

January 30 2014

The Honorable Daniel Shearouse
The Supreme Court of South Carolina
P.O. Box 11330
Columbia, S.C. 29211

Re: Colin Broughton # 337151 v. State of South Carolina
Case #: 2010-CP-08-3238

Dear Mr. Shearouse:

Enclosed please find Appellant's Notice of Appeal, order being appealed, and proof of service.

Also enclosed is an extra copy of the above to be clock stamped-filed and returned in the self addressed prepaid envelope.

Thanking you in advance

s/ Colin Broughton
Colin Broughton

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FEB 03 2014

S.C. SUPREME COURT

original

Notice of Appeal From A PCR Hearing

The State of South Carolina Supreme Court

Appeal from Berkeley County Court
of General Sessions

9th Circuit Court Judge Stephanie P. McDonald

Case no. 2010-CP-08-3238

The State of South Carolina, Respondent

v.

Colin J. Broughton, Appellant

Colin J. Broughton appeals his conviction and sentence in this case. The sentence was imposed by the Honorable J.C. Nicholson on September 29, 2009. This appeal is taken from the order of Hon. Stephanie P. McDonald dated 11-19-13, which denied appellant PCR action. Appellant received written notice of entry of this order on Jan. 15, 2014.

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FEB 03 2014

S.C. SUPREME COURT

s/ Colin Broughton

Colin Broughton

original

Proof of Service of a Notice of Appeal

The State of South Carolina

Supreme Court

Appeal from Berkeley County Court of Common Pleas

9th Circuit Judge Stephanie P. McDonald

C/A 2010-CP-08-3238

The State of South Carolina, Respondent

v.

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Colin Broughton, Appellant

JAN 30 2014

P.C.I. MAILROOM

Proof of Service

I certify that I have served the notice of appeal on the attorney general and S.C. supreme court by depositing a copy of them in the U.S. mail, postage pre-paid on _____ addressed as:

Hon. Daniel E. Shearouse

The Supreme Court of S.C.

S.C. Attorney General's office

P.O. Box 11330

P.O. Box 11549

Columbia S.C. 29211

Columbia, SC 29211

I, Colin Broughton, certify and verify under the penalty of perjury that the foregoing is true and correct, 28 U.S.C. § 1746.

Sworn before me

This 30 Day of January 2014

S/ Colin Broughton

Tamara Council

Colin Broughton

Notary Public

My Commission expires

My Commission Expires
September 25, 2023

STATE OF SOUTH CAROLINA

County of Charleston Berkeley

Colin J. Broughton
Applicant / Petitioner

vs.

State of South Carolina,
Respondent.

COURT OF COMMON PLEAS

Case # 2010 -CP- 08 - 3238

ORDER

FILED
2013 NOV 23 AM 10:46
MARY P. BROWN
CLERK OF COURT
BERKELEY COUNTY, SC

This post-conviction relief case came before the court for a hearing. Having now heard this matter, the court orders as indicated herein.

1. The application for post-conviction relief is hereby: denied granted under advisement; a formal order will be filed (see below - No.6)

2. Motion(s) was/were heard in this case and the court orders:
denied The motion to dismiss and/or for summary judgment is hereby denied granted under advisement based upon the statute of limitations and/or the successive nature of the application or other reason as follows:

3. A conditional order of dismissal was previously filed in this case. Upon review of the matter, the court finds:
denied Good cause as to why the case should not be dismissed has been shown in response to the order of dismissal; therefore, a hearing on the merits of the application shall be scheduled.
denied The court has considered the response to the conditional order of dismissal and finds that good cause has not been shown or no response has been filed to the conditional order of dismissal; therefore, the application is hereby dismissed.

4. The application was freely, voluntarily and intelligently withdrawn as indicated on the record; therefore, this case is dismissed with prejudice without prejudice.

5. Other: _____

6. The court further orders:
denied The Attorney General Applicant's counsel is directed to submit to the court a proposed order and to serve the order on opposing counsel within days.
denied Both sides are directed to submit proposed orders to the court and to serve the orders on each other within days.
denied The court does not request proposed orders.

IT IS SO ORDERED.

Date: 11 / 19 / 13
Charleston, S.C.

Court Reporter Sharon Uizer
Attorney for Applicant Jessie Glenn
Attorney for Respondent Ashleigh Wilson

[Signature]
Presiding Judge

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FEB 03 2014

12/3/13
email
JG
AKW

S.C. SUPREME COURT

Rev. 08/12/02

[Signature]

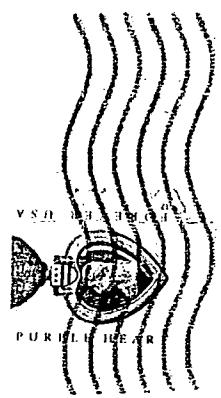
Notice of Appeal

GLF Glenn Law Firm, LLC
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Camden, SC 29020
www.glennlawfirm.net

Boyer

MR. COLIN JAMES BROUGHTON
INMATE NUMBER: 337151
Perry Correctional Institution
430 Oaklawn Road
Pelzer, SC 29669

COLUMBIA SC 290
13 JAN 2014 PM 1 L



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JAN 15 2014

P.C.I. MAILROOM

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Colin Broughton # 337151
Perry C.I. OIB-205
430 Oaklawn Rd.
Pelzer, SC 29569

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JAN 30 2014

P.C.I. MAILROOM

Hon. Daniel Shearouse
The Supreme Court of South Carolina
P.O. Box 11330
Columbia, S.C. 29211

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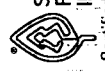
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