

# NOTICE OF Appeal : "MOTION OF Reconsideration"

I Breon Hunt, Im writing in reference to the Ten (10) day Appeal I requested to my lawyer "Raia Hirsch, do to my conviction I WAS sentenced to, I Ask That you provide me with the (pce) PAPER work thats Available and necessary that I need to file, My Lawyer "Raia Hirsch" mailed me The proper PAPER work to write The "court of Appeals in Columbia, SC. I mailed two (2) letters to the Appeals court of (SC) while At Kirkland After I was told to do so within twenty (20) days. I had to write a request to the law library they Just got back with me on "June 21, 17" to get print outs of my Arguments, Notice of APPEALS, Rule 203, ETC

(on April 28, 17 I Breon Hunt plead guilty to (csc 2nd) (Indictment no) 2015-GS-46-3848 And received A sentenced of twenty (20) years; And Assault and Battery, 1st (Indictment no) 2016-GS-46-4364 And received a sentenced of one (1) year and five (5) year, probation, consecutive, I was misled By my lawyer "Raia Hirsch" An multiple ways, I told Her I didnt want to take the plea she said if I dont I would receive life w/o parole, she also told me if I take the plea I would not get more the (15) year And No (GPs) I feel though I was not represented Accordingly Also I feel though my Guilty plea was INVALID By not knowing the intelligent I was Being told different things By my lawyer. I Breon Hunt need my case looked over By A Better representative "relief desired" (less time) I WAS Told my plea WAS concurrent It turned out to Be consecutive I received the max on my charge; Thank you In Advance And I Apologize for Any Inconvenience I've caused.

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JUN 23 2017

SC Court of Appeals 6-21-17

Respectfully  
Submitted

Breon Hunt

Breon Hunt

Melissa Spizore

My Commission Expires December 1, 2025

THE STATE OF SOUTH CAROLINA  
In the South Carolina Court of Appeals

APPEAL FROM York COUNTY  
Court of General Sessions

J. Derham Cole, Circuit Court Judge

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Case Nos.: 2015-GS-46-3848  
2016-GS-46-4364

The State of South Carolina, Respondent  
v.  
Breon Dovontae Hunt, Appellant

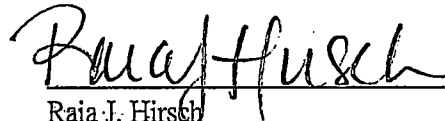
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NOTICE OF APPEAL

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DAVID HAMILTON  
C.C.P. & G.S.  
YORK COUNTY, SC

Breon Donontae Hunt appeals his guilty plea and sentence imposed by the Honorable J. Derham Cole, on April 28, 2017 the Appellant pled guilty to Criminal Sexual Conduct, 2<sup>nd</sup> degree (Indictment No. 2015-GS-46-3848) and received a sentence of twenty (20) years; and Assault and Battery, 1<sup>st</sup> degree, (Indictment Nos. 2016-GS-46-4364), and received a sentence of one (1) year and five (5) years probation, consecutive.



Raia J. Hirsch  
Assistant Public Defender  
P.O. Box 691  
York, SC 29745  
(803) 628-3031  
Attorney for Appellant

This 8<sup>th</sup> day of May, 2017  
York, South Carolina

Other Counsel of Record:  
Sharon Ohayon Kopp  
Assistant Solicitor  
1675-1A York Highway  
York, SC 29745  
(803) 628-3020

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SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
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Breon Dovontae Hunt, Appellant

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Certificate of Service

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YORK COUNTY, SC

This is to certify that a copy of the Notice of Appeal in the case of the State vs Breon Dovontae Hunt was served upon Assistant Solicitor Sharon Ohayon Kopp, on May 8, 2017 by hand-delivering a copy to the Sixteenth Circuit Solicitors Office at 1675-1A York Highway, York, South Carolina.



Debra A. Bartolotta  
Legal Secretary for Raia J. Hirsch  
Attorney for the Defendant

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JUN 23 2017

SC Court of Appeals

STATE OF SOUTH CAROLINA )  
)  
IN THE COURT OF APPEALS )  
)  
State of South Carolina )  
)  
-vs- )  
)  
Breon Davonta Hunt )  
)  
Defendant. )  
\_\_\_\_\_ )

Indictment No.: 2015-GS-46-3848  
2016-GS-46-4364

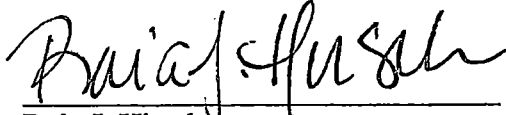
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**RULE 203(B) EXPLANATION**

Pursuant to Rule 203(B) (iv), the issue to be raised on appeal is whether the trial court abused its discretion when it imposed the twenty (20) year sentence upon the Appellant after he pled guilty to Criminal Sexual Conduct, 2<sup>nd</sup> degree (Indictment No. 2015-GS-46-3848) and Assault and Battery, 1<sup>st</sup> degree, (Indictment No. 2016-GS-46-4364) and received a sentence of one (1) year and five (5) years probation, consecutive.

The undersigned does not have a good faith basis to believe that this issue is properly before the Court of Appeals, and the undersigned did not object to the sentence or file a motion to reconsider the sentence. Nevertheless, the undersigned consulted with the Appellant about his right to appeal, and after consultation, the undersigned has filed the instant appeal at the request of the Appellant because the Sixth Amendment requires counsel to follow the Appellant's request. See *Frazer v. South Carolina*, 430 F.3d 696, 705 (4<sup>th</sup> Cir. 2005) ("A defendant has a right to pursue a direct appeal, even if frivolous, which counsel must assist as 'an active advocate on behalf of his client.'") (quoting *Anders v. California*, 386 U.S. 738, 744 (1967)).

Respectfully submitted,



Raia J. Hirsch  
1675-1E York Highway  
York, South Carolina 29745  
(803) 628-3031  
Attorney for Breon Dovontae Hunt

York, South Carolina  
May 8, 2017

2017 MAY - 8 11 00 AM  
DAVID HANCOCK  
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YORK COUNTY, SC  
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