

STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF OCONEE )  
 )  
 State of South Carolina )  
 )  
 vs. )  
 )  
 David Joseph Witherington )  
 )  
 SCDC #345333, )  
 )  
 )  
 Defendant. )

IN THE COURT OF GENERAL SESSIONS

CASE NOS.: 2014GS3700363; 2014GS3700857  
 2014GS3700858; 2014GS3701139

ORDER DENYING DEFENDANT'S MOTION  
 FOR RECONSIDERATION  
 OR MODIFICATION

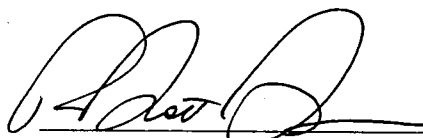
In a criminal case, post-trial motions generally must be made within ten (10) days after the imposition of the sentence.<sup>1</sup> The Defendant made his Motion for Reconsideration or Modification by letter dated September 5, 2017, accompanied by a Certificate of Service dated August 31, 2017. Neither date falls within ten days of the imposition of the Defendant's sentence, which occurred in 2015. The Defendant's Motion to Reconsider or Modify his sentence is therefore untimely and DENIED.

AND, IT IS SO ORDERED.

**RECEIVED**

DEC 05 2017

SC Court of Appeals



R. SCOTT SPROUSE  
 Judge, Tenth Judicial Circuit

FILED OCONEE COUNTY, SC  
 BEVERLY H. WHITFIELD  
 CLERK OF COURT  
 2017 OCT 31 A 11:26

Walhalla, South Carolina

October 31, 2017

**A TRUE COPY**  
 OCT 31 2017  
 CLERK OF COURT - OCONEE COUNTY

<sup>1</sup> See Rule 29(a), SCRCrimP.

C. Copies: SOL - boxed  
 DEF. - mailed