

**OFFICE OF THE PUBLIC DEFENDER**  
**13<sup>th</sup> JUDICIAL CIRCUIT**  
**Greenville County Courthouse**  
**305 East North Street (Rm 123)**  
**GREENVILLE, SOUTH CAROLINA 29601**

John I. Mauldin  
Public Defender

TEL (864) 467-8522  
FAX (864) 467-8521

June 16, 2017

Wayne Tillman Posey, Jr  
Inmate No.: 372258  
Kirkland Reception and Evaluation Center  
4344 Broad River Road  
Columbia, SC 29210

**RECEIVED**

**JUN 19 2017**

**SC Court of Appeals**

**Re: State v. Wayne Tillman Posey, Jr**  
Appellate Case No. 2017-001030

Dear Mr. Posey:

I am attaching a letter from the South Carolina Court of Appeals. The Court of Appeals is requesting that you supplement your pleadings to provide a grounds for appeal.

I copied you on my last letter to the South Carolina Court of Appeals on June 5, 2017. In that letter, I was responding to a request from the court that I supply it with reasons for appeal and how the reasons were raised and ruled upon in General Sessions court.

My response was:

"As to the grounds for the appeal, I believe Mr. Posey would contend his sentence was unreasonable. However, the issue was not raised or ruled upon in Circuit Court. I am aware of no factual reasons or legal authority for raising the issue for the first time on appeal. I have filed the notice of appeal because I believe it is my ethical duty to do so when requested by my client, irrespective of the merits of the case. *See Frazer v. South Carolina*, 430 F.3d 696, 706 (4th Cir. 2005)."

Basically, that means that I do not believe there are any issues preserved for appeal or any extenuating circumstances which would provide good cause for the Court of Appeals to review your case. I asked the court to allow you to provide your own reasons for appealing and any justification you may think appropriate to give the Court of Appeals a reason to hear your case. This is your opportunity to do that.

**You will have twenty (20) days from the date of my letter to submit the reasons for your appeal. If you fail to respond in a timely manner, your appeal will be dismissed.**


**Send your response to the following address:**

**South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211.**

Very truly yours,

GREENVILLE COUNTY PUBLIC DEFENDER

By: \_\_\_\_\_

  
John C. Shipman, Esq.  
Attorney for Defendant  
305 E. North Street, Suite 123  
Greenville, SC 29601  
(864) 467-8522

cc:

Hon. Jenny Abbott Kitchings  
Clerk of the South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211



**13th Circuit Public Defender**

Greenville County Courthouse  
305 E. North Street, Suite 123  
Greenville, SC 29601

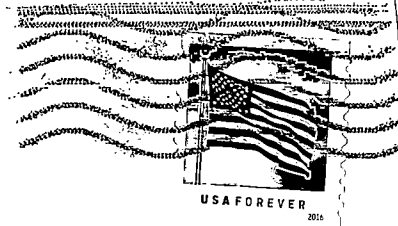
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SC Court of Appeals



Hon. Jimmy A. Kitchens  
Clerk, S.C. Ct. App.  
P.O. Box 11629  
Columbia, S.C. 29211

29211-162929

