

**RECEIVED**

**ATTORNEY OFFICE OF DONALD SMITH**

2722 W. Whitner St.  
Anderson SC 29626  
[attorneydonaldsmith@gmail.com](mailto:attorneydonaldsmith@gmail.com)

**May 13 2026**

**SC Court of Appeals**

Donald L. Smith, Esquire

Telephone: (864) 642-9284  
Facsimile: (864) 642-9285

May 12, 2026

Kirkland Correctional Institution  
CRAIG, FREDRICKO (00270264)  
4344 Broad River Road  
Columbia SC 29210

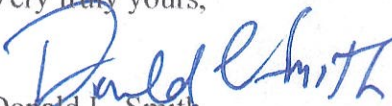
**RE: The State of South Carolina v. Fredricko Craig  
Appellate Case No. 2026-000994**

Fredricko:

The correspondence that I sent to you yesterday was based on a request from the Court of Appeals to tell them what issues were ripe for appeal. The reason for that inquiry was because I had filed the appeal you sought but did not tell them why this guilty plea could still be appealed. As Judge Dunbar told you at sentencing, you essentially give up all of your rights pertaining to your charge(s) when you plead guilty. In order for you to have an appealable issue, there has to be special circumstances. Unfortunately, I could not find any.

I do not profess to being all-knowing. In my previous correspondence, I told you I wouldn't want you to be hurt by my performance in any way. Thus, if you would like to pursue the appeal, you have **twenty (20) days** from the date of this letter to inform the Court of any arguable basis that there are issues preserved for appeal. I believe your best route may be to file for Post Conviction Relief. I am providing you with the application and an envelope addressed to the Clerk of Court for Oconee County, which is where you will send it upon completion. Please complete this task as soon as possible.

With highest regards, I remain  
Very truly yours,

  
Donald L. Smith  
DLS/ds  
Enclosures

Kirkland Correctional Institution  
CRAIG, FREDRICKO (00270264)  
4344 Broad River Road  
Columbia SC 29210

The Honorable Melissa L. E  
Oconee County Clerk of Cc  
Tenth Judicial Circuit  
205 W Main St.  
Walhalla, SC 29691

FORM 5

STATE OF SOUTH CAROLINA )  
County of Oconee )

IN THE COURT OF COMMON PLEAS

Fredricko CRAIG 00270264  
Full name and prison number (if any) of Applicant )

v. )

State of South Carolina )

APPLICATION FOR  
POST-CONVICTION RELIEF

**INSTRUCTIONS - READ CAREFULLY**

In order for this application to receive consideration by the Court, it shall be in writing (legibly handwritten or typewritten), signed by the applicant and verified (notarized), and it shall set forth in concise form the answers to each applicable question. If necessary, applicant may furnish his answer to a particular question on the reverse side of the page or on an additional page. Applicant shall make clear to which question any such continued answer refers.

Since every application must be sworn under oath, any false statement of a material fact therein may serve as the basis of prosecution and conviction for perjury. Applicants should, therefore, exercise care to assure that all answers are true and correct.

If the application is taken in forma pauperis, it shall include an affidavit (attached at the back of the form) setting forth information which establishes that applicant will be unable to pay the fees and costs of the proceedings. When the application is completed, the original shall be mailed to the Clerk of Court for the County in which the applicant was convicted.

1. Place of detention \_\_\_\_\_  
\_\_\_\_\_
2. Name and location of Court which imposed sentence \_\_\_\_\_  
\_\_\_\_\_
3. Name(s) of co-defendant(s) (if any) \_\_\_\_\_  
\_\_\_\_\_
4. The indictment number or numbers (if known) upon which and the offenses for which sentence was imposed:
  - (a) \_\_\_\_\_
  - (b) \_\_\_\_\_

- (c) \_\_\_\_\_
5. The date upon which sentence was imposed and the terms of the sentence:
- (a) \_\_\_\_\_
- (b) \_\_\_\_\_
- (c) \_\_\_\_\_
6. Check whether a finding of guilty was made:
- (a) after a plea of guilty \_\_\_\_\_
- (b) after a plea of not guilty \_\_\_\_\_
- (c) after a plea of nolo contendere \_\_\_\_\_
7. Did you appeal from the judgment of conviction or the imposition of sentence?
- \_\_\_\_\_
8. If you answered "yes" to (7), list:
- (a) the name of each Court to which you appealed:
- i. \_\_\_\_\_
- ii. \_\_\_\_\_
- iii. \_\_\_\_\_
- (b) the result in each such Court to which you appealed:
- i. \_\_\_\_\_
- ii. \_\_\_\_\_
- iii. \_\_\_\_\_
- (c) the date of each such result:
- i. \_\_\_\_\_
- ii. \_\_\_\_\_
- iii. \_\_\_\_\_
- (d) if known, citations of any written opinion or orders entered pursuant to such results:
- i. \_\_\_\_\_
- ii. \_\_\_\_\_
- iii. \_\_\_\_\_
9. If you answered "no" to (7), state your reasons for not so appealing:
- (a) \_\_\_\_\_
- (b) \_\_\_\_\_

- (c) \_\_\_\_\_
10. State concisely the grounds on which you base your allegation that you are being held in custody unlawfully:
- (a) \_\_\_\_\_
- (b) \_\_\_\_\_
- (c) \_\_\_\_\_
11. State concisely and in the same order the facts which support each of the grounds set out in (10):
- (a) \_\_\_\_\_
- (b) \_\_\_\_\_
- (c) \_\_\_\_\_
12. Prior to this application have you filed with respect to this conviction:
- (a) any petition in a State Court under South Carolina Law? \_\_\_\_\_
- (b) any petition in State or Federal Courts for habeas corpus or post-convictions relief? \_\_\_\_\_
- (c) any petition in the United States Supreme Court for certiorari other than petitions, if any, already specified in (8)? \_\_\_\_\_
- (d) any other petitions, motions or applications in this or any other Court? \_\_\_\_\_
13. If you answered "yes" to any part of (12), list with respect to each petition, motion or application:
- (a) the specific nature thereof:
- i. \_\_\_\_\_
- ii. \_\_\_\_\_
- iii. \_\_\_\_\_
- iv. \_\_\_\_\_
- (b) the name and location of the Court in which each was filed:
- i. \_\_\_\_\_
- ii. \_\_\_\_\_
- iii. \_\_\_\_\_
- iv. \_\_\_\_\_

(c) the disposition thereof:

- i. \_\_\_\_\_
- ii. \_\_\_\_\_
- iii. \_\_\_\_\_
- iv. \_\_\_\_\_

(d) the date of each such disposition:

- i. \_\_\_\_\_
- ii. \_\_\_\_\_
- iii. \_\_\_\_\_
- iv. \_\_\_\_\_

(e) if known, citations of any written opinions or orders entered pursuant to each such disposition:

- i. \_\_\_\_\_
- ii. \_\_\_\_\_
- iii. \_\_\_\_\_
- iv. \_\_\_\_\_

14. Has any ground set forth in (10) been previously presented to this or any other Court, State or Federal, in any petition, motion or application which you have filed?

\_\_\_\_\_

\_\_\_\_\_

15. If you answered "yes" to (14) identify:

(a) which grounds have been presented:

- i. \_\_\_\_\_
- ii. \_\_\_\_\_
- iii. \_\_\_\_\_

(b) the proceedings in which each ground was raised:

- i. \_\_\_\_\_
- ii. \_\_\_\_\_
- iii. \_\_\_\_\_

16. If any ground set forth in (10) has not previously been presented to any Court, State or Federal, set forth the ground and state concisely the reasons why such ground has not previously been presented:

- (a) \_\_\_\_\_
- (b) \_\_\_\_\_
- (c) \_\_\_\_\_

17. Were you represented by an attorney at any time during the course of:

- (a) your arraignment and plea? \_\_\_\_\_
- (b) your trial, if any? \_\_\_\_\_
- (c) your sentencing? \_\_\_\_\_
- (d) your appeal, if any, from the judgment of conviction or the imposition of sentence? \_\_\_\_\_
- (e) preparation, presentation or consideration of any petitions, motions or applications with respect to this conviction, which you filed?  
\_\_\_\_\_

18. If you answered "yes" to one or more parts of (17), list:

- (a) the name and address of each attorney who represented you:
    - i. \_\_\_\_\_
    - \_\_\_\_\_
  - ii. \_\_\_\_\_
  - \_\_\_\_\_
  - iii. \_\_\_\_\_
  - \_\_\_\_\_
- (b) the proceedings at which each such attorney represented you:
    - i. \_\_\_\_\_
    - \_\_\_\_\_
  - ii. \_\_\_\_\_
  - \_\_\_\_\_
  - iii. \_\_\_\_\_
  - \_\_\_\_\_



**APPLICATION TO PROCEED WITHOUT PAYMENT  
OF COSTS AND AFFIDAVIT  
IN SUPPORT THEREOF**

I, \_\_\_\_\_, hereby apply for leave to proceed in this action without prepayment of fees or costs or security therefor. In support of my application I declare under penalty of perjury that the following facts are true:

- (1) I am the applicant in this action and I believe I am entitled to redress.
- (2) Because of my poverty I am unable to pay the costs of said proceeding or give security thereof.

\_\_\_\_\_  
*Applicant*

SWORN or affirmed to and subscribed before me this  
\_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
*Notary Public*

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



## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

CATHERINE S. HARRISON  
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
1220 SENATE STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1890  
FAX: (803) 734-1839  
[www.sccourts.org](http://www.sccourts.org)

April 27, 2026

Mr. Donald Loren Smith, Esquire  
2722 W. Whitner St.  
Anderson SC 29626

Re: The State v. Fredricko Craig  
Appellate Case No. 2026-000994

Dear Counsel:

This Court has received your notice of appeal. Since this is an appeal from a guilty plea, nolo contendere plea, or plea pursuant to *Alford*, Rule 203(d)(1)(B)(iv) of the South Carolina Appellate Court Rules requires you to provide "a written explanation showing that there is an issue which can be reviewed on appeal. This explanation should identify the issue(s) to be raised on appeal and the factual basis for the issue(s) including how the issue(s) was raised below and the ruling of the lower court on that issue(s). If an issue was not raised to and ruled on by the lower court, the explanation shall include argument and citation to legal authority showing how this issue can be reviewed on appeal." **Failure to make a sufficient showing may result in dismissal of this appeal.**

The explanation should be served and filed within ten (10) days of the date of this letter, or this appeal will be dismissed.

**Please be advised the time limits for ordering the transcript are held in abeyance.**

Very truly yours,

*Catherine Jammin, deputy*  
CLERK

cc: Wanda H. Carter, Esquire  
Thomas Cory Jones, Esquire  
Alan McCrory Wilson, Esquire  
Mark Reynolds Farthing, Esquire

RECEIVED

May 12 2026

SC Court of Appeals

ATTORNEY OFFICE OF DONALD SMITH

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[attorneydonaldsmith@gmail.com](mailto:attorneydonaldsmith@gmail.com)

Donald L. Smith, Esquire

Telephone: (864) 642-9284  
Facsimile: (864) 642-9285

May 11, 2026

The South Carolina Court of Appeals  
Attn.: Catherine S. Harrison  
Chief Deputy Clerk  
P O Box 11629  
Columbia SC 29211

**RE: The State of South Carolina v. Fredricko Craig  
Appellate Case No. 2026-000994**

Ms. Harrison:

I am responding to your letter of April 27, 2026, wherein you reminded me of the duties required when appealing a guilty plea. According to Rule 203(d)(1)(B)(iv), I am required to provide a "written explanation showing that there is an issue which be reviewed on appeal." Following a thorough review of the facts related to the plea and the lack of memorialized findings by the Court, I don't believe that the issues, if any exist, can be reviewed by this Court. Therefore, I am respectfully withdrawing the appeal. I have instructed Mr. Craig that he needs to pursue Post Conviction Relief if he seeks relief from the plea.

With highest regards, I remain  
Very truly yours,

**S/Donald L. Smith**  
Donald L. Smith  
DLS/ds

cc: Honorable Vernon F. Dunbar, Circuit Court Judge, Tenth Judicial Circuit  
Ms. Wanda H. Carter, Esquire, Chief Appellate Defender, SCCID  
Mr. Alan McCrory Wilson, Esquire, South Carolina Attorney General  
The Honorable Melissa C. Burton, Clerk of Court for Oconee County  
Mr. T. Cory Jones, Esquire, Assistant Solicitor for the Tenth Judicial Circuit  
Ms. Mona L. Manley, Court Reporter

**RECEIVED**

**May 12 2026**

**SC Court of Appeals**

**FORM 7  
PROOF OF SERVICE**

THE STATE OF SOUTH CAROLINA  
In The Supreme Court

APPEAL FROM OCONEE COUNTY  
Court of General Sessions

Vernon F. Dunbar, Judge

Appellate Case No. 2026-000994

State of South Carolina,

Respondent,

v.

Fredricko Craig,

Appellant.

**PROOF OF SERVICE**

I certify that I have served a letter withdrawing Appellant's Appeal due to the inability to make a sufficient showing that any issue(s) that may exist could be reviewed on appeal, upon The Honorable Jenny Abbott Kitchings, Clerk of Court South Carolina Court of Appeals. A copy of the above-mentioned materials were also served upon the Honorable Vernon F. Dunbar, Circuit Court Judge for the Tenth Judicial Circuit, The Honorable Melissa C. Burton, Oconee County Clerk of Court; T. Cory Jones, Assistant Solicitor for Tenth Judicial Circuit; Ms. Wanda H. Carter, Esquire, Chief Appellate Defender, South Carolina Commission on Indigent Defense, South Carolina Attorney General Alan McCrory Wilson, and Mona L. Manley, Court Reporter for the Tenth Judicial Circuit, by electronic mail at the addresses found below on May 11, 2026.

[ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)

[vdunbarj@sccourts.org](mailto:vdunbarj@sccourts.org)

[wcarter@sccid.sc.gov](mailto:wcarter@sccid.sc.gov)

[awilson@scag.gov](mailto:awilson@scag.gov)

[lbarton@sccourts.org](mailto:lbarton@sccourts.org)

[cory.jones@solicitor10.org](mailto:cory.jones@solicitor10.org)

[mmanley@sccourts.org](mailto:mmanley@sccourts.org)

*(Signature Page to Follow)*

*s/Donald L. Smith*

Donald L. Smith (SC Bar #: 6699)

Attorney for Appellant

2722 West Whitner Street

Anderson SC 29626

Telephone: (864) 642-9284

Facsimile: (864) 642-9285

[attorneydonaldsmith@gmail.com](mailto:attorneydonaldsmith@gmail.com)



## The South Carolina Court of Appeals

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May 12, 2026

Mr. Donald Loren Smith, Esquire  
2722 W. Whitner St.  
Anderson SC 29626

Re: The State v. Fredricko Craig  
Appellate Case No. 2026-000994

Dear Counsel:

This Court has received your explanation for appealing.

Please forward your explanation to your client, along with a statement that your client has twenty (20) days from the date of your transmittal letter to inform this Court in writing of any arguable basis that there are issues preserved for appeal. Please provide your client with the Court's address:

South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

Please send your letter to your client within ten (10) days, with a copy to this Court, or this appeal will be dismissed.

Very truly yours,

*Jasmine D. Smith, Deputy*  
CLERK

cc: Wanda H. Carter, Esquire  
Thomas Cory Jones, Esquire  
Alan McCrory Wilson, Esquire  
Mark Reynolds Farthing, Esquire