

From: [Dana FieldsLaw](#)
To: [Court Of Appeals Filings](#)
Subject: Appellate Case No. 2020-001036
Date: Tuesday, September 20, 2022 7:15:52 PM
Attachments: [Saadeh H v. State pcr order.pdf](#)

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Evening.

This was my first (and probably only PCR).

The Applicant's PCR was granted in the Circuit court by Judge Dickson.

The AG's office filed the appeal with the Supreme Court and the Supreme Court transferred the case to the Court of Appeals on or about 28 April 2021.

In the Order denying the petition for writ of certiorari, file dated 19 August 2022, it reflects the matter is the before the court on a petition for a writ of certiorari following the denial of the Petitioner's application for post-conviction relief. Further, the petition for writ is denied.

The Order is reflecting the Petitioner had the application for PCR, however it was the respondent that filed and won on his application for PCR in the Circuit court. The Petitioner in this petition for writ is the State of South Carolina, not the person that filed, and was granted, the application for post-conviction relief.

I believe the Order should read:

This matter is before the court on a petition for a writ of certiorari following the grant of Respondent's application for post-conviction relief. Based on the vote of the panel, the petition for a writ of certiorari is denied.

The posture of this case is different from most other PCR cases, and it's my understanding it is not with frequency that the PCR applicant actually wins and the AG's office appeals, like what happened in this case. I am also inexperienced in this process, but upon remand to the lower court I may have problems with the current order denying writ. Please let me know if I am incorrect in my reading of the order denying writ.

Thank you in advance.

Best,

Dana S. Fields, J.D., LL.M

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Call for office address and appointment

Immigration Non victim/criminal charges/all other cases: 843.718.0741

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We must be the change we want to see in the World.

Mahatma Gandhi

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