

S.C. Court Of Appeals
P.O. Box 11629
Columbia, SC 29211

Sept. 23, 2022

Keith LeVan 371451
FC-2126
Lee Correctional Ins.
990 Wisacky Hwy
Bishopville, SC 29010

I Have Received Your Letter That I Am Denied A Rehearing Because I Could Not "Pro Se" A Motion While Being Represented By Counsel. I Had Made The "Pro Se" Motion Because My Counsel No Longer Represents Me Or Communicates With Me.

Enclosed In This Mailing Is A Copy Of Your Letter And My Former Counsel's Letter Sent To Me. It Seems That Either You Are In Err In Denying Me My Request Or That My Counsel Failed To Adequately Represent Me. Please Review This Information And Inform Me Whether I Was Wrongly Denied Due Process By Your Court Or By Ineffective Assistance Of Counsel.

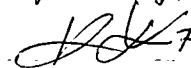
Thank You.

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OCT 03 2022

SC Court of Appeals

Respectfully,



Keith LeVan



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense
1330 Lady Street, Suite 401
Columbia, South Carolina 29201-3332

Post Office Box 11589
Columbia, South Carolina 29211-1589
Telephone: (803) 734-1330
Facsimile: (803) 734-1345

Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender

September 15, 2022

Keith Sheldon Levan, #371451
Lee Correctional Institution
990 Wisacky Hwy.
Bishopville, SC 29010

Re: Response to your habeas letter

Dear Mr. Levan:

Thank you for your undated letter which was received in this office September 8, 2022. Your file has been closed and the closing letter was sent to you on June 1, 2022 by your attorney, Adam Ruffin. You should just fill out the habeas application to the best of your ability. The application is meant to be filled out by a lay person who is not a lawyer. Further, we do not have any of your trial level documents (discovery, witness statements, etc) at this office as they were not necessary for the PCR appeal.

Unfortunately, there is no government agency to help you fill out and file the Habeas Corpus Federal Application, **and it is your responsibility alone to ensure that it is completed and filed on time.** The statute of limitations in federal habeas is very strictly enforced also.

Enclosed is the Habeas Application you sent to this office with your letter, I am returning it to you for your use.

Sincerely,



Robert M. Dudek
Chief Appellate Defender

RMD/lmm

Enclosure



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

June 21, 2022

Keith Sheldon Levan, 00371451
Lee Correctional Institution
990 Wisacky Highway
Bishopville SC 29010

Re: Keith S. Levan v. State
Appellate Case No. 2019-000863

Dear Mr. Levan:

The Court has received your petition for rehearing. Because you are represented by counsel, no action will be taken on this pro se filing. See *Miller v. State*, 388 S.C. 347, 347, 697 S.E.2d 527, 527 (2010) ("Since there is no right to 'hybrid representation' that is partially pro se and partially by counsel, substantive documents, with the exception of motions to relieve counsel, filed pro se by a person represented by counsel are not to be accepted unless submitted by counsel.").

Very truly yours,

V. Claire Allen

CLERK

cc: Adam Sinclair Ruffin, Esquire
Chelsey Faith Marto, Esquire
Alan McCrory Wilson, Esquire

Keith LeVan 371451-H6-2126
Lee Correctional Inst.
990 Wisacky Hwy
Bishopville, SC 29010

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