

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lexington County
Jean Toal, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JOSHUA TOLEN,

APPELLANT

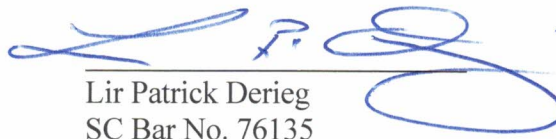
APPELLATE CASE NO. 2022-000335

Rule 203(d)(1)(B)(iv)

The undersigned counsel would respectfully show the Court that:

1. The trial court exhibited express bias towards the plea beforehand yet still remained on the bench to render a sentence.
2. The trial court did not officially accept the plea, under US v Alford, yet still rendered sentence.
3. Appellate counsel should be allowed to review the transcript of the plea, under US v Alford, and be allowed to supplement this pleading, as necessary.

Respectfully submitted,



Lir Patrick Derieg
SC Bar No. 76135

This 12th day of June, 2022.

RECEIVED
Jun 13 2022
SC Court of Appeals

FORM 7
PROOF OF SERVICE OF MOTION TO REINSTATE OF APPEAL

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of General Sessions

Jean Toal, Circuit Court Judge

Case No. 2019-GS-40-3188

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SC Court of Appeals

State of South Carolina,

Respondent,

v.

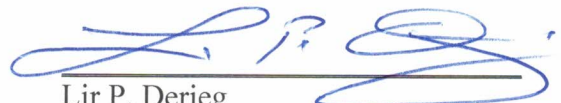
Joshua Tolen,

Appellant.

PROOF OF SERVICE

I certify that I have served Defendant's Rule 203 on the County of Richland by mailing a copy of it, with proper postage affixed, on June 12, 2022, to its Clerk of Court, The Honorable Jeanette McBride, located at 1701 Main Street, Columbia, South Carolina 29201.

June 12, 2022



Lir P. Derieg
Post Office Box 475
Graniteville, South Carolina 29829
(803) 206 – 3140
Attorney for Appellant

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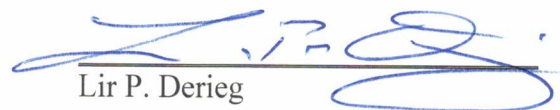
Joshua Tolen,

Appellant.

PROOF OF SERVICE

I certify that I have served Defendant's Rule 203 on the State of South Carolina by mailing a copy of it, with proper postage affixed, on June 12, 2022, to the Assistant Solicitor, Anna Browder, located at 1701 Main Street, Columbia, South Carolina 29201.

June 12, 2022



Lir P. Derieg
Post Office Box 475
Graniteville, South Carolina 29829
(803) 206 – 3140
Attorney for Appellant

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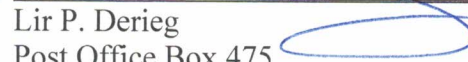
Joshua Tolen,

Appellant.

PROOF OF SERVICE

I certify that I have served Defendant's Rule 203 on the Assistant Attorney General. William M. Blich, Jr., Esq, by mailing a copy of it, with proper postage affixed, on June 12, 2022, to his office located at SC Attorney General's Office, PO Box 11549. Columbia, SC 29211.

June 12, 2022


Lir P. Derieg
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(803) 206 – 3140
Attorney for Appellant