

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

JUN 24 2016

APPEAL FROM BERKELEY COUNTY
Court of General Sessions

SC Court of Appeals

Hon. Carmen T. Mullen, Circuit Court Judge

Case No. 2016-GS-08-00864

MAC
The State,

Respondent,

v.

Marcus Antonio Smith

Appellant,

NOTICE OF APPEAL

Marcus Antonio Smith, was sentenced by the Honorable Carmen T. Mullen on June 17, 2016. Mr. Smith was dissatisfied with his sentence and asked that a notice of appeal be filed. This attorney is of the opinion that if a client requests an appeal, the attorney is bound to file the appeal. In compliance with Appellate Practice Rule 263 and Appellate Practice Rule 203 (d) (1) B (iv), the Defendant's attorney asserts that this appeal is being filed at the request of the Defendant.

June 21, 2016



John M. Apicella Bar # 101106
4000 Faber Place Drive
Suite 300
North Charleston, SC 29405

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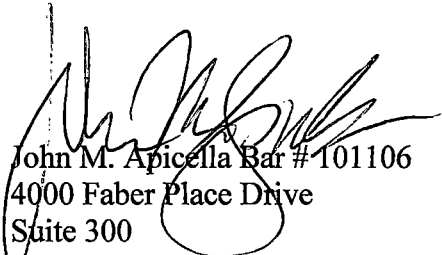
Marcus Antonio Smith

Appellant,

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Kamila Szymczynska-Sas, Assistant Solicitor of the Ninth Judicial Circuit, by personally delivering a filed copy of it to her office and leaving same with the Administrative Clerk, for the Solicitor's Office located at 300 B California Ave., Moncks Corner, south Carolina 29461, on June 21, 2016.

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June 21, 2016

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

Re: State v. Marcus Antonio Smith
Indictment No.(s): 2016-GS-08-00864

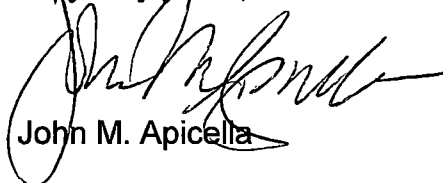
Dear Ms. Kitchings:

Enclosed please find the original Notice of Intent to Appeal and the Proof of Service of the Appeal. The plea and sentence in the above captioned matter were heard before the Honorable Carmen T. Mullen in the County of Berkeley on June 17, 2016. The Defendant was dissatisfied with his sentence and asked that an appeal be filed. In compliance with Appellate Practice Rule 203 (d) (1) B (iv), the Defendant's attorney asserts that this Appeal was filed at the request of the Defendant.

Also, enclosed please find a copy of the Sentence Sheet and Indictment in this matter.

If you have any questions or need more information please do not hesitate to contact my office.

Very truly yours,



John M. Apicella

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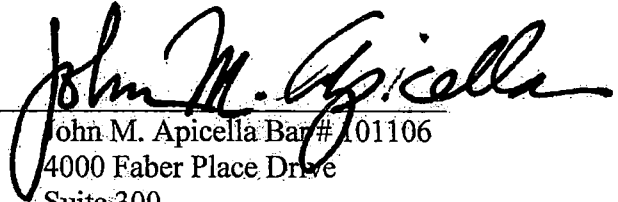
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June 21, 2016


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