

APPEAL FROM CHESTER COUNTY

Court of General Sessions

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SEP 26 2016

Jocelyn Newman, Circuit Court Judge SC Court of Appeals

Warrant No 2015A1210400059

The State Respondent

Lamonte Lavonquel Jefferson Appellant Case # 2016-001757

Notice of Appeal

Appellant Lamont Jefferson is filing this appeal from his Guilty Plea and Sentencing dated August 22, 2016. The reasoning for this appeal is that the defendant feels the sentence received by the defendant was more than expected and his plea was voluntary.

- A) The Appellant Plead Guilty to Intent to Distribute Cocaine on August 22, 2016
- B) The Solicitor Karen Bloom was asking for a 5 year sentence.
- C) The defendant Lamont Jefferson was given a 6 year sentence. This was 1 year more than the solicitor asked At sentencing. This without explanation from Judge Jocelyn Newman.

Appellant Lamont Jefferson is seeking sentencing relief on the grounds that he feels Judge Jocelyn Newman based her decision to sentence him over the 5 year sentence asked by the solicitor because when asked if he was a "user", his reply was "no".

- A) The answer "no" to the question was true under oath because "at the time" of sentencing. The Appellant was not a "user" and had not "used" any drugs in over 17 months
- B) Although at the time of the crime, 18 months earlier, he was a "user" using drugs on a regular basis, but had since stopped "using" drugs and alcohol and Attend AA meetings.

c) The Appellant feels that the question was "vague" September 21, 2016 and feels that the question "Are you a user", had the potential for two answers that applied to his case, because he had changed his lifestyle since his arrest some 18 months earlier. The "vagueness" of this question is the basis for this appeal. The Appellant feels that his answer to that question is why he was sentenced to more than what the Solicitor was asking.

D) The Appellant, Lamont Jefferson feels that Judge Jocelyn Newman based her final decision on the response given by Lamont Jefferson. The Appellant thinks that because he answered "no" to this question, The Judge assumed him to be a "dealer", because he answered "no" to being a "user", and this was the last question the Judge asked him, before sentencing.

The Appellant Lamont Jefferson is seeking relief in his sentencing, and wishes to be resentenced after taking this into account. Judge Jocelyn Newman offered no reason for going over what the Solicitor had asked, in the original plea, but because because the question of being a "user" or not was the last question asked by the judge, the appellant feels that was the sole basis for her going over what was asked by the Solicitor.

A) The Attorney for the Appellant John Delgado failed to mention any aspect of Lamont Jefferson's alcohol and drug addiction, at the time the crime was committed.

B) The Attorney also failed to mention that the Appellant had been through treatment before, in his life and had previously struggled for years with alcohol and drugs.

September 21, 2016

c) The Appellant is a single father of a 13 year old daughter and since gaining custody, has not used drugs or alcohol;

D) Because of the Appellant Lawyers, lack of providing information during sentencing, the appellant seeks relief in his sentence, and is asking for sentencing reconsideration.

The Appellant also plans to seek legal financial remedies, as he feels as though his "right to due process" has been violated, during his time at Kirkland Correctional Institution during his appeals process, Under the Constitution of United States.

A) The Appellant Lamont Jefferson arrived at KCI on Aug 30.

B) The Appellant filled out several request, to go to law library. As this is his right because he had court date within the last 30 days and proof, and wished to file an appeal within time frame given by South Carolina Court of Appeals.

C) The Appellant had Time Dated Sensitive information that he wished to confer with his lawyer about through the mail and phone, as he was denied access to the mailroom and phone more than once.

D) The Appellant Lamont Jefferson was denied access to the Law Library by Officer Speigler, Speiger, And Told that she had been out of work 3 weeks. There are many officers that work at KCI. Therefore her being out of work, has denied several inmates access to the library, violating their "right to due process", Under the Constitution of the United States Also.


Lamont Jefferson A1-15

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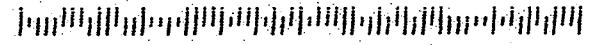
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