

FORM 4
NOTICE OF APPEAL FROM A SENTENCE IMPOSED BY THE COURT OF
GENERAL SESSIONS

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of General Sessions

Diane Goodstien, Circuit Court Judge

Case Nos. 2017-GS-18-0618 & 2017-GS-18-0619

The State,

Respondent,

v.

Richard Baldwin,

Appellant.

RECEIVED

AUG 21 2017

SC Court of Appeals

NOTICE OF APPEAL

Richard Baldwin appeals his guilty plea and sentence in this case. On August 10, 2017 Mr. Baldwin pled guilty to Grand Larceny value more than \$2,000 but less than \$10,000 and Burglary (Non-Violent) - Second Degree. He received an active sentence pursuant to the Youthful Offender Act (YOA) not to exceed 5 years for the larceny and not to exceed 6 years for the burglary. Those sentences are to be concurrent, and other conditions were also added. The sentence was imposed by the Honorable Diane Goodstien.

The grounds for this appeal that Mr. Baldwin recites in a letter to me dated August 14, 2017 and post marked August 15, 2017 are as follows:

- (1) Mr. Baldwin is not happy with what happened in Court. Especially the fact that he he was sentenced to an active YOA sentence as opposed to a suspended YOA sentence.
- (2) Mr. Baldwin believes that counsel of record could have fought harder.
- (3) Mr. Baldwin believes that this sentence is overly harsh given the fact that this is his first serious charge.
- (4) Mr. Baldwin believes that he was lied to (by whom I am not certain).

I have reviewed my files and recollections of the guilty plea and sentence imposed. Pursuant to Rule 203(d)(1)(B)(iv) of the South Carolina Appellate Court Rules, I can find no issues which can be reviewed on appeal. However, there may be grounds, not recited herein, that may arise once a transcript is available to the Office to the Appellate Defender. Therefore, ask to reserve the right to amend this Notice pursuant to any applicable rules or laws.

August 17, 2017

s/Mitchell E. Farley
Mitchell E. Farley
132 E. 2nd North Street
Summerville, South Carolina 29483
(843)212-2262
Attorney for Appellant

Other Counsel of Record:
Sheila Mims, Esquire
Assistant Solicitor
First Judicial Circuit Solicitor's Office
140 North Main Street, Suite 102
Summerville, South Carolina 29483
Attorney for Respondent

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AUG 21 2017

SC Court of Appeals

FORM 7
PROOF OF SERVICE OF A NOTICE OF APPEAL

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of General Sessions

Diane Goodstein, Circuit Court Judge

Case Nos.: 2017-GS-18-0618 & 2017-GS-18-0619

The State

Respondent,

v.

Richard Baldwin,

Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the State by depositing a copy of it in the United States Mail, postage prepaid, on August 17, 2017, addressed Assistant Solicitor of record, Sheila Mims , Post Office Box 1525, Summerville, South Carolina 29116.

August 17, 2017

s/Mitchell E. Farley
Mitchell E. Farley
132 E. 2nd North Street
Summerville, South Carolina 29483
(843)212-2262
Attorney for Appellant

**FORM 8
LETTER TO THE APPELLATE COURT CLERK
FILING THE NOTICE OF APPEAL**

August 17, 2017

The Honorable Cheryl Graham
Dorchester Clerk of Court
5200 East Jim Bilton Blvd
St. George, SC 29477

RE: The State of South Carolina, Respondent v. Richard Baldwin, Appellant
Case Nos.: 2017-GS-18-0618 & 0619

Dear Ms. Graham:

Enclosed for filing is a Notice of Appeal in the above case. Please return a stamped copy in the enclosed self-addressed stamped envelope.

Sincerely,

s/Mitchell E. Farley
Mitchell E. Farley
132 E. 2nd North Street
Summerville, South Carolina 29483
(843)212-2262
Attorney for Appellant

RECEIVED

AUG 21 2017

SC Court of Appeals

FORM 8
LETTER TO THE APPELLATE COURT CLERK
FILING THE NOTICE OF APPEAL

August 17, 2017

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RECEIVED

AUG 21 2017

SC Court of Appeals

RE: The State of South Carolina, Respondent v. Richard Baldwin, Appellant
Case Nos.: 2017-GS-18-0618 & 0619

Dear Ms. Kitchings:

Enclosed for filing is a notice of appeal in the above case. Also enclosed are the following:

- (1) Proof of service of the notice of appeal on the respondent.
- (2) A copy of the sentencing sheets which are to be challenged on appeal.
- (3) A filing fee of \$100 is not enclosed pursuant to Rule 203(d)(1)(B)(iii) and (d)(2)(B)(iii), SCACR

Sincerely,

s/Mitchell E. Farley
Mitchell E. Farley
132 E. 2nd North Street
Summerville, South Carolina 29483
(843)212-2262
Attorney for Appellant

cc: Appellant
Sheila Mimms, Assistant Solicitor
Robert M. Dudek Esquire, Chief Appellate Defender