

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

FILED

2019 MAY 28 P 2: 10

APPEAL FROM CALHOUN COUNTY
Court of General Sessions

KENNETH HASTY
CLERK OF COURT
CALHOUN COUNTY
ST. MATTHEWS, SC

Maite Murphy, Circuit Court Judge

Case Nos. 2017-GS-09-0109 through -0110

The State,

Respondent,

v.

Derrick T. Mills,

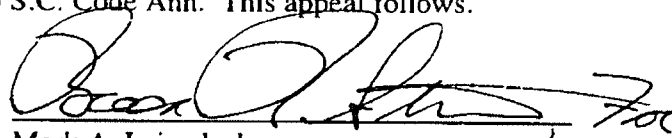
Appellant.

RECEIVED
JUN 17 2019
SC Court of Appeals

NOTICE OF APPEAL

Derrick Mills appeals his conviction and sentence in this case. From May 21, 2019 through May 23, 2019, Appellant was tried for one (1) count of murder, and one (1) counts of armed robbery before the Honorable Maite Murphy and a jury. He was found guilty of one (1) count of armed robbery, while a mistrial was granted on the charge of murder. The court imposed a sentence of life without possibility of parole, pursuant to §17-25-45 S.C. Code Ann. This appeal follows.

May 24, 2019



Mark A. Leiendecker
Circuit Public Defender,
First Judicial Circuit
107 West 6th North Street
Summerville, South Carolina 29483
(843) 821-9800
Attorney for Appellant

Other Counsel of Record:
Office of the Solicitor, 1st Circuit
Theodore Lupton
Assistant Solicitor
P.O. Box 1525
Orangeburg, South Carolina 29115
(803) 533-6252
Attorney for Respondent

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

FILED

2019 MAY 28 P 2: 14

APPEAL FROM CALHOUN COUNTY
Court of General Sessions

KENNETH HASTY
CLERK OF COURT
CALHOUN COUNTY
ST MATTHEWS, SC

Maite Murphy, Circuit Court Judge

Case Nos. 2017-GS-09-0109 through -0110

The State,

Respondent,

v.

Derrick T. Mills,


Appellant.

PROOF OF SERVICE

RECEIVED
JUN 17 2019
SC Court of Appeals

I certify that I have served the Notice of Appeal on opposing counsel, Assistant Solicitor Theodore Lupton, by personally delivering a copy of it to him at his office at 190 Gibson Street, Orangeburg, South Carolina 29116, on May 24, 2019.

May 24, 2019


Mark A. Leiendecker
Circuit Public Defender,
First Judicial Circuit
107 West 6th North Street
Summerville, South Carolina 29483
(843) 821-9800
Attorney for Appellant

STATE OF SOUTH CAROLINA,) **FILED** IN THE SOUTH CAROLINA COURT OF)
) APPEALS

COUNTY OF CALHOUN) **2019 MAY 29 P 2:22**

2017GS09-0109, 2017GS09-0110

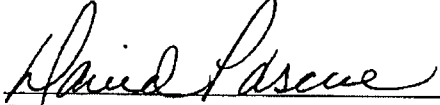
State of South Carolina,) **KENNETH HASTY**
) **CLERK OF COURT**
) **CALHOUN COUNTY**
) **ST. MATTHEWS, SC**

vs.

ACCEPTANCE OF SERVICE

Derrick Tyler Mills)
 Appellant.)

Due and legal service of the within *Notice of Appeal* by the attorney for the above defendant, in the above entitled action is hereby accepted and a copy retained by Solicitor, David M. Pascoe, Jr., in Orangeburg, South Carolina, this 28 day of May 2019.


Solicitor

RECEIVED
JUN 17 2019
SC Court of Appeals

Office of the Public Defender

First Judicial Circuit

107 W. 6th North Street
Suite 100
Summerville, SC 29483
(843) 821-9800
FAX (843) 871-0523



372 St. Paul Street
Covington Bldg., Rooms 8-9
PO Box 1112
Orangeburg, SC 29116-1112
(803) 531-7090
FAX (803) 531-0977

May 24, 2019

VIA CERTIFICATE OF MAILING

Ms. Rhonda D. Foxworth
South Carolina Office of Appellate Defense
PO Box 11589
Columbia, SC 29211

RECEIVED
JUN 17 2019
SC Court of Appeals

Re: State v. Derrick Tyler Mills

Charge(s): Murder; Armed Robbery, robbery while armed or allegedly
armed with a deadly weapon
Warrant/Ticket No(s): 2014A0910200046; 2014A0910200047

Dear Ms. Foxworth:

Enclosed please find the Notice of Appeal, Acceptance of Service with attachments and letter to Clerk of South Carolina Court of Appeals.

On May 23, 2019, the Defendant was found guilty at trial and was sentenced before The Honorable Maite Murphy. Bonnie Kelly was the court reporter.

Should you have any questions, please do not hesitate to contact my office.

Sincerely,

ORANGEBURG COUNTY PUBLIC DEFENDER

Mark A. Leiendecker, Esq.
Circuit Public Defender

MAL/ldk

Enclosure: As stated.

Office of the Public Defender

First Judicial Circuit



107 W. 6th North Street
Suite 100
Summerville, SC 29483
(843) 821-9800
FAX (843) 871-0523

372 St. Paul Street
Covington Bldg., Rooms 8-9
PO Box 1112
Orangeburg, SC 29116-1112
(803) 531-7090
FAX (803) 531-0977

May 24, 2019

RECEIVED

JUN 17 2019

SC Court of Appeals

VIA CERTIFICATE OF MAILING

The Honorable Jenny A. Kitchings
Clerk of Court
SC Court of Appeals
PO Box 11629
Columbia, SC 29201

Re: State v. Derrick Tyler Mills

Charge(s): Murder; Armed Robbery, robbery while armed or allegedly armed
with a deadly weapon

Warrant/Ticket No(s): 2014A0910200046; 2014A0910200047

Dear Ms. Kitchings:

Enclosed for filing is a notice of appeal in the above case. Also enclosed are the following:

- (1) Proof of service of the notice of appeal on the respondent;
- (2) A copy of the order/sentencing sheet which is to be challenged on appeal;
- (3) The indictments with which he was charged; and
- (4) The notice of life without possibility of parole, pursuant to §17-25-45.

Please be advised that the Appellant, Derrick T. Mills, was deemed indigent by the Calhoun County Clerk of Court's Office, and the First Circuit Public Defender's Office was appointed to represent him for his trial

Sincerely,

ORANGEBURG COUNTY PUBLIC DEFENDER

Mark A. Leiendecker, Esq.
Circuit Public Defender

MAL/ldk

Enclosure: As stated.

cc: Ms. Rhonda D. Foxworth

Office of the Public Defender

First Judicial Circuit



107 W. 6th North Street
Suite 100
Summerville, SC 29483
(843) 821-9800
FAX (843) 871-0523

372 St. Paul Street
Covington Bldg., Rooms 8-9
PO Box 1112
Orangeburg, SC 29116-1112
(803) 531-7090
FAX (803) 531-0977

June 12, 2019

VIA FACSIMILE AND US MAIL

V. Claire Allen
Deputy Clerk
SC Court of Appeals
PO Box 11629
Columbia, SC 29201

RECEIVED

JUN 17 2019

SC Court of Appeals

Re: *State v. Derrick Tyler Mills*

Charge(s): Murder / Murder; Robbery / Armed Robbery, robbery while armed or allegedly armed with a deadly weapon

Warrant/Ticket No(s): 2014A0910200046; 2014A0910200047

Dear Ms. Allen:

Thank you for the correspondence regarding the appeal of Derrick Mills, Please find enclosed this letter and a copy of the clocked Notice of Appeal documents filed in Mr. Mills' case with the Calhoun County Clerk of Court's Office.

If there is anything else you would like our office to provide, please let us know at your earliest convenience and we will supply it immediately. Thank you again.

Sincerely,

CALHOUN COUNTY PUBLIC DEFENDER

A handwritten signature in black ink, appearing to read "Breen R. Stevens".

Breen R. Stevens, Esq.
Deputy Public Defender

BRS/ldk

Enclosure: As stated.

Office of the Public Defender
First Judicial Circuit
190 Gibson Street Room 110
PO Box 1112
Orangeburg, SC 29116-1112



V. Claire Allen, Deputy Clerk
SC Court of Appeals
P.O. Box 11629
Columbia, SC 29201

RECEIVED
JUN 17 2019
SC Court of Appeals