

NOTICE OF INTENT TO APPEAL
STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
APPEAL FROM BERKELEY COUNTY
HONORABLE JUDGE MARKLEY DENNIS

RECEIVED
AUG 15 2019
SC Court of Appeals

Indictments:

2019-GS-08-1040

2019-GS-08-0623

STATE OF SOUTH CAROLINA,
Respondent

VS.

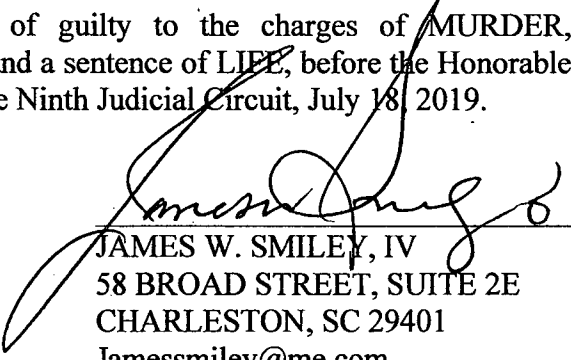
JERALD J. HOWARD.
Appellant

LEAH DUBREY DURRELL
CLERK OF COURT
BERKELEY COUNTY, SC
2019 JUL 26 AM 10:20

FILED

NOTICE OF APPEAL

The Defendant appeals a verdict of guilty to the charges of MURDER, DESECRATION OF HUMAN REMAINS and a sentence of LIFE, before the Honorable MARKLEY DENNIS, Presiding Judge of the Ninth Judicial Circuit, July 18, 2019.


JAMES W. SMILEY, IV
58 BROAD STREET, SUITE 2E
CHARLESTON, SC 29401
Jamesmiley@me.com

Other counsel of record are:
Bart Stegall, Esquire
Assistant Solicitor
Ninth Judicial Circuit
300 California Ave.
Moncks Corner, SC 29461

APPEAL FROM BERKELEY COUNTY
COURT OF GENERAL SESSIONS

Markley Dennis, Circuit Court Judge

Case No.
2019-GS-08-1040
2019-GS-08-0623

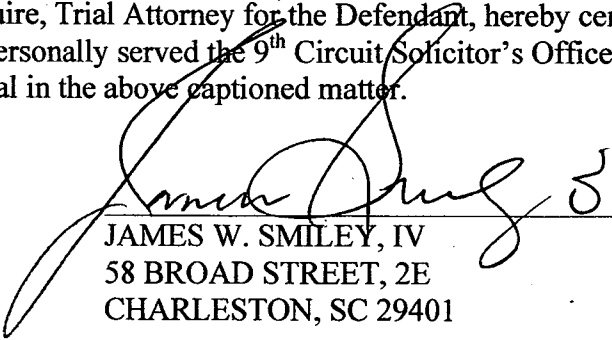
STATE OF SOUTH CAROLINA Respondent.

v.

JERALD J. HOWARD, Appellant.

CERTIFICATE OF SERVICE

I, James W. Smiley, IV, Esquire, Trial Attorney for the Defendant, hereby certify that I have this date July 26, 2019, personally served the 9th Circuit Solicitor's Office a copy of the Notice of Intent to Appeal in the above captioned matter.



JAMES W. SMILEY, IV
58 BROAD STREET, 2E
CHARLESTON, SC 29401

Other Counsel of Record:

Bart Stegall, Esquire
Assistant Solicitor
Ninth Judicial Circuit
300 California Ave.
Moncks Corner SC 29461

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LEANN DUFFREY DUFFREY
CLERK OF COURT
BERKELEY COUNTY, SC

FILED
JRG

The Law Office of James W. Smiley, IV



58 Broad Street, Suite 2E • Charleston, South Carolina 29401 • Phone: (843)744-6300 • Fax: 1(888)814-8678
E-Mail: james-smiley@me.com

Tuesday, August 13, 2019

Ms. Denise Lauder

300B California Ave.
Moncks Corner, South Carolina 29461

Re: State v. Jerald Howard

RECEIVED
AUG 15 2019
SC Court of Appeals

DOCKET #; 2019-GS-08-1040, 2019-GS-08-0623

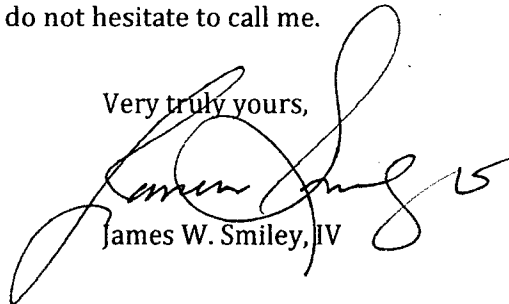
Dear Ms. Lauder:

Please be advised that I have filed a Notice of Appeal in the above referenced case. Therefore, the Defendant will need a transcript of the proceedings. This case was heard before Judge Markley Dennis on July 15-18, 2019 as a Trial in Berkley County General Sessions Court.

I have filed a Request for Representation on Appeal and Motion to Proceed without costs on behalf of Mr. Middleton with the Court of Appeals. In my motion, we have asked that the State be required to pay the costs of the full transcript.

Should you have any questions or require anything further from me in order to prepare this transcript, please do not hesitate to call me.

Very truly yours,



James W. Smiley, IV

Copy to: client

Clerk of Court, Court of Appeals
Bart Stegall, Esq. 9th Circuit Solicitor's Office

The Law Office of James W. Smiley, IV



58 Broad Street, Suite 2E • Charleston, South Carolina 29401 • Phone: (843)744-6300 • Fax: 1(888)814-8678
E-Mail: james-smiley@me.com

Tuesday, August 13, 2019

The Honorable Kenneth A. Richstad
Clerk of Court, SC Court of Appeals
Post Office Box 11629
Columbia, SC 29211

RECEIVED
AUG 15 2019
SC Court of Appeals

Re: State of South Carolina v. Jerald Howard

INDICTMENT #; 2019-GS-08-1040, 2019-GS-08-0623

Dear Mr. Richstad:

Enclosed please find for filing two copies of our Notice of Appeal in the above referenced matter which was filed with the Clerk of Court for Berkeley County General Sessions on July 26, 2019 along with proof of service upon the 9th Circuit Solicitor's Office.

I have also enclosed a Motion to Proceed without costs in the Appellate Court on behalf of Mr. Howard.

Thirdly, I have enclosed a Request for Representation on Appeal. By copy of this letter, I am forwarding these documents to the South Carolina Commission of Appellate Defense, as well as to the Clerk of Court, Berkeley County Court of General Sessions and all parties of record.

Finally, I have requested a copy of the transcript in this matter and have enclosed for filing a copy of my letter to court reporter, in that regard. Should you have any questions or require further information, please do not hesitate to call me.

Very truly yours


James W. Smiley IV

Copy to: Clerk of Court, Berkeley County General Sessions Court
Bart Stegall, Esquire, 9th Circuit Solicitor's Office



2019

2019

THE HONORABLE KENNETH RICHSTAD
CLERK OF COURT, SC COURT OF APPEALS
POST OFFICE BOX 11629
COLUMBIA SC
29211

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AUG 15 2019

SC Court of Appeals