

Attn: - The Honorable Jenny A. Kitchings,
Clerk, S.C. Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Larry G. Harvin, #253468
M.C.J. F.1-125.B
386 Redemption Way
McCormick, SC 29849

Re: - • Harvin v. State, No. 2013-000692;

• Rescission of June 5, 2013 ORDER
based on Exceptional
Circumstances.

RECEIVED

JUN 20 2013

SC Court of Appeals

Dear Ms. Kitchings:

I've enclosed an Exact Copy of the Notarized 'Proof of Service' accompanying the 'Written Explanation of Improper Determination' which I forwarded to your Office for filing on April 26, 2013; the 'Proof of Service' and a true & exact copy of your 'June 5, 2013 ORDER' are Attached hereto as "ATT. A" and "ATT. B" respectively, to hopefully convince you that there are 'Exceptional Circumstances' beyond my control (the ineffective mail system; something) which is preventing me from obtaining relief on 2010-CP-10-4462. I formally request here that you Rescind your June 5, 2013 ORDER, Grant me time to obtain another copy of my 'Written Explanation...' and submit it to your Office.

- I Thank You in Advance.

Sincerely

151 L. Harvin I.

Larry G. Harvin, #253468
McCormick, South Carolina

6 - 18 - 13
DATE

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Kristi L. Harrington, Circuit Court Judge

Case No. 2013 - 000692
[2010-CP-10-4462]

Larry G. Harvin, #253468,

Appellant,

Vs.

State of South Carolina,

Respondent.

PROOF OF SERVICE

I Certify before below-signed Notary Public that I have served the 'Written Explanation of Improper Determination' on Respondent's attorney of record (Matthew J. Friedman, P.O. Box 11549, Columbia, SC, 29211), also on Clerk for Charleston County Court of Common Pleas, by depositing said material(s) into the U.S. Mail with sufficient postage attached, on same below date the material(s) were also forwarded to S.C. Court of Appeals in same manner.

Sworn and Subscribed to
before me this 26
day of April, 2013

/s/ Joyce L. Young
Notary Public, South Carolina

* My Commission Expires: 10-11-2011

/s/ L. Harvin
Larry G. Harvin, #253468
M.C.I. F.1-125.B
386 Redemption Way
McCormick, SC 29899

The South Carolina Court of Appeals

Larry G. Harvin, #253468, Appellant,

v.

State of South Carolina, Respondent.

Appellate Case No. 2013-000692

The Honorable Kristi Lea Harrington
Charleston County
Trial Court Case No. 2010CP1004462

ORDER

Appellant has failed to provide an explanation for habeas corpus relief, or to timely serve and file the appellant's initial brief and designation of matter as required by Rules 203 and 208 of the South Carolina Appellate Court Rules. Accordingly, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.

FOR THE COURT

BY


CLERK

Columbia, South Carolina

cc:

* 'ATT. B' *

Larry G. Harvin, 00253468
Matthew J. Friedman
Ashleigh Rayanna Wilson

FILED

June 5, 2013

- CERTIFICATE OF SERVICE -

I, Larry G. Harvin, do Declare in the presence of below-
signed Notary Public on below-noted date, that I did
deposit a one (1) page letter addressed to 'The
Honorable Jenny A. Kitchings, Clerk, S.C. Court of
Appeals', with two (2) ATTACHMENTS, into the custody
of the M.C.I. Mail Room Clerk (below-signed Notary
Public) for said material(s) to be immediately forwarded
by sufficient U.S. Postage to:

The Honorable Jenny A. Kitchings
Clerk, S.C. Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RECEIVED

JUN 20 2013

SC Court of Appeals

Sworn and Subscribed to

before me this 18

day of June, 2013.

/s/ [Signature]
Notary Public, South Carolina

*My Commission Expires: 12-16-2019

/s/ L. Harvin II

Larry G. Harvin, # 253468
M.C.I. F.I. - 125.B
386 Redemption Way
McCormick, SC 29899