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WILLIE JAMES MOORE

JUN 20 2018

State of South Carolina

SC Court of Appeals

- The 6<sup>th</sup> Amendment of the US Constitution Guarantees that I had a right to confront all witnesses against me.

The compulsory process to obtain witnesses in my own behalf and to have Assistance of counsel for my Affirmative defense (ie Rule 5

I didn't see my Motion of Discovery until I was in Prison.

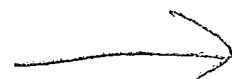
Mr Meedental was Assigned to be my Pol in the middle of Jan 2017 and I was sentenced the first week of April.

So that gives him about 80 days too represent me.

MY first visit I had with him he told me that they wanted me too plea to 1<sup>st</sup> degree Burg and if I did that they wouldn't bring up Grand larceny charges. AS soon as he said that I knew that they were not trying to play fair. I didn't even take anything and on top of that what kind of deal is that?

I told him that first thing was first and that I was owed a right to Due process and that I had been there 3 months and hadn't went up for a bond or preim. I told him that I need to get a bond so that I could further work on my defense. I let him know that I had a little money coming in another month or so and I would be able to retain a private attorney if it was nothing that he could do to get a better plea.

Whenever I asked him about the Bond hearing he told me that they probably wouldn't give me one and I told him too put in for it anyway because there was no violence on my behalf or nothing taken from the house.



② He didn't come back until late Feb and told me that he had asked one of his colleagues and they said I could probably get a bond due to the fact that there was no violence and Burg 1<sup>st</sup> was my only charge. They said that it might be a little high but, I could probably get one. He asked ~~for~~ other Pds because he had not even been a lawyer long much less in Spokane County.

He told me that he had me going up for a bond in mid to late March. I had spoke with a couple of different attorneys in the meantime but, everyone was so busy they hadn't had time too come let me sign the papers. I spoke with Doug Brennan and Joshua Shultz. A couple others that I can't recollect but, I was not just sitting on my hands and waiting on something to happen because this is my life and I had never done anything to warrant this much time and that's not the kind of citizen I am.

- Time came for me too go to my Bond hearing and they didn't come and get me, (That was the last week of March) Mr Macdonald came that next week and I asked him why didn't I go up for a bond and he said that they put me on the trial docket for the first court term in April. I told him like I had told him a couple of different times before too put in for a continuance so that I can hire private counsel. Mr Macdonald didn't put anything in writing that he would put in for a continuance (Rule 7) he just kept telling me that they probably won't give me one. Instead of putting it in writing. (Rule 7) Mr Macdonald had also told me that my charge fall under the Burg 2<sup>nd</sup> charge numerous

times but did nothing too negotiate such a charge.  
MR Macdonald told me that he would talk with taen Boggs  
(Another PD) and see if he could negotiate. Burg 2<sup>nd</sup> and  
Mr Boggs never came to talk with me or did he try to  
negotiate. As a matter of fact his exact words were "I'm  
Sorry I forgot all about it, if your going to be mad at someone  
Be mad at me." This was told to me by Mr Boggs  
on the 10<sup>th</sup> Day of April, the day they brought me  
to the courthouse to plea or for trial.  
MR Macdonald had also told me that he couldn't win in trial.

The first attorney that was assigned to me was Charles Snyder  
and I didn't see him not 1 time from Oct 2, 2016 until  
April 10, 2017 and he told me that he was sorry that he never  
came and that he gave his case loads to the new guy  
(MR Macdonald in Jan) Mr Snyder was not suppose to even  
be talking to me, Mr Macdonald said so himself but, yet and  
still there he was trying to coerce me into pleading to 1<sup>st</sup> degree  
Burg, I told them both that I was not trying to plea to  
that and that I had the money to retain someone I just  
needed a continuance, which I had been asking for so  
I could muster up a defense on my behalf. They both  
kept ~~talking~~ telling me to plea. It wasn't until they told  
me that they would let me ask Judge Cole for a  
Continuance that I went into the courtroom.

As soon as we got in the courtroom My lawyer said  
that his client would like to ask for a continuance so  
that I could hire private counsel. And I quote Judge Cole  
→

4) "Your his lawyer any motions made should have been made, by you" (see first page of transcript)

He also said that unless I was firing him and I said no because I was ignorant and I thought that if I had fired him that they would have made me go to trial and I wouldn't have had anyone. I thought that if I just said no I'm not firing him I just relieving him so I can get another attorney, I didn't want him to think I had a personal problem of something with him, I was just trying to do what's best for me. I was nervous and didn't know what was going on. That's why I had been asking him for a continuance so we didn't have to go through that.

- Judge Cole said that he would give me until 2:30 pm to find an attorney and he would grant me a continuance.

~~When~~ I was then placed in a holding cell with no access to a phone or the ability to contact anyone.

I was brought back to the courtroom at 2:30 and Judge Cole gave me two options, Plea or Go to trial.

At that time I wasn't trying to plea and Mr. McDonald said that he wouldn't win so I try to buy more time and I told Judge Cole that I would plea but I need my family there. So he said the only way that they would let me leave is if I signed the plea and came back two days later to be sentenced. So I was coerced to sign it. I still believe that if I had ample time to get another attorney that the results would have been different. My PCR lawyer told me the exact same thing.



There are people who sit in our county for 2 and 3 yrs before they go to court and they rushed me into pleading in 6 months and I only had an active attorney for about 30 days.

Mr Macdonald said himself that he didn't think I deserved the time that I received, he said that "he didn't know why they wanted me to do hard time".

I received about \$2,000 the first couple weeks of March so that I could bond out and pay attorney because I had a good paying job. I had funds to either bond out or hire private counsel from the county.

I'm really not a bad person, I made some stupid mistakes before with bad judgments dealing with my child's mother and other than that I have had no victims like this charge.

My Mother had just passed and I was on Xanax and percocet 2/3 and I was out of it but I took nothing.

If you could please give me some Relief I would be much obliged. And I will be a better commodity to the community.

Thank you for your time

Walter Thomas

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