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DEC 05 2016

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CALHOUN COUNTY
Court of General Sessions

Diane S. Goodstein, Circuit Court Judge

Indictment No. 2016GS09340

2016 NOV 31 P 2:22
FILED
KENNETH HASTY
CLERK OF COURT
CALHOUN COUNTY
ST. MATTHEWS, SC

The State,

Respondent,

v.

Timothy J. Phillips,

Appellant.

NOTICE OF APPEAL

Timothy J. Phillips, appeals his conviction and sentence in this case. The sentence was imposed by the Honorable Diane S. Goodstein on November 28, 2016. This was a guilty plea which was tortuously long, very late in the day, involving at least one other particularly difficult defendant also represented by Mr. Phillips' public defender who was simultaneously pleading guilty alongside Mr. Phillips to unrelated charges.

December 1, 2016



Martin R. Banks

716 F. R. Huff Drive

St. Matthews, SC 29135

803-874-2100 Tel.

Attorney for Appellant

Other Counsel of Record:

Theodore N. Lupton

Assistant Solicitor

120 Mill Street,

St. Matthews, SC 29135

(803) 874-1978

Attorney for Respondent

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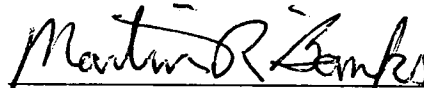
Timothy J. Phillips,

Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Theodore N. Lupton by personally delivering a copy of it to his office, on December 2, 2016, addressed to the attorney of record, Assistant Circuit Solicitor's Office, 120 Mill Street, St. Matthews, SC 29135.

December 1, 2016



Martin R. Banks

716 F.R. Huff Drive

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803-874-2100 Tel.

Attorney for Appellant

CALHOUN COUNTY PUBLIC DEFENDER
MARTIN R. BANKS

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Court of Appeals
Jenny Abbott Kitchings
P.O. Box 11629
Columbia, SC 29211

December 1, 2016

KENNETH HASTY
CLERK OF COURT
CALHOUN COUNTY
ST. MATTHEWS, SC

2016 NOV 31 P 2:22

FILED

RE: State v. Timothy J. Phillips
Indictment No. 2016GS09340

Dear Ms. Kitchings:

Please find enclosed a copy of the filed Notice of Appeal which includes a written explanation, the Sentencing Sheet, and Proof of Service in the above case.

If you have any questions do not hesitate to contact me.

Sincerely,



Martin R. Banks, Public Defender
716 F.R. Huff Drive
St. Matthews, SC 29135
803-874-2100 Tel.
SC Bar # 65466
(This appeal will be transferred to
the state Appellate Defense office.)

cc:
Theodore N. Lupton, Assistant Solicitor
120 Mill Street
St. Matthews, SC 29135
(803)- 874-1978
Attorney for Respondent

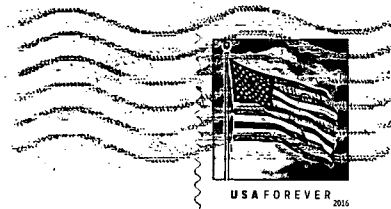
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SC Court of Appeals

Martin Banks
Atty. at Law
716 N. F. R. Huff Drive
St. Matthews, SC 29135

COLUMBIA SC 290



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SC Court of Appeals

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