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MAY 20 2022

SC Court of Appeals

2022 MAY 17 PM 4: 07
JERRI ANN ROSENE ALL
BEAUFORT COUNTY, S.C.
CLERK OF COURT

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of General Sessions

The Honorable Robert J. Bonds, Circuit Court Judge

Warrant Numbers: 2019A0710200371, 2019A0710200388,
2019A0710200389, 2019A0710200390,
2019A0710200391

Indictment Numbers: 2019GS0701732, 2019GS0701733,
2019GS0701734, 2019GS0701735,
2020GS0701502

STATE OF SOUTH CAROLINA,

Respondent.

v.

CODRIAN DESHAWN SMALLS,

Appellant.

NOTICE OF APPEAL

Codrian Deshawn Smalls appeals his trial, conviction and sentence on the charges of Criminal Sexual Conduct - First Degree, Kidnapping, Possession of a Weapon During Violent Crime, If Not Also Sentenced To Life Without Parole Or Death, Armed Robbery, Robbery While Armed Or Allegedly Armed With A Deadly Weapon and Burglary (after June 20, 1985) - First Degree before the Honorable Robert J. Bonds, Presiding Judge, Fourteenth Judicial Circuit on November 8, 2021 through November 10, 2021. Codrian Deshawn Smalls also appeals the Denial of his Motion for Direct Verdict on November 10, 2021 and Motion for a New Trial on December 15^{CG} 20, 2021 and May 13, 2022 before the Honorable Robert J. Bonds, Presiding Judge, Fourteenth Judicial Circuit. Defense Counsel was not given notice of the ruling or served a copy

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of the Order Denying a New Trial from December ~~20~~, 2021, and based on this a subsequent
Order Denying a New Trial was signed on May 13, 2022 by the Honorable Robert J. Bonds,
Presiding Judge, Fourteenth Judicial Circuit.

Courtney a. Gibbs
Courtney Gibbs, Esq.
Bar No. 74595
Deputy Public Defender
14th Circuit Public Defender's Office
1905 Duke Street, Suite 210
Post Office Box 525
Beaufort, SC 29901

Attorney for Appellant

Other Counsel of Record:
Hunter Swanson, Esq.
Assistant Solicitor
14th Circuit Solicitor's Office
Post Office Box 1880
Bluffton, SC 29910
Attorney for Respondent

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JENNIFER ANN ROSENEAU
CLERK OF COURT
BEAUFORT COUNTY, S.C.

STATE OF SOUTH CAROLINA,

Respondent.

v.

CODRIAN DESHAWN SMALLS,

Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the below listed respondents by depositing a copy of it in the United States Mail, postage prepaid, on May 17, 2022.

Hunter Swanson, Esq.
Assistant Solicitor
Post Office Box 1880
Bluffton, South Carolina 29910

Alan Wilson, Esq.
S.C. Attorney General's Office
P.O. Box 11549
Columbia, SC 29211-1549

I further certify that on May 17, 2022 an Original Notice of Intent to Appeal in the above captioned case was filed with the Beaufort County Clerk of Court.

Courtney a. Gibbs
Courtney Gibbs, Esq.
Bar No. 74595
Deputy Public Defender
1905 Duke Street, Suite 210
Post Office Box 525
Beaufort, SC 29901

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)
(843) 255-9494 (Fax)

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

May 17, 2022

Via Certified Mail/ Return Receipt Requested

Clerk, The S.C. Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

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SC Court of Appeals

Re: NOTICE OF APPEAL

State v. Codrian Deshawn Smalls

Warrant Nos.: 2019A0710200371; 2019A0710200388; 2019A0710200389;
2019A0710200390; 2019A0710200391

Dear Sir/ Madam:

Enclosed you will find the original Notice of Appeal in the above matter along with Proof of Service upon the Respondents. The Notice has been filed with the Beaufort County Clerk of Court. Also enclosed is a copy of the sentencing sheets and a copy of the Order Denying the Motion for New Trial filed on May 13, 2022 with the Beaufort County Clerk of Court from which this appeal is taken and a copy of the warrants and indictments.

These matters are being referred to the Office of Appellate Defense in that we were participating as Court appointed counsel at trial.

Thank you for your attention to this matter.

Respectfully,

Courtney a. Gibbs

Courtney Gibbs, Esq.
Deputy Public Defender
1905 Duke Street, Suite 210
Post Office Box 525
Beaufort, SC 29901
Attorney for Appellant

Enclosure

cc: Office of the Fourteenth Circuit Solicitor's Office
Office of the Attorney General
Office of Appellate Defense

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APPELLATE DEFENSE