

AMENDED

THE STATE OF SOUTH CAROLINA
In The Supreme Court

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SC Court of Appeals

APPEAL FROM DARLINGTON COUNTY
Court of General Sessions

Roger E. Henderson, Circuit Court Judge

Case No. 2005-GS-16-1969

The State,

Respondent,

v.

Angelo Ham,

Appellant.

NOTICE OF APPEAL

Angelo Ham appeals his re-sentencing in this case. The sentence was imposed by the Honorable Roger E. Henderson on March 3, 2022. The Appellant received written Notice of the entry of the Order on March 8, 2022. The re-sentencing did not properly take into account the juvenility of appellant as ordered by the South Carolina Supreme Court in *Byars v. Aiken*. The Appellant's juvenile record was improperly used against him. The Court allowed testimony from victim's son which was inappropriate, defamatory, accusatory, prejudicial and inflammatory all to the detriment of Appellant. THE APPELLANT WAS RE-SENTENCED TO LIFE WITHOUT PAROLE.

March 9, 2022

s/ Robert L. Gailliard
Robert L. Gailliard
SC Bar # 2284
122 Caryota Lane
Summerville, South Carolina 29486
(843) 925-7521
Attorney for Appellant

Other Counsel of Record:
Kernard E. Redmond
Deputy Solicitor
Post Office Box 616
Bennettsville, South Carolina 29512
Attorney for Respondent

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PROOF OF SERVICE OF A NOTICE OF APPEAL

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APPEAL FROM DARLINGTON COUNTY
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Roger E. Henderson, Circuit Court Judge

Case No. 2005-GS-16-1969/Appellate Case No. 2022-
000280

The State,

Respondent,

v.

Angelo Ham,

Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on State of South Carolina Darlington County Solicitor by depositing a copy of it in the United States Mail, postage prepaid, on March 28, 2022, addressed to attorney of record, Kemard E. Redmond, Deputy Solicitor, Post Office Box 616, Bennettsville, South Carolina 294512.

March 28, 2022

Re-sent
April 7, 2022

s/Robert L. Gailliard
Robert L Gailliard
SC Bar # 2284
122 Caryota Lane
Summerville, SC 29486
(843) 925-7521
Attorney for Appellant

ROBERT L. GAILLIARD
ATTORNEY AT LAW, LLC

122 CARYOTA LANE
SUMMERVILLE, SC 29486
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EMAIL:
RLGAILLIARDLAW@OUTLOOK.COM

April 7, 2022

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

Re: State v. Angelo Ham
Appellate Case No. 2022-000280

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SC Court of Appeals

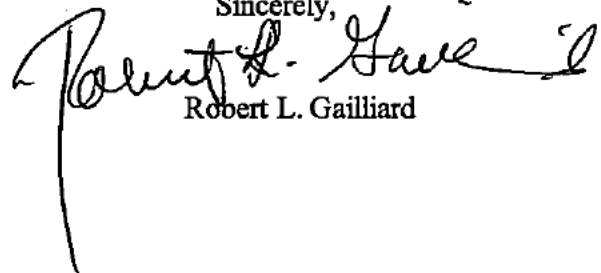
Dear Madame Clerk:

Enclosed please find the Amended Notice of Appeal and Proof of Delivery for Angelo Ham. This relates back to the original Notice of Appeal that was filed on March 15, 2022.

Please file this Notice of Appeal and docket this appeal.

RLG/me

Sincerely,



Robert L. Gailliard

Copy: Kernard E. Redmond, ESQ.

K.L. Gailliard
Atty at Law
2561 FASSTT Rd. Apt. G-8
N. Ches. SC 29406

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Clerk
SC Court of Appeals
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