

IN THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of General Sessions

The Honorable R. Markley Dennis, Jr.

Case No. 2017-001832

The State of South Carolina Respondent
v.
Montre DeSean Brown Appellant

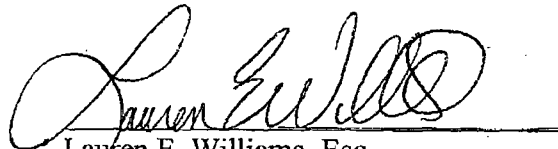
AMENDED NOTICE OF INTENT TO APPEAL

Montre D. Brown appeals his conviction and sentence in the above-captioned matter. The sentence was imposed by the Honorable R. Markley Dennis, Jr. following the Defendant/Appellant's guilty plea on August 25, 2017. Upon information and belief, the Appellant submitted a *Pro Se* Notice of Intent to Appeal to this Honorable Court following his guilty plea hearing. Thereafter, this Honorable Court instructed the undersigned to correct the deficiencies in the Defendant/Appellant's *Pro Se* Notice of Intent to Appeal by correspondence dated September 14 and 27, 2017.

Pursuant to the mandate of Rule 203(d)(1)(B)(iv), the Defendant/Appellant asserts that the issues to be raised on appeal may include whether the trial court abused its discretion in imposing a prison sentence of twenty-eight years, balance suspended upon the service of eighteen year, upon the Defendant/Appellant after he entered a guilty plea in the above-captioned case.

Upon information and belief, 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. The undersigned duly consulted with the Defendant/Appellant about his right to appeal prior to his guilty plea, and following his plea and sentencing, the Defendant/Appellant filed the aforementioned *Pro Se* Notice of Intent to Appeal. As this Honorable Court has instructed via correspondence dated September 14 and 27, 2017, the undersigned files the instant Amended Notice at the direction of this Court and because the Sixth Amendment requires counsel to follow the Appellant's request. See *Frazer v. South Carolina*, 430 F.3d 696, 706 (4th Cir. 2005) ("A defendant has a right to pursue a direct appeal, even if

frivolous, which counsel must assist as ‘an active advocate in behalf of his client.’”) (quoting *Anders v. California*, 386 U.S. 738, 744 (1967)).

A handwritten signature in black ink, appearing to read "Lauren E. Williams", written over a horizontal line.

Lauren E. Williams, Esq.
S.C. Bar # 75158
Williams & Walsh, LLC
652 Rutledge Ave., Unit B
Charleston, SC 29403
(843) 722-0157

Charleston, South Carolina,
October 4, 2017.



RECEIVED
OCT 16 2017
SC 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

October 09, 2017

Ms. Lauren E. Williams, Esquire
652 Rutldge Ave., Unit B
Charleston SC 29403

Re: The State v. Montre Desean Brown
Appellate Case No. 2017-001832

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: Burns Malone Wetmore, Esquire
Robert Michael Dudek, Esquire
Alan McCrory Wilson, Esquire
John Benjamin Aplin, Esquire

October 13, 2017

RECEIVED

OCT 16 2017

SC Court of Appeals

Legal Mail: Open in Inmate's Presence

Mr. Montre Brown (SCDC # 00347523)
Kirkland Correctional Institution
4344 Broad River Road
Columbia, SC 29210

RE: State v. Montre Desean Brown
Arrest Warrant Numbers: 2015A1010200160 & 2015A1010200161
Charges: Voluntary Manslaughter & Possession of Weapon During the Commission of a Violent Crime
Date of Arrest: January 13, 2015
Arresting Agency: North Charleston Police Department
Arresting Officer: J. Desheers

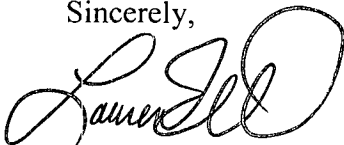
Dear Tre:

Per the instruction of the Court of Appeals, please find enclosed their letter to me dated October 9, 2017, requesting that I forward you a copy of the Amended Notice of Intent to Appeal, which states my explanation for your appeal. The Court further requests that I notify you that **you have twenty (20) days from the date of this letter to inform the Court in writing of the issues preserved for appeal. You must send this to the Court's address contained in the enclosed letter.**

To that end, even though you have previously received copies of every document submitted thus far on your behalf, I hereby again enclose the information as instructed by the Court.

With best wishes, I remain

Sincerely,



Lauren E. Williams
LEW/anm

Enc: October 9, 2017 Letter from S.C. Court of Appeals; *one page*
Amended Notice of Intent to Appeal; *three pages*

cc: ✓ Clerk of Court, South Carolina Court of Appeals, *via First Class Mail w/ encls.*
Ms. Ingrid Brown, *via First Class Mail and email w/ encls.*

