

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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APPEAL FROM BAMBERG COUNTY
Court of General Sessions

SC Court of Appeals

Courtney Clyburn-Pope, Circuit Court Judge

2016-GS-38-00695
2018-GS-38-00433

THE STATE, Respondent

v.

Joseph Thomas Randolph, Appellant

AMENDED NOTICE OF APPEAL

Joseph Randolph was found to be in violation of his probation and sentenced by the Honorable Courtney Clyburn-Pope on October 14, 2020. The order was signed and a copy was provided to Mr. Randolph's attorney on October 26, 2020. Joseph Randolph appeals the finding that he violated his probation and the sentence.

November 3, 2020



Wallis Alves
SC Bar No. 65401
Post Office Box 267
Barnwell, SC 29812
Attorney for Appellant

Other Counsel of record is:

Matthew Buchanan
SC Department of Probation, Pardon & Parole Services
Post Office Box 207
Columbia, SC 29202

The State, Respondent
v
Joseph Thomas Randolph, Appellant
2016-GS-38-00695 & 2018-GS-38-00433

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CERTIFICATE OF SERVICE

I, Wallis Alves, do hereby certify that I have this day mailed the original of Appellant's Amended Notice of Appeal to the South Carolina Court of Appeals, and copies of Appellant's Amended Notice of Appeal to the persons named below by placing same in the United States Mail properly addressed and with correct postage affixed thereto:

South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211


South Carolina Commission
on Appellate Defense
P. O. Box 11589
Columbia, SC 29211

Bamberg County Clerk of Court
Post Office Box 150
Bamberg, SC 29003

Orangeburg County Clerk of Court
Post Office Box 9000
Orangeburg, SC 29116

Matthew Buchanan
Probation, Pardon & Parole Services
Post Office Box 207
Columbia, SC 29202

Dated this 3rd day of November 2020


Wallis Alves
SC Bar No. 65401
Attorney for Defendant
Post Office Box 267
Barnwell, SC 29812

OFFICE OF THE SECOND JUDICIAL CIRCUIT PUBLIC DEFENDER

**Post Office Box 267
Barnwell, South Carolina 29812
(803) 541-1129**

November 3, 2020

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SC Court of Appeals

Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

RE: Appellate Case 2020-001450
State v. Joseph T. Randolph

Dear Ms. Kitchings:

Mr. Randolph was before the Bamberg County Court of General Sessions on October 14, 2020 by videoconference for a probation violation hearing. At that hearing, his probation was partially revoked and I served and filed a Notice of Appeal in the above referenced case on October 23, 2020. Mr. Randolph was on probation in Bamberg County but the original case where Mr. Randolph received probation was from Orangeburg County so I filed a copy of the Notice of Appeal in both Bamberg and Orangeburg Counties.

Because the hearing was by videoconference, the probation agent emailed the Form 9 sentence sheets to Judge Courtney Clyburn-Pope and did not receive the signed sheets back until October 26, 2020. The agent immediately sent me a copy of the sentence sheets.

Due to the sentence sheet being signed after the service of the Notice of Appeal, I am concerned that the appeal I filed might be invalidated due to being filed early. Therefore, I am filing an amended appeal on this same matter.

Please find enclosed copies of the Amended Notice of Appeal and the sentence Orders from the probation violation hearing.

I am available to discuss this case if you so desire.

Sincerely,



Wallis Alves
Attorney for Defendant

/wa
Enclosures

cc: Robert Dudek, SC Office of Appellate Defense
Matthew Buchanan, SC Dept of Probation, Pardon & Parole

Second Judicial Circuit
Public Defender
P. O. Drawer 267
Barnwell, S. C. 29812

AUGUSTA, GA

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SC Court of Appeals

Honorable Jerry Abbott Kitching
SC Court of Appeals
PO Box 11629
Columbia, SC 29211

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