

PUBLIC DEFENDER

Circuit Defender for the Eighth Judicial Circuit
Abbeville, Greenwood, Laurens, and Newberry Counties
600 Monument Street, Suite 208
Box P-133
Greenwood, South Carolina 29646
Phone: (864)229-9505 Fax:

Jennifer M. Clinkscales
Assistant Public Defender
Greenwood County

May 25, 2017

RECEIVED

MAY 30 2017

SC Court of Appeals

Mr. Kervin Andreal Light, SCDC #00295702
Kirkland Reception and Evaluation Center
4344 Broad River Road
Columbia, SC 29210

Re: State v. Kervin Andreal Light
Our File Number: 24A17-00000203

Dear Mr. Light:

At your request, I filed your appeal with the South Carolina Court of Appeals. I have already provided a copy of my filing to you, however I enclose another copy with this letter. You have twenty (20) days from today's date to write the Court of Appeals and inform them of issues that are preserved for appeal. The Court's address is:

South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Your case has been assigned Appellate Case Number 2017-001194. Please use this number in your communications with the Court.

With kindest regards, I am

Yours very truly,

Jennifer M. Clinkscales

cc: Jenny Abbott Kitchings
South Carolina Court of Appeals



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

May 22, 2017

Ms. Jennifer Marie Clinkscales, Esquire
600 Monument St.
Box P-133
Greenwood SC 29646

Re: The State v. Kervin A. Light
Appellate Case No. 2017-001194

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

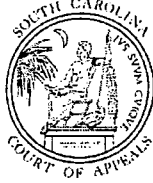
Please send your letter to your client within ten (10) days, with a copy to this Court, or this appeal may be dismissed.

Very truly yours,

Jenny Abbott Kitchings

CLERK

cc: Alan McCrory Wilson, Esquire
John Benjamin Aplin, Esquire
Cecil Yates Brown, Jr., Esquire
Robert Michael Dudek, Esquire



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
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May 22, 2017

Ms. Jennifer Marie Clinkscales, Esquire
600 Monument St.
Box P-133
Greenwood SC 29646

Re: The State v. Kervin A. Light
Appellate Case No. 2017-001194

Dear Counsel:

This Court has received your notice of appeal, and the case has been assigned the appellate case number that appears above. Please use this number on all future correspondence relating to this matter.

All parties to this matter are advised that all filings must comply with the requirements of Rule 267 of the South Carolina Appellate Court Rules (SCACR). The SCACR are available online at www.sccourts.org/courtreg. Additionally, any filings submitted by counsel admitted in South Carolina must include counsel's bar number.

The attention of the parties is directed to the order relating to the inclusion of personal data identifiers and other sensitive information in documents filed with the Supreme Court of South Carolina and the South Carolina Court of Appeals. The order can be found at www.sccourts.org/courtOrders/displayOrder.cfm?orderNo=2014-04-15-02. Please note that the responsibility for insuring that information is redacted or sealed as required by this order rests with counsel and the parties. This office will *not* review filings for redaction or to determine if materials should be sealed.

This is to advise that the title in the above matter has been changed to read as follows:

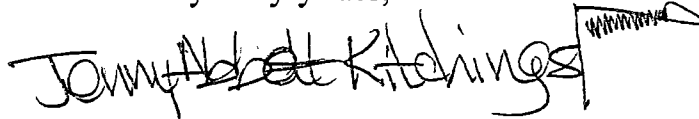
The State, Respondent,

v.

Kervin Andreal Light, Appellant.

All future records in this matter should be changed to reflect this title. If you have any questions, please do not hesitate to contact this office.

Very truly yours,

A handwritten signature in black ink that reads "Tommy Abbot Kitchings". The signature is written in a cursive style and includes a decorative flourish at the end of the word "Kitchings".

CLERK

cc: Alan McCrory Wilson, Esquire
John Benjamin Aplin, Esquire
Cecil Yates Brown, Jr., Esquire
Robert Michael Dudek, Esquire

PUBLIC DEFENDER

Circuit Defender for the Eighth Judicial Circuit
Abbeville, Greenwood, Laurens, and Newberry Counties
600 Monument Street, Suite 208
Box P-133
Greenwood, South Carolina 29646
Phone: (864)229-9505 Fax:

Jennifer M. Clinkscales
Assistant Public Defender
Greenwood County

May 16, 2017

The Honorable Jenny Abbott Kitchings
Clerk of Court
The South Carolina Court of Appeals
P.O. Box 11629
Columbia, South Carolina 29211

RECEIVED

MAY 30 2017

SC Court of Appeals

Re: State v. Kervin Andreal Light
Warrant Number(s): 2017A2420100079
Indictment number(s): 17GS26-0563

Dear Ms. Kitchings:

Enclosed please find the following:

- 1) The original and two copies of the notice of appeal and proof of service;
- 2) Indictment; and
- 3) Sentencing sheet(s).

Please file the original notice of appeal and proof of service and return a copy to me in the enclosed, stamped envelope.

By copy of this letter to the Office of Appellate Defense, I am advising that office that this appeal has been filed, and I am providing that office with copies of all documents enclosed in this letter. Along with the copy of the letter to the office of Appellate Defense, I am enclosing a printout from the Judicial Department website identifying the court reporter(s).

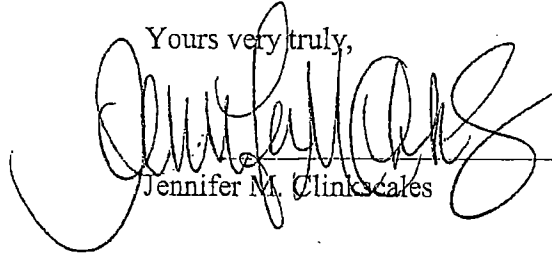
This case was plead before the Honorable Donald B. Hocker on March 14, 2017 and sentencing was deferred. Mr. Light was sentenced by the Honorable Frank R. Addy, Jr. on May 8, 2017

By copy of this letter to C. Yates Brown, Jr., Esquire, I am advising the state that this appeal is being filed.

Thank you for your attention to this matter. Please let me know if I can provide additional information.

With kindest regards, I am

Yours very truly,



Jennifer M. Clinkscales

Enclosures

cc: Mr. Kervin Andreal Light

C. Yates Brown, Jr., Esquire
Eighth Circuit Solicitor's Office

Office of Appellate Defense

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MAY 30 2017

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENWOOD COUNTY
Court of General Sessions
Frank R. Addy, Jr., Circuit Judge

Case No. 2017-GS-24-00563

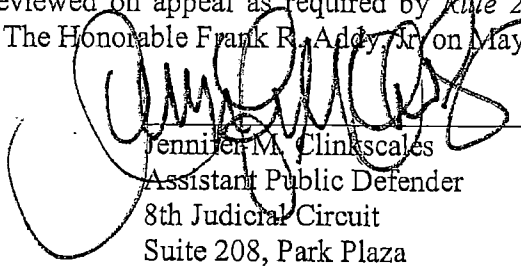
17 MAY 26 12:05

FILED GENERAL SESSIONS
8TH JUDICIAL CIRCUIT
GREENWOOD, SC

The State, Respondent
v.
KERVIN ANDREAL LIGHT Appellant

NOTICE OF APPEAL

At his request, counsel for Kervin Andreal Light appeals his conviction and sentence in this case pursuant to *Weathers v. State*, 319 S.C. 59, 459 S.E.2d 838 (1995), and *State v. Thrift*, 378 S.C. 70, 661 S.E.2d 373 (2008), even though counsel can identify no issue which can be reviewed on appeal as required by *Rule 203(d)(1)(B)(iv)*. The sentence was imposed by The Honorable Frank R. Addy, Jr. on May 8, 2017.



Jennifer M. Clinascales
Assistant Public Defender
8th Judicial Circuit
Suite 208, Park Plaza
600 Monument St., Box P-133
Greenwood, SC 29646
(864) 229-9505 (office)
Attorney for Appellant

Other Counsel of Record:
C. Yates Brown, Jr.
Deputy Solicitor
Eighth Circuit Solicitor's Office
Suite 203 Park Plaza
600 Monument St., P.O. Box 516
Greenwood, SC 29649
(864) 942-8800
Attorney for Respondent

May 15, 2017

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENWOOD COUNTY
Court of General Sessions
Frank R. Addy, Jr., Circuit Judge

Case No. 2017-GS-24-00563

RECEIVED

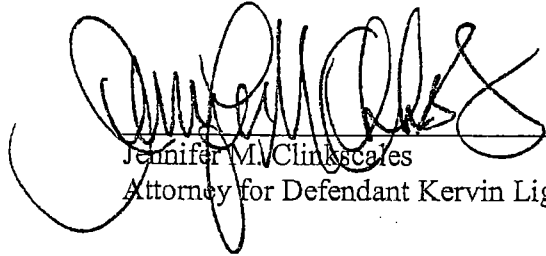
MAY 30 2017

SC Court of Appeals

The State, Respondent
v.
KERVIN ANDREAL LIGHT Appellant

CERTIFICATE OF SERVICE

The undersigned certifies that she has served the Notice of Appeal by hand on opposing counsel on May 16, 2017.


Jennifer M. Clinchcales
Attorney for Defendant Kervin Light

STATE OF SOUTH CAROLINA)
 COUNTY OF Greenwood)
 STATE VS.)
Kervin Andreal Light)
 AKA: _____)
 Race: AFRICAN AME Sex: M Age: 40)
 DOB: _____ SS#: _____)
 Address: _____)
 City, State, Zip: _____)
 DL#: _____ SID#: SC01006624)

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 17GS24-0563
 A/W#: 2017A2420100079
 Date of Offense: 10/17/2016
 S.C. Code §: 16-13-0110(B)
 CDR Code #: 2877

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SENTENCE SHEET

MAY 30 2017

SC Court of Appeals

In disposition of the said indictment comes now the Defendant who was
 TO: Shoplifting / Enhancement for 3rd or sub. offense. Value \$2000 or less (see 16-

CONVICTED OF or PLEADS

in violation of § 16-13-0110(B) of the S.C. Code of Laws, bearing CDR Code # 2877
 NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC §17-25-45
 w/minor 1st or Lewd Act)

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. (defendant's initials)
 The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST [Signature] 78607 [Signature] 10653
 Brown, C. Yates SC Bar# Defendant Attorney for Defendant SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
 for a determinate term of 10 (ten) days/months/years or under the Youthful Offender Act not to exceed _____ years
 and/or to pay a fine of \$ _____; provided that upon the service of _____ days/months/years and/or payment
 of \$ _____; plus costs and assessments as applicable*; the balance is suspended with probation for _____

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation, which are incorporated by reference.

CONCURRENT or CONSECUTIVE to sentence on:
 The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied by the State Department of Corrections. Credit 81 days = jail.
 The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.

Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered
 Total: \$ _____ plus 25% fee: \$ _____
 Payment Terms: _____
 Set by SCDPPPS _____

PTUP _____ days/hours Public Service Employment

Recipient: _____

*Fine:		\$
§ 14-1-206 (Assessments 107.5%)		\$
§ 14-1-211(A)(1) (Conv. Surcharge)	\$100	\$
§ 14-1-211(A)(2) (DUI Surcharge)	\$100	\$
§ 56-5-2995 (DUI Assessment)	\$12	\$
§ 56-1-286 (DUI Breath Test)	\$25	\$
Proviso 61.6 (Public Def/Probation)	\$500	\$
§ 14-1-212 (Law Enforce. Funding)	\$25	\$
§ 14-1-213 (Drug Court Surcharge)	\$150	\$
§ 50-21-114(BUI Breath Test Fee)	\$50	\$
§ 56-5-2942(J) (Vehicle Assessment)	\$40/ea	\$
3% to County (if paid in installments)		\$

Obtain GED
 Attend Voc. Rehab. or Job Corp. _____
 May serve W/E beginning _____
 Substance Abuse Counseling
 Random Drug/Alcohol testing
 Fine may be pd. in equal, consecutive weekly/monthly
 pmts. of \$ _____ beginning _____
 \$ _____ paid to Public Defender Fund

Other: Screen for ATU

Plea Accepted 3/14/17.

Appointed PD or appointed other counsel, Proviso 61.6 requires \$500 be paid to Clerk during probation and shall be collected before any other fees.

TOTAL \$ _____

Clerk of Court/ Deputy Clerk
 Court Reporter:

Christy Copeland

Presiding Judge [Signature]
 Judge Code: 2167
 Sentence Date: 5-8-17

SCCA/217 (07/2016) Sentencing Judge: [Signature] 5-8-17

Sentence Deferred

WITNESSES

Kirby Claphan
Greenwood Police Department

THE STATE OF SOUTH CAROLINA

COUNTY OF GREENWOOD

COURT OF GENERAL SESSIONS

March Term, 2017

Indictment # 17GS24-0563

WARRANT NUMBER

2017A2420100079

THE STATE

vs.

Kervin Andreal Light

True Bill

April Jackson

Foreman of the Grand Jury

Date: 3-10-17

INDICTMENT FOR

SHOPLIFTING
§ 16-13-0110

CDR. 2877

VERDICT

Foreman

Terms of Circuit and Family Court
May 2017

RECEIVED

MAY 30 2017

SC Court of Appeals

Holidays:
Wed May 10 - Confederate Memorial Day
Mon May 29 - National Memorial Day

Circuit Number	5/1/2017	5/8/2017	5/15/2017	5/22/2017	5/29/2017
8		General Sessions Greenwood Addy, Frank SCOTT 8, 9 SCOTT 11 NO CR NEEDED 12 Common Pleas/Common Pleas Nonjury Laurens Hocker, Donald HOLSTON 8, 9 HOLSTON 11 NO CR NEEDED 12 Common Pleas Non- Jury 8 Hocker, Donald HOLSTON 8 General Sessions Non-Jury 9 Hocker, Donald HOLSTON 9 General Sessions Non-Jury 11 Hocker, Donald HOLSTON 11	General Sessions Greenwood Addy, Frank SCOTT General Sessions Newberry Hocker, Donald HOLSTON	General Sessions Laurens Maddox, J. HUDGINS Common Pleas/Common Pleas Nonjury Greenwood Sprouse, R. SCOTT General Sessions Abbeville Hughston, Thomas SCOTT	Common Pleas Non- Jury Addy, Frank SCOTT 30, 31, 1, 2 General Sessions Laurens Hocker, Donald HOLSTON 30, 31, 1, 2
	Family Court Greenwood Jenkinson, Gordon B. DERRICK	Family Court Abbeville Jenkinson, Gordon B. NO CR NEEDED 8 AMICK 9 AMICK 11	Family Court Laurens McGowan, Joseph W. SMITH 15 am AMICK 16, 17, 18, 19	Family Court Laurens McGowan, Joseph W. AMICK	Family Court Laurens Edwards, Tommy B. BERRY Family Court

<p>Smithdeal, Joseph C.</p> <p>DAVIS 1 am, 2 am HARDOON 3 DAVIS 4, 5</p> <p>Family Court Laurens Phillips, David E.</p> <p>AMICK 1 NO CR NEEDED 2 AMICK 3, 4, 5</p>	<p>Family Court Laurens Smithdeal, Joseph C.</p> <p>DAVIS 8, 9 am DAVIS 11, 12</p>	<p>Family Court Greenwood Smithdeal, Joseph C.</p> <p>DAVIS 15 am, 16 DAVIS 17, 18, 19</p> <p>Family Court Newberry Zimmerman, Mindy W.</p> <p>BERRY</p>	<p>Smithdeal, Joseph C.</p> <p>BERRY</p>	<p>W.</p> <p>AMICK</p>
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OFFICE OF THE PUBLIC DEFENDER

Greenwood and Abbeville Counties
Suite 208, Park Plaza
600 Monument Street, Box P-133
Greenwood, South Carolina 29646



South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

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MAY 30 2017

SC Court of Appeals

