

In the court of Appeal South Carolina

Robert Wilson Woods
Petitioner

Case No

2012-GS-23-2852

2012-GS-23-2853

v.

Motion Requesting
a new trial
Based on new found
evidence found after
Discovery

State South Carolina Respondent

RECEIVED

JAN 30 2024

SC Court of Appeals

I Robert Wilson Woods, do hereby Request this motion be granted for new trial Based on discovery of new found evidence after discovery Evidence of Proof Shows that victim gave two different statements one to investigator and one on stand at trial Plus evidence shows that medical examiner statement Proves and shows defendant was innocent and always been innocent. also evidence of exam shows victim was never touched exam was normal, Indictments Don't match Indictments and Prosecutor lied to the courts on last argument and subject matter jurisdiction, So I am asking and Praying that this court grant this motion for new trial under these circumstances and reasons of facts of Proof.

Statement of case

On November 16th 2011 I Robert W Woods was arrested ~~for~~ and charged with criminal sexual conduct first Degree with minor and Lewd Act upon a minor allegation was reported on September 29th 2011 by victim 8 year old India Cox to her teacher at school March 19th Defendant Robert Wilson Woods was indicted as charged April 8-10 Defendant proceeded to trial Sustakovich, Christy Prosecutor for the State, Tim Sullivan Esq. Represented Defendant Robert Wilson Woods Both cases was heard by honorable Robert E Hood April 10th 2011 Judge hood sentenced Woods after a finding from jury of Guilty, CSC 1st Degree and 10 years consecutive suspended to 5 years Probation upon release after Discovery evidence found implicating the innocence of Woods Exhibits attached A-V. Victim gave two different statements one to Investigator Robert Joseph Perry and another on the stand at trial.

Facts of this case no evidence shows that these offenses exists except victims allegation, in which she claimed defendant Penetrated her anally medical examiner expressed her concerns of allegation and revealed the results of medical exam was normal and the abuse never happened. Secondly Indictments does not match Indictment Initiated as charged as well as subject matter of Jurisdiction and Prosecutor fabricating unjustly to the court on words victim never said, Investigator Perry signature as well date of arrest witness of Indictments subject matter Jurisdiction. I am submitting this without Prejudice and Pray that this court Grant motion for new trial all facts presents Innocence

Respectfully submitted

S/ Robert Wilson Woods
305393

Perry Correctional Inst
430 Oak Lawn Road
Pulaski SC. 29669

southern
courts of appeal
cases of Authority

State v. Wharton, 381 S.C. 209, 213, 672 S.E. 2d 786, 788 (2009).

State v. Smith, 383 S.C. 159, 165, 679 S.E. 2d 176, 180 (2009)

(quoting state v. Johnson, 376 S.C. 8, 10, 654 S.E. 2d 835, 836 (2007)) citing state v. Des champs, 126 S.C. 416, 120 S.E. 491 (1923)) (quotations omitted)
Smith, 383 S.C. at 165, 679 S.E. 2d at 180,
id. at 166, 679 S.E. 2d at 180 (quoting Johnson, 376 S.C. at 11, 654 S.E. 2d at 836).

Rule 29(b), SCRCrimP.

State v. Caskey, 273 S.C. 325, 329, 256 S.E. 2d 737, 738-39 (1970); see, e.g., State v. Fowler, 264 S.C. 149, 213 S.E. 2d 447 (1975)."

State v. Clapp, 225 S.C. 89, 96, 80 S.E. 2d 918, 921 (1954)

Brady v. Maryland, 373 U.S. 83, 87, 83 S.Ct. 1194, 10 L.Ed. 2d 215 (1963).

Giglio v. United States, 405 U.S. 150, 154, 92 S.Ct. 763, 31 L.Ed. 2d 104 (1972) quoting Napue v. Illinois, 360 U.S. 264, 269, 79 S.Ct. 1173, 1177, 3 L.Ed. 2d 1217 (1959)

Futch v. McAllister Bowling of Georgetown, Inc. 335 S.C. 598, 613, 518 S.E. 2d 596, 598 (1999)

qualified expert witness

medical examiner Nancy Henderson - Direct
~~examined~~ ~~by the court~~ Medical Examiner

1 Dr. Henderson, will be qualified in the area of pediatric
 2 and child sexual abuse -- is that right. --
 3 THE WITNESS: Yes, sir.
 4 THE COURT: To give opinion testimony in that
 5 area. Now, that does not mean you must accept the
 6 opinion, but is evidence for you to use in any way that
 7 you see fit to give the weight and credibility that you
 8 believe is appropriate. Thank you.
 9 Yes, ma'am.
 10 MS. SUSTAKOVITCH: Thank you, Your Honor.
 11 DIRECT EXAMINATION
 12 BY MS. SUSTAKOVITCH:
 13 Q. Dr. Henderson, did you perform an exam on the
 14 child that's involved in this case [REDACTED]?
 15 A. Yes, I did. ~~by the court~~
 16 Q. When did you perform this exam?
 17 A. January 12, 2012. ~~by the court~~
 18 Q. Where did you perform this exam?
 19 A. I performed it at the Julie Valentine Center.
 20 Q. And what is the Julie Valentine Center?
 21 A. The Julie Valentine Center is an advocacy center
 22 that evaluates -- or part of the Julie Valentine Center,
 23 which is the one I am involved with -- evaluates children
 24 when there is a concern about abuse and neglect. So they
 25 may be referred for a variety of different services. It

EXHIBIT
A

Nancy Henderson - Direct

1 A. She said that it happened one time and it
2 happened when she was eight.

3 Q. Did she indicate to you the place or places where
4 this one time incident occurred?

5 A. She said it happened at her mom's house.

6 Q. And as part of your medical treatment of VICTIM in
7 this exam, for purpose of medical diagnosis and treatment,
8 do you try to find out what type of actual sexual assault
9 occurred? Maybe vaginal versus anal, do you inquire into
10 that?

11 A. Yes, I do.

12 Q. Did you inquire into that with VICTIM?

13 A. Yes, I did.

14 Q. What did she state related to the type of assault
15 it was?

16 A. She said that it had happened regarding her butt,
17 her bottom area.

18 Q. And what did she state related to that?

19 A. That the private part had went into her butt.

20 Q. Did she indicate male private part?

21 A. Male private part, yes.

22 Q. And did she indicate to you anything related to
23 how that may have felt when that male private part went
24 into her butt?

25 A. She said it was uncomfortable but she denied any

Exhibit
B

Victim said it hurts or its painful
an eight year old to an grown man
private going inside her buttocks.
every one that tried it will say it
hurts

~~Albee Hendrick~~

Nancy Henderson - Direct

1 bleeding. *Medical examiner testimony*

2 Q. Okay. Can you tell the jury what the result of

3 the exam going back to -- now that you know that there's

4 concern of anal penetration, do you inspect the child's

5 anal area as part of the exam?

6 A. Yes, I do.

7 Q. And can you tell the jury what the result of that

8 was?

9 A. Her exam was normal.

10 Q. Tell the jury what that means? When you have a

11 history of anal penetration and then you have a result

12 that is "normal", what, if anything, does that mean as

13 related to the sexual abuse? Does that indicate to you

14 that the abuse did not occur?

15 A. Well, when the child has a normal exam, that's a

16 good thing that everything is okay, but it does mean that

17 the abuse did not occur especially with regarding anal

18 penetration. Things can go into the rectal area as well

19 as come out of the rectal area without causing any trauma

20 to that. That's kind of what's it's normal job is. The

21 other thing that comes into play is that area has an

22 extremely good blood supply so that small tears can heal

23 very very quickly within days. So when there is a delay

24 in a medical examine, it's often is very much healed and

25 we won't see anything on an exam.

Different areas of the buttocks rectal area is the inner part and the anal is the outer part of the bot in which causes pain if penetrate the rectal is the inner part in which can have things enter if not with cent causes harm

Q: Attorney for the state

A: Nancy Henderson expert witness for the state

EXHIBIT

C

Nancy Henderson - Cross

1 happened there would have been time for a healing period.

2 A. That's correct.

3 Q. So the fact that you found a normal situation and
4 there was no tearing or anything like that, and it
5 appeared normal.

6 A. Yes, sir.

7 Q. Page 7, normal no tearing.

8 A. That's correct.

9 Q. If you had examined the child that had not been
10 abused, would this be the same exam?

11 A. Well, these exams are only done when there is a
12 concern of abuse obviously and the history of what the
13 child shares is obviously very important.

14 Q. If you saw a patient in your pediatric practice
15 without this kind of abuse and you found a normal reading
16 on your exam of her rectum, no tears, there would nothing
17 there to alert of any sexual abuse?

18 A. That's correct. If the behavior is fine, there's
19 history, the exam itself would not have alerted me to
20 an abuse issue.

21 Q. The could have been a normal exam if she hadn't
22 of been abused?

23 A. Yes, sir.

24 Q. Thank you.

25

REDIRECT EXAMINATION

Exhibit
D

Victim testimony

VICTIM

- Cross

1 Robert did to you?

2 A. Yes, ma'am.

3 Q. Please answer any questions defense counsel has.

4 CROSS-EXAMINATION

5 BY MR. SULLIVAN:

6 Q. Just a few questions, **VICTIM**. Do you remember a
7 person named Lisa?

8 A. Yes, sir.

9 Q. Who was Lisa?

10 A. She was my mom's great niece.

11 Q. Did she live with y'all during this time?

12 A. Yes, sir, but she moved out because Robert was
13 staying there.

14 Q. Did she move out before this happened or after
15 this happened?

16 A. After this happened.

17 Q. So she was living there when you say Robert did
18 this to you?

19 A. Yes, sir.

20 Q. So in the house it would have been you, Lisa,
21 Robert and Trail, that's what you call your brother.

22 A. Yes, sir.

23 Q. So she was there, correct?

24 A. Uh-hum.

25 Q. She didn't work at that time, did she? She

*EXBMT
E*

Victim & Suspect Indicia
VICTIM - Cross

testimony

1 stayed in the house?

2 A. Yes, sir.

3 Q. Where was she when this happened?

4 A. I don't think she was there.

5 Q. You don't know for sure?

6 A. No, sir.

7 Q. So where did she sleep?

8 A. She slept in the living room on the couch.

9 Q. So you and **Minor #1** had y'all room and then Robert
10 and your mother, Irene, had a room and then Lisa slept on
11 the sofa?

12 A. Uh-hum.

13 Q. And she did not move out until after this
14 happened, correct?

15 A. Yes, sir.

16 Q. Now, when this happened you say that you came out
17 of the bathroom.

18 A. Yes, sir.

19 Q. And then Robert have you take your clothes off.

20 A. Yes, sir.

21 Q. Did he have his clothes on or off?

22 A. On.

23 Q. So he had his shirt and his pants and his shoes
24 on?

25 A. Yes, sir.

Exhibit
F

VICTIM

- Cross

1 Q. And you say he took his private out. Did you see
2 that?

3 A. No, sir.

4 Q. So you did not see him take his private part out.

5 A. No, sir.

6 Q. Did you see him put anything on it?

7 A. No, sir.

8 Q. Now, when he was on top of you, okay.

9 A. Yes, sir.

10 Q. I think you told a person that his body didn't
11 move, is that correct?

12 A. Yes, sir.

13 Q. So he was laying on you and his body wasn't
14 moving.

15 A. Yes, sir.

16 Q. But you said we moved; is that correct?

17 A. Yes, sir.

18 Q. You said when it was over you didn't know if
19 anything came out; is that correct?

20 A. Yes, sir.

21 Q. And then you say he put his wee back in his
22 pants?

23 A. Yes, sir.

24 Q. Did you see that?

25 A. No, sir.

Exhibit
G

VICTIM

Cross

- 1 Q. But you say that he had it in your buttocks?
- 2 A. Yes, sir.
- 3 Q. You felt that?
- 4 A. Yes, sir.
- 5 Q. Did you holler or make any noise?
- 6 A. No, sir.
- 7 Q. So **Witness #1** in the next bedroom wouldn't hear
- 8 anything?
- 9 A. No, sir.
- 10 Q. And Lisa wouldn't have heard anything?
- 11 A. No, sir.
- 12 Q. And what happened after that?
- 13 A. He told me don't tell my mom.
- 14 Q. How did you get dressed?
- 15 A. I just put my clothes back on when he was done.
- 16 Q. And he never had his clothes on but you think he
- 17 had his wee out, correct?
- 18 A. Yes, sir.
- 19 Q. But you never saw him put it back up, correct?
- 20 A. Yes, sir.
- 21 Q. Now, you reported also that he didn't touch any
- 22 other part of your body; is that correct?
- 23 A. Yes, sir.
- 24 Q. He didn't touch your ba-ba, is that what you call
- 25 it?

EXHIBIT
H

VICTIM: [REDACTED] - Cross

1 A. Yes, sir.

2 Q. He didn't touch that. Was he holding your arms
3 or something?

4 A. No, sir.

5 Q. Where was his hands?

6 A. On the bed.

7 Q. His hands were not touching you. They were on
8 the bed.

9 A. Yes, sir.

10 Q. Now, have you ever seen or heard Robert and your
11 mother doing this?

12 A. Yes, sir.

13 Q. Tell me about that. Have you seen them?

14 A. Yes, sir. No, I haven't seen them but I heard
15 them. I heard my mom scream.

16 Q. You said you reported he did the same thing with
17 you mother but his wee in her butt, did you see that?

18 A. I heard it.

19 Q. Did you hear it more than once or just one time?

20 A. I only heard it one time.

21 Q. Did you ever see them watch any pornography?

22 A. I don't know understand with Robert but my momma
23 watching it. Well, sometimes I would be in my room
24 because Robert would always punish us.

25 Q. For not doing your homework and things.

Exhibit
I

Victim

VICTIM - Cross

1 there or being there, your friends?

2 A. No, sir.

3 Q. When you got there were there a lot of toys and
4 things?

5 A. There were toys at the Julie Valentine Center and
6 I played with them.

7 Q. So you had a chance to play with them. Did you
8 draw on the board and stuff like that?

9 A. Yes, sir.

10 MS. SUSTAKOVITCH: May we approach?

11 THE COURT: Sure.

12 BY MR. SULLIVAN:

13 Q. After this happened, VICTIM, did you see a doctor?
14 I'm sure you saw Dr. Henderson.

15 A. I have saw somebody at the Julie Valentines.

16 Q. That would be Ms. Henderson, but between it
17 happened and the time you saw Ms. Henderson did you see
18 any other doctor?

19 A. I had but they weren't checking me about that.

20 Q. That was just your normal business, right?

21 A. Yes, sir.

22 Q. You were complaining about anything involving
23 this, did you?

24 A. No, sir. *was living with Aunt Bessie Davis*

25 Q. Now, the movies your mom and Robert would watch, *at this time from Sept 16 - 29, 2011*

*Exhibit
J*

~~Victim~~ - Direct
Victim 8 year old India EOK

1 frustrated with you.

2 A. Yes.

3 Q. You know the different between the truth and
4 lies. Are there big lies and little lies and do you know
5 the difference?

6 A. Sometimes when I do the little stuff, she'll like
7 fuss at me.

8 Q. Did you ever tell little lies like homework and
9 things?

10 A. No, sir. I might lie first and then tell the
11 truth like hiding cake behind couches or sneaking candy.

12 Q. Homework. So you told little lies before that
13 way you wouldn't get in trouble?

14 A. Yes, sir.

15 MR. SULLIVAN: Nothing further.

16 MS. SUSTAKOVITCH: I have nothing further.

17 THE COURT: Ms. **VICTIM**, you may step down.

18 Thank you.

19 THE WITNESS: You're welcomed.

20 (Witness leaves the witness stand.)

21 MS. SUSTAKOVITCH: The State calls Irene
22 Cunningham.

23 THE BAILIFF: Place your left hand on the
24 Bible raise your right and face the Judge.

25 THE CLERK: Do you swear or affirm to tell

Exhibit
K

State versus Robert Woods

1 no, I am eight so we turned it to eight.

2 MR. SULLIVAN: Nothing further.

3 MS. SUSTAKOVITCH: May this witness be
4 excused.

5 THE COURT: Any objections?

6 MR. SULLIVAN: No objection.

7 THE COURT: Thank you. You may be excused.

8 (Witness leaves the witness stand.)

9 MS. SUSTAKOVITCH: Your Honor, at this time
10 the State rests.

11 THE COURT: Ladies and gentlemen, we are
12 going to take our afternoon break. Please remember you
13 are not to discuss this case in any way, shape, or form
14 and keep an open mind about the case and we'll see you
15 back in a few minutes. Enjoy your break and thank you.

16 (Jury exits the courtroom.)

17 Yes, sir.

18 *my lawyer* MR. SULLIVAN: Judge, I'd like to move for a
19 directed verdict on both charges. There was a lot of
20 inconsistencies during the testimony and the forensic
21 interview. Lisa was there and then she was not there so
22 there were consistencies and statements made about a rape
23 that could not have happened that way.

24 THE COURT: Ms. Sustakovitch.

25 *The State* MS. SUSTAKOVITCH: I believe that forensic

EXHIBIT
L

*no evidence showing penetration
the court... me saying I'm
State versus Robert Woods*

date

1 interview could not be more clear if you believe it but
 2 ~~criminal sexual conduct in the first degree did occur.~~
 3 That forensic interview, if you believe this victim, he
 4 put his wee in her butt and it did feel bad. The doctor
 5 also testified it was uncomfortable. It has sounds of
 6 credibility. As far as the elements of CSC, they've been
 7 met. As far as lewd act, him taking his clothes off and I *He never said*
 8 believe there was testimony that he touched her butt, lie
 9 having her take her clothes off, disrobe, that would be *never said*
 10 that. And then back to the CSC first, she repetitively
 11 described the CSC. She did not say she saw the penis but
 12 she described how it felt multiple times and then on the
 13 anatomical doll, it was very clear her showing the male
 14 penis going into her bottom. So I believe the State was
 15 able to meet those elements.

16 *The Judge* (THE COURT:) I find that based on Rule 19, I
 17 believe, in the South Carolina Rules of Civil Procedure
 18 and the standard subject for directed verdict motions, my
 19 responsibility is to look at the existence of the evidence
 20 and not the weight of that evidence and I'm supposed to
 21 consider that evidence in the light most favorable to the
 22 State. So based on that and the testimony I heard in this
 23 case both from the victim and the other witnesses I will
 24 respectfully deny your motion for directed verdict.

25 MR. SULLIVAN: Thank you, Your Honor.

*Exhibit
m*

**C. TIMOTHY SULLIVAN
ATTORNEY AT LAW
OFFICE HOURS BY APPOINTMENT
GREENVILLE, S.C.**

EXBFD
N

Telephone No. (864)242-4055
FAX NO. (864) 242 4107

April 15, 2013

PO Box 2543
GREENVILLE, S. C. 29602

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

~~EXBFD~~
~~N~~

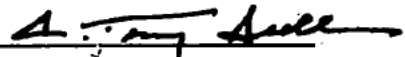
RE: The State, Respondent v. Robert Wilson Woods, Case No. 2012-GS-23-002582 and Case No. 2012-GS-23-002583

Dear Ms. Jenny Abbott Kitchings:

← wrong

Enclosed for filing is a notice of appeal and proof of service in the above captioned case. Also enclosed is my appointment by the Office of Indigent Defense. The appeal will be handled by the Office of Appellant Defense.

Sincerely,


C. Timothy Sullivan
Post Office Box 2543
Greenville, South Carolina 29602
(864)242-4055
otimothyatty@aol.com
Attorney for Appellant

cc: Christy Kednocker Sustakovitch, Assistant Solicitor
cc: Robert M. Dudek, Chief Appellate Attorney, Office of Indigent Defense.

otimothyatty@aol.com

RECEIVED
APR 16 2013
SC Court of Appeals

A Attachment L

**C. TIMOTHY SULLIVAN
ATTORNEY AT LAW
OFFICE HOURS BY APPOINTMENT
GREENVILLE, S.C.**

sent to ③

TELEPHONE (864) 242-4055
FAX NO. (864) 242-4107

April 15, 2013

P.O. BOX 2543
GREENVILLE, S. C. 29602

Direct Appeal
from trial lawyer

**Mr. Robert M. Dudek, Chief Appellate Attorney
Office of Appellant Defense
1330 Lady Street - Ste. 401
Post Office Box 11433
Columbia, South Carolina 29211 - 1433**

**RE: The State, Respondent v. Robert Wilson Woods, Case No. 2012-GS-23-002852 and
Case No. 2012-GS-23-002583**

Dear Mr. Dudek:

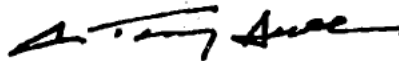
wrong info. ← Indictments wrong
consecutive times
4 false nominees

Please find enclosed The Notice of Appeal and the Proof of Service in the above captioned case. Also enclosed in a copy of my letter to the Appellant Court. The court reporter was as follows:

**Caroline Hiskell
109 Debra Lane, Unit - A
Greenville, S. C. 29611**

If you need anything further, please advise.

Very truly yours,



C. Timothy Sullivan

cc: The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals

RECEIVED
APR 16 2013
SC Court of Appeals



EXB J K-Q
D

The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11529
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www.sccourts.org

January 22, 2016

on Direct Appeal

The Honorable Paul B. Wickensimer
Courthouse
305 E North St
Greenville SC 29601-2121

REMITTITUR

Re: The State v. Robert Wilson Woods
Lower Court Case No. 2012GS2302852, 2012GS2302583 not mines
Appellate Case No. 2013-000814

Dear Clerk of Court:

false

wrong indictment
& consecutive times
I don't even know what
the charge is

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

V. Claire Allen, Deputy

CLERK

Enclosure

cc: Alan McCrory Wilson, Esquire
David Alexander, Esquire
William Walter Wilkins, III, Esquire
Vann Henry Gunter, Jr., Esquire
The Honorable Robert E. Hood

NOTICE TO APPELLATE DEFENSE

~~XXXX~~
Ex B: +
A

To: ~~Division of Appellate Defense/Office of Attorney General~~

From: L. Bellamy

Date: April 22, 2013

Re: Notice of Filing of Notice of Appeal

Case Name: The State v. Robert Wilson Woods

Case Number: ~~2012-GS-23-2852, 2012-GS-23-2583~~ not mines
wrong indictment

County: Greenville

consecutive fines
false

Date of Filing: April 16, 2013

Filed by: C. Timothy Sullivan, Esquire

Judge: The Honorable Robert E. Hood

Hearing Date: April 8, 9, 10

Guilty plea: No

555/302
ARREST WARRANT 5005
11-18-11
M-990501

STATE OF SOUTH CAROLINA
 County/ Municipality of
Greenville

THE STATE 2011-162951
 against

Robert Wilson Woods

Address: [Redacted]
Greenville, SC 29601-

Phone: (864) [Redacted] SSN: [Redacted]
 Sex: **M** Race: **B** Height: **6 2** Weight: **185**

DL State: **SC** DL #: [Redacted]

DOB: [Redacted] 1978 Agency ORI #: **SC0230000**

Prosecuting Agency: **Greenville County Sheriff's Office**
 Prosecuting Officer: **Robert Joseph Perry - 1039**

Offense: **Sex / Criminal sexual conduct with minor - victim under 11 yrs of age - First degree**

Offense Code: **0385**
 Code/Ordinance Sec: **16-03-0655(A)(1)**

This warrant is **CERTIFIED FOR SERVICE** in the
 County/ Municipality of

The accused is to be arrested and brought before me to be dealt with according to the law.

(L.S.)
 Signature of Judge

Date: _____

RETURN
 A copy of this arrest warrant was delivered to defendant **ROBERT WILSON WOODS** on 11/16/11
[Signature] 11/15/11
 Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:
 Greenville General Sessions
 305 E. North Street
 Greenville County Courthouse
 Greenville, SC 29601-2120
Howe

ORIGINAL ORIGINAL

STATE OF SOUTH CAROLINA)
 County/ Municipality of)
Greenville)

AFFIDAVIT ORIGINAL

Form Approved by
 S.C. Agency General
 April 21, 2003
 SCCA 512

Personally appeared before me the affiant **Robert Joseph Perry** who
 being duly sworn deposes and says that defendant **Robert Wilson Woods**
 did within this county and state on or about 09/01/2011 violate the criminal laws of the
 State of South Carolina (or ordinance of County/ Municipality of **Greenville**)
 in the following particulars:

DESCRIPTION OF OFFENSE Sex / Criminal sexual conduct with minor - victim under 11 yrs of age - First 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:

During the month of September, 2011, the defendant did engage in sexual intercourse with the the 8-year old victim, at [Redacted] Avenue, Greenville, SC. The affiant has a statement from the victim stating that one day in September, after showering, the defendant told the victim to come into his bedroom. The defendant told her to lay down on the bed, where the defendant then began touching the victims private areas. The defendant then began to have anal intercourse with the victim. The defendant knowingly knew the victim was under age at the time of the incident. The defendant has also been previously convicted of a sex offense, and is currently registered as a sex offender. The above described incident occurred in Greenville County, SC

Don't match each other compare transcripts and Affidavit of [Redacted] or [Redacted] Page 142-131
 Signature of Affiant [Signature] #1039/642

STATE OF SOUTH CAROLINA)
 County/ Municipality of)
Greenville)
COMPUTER ENTERED

Affiant's Address **4 Mcgee Street**
Greenville, SC 29601-
 Affiant's Telephone **(864)271-5210**

ARREST WARRANT
 TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:
 Appearing from the above affidavit that there are reasonable grounds to believe that

on or about 9/1/2011 defendant **Robert Wilson Woods**
 did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of **Greenville**) as set forth below:

DESCRIPTION OF OFFENSE: Sex / Criminal sexual conduct with minor - victim under 11 yrs of age - First 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 11/14/2011
 Judge's Address **4 Mcgee Street, Room 116-B**
Greenville, SC 29601-
 Judge's Telephone **(864)467-5302**
 Issuing Court: Magistrate Municipal Circuit
 Signature of Issuing Judge [Signature] (L.S.)
James E. Hudson
 Judge Code: **5031**

ORIGINAL ORIGINAL ORIGINAL ORIGINAL ORIGINAL ORIGINAL ORIGINAL

5005
 Exhibit 2
 [Handwritten notes and signatures]

533/530
ARREST WARRANT 5005
M-990499 11-18-11

STATE OF SOUTH CAROLINA
 County/ Municipality of
Greenville

THE STATE 2011-162851
 against

Robert Wilson Woods
 Address: [REDACTED]
Greenville, SC 29601-

Phone: (864) [REDACTED] SSN: [REDACTED]
 Sex: M Race: B Height: 6 2 Weight: 185
 DL State: SC DL #: [REDACTED]
 DOB: [REDACTED] 1978 Agency ORI #: SC0230000

Prosecuting Agency: Greenville County Sheriffs Office
 Prosecuting Officer: Robert Joseph Perry - 1039
 Offense: Sex / Lewd Act, committing or attempting lewd act upon child under 16 (June 4, 1996)

Offense Code: 2468
 Code/Ordinance Sec: 16-15-0140

This warrant is CERTIFIED FOR SERVICE in the
 County/ Municipality of
 The accused is to be arrested and brought before me to be dealt with according to the law.

(L.S.)
 Signature of Judge

Date:

RETURN
 A copy of this arrest warrant was delivered to defendant ROBERT WILSON WOODS on 11/16/11

C.O. ROSEAN #708/1532
 Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:
 Greenville General Sessions
 305 E. North Street
 Greenville County Courthouse
 Greenville, SC 29601-2120

ORIGINAL ORIGINAL ORIGINAL ORIGINAL

STATE OF SOUTH CAROLINA)
 County/ Municipality of)
Greenville)

✓
AFFIDAVIT

ORIGINAL Form Approved by S.C. Attorney General April 21, 2003 SCCA 818

Personally appeared before me the affiant Robert Joseph Perry (2) who being duly sworn deposes and says that defendant Robert Wilson Woods did within this county and state on or about 09/01/2011 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Greenville) in the following particulars:

DESCRIPTION OF OFFENSE: Sex / Lewd Act, committing or attempting lewd act upon child under 16 (June 4, 1996)

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:

During the month of September, 2011, the defendant did engage in a sexual act with the the 8-year old victim, at [REDACTED] Avenue, Greenville, SC. The affiant has a statement from the victim stating that one day in September, she came out of the shower wearing only a towel. The defendant told the victim to come into his bedroom, where he told her to take off the towel. The defendant then began touching the victims private areas, including touching her butt and anus area with his hands. The defendant knowingly knew the victim was under age at the time of the incident. The above described incident occurred in Greenville County, SC.

testimony and affidavit Don't match each other. Compare transcript page 142
 Signature of Affiant Law Robert J Perry #1039/642

STATE OF SOUTH CAROLINA)
 County/ Municipality of)
Greenville)

Affiant's Address 4 Mcgee Street
Greenville, SC 29601-
 Affiant's Telephone (864)271-5210

COMPUTER ENTERED
 NOV 15 2011
 GREENVILLE COUNTY SHERIFFS OFFICE

ARREST WARRANT

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

from the above affidavit that there are reasonable grounds to believe that on or about 9/1/2011 defendant Robert Wilson Woods did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of Greenville) as set forth below:

DESCRIPTION OF OFFENSE: Sex / Lewd Act, committing or attempting lewd act upon child under 16 (June 4, 1996)

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 11/14/2011
 Signature of Issuing Judge [Signature] (L.S.)
 James E. Hudson
 Judge Code: 5031

Judge's Address 4 Mcgee Street, Room 116-B
Greenville, SC 29601-
 Judge's Telephone (864)467-5302

Issuing Court: Magistrate Municipal Circuit

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EX-167-R

WITNESSES

Robert Joseph Perry

Greenville County Sheriffs Office

11/16/2011

*Subject
Matter Jurisdiction*

ARREST WARRANT NUMBER

M990501

ACTION OF GRAND JURY

TRUE BILL

FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2012-GS-23-002853

CLK

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

March

TERM 2013

THE STATE

vs.

ROBERT WILSON WOODS

*EXHIBIT
S*

Indictment for

0385

**CRIMINAL SEXUAL CONDUCT WITH A MINOR
FIRST DEGREE**

VIOLATION § 16-03-0655(A)(1)

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
CRIMINAL SEXUAL CONDUCT WITH A MINOR FIRST DEGREE

At a Court of General Sessions, convened on **MAR 19 2013** the Grand Jurors of Greenville
County present upon their oath:

That ROBERT WILSON WOODS did in Greenville County, between the 1st day of June, 2011 and
29th day of September, 2011, commit a sexual battery on I.C., who was less than eleven years of age.
This is in violation of §16-03-0655(A)(1)[formerly 16-3-655(1)] of the South Carolina Code of Laws
(1976) as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.


SOLICITOR

WITNESSES

Robert Joseph Perry

Greenville County Sheriffs Office

11/16/2011

*subject
matter
jurisdiction*

ARREST WARRANT NUMBER

M990499

**ACTION OF GRAND JURY
TRUE BILL**

[Signature]
FOREMAN GRAND JURY

Foreperson of Grand Jury

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2012-GS-23-002852

CLK

The State of South Carolina

County of Greenville

COURT OF GENERAL SESSIONS

March

TERM 2013

THE STATE

vs.

ROBERT WILSON WOODS

Exhibit

[Handwritten mark]

Indictment for

2468

LEWD ACT UPON A CHILD

VIOLATION § 16-15-0140

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

INDICTMENT FOR
LEWD ACT UPON A CHILD

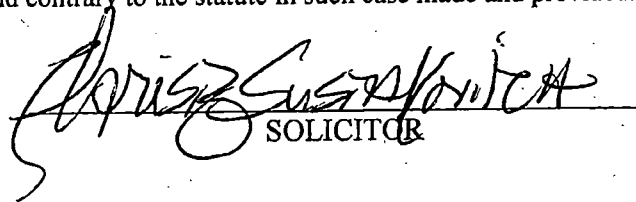
At a Court of General Sessions, convened on
County present upon their oath:

the Grand Jurors of Greenville

MAR 19 2013

That ROBERT WILSON WOODS did in Greenville County, between the 1st day of June, 2011 and the 29th day of September, 2011, being over the age of fourteen years, willfully and lewdly commit or attempt a lewd and lascivious act upon or with the body, or its parts, of I.C., a child under the age of sixteen years, with the intent of arousing, appealing to, or gratifying the lust, passions, or sexual desires of himself or such child. This is in violation of §16-15-0140 of the South Carolina Code of Laws (1976) as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.


SOLICITOR

STATE OF SOUTH CAROLINA)

COUNTY OF GREENVILLE)

IN RE:)

GRAND JURY SESSION)
JULY - DECEMBER, 2011)

IN THE COURT OF
GENERAL SESSIONS

THIRTEENTH JUDICIAL CIRCUIT

ORDER

IT IS SO ORDERED that the Grand Jury for Greenville County, South Carolina, shall convene during the months of July-December, 2011 as follows:

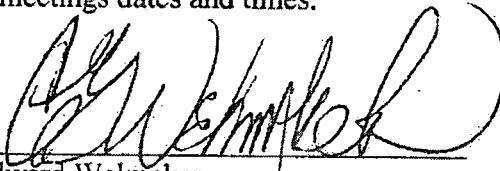
TUESDAY	July 19, 2011
TUESDAY	August 16, 2011
TUESDAY	September 13, 2011
TUESDAY	October 4, 2011
TUESDAY	November 22, 2011
TUESDAY	December 20, 2011

Exhibit
u

*november the
arrest date
not here
only november 22*

IT IS FURTHER ORDERED that the Clerk of Court for Greenville County South Carolina, shall notify all Grand Jurors of these meetings dates and times.

IT IS SO ORDERED.


 Edward Welmaker
 Chief Administrative Judge
 Thirteenth Judicial Circuit

Greenville, South Carolina

5-9, 2011

STATE OF SOUTH CAROLINA)

IN THE COURT OF
GENERAL SESSIONS

COUNTY OF GREENVILLE)

THIRTEENTH JUDICIAL CIRCUIT

IN RE:)

GRAND JURY SESSION)
JANUARY-JUNE, 2013)

ORDER

IT IS SO ORDERED that the Grand Jury for Greenville County, South Carolina, shall convene during the months of January – June, 2013 as follows:

TUESDAY January 8, 2013

TUESDAY February 19, 2013

TUESDAY March 19, 2013

TUESDAY April 23, 2013

TUESDAY May 21, 2013

TUESDAY June 18, 2013

EXHIBIT V

Indicated on this
Date

2012 DEC -7 PM 3:52

IT IS FURTHER ORDERED that the Clerk of Court for Greenville County South Carolina, shall notify all Grand Jurors of these meetings dates and times.

IT IS SO ORDERED.



Letitia H. Verdin
Chief Administrative Judge
Thirteenth Judicial Circuit

Greenville, South Carolina

12/7, 2012

Robert Wilson Woods 305393
Perry Correctional Inst.
430 Oak Lawn Road
Pelzer SC. 29669



US POSTAGE TM PITNEY BOWES



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JAN 30 2024

RECEIVED of Appeals

JAN 19 2024

PCI MAILROOM

Legal mail

South Carolina Court of Appeals
Jenny ABBOTT Kitchings clerk
1220 Senate Street
Columbia S.C. 29201