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S.C. SUPREME COURT

Exhibit

P. 1.

1. Index to Appendix
2. Index to PCR hearing  
dated April 17, 2023

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to York County

Honorable Eugene C. Griffith, Circuit Court Judge

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BEN ROBERT STEWART,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2023-001478

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APPENDIX

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STATE OF SOUTH CAROLINA.

RECEIVED  
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2025 MAY 19 PM 3:13

BEN ROBERT STEWART,

Case numbers

Applicant,

2007-GS-46-2526

-against-

2007-GS-46-2528

STATE,

2007-GS-46-2530-32

Respondent.

2007-GS-46-2535

-----x

York, S.C.

April 17, 2023

B E F O R E:

HONORABLE EUGENE GRIFFIN

A P P E A R A N C E S:

OLA JOHNSON,

Attorney for the Applicant

ZACHARY JONES

Attorney for the Respondent

Aileen Butler

Official Court Reporter

#216.

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<u>NO.</u>	<u>DESCRIPTION</u>	<u>I.D.</u>	<u>EVD</u>
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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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Robert M. Dudek, Chief Appellate Defender  
Wanda H. Carter, Deputy Chief Appellate Defender

January 15, 2025

Ben Robert Stewart, #223006  
Lee Correctional Institution  
990 Wisacky Hwy.  
Bishopville, SC 29010

Re: Your Case

Dear Mr. Stewart:

Enclosed is a copy of the Order of the Supreme Court denying our Petition for Writ of Certiorari, and granting the petition to be relieved. This means that you have now exhausted your state court remedies.

There is now a **one-year statute of limitations for filing an application for a writ of habeas corpus in federal court**. However, please be aware that the time between your direct appeal becoming final, and the date your PCR application is filed **will count against your federal habeas statute of limitations in the future**. This statute of limitations is strictly enforced. I have enclosed a copy of the pertinent section of that statute for you to review. I am closing your file with this letter. Please understand that it is **your obligation alone** to ensure that a federal habeas application is timely filed if you want to continue challenging your conviction. Feel free to contact me if you have any questions, but writing to me **does not stay** the applicability of the statute of limitations. I do wish you the best in the future.

Sincerely,

Sarah E. Shipe  
Appellate Defender

SES/kw

Enclosure: Habeas Corpus Application