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AUG 20 2016

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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JUL 20 2016

APPEAL FROM RICHLAND COUNTY
Court of General Sessions

SC Court of Appeals

Honorable Letitia H. Verdin, Presiding Circuit Court Judge

Case Nos. 2012-GS-40-00347, 2012-GS-40-00350, 2012-GS-40-00356,
2012-GS-40-00357, 2012-GS-40-00358

The State,.....Respondent,

v.

Janoblin Maurice Bracy-Brown,.....Appellant.

RICHLAND COUNTY
FILED
2016 JUL 20 PM 3:36
LETITIA H. VERDIN
C.C.P. & G.S.

NOTICE OF APPEAL

Janoblin Maurice Bracy-Brown appeals his conviction and sentence in this case. He pled in March 14, 2013 before The Honorable Thomas W. Cooper, Jr. while represented by James Cooper. His sentence was deferred and he was sentenced on June 4, 2014 before The Honorable Letitia H. Verdin while represented by Jennifer Davis. A motion to reconsider was filed June 11, 2014. Defendant was unaware the motion to reconsider was denied on July 8, 2014 until actual notice on July 19, 2016 when the Order (attached) was located in the Clerk of Court's Office in Richland County. Defense counsel nor the prosecution received written notice of the denial.

Defendant believes the Notice of Appeal is still timely under South Carolina Appellate Court Rule 203 (b)(2).

2012-GS-40-00347 – Assault and Battery First Degree - 10 years, with credit for time served.

2012-GS-40-00350 – Armed Robbery - 16 years, with credit for time served.

2012-GS-40-00356 – Attempted Armed Robbery - 16 years, with credit for time served.

2012-GS-40-00357– Assault and Battery First Degree – 10 years, with credit for time served.

2012-GS-40-00358 – Assault and Battery First Degree – 10 years, with credit for time served.

July 20, 2016



Jennifer Davis
Richland County Public Defender's Office
P.O. Box 192
Columbia, South Carolina 29202
(803) 765-2592
Attorney for Appellant

Other Counsel of Record:
Assistant Solicitor Dolly Garfield
Office of the Solicitor, Fifth Judicial Circuit
Richland County Judicial Center
1701 Main Street
Columbia, South Carolina 29201
Attorney for Respondent

THE STATE OF SOUTH CAROLINA
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The State,.....Respondent,

v.

Janoblin Maurice Bracy-Brown,.....Appellant.

JENNIFER M. MCKAY
C.C.P. & G.S.

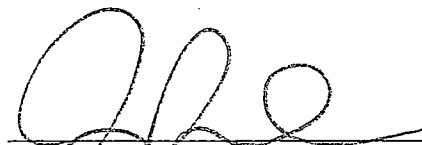
2016 JUL 20 PM 3:36

RICHLAND COUNTY
FILED

**STATEMENT OF BASIS FOR APPEAL FROM
GUILTY PLEA PURSUANT TO RULE 203(d)(1)(B)**

Pursuant to South Carolina Appellate Court Rule 203(d)(1)(B), the Defendant is appealing the denial of the motion to reconsider sentence.

July 20, 2016



Jennifer Davis
Richland County Public Defender's Office
P.O. Box 192
Columbia, South Carolina 29202
(803) 765-2592
Attorney for Appellant

Other Counsel of Record:
Assistant Solicitor Dolly Garfield
Office of the Solicitor, Fifth Judicial Circuit
Richland County Judicial Center
1701 Main Street
Columbia, South Carolina 29201
Attorney for Respondent

THE STATE OF SOUTH CAROLINA
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Honorable Letitia H. Verdin, Presiding Circuit Court Judge

Case Nos. 2012-GS-40-00347, 2012-GS-40-00350, 2012-GS-40-00356,
2012-GS-40-00357, 2012-GS-40-00358

The State,.....Respondent,

v.

Janoblin Maurice Bracy-Brown,.....Appellant.

PROOF OF SERVICE

RICHLAND COUNTY
FILED
2016 JUL 20 PM 3:36
JEANETTE W. MCNICH
C.C.P. & G.S.

I hereby certify that a true copy of the Notice of Intent to Appeal & the Statement of Basis for Appeal from Guilty Plea Pursuant to Rule 203(d)(1)(B) in the above-referenced case has been served upon opposing counsel by delivering same this date to her office at the Office of the Solicitor, Fifth Judicial Circuit, Richland County Judicial Center, 1701 Main Street, Columbia, South Carolina 29201.

July 20, 2016



Jennifer Davis
Richland County Public Defender's Office
P.O. Box 192
Columbia, S.C. 29201
(803) 765-2592
Attorney for Appellant

Other Counsel of Record:
Assistant Solicitor Dolly Garfield
Office of the Solicitor, Fifth Judicial Circuit
Richland County Judicial Center
1701 Main Street
Columbia, South Carolina 29201
Attorney for Respondent

STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)

IN THE COURT OF GENERAL SESSIONS
Warrant Numbers: K689154, K689155,
K689110, K689108, K689291
Indictment Numbers: 2012-GS-40-00357,
2012-GS-40-00356, 2012-GS-40-00347
2012-GS-40-00350, 2012-GS-40-00358

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The State of South Carolina,)
)
 vs.)
)
 Janoblin Bracy-Brown,)
)
 Defendant.)

MOTION TO RECONSIDER SENTENCE

JUL 20 2014
SC Court of Appeals
2014 JUN 11 PM 3:23
JEANNETTE W. MCBRIDE
C.C.P. & G.S.
RICHLAND COUNTY
FILED

TO: The Honorable Letitia H. Verdin, Presiding Circuit Court Judge
The Honorable Robert E. Hood, Chief Judge for Administrative Purposes
cc: Dolly Garfield, Assistant Solicitor

This matter comes before me on motion of Deputy Public Defender Jennifer Davis, Attorney for the Defendant, requesting this Court to reconsider the sentence imposed against the Defendant on the above referenced indictments.

It appears that the Defendant pled guilty before this Court in March 2013 when James Cooper represented him. His sentence was deferred at that time. He was sentenced on June 4, 2014. He received sixteen years on his Armed Robbery charge, sixteen years on his Attempted Armed Robbery charge, and ten years on the three counts of Assault and Battery First Degree all concurrent.

2014 JUL 1 AM 10:11
JEANNETTE W. MCBRIDE
C.C.P. & G.S.
RICHLAND COUNTY
FILED

The Defendant respectfully requests this Court to reconsider the sentence imposed in the above-referenced case because Defendant believes the solicitor's position regarding sentencing was represented differently on the record than had been expressed to Defendant.

Respectfully submitted,



Jennifer Davis
Deputy Public Defender
Attorney for the Defendant

Columbia, South Carolina

This 11 day of June, 2014

CERTIFIED TRUE COPY
OF ORIGINAL FILED,
Jeannette W. McBride
C.C.C.P. & G.S.
RICHLAND COUNTY
SOUTH CAROLINA

STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)

IN THE COURT OF GENERAL SESSIONS
Warrant Numbers: K689154, K689155,
K689110, K689108, K689291

Indictment Numbers: 2012-GS-40-00357,
2012-GS-40-00356, 2012-GS-40-00347
2012-GS-40-00350, 2012-GS-40-00358

RECEIVED
JUL 20 2016
Court of Appeals

The State of South Carolina,)

vs.)

Janoblin Bracy-Brown,)
Defendant.)

CERTIFICATE OF SERVICE

RICHLAND COUNTY
FILED
2014 JUN 11 PM 3:23
JEANNETTE W. MCBRIDE
C.C.P. & G.S.

I certify that on this date I served the Motion to Reconsider Sentence in this case on The State of South Carolina by delivering a copy of this motion to the State's attorney of record, Assistant Solicitor Dolly Garfield, by delivering said copy to The Office of the Solicitor, Fifth Judicial Circuit, Richland County Judicial Center, 1701 Main Street, Columbia, South Carolina 29201, and leaving it with a clerk or other person of authority at said office.

Deborah Zaidman

Deborah Zaidman
Paralegal

Richland County Public Defender's Office
P.O. Box 192
Columbia, South Carolina 29202
(803) 765-2592

RICHLAND COUNTY
FILED
2014 JUL 11 AM 10:11
JEANNETTE W. MCBRIDE
C.C.P. & G.S.

Columbia, South Carolina

This 11th day of June, 2014

CERTIFIED TRUE COPY
OF ORIGINAL FILED,
Jeannette W. McBride
C.C.C.P. & G.S.
RICHLAND COUNTY
SOUTH CAROLINA



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

August 11, 2016

Ms. Jennifer C. Davis, Esquire
1701 Main St., Ste 103
Columbia SC 29201

Re: The State v. Janoblin M. B. Brown
Appellate Case No. 2016-001513

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AUG 20 2016

SC Court of Appeals

Dear Counsel:

This Court has received your explanation for appealing.

Please forward your explanation to your client, along with a statement that your client has twenty (20) days from the date of your transmittal letter to inform this Court in writing of any arguable basis that there are issues preserved for appeal. Please provide your client with the Court's address:

South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Please send your letter to your client within ten (10) days, with a copy to this Court.

**RICHLAND COUNTY PUBLIC DEFENDER
RICHLAND COUNTY JUDICIAL CENTER**

1701 MAIN STREET
POST OFFICE BOX 192
COLUMBIA, SC 29201

PHONE (803) 765-2592
FAX (803) 748-5018
TDD # (803) 748-4999

August 17, 2016

Janoblin Bracy-Brown, Inmate # 00360259
Lieber Correctional Institute
136 Wilborn Ave.
Ridgeville, SC 29472

RE: State v. Janoblin Bracy-Brown
Appellate Case Number: 2016-001513

RECEIVED

AUG 19 2016

SC Court of Appeals

Dear Mr. Bracy-Brown:

Enclosed please find a copy of a letter from the Court of Appeals dated August 11, 2016 and received in my office on August 15, 2016. I am forwarding this correspondence to you at the direction of the Court. I am also enclosing a copy of the Notice of Appeal, Statement of Basis for Appeal from a Guilty Plea and Proof of Service. These documents are referred to as the "letter of August 11" in the Court of Appeals letter that I am providing to you.

I have been instructed to inform you that you have twenty (20) days from the date of this letter in which to provide the Court **in writing** of any arguable basis that there are issues preserved for appeal from your guilty plea. You must submit your issues preserved for appeal to the following address:

**South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211**

Because I am unsure of what has been made available to you, I have enclosed an envelope and paper to ensure you have the necessary materials to comply with the Court's request. The appellate courts are very strict in regard to filing matters in a timely fashion. Therefore, you should be careful to observe and comply with the time limits set forth by the Court.

Sincerely,



Jennifer Davis
Deputy Public Defender

Enclosures

Cc: South Carolina Court of Appeals ✓
Chief Appellate Defender Robert Dudek

**RICHLAND COUNTY PUBLIC DEFENDER
RICHLAND COUNTY JUDICIAL CENTER**

1701 MAIN STREET
POST OFFICE BOX 192
COLUMBIA, SC 29201

PHONE (803) 765-2592
FAX (803) 748-5018
TDD # (803) 748-4999

August 17, 2016

SOUTH CAROLINA COURT OF APPEALS
P. O. Box 11629
Columbia, SC 29211

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SC Court of Appeals

Re: The State vs. Janoblin Maurice Bracy-Brown
Appellate Case Number: 2016-001513
Indictment Numbers: 2012-GS-40-00347, 2012-GS-40-00350, 2012-GS-40-00356,
2012-GS-40-00357, 2012-GS-40-00358

Dear Sir/Madam:

Enclosed please find a copy of my correspondence to Mr. Janoblin Bracy-Brown per the Court's request.

If you have any questions or need any additional information, please do not hesitate to contact me or at (803) 765-2592. Thank you for your assistance in this matter. With kind regards, I am

Sincerely,



Jennifer Davis
Richland County Public Defender's Office
Attorney for Appellant

Enclosures

RICHLAND COUNTY
PUBLIC DEFENDER
Post Office Box 192
1701 Main Street
Columbia, South Carolina 29202

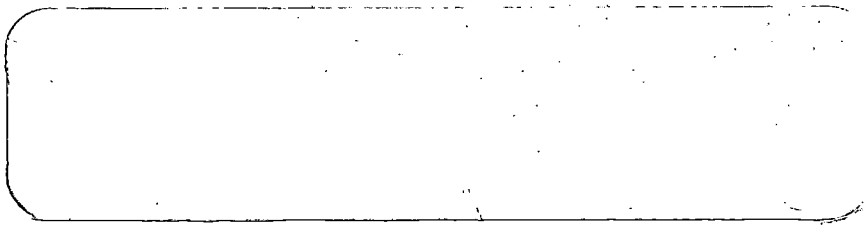
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AUG 19 2016

SC Court of Appeals

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