

NOTICE OF INTENT TO APPEAL

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

NOV 14 2016

S.C. SUPREME COURT

APPEAL FROM COLLETON COUNTY
Court of General Sessions

Michael G. Nettles, Circuit Court Judge

Indictment No. 2015-GS-15-0758,0970 and W-15-16-0088

STATE OF SOUTH CAROLINA,

Respondent,

v.


Lexie Hoover

Appellant

NOTICE OF APPEAL

Appellant appeals his probation violation. The Honorable Michael G. Nettles revoked the Appellant's probation on November 8, 2016.

July, 27 2016


David Mathews
Colleton County Public Defender
115 Benson Street
Walterboro, South Carolina 29488
843-549-1633
Attorney for Appellant

COLLETON COUNTY
GENERAL SESSIONS COURT
2016 NOV 10 AM 11:11

OTHER COUNSEL OF RECORD:

Lisa H. Boltin
Agent in Charge
S. C. Dept. of Probation, Pardon and Parole Services
115 Benson Street
Walterboro, SC 29488
843-549-5333

NOTICE OF INTENT TO APPEAL

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

NOV 14 2016

APPEAL FROM COLLETON COUNTY
Court of General Sessions

S.C. SUPREME COURT

Michael G. Nettles, Circuit Court Judge

Indictment Nos. 2015-GS-15-0758, 0970 and W-15-16-008

STATE OF SOUTH CAROLINA,

Respondent,

v.

Lexie Hoover

Appellant

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Lexie Hoover by personally delivering a copy of it to the Agent in Charge for the South Carolina Department of Probation, Pardon and Parole Services, Lisa H. Boltin, at her office at 115 Benson Street, Walterboro, SC 29488, on November 9, 2016.

David S. Mathews
Colleton County Public Defender
115 Benson Street
Walterboro, SC 29488
843-549-1633
Attorney for the Appellant

2016 NOV 10 AM 11:11
COLLETON COUNTY
GENERAL SESSIONS COURT

NOTICE OF INTENT TO APPEAL

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM COLLETON COUNTY
Court of General Sessions

Michael G. Nettles, Circuit Court Judge

Indictment Nos: 2015-GS-15-0758, 0970 and W-15-16-008

STATE OF SOUTH CAROLINA,

Respondent,

V.

Lexie Hoover

Appellant

AFFIDAVIT

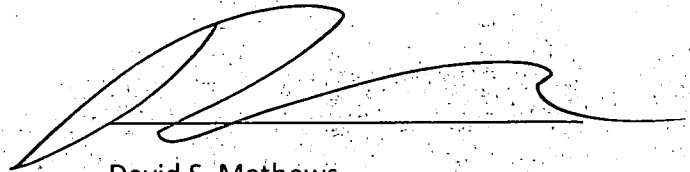
Personally appeared before me name of attorney, who, under oath, deposes and says the following:

I am David S. Mathews, attorney for the Colleton County Public Defender's Office, a division of the Fourteenth Judicial Circuit Public Defender's Office. In that capacity I was assigned the defense of the appellant, Lexie Hoover, charged with a violation of probation. The violation was presented in General Sessions Court on November 8, 2016 before the Honorable Judge Michael G. Nettles.

Thereafter and during the same week of court I was instructed by my client to file an appeal of his revocation of probation. I have filed the appeal and submitted it to the Court of Appeals with copies to the office of Appellant Defense who will actually handle the appeal as it progresses.

Listed below are the alleged errors that may have occurred during the Revocation Hearing.

1. The Court may have erred in requiring the Defendant to testify in the violation of probation hearing,
2. The Court may have erred in requiring the Defendant to provide proof that he did not violate his probation.
3. The Court may have erred in ruling the Defendant, rather than the Department of Probation Pardon and Parole Services, had the burden of proof in the violation of probation hearing.
4. The Court may have erred in denying the Defendant's objection to the Department of Probation, Pardon and Parole Services's 1106 form as heresay.



David S. Mathews

Colleton County Public Defender

115 Benson Street

Walterboro, SC 29488

Attorney for Appellant

SWORN TO ME BEFORE THIS

10th day of November, 2016



Notary Public of South Carolina

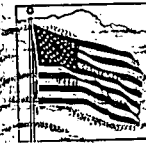
My commission expires:

4.8.24

Colleton County Public Defender
115 Benson Street
Walterboro, SC 29488

CHARLESTON SC 29401

10 NOV 2016 PM 3 1



Honorable Daniel E. Shearouse
Clerk of the South Carolina Supreme Court
Post Office Box 11330
Columbia, South Carolina 29211

29211+1330

