Retained

Tim Crockett \* 20598  
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4460 Broad River Rd.  
Columbia, SC

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