

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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APR 03 2023

SC Court of Appeals

Appellate No. 2022-000972
[1994-GS-39-1490/Trial]-1491

Robert Earl Dillard.....Appellant,

v.

State of South Carolina.....Respondent.

AMENDED APPELLANT'S INITIAL-BRIEF ON APPEAL

Appellant-Robert Earl Dillard [SCDC No. 220045], motions to this Honorable Court to Grant Relief to his Initial-Brief [now amended] and ~~to this Honorable Court~~ on Appeal, that complies with Rule 208 of the South Carolina Appellate Court Rules on this 28th day of March, 2023. That was GRANTED on Oct. 17, 2022.

CC:

Jenny Abbott Kitchings, Clerk
Alan McCrory Wilson, Esquire
Taylor Zane Smith, Esquire

/s/ Robert Earl Dillard
Robert Earl Dillard

THE SOUTH CAROLINA COURT OF APPEALS

Robert Earl Dillard,

Appellant,

V.

The State of South Carolina,

Respondent.

§

§

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§

APPELLANT: INITIAL-BRIEF
[AN AMENDED ON APPEALS]

The Respondent's Motion to Dismiss should be "denied" on the
Grounds that the Respondent has not "offered" any legal explain-
ations to support its motion for dismissal. See Order-Attached.

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OPINION BELOW

The Order of the Court of Appeals, After careful consideration Respondent's Motion to Dismiss this Appeal and to Strike Appellant's July 13, 2022 filing is denied.

TABLE OF CONTENTS

QUESTIONS PRESENTED.....	i
TABLE OF CONTENTS.....	ii
TABLE OF AUTHORITIES.....	iii
OPINION BELOW.....	1

APPENDIX-A: ORDER OF COURT OF APPEALS

In Dillard V State of South Carolina

The South Carolina Court of Appeals

Robert Earl Dillard, Appellant,

v.

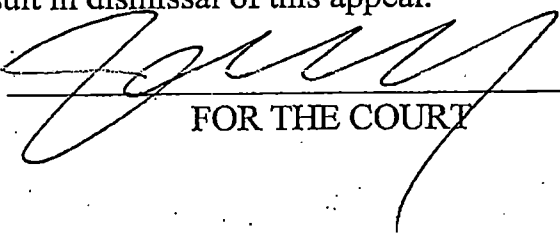
The State, Respondent.

Appellate Case No. 2022-000972

ORDER

After careful consideration, Respondent's motion to dismiss this appeal and to strike Appellant's July 13, 2022 filing is denied.

Appellant's October 17, 2022, motion to allow late filing of his initial brief is granted. However, we do not accept the attached document, entitled, "Petition for Writ [of] Certiorari, Motion for a[n] Evidentiary Hearing . . ." as Appellant's initial brief. Accordingly, Respondent's motion to compel Appellant to file Appellant's initial brief and designation of matter is granted, in part. Within thirty days of the date of this order, Appellant shall serve and file an initial brief and designation of matter that complies with Rules 208 and 209 of the South Carolina Appellate Court Rules. Failure to comply will result in dismissal of this appeal.



FOR THE COURT

Columbia, South Carolina

FILED
Jan 18 2023

cc:

Robert Earl Dillard, 00220045
Alan McCrory Wilson, Esquire
Taylor Zane Smith, Esquire

CONCLUSION

WHEREFORE, For the Forgoing Reason, the Honorable Court should Grant Relief to Reverse & Vacate Applicant's Conviction and-Setence.

This 28 DAY OF March, 2023

/s/ Robert E. Dillard

Mr Rober E. Dillard

[No. 220045] / Pro Se

PERRY CORR. INSTITUTE

430 Oaklawn Road

Pelzer, S.C. 29669

THE STATE OF SOUTH CAROLINA
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State of South Carolina.....Respondent.

CERTIFICATE OF SERVICE

I certify that a true copy of the Intitial-Brief be Amended to Court of Appeals and Copy of the Appendix in this case has been served on Attorney General Alan Wilson, Esquire and Taylor Zane Smith, Esquire [both] of S.C. Attorney General's Office.

SWORN AND SUBSCRIBED TO BEFORE ME
on this 28 day of March, 2023.

/s/ Robert Earl Dillard
Robert Earl Dillard

Tamara Conwell
NOTARY PUBLIC OF SOUTH CAROLINA

My Commission Expires
September 25, 2023

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IN THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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SC Court of Appeals

Robert Earl Dillard,
Petitioner,

) Case No. 2022-000972
) [of 1994-GS-39-1490/Trial]

Vs

) COVER SHEET
)

State of South Carolina,
Respondent.

) WITH EXHIBITS, FACTS, AND RECORDS,
) AMENDED APPELLANT'S INITIAL BRIEF,
) ON APPEALS, AND COURT OF APPEALS -
ORDERS.

COVER-SHEET

The Order of Chief Administrative Judge/General-Sessions,
the Honorable Perry Gravely Post Office Box 215 Pickens, S.C.
29671, to be Amended on the Appeals with his initial-brief to
the South Carolina Court of Appeals, and Robert Earl Dillard
[SCDC No. 220045] PERRY CORECTIONAL INSTITUTE 430 Oaklawn Road
South Carolina 29669 [Address], Certificate of Service, and
Proof of Service, as well.

March 28th, 2023.

/s/ Robert Earl Dillard
Rober Earl Dillard

IN THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Robert Earl Dillard,
Petitioner,

Vs

State of South Carolina
Respondent.

) PETITIONER HAS INCLUDED THE -
) FOLLOWING ON AMENDED APPELLANT'S
) INITIAL-BRIEF ON APPEALS
)
)
)

Petitioner request this court to construe his pleading liberally and not be held to lawyer's standards, cited in Haines v. Kerner, 404 U.S. 519. The Petitioner filed the following in the motion, appeals to the court:

- [1] Letter dated Jan. 12, 2006
- [2] Calander
- [3] Greenville News Letter Dated Jan. 15, 2002
- [4] Letter Dated Jan. 17, 2001, From Jinny Morsan, G.D.C.
- [5] Arrest & Detention released records
- [6] James Flecter Simpson Records
- [7] Exhibit/s
- [8] Reasonable Doubt Standard
- [9] Judge Order & Date
- [10] Court of Appeals ORDER.

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I, Robert Earl Dillard [SCDC No. 220045], certify & verify under Penalty of Perjury that Forgoing is True and Correct.

March 28th, 2023.

/s/ Robert Earl Dillard
Robert Earl Dillard

IN THE COURT OF COMMON PLEAS

C.A. No.:

2022 JUN -9 A 10: 09

CLERK OF COURT
PICKENS COUNTY
SOUTH CAROLINA

2022-CP-39- 00680

ORDER DENYING FILING OF PLEADINGS

RESPONDENT.

2. β

2) The Court finds that the Petition is set out as an appeal of his 1995 conviction and this Court is not the proper forum to address such issues and the pleadings cannot be accepted.

It is so Ordered.

Perry H. Gravely
Perry H. Gravely

Perry H. Gravely

Chief Administrative Judge-General Sessions

Pickens, South Carolina

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Case No. 2022-000972

Robert Earl Dillard.....Appellant,

Vs

State of South Carolina.....Respondent.

PROOF OF SERVICE

I Robert Earl Dillard do hereby certify that I Served True-Copy[s] of the Filed [and/served] "Initial-Brief Amended on Appeals" to the Court of Appeals that complies with Rule 208 of the South Carolina Appellate Court Rules on this Matter, by placing the same in the Mail, U.S. Postage-Prepaid Addressed to:

S.C. COURT OF APPEALS
c/o Jenny Abbott Kitchings, Clerk
Post Office Box 11629
Columbia, South Carolina 29211

S.C. ATTORNEY GENERAL'S OFFICE
ATTORNEY GENERAL ALAN M. WILSON
c/o Asst Taylor Zane Smith, Esq.
Post Office Box 11549
Columbia, South Carolina 29211

March 28th, 2023.

/s/ Robert Earl Dillard
Robert Earl Dillard

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PERRY CORRECTIONAL INSTITUTE

430 Oaklawn Road

Pelzer, South Carolina 29669

IN THE STATE OF SOUTH CAROLINA
THE COURT OF APPEALS

JENNY ABBOTT KITCHINS, CLERK
-Clerk of Court-
Post Office Box 11629
Columbia, South Carolina 29211

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RE: TO CASE No.2022-000972/1994-GS-39-1490/1491 Trial.
an amended appellant's initial brief on appeals.

Dear Ms Kitchings

You will find my original an amended appellant's initial brief on appeals, and the order of Chief Administrative Judge/- General Sessions-the Honorable Perry Gravely, Address, and - Appellant's Address, and Cover-Sheet, and Proof-of-Service, and Certificate of Service, along with the amended appellant's initial brief on appeals, to be filed with your office.

--I Thank You Very Much in this Matter. God Bless!

March 28th, 2023.

/s/ Robert Earl Dillard

Robert Earl Dillard

SCDC No. 220045
PERRY CORR INSTITUTE
430 Oakalwn Road #2B/109
Pelzer, S.C. 29669

Robert Earl Dillard # 220045
PENY Correctional inst.
430 Oaklawn Road Q2B/009
Pelzer S.C. 29669



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Columbia South Carolina 29211

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