

**RECEIVED**  
MAR 08 2022  
SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM JASPER COUNTY  
Court of General Sessions

The Honorable Bentley Price, Circuit Court Judge

Case No. 2019GS2700819

STATE OF SOUTH CAROLINA, Respondent,  
v.  
OSMAN UVALDO JIMENEZ BENITEZ, Appellant.

FILED  
JASPER COUNTY  
CLERK OF COURT  
2022 FEB 28 AM 11:26

**NOTICE OF APPEAL**

Osman Uvaldo Jimenez Benitez., appeals from his conviction and sentence before the Honorable Bentley Price on December 9<sup>th</sup>, 2021. Defendant also appeals the denial of his Motion for Directed Verdict as well as the denial of all his Pre-Trial Motions, including, but not limited to the following: Motion for Speedy Trial, Motion for Renewed Discovery, Motion to Suppress Statement, Motion to Suppress Identification, Motion to Suppress DNA and Motion for a Mistrial before the Honorable Judge Bentley Price on December 6<sup>th</sup>, 2021 through December 9, 2021. Further, Defendant appeals all trial objections, matters and motions related to the trial and conviction in this case held December 6<sup>th</sup>, 2021 through December 9<sup>th</sup>, 2021 including, his Motion for a New Trial that was filed on December 9, 2021 and ruled on January 22, 2022 by the Honorable Bentley Price.

[SIGNATURE PAGE TO FOLLOW]

February 28<sup>th</sup>, 2022

*Carolyn S. Carmody*

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Carolyn S. Carmody, Esquire  
Assistant Public Defender  
P.O. Box 502  
Hampton, SC 29924  
(843) 592-7256  
Attorney for Appellant

Other Counsel of Record:  
Mary Jordan Neal Lempesis, Esquire  
Assistant Solicitor  
Post Office Box 1880  
Bluffton, South Carolina 29910  
Attorney for Respondent

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**PROOF OF SERVICE**

I certify that I have served the Notice of Appeal on Respondent by depositing a copy of it in the United States Mail, postage prepaid, on February 28th, 2022, addressed to Respondent's attorney of record, Mary Jordan Neal Lempesis, Esq., Post Office Box 1880, Bluffton, South Carolina 29910.

I further certify that on February 28th, 2022 an Original Notice of Intent to Appeal in the above captioned case was filed with the Jasper County Clerk of Court and an original Notice of Intent to Appeal in the above captioned case was served on the Clerk of Court, SC Court of Appeals, P.O. Box 11629, Columbia, SC by depositing same in the United States Post Office with the proper postage prepaid.

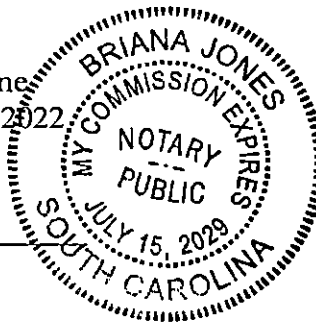
*Carolyn S. Carmody*

Carolyn S. Carmody, Esquire  
Assistant Public Defender  
P.O. Box 506  
Hampton, SC 29924  
Attorney for Appellant

Sworn to and subscribed before me  
This 28<sup>th</sup> day of February, 2022.

*B. Jones*

Notary Public for South Carolina  
My Commission Expires:



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MAR 08 2022

SC Court of Appeals

  
**Office of the Public Defender**  
**Fourteenth Judicial Circuit**  
*Stephanie Smart-Gittings, Circuit Defender*

**BEAUFORT COUNTY**  
Human Services Building  
1905 Duke Street, Room 210  
Post Office Box 525  
Beaufort, SC 29902  
(843) 255-5805 (Phone)

**ALLENDALE, HAMPTON & JASPER COUNTIES**  
1 Courthouse Square  
80 Elm Street, Room 133  
Post Office Box 506  
Hampton, SC 29924  
(803) 914-2240 (Phone)

**COLLETON COUNTY**  
319 N. Lucas Street  
Walterboro, SC 29488  
(843) 549-1633 (Phone)

February 28th, 2022

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Clerk, SC Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211-1629

Re: **Notice of Intent to Appeal**  
State of South Carolina vs. Osman Uvaldo Jimenez Benitez  
Case No. 2019GS2700819

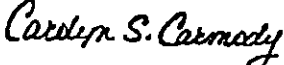
Dear Sir/Madam:

Enclosed please find the following documents:

1. Original filed Notice of Appeal;
2. Original filed Certificate of Service;
3. Copy of the order or sentencing sheet from which this appeal is taken;
4. Copy of the warrant and indictments.

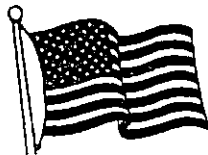
If you require anything further, please contact me.

Sincerely,

  
Carolyn S. Carmody, Esq.  
Assistant Public Defender  
P.O Box 506  
Hampton, SC 29924  
(843)592-7256

Enclosures

Office of the Public Defender  
P.O. Box 506  
Hampton, South Carolina 29924



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COLUMBIA, SC 29211

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