

State of South Carolina, Respondent

v.

Phillip D. Newberry, Appellate

Case NO.: 2026-000715

Indictment NO.: 2024-GS-12-00560  
2024-GS-12-00561

I received a letter on 5-14-2026 Dated for 5-8-2026, Granting an Extension to file a corrected Proof of Service. As thankful as I am for the Courts decision, I fear that June 4<sup>th</sup> will simply not be enough time. Although time is a resource I currently have, the Prison system is less than tenacious about accomodating me to handle legal matters.

I sent 2 Envelopes one 4-28-2026, and one on 5-9-2026 with a total of 3 pages. I hope they all were received, and received well. I was hoping that my Citing of Erickson v. Pardus would cure any deficiencies (I have seen other Peoples documents) but if you insist, I will re-send a certificate of Service ASAP.

In one of my previous letters, I quoted the Kirkland "Policy." This is an actual stamp in red ink. Im not sure how you even get a stamp that says that, but I digress. I am in the process of attempting to do something about said absurd Policy, however the cops arent very nice. I think they're on to me, and they know I have intentions that involve them having to do their actual jobs, so I have been met with fierce resistance, as they are very protective over their forms. ☹️ That being said, I beseech the Court for understanding!

I noticed that in your 5-8-2026 letter, you only included one indictment number. I am appealing the conviction for both, and quite frankly I found the Joinder to be very prejudicial. So that, combined with the Forgery/Fraud was the basis for my request for another trial. To sever the cases would be better. And moreover legal doctrine was disregarded by both Judge Dunbar and Judge Newman. Fruit of the Poisonous Tree is required to be suppressed upon request. so This is Judicial Misconduct from the Criminal side, However its ILED from the Civil side. But I am appealing BOTH convictions. So All that Evidence is good for Civil Court, bad for Criminal.

Either way, I am requesting Another Extension until I can get law library access! I have everything I need but the rules, and the format required. I am grieving the Policy so Pray for me LOL. The Entire State Doesnt Know How the 10<sup>th</sup> Amendment works!! So if I get access here, Ill get it done sooner, if they make me wait until I get to a yard Ill get it done then. Trust me I'm going to do it ASAP. Please Bear with me.

Really, the government has me in a cell under lock & key, your Court could very easily order the Prison to allow me to draft that document which would be appreciated. I had to have Judge Hood order them to give me a pen to draft it, so --- There is a common theme of obstruction. Please give me more time. I have already drafted the grievance! "The wheels of Justice turn slowly" (They still Run on steam here! Lol) Policy is being challenged! Hopefully Foward Progress is made "Sally Forth" as the old saying Goes!

Attached is an attempt to cure the deficiency without resources. A "stab in the dark" if you will.

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MAY 22 2026

SC Court of Appeals

I am,

Phillip Newberry

5-12-2026

The State of South Carolina, Respondent

Phillip D. Newberry,

Appellant

Appellate Case NO.: 2026-000715

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MAY 22 2026

SC Court of Appeals

The Honorable Clifton Newman  
Chester County

Trial Court Case NO.: 2024GS1200560  
2024GS1200561

### Proof of Service

"A document drafted Pro Se is to be liberally construed and is held to a less stringent standard than those drafted by attorneys."  
Erickson v. Pardus, 551 U.S. 89 (2007)

### Proof of Service

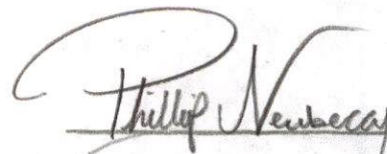
Pursuant to Rule 203 SCACR, A notice of appeal was filed on 3-16-2026 by placing into the mail from a secure facility the appropriate documents Pre-Paid Postage to the following recipients whos names and Addresses are:

- Trial Court Clerk of Court Betty Jo Lawson, Post office Drawer 580, Chester S.C. 29706.
- South Carolina office of the Attorney General, Jason Bridges, PO Box 11549, Columbia S.C. 29211
- Appellate Clerk of Court Jenny Abbott Kitchings, PO Box 11629, Columbia S.C. 29211

As the rule for constitutional Challenges Applies An additional copy was mailed to the following:

- South Carolina Supreme Court Clerk of Court Patricia A. Howard  
1231 Gervais St. Columbia S.C. 29201.

5-12-2026



SCDC # 400374

Phillip D. Newberry, SCDC # 400374  
Kirkland Reception & Evaluation Prison - F3A-107  
4344 Broad River rd.  
Columbia S.C. 29210

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Columbia S.C. 29211

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