

THE STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

RECEIVED

APPEAL FROM NEWBERRY COUNTY

JUL 28 2016

COURT OF GENERAL SESSIONS

FRANK R. ADDY, JR., CIRCUIT COURT JUDGE C. SUPREME COURT

CASE NO. 2000-GS-36-200, 201 and 202

The State Respondent

v.

Richard A. Sims, #273381 Appellant

NOTICE OF APPEAL

Richard A. Sims, appeals the decision in this case. The decision was imposed by the Honorable Frank R. Addy Jr., on July 21, 2016. [This appeal is taken from oral pronouncement by the judge from the bench instructing the Appellant to appeal decision dated July 21, 2016, which denied Appellant's Motion for a New Trial. Appellant received instruction by the Honorable Frank R. Addy Jr., on July 21, 2016, to file Notice of Appeal without an Order.

OTHER COUNSEL OF RECORD

Justin Hunter, Assistant Attorney General
P.O.Box 11549
Columbia, SC 29211-1549

Richard Alvin Sims #273381

Richard A. Sims, #273381
Allendale C.I.
P.O. Box 1151
Fairfax, SC 29827

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S.C. SUPREME COURT

COURT OF GENERAL SESSIONS

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CASE NO. 2001-GS-~~36~~-200, 201 and 202

The State Respondent

v.

Richard A. Sims, #273381 Appellant

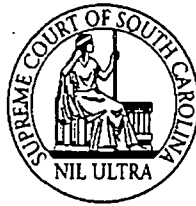
PROOF OF SERVICE

I certify that I have served the Notice of Appeal by depositing a copy of same in the United States Mail, postage prepaid, on July 25, 2016 to its attorney of record, Justin Hunter, Esquire, Assistane Attorney General, State of South Carolina, P.O. Box 11549, Columbia, South Carolina 29211-1549 and Elizabeth P. Folk, Chief Deputy Clerk of Court, Post Office Drawer 10, Newberry, S.C. 29108.

July 25, 2016

Richard Alvin Sims # 273381

Richard A. Sims, #273381
Allendale C.I.
P.O. Box 1151
Fairfax, SC 29827



The Supreme Court of South Carolina

DANIEL E. SHEAROUSE
CLERK OF COURT

BRENDA F. SHEALY
DEPUTY CLERK

ATTORNEY GENERALS
POST-OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA 29211

(803) 734-1080

FAX (803) 734-1499

November 6, 2003

REGULAR AND CERTIFIED MAIL

Mr. Richard Alvin Sims, #273381
McCormick Correctional Institution
Route 2, Box 100
McCormick, SC 29835

Re: The State v. Sims, Richard Alvin
2001-GS-36-00200 and 2001-GS-36-00201

Dear Mr. Sims:

The Court has issued the following Order on your Petition for Writ of Certiorari in the above entitled matter:

“Petition for Writ of Certiorari Denied.

s/ Jean H. Toal C.J.
For the Court

November 6, 2003.”

By copy of this letter we are advising all interested parties of the action of the Court in this matter.

Very truly yours,

CLERK

DES/dmh

close



NOV 10 2003

The South Carolina Court of Appeals

KENNETH A. RICHSTAD
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

November 7, 2003

REMITTITUR

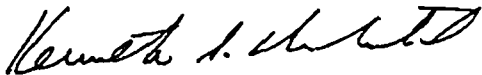
The Honorable Jackie S. Bowers
1226 College St Rm 7
PO Drawer 10
Newberry, SC 29108-0278

Re: The State v. Sims, Richard Alvin
2001-GS-36-00200
2001-GS-36-00201

Dear Ms. Bowers:

Enclosed is the Remittitur in the above entitled matter. A copy of this letter is being sent to all counsel.

Sincerely,


Kenneth A. Richstad
CLERK


KAR/fd

cc: Chief Attorney Daniel T. Stacey
Richard Alvin Sims # 273381
Assistant Deputy Attorney General Charles H. Richardson
William Townes Jones, Esquire

The South Carolina Court of Appeals

The State,

Respondent,

v.


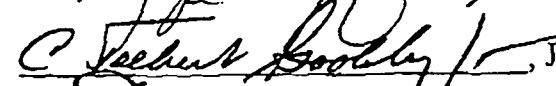

Richard Alvin Sims,

Appellant.

The Honorable Gary E. Clary
Newberry County
Trial Court Case No. 2001-GS-36-00200
2001-GS-36-00201

ORDER DENYING PETITION FOR REHEARING

PER CURIAM: After a careful consideration of the Petition for Rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded and hence, there is no basis for granting a rehearing. It is, therefore, ordered that the Petition for Rehearing be denied.

 , C.J.
 , J.
 , J.

Columbia, South Carolina

April 18, 2003

July 25, 2016

RECEIVED

Richard A. Sims, #273381
Allendale C.I.
P.O.Box 1151
Fairfax, SC 29827

JUL 28 2016

S.C. SUPREME COURT

The Honorable Daniel E. Sheatouse, Clerk
State of South Carolina Supreme Court
P.O.Box 11330
Columbia, SC 29211

RE: The State v. Richard A. Sims
Case No. 2001-GS-36-200, 201 and 202

Dear Shearouse:

Enclosed please find the original Notice of Appeal in the above referenced matter.

Please file the original of record and return a clocked back to me.

By copy of this letter, I am serving Respondent's counsel with the same.

Sincerely,

Richard Alvin Sims #273381

Richard A. Sims, #273381

cc: Justin Hunter, Assistance Attorney General
Elizabeth P. Folk, Chief Deputy Clerk of Court
Newberry County Clerk of Court