

12-2-19

The State v. Marquis D. Hicks
Appellate Case No. 2019-001461

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DEC 05 2019

SC Court of Appeals

This is my basis for Appeal 20 days letter. I am appealing my case for Inefficient Council and Conflict of Interest. I was not sentence fair. I was sentence to 15 years off a 0-20 year sentence my original charge was Attempted Murder but got dropped down to Assault and Battery High Aggravated. Some one did get shot in my case but according to the victim statement he shot him self. In the victim statement the victim stated I pointed a gun at his chest, he rushed towards me struck the gun downward making the gun go off causing the bullet to strike him in the left leg. so Basically he made the gun go off to shoot him self. He also stated in his statement, he haven't seen anything or know anything about what happened. the victim told the Judge. On August 20th 2019, he did not want to cooperate. I still got 15 years off 0-20 year sentence. I feel like my Lawyer and the Judge was Bias against me. in my case. I was not sentence fair or have an understanding sentence. my sentence was an outrageous sentence on a statement that basically says I did not attentionally to commit the crime. On August 5-9, 2019 I was on Trial list to go to Trial. my victim did not show up, so they backed out of Trial and did not ask for a

Continuence or A Set Date. My Lawyer did not ask for A Dismissal or file for A Dismissal. On August, 19, 2019 they arrested my victim for Failure to comply to A subpoena for Not showing up for trial. On August, 20, 2019 they bring the victim in front of the Judge and the victim tells the Judge and the solicitor he does not want to cooperate. On Aug. 21, 2019 they tried my trial out of no where and I was not on the trial list for that court term. they bring the victim in from the county Jail and put him on the bench. the solicitor told the Judge that the victim did not want to cooperate but the Judge still questioned the victim about the case. the victim told the Judge I pointed A gun at his chest, and he rushed toward me struck the gun downward making the gun go off causing the bullet to strike him in the left leg. My Lawyer made me stop the trial. The Judge asked me

do I want to continue and let the Jury decide but my Lawyer made me plea out. my Lawyer told me I was gone lose trial and they was gone give me 30 years Max. My Lawyer also never been to trial with A client before, I was the first client he had to go to trial. Also my indictment been wrong. they indicted the wrong indictment date. they reindicted me on the same charge I been indicted on and had not dismissed the old indictment before they reindicted me on the same charge My Lawyer did not fight against that. my Lawyer been working with the solicitor the whole time. Also my Lawyer knew I should have had another solicitor on my case because I had just won an Accesory to A Murder case against the solicitor, and A month later I catch another

Charge and get's the same solicitor I had just won against
and the solicitor had it out for me from winning against
him, and my lawyer knew that. this is Inefficient counselling
and conflict of interest in my whole case.

Sincerely

Marquis Hicks

Marquis Hicks

December, 2, 2019.

Marquis Hicks 325172 AZ-35

Mailroom

Kirkland Correctional Institution

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Columbia, S.C. 29210

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SC Court of Appeals

South Carolina Court of Appeals

1220 Senate Street

Columbia, SC 29201