

THE STATE OF SOUTH CAROLINA
IN the Court of Appeals
APPEAL FROM ANDERSON COUNTY
R. LAWTON McINTOSH, Chief Administrative Judge
Tenth Judicial Circuit
Case no. 2021-CP-04-1849

John Foster Morris SCDC 095847,
Appellant,

v.

State of South Carolina,
Respondent.

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AUG 09 2022

SC Court of Appeals

Notice of Appeal

Comes now John Foster Morris Appellant in the above Case no. serves notice of Appeal in accordance with rule 243. SCACR

• Rule 243 (c) Appellant provides an explanation as to why his Application for post-conviction relief action should not have been barred or statute of limitation applied in the interest of justice.

• Sufficient facts are as stated; THE state is unable to produce on record sufficient document to show as search warrant.

• Argument; by their not been a judge authorizing search of Appellant's home of residence he should have been entitled to redress.

• Citation to legal Authority to show that there is an arguable basis for asserting that the determination by the lower Court is improper, is as stated;

(see next sheet Pg 2)

(sheet Pg 2)

S.C. Const. art 1 § 10. searches and seizures, invasions of privacy shall not be violated, and no warrants shall issue but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched and due to this violation

S.C. Const. art 1 § 3. due process of appellant shall not be abridged, nor shall he be deprived of his liberty without due process of law. Appellant has demonstrated and established grounds for the issuance of writ of Habeas Corpus that he is held in violation of the United States Constitution Amendments 4, 5, and 14 with reason in the interest of justice. Whereas appellant who claims that the conviction or the sentence is in violation of the Constitution of the United States Amendment 4 and of this state's

Declaration of Rights may institute proceedings that requires vacation of the conviction of sentence in the interest of justice see Uniform Post-

Conviction Procedure act (act) S.C. Code Ann. 17-27-20

see also Samuel Brown Jr., V state of South Carolina 423 S.C. 56, 814 S.E. 2d 146

In accordance with S.C. Code Ann. 17-27-60 appellant is unable to pay Court costs and expenses of representation, including stenographic, printing and legal services, on review.

On 31st day of July year of 2022 that I informed this notary public of this Evans institution on inmate tablet, Request inmate box number 2202737290

I verify under penalty of perjury that the foregoing is true and correct.

date July 31, 2022 signature John Foster Dennis # 015347

(see next sheet Pg 3)

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
Appeal From Anderson County
Court of Common Pleas

R. LAWTON McINTOSH Chief Administrative Judge
Case No. 2021-CD-04-1549

John Foster Morris SDC095847,
Appellant, v.
State of South Carolina,
Respondent.

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SC Court of Appeals

PROOF OF SERVICE

I certify that I have served the notice of Appeal on William L. Meadows Assistant Attorney General a copy of the orders which is to be challenged on appeal, a copy of proof of service of the request for transcript to the Court reporter Anderson County, a copy of letter to the appellate Court Clerk for filing the Notice of Appeal a copy to Clerk of Court Anderson County by depositing those copies in the United States mail dated Aug 2, 2022 addressed to office of the Attorney General P.O. Box 11549 Columbia South Carolina

s/ John Foster Morris #675347
Evans Correctional inst.
610 Hwy 9 West
Bennettsville, S.C. 29512.

~~FILED IN ANDERSON COUNTY~~
2117/24
S.A.
County Public of South Carolina
2117/24

THE STATE OF SOUTH CAROLINA
COURT OF APPEALS

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LETTER TO THE APPELLATE
COURT CLERK FILING THE
NOTICE OF APPEAL

SC Court of Appeals

Case no. 2021-CT-04-1849

to: THE Honorable Jenny Abbott Mitchings
Clerk, South Carolina Court of Appeals
Post office Box 11629
Columbia, South Carolina.

re: Appellant, John Foster Morris No. 095847
in the above Case no. v. Respondent,
State of South Carolina.

Dear Ms. Mitchings

Enclosed for Filing is a
Notice of Appeal in the above Case No. also
enclosed are the following:

- (1) Proof of Service of the Notice of
Appeal on the respondent
- (2) A Copy of the orders which is are to be
Challenged on Appeal.
- (3) Request for Transcript on The Court
reporter Anderson County.

Signature,
John Foster Morris #095847
Evans Correctional Inst.
610 Hwy 9 West,
Bennettsville, SC 29512

date Aug 2, 2022

2ND day of August 2022
550
Library Public of South Carolina
2117124

THE Honorable Mr. Richard A. Shirley
Clerk of Court For Anderson County
P.O. Box 8002
Anderson, South Carolina 29622

RE: Appellant, John Foster Morris #095847
v. Respondent, state of south Carolina
Case no. 2021-CP-04-1849

Dear Mr. Richard

Enclosed for filing is a notice of appeal
in the above case,

Sincerely,
-J- John Foster Morris
inmate #095847
Evans Correctional Inst.
610 Hwy 9 West
Bennettsville, SC
29512

Attorney For Respondent
Ms. Lillian L. Meadows
Office of the Attorney Gen.
P.O. Box 11549
Columbia, S.C. 29211

date Aug 2, 2022

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AUG 09 2022

SC Court of Appeals

2ND day of August 2022
SSO
Secretary Public of South Carolina
2.17.24

(Court Reporter)

Post office Box 8002
Anderson Co. South Carolina
29622

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AUG 09 2022
SC Court of Appeals

RE: Appellant, John Foster Norris #095847
V. Respondent, state of south Carolina
Case no. 2021-CP-04-1849

Dear Court Reporter

Court of General sessions Feb. Term 1983
Case Numbers. 83-205-04-224 and 225
was tried, Presiding Judge, Thomas L. Hughston Jr.

I request that you provide me with a transcript
of the proceedings. Please transcribe the
entire record I except for the following parts:
(1) selection and swearing of the jury;
(2) Opening statements of Counsel for appellant
and respondent;
(3) closing arguments of Counsel for appellant
and respondent.]

I agree to pay the per page charge for this
transcript as provided by Rule 607, SCACR.

Sincerely

John Foster Norris #095847
Evans Correctional Inst.
610 Hwy 9 West
Bennettsville SC 29512

Date Aug 2, 2022


S.C. Court Administration
Clerk, Court of Appeals

2ND DAY OF AUGUST 2022
530
Secretary Public of South Carolina
2/17/24

FR: John Foster Morris #095847

Evans Corr. Inst.
610 Hwy 9 West
Bennettsville, SC 29512



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Legal mail.

SC Court of Appeals

The Honorable Senny Abbott Kitchings
Clerk South Carolina Court of Appeals
P.O. Box 11629,
Columbia, South Carolina 29211

SCDC
Christmas
Packet