

December 9 2023

RE: The State v. George Holmes; Appellate Case No. 2022-000-728

TO: South Carolina Court of Appeals

The Supreme Court of South Carolina

Administrative Law Court of South Carolina

Chief Justice of South Carolina, Donald W. Beatty

From: George Holmes #289114

I Mr. George Holmes writing regarding my case above asking the courts to please look into this matter? Arrest Warrant # 162018A0710200399, States Non-violent burglary 2nd degree Motion by Charles W. Patrick III. On March 25, 2020, Order Granting Release as non-violent offenses.

PLEASE SEE: I am sending copies.

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DEC 27 2023

SC Court of Appeals

Thanks
- M -
God Bless!! :)

With kindest regards I am *George Holmes*
George Holmes

November 10, 2023

The State v. George Holmes, Appellate Case No. ~~2023-000128~~ **RECEIVED**

DEC 27 2023

To: The South Carolina Court of Appeals, SC Court of Appeals
The Supreme Court of South Carolina
Administrative Law Court of South Carolina

I Mr. George Holmes, writing regarding my Appellate case above
I am sending Evidence of Specific Facts on GOD!!

Thanks
-N-
God Bless!!

With kindest Regards I'am ~~George Holmes~~
George Holmes

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STATE OF SOUTH CAROLINA

DEC 27 2023

THE COURT OF GENERAL SESSIONS
FOURTEENTH JUDICIAL CIRCUIT

SC Court of Appeals

WARRANT #s:

2018A0710200399 and 2018A0710200400

COUNTY OF BEAUFORT

STATE OF SOUTH CAROLINA

-vs-

**ORDER GRANTING DEFENDANT'S
MOTION FOR BOND**

GEORGE HOLMES

Defendant.

*The State v. George Holmes
Appellate Case No. 2022-000728*

non-violent Released

This matter is before me pursuant to a motion by Charles W. Patrick, III, appointed counsel for the Defendant, George Holmes, for an own recognizance bond on the above referenced cases. Following a phone conference hearing held on March 25, 2020, I ordered that, should Mr. Holmes provide a stable living address, he would be allowed release on his own recognizance pending trial in the above reference matter. Mr. Holmes's permanent address is:

George Holmes
39 Samuel Lane
St. Helena Island, SC 29920

2023 MAR 25 PM 2:19
JENNIFER ROSENEAU
CLERK OF COURT
BEAUFORT COUNTY, S.C.

Bond is hereby ordered as follows: *non-violent Released*

1. Mr. Holmes shall be released on his own recognizance.
2. Mr. Holmes shall reside at 39 Samuel Lane, St. Helena Island, SC 29920 until the resolution of his case and shall be on house arrest.
3. Mr. Holmes may only leave this residence for court appearances, meetings with his attorney, and for his employment.

Judge Carmen T. Mullen

AND IT IS SO ORDERED.

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SEP 09 2022

S.C. SUPREME CC

March 26, 2020

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AUG 08 2022

SC Court of Appeals

Certified - A True Copy

Jenn Ann Roseneau - Clerk of Court
Beaufort County, SC - Jennifer Petreff

2018A0710200399

STATE OF SOUTH CAROLINA

County/ Municipality of

Beaufort

THE STATE
against

18S334816

Holmes

Saint Helena Island, SC 29920-5411

SSN

Race: B Height: 5 7 Weight: 240

SC DL #:

Agency ORI #: SC0070000

Reporting Agency: Beaufort County Sheriffs Office

Reporting Officer: Jonathan M Hewitt - S00393

Burglary (Burglary (Non-Violent) - Second degree)

Code: 0080

Finance Sec: 16-11-0312

Arrest is CERTIFIED FOR SERVICE in the

County/ Municipality of

The accused

is to be arrested and brought before me to be

with according to the law.

(L.S.)

Signature of Judge

RETURN

of this arrest warrant was delivered to

at George Holmes

12/28/18

[Signature]

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

Beaufort County General Sessions
PO Box 1128
102 Ribaut Road, Rm. 208
Beaufort, SC 299011128

DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY DEFENDANT COPY

STATE OF SOUTH CAROLINA

County/ Municipality of

Beaufort

Personally appeared before me the affiant Jonathan M Hewitt who

being duly sworn deposes and says that defendant George Holmes

did within this county and state on or about 12/28/2018

State of South Carolina (or ordinance of County/ Municipality of Beaufort) violate the criminal laws of the

in the following particulars:

DESCRIPTION OF OFFENSE: Burglary (Burglary (Non-Violent) - Second degree)

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

That on December 28th, 2018, at approximately 0128 hours, the defendant, one George Holmes did knowingly, willingly and unlawfully violate the laws of the State of South Carolina in that he did commit the offense of Burglary in the 2nd Degree. The defendant unlawfully forced into the Navy Federal Credit Union ATM. He did so by using a crow bar to break through the outside door. Upon gaining entry attempted to force entry into the ATM box in an attempt to steal the currency located within. The incident was captured on surveillance footage, Holmes was positively identified and a BCSO Tracking Team was recalled and tracked to the location he was found. This incident did occur at 102 Sea Island Parkway, Beaufort, Beaufort County, South Carolina and within the jurisdiction of the Beaufort County Sheriffs Office. The Affiant and others are witness to the same.

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

Beaufort

Affiant's Address 2001 Duke St
Beaufort, SC 29902-

Affiant's Telephone

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 12/28/2018 defendant George Holmes

did violate the criminal laws of the State of South Carolina (or ordinance of

County/ Municipality of Beaufort

) as set forth below:

DESCRIPTION OF OFFENSE: Burglary (Burglary (Non-Violent) - Second degree)

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable.

Sworn to and subscribed before me on 12/28/2018

[Signature] (L.S.) Judge's Address 104 Ribaut Rd
Beaufort, SC 29901-2207

Mark Francis Fitzgibbons Judge's Telephone (843)255-5700

Judge Code: 7060

Issuing Court: Magistrate Municipal Circuit

**STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT**

ORDER

In Re: COVID-19 Pandemic

On March 13, 2020, the Governor of South Carolina declared a State of Emergency in South Carolina pursuant to Executive Order 2020-08. This action was taken in response to the COVID-19 Pandemic. The Administrative Law Court (Court), in recognition of this crisis and the potential effect on the citizens of South Carolina especially those with pending matters before the Court, finds it necessary to issue this order regarding deadlines before the Court.

In accordance and consistent with prior practice of this Court and of the South Carolina Supreme Court, due dates for filings with the Court on or after the date of this Order are hereby extended for thirty (30) days. All Rules of Procedure regarding the method for the filing and service of documents are still in effect. **This Order does not apply to the statutory timeframes for filing the initial request for a hearing or notice of appeal.** Further, no filing fee will be required for a motion for continuance for hearings scheduled in the next 30 days, but such motion must be filed with the presiding judge's office.

All litigants are directed to frequently monitor the Court's website for further updates during this emergency. This Order shall remain in effect until and unless further modified or rescinded by the Court.



Ralph King Anderson, III
Chief Administrative Law Judge

Columbia, South Carolina
March 24, 2020

Court News ...

2020-03-19-01

The Supreme Court of South Carolina

RE: Mediation Settlement Conferences

ORDER

In recognition of the difficulties the COVID-19 pandemic may have on lawyers, parties, and other persons whose physical presence is ordinarily required in mediation settlement conferences governed by the South Carolina Court-Annexed Alternative Dispute Resolution Rules, I find it necessary to temporarily adjust the usual manner of attendance at mediation settlement conferences required by Rule 6(b) of the Alternative Dispute Resolution Rules.

Pursuant to Article V, Section 4 of the South Carolina Constitution, it is ordered that, upon the request of a required attendee, the Chief Judge for Administrative Purposes of the circuit shall issue an order permitting attendance by video conferencing.

This Order is effectively immediately and remains in effect until modified or rescinded by order of the Chief Justice.

s/Donald W.

Beatty

Donald W. Beatty

Chief Justice of South Carolina

Columbia, South Carolina
March 19, 2020

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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SC Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of General Sessions

The Honorable Carmen T. Mullen, Circuit Court Judge

Warrant No (s): 2018A0710200399/2018A0710200400 States
Indictment No (s): 2019GS0700039/2019GS0700040 Non-violent

STATE OF SOUTH CAROLINA,

States Non violent

Respondent.

GEORGE HOLMES, ^{v.} RE: The State v. George Holmes
Appellate Case No. 2022-000728

Appellant.

Please see! ↓

Warrants: States Non-violent

Indictment # 2019GS0700039, states

Burglary 2nd non-violent

George Holmes appeals his trial, conviction and sentence on the charges of Burglary -

(Second Degree (Violent)) and Safecracking before the Honorable Carmen T. Mullen, Presiding

Judge, Fourteenth Judicial Circuit. George Holmes also appeals the Denial of his Motion for

Direct Verdict on May 18, 2022 before the Honorable Carmen T. Mullen, Presiding Judge,

Fourteenth Judicial Circuit.

How can the trial give me
a greater offense of
Burglary 2nd violent??

ON GOD!!

George Holmes
George Holmes

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S.C. SUPREME COURT

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AUG 08 2022

S.C. SUPREME COURT

STATE

GEORGE HOLMES

INDICTMENT/CASE#: 2019GS0700039

0-15 YEARS

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF BEAUFORT

STATE

The State v. George Holmes
vs. Appellate Case No 2022-000728

INDICTMENT/CASE#: 2019GS0700039

States non violent

GEORGE HOLMES

A/W#: 2018A0710200399

AKA:
Race: Black Sex: Male Age: 34

Date of Offense: 12/28/2018

DOB: SS#: [REDACTED]

S.C. Code §: 16-11-312(B)(3)

CDR Code #: 0086

Address:

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City, State, Zip:

SENTENCE SHEET
AUG 08 2022

DL#* SID#

SC Court of Appeals

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the above indictment comes now the Defendant who was CONVICTED OF or PLEADS

TO: Burglary 2nd Degree Violent ^{States} non violent Please see A/W#: 2018A0710200399

In violation of § 16-11-312(B)(3) of the S.C. Code of Laws, bearing CDR Code # 0086

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS § 17-25-45
(CSC w/minor 1st or CSC w/minor 3rd)

The charge is: As indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. (def.'s initials)

The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST:

Solicitor SC Bar # Defendant Attorney for Defendant SC Bar #

WHEREFORE, the Defendant is committed to the State Department of Correction County Detention Center,

for a determinate term of 15 days/months/years Time Served Youthful Offender Act not to exceed ___ years

and/or to pay a fine of \$___; provided that upon the service of ___ days/months/years/Time Served and or payment of \$___; plus costs and assessments as applicable*; the balance is suspended with probation for ___

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation, which are incorporated by reference.

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SEP 09 2022

The sentence shall run CONCURRENT or CONSECUTIVE to sentence on:

The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied by SCDOC. 505 days/months

To include time spent on monitored house arrest prior to trial and sentencing.
 The Defendant Shall be Released from County Detention Center.

Certified - A True Copy
Jerrri Ann Roseneau - Clerk of Court
Beaufort County, SC - Jennifer Perloff

STATE OF SOUTH CAROLINA
 COUNTY OF BEAUFORT
 VERSUS

LAST NAME: <i>Holmes</i>	FIRST <i>Henry</i>	MIDDLE
-----------------------------	-----------------------	--------

DEFENDANT

SUMMONS

VICTIM
 (CIRCLE ONE)

WITNESS

LAST NAME: <i>Holmes</i>	FIRST <i>Henry</i>	MIDDLE <i>A I</i>
ADDRESS:		

SSN:	DOB:	SEX:	RACE: <i>Black</i>
------	------	------	-----------------------

YOU ARE SUMMONED TO APPEAR BEFORE THE BEAUFORT COUNTY COURT AT THE LOCATION INDICATED BELOW:
 (INDICATE ONE)

CENTRAL COURT NORTH
 100 RIBAULT RD
 BEAUFORT SC
 29902
 (843) 470-5202

GENERAL SESSIONS
 100 RIBAULT RD
 BEAUFORT SC
 29902
 (843) 470-5218

CENTRAL COURT SOUTH
 #3 TOWN CENTER
 HILTON HEAD SC
 29025
 (843) 842-4260

MUNICIPAL COURT
 #3 TOWN CENTER
 HILTON HEAD SC
 29025
 (843) 341-4670

DATE OF TRIAL ON: <i>05/31/19</i>	TIME OF TRIAL AT: <i>09:45</i> AM/PM
CHARGE: <i>Aggravated S&A</i>	SECTION: <i>16-11-313</i>
DATE & TIME OF VIOLATION: <i>12/16/18</i> AM/PM	LOCATION: <i>102 Sea Island Pkwy</i>
DATE & TIME OF ARREST: <i>12/16/18</i> AM/PM	ARRESTING / ISSUING OFFICER: <i>Hewitt, J</i>
INCIDENT REPORT # <i>185324616</i>	

NOTICE

FAILURE TO APPEAR WITHOUT FIRST POSTING BOND OR OBTAINING A CONTINUANCE IS A MISDEMEANOR PUNISHABLE BY A FINE OF UP TO \$500 OR IMPRISONMENT FOR UP TO 30 DAYS.

Arched
 (SIGNATURE OF DEFENDANT, VICTIM OR WITNESS)

12/28/18
 (DATE)

NO: 67774
 DEFENDANT'S COPY

399

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JUN 15 2022

S.C. SUPREME COURT

1-30-23

The State v. George Holmes, Appellate Case No. 2020-000728

37 No. 12 West's Criminal Law New Volume 37, Issue 12

June 5, 2020 Criminal Law News - Post Conviction Relief

Forms: Prisoner was entitled to emergency Compassionate release from incarceration, under First ~~Act~~ Step Act, base on COVID-19 outbreak at Prison.

"Brief"

Federal Prisoner Convicted of theft of government funds and tax evasion was entitled to emergency Compassionate release from incarceration, under First Step Act, base on COVID-19 outbreak at prison, prisoner was first-time offender, offenses of conviction were non-violent prisoner was retired police officer who volunteered in rescue and cleanup efforts at the World Trade Center following the terrorist attacks of September 11 2001 Continued incarceration posed serious health risks to presented extraordinary and unprecedented threat incarcerated person, and to prison in particular.

United States v. Scparta, 125 A.F.T.R. 2d 2020-1774, 2020 WL 1910481 (S.D.N.Y. 2020)

§ 19.9 Releasing prisoners? detainees in response to COVID-19 state Court administrative responses.

Applying "WLD FACTS" To Federal Detention in the Pandemic

Federal Detention - N- "WILD FACT" During the COVID-19 pandemic.

The U.S. Attorney General told BOP in a March 2020 memorandum that there are some at risk inmate who are non-violent.

STATE OF SOUTH CAROLINA
COUNTY OF BEAUFORT

IN THE COURT OF GENERAL SESSIONS

Indictment No.(s): 2019GS0700039-40,
2019GS0700547

A/Warrant No.(s): 2018A0710200399-400,
2019A0710400105

The State of South Carolina,

Plaintiff,

v.

GEORGE HOLMES,
Defendant.

ORDER FOR COMPETENCY TO STAND
TRIAL EVALUATION PURSUANT TO
STATE V. BLAIR

EVALUATION BY
(Select Only One)

Department of Mental Health (Mental
Illness)

OR

Department of Disabilities and Special
Needs
(Intellectual Disability or Related Disability)

2019 MAY 28 PM 2:26
JERRI ANN ROSENEAU
CLERK OF COURT
BEAUFORT COUNTY, S.C.

The State v. George Holmes, Appellate Case No. 2022-000708

This matter is before me for an order requiring defendant, George Holmes, charged with one (1) count of Burglary, 2nd Degree (Non-Violent), one (1) count of Safecracking, and one (1) count of Indecent Exposure, to submit to an evaluation for competency to stand trial pursuant to State v. Blair, 275 S.C. 529, 273 S.E.2d 536 (1981) and S.C. Code Ann. § 44-23-410 (1976).

BASIS FOR ORDER. I have considered the showing made in support of the motion requesting this evaluation and have reason to believe defendant may lack the competency to understand the criminal proceedings or to assist with the defense as a result of a lack of mental competence.

This order is issued for the following reasons: Due to Defendant's extensive mental health history and as a result there is the concern that client appears to not be able to understand or assist attorney in his own defense.

THEREFORE, IT IS ORDERED: Defendant shall be examined and observed at an appropriate facility by two examiners of the Department of Mental Health if suspected of having a mental illness or by two examiners designated by the Department of Disabilities and Special Needs if suspected of having an intellectual disability or a related disability, to render an opinion whether defendant is competent to stand trial.

Certified - A True Copy

Jerri Ann Roseneau - Clerk of Court
Beaufort County, SC - Jennifer Petroff

12-5-22

The State v. George Holmes, Appellant Case No. 2022-000728

ORDER MOTION
TO BE RELEASED

Warrant No. (s) 2018AD710200399, 2018AD710200400
Indictment No. (s) 2019GS0700039, 2019GS0700040

ORDER

The Circuit Court applied the wrong Standard of review, and under the Correct Standard of review. Please See:

Arrest Warrant No. 2018AD710200399, States "Non-violent" burglary 2nd degree, Conflict ORDER: on February 26, 2020. Stated Defendant, George Holmes, is charged with Burglary (Non-violent) 2nd degree, "Non-violent" offense. Motion by Charles W. Patrick, III, On March 25, 2020, Order Granting Defendant Motion for Bond is hereby ordered as follows: George Holmes, shall be released on his own recognizance; shall be on house arrest. Order for Competency to stand trial Evaluation Pursuant to STATE v. BLAIR. "States" George Holmes, charged with one (1) Count of Burglary 2nd degree (nonviolent) Please see: Summons No. 607774 Defendant's COPY incident Report # 18S324616. May 18, 2022, The Trial Convicted of Burglary 2nd degree (violent) Sentence Sheet and Notice of Appeal Shows (violent). The Circuit Court applied the wrong Standard of review and under the Correct Standard of review. CREDITABILITY: OF B.C.S.O. Jonathan M Hewitt, 2-1-2019. ACQUITTAL: That the evidence is insufficient to support a Conviction.

with kindest Regards I'm ^{Thanks,} ~~George~~ Holmes

STATE OF SOUTH CAROLINA
COUNTY OF BEAUFORT

STATE OF SOUTH CAROLINA,

Plaintiff,

vs.

GEORGE HOLMES,

Defendant.

COURT OF GENERAL SESSIONS
FOURTEENTH JUDICIAL CIRCUIT
WARRANT NO.'s 2018A10200399-400

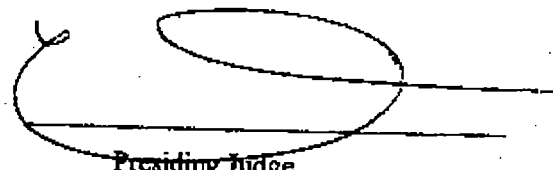
**CONSENT ORDER FOR SUBSTITUTION
OF COUNSEL**

WHEREAS, it appears that the attorney for Defendant above listed, is to be substituted to Ashley Cornwell for Charles Patrick, III as his attorney of record for medical reasons.

WHEREAS, Charles Patrick, III is in agreement with the substitution, as memorialized by his signature below.

THEREFORE Charles Patrick, III is now replaced as attorney of record by Ashley Cornwell,

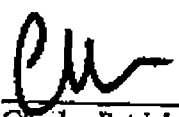
AND, IT IS SO ORDERED!



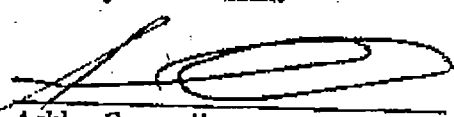
Presiding Judge
Fourteenth Judicial Circuit

Jan 20, 2021

WE CONSENT:

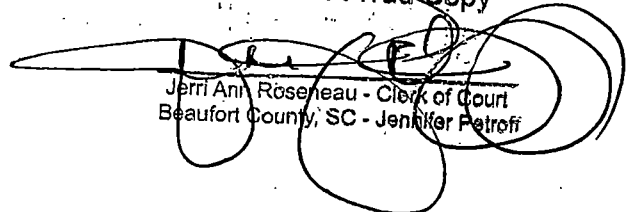


Charles Patrick, III
Attorney for Defendant



Ashley Cornwell
Attorney for Defendant

Certified - A True Copy



Jerri Ann Roseneau - Clerk of Court
Beaufort County, SC - Jennifer Petrofi

South Carolina Department Of
Corrections
4444 Broad River Rd
Columbia, SC, 29210

HOLMES, GEORGE
0442 BB
0005 A --
---, --, ---
MRN: 289114
Sex: M
DOB: 02/12/1984

Order Date: 05/20/2022
Order #: PRO244074

Ordering: McDaniel, Courtney Performing #: SCDCLab Location: Kirkland R&E
Tests Ordered : 4TH GENERATION HIV (LHIV), HCV Antibody RFX To Quant PCR (LHCVRVL), QuantiFERON TB Gold Plus (L TB+)

QuantiFERON-TB Gold Plus (Collection Date: 05/23/2022 07:53, Status: Final)

<u>Component</u>	<u>Result</u>	<u>Units</u>	<u>Flag</u>	<u>Range</u>	<u>Comment</u>
QuantiFERON Criteria	Comment				The QuantiFERON-TB Gold Plus result is determined by subtracting the Nil value from either TB antigen (Ag) tube. The mitogen tube serves as a control for the test.
QuantiFERON Mitogen Value	>10.00	IU/mL			
QuantiFERON Nil Value	0.00	IU/mL			
QuantiFERON TB1 Ag Value	0.00	IU/mL			
QuantiFERON TB2 Ag Value	0.00	IU/mL			

QuantiFERON-TB Gold Plus (Collection Date: 05/23/2022 07:53, Status: Final)

<u>Component</u>	<u>Result</u>	<u>Units</u>	<u>Flag</u>	<u>Range</u>	<u>Comment</u>
QuantiFERON Incubation	Incubation performed.				
QuantiFERON-TB Gold Plus	Negative		Negative		Chemiluminescence immunoassay methodology

Interpretation: (Collection Date: 05/23/2022 07:53, Status: Final)

<u>Component</u>	<u>Result</u>	<u>Units</u>	<u>Flag</u>	<u>Range</u>	<u>Comment</u>
Interpretation:	Comment				Negative Not infected with HCV, unless recent infection is suspected or other evidence exists to indicate HCV infection.

HCV AB with Reflex Viral Load (Collection Date: 05/23/2022 07:53, Status: Final)

<u>Component</u>	<u>Result</u>	<u>Units</u>	<u>Flag</u>	<u>Range</u>	<u>Comment</u>
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Patient: HOLMES, GEORGE , DOB: 2/12/1984

HCV Ab <0.1 s/co ratio 0.0-0.9

4TH GENERATION HIV (Collection Date: 05/23/2022 07:53, Status: Final)

<u>Component</u>	<u>Result</u>	<u>Units</u>	<u>Flag</u>	<u>Range</u>	<u>Comment</u>
HIV SCREEN 4TH GENERATION wRFX	Non Reactive		Non Reactive		HIV Negative HIV-1/HIV-2 antibodies and HIV-1 p24 antigen were NOT detected. There is no laboratory evidence of HIV infection.

Patient: HOLMES, GEORGE , DOB: 2/12/1984

THE DEPARTMENT OF CORRECTIONS HAS NEITHER
CENSORED NOR INSPECTED THIS MAIL. WE ARE
THE DEPARTMENT DOES NOT ASSUME LIABILITY
FOR ITS CONTENTS.

TURBEVILLE CORRECTIONAL INSTITUTION
S.C. DEPARTMENT OF CORRECTIONS

21 DEC 2023 PM 4 L

COLUMBIA SC 290



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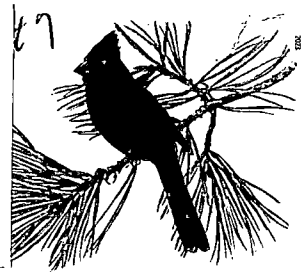
George Holmes #001147001117
Turbeville CI/RA-170
1578 Clarence Coker Hwy
Turbeville SC 29162



US POSTAGE TM PITNEY BOWES



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