

South Carolina Court of Appeals

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7-4-2024

In this letter I submit to you, are the errors in my case and the ineffective assistance of counsel. I ask that you look into my case because my attorneys either overlooked or didn't care about the way my case was handled. It is a ongoing cycle in the court system in Spartanburg County.

I ask that you look at my cases, From the failure of due process, the broken chain of evidence, Police reports, the lack of evidence, to even the so called Direct Indictments in which I was never given pre-lim hearings. Even my cases have the wrong date & information.

My Attorney & Public Defenders on these cases never lifted a finger. Even when I asked them to file motions they ignored my wishes and request. I could not call & they did not respond to messages on the kiosk. Even when I look at my Sentencing sheets that I've recieved since being at K.C.I. Is, that they have me charged with PWID 2nd of amphetamine & PWID 2 Meth in which it was the first time I had been charged or convicted of either.

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1 Ineffective assistance of counsel,  
 2 of my 3 cases, in which my right to due process was violated. In which my counsel of record blatantly disregarded my request for my motion of discovery in my cases, My right to pre-liminary hearing disregared, My 4<sup>th</sup> admendment, 6<sup>th</sup>, 8<sup>th</sup> & 14<sup>th</sup> admments were violated. The specific request I asked of counsel were never responded to. In my 2022 & 2023 cases public defender (Beverly Jones) never made any contact with after I asked questions about my Rule 5 motion of discovery, my pre-lim. I made complaints to the Head of the public defenders office, nothing was done. My family hired a paid attorney (E. Johns Washington) in which I pointed out discrepancies in my Chain of custody concerning the alleged evidence in the case. The broken chain of custody, Evidence that was signed out and never returned to evidence the evidence locker. (Missing Evidence), Evidence obtained during Illegal Detainment, Illegal search & seizure, I was never given the opportunity to raise the issues at pre-liminary hearing because Spartanburg county did not grant me my right to pre-liminary hearing. I have 2 indictments without a true bill stamp. 2 charges that was indicted in a 112 days which I never seen in my motion of discovery. I was forced to plea under duress & the threat of a life sentence. I made a request to the public defender to ask did I fit the criteria for a life sentence and I was never given a response.

of counsel

due to the Ineffective assistance in all my cases included in this Notice of appeal. I humbly ask that the court of appeal looks into my cases in which will show the Ineffective assistance of counsel, failure of due process, violations of my 4th, 6th, 8th, 14th amendments. It is hard for me to gain access to the law library due to being in RICE in which I will enclose the response from the Law library, I ask that you look into My cases for yourself because my knowledge of the law is limited & my access is even more limited. Yet you will see a pattern of discrepancies, errors, and disregard of due process, S.L.E.D lab reports, probable cause, mishandling of evidences, procedural error, incomplete & inaccurate police reports. That my attorneys refused to question or even acknowledge in my cases. This is a continued cycle in Spartanburg County Courts. Your help in this matter is greatly appreciated.

Sincerely Garen Thomas  
260178

Signed Garen Thomas Date 7-10-24

Witness Alpha Kinsey Date 7-10-2024

ALPHA L. KINSEY  
Notary Public, State of South Carolina  
My Commission Expires  
January 9, 2034

- ① Failure of Due process, In which I was never granted preliminary hearing, or that My motion to suppress the evidence because the Chain of Custody was broken. Said Evidence was signed out of evidence locker and never returned. I asked my attorney to file a motion of dismissal for lack of evidence.
- ② I have no SLED analysis reports in my Motion of Discovery. Alleged drugs found had never been weighed or any analysis of what were in the alleged pills.
- ③ Grand jury Indictment has no True Bill stamp on it, And from arrest date 7-1-22 to date the charge was supposedly indicted 10-21-22. I was never given notice of continuance. Which would make Indictments Invalid.
- ④ I was given the key to drive vehicle I never had any knowledge of vehicle being stolen, I gave my attorney the name of Angel Fox who gave me permission to drive vehicle. My attorney never followed up.
- ⑤ Ineffective assistance of counsel in which my attorney never questioned or objected to anything in my case. He never gave reason for me not having a pre-liminary Hearing. Or the broken chain of evidence, SLED reports, or Missing evidence.
- ⑥ And 2022-GS-42-4972 has an arrest date of offense: 7/20/2023 which is conflicting with the indictment date of 10-21-22

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Indictment # 2023-GS-42-3874

- ① NO SLED ANALYSIS reports
- ② Broken Chain of Custody
- ③ Forged signatures on Chain of Custody Sheets
- ④ Ineffective assistance of Counsel in which counsel failed to object or inquire about.
- ⑤ I was also convicted PWID 2nd for my first Meth Charge
- ⑥ I never seen my sentencing sheet, where it said activation upon violation

Indictment # 2024-GS-42-2120

- ① Failure of Due Process, in which I was not granted Pre-Lim Hearing
- ② I never received my Motion of discovery
- ③ I was forced to Plead under Duress due to the fact I was threaten with Life sentence papers
- ④ My attorney never made any responses to my request (Attorney Beverly Jones) Public Defender office
- ⑤ On the 2022-2023 cases she would not respond; And they assigned her to me again on the 2024 case.

The Failure of Due Process & In-adequate representation is a on-going process in Spartanburg County.

Signed Garen Thomas Date 7-10-24

Witness Alpha L Kinsey Date 7-10-2024

ALPHA L. KINSEY  
Notary Public, State of South Carolina  
My Commission Expires  
January 9, 2034

Garen L. Thomas 266178  
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THE HONORABLE  
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