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May 27, 2021

South Carolina Court of Appeals
V. Claire Allen
Post Office Box 11629
Columbia, South Carolina 29211

Re. State v Thomas Chad Boulware

Dear Ms. Allen:

The issue to be raised on appeal was a motion *in limine* by Appellant challenging the affidavit underlying the search warrant. A sufficient *prima facie* showing was made that the person who actually saw the drugs in the trailer is not the person who actually told the police about them, and more importantly that he is the informant identified in the search warrant affidavit. (See *State v Sampson*, 454 S.E.2d 721 (Ct. App. 1995). Affiant Officer testified at the hearing that he did not give any further information orally to the Magistrate Judge who issued the search warrant. (See *State v Robinson*, 335 S.C. 620, 518 S.E.2d 269 (Ct. App. 1999). Appellant then elected to plead following the circuit judge's ruling that the search warrant was valid and therefore the evidence would not be suppressed.. Appellant understands that the law of this State requires objections to be made contemporaneously with the alleged error during the trial and that Appellant in the instant matter did not proceed to trial, and did in fact plead guilty. Appellant however, submits that error was made in the circuit judge's ruling and that a review of the transcript by this Honorable Court will reveal said error, and Appellant so prays.

Sincerely yours,

Melinda Butler

Melinda Butler

cc: John Cleveland Anthony, Esquire
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SC Court of Appeals

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