

THE STATE OF SOUTH CAROLINA
In the Appellate Court

APPEAL FROM PICKENS COUNTY

Court of General Sessions

2019 APR 25 P 2:59

James R. Barber, III, Circuit Court Judge

Case No(s): 2018-GS-39-512, 2018-GS-39-513, 2014-GS-39-2054, 2016-GS-39-160, 2016-GS-39-162

CLERK OF COURT

PICKENS COUNTY

SOUTH CAROLINA

The State,

Respondent.

v.

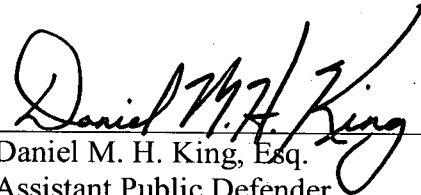
James Christopher Townsend,

Appellant.

NOTICE OF APPEAL

James Christopher Townsend appeals his guilty plea and sentence in this case. The sentence was imposed by the Honorable James R. Barber, III on April 16, 2019.

Date: April 25, 2019



Daniel M. H. King, Esq.
Assistant Public Defender
Thirteenth Judicial Circuit
214 E. Main St, Suite B-240
Pickens, SC 29671
Plea Attorney for Appellant

Other Counsel of Record:

Courtney Rea, Esq.
Assistant Solicitor, Thirteenth Judicial Circuit
214 E. Main St, B-120
Pickens, SC 29671
Attorney for Respondent

Matthew Buchanan, Esq.
General Counsel, SC Department Probation, Parole, and Pardon
PO Box 50666
Columbia, SC 29250
Attorney for Respondent

RECEIVED

APR 29 2019

SC Court of Appeals

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James R. Barber, III, Circuit Court Judge

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The State,

Respondent.

v.

James Christopher Townsend,

Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the below listed parties by depositing a copy of it in the United States Mail, postage prepaid, on April 25, 2019, addressed to:

James Christopher Townsend, Inmate
415 S. Pine Street
Walhalla, SC 29691

Matthew Buchanan, Esq.
General Counsel, SC DPPP
PO Box 50666
Columbia, SC 29250
Attorney for Respondent

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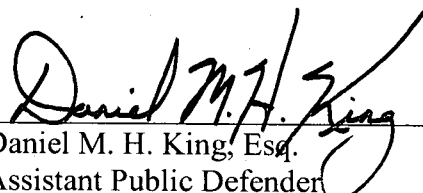
APR 29 2019

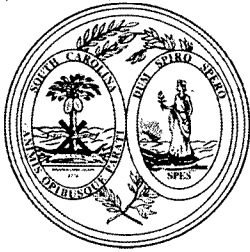
SC Court of Appeals

I further certify that I have served the Notice of Appeal on the below listed respondent by hand delivering a copy of it on April 25, 2019, addressed to:

Courtney Rea, Esq.
Assistant Solicitor, Thirteenth Judicial Circuit
214 E. Main St, B-120
Pickens, SC 29671

Date: April 25, 2019


Daniel M. H. King, Esq.
Assistant Public Defender
Thirteenth Judicial Circuit
214 E. Main St, Suite B-240
Pickens, SC 29671
Plea Attorney for Appellant



13TH JUDICIAL CIRCUIT PUBLIC DEFENDER

CHRISTOPHER D. SCALZO, CIRCUIT PUBLIC DEFENDER

**Greenville County
Public Defender Office**
Greenville County Courthouse
305 East North Street, Suite 123
Greenville, SC 29601
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Fax. (864) 467-8521

**Pickens County
Public Defender Office**
Pickens County Courthouse
214 East Main Street, B-240
Pickens, South Carolina 29671
Tel. (864) 898-5577
Fax (864) 898-5579

April 25, 2019

Via Regular Mail

The Honorable Jenny A. Kitchings
Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RECEIVED
APR 29 2019
SC Court of Appeals

Re: State v. James Christopher Townsend
Case No(s): 2018-GS-39-512, 2018-GS-39-513; 2014-GS-39-2054, 2016-GS-39-160, 2016-GS-39-162

Dear Ms Kitchings:

Enclosed for filing are the following:

1. Two originals of Notice of Appeal in the above Case, along with original Proof of Service attached to each Notice;
2. A copy of the indictments for the plea;
3. A copy of the redacted sentencing sheets; and,
4. A copy of the Form 9s from the violation of probation.

Please return to me a clocked copy of the Notice of Appeal in the self-addressed stamped envelope enclosed for that purpose.

The Notice has been filed with the Pickens County Clerk of Court. Further, please accept this letter and the following as my compliance with Rule 203(d)(1)(B)(iv)'s requirement for a written explanation showing issues to be reviewed on appeal of a guilty plea:

On April 24, 2019, Mr. Townsend requested that I file an appeal to his guilty plea of April 16, 2019 by way of a FAX from the Oconee County Detention Center. Specifically he requests that I file an appeal of his guilty plea and the sentence imposed by the court on April 16, 2019.

There was no recommendation by the State at his plea because his offer had expired some months prior; and the plea resulted in a probation violation. The presiding judge accepted the plea of guilty on his pending charges then sentenced him to five years in the Department of Corrections for his probation violation. After the probation sentence, the presiding judge then sentenced Mr. Townsend to five years in the Department of Corrections on his Receiving Stolen Goods Enhanced charge, and a three-year concurrent sentence on one count of Failure to Stop for a Blue Light. However, the presiding judge ran these two new sentences consecutive to the probation violation sentence.

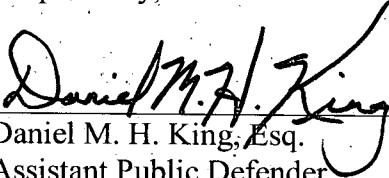
As an officer of the Court, I do not believe there are any meritorious issues to be reviewed on appeal. Nevertheless, Mr. Townsend has a legal right to appeal his conviction and I am doing so at his instruction.

If anything further is required, please do not hesitate to contact me.

These matters are being referred to the Office of Appellate Defense in that I was participating as Court appointed counsel at the time of the plea.

Thank you for your attention to this matter.

Respectfully,



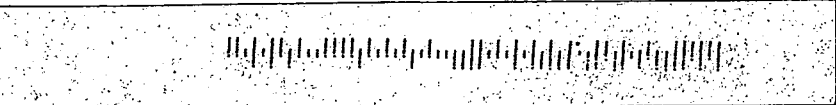
Daniel M. H. King, Esq.

Assistant Public Defender
Thirteenth Judicial Circuit
214 E. Main St, Suite B-240
Pickens, SC 29671
Plea Attorney for Appellant

Enclosure

cc: Office of Appellate Defense
James Townsend, Oconee Detention Center

Pickens
214 East main Street, room 210
Pickens, SC 29671



NEOPOST FIRST-CLASS MAIL
04/25/2019
US POSTAGE \$000.95⁰⁰
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The Honorable Jenny A. Kitchings
Clerk of Court
SC Court of Appeals
PO Box 11629
Columbia, SC 29211

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