

To: The Hon. Jenny A. Kitchings, Clerk  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, S.C. 29211


RECEIVED

JUL 18 2013

SC Court of Appeals

From: The Hon. Patrick L. Booker, Esquire  
Allendale Corr. Inst.  
P.O. Box # 1151  
Fairfax, S.C. 29827

Date: July 9, 2013

Re:  The State vs. Patrick Booker  
Appellate Case No. 2012-213687

Dear Ms. Kitchings:

Be advised, I am in receipt of the copied "Remittitur" letter you issued July 5, 2013 in the above case.

I believed you issued the Remittitur prior to the 30-day deadline in which to serve and file a petition for writ of certiorari with the South Carolina Supreme Court and this Court.

~~I had thirty (30) days in which to serve and file the petition, and I filed (and served the petition) on July 3, 2013 which was well within~~  
from June 7, 2013

Per Rule 242(c), SCACR, I had thirty (30) days from June 7, 2013 in which to serve and file the certiorari petition, making my deadline Sunday, July 7, 2013. Being that my deadline expired on a Sunday, per the Appellate Court Rules my actual deadline was to be  
( see reverse side )

Monday, July 8, 2013. Despite me having up to July 8th to serve and file for certiorari, I served and filed it on July 3, 2013 (five days prior to deadline date) by way of United States Mail for which I have documented proof.

Therefore, I do not understand why your Deputy keeps trying to thwart my appeal attempts. Indeed, she has again engaged in "clerical misprision", as she has done before regarding my appeal.

Will you please correct this situation regarding the wrongful sending of the remittitur to the lower court? Thank you.

Again, thank you for your prompt attention to this matter.

Best regards,



cc: My File

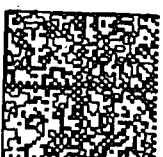
Patrick Booker, # 297590  
Allendale C. I. (SMU-105)  
P.O. Box 1157  
Fairfax, S. C. 29827

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