

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

APPEAL FROM ORANGEBURG COUNTY  
The Honorable Ed Dickson, Circuit Court Judge

Case No: 2015GS38-1637

---

The State . . . . . Respondent

vs.

Merlin F Theriot, Jr. . . . . Appellant

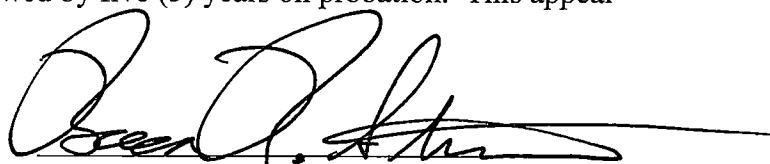
---

**NOTICE OF APPEAL**

---

Merlin Theriot, Jr. appeals his guilty plea and sentence in this case. Mr. Theriot plead guilty on July 12, 2017 to Criminal Sexual Conduct with a Minor, 3rd Degree before the Honorable Edgar Dickson, and his sentence was deferred until completion of a pre-sentence report. On October 16, 2017, Judge Dickson imposed a sentence of fifteen (15) years, suspended upon service of ten (10) years incarceration, followed by five (5) years on probation. This appeal follows.

October 24, 2017



Office of the Public Defender, 1st Circuit  
Breen R. Stevens  
Assistant Public Defender  
P.O. Box 1112  
Orangeburg, SC 29116-1112  
(803)531-7090  
Attorney for Appellant

Office of the Solicitor, 1st Circuit  
Ashley Cornwell  
Assistant Solicitor  
P.O. Box 1525  
Orangeburg, SC 29115  
(803) 533-6252  
Attorney for Respondent

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM ORANGEBURG COUNTY  
The Honorable Ed Dickson, Circuit Court Judge

Case No: 2015GS38-1637

RECEIVED  
OCT 30 2017  
SC Court of Appeals

The State . . . . . Respondent

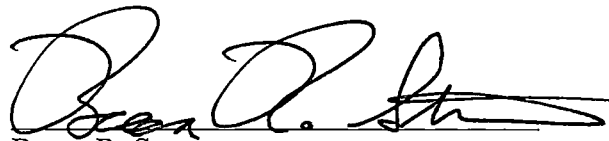
vs.

Merlin F Theriot, Jr. . . . . Appellant

**PROOF OF SERVICE**

I certify that I have served the Notice of Appeal and Explanation of Appeal on Ashely Cornwell, Assistant Solicitor for Orangeburg County, by hand delivering a copy of it to the Orangeburg County Solicitor's Office at 151 Docket Street, Orangeburg, South Carolina 29115, on October 25<sup>th</sup>, 2017. The Notice of Appeal was also clocked in the Orangeburg County Clerk of Court's Office on October 25<sup>th</sup>, 2017.

October 24, 2017



Breen R. Stevens  
Assistant Public Defender  
P.O. Box 1112  
Orangeburg, SC 29116-1112  
(803)531-7090  
Attorney for Appellant

STATE OF SOUTH CAROLINA, )  
COUNTY OF ORANGEBURG. )

State of South Carolina, )

vs. )

Merlin F Theriot, Jr. )  
Appellant. )

IN THE SOUTH CAROLINA COURT OF

2015GS38-1637

RECEIVED

OCT 30 2017

ACCEPTANCE OF SERVICE

SC Court of Appeals

Due and legal service of the within *Notice of Appeal and Explanation of Appeal* by the attorney for the above defendant, in the above entitled action is hereby accepted and a copy retained by Solicitor, David M. Pascoe, Jr., in Orangeburg, South Carolina, this 25<sup>th</sup> day of October 2017.

Sammy Graves  
Solicitor

# Office of the Public Defender

First Judicial Circuit

107 W. 6th North Street  
Suite 100  
Summerville, SC 29483  
(843) 821-9800  
FAX (843) 871-0523

5200 East Jim Bilton Boulevard  
Dorchester County Courthouse  
St. George, SC 29477  
(843) 832-0154



372 St. Paul Street  
Covington Bldg., Rooms 8-9  
PO Box 1112  
Orangeburg, SC 29116-1112  
(803) 531-7090  
FAX (803) 531-0977

716 Huff Drive  
St. Matthews, SC 29135  
(803) 874-2100  
FAX (803) 874-2400

October 19, 2017

RECEIVED

OCT 30 2017

SC Court of Appeals

**VIA CERTIFICATE OF MAILING**

The Honorable Jenny A. Kitchings  
Clerk of Court  
SC Court of Appeals  
PO Box 11629  
Columbia, SC 29201

**Re: State v. Merlin F Theriot, Jr.**

Charge(s): Sex / Criminal sexual conduct with minor, 3rd degree -  
Commit/Attempt Lewd act (victim under 16 yrs)  
Warrant/Ticket No(s): 2015A3810700779

Dear Ms. Kitchings:

Enclosed please find the original Notice of Appeal, Explanation of Appeal and proof of service together with two copies. Also enclosed you will find certified true copies of the warrant(s), assignment sheet, sentencing sheet(s), and the indictment(s) in this case.

Please file the original and have the copies clocked in and returned to me in the enclosed, stamped, self-addressed envelope. As you can see, the defendant is indigent and accordingly there should be no docketing fee.

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

Sincerely,

ORANGEBURG COUNTY PUBLIC DEFENDER



Breen R. Stevens, Esq.  
Assistant Public Defender

BRS/ldk

Enclosures: As stated.

cc: Ms. Rhonda D. Foxworth