

Jacob M. Smith, Esquire
William J. Jones, Esquire

SMITH & JONES LLC
LAW

Telephone: (803) 996-3333
Facsimile: (803) 746-7780

949 East Main Street, Suite B, Lexington, SC 29072
Mailing Address: P.O. Box 2145, Lexington, SC 29071-2145

July 9, 2020

Via Regular Mail
The S.C. Court of Appeals
ATTN: V. Claire Allen, Chief Deputy Clerk
P.O. Box 11629
Columbia, SC 29211

RECEIVED

JUL 13 2020

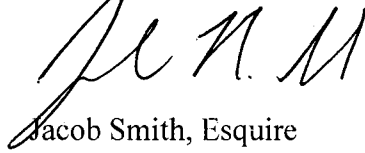
SC Court of Appeals

RE: The State v. Tony Belton
Appellate Case No. 2020-000964

Dear Clerk Allen:

Enclosed, please find correspondence in accordance with the letter from this Court, received on July 9, 2020, transmitting information to my client, the above-referenced appellant.

Sincerely,



Jacob Smith, Esquire
jsmith@smithandjoneslaw.com

Enclosure

Jacob M. Smith, Esquire
William J. Jones, Esquire

SMITH & JONES LLC

Telephone: (803) 996-3333
Facsimile: (803) 746-7780

949 East Main Street, Suite B, Lexington, SC 29072
Mailing Address: P.O. Box 2145, Lexington, SC 29071-2145

July 9, 2020

Tony Belton
2208 Mercer Street
Columbia, SC 29204

RECEIVED

JUL 13 2020

SC Court of Appeals

RE: The State v. Tony Belton
Appellate Case No. 2020-000964

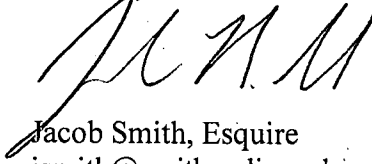
Dear Tony,

Enclosed, please find correspondence from the South Carolina Court of Appeals regarding the appeal of your guilty plea. Also, please find a copy of the initial letter sent by my office regarding the explanation for your appeal. Please be advised that you have twenty (20) days from the date of this letter to inform the Court in writing of any arguable basis that there are issues preserved for appeal. You can mail your responses to:

South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

As always, should you have any questions, please do not hesitate to contact me.

Sincerely,



Jacob Smith, Esquire
jsmith@smithandjoneslaw.com

Enclosures

cc: South Carolina Court of Appeals

Jacob M. Smith, Esquire
William J. Jones, Esquire

SMITH & JONES LLC

L A W

Telephone: (803) 996-3333
Facsimile: (803) 746-7780

949 East Main Street, Suite B, Lexington, SC 29072
Mailing Address: P.O. Box 2145, Lexington, SC 29071-2145

June 26, 2020

Via Regular Mail

Criminal Appeals Clerk
The S.C. Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

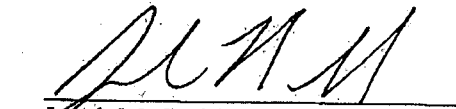
RE: State v. Tony Belton
Case No(s): 2020-GS-4002955

Dear Clerk:

Enclosed you will find the original Notice of Appeal in the above-referenced matter along with Proof of Service upon the Respondents. The Notice has been filed with the Richland County Clerk of Court. Also enclosed are redacted copies of the Indictment and the respective Sentencing Sheet being challenged on appeal. Pursuant to SCACR 203(3)(1)(B)(iv), I do not find any issues which can be reviewed on Appeal, but I have filed the current appeal at the request of my client to preserve his rights.

Thank you for your attention to this matter.

Sincerely,



Jacob M. Smith, Esquire
SMITH & JONES LAW, LLC
949 E. Main Street, Suite B
Lexington, SC 29072
P: 803-996-3333
F: 803-746-7780
Attorney Bar. No.: 100757
Attorney for Appellant

Enclosures

cc: Office of the Fifth Circuit Solicitor
Office of the Clerk of Court for Richland County
Office of the Attorney General

THE STATE OF SOUTH CAROLINA
In The South Carolina Court of Appeals

RECEIVED

JUL 13 2020

APPEAL FROM RICHLAND COUNTY
Court of General Sessions

SC Court of Appeals

DeAndrea G. Benjamin, Circuit Court Judge

Case No. 2020-GS-4002955

The State of South Carolina, Respondent,

v.

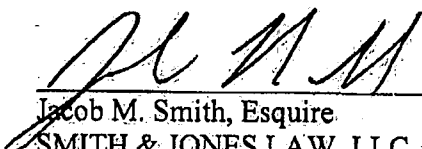
Tony Belton, Appellant.

2020 JUN 26 PM 2:15

NOTICE OF APPEAL

Tony Belton appeals his guilty plea in this case. The sentence was imposed by the Honorable DeAndrea G. Benjamin on June 17, 2020.

June 26, 2020


Jacob M. Smith, Esquire
SMITH & JONES LAW, LLC
949 E. Main Street, Suite B
Lexington, SC 29072
P: 803-996-3333
F: 803-746-7780
Attorney Bar. No.: 100757
Attorney for Appellant

Other Counsel of Record:
Bethany B. Miles
Assistant Solicitor
1701 Main Street
Columbia, South Carolina 29201
(803) 567-1800
Attorney for Respondent

STATE OF SOUTH CAROLINA

30 days

COUNTY OF Richland
STATE VS.
AKA: Tony Belton
Race: BLACK Sex: M Age: 32
DOB: [redacted] SS#: [redacted]
Address: [redacted]
City, State, Zip: [redacted]
DL#: [redacted] SID#: [redacted]

IN THE COURT OF GENERAL SESSIONS

INDICTMENT/CASE#: 2020GS4002955
A/W#: 2020A4021600251
Date of Offense: 3/14/2020
S.C. Code § 16-15-0365
CDR Code #: 0377

*CDL Yes [] No [] CMV Yes [] No [] Hazmat Yes [] No []
In disposition of the said indictment comes now the Defendant who waives TO: Breach / Breach of peace, nonaggravated in nature

SENTENCE SHEET

[] CONVICTED OF or [X] PLEADS

In violation of § 22-03-0050 of the S.C. Code of Laws, bearing CDR Code # 0891
[X] NON-VIOLENT [] VIOLENT [] SERIOUS [] MOST SERIOUS [] Mandatory OPS(CSC) [] §17-25-45

The charge is: [] As Indicted, [X] Lesser Included Offense, [X] Defendant Waives Presentment to Grand Jury.
The plea is: [] Without Negotiations or Recommendation, [] Recommendation by the State.

ATTEST: Bethany B. Miles 78212 SC Bar# [Signature] Defendant
[Signature] Attorney for Defendant
[Signature] SC Bar# 120757

WHEREFORE, the Defendant is committed to the [] State Department of Corrections, [X] County Detention Center,
for a determinate term of 30 days/months/years or [] under the Youthful Offender Act not to exceed [] years
and/or to pay a fine of \$ [] provided that upon the service of [] days/months/years and/or payment
of \$ [] plus costs and assessments as applicable; the balance is suspended with probation for
[] months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation,
which are incorporated by reference.

[] CONCURRENT or [] CONSECUTIVE to sentence on:
[X] The Defendant is to be given credit for time served pursuant to S.C. Code §24-13-40 to be calculated and applied by SCDOC. 95 days
[] The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.
Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Domestic
Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

[] RESTITUTION: [] Deferred [] Det. Waives Hearing [] Ordered FTUP
Total: \$ [] plus 20% fee: \$ []
[] days/hours Public Service Employment

Payment Terms:
[] Set by SCDPPPS
Recipient:
Obtain GED []
Attend Voc. Rehab. or Job Corp. []
May serve W/B beginning []
Substance Abuse Counseling []
Random Drug/Alcohol testing []
Fine may be pd. in equal, consecutive weekly/monthly
pmts. of \$ [] beginning []
\$ [] paid to Public Defender Fund
Other: []

Table with 2 columns: Description and Amount. Rows include various assessment fees like §14-1-206, §14-1-211(A)(1), §14-1-211(A)(2), §56-3-3995, §56-1-286, Proviso, §14-1-212, §14-1-213, §50-21-114, §56-3-2942(I), and 3% to County.

TOTAL \$ 128.95

Clerk of Court/Deputy Clerk: [Signature]
Court Reporter: [Signature]

Presiding Judge: [Signature]
Judge Code: 2161
Sentence Date: 6-17-2020

WITNESSES

(S) Nicholas A Surfus
- Columbia Police Department

ARREST WARRANT NUMBER

2020A4021600951

ACTION OF GRAND JURY

Foreperson of Grand Jury
Date:

VERDICT

Foreperson of Petit Jury
Date:

DOCKET NO. 2020GS4002955

The State of South Carolina

County of

Richland

COURT OF GENERAL SESSIONS

JUNE TERM 2020

300

THE STATE

vs.

Tony Belton

Indictment for
OBSCENE / EXPOSURE OF PRIVATE
PARTS IN A LEWD AND LASCIVIOUS
MANNER

SC Code: 16-15-0365

CDR Code: 0377

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

x 
Defendant

I Tony Belton
hereby appear in my own proper person and plead guilty to the within indictment or to

Breach of Peace, Nonaggravated in Nature
SC code 22-5-0050


Defendant x

Witness:

C.C.C. PLS. AND G.S.

RECEIVED

JUL 13 2020

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The South Carolina Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of General Sessions

DeAndrea G. Benjamin, Circuit Court Judge

Case No. 2020-GS-4002955

The State of South Carolina,

Respondent,

v.

Tony Belton,

Appellant.

2020 JUN 26 PM 2:15

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the below listed respondents/involved parties by depositing a copy of it in the United States Mail, postage prepaid, on June 26, 2020, addressed to:

Criminal Appeals Clerk
The S.C. Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Richland County Clerk of Court
1701 Main Street, Suite #205
Columbia, SC 29201

Fifth Judicial Circuit Solicitor's Office
ATTN: Bethany B. Miles, Esquire
Assistant Solicitor
Richland County Courthouse
1701 Main Street
Columbia, SC 29201

S.C. Office of the Attorney General
Rembert Dennis Building
1000 Assembly Street, Room 519

Columbia, SC 29201

June 26, 2020



Jacob M. Smith, Esquire

SMITH & JONES LAW, LLC

949 E. Main Street, Suite B

Lexington, SC 29072

P: 803-996-3333

F: 803-746-7780

ATTORNEY BAR NO.: 100757

Attorney for Appellant

2020 JUN 26 PM 2: 15



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

July 09, 2020

Mr. Jacob Milton Smith, Esquire
949 East Main St., Suite B
Lexington SC 29072

Re: The State v. Tony Belton
Appellate Case No. 2020-000964

Dear Counsel:

This Court has received your explanation for appealing.

Please forward your explanation to your client, along with a statement that your client has twenty (20) days from the date of your transmittal letter to inform this Court in writing of any arguable basis that there are issues preserved for appeal. Please provide your client with the Court's address:

South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

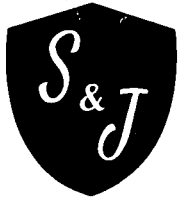
Please send your letter to your client within ten (10) days, with a copy to this Court, or this appeal will be dismissed.

Very truly yours,

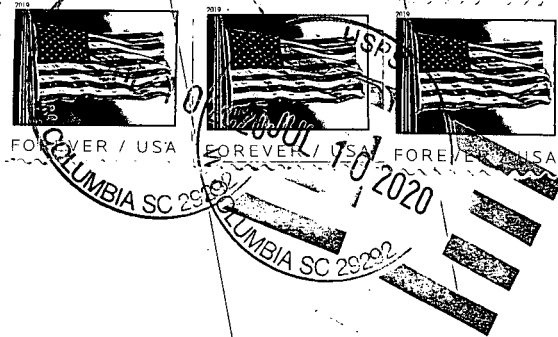
V. Claire Allen

CLERK

cc: Alan McCrory Wilson, Esquire
William M. Blich, Jr., Esquire
Bethany Bedenbaugh Miles, Esquire
Robert Michael Dudek, Esquire



Smith & Jones Law, LLC
Post Office Box 2145
Lexington, SC 29071-2145



Via Regular Mail
The S.C. Court of Appeals
ATTN: V. Claire Allen, Chief Deputy Clerk 1 8 2020
P.O. Box 11629
Columbia, SC 29211

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SC Court of Appeals

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