

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of General Sessions

The Honorable J. Keith R. Kelly
Seventh Judicial Circuit Court Judge

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OCT 02 2017

SC Court of Appeals

Case Nos.

17-GS-42-1386
17-GS-42-1387A
17-GS-42-1387

The State of South Carolina.....Respondent
vs.
Cesar Mendez Martinez.....Appellant

EXPLANATION OF APPEAL PURSUANT TO RULE 203(d)(1)(B), SCACR

Pursuant to Rule 203(d)(1)(B), SCACR, Cesar Mendez Martinez files this explanation of his appeal of his guilty plea, conviction and sentence in this case. The sentence was imposed by the Honorable J. Keith R. Kelly on September 7, 2017. No issues were raised during the guilty plea; however, the client insisted upon an appeal; therefore, this appeal was filed 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).

September 14, 2017


TIMOTHY M. RAY #70498
Attorney for Appellant
Timothy M. Ray LLC
184 North Daniel Morgan Avenue
Spartanburg, South Carolina 29306
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sandywinstead184@gmail.com

Other Counsel of record:

Spencer Holloran Smith, Assistant Solicitor
Seventh Circuit Solicitor's Office
Spartanburg County Courthouse
180 Magnolia Street
Spartanburg, SC 29306

2017 SEP 14 PM 4:32
M. HOPE BLADHLEY



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OCT 02 2017

SC Court of Appeals

The South Carolina Court of Appeals

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DEPUTY CLERK

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COLUMBIA, SOUTH CAROLINA 29201
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www.sccourts.org

September 22, 2017

Mr. Timothy M. Ray, Esquire
184 N. Daniel Morgan Ave.
Spartanburg SC 29306

Re: The State v. Cesar Mendez-Martinez
Appellate Case No. 2017-001941

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.

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: Robert Michael Dudek, Esquire
Spenser Holloran Smith, Esquire
Alan McCrory Wilson, Esquire
John Benjamin Aplin, Esquire

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PROOF OF SERVICE

The undersigned, Sandra Winstead, hereby certifies that she is employed in the office of Timothy M. Ray, Attorney at Law, and is a person of such age and discretion as to be competent to serve papers and that a copy of the **EXPLANATION OF APPEAL PURSUANT TO RULE 203(d)(1)(B) SCACR**, was served upon the following person(s) on the State, by depositing copies of same in the United States Mail, with sufficient postage affixed thereto, on September 14, 2017, addressed as follows:

Spenser Holloran Smith, Assistant Solicitor
Seventh Circuit Solicitor's Office
180 Magnolia Street
Spartanburg, SC 29306

Sandra R. Winstead
SANDRA R. WINSTEAD

SEP 14 PM 4:32
SPARTANBURG COUNTY

Subscribed and sworn to before me
on 14 day of September, 2017
Rebecca Youngblood
Notary Public for South Carolina
My commission expires: 1-13-2020

THE LAW OFFICES OF
TIMOTHY M. RAY
ATTORNEY & COUNSELOR AT LAW

184 NORTH DANIEL MORGAN AVENUE
SPARTANBURG, SOUTH CAROLINA 29306

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OCT 02 2017

SC Court of Appeals

TELEPHONE: (864) 542-2800

FAX NUMBER: (864) 585-0068

September 27, 2017

Inmate Cesar Mendez Martinez
SCDC#00373834
Kirkland Correctional Institute
4344 Broad River Rd.
Columbia, SC 29210

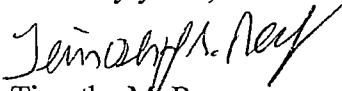
RE: THE STATE VS. CESAR MENDEZ-MARTINEZ
APPELLATE CASE NO. 2017-001941

Dear Cesar:

Enclosed please find a copy of my Explanation of Appeal to the South Carolina Court of Appeals. Please file with the court within twenty (20) days from the date of this letter in writing any arguable basis that are issues preserved for appeal. I have included a copy of the letter I received from the court with instructions and the correct address for the court.

If you have any questions please do not hesitate to contact my office.

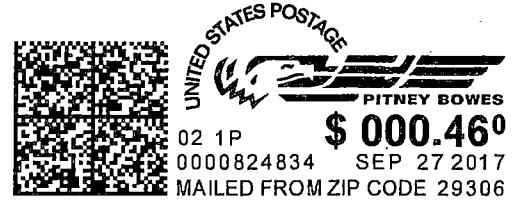
Sincerely yours,


Timothy M. Ray
TMR/srw

Enclosure

Cc: ~~South Carolina Court Appeals~~
Robert Michael Dudek, Esquire
John Benjamin Aplin, Esquire
Alan McCrory Wilson, Esquire
Spenser Holloran Smith, Esquire

Timothy M Ray
Attorney At Law
184 N. Daniel Morgan Ave
Spartanburg, SC 29306



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