

RECEIVED

MAY 01 2025

S.C. SUPREME COURT

Date: April 29, 25

The supreme court of
South Carolina
Patricia A. Howard
Clerk of court
Post Office Box 11330
Columbia, SC 29211

Mr. Robert Brandon Neeley, # 328174
Broad River Correctional Institution
4460 Broad River Rd.
Columbia, SC 29210

MOTION FOR STATUS OF
BRADY MATERIALS

RECEIVED
MAY 01 2025
SC Court of Appeals

RE: Robert Brandon Neeley v. State of South Carolina
case Nos. Indictments, 2023-GS-32-02230
2023 GS-32-02234

This is in reference to some materials that I have not received from the Lexington county solicitor's office. I wrote to the Eleventh judicial circuit Deputy solicitor L. Suzanne Mayes, on August 26, 2024, requesting her to forward to me the arrest warrants and indictments from my case as following the numbers 2021A321623130, 2021A3210800162, 2021A3210800163, 2021A301800165, 2021A3210200963. Rule 5, and 6, SCRCrimP, of criminal procedure, disclosure of evidence by the prosecution.

Under the United States supreme court decision Brady v. Maryland, 373 U.S. 83 S.Ct. 1194 (1963) the solicitor has an obligation to produce all Brady materials for the defendant well in advance of the scheduled trial date.

Defendant claims under Brady and its progeny, as well as the language and spirit of Giglio v. United States, 405 U.S. 105, 92 S.Ct. 783 (1972); United States v. Tashman, 478 F. 2d 129 (5th cir. 1973); and Napue v. Illinois, 360 U.S. 264, 79 S.Ct. 1173 (1959); Alconta v. Texas, 355 U.S. 28 (1957); Mooney v. Halliham, 294 U.S. 103 (1935); and Moore v. Illinois, 408 U.S. 786 (1962); that he/she is entitled to any and all records,

memoranda and documents, as well as a statement of the solicitor and all appropriate state, Federal and local law agencies to: All statements by the defendant whether oral or written; if written whether signed or undersigned.

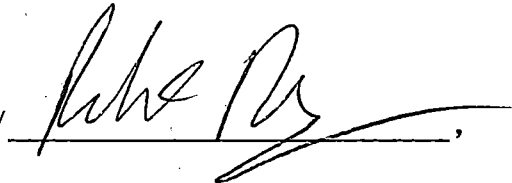
Recognizing that Brady v. Maryland, supra, and other authorities cited require that information favorable to the defendant be made available, and further recognizing that a genuine disagreement may raise as to whether or not a particular item of evidence is favorable, it will be requested that the court provide for an in camera inspection of the items sought to be discovered should you feel such items are not favorable to the defendant. By permitting the court to examine the items requested the legitimate interest of the state will be protected in that no disclosure in excess of Brady, et al. will occur.

It is further requested that L. Suzanne Mayes, prosecution for the Eleventh Judicial Circuit of Lexington county promptly respond to the request that was forward to the solicitor's office on August 26, 2024, by notifying defendant of the existence and availability of the informations requested herein within thirty (30) days of the receipt of this motion.

WHEREFORE, the undersigned prays for such order requiring **PRODUCTION OF THE ABOVE LISTED MATERIALS AND FOR THAT WHICH IS JUST AND PROPER.**

Thanking you in advance for your time and consideration in this matter. I will be looking forward to your reply at your earliest convenience time.

RESPECTFULLY SUBMITTED,

S/ 

STATE OF SOUTH CAROLINA) IN THE COURT OF COMMON PLEAS
COUNTY OF LEXINGTON) THE ELEVENTH JUDICIAL CIRCUIT

Robert Brandon Neeley, # 328174)
Defendant,)
))
VS.))
))
STATE OF SOUTH CAROLINA)
))
Respondent.) CERTIFICATE OF SERVICE
))

INDICTMENTS 2021A3210207130,
WARRANTS 2021A3210800162,
2021A3210800163,
2021A301800165,
2021A3210200963.

I, Robert Brandon Neeley, # 328174, being duly sworn upon my oath, depose and say that I have subscribed to the foregoing status of Brady materials favorable to defendant; that I know the contents thereof, that it includes every fundamental law of this state that guarantee the defendant evidence in chief at the trial, were not obtained that belong to the defendant. Attached in the motion for status of Brady materials favorable to defendant. In the motion and that the matter and allegations therein set forth are true. That I have served the below parties on the exact date.

L. Suzanne Mayes, solicitor
for Lexington county court office
202 East Main Street
Lexington, SC 29072

The supreme court of
South Carolina
Patricia A. Howard
clerk of court
Post Office Box 11330
Columbia, SC 29211

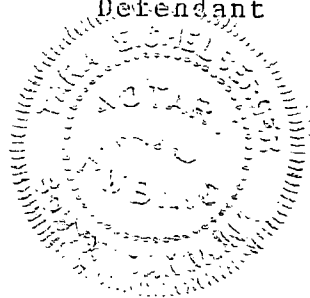
RECEIVED
MAY 01 2025
SC Court of Appeals

S/ *Robert Neeley*,
Defendant

Sworn to and subscribed before me
this *29th* day of *April* 2025

Patricia A. Howard
Notary Public For South Carolina

My Commission Expires: *8/30/2026*



RECEIVED
MAY 01 2025
S.C. SUPREME COURT

The Supreme Court of South Carolina

PATRICIA A. HOWARD, CLERK OF COURT

POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA 29211

RECEIVED

MAY 01 2025

SC Court of Appeals

The Honorable Jenny Abbott Kitchings