

APPEAL FROM BERKELEY COUNTY  
Court of General Sessions

Judge Markley Dennis, Circuit Court Judge

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

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State of South Carolina, ..... Respondent.

v.

Jerald Howard. .... Appellant.

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**RECEIVED**  
AUG 15 2019  
SC Court of Appeals

REQUEST FOR REPRESENTATION ON APPEAL

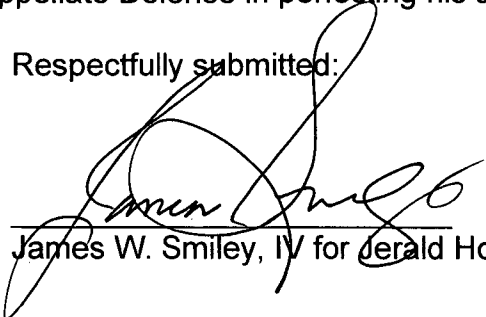
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On behalf of the request of the above named Appellant, to be represented by the South Carolina Commission of Appellate Defense, the undersigned defendant would show unto this Honorable Court:

1. That he has been in custody since March 27, 2018.
2. That he is unemployed.
3. That he was convicted and sentenced on the above captioned charge on July 18, 2019 after a Jury Trial.
4. That he is unable to afford to hire counsel to pursue his appeal.
5. Defendant/Appellant has been informed that he may request assistance from the South Carolina Commission of Appellate Defense in perfecting his appeal.
6. A timely Notice of Appeal has been filed on the DefendantAppellant's behalf.
7. Defendant /Appellant has been informed that nothing requires that office to pursue this appeal unless the office's Chief Attorney is satisfied that there is arguable merit to this appeal and that he cannot afford to hire an attorney.

At this time, the Defendant Appellant requests the aid of the South Carolina Commission of Appellate Defense in perfecting his appeal.

Respectfully submitted:



James W. Smiley, IV for Jerald Howard

Other Counsel of Record:

9<sup>TH</sup> Circuit Solicitor's Office  
Attn: Bart Stegall, Esquire  
300 California Ave.  
Moncks Corner, SC 29461

# 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**

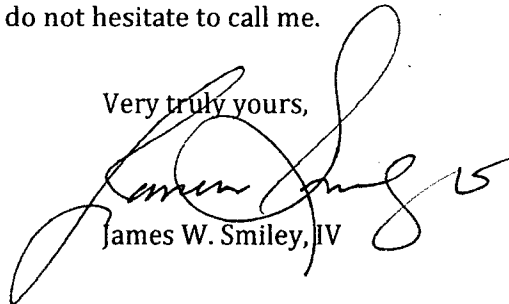
Dear Ms. Lauder:

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. 9<sup>th</sup> Circuit Solicitor's Office

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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 9<sup>th</sup> 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, 9<sup>th</sup> 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**