

STATE OF SOUTH CAROLINA )

County of Kershaw )

Mr. Robert Cannon, #328347 )

Full name and prison number (if any) of Applicant )

v. )

State of South Carolina )

IN THE COURT OF COMMON PLEAS

2022-CF-28-413

APPLICATION FOR  
POST-CONVICTION RELIEF

FILED FOR RECORD  
2022 APR 27 PM 2:44  
JANET C. HASTY  
CLERK OF COURT  
KERSHAW COUNTY, S.C.

INSTRUCTIONS - READ CAREFULLY

In order for this application to receive consideration by the Court, it shall be in writing (legibly handwritten or typewritten), signed by the applicant and verified (notarized), and it shall set forth in concise form the answers to each applicable question. If necessary, applicant may furnish his answer to a particular question on the reverse side of the page or on an additional page. Applicant shall make clear to which question any such continued answer refers.

Since every application must be sworn under oath, any false statement of a material fact therein may serve as the basis of prosecution and conviction for perjury. Applicants should, therefore, exercise care to assure that all answers are true and correct.

If the application is taken in forma pauperis, it shall include an affidavit (attached at the back of the form) setting forth information which establishes that applicant will be unable to pay the fees and costs of the proceedings. When the application is completed, the original shall be mailed to the Clerk of Court for the County in which the applicant was convicted.

1. Place of detention Kershaw C.I., 4848 Goldmine Hwy Kershaw S.C. 29067
2. Name and location of Court which imposed sentence Kershaw County Court Of General Sessions
3. Name(s) of co-defendant(s) (if any) Derrick McDonald, & Christopher Whitehead
4. The indictment number or numbers (if known) upon which and the offenses for which sentence was imposed:
  - (a) 2007-GS-28-0018 (Murder)
  - (b) 2007-GS-28-0017 (Burglary 1st)

ATTEST True, Correct & Certified  
Copy of Original on File in this  
Court  
Janet C. Hasty  
Clerk of Court Kershaw County

- (c) \_\_\_\_\_
10. State concisely the grounds on which you base your allegation that you are being held in custody unlawfully:
- (a) SEE SUPPORTING MEMORANDUM \_\_\_\_\_
- (b) \_\_\_\_\_
- (c) \_\_\_\_\_
11. State concisely and in the same order the facts which support each of the grounds set out in (10):
- (a) SEE SUPPORTING MEMORANDUM \_\_\_\_\_
- (b) \_\_\_\_\_
- (c) \_\_\_\_\_
12. Prior to this application have you filed with respect to this conviction:
- (a) any petition in a State Court under South Carolina Law? YES \_\_\_\_\_
- (b) any petition in State or Federal Courts for habeas corpus or post-convictions relief? YES \_\_\_\_\_
- (c) any petition in the United States Supreme Court for certiorari other than petitions, if any, already specified in (8)? NO \_\_\_\_\_
- (d) any other petitions, motions or applications in this or any other Court? YES \_\_\_\_\_
13. If you answered "yes" to any part of (12), list with respect to each petition, motion or application:
- (a) the specific nature thereof:
- i. PCR, \_\_\_\_\_
- ii. Extraordinary Writ in the S.C. Supreme Court \_\_\_\_\_
- iii. \_\_\_\_\_
- iv. \_\_\_\_\_
- (b) the name and location of the Court in which each was filed:
- i. Common Pleas \_\_\_\_\_
- ii. S.C. Supreme Court \_\_\_\_\_
- iii. \_\_\_\_\_
- iv. \_\_\_\_\_

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16. If any ground set forth in (10) has not previously been presented to any Court, State or Federal, set forth the ground and state concisely the reasons why such ground has not previously been presented:

- (a) N/A \_\_\_\_\_
- (b) \_\_\_\_\_
- (c) \_\_\_\_\_

17. Were you represented by an attorney at any time during the course of:

- (a) your arraignment and plea? \_\_\_\_\_
- (b) your trial, if any? N/A \_\_\_\_\_
- (c) your sentencing? \_\_\_\_\_
- (d) your appeal, if any, from the judgment of conviction or the imposition of sentence? N/A \_\_\_\_\_
- (e) preparation, presentation or consideration of any petitions, motions or applications with respect to this conviction, which you filed? N/A \_\_\_\_\_

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MICHIGAN COUNTY, ILL.

18. If you answered "yes" to one or more parts of (17), list:

- (a) the name and address of each attorney who represented you:
  - i. N/A \_\_\_\_\_
  - ii. \_\_\_\_\_
  - iii. N/A \_\_\_\_\_
- (b) the proceedings at which each such attorney represented you:
  - i. N/A \_\_\_\_\_
  - ii. \_\_\_\_\_
  - iii. \_\_\_\_\_

**APPLICATION TO PROCEED WITHOUT PAYMENT  
OF COSTS AND AFFIDAVIT  
IN SUPPORT THEREOF**

I, ROBERT CANNON #328347, hereby apply for leave to proceed in this action without prepayment of fees or costs or security therefor. In support of my application I declare under penalty of perjury that the following facts are true:

- (1) I am the applicant in this action and I believe I am entitled to redress.
- (2) Because of my poverty I am unable to pay the costs of said proceeding or give security thereof.

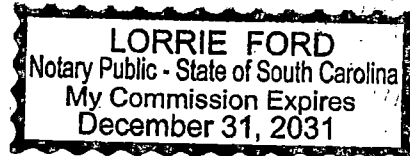
Robert Cannon  
Applicant

SWORN or affirmed to and subscribed before me this

22nd day of April, 2021.

Janet Ford  
Notary Public

My Commission Expires: 12/31/31



JANET C. HASTY  
CLERK OF COURT  
KERSHAW COUNTY, S.C.

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