

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LAURENS COUNTY
Court of General Sessions
Edward W. Miller, Circuit Court Judge

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JAN 14 2016

SC Court of Appeals

Court of Appeals Case No. 2015-001199

The State, Respondent

v.

Preston Shands, Jr., Appellant.

Petition to Transfer Appeal to the Supreme Court

Pursuant to Rule 204(a), SCACR, the appellant, Preston Shands, Jr., respectfully petitions this Court issue an order transferring this appeal from the Court of Appeals to the Supreme Court.

Question VIII in Mr. Shands Initial Brief of Appellant, filed on January 11, 2016, presents the following issue for review:

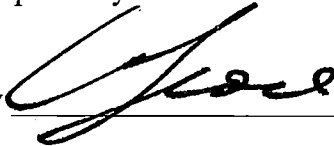
Did the trial judge err by denying Mr. Shands' motion for a directed verdict on the kidnapping charge because the kidnapping statute, as applied to Mr. Shands, is unconstitutionally vague and overbroad because it did not put him on notice of what conduct is prohibited?

Pursuant to 203(d)(1)(A)(ii), SCACR, because this issue involves a challenge to the constitutionality of a state statute, the Supreme Court must consider Mr. Shands' appeal.

Mr. Shands, therefore, respectfully requests this Court issue an order transferring
this appeal to the Supreme Court.

IT IS SO MOVED.

Respectfully Submitted

By 

E. Charles Grose, Jr.
The Grose Law Firm, LLC
404 Main Street
Greenwood, SC 29646
(864) 538-4466

Attorney for Appellant

January 12, 2016
Greenwood, South Carolina

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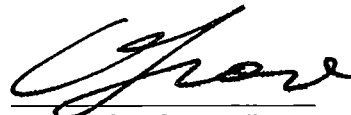
v.

Preston Shands, Jr., Appellant.

PROOF OF SERVICE

I certify that I have served the petition to transfer this appeal to the Supreme Court by placing a copy in the United States Mail, postage prepaid, on the date reflected below, addressed as follows:

J. Benjamin Aplin, Esquire
Office of the Attorney General
P.O. Box 11549
Columbia, SC 29211



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404 Main Street
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(864) 538-4466

January 12, 2016
Greenwood, South Carolina

The Grose Law Firm, LLC
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January 12, 2016

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SC Court of Appeals

The Honorable, Jenny Abbott Kitchings
Clerk of Court, S.C. Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: *State v. Preston Shands, Jr.*
Court of Appeals Case No. 2015-001199

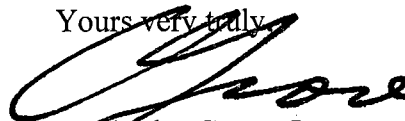
Dear Ms. Kitchens:

Enclosed please find the original and six copies of Mr. Shands petition to transfer this appeal to the Supreme Court. By copy of this letter to Mr. Aplin, I am serving the State of South Carolina.

Thank you for your attention to this matter. Please let me know if you have any questions or require additional information.

With kindest regards, I am

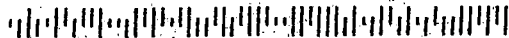
Yours very truly,



E. Charles Grose, Jr.

cc: Mr. Preston Shands, Jr.
J. Benjamin Aplin, Esquire

The Grose La
404 Ma
Greenwood, SC 29646



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