

FORM 14, DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD
ON APPEALS

IN THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Robert Earl Dillard,)
petitioner,)
)
)
v.)
)
State of south carolina)
Respondent,)

PETITIONER HAS INCLUDE
THE FOLLOWING ON REPLY OJECTION
TO THE RESPONDENT INITIAL BRIEF
ON APPEALS

RECEIVED

NOV 27 2023

SC Court of Appeals

Petitioner request this court to consture his pleading liberally and not be held to lawyer's standards, cited in Haines v. kerner 404U.S.519, The petitioner filed the following in the Reply motio appeals to the court;

- [1] Letter dated Jan. 12, 2006
- [2] Calander from supæme court for the term court.
- [3] Greenville News Letter dated Jan. 15, 2002.
- [4] Letter dated Jan.17. 2001. from Jinny morgan, 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.
- [11]Court of Appeals order, Granted to proceed in forma pauperis.
- [12] No presentment of a indictment on november 17, 1994.

I Robert Earl Dillard#220045, certify &verify under penalty of perjury that the forgoing is True and Correct.

november 21th 2023.


Robert Earl Dillard#2200

STATE OF SOUTH CAROLINA)
COUNTY OF PICKENS)

IN THE COURT OF COMMON PLEAS

ROBERT EARL DILLARD)

2022 JUN -9 A 10:09)

C.A. No.:

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

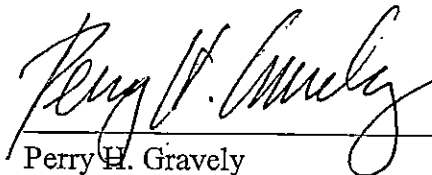
2) The Court finds that the Petition is set out as an appeal of his 1995 conviction and this Court is not the proper forum to address such issues and the pleadings cannot be accepted.

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

The South Carolina Court of Appeals

Robert Earl Dillard, Appellant,

v.

The State, Respondent.

Appellate Case No. 2022-000972

ORDER

Appellant's motion to proceed *in forma pauperis* is granted.



FOR THE COURT

Columbia, South Carolina

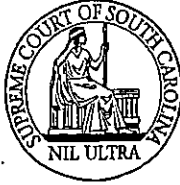
cc:

Robert Earl Dillard, 00220045

Alan McCrory Wilson, Esquire

Taylor Zane Smith, Esquire

FILED
Sep 02 2022



South Carolina Court Administration
South Carolina Supreme Court
Columbia, South Carolina

ROSALYN FRIERSON
DIRECTOR

MOTTE L. TALLEY
ASSISTANT DIRECTOR

1015 SUMTER STREET, SUITE 200
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1800
FAX: (803) 734-0269
E-MAIL: mtalley@scjd.state.sc.us

January 12, 2006

Mr. Robert Earl Dillard #220045
Perry Correctional Institution, Q-3-13-121
430 Oaklawn Rd.
Pelzer SC 29669

Dear Mr. Dillard:

I have received your letter asking for the terms of court for the months of November and December 1994 for Greenville and Pickens Counties.

Please find enclosed the information you requested.

Sincerely,

Stephanie O'Neal

so
Enclosure

EXHIBIT

21

B

TERMS OF CIRCUIT COURT

NOVEMBER 1994

7

14

21

28

<p>10TH CIRCUIT</p> <p><i>10-2 CP-2 CPNS-1 40</i></p>	<p>Anderson CPV 2.4 Anderson CPV</p>	<p>Oconee GS 1.2 Anderson CPNS 17,18</p>	<p><i>Oconee CPNS 22</i></p>	<p>Anderson GS</p>	
<p>11TH CIRCUIT</p> <p><i>11-3 CP-2 CPNS-1 4</i></p>	<p>Lexington CPV 3 Lexington GS</p>	<p>11th Cir. CPNJ 1 Lexington CP Edgefield GS 1</p>		<p>Saluda CPV 1 Lexington GS</p>	
<p>12TH CIRCUIT</p> <p><i>12-3 CP-1,2 CPNS-1,6 5.8</i></p>	<p>Florence GS 3.8 Florence GS</p>	<p>12th Cir. CPNJ 1 Marion CP</p>	<p><i>Florence CP 21 Florence CPNS 21,22,23</i></p>	<p>Florence CPV Marion GS 1</p>	
<p>13TH CIRCUIT</p> <p><i>13-5 CP-1 CPNS-2,4 11.4</i></p>	<p>Greenville CP 11 Greenville GS Greenville GS Greenville GS Pickens CPNS 3</p>	<p>13th Cir. CPNJ Pickens CP Greenville GS Greenville GS Greenville CP</p>		<p>13th Cir. CPNJ 1.4 Greenville CPV Pickens GS <i>13th Cir. CPNS 29,30</i></p>	
<p>14TH CIRCUIT</p>	<p>...</p>	<p>...</p>	<p><i>...</i></p>	<p>Colleton CPV</p>	

EXHIBIT

(B)-2

22

TERMS OF CIRCUIT COURT

DECEMBER 1994

5

12

19

26

10TH CIRCUIT	<input checked="" type="checkbox"/> Oconee CP 1 <input checked="" type="checkbox"/> Anderson GS 2	<input checked="" type="checkbox"/> 10th Cir. CPNJ-PC 1 <input checked="" type="checkbox"/> Anderson CP	Anderson CPNS (PC)		
11TH CIRCUIT	<input checked="" type="checkbox"/> Lexington CP <input checked="" type="checkbox"/> Lexington GS 3.6	<input checked="" type="checkbox"/> Lexington CP <input checked="" type="checkbox"/> Lexington GS	Lexington CPNS 19, 20, 21	Edgefield CPNS 28	
12TH CIRCUIT	<input checked="" type="checkbox"/> Florence CP 1 <input checked="" type="checkbox"/> Marion GS 1	<input checked="" type="checkbox"/> 12th Cir. GPNJ 1			
13TH CIRCUIT	<input checked="" type="checkbox"/> Greenville CPNS 5, 6, 7 <input checked="" type="checkbox"/> Greenville GS <input checked="" type="checkbox"/> Greenville GS <input checked="" type="checkbox"/> Greenville GS <input checked="" type="checkbox"/> 13th Cir. CPNS-PC 2	<input checked="" type="checkbox"/> 13th Cir. GPNJ <input checked="" type="checkbox"/> Pickens CP 1 <input checked="" type="checkbox"/> Greenville GS <input checked="" type="checkbox"/> Greenville GS	<input checked="" type="checkbox"/> Greenville CPNS 19 <input checked="" type="checkbox"/> Greenville AW 19, 20		
14TH CIRCUIT	<input checked="" type="checkbox"/> Beaufort GS 1.6	<input checked="" type="checkbox"/> Hampton CP 1	A. I. NEWT 12.21		

4 ✓

3.8 ✓

3 ✓

5.0

8.2 ✓

8.7



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Posted Tuesday, January 15, 2002 - 11:28 pm

[e-mail this story to a friend](#)

Solicitor drops two murder cases after witness lies on stand

By John Boyanoski
STAFF WRITER

jboyan@greenvillenews.com

After the prosecution's only witness to a 1998 murder was found to have lied on the witness stand, the 13th Circuit Solicitor's Office dropped the case against two men Tuesday accused of the crime.

The murder trial of Calvin Rich Rosemond, formerly of 300 Furman Hall Road, was charged in the death of James J. Chattman, 25, of 113 Norwood St., who died from a gunshot blast to the head on the morning of Nov. 12, 1998.

A witness said Monday that he saw Rosemond at the murder scene, but under cross-examination, defense attorney Symmes Culbertson showed evidence that the witness was in jail at the time.

"I had been down to talk to him and off-hand said he had been in jail," Culbertson said. "We looked into it and we brought that out."

On Tuesday, Rosemond's charges were dropped as were the charges against Asim Clement, who was arrested along with Rosemond in April 2000. Both cases were based on the witnesses' statements.

Solicitor Bob Ariail said the man was the sole eyewitness in the case, and gave a very detailed description of the shooting. After working through the night to verify the man's jail records, the prosecution asked for a direct verdict Tuesday morning which ended the case.

"We felt that his credibility, our credibility and the credibility of the case before the jury was damaged and the right thing to do was dismiss the charges," Ariail said. "If we had known this ahead of time, this would not have gotten this far."

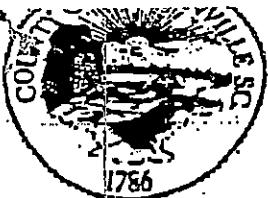
Ariail said it is not common practice for his office to verify an eyewitnesses' whereabouts, unless contested. He said investigators did know the man had a criminal record, but initial research did not show he was in jail at the time.

Ariail couldn't say why the witness lied to authorities, but added his office is investigating bringing charges against him for lying on the witness stand.

John Boyanoski covers crime and courts. He can be reached at 298-4065.

013861

(B)



County of Greenville

712

"...At Your Service"

DEPARTMENT OF COMMUNITY SERVICES
James M. Darrist, Assistant County Administrator

Detention, Emergency Medical Services,
Forensics and Records Management Services
Office (864) 467-5082

January 17, 2001

Robert Earl Dillard #220045
Perry Correction Institute
430 Oaklawn Road Q-3-B-121
Pelzer, SC 29669

2013-CP-39-128

RE: FOIA Request (Received 12/27/00)

Dear Mr. Dillard:

We have received your letter requesting arrest and detention records under the South Carolina Freedom of Information Act (FOIA) on James Fletcher Simpson. Described below are the records you requested and I will address each individual item separately.

2013 FEB - 5
CLERK OF COURT
PICKENS COUNTY
SOUTH CAROLINA

1. Arrest and detention release records.

These records can be released under FOIA.

2. Date of a Bond Hearing by a Judge.

We do not maintain this information, as it is not part of the booking and arrest records. The Clerk of Courts office or the Judge's office may have the information.

The South Carolina Freedom of Information Act, Section 30-4-30 (b) states in part, "the public body may establish and collect fees...and it also states that documents may be furnished when appropriate without charge or a reduced charge." Greenville County Council chose to and approved a county ordinance (Number 3011) establishing fees for the research and copying of arrest, booking, medical, and other law enforcement records. Our fees will not be waived or reduced. The fee for each record is \$6.00. You are requesting for one booking/arrest record and the fee is \$6.00. I have enclosed a copy of the computer screen that reflects the booking date and the release date. Please forward a money order (\$6.00) made payable to Greenville County and we will mail you the record.

Please be advised we are providing you with notification of your request within the fifteen-day (workdays, excluding holidays) requirement period. Upon receipt of payment, the records will be mailed to you.

Sincerely,

Jinny Moran
Records Manager

(B) 17

mate 102553 SIMPSON, JAMES FLETCHER
Sex M Race B DOB 10/25/1956 Booked 11/25/1992 Cell
Addr [REDACTED] C GREENVILLE

NOT SENT INACTIVE
NxtScr
S SC Z 29611 713

HgtIn 507 WgtIn 168 Booked Date 11/25/1992 Time 05:45
Out 507 Out 168 Released Date 04/19/1993 Time 20:42
Estimated Date
Release Judge EPPES/BARTLETT
Release Off-> P AK C CPL J HUBI S
Released Where? 0

Release Reason: REL.AGENCY: STRT REL.REC.DT:
REL.REC.TM: ADJ.REL.DT: OPID: D07
TIME SERVED/DISMISED/PROBATION

Canteen Bal 0.00 Cash Amt Pd 0.00 Check Amt Pd 0.00
96=RP 97=RC 98=RS

Command ==>
F1=Help F2=Short Help F3=Exit F5=Refresh F7=Backwards F9=Find F12=Popup

(B)

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