

STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of General Sessions

Clifton Newman, Circuit Court Judge

Case Nos. Indictment Number: 1992 GS 40 02260

The State,.....Respondent,

v.

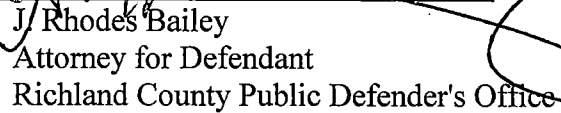
Charles M. Mitchell,.....Appellant.

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JUN 03 2019
SC Court of Appeals

NOTICE OF APPEAL

The defendant, Charles M. Mitchell appeals the Honorable Clifton Newman's decision to grant the State's Motion to dismiss Defendant's Request for Resentencing dated May 29, 2019. On April 29, 2019, a hearing was held in the matter and Judge Newman took the matter under advisement. A certified copy of this Order was provided to defense counsel on May 29, 2019. Defendant respectfully requests this Court to reconsider Judge Newman's ruling and grant him a hearing pursuant to *Aiken v. Byars*, 410 S.C. 534, 765, S.E.2nd 572 (2014).

June 3, 2019



J. Rhodes Bailey
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Other Counsel of Record:

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Attorney for Respondent

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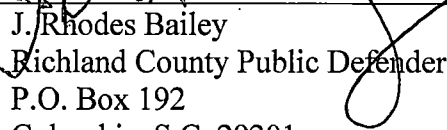
v.

Charles M. Mitchell,.....Appellant.

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true copy of the Notice of Intent to Appeal in the above-referenced case has been served upon opposing counsel by delivering same this date to his office at the Office of the Solicitor, Fifth Judicial Circuit, Richland County Judicial Center, 1701 Main Street, Columbia, South Carolina 29201.

June 3, 2019



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