

LEROY BENNETT, 153421
LB CR/KBR. # 1245
990 WISACKY HWY.
BISHOPVILLE, S.C. 29010

RECEIVED
SEP 27 2013
SC Court of Appeals

SEPTEMBER 19, 2013

HON. J.A. KITCHINGS
SC COURT OF APPEALS
PO BOX 11629
COLUMBIA, S.C. 29211

RE: STATE V. BENNETT, APPELLATE CASE #2012-213363, SEE ENCLOSURES
FOR APPEAL FILED TO THE SC SUPREME Ct. IN ABOVE CASE MATTERS.

DEAR MS. KITCHINGS:

PLEASE SEE ENCLOSED MY NOTICE OF APPEAL AND PROOF OF SERVICE
COPY AS IS REQUIRED BY THE RULES OF THE APPELLATE COURT.

PLEASE RETURN MY COPIES BACK TO ME AS SOON AS PRACTICAL.

THANKING YOU IN THE ADVANCE FOR YOUR TIME AND HELP GIVEN TO
ME IN THIS CRUX MATTER AND I LOOK FORWARD IN HEARING FROM YOU
IN THIS VERY NEAR FUTURE.

AGAIN THANK YOU!

SEPTEMBER 19, 2013

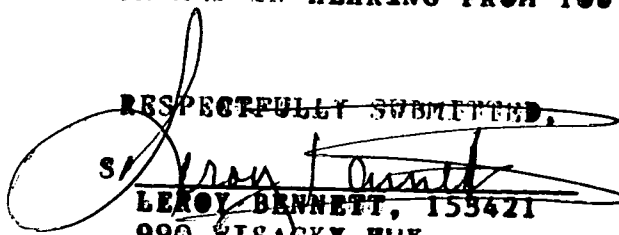
ENCLOSURES:

LB/cm

cc: SALLEY W. ELLIOTT, ESQ.
DANIEL E. SHEAROUSE, NON.
FILES/LB

RESPECTFULLY SUBMITTED,

S/


LEROY BENNETT, 153421
990 WISACKY HWY.
BISHOPVILLE, S.C. 29010
pro se APPELLANT

LEROY BENNETT, 153421
LEE CI/KER N 1245
990 WISACKY HWY.
BISHOPVILLE, S.C. 29010

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SEP 27 2013

SC Court of Appeals

SEPTEMBER 19, 2013

HON. DANIEL E. SHEAROUSE
CLERK OF SUPREME COURT
PO BOX 11330
COLUMBIA, S.C. 29211

RE: THE STATE V. LEROY BENNETT, CASE #2012-213363, SEE ENCLOSURE AS NOTICE OF APPEAL AND PROOF OF SERVICE PLUS ORDER DENYING A REHEARING, etc.

DEAR MR. SHEAROUSE:

PLEASE FIND ENCLOSED MY NOTICE OF APPEAL AND PROOF OF SERVICE WITH THE ORDER OF DISMISSAL TO APPEAL, I ALSO PROVIDED TO THE COURT A COPY OF THE ORDER THAT DENIED A REHEARING AS IS REQUIRED BY THE RULES OF THE COURT.

I REQUEST THAT YOU PROVIDE ME WITH MY COPIES AS SOON AS PRACTICAL AND OR ONCE TIME BECOMES AVAILABLE TO YOU.

THANKING YOU IN THE ADVANCE FOR YOUR TIME AND HELP GIVEN TO ME IN THIS CRUX MATTER AND I LOOK FORWARD IN HEARING FROM YOU IN THIS VERY NEAR FUTURE.

AGAIN THANK YOU!

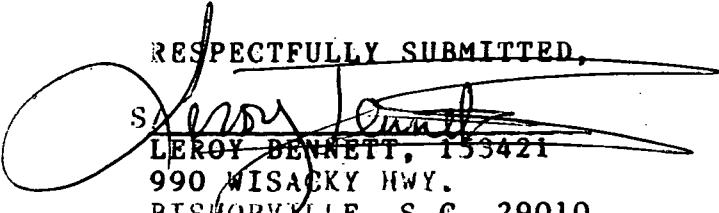
SEPTEMBER 19, 2013

ENCLOSURES

LB/cm

cc: J.A. KITCHINGS
SALLEY W. ELLIOTT, ESQ.
FILES/LB

RESPECTFULLY SUBMITTED,


LEROY BENNETT, 153421
990 WISACKY HWY.
BISHOPVILLE, S.C. 29010
pro se APPELLANT

RECEIVED

SEP 27 2013

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

APPEAL FROM DARLINGTON COUNTY
COURT OF GENERAL SESSIONS

HON: L. MICHAEL BAXLEY, CIR. CT. JUDGE

CASE #2012-213363

THE STATE,....., RESPONDENT,

v.

LEROY BENNETT,....., APPELLANT.

NOTICE OF APPEAL

APPELLANT LEROY BENNETT APPEALS THE ORDER OF DISMISSAL FOR THE COURT OF APPEALS ISSUED MAY 14, 2013, ISSUED BY THE HON: J. CURETON, AJ, APPELLANT RECEIVE THIS ORDER ON MAY 16, 2013, BY WAY OF SIGNING FOR LEGAL MAIL FROM THE PRISON MAILROOM. THE APPELLANT MOVE TO FILE THIS APPEAL ACCORDINGLY TO THE RULES OF THE APPELLATE COURT, etc., AND THE ORDER DENYING THE REHEARING IS ENCLOSED **also**, DATED 7/31/13, *Appellant received Remitt. on 9/19/2013.*

SEPTEMBER 19, 2013

RESPECTFULLY SUBMITTED,

S/ Leroy Bennett

LEROY BENNETT, 153421
990 WISACKY HWY.
BISHOPVILLE, S.C. 29010
pro se APPELLANT

The South Carolina Court of Appeals

The State, Respondent,

v.

Leroy Bennett, Appellant.

Appellate Case No. 2012-213363

EXHIBIT #1.

RECEIVED

SEP 27 2013

South Carolina Court of Appeals

ORDER

Appellant has filed a notice of appeal from a note of the circuit court judge requesting the clerk to return a motion to the sender. The motion to be sent back to the sender was Appellant's "Motion for Sentences/Clarity by the Sentencing Court, etc." First, Appellant's motion for summary judgment is denied. Second, there has been no final judgment, appealable order, or decision issued with respect to Appellant's "Motion for Sentences/Clarity by the Sentencing Court, etc."; accordingly, this appeal is dismissed. *See* Rule 201(a), SCACR ("Appeal may be taken, as provided by law, from any final judgment, appealable order or decision.").


FOR THE COURT

Columbia, South Carolina

cc:
Salley W. Elliott

FILED

5-14-13 CA

The South Carolina Court of Appeals

The State, Respondent,

v.

Leroy Bennett, Appellant.

Appellate Case No. 2012-213363

RECEIVED
SEP 27 2013
SC Court of Appeals

ORDER

After careful consideration of the petition for rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing. Accordingly, the petition for rehearing is denied.

Paul E. Sparty, Jr. J.

H. B. Williams J.

Joseph M. Cicerone A.J.

Columbia, South Carolina

cc:

Leroy Bennett, 00153421

Salley W. Elliott

FILED
7/3/13 MR

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

RECORDED

SEP 27 2013

APPEAL FROM DARLINGTON COUNTY
COURT OF GENERAL SESSIONS

SC COURT OF APPEALS

HON: J. MICHAEL BAXLEY, CIR. CT. JUDGE

CASE #2012-213363

THE STATE,....., RESPONDENT,

v.

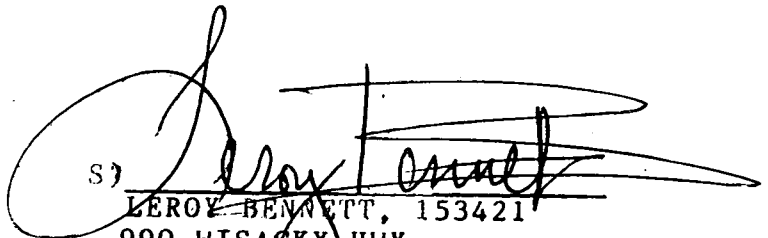
LEROY BENNETT,....., APPELLANT.)

PROOF OF SERVICE

I, LEROY BENNETT CERTIFY THAT I DID SERVE A TRUE COPY OF THE NOTICE OF APPEAL AND THE ~~PROOF OF~~ SERVICE TO THE RESPONDENT BY WAY OF UNITED STATE POSTAL SERVICE MAIL, PREPAID POSTAGE ON THIS 19th DAY OF SEPTEMBER 19, 2013, ADDRESSED TO HER OFFICE AS PO BOX 11549, COLUMBIA, S.C. 29211-1549, BY PERSONALLY DELIVERING TO THE PRISON MAILROOM POSTAL DIRECTOR.

COUNSEL SERVED:

SALLEY W. ELLIOTT, ESQ.



S) LEROY BENNETT, 153421
990 WISACKY HWY.
BISHOPVILLE, S.C. 29010
pro se APPELLANT