

Nathaniel A. Hunter, Pro Se Petitioner

September 23, 2024

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OCT 18 2024

S.C. SUPREME COURT

The Honorable Patricia A. Howard
Clerk, Supreme Court of South Carolina
P.O. Box 11330
Columbia, SC 29211

Re: Nathaniel A. Hunter v. State of South Carolina 2023-001611

Dear Ms. Howard:

Please find enclosed Petitioner's Motion To Inform The Court of the No Action Letter that was sent to Petitioner by Patricia A. Howard denying this Court to take action on Petitioner's Motion for Discovery and Funding that was filed with the clerk of court of the Supreme Court of South Carolina on August 16, 2024 along with a certificate of service. Please be advised that this Motion To Inform The Court will be enclosed with Petitioner's Pro Se Response to Ashley McMahan's Johnson Petition.

cc: Ashley A. McMahan, Esquire

Zachary W. Jones, Asst. Attorney General



Nathaniel A. Hunter #372378

Pro Se Petitioner

STATE OF SOUTH CAROLINA

SUPREME COURT OF
SOUTH CAROLINA

Nathaniel A. Hunter #372378

Petitioner,

APPELLATE CASE NO:

2023-001611

v.

State of South Carolina

Respondent,

MOTION TO INFORM THE COURT
OF PREVIOUS MOTION FOR
DISCOVERY AND FUNDING

MOTION TO INFORM THE COURT

Now comes the Pro Se Petitioner submitting his Motion To Inform this Court of Petitioner's Motion for Discovery and Funding that was filed with this Court on August 16, 2024. After Petitioner filed the Motion for Discovery and Funding, the clerk of court Patricia A. Howard filed a No Action Letter in response to Petitioner's Motion for Discovery and Funding with this Court on August 23, 2024. In Ms. Howard's No Action Letter to Petitioner she stated "since you are still represented by counsel in this matter no action will be taken on your Pro Se motion". At the time Petitioner filed the Motion for Discovery and Funding Petitioner was not represented by counsel due to Petitioner's former counsel Ashley McMahan's filing of a Johnson Petition with this Court on August 5, 2024 stating Petitioner's appeal was without merit. Counsel McMahan moved this Court to be relieved as Petitioner's counsel in her Johnson Petition. Petitioner responded to Patricia A. Howard's No Action Letter on August 16, 2024 in which Petitioner informed the clerk of court that she was mistaken in her No

Action Letter to Petitioner that Petitioner was represented by counsel McMahan at the time Petitioner filed his Motion for Discovery and Funding. On September 13, 2024 Petitioner filed a Motion for an extension to obtain supporting documentation in the form of an affidavit from Dr. Robert Bennett, a Touch-DNA expert, in support of Petitioner's meritorious issues that he is raising in his Pro Se Response to Ms. McMahan's Johnson Petition. Petitioner's motion for an extension was granted by this Court on September 16, 2024. Since this Court granted Petitioner's motion for an extension, this Court has recognized that Petitioner is not represented by counsel at this time, also, Petitioner has a substantial right to present supporting documentation and evidence favorable to Petitioner in his Pro Se Response to Ms. McMahan's Johnson Petition. Petitioner is now respectfully requesting this Court to hear and grant Petitioner's Motion for Discovery and Funding that was filed with this Court on August 16, 2024. Petitioner's Motion for Discovery and Funding is already apart of the record for reviewing on the Supreme Court of South Carolina's public index and Petitioner respectfully requests this Court to grant Petitioner's Motion for Discovery and Funding before this Court makes a decision on Petitioner's Pro Se Response to Counsel McMahan's Johnson Petition to ensure Petitioner's Fourteenth Amendment Right To Due Process is not violated and Petitioner's Writ of Certiorari appeal is fundamentally fair.

CONCLUSION

Based on the aforementioned facts, Petitioner respectfully requests this Court to grant Petitioner's Motion for Discovery and Funding.

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT OF

SOUTH CAROLINA

Nathaniel A. Hunter #372378

Petitioner,

v.

State of South Carolina

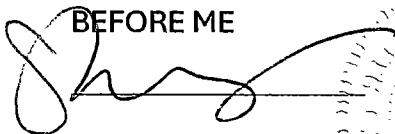
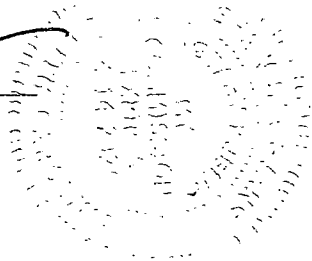
Respondent,

Certificate of Service

The undersigned hereby certifies that a true copy of Petitioner's Pro Se Motion To Inform The Court has been served upon Patricia A. Howard, Clerk of Court at the Supreme Court of South Carolina, P.O. Box 11330, Columbia, SC 29211, Ashley A. McMahan, P.O. Box 50536 Columbia SC, 29250 and Zachary W. Jones, Assistant Attorney General, P.O. Box 11549, Columbia, SC 29211 on October 11, 2024

SUBSCRIBED AND SWORN TO

BEFORE ME

Nathaniel A. Hunter

Nathaniel A. Hunter #372378

Pro Se Petitioner