

RECEIVED

DEC 16 2013

S.C. Supreme Court

Supreme Court of South Carolina.

DATE 12-9-13

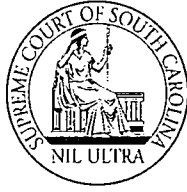
ENCLOSED IS THE TRANSCRIPT OF A MOTION TO RELIEVE COUNSEL IN MY CASE, I HAVE WENT THUR GREAT LENGTHS TO GET THESE, IVE BEEN TRING SINCE MARCH OF 2013. Ms. DESIREE ALLEN OF THE S.C. COURT ADMINISTRATION FIRST TOLD ME THAT HILDA JORDAN WAS MY COURT REPORTER, WHICH OF COURSE SHE WASNT, SO AFTER A FEW MORE LETTERS TO Ms. JORDAN SHE FINALLY WRITES TO TELL ME THAT SHE WASNT MY COURT REPORTER. FINALLY I FIND OUT WHO THE COURT REPORTER'S WERE AND WROTE THEM AND SENT PAYMENT, WELL THIS IS THE ONLY ONE IVE RECIEVED AS OF YET SO IM SENTING IT IN HOPES THAT IT ISNT TO LATE. IM ENCLOSING JUST SOME OF THE CORRESPONDENCE WITH S.C. COURT ADMIN. SHOULD I BE HELD RESPONSIBLE FOR THIER ACTIONS IN DELAYING MY TRANSCRIPTS. I HIRED A PRIVATE ATTORNEY TOMMY A. THOMAS TO HANDLE MY P.C.R. I WOULD HAVE THOUGHT HS WOULD HAVE HAD

them, but in fact he obtained nothing that had anything to do with my case. Any way in Motion to Dismiss, RENEE LIPSON admits that she really hadn't done anything for me, that she didn't have time for me. But Judge COOPER tells me he'll think about it and let me know in two weeks, well that's the only time I saw him (never heard his ruling), Ms. Lipson came to the jail about a month later to say she was still my lawyer, I told her that was unacceptable, I wrote the Judge told him I was disappointed in what must have been his decision. About a week later I receive a copy of a letter Judge Cooper wrote RENEE LIPSON telling her to do whatever she thought to resolve this matter, well I never saw or heard from her again either. About a month after that JENNIFER DAVIS show up at the jail to

SAY SHE IS MY NEW LAWYER
AND THAT IS WHEN ANY CHANCE
OF ME GETTING TREATED FAIRLY
WENT STRAIGHT OUT THE WINDOW
MS. DAVIS WAS CLEARLY WORKING FOR
THE SOLICITOR OFFICE. GOING SO
FAR AS TO PREJURY HERSELF ON
STAND. PLEASE TAKE ALL THESE THINGS
INTO CONSIDERATION WHEN MAKING
YOUR DECISION TO OVERTURN MY
CONVICTION AND SENTENCE

THANK YOU

LEWIS ALDEN J.



South Carolina Court Administration
South Carolina Supreme Court
Columbia, South Carolina

ROSALYN FRIERSON
DIRECTOR

1015 SUMTER STREET, SUITE 200
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1800
FAX: (803) 734-0269

November 12, 2013


Mr. Lewis Addis, Jr., #95373
ACI, 3-A-41
P.O. Box 1151
Fairfax, SC 29827

Dear Mr. Addis:

Your letter to Rosalyn Frierson dated October 29, 2013 was forwarded to me for response. In your letter you have indicated that you have been writing since March 2013. The earliest correspondence that I am aware of is from May 27, 2013. That letter was requesting a transcript from August 2, 2010 and September 1, 2010 from Hilda Jordan. Ms. Jordan was not the court reporter for either of these hearings. Ms. Karen Ambroziak was the court reporter on September 1, 2010; and April Herron was the court reporter on August 2, 2010. I have attached letters that they have both sent to you with a copy to Ms. Pamela Moffitt.

I am sorry for the delay. I am certain that once payment is received, the court reporters will prepare the transcripts. If extensions are requested, you will be notified. Thank you for your patience.

Sincerely,


Desiree R. Allen
Court Reporter Manager

Enclosures: Seven pages of correspondence

CC: Rosalyn W. Frierson, Director
Pamela Moffitt
April Herron
Karen Ambroziak

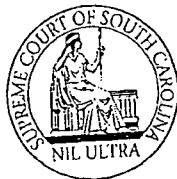
OCT 29 2013

DEAR DIRECTOR FRIERSON,

I KNOW THIS LETTER WILL SOON
FIND ITS WAY IN TO YOUR TRASH CAN, MY NAME IS LEWIS
ADDIS JR., I HAVE BEEN WRITING YOUR AGENCY SINCE
MARCH 2013, TRYING TO OBTAIN TRANSCRIPTS FROM MY
MOTION TO DISMISS KEENE HIFSON FROM MY CASE, THE
HEARING WAS HELD ON SEPT. 1 2010 IN JUDGE G.
THOMAS COOPERS COURTROOM, I ALSO NEED TRANSCRIPTS
FROM MY BOND HEARING HELD ON AUGUST 2 2010
IN JUDGE JAMES BARBER'S COURTROOM. MY CHARGE
IS BURGLARY 1ST. THIS IS THE SAME INFORMATION
THAT I FIRST GAVE YOUR AGENCY IN MARCH TELLING
THEM I WAS INDIGENT AND COULDN'T PAY FOR TRANSCRIPTS
I RECEIVED A LETTER RIGHT AWAY SAYING I COULDN'T
HAVE THEM SINCE I COULDN'T PAY. WELL MY DAUGHTER
PAMELA MOFFITT HAS WRITTEN TWO LETTERS SAYING SHE
WOULD PAY FOR THEM. S.C.C.A. ADVISED US THAT
HILDA JORDAN WAS THE COURT REPORTER, WELL
NOW AFTER MONTHS AND MONTHS OF STALLING

ON YOUR AGENCY'S PART, YOU INFORM ME THAT MY COURT REPORTER IS APRIL P. HERRON ON THIS MOTION TO DISMISS AND I GUESS IT'S ANYONES GUESS WHO WAS COURT REPORTER AT BOND HEARING. COURT REPORTERS DONT INTRODUCE THEMSELVES WHEN YOU ENTER COURTROOM, AND I DONT HAVE INTERNET ACCESS, I FOLLOWED THE RULES OF (HOW DO I OBTAIN A TRANSCRIPT?) SEVERAL TIMES BUT ALL I EVER GOT WAS THE RUNAROUND, HOW HARD IS IT? HOW LONG HAS YOUR AGENCY BEEN DOING THIS? IT WAS URGENT BACK IN MARCH, NOW IT'LL PROBABLY BE TOO LATE FOR STATE COURT, IS THAT WHAT YOUR AGENCY WAITING FOR. I DONT KNOW WHAT ELSE TO DO, BUT YOUR AGENCY SHOULD BE ASHAMED AT THE WAY THEY DO THEIR JOBS, UNLESS OF COURSE IF STALLING WAS YOUR ONLY GOAL. DISAPPOINTED AND OUTRAGED.

Lewis Adkins Jr.



South Carolina Court Administration
South Carolina Supreme Court
Columbia, South Carolina

ROSALYN FRIERSON
DIRECTOR

1015 SUMTER STREET, SUITE 200
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1800
FAX: (803) 734-0269

September 18, 2013

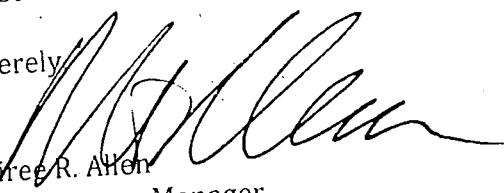
Ms. Pamela Moffitt
215 E. Evans St.
Norfolk, VA 23503

Dear Ms. Moffitt:

I am responding to your letter to Court Administration received by me on September 9, 2013. A copy is attached. Ms. Hilda Jordan responded to my inquiry by advising that she never got a request from you. I have also attached a memo I sent to Ms. Jordan on June 3, 2013 with regard to this transcript request. By copy of this correspondence, I am requesting that Ms. Jordan determine how much this transcript will cost and send that in writing to you with a copy to me.

I am sorry for the delay in responding. If you encounter any further difficulty in obtaining this transcript after satisfactory payment arrangements have been made, please do not hesitate to contact me again. Thank you for your patience.

Sincerely,


Desiree R. Allen
Court Reporter Manager

Enclosures: Undated letter from Ms. Moffitt
June 3, 2013 memo to Hilda Jordan

CC: Hilda Jordan, Official Court Reporter



South Carolina Court Administration
South Carolina Supreme Court
Columbia, South Carolina

ROSALYN FRIERSON
DIRECTOR

1015 SUMTER STREET, SUITE 200
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1800
FAX: (803) 734-0269

MEMORANDUM

TO: Hilda Jordan. *HA*
FROM: Desiree R. Allen *DA*
RE: Transcript Request – No Response received
DATE: June 3, 2013

I have enclosed a copy of a letter dated May 27, 2013, from Ms. Moffitt complaining about not receiving a response from you about Mr. Addis' transcript request.

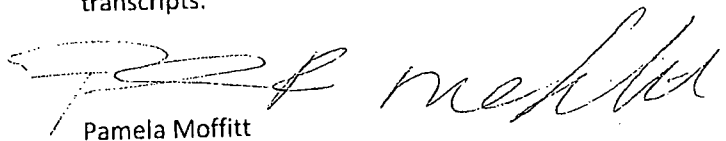
Upon receipt of this correspondence, please contact Ms. Moffitt in writing to acknowledge receipt of this correspondence and advise her regarding the date that the transcript will be provided. Kindly copy me on the correspondence. Thank you for your attention to this matter.

Enclosure

CC: Pamela Moffitt
Lewis Addis, Jr. #095373

Ms. Desiree R. Allen

I received a letter from you dated June 3rd 2013 were you requested that Ms. Hilda Jordan respond back about the transcripts regarding Lewis William Addis Jr. Case # 2011CP4008096 Judge Cooper Sept 1st 2010 and Case # 2011CP4008096 Judge James Barber August 2nd 2010. I was and I am still requesting them. I am writing you again today to let you know I have to this day not received any response from Ms. Hilda Jordan involving the transcripts. I need to know is there another way I can get these transcripts, they are important to the case. It has now been 5 months since Ms. Hilda Jordan was 1st contacted about the transcripts with no response from her; this is highly unprofessional and unsatisfactory on her part. Please let me know the next step I need to take to get the needed transcripts.


Pamela Moffitt

Karen Ambroziak
1083 Langford Road
Blythewood, SC 29016

November 1, 2013

Lewis Addis, Jr. #095373
ACI
P.O. BOX 1151
FAIRFAX, SC 29827

Re: State vs. Lewis Addis, 9/1/10 before the Honorable G. Thomas Cooper, Jr

Dear Mr. Addis:

I have received your letter requesting the above-referenced transcript of record. Transcripts cost \$3.25 per page plus actual postage fees. I am estimating this transcript to be approximately 20 pages in length. The actual number of pages is unknown until completion, so that is my best estimate at this time.

If you would like to receive this transcript, I will need to receive funds in the amount of \$65.00. Payment is required in the form of a cashier's check, Coopers Trust account check, or money order made payable to me, Karen Ambroziak. Please reference the case name, date of hearing, county and judge along with your payment to ensure that payment is properly credited.

I am given 60 days to complete the transcript of record. Extensions of time may be granted, if necessary. My time does not commence until receipt of funds in the full amount requested. Any unused funds will be returned to you along with the transcript of record, less actual postage fees. If there is a shortage of funds, you will need to send the additional funds before receiving the transcript of record or receive only as many pages as previously paid funds will cover with postage.

I have also received a letter from your daughter, Pamela Moffitt, whom I will copy on this correspondence.

Court Reporters are not required by state or federal law to provide free transcripts. If you do not wish to order this transcript, no further contact is necessary.

Sincerely,

Karen Ambroziak
Circuit Court Reporter

CC: Desiree Allen
Pamela Mofitt

April P. Herron
Circuit Court Reporter
P.O. Box 17675
Greenville, SC 29606

November 6, 2013

Mr. Lewis Addis, Jr. #095373
ACI 3-4-41
P.O. Box 1151
Fairfax, SC 29827

JUDGE: James Barber
DATE TAKEN: August 2, 2010
LOCATION: Richland
CASE: State v. Lewis Addis

Dear Mr. Addis:

I have received your request for a copy of the Transcript of Record in the above-entitled case. Such transcripts cost \$3.25 per page plus postage. I have checked my records and have estimated the transcript to be approximately 12 pages at \$3.25 per page, for a total estimated cost of \$39.00, plus estimated postage of \$1.30 for a total cost of \$40.30

Upon receipt of your certified check or money order (**no personal checks**), I will commence typing the transcript.

I am given 60 days in which to complete the record. Requests are prepared in the order in which they are received. Extensions of time may be granted, if needed. My 60 days in which to prepare the transcript will not commence until receipt of payment.

Sincerely,

April P. Herron
Circuit Court Reporter

Cc: Pamela Moffitt
Desiree Allen, via email

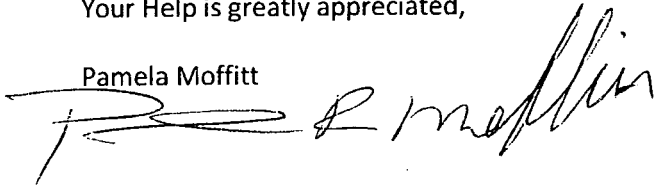
5/27/13

Ms. Desiree Allen,

My name is Pamela Moffitt, I called in to ask about getting my dad Lewis Addis Jr's court transcripts. I wrote Ms. Jordan who is the court report on the case over two months ago requesting his transcripts and never heard anything back from her. My dad then wrote to you all requesting them saying he was indigent and was sent back a letter stating he need to pay the court reporter for the transcripts. I've tried to do this, but I cannot if I don't get a response when I request them. I was told to request them and Ms. Jordan would send a letter stating how much I needed to pay her for the transcripts before she sent them. Lewis Addis Jr can't call or pay for them due to being in prison. I would like to pay for the two transcripts he requested and have them sent to him or me. He needs these for his upcoming court date so it is urgent. I previously requested all, but I got the others from his previous lawyer when I never heard back from Ms. Jordan. His previous lawyer didn't have these two: Motion to Dismiss Renee Lipson and the Public Defender's Office Case number 2011cp4008096 Judge Cooper date September 1, 2010 and Bond Hearing case 2011cp4008096 Judge James Barber ~~September, 2, 2010~~ ^{August 8-2-10}. I have attached the letter I sent Ms. Jordan, the letter my dad Lewis Addis Jr sent to your office and the letter he was sent back from your office. Again I will gladly pay for these records if I can get an amount to pay or any correspondence.

Your Help is greatly appreciated,

Pamela Moffitt

A handwritten signature in black ink, appearing to read 'Pamela Moffitt', written over the printed name.

Ms. Jordan

I am writing you to request the court transcripts for State of South Carolina vs. Lewis William Addis Jr. Case number I918424 and I918425 Judge Barber, Richland County. Dates 2/11/2010, 2/12/2010, 5/26/2010, 5/27/2010, 7/21/2010, 8/2/2010 and 8/25/2010.

Pamela R Moffitt

STATE OF SOUTH CAROLINA)

GENERAL SESSIONS

County of Richland)

2010-GS-40-00875

STATE OF SOUTH CAROLINA,)

vs.)

TRANSCRIPT OF RECORD

LEWIS ADDIS,)

DEFENDANT,)

September 1, 2010
Columbia, South Carolina

BEFORE:

THE HONORABLE G. THOMAS COOPER, JR., JUDGE.

APPEARANCES:

RENEE LIPSON, ASSISTANT PUBLIC DEFENDER
Attorney for the Defendant

KAREN AMBROZIAK
Official Court Reporter

1 MS. CAMPBELL: May it please the Court, Your Honor.
2 This is Lewis Addis charged with burglary in the first
3 degree. He has been represented by Renee Lipson of the
4 Public Defender's Office. I believe she has a motion or
5 he has a motion.

6 MS. LIPSON: That's correct. We would ask that this
7 be in camera.

8 THE COURT: All right. Clear the courtroom.

9 Now, when Mr. Postic comes back, let him in because I
10 need to get -- sign that order. Otherwise, clear the
11 courtroom, please, except law enforcement and the
12 bailiffs.

13 (Whereupon, the courtroom was cleared.)

14 THE COURT: All right. Ms. Lipson.

15 MS. LIPSON: Thank you, Your Honor. May it please
16 the Court. Standing before you is Lewis Addis. He has
17 requested that I file a motion to be relieved. I'd ask
18 that you be able to hear his grievances with me, Your
19 Honor.

20 THE COURT: And he's charged with burglary first?

21 MS. LIPSON: Burglary first degree, and I believe
22 it's grand larceny.

23 THE COURT: Grand larceny. What's the date of the
24 arrest?

25 MS. LIPSON: February, early February, Your Honor.

1 THE DEFENDANT: February 4th, Your Honor.

2 THE COURT: 2010?

3 MS. LIPSON: Yes, Your Honor.

4 THE COURT: -- What's his bond?

5 MS. LIPSON: His bond was set by Judge Barber a
6 couple of weeks ago at \$250,000.

7 THE COURT: -- Does he have a codefendant?

8 MS. LIPSON: Yes, Your Honor. He was just recently
9 picked up.

10 THE COURT: -- Oh, -- I thought you said he was just
11 arrested, February.

12 MS. LIPSON: The codefendant was recently picked up.

13 THE COURT: Oh.

14 MS. LIPSON: He was in the Department of Corrections,
15 and they just served him with a warrant about -- a couple
16 of weeks ago.

17 THE COURT: Okay. I see, but he's been in jail since
18 February?

19 MS. LIPSON: Yes, Your Honor.

20 THE COURT: All right. He has got \$250,000. His
21 bond was first denied?

22 MS. LIPSON: We waived bond, and then we went before
23 Judge Barber.

24 THE COURT: All right. And when were you assigned
25 the case, Ms. Lipson?

1 MS. LIPSON: It looks like I was assigned the case --
2 the case was opened on February 8th, Your Honor.

3 THE COURT: And you were first counsel?

4 MS. LIPSON:-- Yes, Your Honor.

5 THE COURT: All right. All right. Mr. Addis, what's
6 the problem?

7 THE DEFENDANT: Yes, sir.

8 THE COURT: Tell me about it.

9 THE DEFENDANT: Okay. First, I met Ms. Lipson up
10 here at the first -- I was supposed to go in front of you,
11 matter of fact. You're Judge Cooper, right?

12 THE COURT: Yes, I am.

13 THE DEFENDANT: That's the reason I turned down the
14 bond, because I felt like you were -- your reputation at
15 the jailhouse, that the bond would be too high. So I told
16 her I'd like to get before Childs or Manning, I guess.

17 THE COURT: I understand.

18 THE DEFENDANT: I told her I thought, you know, I
19 would get a more reasonable bond. She understood that. I
20 told her in letters which she never returned.

21 Six months later after several letters, both at
22 through the jailhouse and mailing them, she never sent me
23 nothing back. It was five months before she come to see
24 me at the jail. She said she had my --

25 THE COURT: You said for the first time?

1 THE DEFENDANT: Five months, yes, sir.

2 THE COURT: Okay.

3 THE DEFENDANT: Since -- since I had been in jail.
4 She said she had been busy; that she had had my discovery
5 for a couple of months.

6 So I wrote her a letter and told her I hoped she
7 wasn't too busy to defend me; that even the victim in this
8 case said she ain't been the victim of a crime. So then
9 she got me in front of Judge Barber, okay.

10 Ms. Campbell read off the charges that I ain't never
11 been convicted of. She had read off that I had burglaries
12 in '84.

13 THE COURT: How many burglaries you had? You had
14 what?

15 THE DEFENDANT: Burglaries in '84. The only
16 burglaries that I had was in '78 when I was 18 years old,
17 and she read off charges like habitual offender, which was
18 dropped.

19 She read off harassment. I ain't never been
20 convicted of harassment, never been guilty of it. She
21 read off charges like that. She did not say anything.
22 She did say, "I ain't got no copy of that," which
23 Ms. Campbell said, "Oh, do you need a copy of this?"
24 That's my discovery, as I understand it. She said --

25 THE COURT: You mean your report, your rap sheet?

1 THE DEFENDANT: Yeah. Well, she read it off in court
2 like I had been convicted of all of them. She did not
3 correct her.

4 She asked her did she need copies of it. Renee said,
5 "No. That's all right, Ms. Campbell. I don't need it."
6 Well, that's my discovery. I should think you would need
7 that.

8 I just felt like -- you know, I told her to get the
9 -- you know, to take you to bond court at the jail, even
10 though they can't set -- well, they asked the victim's
11 advocate, done talked to the victim's advocate, talked to
12 the victim. She had and she said she ain't been a victim
13 of no crime. I asked her had she got that. She hadn't
14 got that yet, as far as transcripts from the bond hearing
15 down there. I don't think she -- I don't know. She can't
16 do hardly nothing for me.

17 THE COURT: The victim of the burglary said there was
18 no --

19 MS. LIPSON: Your Honor --

20 THE COURT: -- no crime or something like that?

21 THE DEFENDANT: She said she ain't been a victim of
22 no crime, Your Honor. They stated at the bond hearing the
23 night they arrested me, they took me to bond court at the
24 jail. She said, she stated that she ain't been a victim
25 of a crime.

1 Now they've got my ex-wife down as the victim, the
2 caretaker. They got her down as the victim, not the woman
3 who owns the house. The woman who owns the house said she
4 ain't been the victim of no crime.

5 Now, they got my ex-wife down, and Ms. Campbell even
6 said in court when I was up here before Barber that the
7 victim -- she told her that it was my ex-wife. She said
8 she couldn't be in court today.

9 Well, I don't know how she would have known that
10 because she hasn't been in contact with her, you know, not
11 at all. She has not been in contact with her because my
12 daughter, my son, and my ex-wife came to see me at the
13 jail. So I know she has had -- the solicitor had no
14 conduct with them period. She has offered me 25 -- 15
15 years violent. So -- and like I said, she ain't got the
16 transcripts from that.

17 She ain't got my -- I was a bad alcoholic on the
18 street, bad. They have medical records to prove it way
19 back, you know, 20 years in the hospital, almost died, you
20 know, from Lexington Medical -- from Lexington County Jail
21 where they didn't treat me. I went into DTs, went into a
22 coma, stayed under for eight days, stayed in the hospital
23 for a month. That ain't been ten months before I got
24 locked up this time, so I was in terrible shape when I got
25 locked up, weighed like 126 pounds under medication. So

1 they did turn things around in the statement that I gave
2 to the police. I never broke into that. I mean, I knew
3 there were people there. Why would I break into a house?

4 THE COURT: Whose house was it?

5 THE DEFENDANT: Carolyn Fent's.

6 THE COURT: You know her?

7 THE DEFENDANT: Had the heating and air conditioning
8 in her house.

9 THE COURT: Oh, you know -- you know --

10 THE DEFENDANT: I know her. I know her personally.
11 I went out to eat with her, her and my wife, my ex-wife,
12 and my son two weeks before this happened. My wife went
13 over there and found her in the floor. She had fell.
14 She's an elderly lady, so she called the ambulance. She
15 went to the hospital with her the day that this happened.

16 THE COURT: All right. Well, let me -- you know, I
17 can't try the case in here.

18 THE DEFENDANT: Yes, sir, I understand.

19 THE COURT: Ms. Lipson, what Mr. Addis says, he had
20 no contact with you for five months. How about give me a
21 history of what activities -- what you've done on behalf
22 of Mr. Addis since you were appointed to represent him.

23 MS. LIPSON: Thank you, Your Honor.

24 Your Honor, actually, that is accurate.

25 Unfortunately, it was just -- I did receive his discovery,

1 I want to say probably in May, because we filed his
2 discovery in February, and I don't have his full file with
3 me. I do have my case notes with me.

4 I did go to see him on July 7th. The reason why it
5 took so long for me to go see him was because I didn't
6 have his discovery for a while. For the month of June, I
7 was scheduled to be in a murder trial at the beginning of
8 June and then a CSC trial at the end, and I was preparing
9 for those. Obviously, that was my main focus.

10 I did go to the jail and meet with him on July 7th,
11 2010 and told him that I had received a letter that I had
12 received through the mail from him and that I -- I had
13 forgot my HIPPA forms. Lots of times, if clients want
14 medical records, they need to sign HIPPA forms, and I
15 would get him to sign one the next time I saw him. He
16 also --

17 THE COURT: How about his discovery?

18 MS. LIPSON: And I went through his discovery with
19 him on that date, Your Honor.

20 THE COURT: Did he ask that you leave it, or did you
21 advise him of that?

22 THE DEFENDANT: Yes, sir, I did.

23 MS. LIPSON: Your Honor, he may have asked that. I
24 don't have that in my notes. I don't actually leave the
25 discovery. What I would have to do is make another copy

1 and bring it to him.

2 THE COURT: I understand.

3 MS. LIPSON: So --

4 THE COURT: The question is did he get it?

5 MS. LIPSON: I have not given him a copy of his
6 discovery today. If he would like one, I will make a copy
7 of it this afternoon and bring it down.

8 THE COURT: He says he wants one.

9 MS. LIPSON: I will be more than happy to get that to
10 him this afternoon, Your Honor. Your Honor, he did say
11 that he wanted to go for a bond hearing. I filed for a
12 bond hearing. As you know, there are weeks where we have
13 different judges. We don't know in advance who is going
14 to be the motion judge and who is going to be the judge
15 that handles other matters.

16 So it did end up going in front of Judge Barber on
17 August 2nd. On that date, I also got Mr. Addis to sign a
18 HIPPA form. We faxed a subpoena to the Lexington County
19 Detention Center for his medical and psychiatric records,
20 as he requested.

21 On August 19th, I also requested a copy of his prelim
22 tape because I knew that he wanted a copy of that. I
23 did --

24 THE COURT: You were at the prelim?

25 MS. LIPSON: I was at the prelim, and we did handle

1 that one. Then on -- and actually, the date of his bond
2 setting, Ms. Campbell did tell me he is LWOP eligible.
3 She did tell me that he could plead to 15 years. I
4 believe -- obviously, that is not a discussion that we can
5 really have right outside the courtroom. So I did mention
6 that to him. I did go back to the jail on August --

7 THE COURT: Why is he eligible?

8 MS. LIPSON: There is an old armed robbery on his
9 record. Also, Your Honor -- actually, as I get to that,
10 the rap sheet, I also found out at the bond setting that I
11 did not have a complete and accurate copy of his rap
12 sheet. Ms. Campbell went through a bunch of items that I
13 did not know existed or whether he was convicted or not.
14 I was, obviously, missing sheets from the rap sheet. I
15 did tell her that I --

16 THE COURT: --But you ran a rap? Did you run your own?

17 MS. LIPSON: No. We can't do that, Your Honor. The
18 State has to provide that to us, and I explained to her
19 that I need a copy of that.

20 She is also in the process of trying to get copies of
21 certified convictions of Mr. Addis because his rap sheet
22 is confusing regarding dates and charges.

23 Your Honor, I met with Mr. Addis again at the jail on
24 August 20th to discuss whether this was going to be a plea
25 or a trial. It is scheduled for trial for October 4th.

1 He got upset with me and was not happy with my
2 representation, told me that he wanted me relieved. So I
3 filed the motion. On the 20th --

4 THE COURT: -- Did you file a motion?

5 MS. LIPSON: I did file a motion to be relieved.

6 THE COURT: Thank you. I didn't know why it was
7 being heard today.

8 MS. LIPSON: He was not brought over on Monday. I
9 guess because Ms. Campbell was supposed to be in trial.

10 THE COURT: Okay.

11 MS. LIPSON: So she was handling your courtroom
12 today, so she brought him over. On the 24th, we got an
13 e-mail from the woman in charge of the county prelims
14 saying that the tape was ready to be picked up and on --

15 THE COURT: Twenty-fourth of?

16 MS. LIPSON: August. --

17 THE COURT: August.

18 MS. LIPSON: And the Lexington County Detention
19 Center on that same day left a voice mail saying that his
20 records were ready to pick up. The following day, we had
21 a -- served a -- filed and served the motion to relieve
22 counsel, and on the 27th one of my clerks went and picked
23 up the preliminary hearing tape and the Lexington jail
24 records.

25 THE COURT: Has that been provided to Mr. Addis?

1 MS. LIPSON: I just received those, so I haven't
2 spoken to him about that. I haven't --

3 THE COURT: Okay.

4 MS. LIPSON: The tape is actually a tape --

5 THE COURT: Oh, it's a tape?

6 MS. LIPSON: Yes.

7 THE COURT: Oh, a transcript.

8 MS. LIPSON: Right. So I would need to do a
9 transcription. Your Honor, I want to clarify a couple of
10 things that I think may be confusing. His ex-wife is the
11 complainant in this case. My understanding is that she is
12 a caretaker for a woman who was elderly. The woman went
13 to the hospital, and then there was some sort of breaking
14 into the home. His ex-wife is the one who called the
15 police so --

16 THE COURT: And identified him?

17 MS. LIPSON: She didn't officially identify him.

18 THE COURT: She didn't?

19 MS. LIPSON: She did not. There is --

20 THE COURT: Why was he arrested?

21 MS. LIPSON: I may have them mixed up, but there is
22 some confusion as to who was involved. The police did
23 investigate, and they went and got statements from a few
24 people there: His DNA from a codefendant who was at the
25 scene who gave -- who I believe gave a statement -- or I

1 don't believe he gave a statement, excuse me, but
2 Mr. Addis did give a statement.

3 He called a -- he called the suspect. He called and
4 spoke with the investigator, and then he was incarcerated.
5 The investigator went and took a statement from him. He
6 was incarcerated on other charges.

7 THE COURT: That's Lexington?

8 MS. LIPSON: Yes, Your Honor.

9 THE COURT: This is a Richland County case?

10 MS. LIPSON: Yes. This is a Richland County case.

11 There was a separate Lexington County case so that --

12 THE COURT: Well, somebody had to -- or the
13 codefendant identified him.

14 THE DEFENDANT: Codefendant, yes, sir.

15 THE COURT: Okay.

16 THE DEFENDANT: Can I say one other thing?

17 THE COURT: Yes, you will. I'm going to finish with
18 her. I'll let you talk.

19 THE DEFENDANT: Okay.

20 THE COURT: All right. What's the -- you say the
21 case is schedule for trial October 4th?

22 MS. LIPSON: Yes, Your Honor.

23 THE COURT: And what have you done in terms of trial
24 preparation in terms of interviewing the witnesses or
25 reviewing the DNA or -- you know, I don't know. I'm not

1 going to try the case.

2 I'm not asking for any privileged information, but I
3 just need to know where trial preparations stand at this
4 point.

5 MS. LIPSON: Trial preparation stands that I would be
6 ready to go to trial October 4th if Mr. Addis would like
7 to go to trial. I don't believe that there is much
8 investigation to do. We are missing some outstanding
9 discovery such as the rap sheet, and also I believe that
10 since Mr. Addis spoke to the investigator on the phone, my
11 understanding is if he spoke to the investigator on his
12 land line, there should be a recording, because the
13 Richland County Sheriff's Department records all their
14 phone calls.

15 THE COURT: But it is Richland?

16 MS. LIPSON: Yeah. So ---

17 THE COURT: How about the witnesses -- I mean, the
18 codefendant's statement?

19 MS. LIPSON: Codefendant, I would not be able to
20 speak to. He has an attorney.

21 THE COURT: Has he given a statement, and do you have
22 it?

23 MS. LIPSON: I --

24 THE DEFENDANT: Yeah. See, you don't even know that.

25 THE DEFENDANT: Read to it me.

1 THE COURT: Just...

2 MS. LIPSON: I'm sorry. I don't recall off the top
3 of my head. I don't have his file with me.

4 THE COURT: What I'm trying to find out is what the
5 evidence is: If the codefendant identified him or if it
6 was his DNA.

7 MS. LIPSON: There -- there was another woman who was
8 potentially, allegedly, a driver in this incident who
9 identified Mr. Addis. I do not recall if it was the
10 codefendant. As for the DNA, the DNA came back to --
11 actually two gentlemen, because they're identical twins.
12 So identical twins have --

13 THE COURT: He has a twin?

14 MS. LIPSON: No, not him. There is no DNA linking
15 Mr. Addis to the scene. There's DNA linking the
16 codefendant to the scene. So...

17 THE COURT: All right. What's the status of
18 negotiations?

19 MS. LIPSON: Ms. Campbell has offered that he could
20 plead to the minimum of 15 years, or she will serve him
21 with life without parole notice to go to trial.

22 THE COURT: Fifteen on the burglary first.

23 MS. LIPSON: Fifteen on the burglary first, yes, Your
24 Honor.

25 THE COURT: Okay. Mr. Addis?

1 THE DEFENDANT: Yes, sir.

2 THE COURT: You have something to say?

3 THE DEFENDANT: Yes, sir. Even after Ms. Campbell
4 read off all of the things that I had not been convicted
5 of in front of Mr. Barwick, it was her turn to speak.

6 I can just note, the court reporter -- she said none
7 of it was to my defense. Ms. Campbell was reading off
8 charges like disorderly conduct, un--- unlawful weapon,
9 unlawful weapons charge. She was reading off every charge
10 I've ever seen, even convicted or not. When it got her
11 turn to say anything -- and I ain't been convicted of
12 nothing, being passed out in the backseat of a car five
13 years ago, that even resembles a felony in the last 20
14 years.

15 She says, "He's 50 years old. He lives with his son
16 in Richland in his ex-mother-in-law's house, and he does
17 HVAC." She said nary a word in the defense of me,
18 nothing.

19 THE COURT: Well, that just affected the bond.

20 THE DEFENDANT: Yes, sir.

21 THE COURT: But I understand what you're saying.

22 Do you have a second chair?

23 MS. LIPSON: I can get one as soon as possible. It's
24 just -- I was just waiting to find out whether Mr. Addis
25 wanted to go to trial.

1 THE COURT: Well, that's a good question.

2 THE DEFENDANT: Oh yes, sir, I am.

3 THE COURT: You want to go to trial?

4 THE DEFENDANT:-- Got to: -

5 THE COURT: Has he had his appearances?

6 MS. LIPSON: Yes, he has. He has been stasured so --

7 THE COURT: He's been stasured.

8 MS. LIPSON: So the trial has been set, trial for
9 October 4th.

10 THE COURT: Okay. What?

11 MS. LIPSON: I believe --

12 THE COURT: Let's do this. Get him his discovery.

13 MS. LIPSON: Yes, sir.

14 THE COURT: Get him the transcription of the
15 preliminary hearing tape, get him a copy of his medical
16 records from Lexington.

17 MS. LIPSON: Okay.

18 THE COURT: How soon can you do all that?

19 MS. LIPSON: I can get him the discovery.

20 THE COURT: This week?

21 MS. LIPSON: I can get him the discovery and the
22 medical records this afternoon. If they just hold him in
23 holding, I'll make a copy of it.

24 THE COURT: I don't know how long they will hold him.
25 They'll take a trip back.

1 MS. LIPSON: I can do it in ten minutes. Otherwise,
2 I'll do it this week, and I'll have to get a tape player
3 to -- a real size tape player to get the prelim tape and
4 get him a copy, make a transcript of it, but I can
5 absolutely get him his discovery. If anything, I will be
6 -- if they can't hold him this afternoon, I'll be at the
7 jail on Friday.

8 THE COURT: We've probably got to get Mr. Postic's
9 client.

10 (Discussion regarding Mr. Postic's client)

11 THE COURT: All right.

12 All right. Mr. Addis, I'm going to -- I'll think
13 about it. I'm not prepared to -- you don't have a private
14 lawyer, do you?

15 THE DEFENDANT: No, sir.

16 THE COURT: All right. Can you get a private lawyer?

17 THE DEFENDANT: It would be a hardship on my
18 daughter. The person I got to -- she would have to get a
19 loan. She just moved to Virginia yesterday, as a matter
20 of fact. Her husband is in the Navy, so you know...

21 THE COURT: All right. Well, let's get -- I want to
22 get you your information right away, and then let me think
23 about it. See, you know, changing horses in the middle of
24 the stream just gums up the works. It slows down the
25 process. As the administrative judge, I'm just telling

1 you that.

2 I'll see what I can do. All right.

3 THE DEFENDANT: Thank you, Your Honor.

4 MS. LIPSON: Thank you, Your Honor.

5 THE COURT: Yes, sir. All right.

6 (Whereupon, the proceedings were concluded.)

7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)

The State of South Carolina,)

vs.)

Lewis Addis,)
Defendant.)

IN THE COURT OF GENERAL SESSIONS
Warrant Numbers: I918424-25

JEANETTE H. MCBRIDE
C.C.P. # 25.
2010 AUG 25 AM 9:51

RICHLAND COUNTY
FILED

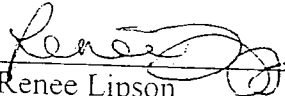
NOTICE OF MOTION AND MOTION
TO RELIEVE COUNSEL

TO: WARREN B. GIESE, SOLICITOR, 5TH JUDICIAL CIRCUIT AND LUCK CAMPBELL: YOU WILL PLEASE TAKE NOTICE THAT DEFENDANT, THROUGH HIS ATTORNEY, RENEE LIPSON, MOVES TO RELIEVE COUNSEL ON MONDAY, AUGUST 30, 2010 AT 9 A.M., OR AS SOON THEREAFTER AS HE MAY BE HEARD.

At the request of the defendant's current counsel, Assistant Public Defender Renee Lipson, hereby moves that she be relieved from representation in the above-captioned matter for the defendant, Lewis Addis.

Ms. Lipson requests that the defendant be afforded the opportunity to address his requests to the Court, as Ms. Lipson is unable to adequately describe them to the Court.

NOW THEREFORE, Assistant Public Defender Renee Lipson requests a hearing as soon as the Court can schedule it on his request to be relieved as defendant's current counsel.


Renee Lipson
Richland County Public Defender's Office
1701 Main Street
Post Office Box 192
Columbia, South Carolina 29201
(803) 765-2592
Attorney for Defendant

Columbia, South Carolina

This 25 day of August, 2010

STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)

The State of South Carolina,)
v.)

Lewis Addis)
Defendant)

ORDER

Indictment No.: _____

Warrant No.: _____

This matter came before the Court on Sept. 1, 2010. Present at
the hearing were Renee Lipson, representing the Defendant; and
Luck Campbell, representing the State.

The following motions were presented: motion to relieve counsel

Attached pertinent documents were submitted by the State/Defendant and were made a
part of the record.

The Court determined: _____

IT IS SO ORDERED.

Date _____

Presiding Judge for Fifth Judicial
Circuit