

January 19, 2017

**RECEIVED**

JAN 25 2017

**SC Court of Appeals**

Dear

Martin R. Banks, Atty at Law

I sincerely apologize for taking so long to respond to the letter you wrote and mailed me dated December 8, 2016. Mr. Banks, I am responding to the above mentioned letter so you can add any additional facts that may be used to respond to a letter from the Court of Appeals. J. Timothy J. Phillips am requesting an "Appeal" On behalf of a reconsideration in sentencing and a Time reduction on the following Indictment # 2016-GS-09340 And Appellate Case No: 2016-002444. I am not okay with the results, cause I sincerely feel that I was wrongfully charged with a kidnapping and was given an extremely harsh sentence of 20 yrs. When the plea was a 0-20 cap with No Sex Offender registry by consent of state and there was no bodily harm in my case either. Also no weapon was presented for evidence Ms. Inez Williams and I were dating. A few words was exchanged between the two of us to cause us to seperate and call our relationship off and she was pushed down.

I took full responsibility for my wrong in this case. And with those other 3 charges being dismissed. That kidnapping should of been reduce to a lesser charge like Criminal Domestic Violence or something of that nature. I was not on any of the pictures on my rule 5 committing no kidnapping

In the remarks of the CAD Interact 911 call report it states Timothy Phillips has attacked her driving a champagne Toyota Truck with a dealer tag on it BLK male he jumped on her and knocked her to the ground. And I end up with several unrelated charges which ended up getting dropped and no bodily injuries in my case I sincerely feel that my case was not handled properly. Now I am appealing on grounds of En-effective of Course, reconsideration of sentencing, Time Reduction. With all due respect to the Court of Justice I am respectfully placing myself on the Mercy of the South Carolina Court of Appeals sincerely and respectfully asking for reconsideration in sentencing, time reduction, leniency in my current 30yr 85% prison sentence. These are my facts for wanting to "Appeal" my conviction and sentence imposed by Judge Goodstein.

Respectfully  
Submitted  
Timothy D. Phillips

P.S. Where will I be going back to court at for this Appeal?

How long does it take to get back in Court for an appeal?

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Dear

Martin R. Banks, Atty at Law

Please answer these 2 questions in your response letter. Thank You.

I am writing to inform you, that I have received every letter that you have forwarded me, including my "Notice Of Appeal." Please be advised that I have responded to your last letter, that had stated the Court of Appeals, wanted to know my reasons for the appeal. With the best reasons, I could think of that could possibly be grounds for my appeal. Since I do not have a transcript, and do not have time to get one.

That letter was mailed directly from me, and forwarded straight to the Court of Appeals. Being that this appeal will be transferred to the State Appellate Defense Office. Should I write them requesting an appointed attorney? Or will one automatically be appointed? Thank you in advance for your help in this matter. I am patiently awaiting a positive and prompt response. Please forward me the proper mailing address to the State Appellate Defense office. If I am required to request an appellate attorney. "Your Cooperation is Highly Appreciated."

Respectfully Submitted  
Timothy J. Phillips

CALHOUN COUNTY PUBLIC DEFENDER  
MARTIN R. BANKS

716 F.R. HUFF DRIVE  
ST. MATTHEWS, SC 29135

PHONE (803) 874-2100

January 23, 2017

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

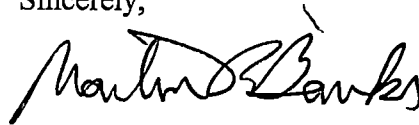
RE: State v. Timothy J. Phillips  
Appellate Case No. 2016-002444

Dear Ms. Kitchings:

Today I received the enclosed letters from my client in response to your letter dated January 4, 2017. Please find them attached.

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.)

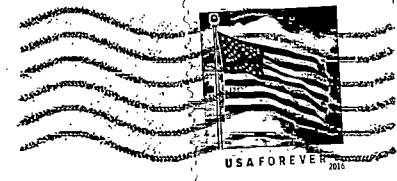
cc:  
Theodore N. Lupton, Assistant Solicitor  
120 Mill Street  
St. Matthews, SC 29135  
(803)- 874-1978  
Attorney for Respondent

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SC Court of Appeals

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Atty. at Law  
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St. Matthews, SC 29135

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