

Law Office of  
**JONATHAN HARVEY**  
Attorney at Law

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January 13, 2025

1701 Richland Street  
Columbia, South Carolina 29201

The Hon. Jenny Abbot Kitchings, Clerk  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

**RECEIVED**

**Jan 13 2025**

**SC Court of Appeals**

**RE: The State v. Clifton Eugene Kimble**  
**2020 GS 40 04514**  
**Appellate Case No.: 2024-002126**

Dear Ms. Kitchings:

I served and filed a Notice of Appeal in the above matter.

A Petition to Withdraw from Representation was filed and served on December 19, 2024. The Petition is pending before the Court. As noted in the Petition, Mr. Kimble was advised by correspondence as to options regarding Appellate counsel. By separate letter of December 30, 2024 (copy enclosed) he was again informed of his choices regarding Appellate counsel and provided with an Affidavit of Indigency and envelope to facilitate the presentation of the Affidavit to the South Carolina Office of Indigent Defense.

Notwithstanding the abeyance status of the case, I am writing to make sure that the time requirement for ordering a transcript is not applicable until the issue of counsel is resolved.

Yours truly,



Jonathan Harvey

JH/mb  
Enclosure  
20-52

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1701 Richland Street  
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December 30, 2024

Confidential Legal Mail

Clifton Kimble  
Inmate 00395991  
Kirkland Reception and Evaluation Center  
4344 Broad River Road  
Columbia, SC 29210

Re: State v. Clifton E. Kimble  
2020 GS 40 04514  
Appellate Case No.: 2024-002126

Dear Clifton:

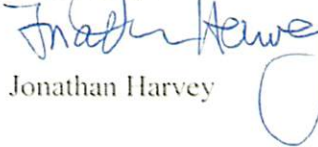
Even though our Engagement Agreement did not include appellate representation, I have filed a Notice of Appeal. I have also filed a motion to withdraw from representation on the pending appeal.

You may engage counsel for the appeal or if you choose to seek representation via the South Carolina Commission on Indigent Defense you must fully complete and return a notarized Affidavit of Indigency to the South Carolina Commission on Indigent Defense (Affidavit enclosed).

I suggest you give this matter your prompt attention. The mailing address is listed below:

South Carolina Office on Indigent Defense  
Division of Appellate Defense  
PO Box 11433  
Columbia, SC 29211

Yours truly,

  
Jonathan Harvey

JH/klk  
Enclosures  
20-52

P.S. Enclosed please find a stamped addressed envelope for you to use to submit the affidavit.-  
JH

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF \_\_\_\_\_ )

AFFIDAVIT OF INDIGENCY

Case Name \_\_\_\_\_

Criminal Case No. \_\_\_\_\_

Current Address: \_\_\_\_\_

Are you incarcerated?  Yes (If "Yes") Where? \_\_\_\_\_  
 No

What were you convicted of? \_\_\_\_\_

What was your sentence? \_\_\_\_\_

Are you appealing from  
 trial,  guilty plea  a post-conviction relief hearing?

In what county was this trial/hearing/guilty plea held? \_\_\_\_\_

Presiding Judge's name? \_\_\_\_\_

Date of trial/guilty plea or post-conviction hearing \_\_\_\_\_

Were you represented by  
 a court-appointed attorney  public defender or  retained counsel?

Name of attorney/public defender? \_\_\_\_\_

If retained, how much did you pay for attorney fees? \$ \_\_\_\_\_

If you still owe money to your attorney, how much? \$ \_\_\_\_\_

1. Are you presently employed? Yes \_\_\_\_\_ No \_\_\_\_\_

a. If "yes," state the amount of your salary or wages per month, and give the name and address of your employer: \_\_\_\_\_

b. If "no," state the name and address of last employment, date of termination of employment, and amount of your salary or wages per month. \_\_\_\_\_

2. List by name, age and relationship to you, any persons who are dependent upon you for support. Indicate beside each how much you contribute toward their support. \_\_\_\_\_

3. Have you received within the past twelve months any money from any of the following sources?

a. Business, profession or form of self-employment?

Yes \_\_\_\_\_ No \_\_\_\_\_

b. Rent payments, interest or dividends?

Yes \_\_\_\_\_ No \_\_\_\_\_

c. Pensions, annuities or life insurance payments?

Yes \_\_\_\_\_ No \_\_\_\_\_

d. Gifts of inheritance?

Yes \_\_\_\_\_ No \_\_\_\_\_

e. Any other sources?

Yes \_\_\_\_\_ No \_\_\_\_\_

If the answer to any of the above is "yes," describe each source of money and state the amount received from each during the past twelve months. \_\_\_\_\_

4. Do you own cash, or do you have any money in a checking or savings account?

Yes \_\_\_\_\_ No \_\_\_\_\_

If the answer is "yes," state the total amount of the cash owned. \$ \_\_\_\_\_

5. Do you own any real estate, stocks, bonds, notes or other valuable property (excluding ordinary household furnishing and clothing)? Yes \_\_\_\_\_ No \_\_\_\_\_

If the answer is "yes," describe the property and state the appropriate value of the items owned. \_\_\_\_\_

6. What kind of motor vehicle do you own? \_\_\_\_\_

Is it paid for? Yes \_\_\_\_\_ No \_\_\_\_\_

If not, what are the monthly payments? \$ \_\_\_\_\_

7. How much do you owe (on liens, mortgages, other encumbrances or debts)? \_\_\_\_\_

I do solemnly swear that the account by me delivered into this Court does contain a true and full account of all my real and personal estate, debts, credits and effects whatsoever without exception, which I, or any person in trust for me, have or at the time of my possession had, or am, or was, in respect, entitled to, in possession, remainder or reversion and that I have not at any time since charges were made against me or before, directly or time since charges were made against me or before, directly or indirectly sold, leased, assigned or otherwise disposed of or made over, in trust for myself or otherwise, other than is mentioned herein.

I understand that the State shall file a claim against me in an amount equal to the cost for representation, but that such claim shall not constitute a lien against my property, unless, the claim is reduced to judgment by the Order of the Court after giving me at least thirty days' notice.

Under penalty of perjury, I certify that the information given by me on this affidavit is true and correct, and I understand that I will be subject to civil and/or criminal penalties if I knowingly furnish false information.

I am financially unable to employ counsel.

This \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Defendant

I understand that I am entitled to at least thirty days' notice before a claim against me may be reduced to judgment, and I do hereby waive the right to such notice.

This \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Defendant

SUBSCRIBED AND SWORN to before me this  
\_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Notary Public for South Carolina

My Commission Expires: \_\_\_\_\_