

Kevin E. Herrriott
SCDC #313862
McCormick Correctional Institution
386 Redemption Way
McCormick, SC 29899

RECEIVED

SEP 13 2024

S.C. SUPREME COURT

September 6, 2024

Brenda F. Shealy, Chief Deputy Clerk
South Carolina Supreme Court
Office of The Clerk
1231 Gertrude Street
Columbia, SC 29201

Re: The State of South Carolina v. Kevin E. Herrriott
Appellate Case No. 2019-000969

Dear Clerk Shealy:

I am writing this Office for the sole purpose of receiving court documents within the Court of Appeals during the course of direct appeal process. On August 19, 2024, I requested to the Court of Appeals for the record on appeal, Appellant's initial brief (1st) brief, Appellant's final brief, Appellant's Reply to Respondent's Final Brief, Petition for rehearing, to file the Appendix for Writ of Certiorari I recently filed on this Court dated September 5, 2024. Accord Rule 210 (c) (3), SCAER.

I requested these documents when the Court of Appeals having full understanding that I am a prose litigant and proceeding in

a pauper during the Appellate Process. My pauper has not been revoked and I am asking this Office to inform the Clerk's Office within the Court of Appeals to prepare the documents free of charge Pursuant to *Ross v. Moffitt*, 417 U.S. 600, 94 S.Ct. 2437, 41 L.Ed. 2d 381, "Once the State chooses to establish appellate review in criminal cases, it may not foreclose indigents from access to any phase of that procedure because of their poverty." See also Rule 602 (g)(6), SCACR.

The purpose of this letter correspondence is to prevent the Clerk's Office from attempting to charge me for Court documents during representations that the Court of Appeals have in its possession. The Court of Appeals informed me on August 28, 2021, I am required to pay \$53.04, for Court documents I need to prepare my appendix.

I ask that this Clerk's Office as an courtesy correspond with the Court of Appeals to not deny my request to access to the documents because of my poverty. In so doing will foreclose me from access to the procedure of Appellate Review in this Court upon Writ of Certiorari where the Court demands I must file an appendix to support my Writ. Accord Rule 242 (e), SCACR.

Kevin E. Herrick, #313862
McCormick Corr. Inst.
386 Redemption Way
McCormick, SC 29899



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