

Hon. Daniel E. Shearouse, Clerk
South Carolina Supreme Court
P.O. Box 11330
Columbia, S.C. 29211

Mr. Thurman V. Lilly, 297494
A.C.I. F1-B49
P.O. Box 1151
Fairfax, S.C. 29827

RECEIVED

May 27, 2013

JUN 03 2013

RE: Lilly v. State, 2012-213159 (PCR Appeal)

S.C. SUPREME COURT

Dear Mr. Shearouse,

This letter is in reference to the above case. I am in the process of appealing the final decision in this matter to the United States Supreme Court, on Writ of Certiorari.

The clerk of the Supreme Court seem to believe that there is an "[Opinion]" in this case. I've explained that I only received an Order, dismissing my appeal and petition for rehearing.

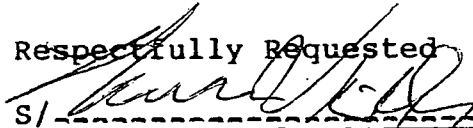
The clerk of the Supreme Court have returned my documents two (2) times for failure to include an opinion that does not exist. see Letters from U.S. Supreme Court attached, from Mr. Andrew Downs, Phone # (202) 479-3000 or (202) 479-3011.

Mr. Shearouse, would you please indicate by response to this letter or by telephone call to Mr. Downs, that [No] such opinion exist in this matter, so that my papers can be filed in that court. Further, please direct the U.S. Supreme Court Clerk to observe South Carolina Appellate Court Rules (SCACR) Rule 220 (b)(1), in reference to decisions by this court.

Your cooperation and assistance will be greatly appreciated I thank you in advance and will await your response to this very important matter at your earliest convenient time. Seeing that time is of essence.

Cc:file
S.C. Court Administration
enclosures

Respectfully Requested

S/ 
Mr. Thurman V. Lilly, 297494

Pro-Se

SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001

April 16, 2013

Thurman Van Lilly
#297494
Allendale Correctional Institution
PO Box 1151 F1-B35
Fairfax, SC 29827

RE: Thurman Van Lilly v. South Carolina

Dear Mr. Lilly:

The above-entitled petition for writ of certiorari was postmarked April 8, 2013 and received April 8, 2013. The papers are returned for the following reason(s):

The appendix to the petition does not contain the following documents required by Rule 14.1(i):

The lower court opinion(s) must be appended the South Carolina Court of Appeals.

Please correct and resubmit as soon as possible. Unless the petition is submitted to this Office in corrected form within 60 days of the date of this letter, the petition will not be filed. Rule 14.5.

A copy of the corrected petition must be served on opposing counsel.

When making the required corrections to a petition, no change to the substance of the petition may be made.

Sincerely,
William K. Suter, Clerk

By:



Andrew Downs
(202) 479-3038

Enclosures

Hon. William K. Suter, Clerk
U.S. Supreme Court
Washington, D.C. 20543-0001

Mr. Thurman V. Lilly, 297494
A.C.I. F1-B35
P.O. Box 1151
Fairfax, South Carolina 29827

April 24, 2013

RE: Thurman V. Lilly v. State of South Carolina

Dear Mr. Suter,

In reference to a recent letter from your office (see letter attached) in which your office return my petition for writ of certiorari, stating that I must correct a deficiency.e.g. Failure to include an appendix containing the required documents (i.e. the lower court opinion(s), South Carolina Court of Appeals).

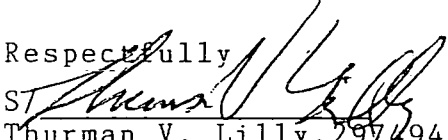
Please be advise that my petition was and is in [c]omplete compliance with Rule 14.1(i). The last six (6) papers attached to the petition for writ certiorari contain the following:
(1) Final order of dismissal from my application for post-conviction relief, see ~~ABBENDIX~~ "A"; (2) Order denying appeal of the post-conviction relief application, see APPENDIX "B"; and (3) Order denying rehearing of the appeal, see APPENDIX "C".

Mr. Suter, perhaps these documents were overlooked, however, I have included a cover sheet indicating and distinguishing the "APPENDIX" from the petition. If there are any other orders or opinions this court requires, I do not have them and they may not exist in this particular case.

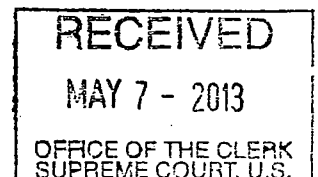
At any rate I have resubmitted the same documents, indicating "Appendix". It would be an unduly burdensome to require me to re-serve the same documents on respondent, when they already have all documents.

Your cooperation and assistance will be greatly appreciated, I thank you in advance and will await your response at your earliest convenient time.

Respectfully


Thurman V. Lilly, 297494

Cc; file
Enclosures



SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001

May 8, 2013

Thurman Van Lilly
#297494
Allendale Correctional Institution--
PO.Box 1151 F1-B35
Fairfax, SC 29827

RE: Thurman Van Lilly v. South Carolina

Dear Mr. Lilly:

The above-entitled petition for writ of certiorari was originally postmarked April 8, 2013 and received again on May 7, 2013. The papers are returned for the following reason(s):

The appendix to the petition does not contain the following documents required by Rule 14.1(i):

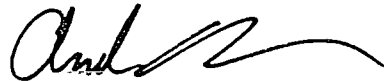
The lower court opinion(s) must be appended from the South Carolina Court of Appeals case number 2012-213159.

A copy of the corrected petition must be served on opposing counsel.

When making the required corrections to a petition, no change to the substance of the petition may be made.

Sincerely,
William K. Suter, Clerk

By:



Andrew Downs
(202) 479-3038

Enclosures

The Supreme Court of South Carolina

Thurman Van Lilly, Petitioner,

v.

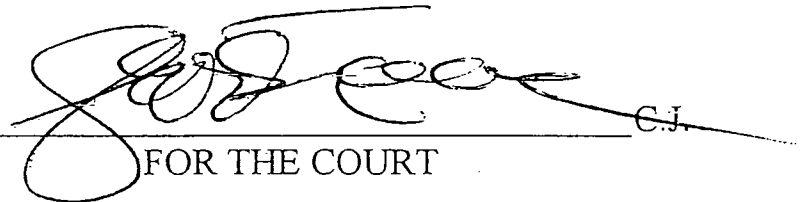
State of South Carolina, Respondent.

Appellate Case No. 2012-213159

ORDER

Petitioner has filed an explanation under Rule 243(c) of the South Carolina Appellate Court Rules (SCACR). He has also filed a supplemental amendment to the explanation.

Based on the failure of petitioner to show that there is an arguable basis for asserting that the determination by the lower court was improper, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.



C.J.
FOR THE COURT

Columbia, South Carolina
November 19, 2012

cc: Tyson A. Johnson, Sr., Esquire
Mr. Thurman Van Lilly, #297494

APPENDIX "B"

The Supreme Court of South Carolina

Thurman Van Lilly, Petitioner,

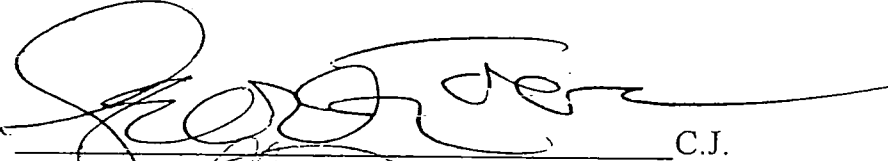
v.


State of South Carolina, Respondent.


Appellate Case No. 2012-213159

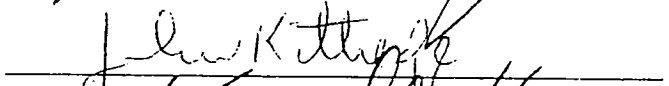
ORDER


After careful consideration of the petition for rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing. Accordingly, the petition for rehearing is denied.


C.J.


J.


J.


J.


J.

Columbia, South Carolina

January 10, 2013

cc:

Tyson A. Johnson, Sr.

Thurman Van Lilly, #297494

APPENDIX "C"

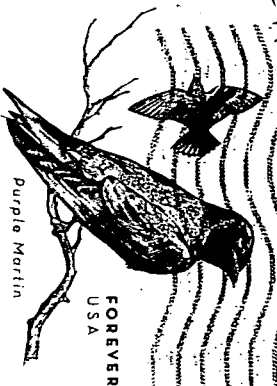
Mr. Thurman V. Lilly, 297494
Allendale Correctional Institution
P.O. Box 1151 F1-B49
Fairfax, S.C. 29827

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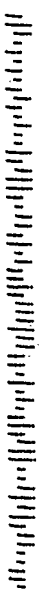
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Interdept Mail



Hon. Daniel E. Shearouse, Clerk
South Carolina Supreme Court
P.O. Box 11330
Columbia, S.C. 29211

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