



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
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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

May 18, 2022

Mr. Victor R Seeger, Esquire
1330 Lady Street
Suite 401
Columbia SC 29201

Mr. Mark Reynolds Farthing, Esquire
PO Box 11549
Columbia SC 29211-1549

Re: The State v. Edmund A. Pinckney
Appellate Case No. 2019-001563

Dear Counsel:

Enclosed is the decision of the Court. The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.

Very truly yours,

V. Claire Allen

CLERK

cc: Alan McCrory Wilson, Esquire
William W. Wilkins, Esquire
The Honorable Edward W. Miller

**THIS OPINION HAS NO PRECEDENTIAL VALUE. IT SHOULD NOT BE
CITED OR RELIED ON AS PRECEDENT IN ANY PROCEEDING
EXCEPT AS PROVIDED BY RULE 268(d)(2), SCACR.**

**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

The State, Respondent,

v.

Edmund Antonio Pinckney, Appellant.

Appellate Case No. 2019-001563

Appeal From Greenville County
Edward W. Miller, Circuit Court Judge

Unpublished Opinion No. 2022-UP-195
Submitted March 1, 2022 – Filed May 18, 2022

AFFIRMED

Appellate Defender Victor R. Seeger, of Columbia, for
Appellant.

Attorney General Alan McCrory Wilson and Assistant
Attorney General Mark Reynolds Farthing, both of
Columbia, and William W. Wilkins, III, of Greenville,
for Respondent.

PER CURIAM: Edmund Antonio Pinckney appeals his concurrent sentences of ten years' imprisonment for two counts of shoplifting. On appeal, he argues the plea court improperly took into consideration more serious charges, of which he

was previously acquitted, and the plea court erred in denying his motion to reconsider his sentences. We affirm pursuant to Rule 220(b), SCACR, and the following authorities: *State v. Wilson*, 345 S.C. 1, 5, 545 S.E.2d 827, 829 (2001) ("In criminal cases, the appellate court sits to review errors of law only."); *In re M.B.H.*, 387 S.C. 323, 326, 692 S.E.2d 541, 542 (2010) ("A [sentencing court] has broad discretion in sentencing within statutory limits."); *id.* ("A judge must be permitted to consider any and all information that reasonably might bear on the proper sentence for a particular defendant."); *id.* ("A sentence will not be overturned absent an abuse of discretion when the ruling is based on an error of law or a factual conclusion without evidentiary support."); S.C. Code Ann. § 16-1-57 (2015) (prescribing Felony E punishment for a third or subsequent offense of "certain property crimes" depending upon the value of the property); S.C. Code Ann. § 16-1-20(A)(5) (2015) (defining a class E felony as one that is punishable by not more than ten years).

AFFIRMED.¹

THOMAS, MCDONALD, and HEWITT, JJ., concur.

¹ We decide this case without oral argument pursuant to Rule 215, SCACR.