

THE SOUTH CAROLINA COURT OF APPEALS

Robert Earl Dillard,

§

Appellant,

§

APPELLANT: INITIAL-BRIEF
[AN AMENDED ON APPEALS]

V.

§

The State of South Carolina,

§

Respondent.

§

The Respondent's Motion to Dismiss should be "denied" on the Grounds that the Respondent has not "offered" any legal explanations 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.

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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

1st 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
IN THE COURT OF APPEALS

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SC Court of Appeals

Robert Earl Dillard.....Appellant,

v.

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.

1st Robert Earl Dillard
Robert Earl Dillard

Tamara Conwell
NOTARY PUBLIC OF SOUTH CAROLINA

My Commission Expires
September 25, 2023

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SC Court of Appeals

IN THE STATE OF SOUTH CAROLINA
IN THE 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.

1s/ 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.

1s/ Robert Earl Dillard
Robert Earl Dillard

STATE OF SOUTH CAROLINA
COUNTY OF PICKENS

) IN THE COURT OF COMMON PLEAS

ROBERT EARL DILLARD

)
)
) C.A. No.:
2022 JUN -9 A 10:09

PETITIONER,

)
) CLERK OF COURT
) PICKENS COUNTY
) SOUTH CAROLINA

2022-CP-39- 00680

v.

STATE OF SOUTH CAROLINA

)
) ORDER DENYING FILING OF
) PLEADINGS
)
)
)
)

RESPONDENT.

The Court has reviewed the Petitioner's Motion to proceed in forma pauperis, Petition for Relief and other documents filed by the Petitioner and the Court hereby Orders the following:

1) The Motion to Proceed in Forma Pauperis is denied because it has not been presented on the proper forms nor has the Petitioner set forth any supporting information as to the Petitioner's basis for waiving Court fees; and

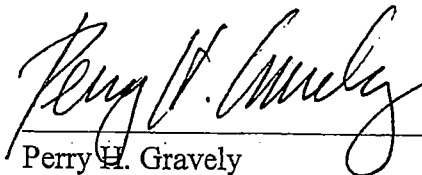
2) The Court finds that the Petition is set out as an appeal of his 1995 conviction and this Court is not the proper forum to address such issues and the pleadings cannot be accepted.

Therefore, the Petitioner's Motion is denied and it is Ordered that all documents be returned to the Petitioner unfiled.

It is so Ordered.

June 7, 2022

Pickens, South Carolina



Perry H. Gravely

Chief Administrative Judge-General Sessions

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THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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SC Court of Appeals

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.

1s/ 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.

1s/ Robert Earl Dillard

Robert Earl Dillard

SCDC No. 220045
PERRY CORR INSTITUTE
430 Oakalwn Road ^{028/209}
Pelzer, S.C. 29669

Robert Earl Dillard # 220045
PENY Correctional Inst.
430 Oaklawn Road OAB/1009
Pelzer S.C. 29669



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South Carolina Court of Appeals
Clerk Jenny Abbott Kitchens
Post Office Box 11629
Columbia South Carolina 29211

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