

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM Horry COUNTY
Court of General Sessions

Benjamin H. Culbertson, Circuit Court Judge

Appellate Case No. 2018-001177

RECEIVED
AUG 28 2018
SC Court of Appeals

The State,

Respondent,

v.

Jonathan Cannimore, Jr.,

Appellant.

FACTUAL BASIS AND WRITTEN EXPLANATION OF ISSUES ON APPEAL

Ralph Wilson, Jr., attorney for Appellant during his guilty plea, provides the following factual basis and written explanation of issues on appeal pursuant to Rule 203(d)(1)(B)(iv) of the South Carolina Appellate Court Rules for the filing of Notice of Appeal on behalf of Jonathan Cannimore:

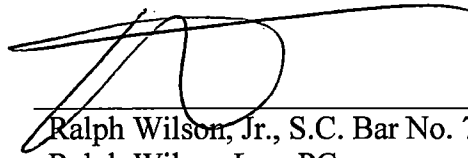
On or about October 26, 2016, Appellant was arrested and charged with Attempted murder, Armed robbery, Carjacking, Kidnapping and Possession of a weapon during a violent crime. On or about December 8, 2016, Appellant served a Motion for Discovery upon the Respondent. On or about February 3, 2017, the State, by and through Senior Assistant Solicitor Martin Spratlin, disclosed discovery materials in this matter to counsel for the Defendant including 57 pages of materials. On May 18, 2018, Appellant's counsel received an email with Respondent's intention of calling this case for trial June 11, 2018, and informing there was supplemental discovery

material forthcoming. Appellant's response informed Respondent the only issue remaining was no audio or video files received by the defense. On or about May 23, 2018, a subsequent disclosure was made by Respondent through Senior Assistant Solicitor Joshua Holford containing a jump drive with a 2500 page phone dump; surveillance footage, multiple 911 calls, and roughly 200 pages of reports., etc. On June 1, 2018, Appellant filed a Supplemental Brady Motion seeking body camera/ dash camera footage referenced in the discovery materials disclosed on May 23, 2018. On June 6, 2018, a subsequent disclosure was made by Respondent through Senior Assistant Solicitor Joshua Holford providing three DVDS containing 23 video files (roughly 290 minutes of footage) from body worn cameras by the Myrtle Beach Police Department. On June 6, 2018, Appellant filed a Motion to Continue the Trial based upon the discovery disclosures. On June 11, 2018, the Court moved the case from first on the trial roster to second to allow additional time to review the discovery, stating the Court will hear the Motion to Continue at the calling of the case for trial. On June 11, 2018, Appellant entered a guilty plea pursuant to North Carolina v. Alford to Carjacking w/ Injury with Respondent recommending a sentence of thirteen years. The guilty plea was accepted by the Court and Appellant was sentenced to the recommended thirteen years. The remaining warrants were dismissed as part of the plea. During sentencing, the Court heard from the Defense and then from the victim prior to imposing the sentence over the objection of Appellant, who requested to be heard from last.

Appellant requested a Notice of Intent to Appeal be filed on his behalf. The Notice of Intent to Appeal was filed and served on behalf of Appellant on June 19, 2018.

The reasons stated above and any other reasons Appellant has for filing the action are the subject of this appeal.

RESPECTFULLY submitted this 21st day of August, 2018 by,



Ralph Wilson, Jr., S.C. Bar No. 76716

Ralph Wilson Law PC

Post Office Box 860

Conway, SC 29528

P: 843-488-1013

Plea Counsel for Appellant

Other Counsel of Record:

Office of the Attorney General

Post Office Box 11549

Columbia, SC 29211

Counsel for Respondent

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM Horry COUNTY
Court of General Sessions

Benjamin H. Culbertson, Circuit Court Judge

Appellate Case No. 2018-001177

RECEIVED
AUG 28 2018
SC Court of Appeals

The State,

Respondent,

v.

Jonathan Cannimore, Jr.,

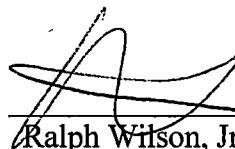
Appellant.

PROOF OF SERVICE

I certify I have served the Notice of Appeal upon Respondent by depositing a copy of same in the United States Mail, postage prepaid, on today's date addressed to Respondent's counsel of record:

Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211

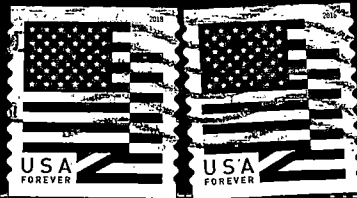
August 21, 2018



Ralph Wilson, Jr., S.C. Bar No. 76716
Ralph Wilson Law PC
Post Office Box 860
Conway, SC 29528
P: 843-488-1013
Plea Counsel for Appellant



THE LAW OFFICE OF
RALPH WILSON, JR.



P.O. Box 860
Conway, SC 29528

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RECEIVED

AUG 28 2018

SC Court of Appeals

29211-162929

