

Pg. 1 of 7

4-7-14
DATE

C/O: Clerk Ct. Ms. JEANNETTE BARBER,
P.O. Bx. 11629
COL, S.C. 29211

RECEIVED

APR 11 2014

SC Court of Appeals

From: BEN NABORS #233844
P.O. I., Q-3-106-B-side
430, OAKLAWN RD.
PEIZER, S.C. 29669

RECEIVED

APR 15 2014

S.C. Supreme Court

RE: Appeal case # 2013-00-1797
LWICT. case # 2011-CP-30-308
ENCLOSED COMPLAINT(S), and
REQUEST FOR COURTS INJUNCTION,
COMPPELLING THE SCCID TO
ACT ACCORDINGLY IN REGARDS
TO PROVIDING ME WITH FAIR,
ADEQUATE, and IMPARTIAL EFFECTIVE
ASSISTANCE OF APPELLATE COUNSEL.

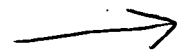
Dear clerk of court;
I am having some very →

Pg. 2 of 7

4-7-14
DATE

very, serious conflicts, with
the office of the SCCID, in
it's representation of the above
noted appellate case, which is
case # 2013-00-1797, and low
court case # 2011-CP-30-308.

As you will gather, by previewing
the enclosed attachment(s), I
have filed a complaint, with
a formal request, to the office
of disciplinary counsel, seeking
some of my concerns to be
addressed by that office,
dealing with my complaint(s)
/ allegations, against the
SCCID, it's director,



pg. 3 of 7

4-7-14
DATE

MR. ROBERT M. DUDER, ESQ.

CASE #, 13-DE-L-1540,

this case being within the
Supreme Court of South Carolina,

the office of disciplinary counsel,
and having been initiated by
myself, the above named

appellate... I am at this
time, 4-7-14, formally requesting

that the SCCFD contract-out
my representation regarding

this case, case #: 2013-00-1797

so that justice is served.

I am actually innocent of
these convictions/sentences, →

Pg. 4 of 7

4-7-14

DATE

and because of the office
of the SCID failure(s) to
provide me, the above named
appellant, with effective and
meaningful appellate representation
in regards to this case, by (NOT)
conducting an adequate and
full investigation, into all of
my meritorious appellate claims,
by (NOT) securing court records(s),
transcript(s) etc. which (were)
before the P.C.R. court on or
about 3-13-13, case # 2011-CP-30-308,
and by NOT securing sworn
affidavits from several

Pg. 5 of 7

4-7-14
DATE

— PERTINENT EXPERT WITNESSES
who would have given
expert testimony at my
trial/plea that I was
a sufferer of severe mental
illness and probable brain
damage, under the State
v. Hartfield, that such
brain damage was caused by
decades of alcohol/drug abuse,
etc. which manifested itself
in a mental illness, etc.

" please see PCR case transcript
for 6-5-12, case no: 2011-CP-30-308
pages 4, lines 18-25, page 5, lines
1-8, pages 6-12, as well as →

PJ 6 of 7

4-7-14
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THE P.C.R. TRANSCRIPT CASE
NO: 2011-CP-30-308, FOR 3-13-13
PAGE 86, LINES 21-25, PAGE
87, LINES 1-2.

IN SHORT, I AM BEING
RAILROADED BY THE STATE OF
S.C. AND ITS ACTORS WHO ARE
CURRENTLY AND UP TO NOW, HAVE
BEEN INVOLVED IN THE PROSECUTION,
THE APPEAL, THE P.C.R. AND NOW
AGAIN, THE APPEAL OF THIS CASE,
CASE NO: 2013-00-1797.

I REQUEST THIS COURTS
HELP REGARDING THESE SERIOUS
ISSUES, SOME OF WHICH I DO →

Pg. 7 of 7

4-7-14
DATE

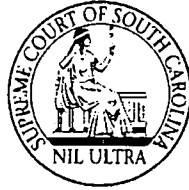
believe boarder on "obstruction
of Justice" and state prosecutorial
misconduct infractions, as
well as inadequate appellate
counsel representation...

Please clock stamp/file,
and return a true copy
of this formal motion for
injuction back to the
above named appellant.

Respectfully,

4-7-14
DATE 

BEN NABORS #233844
430 oaklawn Rd.
Pittet, SC 29669



The Supreme Court of South Carolina
OFFICE OF DISCIPLINARY COUNSEL

Lesley M. Coggiola
Disciplinary Counsel

William C. Campbell
Assistant Disciplinary Counsel

March 6, 2014

I believe this creates a very serious conflict with the office lawyers of the SCCID and myself. I want outside counsel appointed.

PERSONAL AND CONFIDENTIAL

Benjamin Ray Nabors #233844
Broad River Correctional Institution
4460 Broad River Road
Columbia, SC 29210

RE: Lawyer: Robert Michael Dudek, Esquire
Matter Number: 13-DE-L-1540

Dear Mr. Nabors:

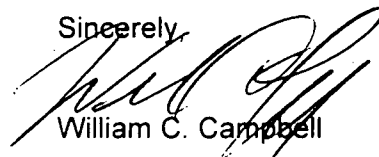
We have received your complaint against Robert Michael Dudek, Esquire. We cannot give you an extension of time to produce additional information. ~~We will conduct an investigation into the matters you have reported concerning your appeals.~~ You will not necessarily be contacted prior to a decision regarding your complaint; therefore, you should submit any additional information or documentation to support your allegations at this time.

The authority of this office and the jurisdiction of the Commission on Lawyer Conduct are limited to issues of whether a lawyer is subject to discipline pursuant to the Rules for Lawyer Disciplinary Enforcement, Rule 413, SCACR. Where misconduct is found, sanctions may be imposed ranging from a confidential letter of caution or admonition, public reprimand, suspension, or disbarment. If our investigation does not reveal evidence of lawyer misconduct, your complaint will be dismissed.

We take this opportunity to advise you of the limited role of this office and the Commission so that you will be aware that we cannot provide you with assistance or advice. You should promptly seek assistance or advice that you might need from legal counsel or other sources. If you do not have an attorney and believe that you need one, you should contact the South Carolina Bar Lawyer Referral Service at 1(800) 868-2284.

You will be notified of the final disposition of your complaint. It is often many months after receipt of a complaint before a final decision is made. Feel free to contact me if you have any questions or concerns.

Sincerely,



William C. Campbell

WCC/clg



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense
1330 Lady Street, Suite 401
Columbia, South Carolina 29201-3332
Post Office Box 11589
Columbia, South Carolina 29211-1589
Telephone: (803) 734-1330
Facsimile: (803) 734-1397

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

January 6, 2014

Mr. Benjamin R. Nabors, #233844
Perry Correctional Institution
Q-1-117-A
430 Oaklawn Road
Pelzer, SC 29669

Re: your recent letters

Dear Mr. Nabors,

I received your letters dated December 12, 2013 and December 27, 2013. We have already requested the June 5, 2012 and March 13, 2013 hearing transcripts from the court reporter. We have also received the November 14, 2012 and October 18, 2010 transcripts from the Attorney General's Office. I believe that accounts for all four transcripts you have inquired about.

As I stated in my previous letter to you, we will assign your case to an attorney and a telephone privilege notice will be sent to SCDC once we have received the outstanding transcripts. Your attorney will write to you to make you aware of this, and to explain the PCR appeal process. I cannot predict when we will receive the two remaining transcripts in your case since court reporters can request extensions as needed, but you will be notified when we do.

Sincerely,

Kimberly McCall
Administrative Coordinator

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APR 11 2014

SC Court of Appeals

see letter "attached"
dated 7-19-14
from SCCFD,
Ms. McCall, where
she (now) claims
the transcript for
10-18-10 was/has
not been received,
which is it?

/kam



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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

February 7, 2014

Mr. Benjamin R. Nabors, #233844
Perry Correctional Institution
430 Oaklawn Road
Pelzer, SC 29669

Re: your recent letter

Dear Mr. Nabors,

I received your letter dated January 31, 2014 requesting that we order the transcript from a September 1, 2010 hearing. I have consulted with our Chief Appellate Defender regarding your request. Since the September 1, 2010 hearing was not before the PCR court, is not relevant to your current PCR appeal. Even if you have a valid reason for wanting the transcript from that hearing, we cannot use it for your current PCR appeal, therefore we are not requesting the transcript of the September 1, 2010 hearing. As you know, all other transcripts have been requested in your case and we will notify you when your case is assigned to an attorney.

Sincerely,

Kimberly McCall
Administrative Coordinator

/kam

the ISSUES of
the 9-1-10-
hearing was raised
at the 3-13-13
PCR 2011-CP30-308
hearing- referenced
to BY MYSELF.
this transcript is
required.



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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

March 19, 2014

Mr. Benjamin R. Nabors, #233844
Perry Correctional Institution
430 Oaklawn Road
Pelzer, SC 29669

Re: your transcripts

Dear Mr. Nabors,

Enclosed are copies of your June 5, 2012, November 14, 2012, and March 13, 2013 transcripts. These are the only copies we can provide you with, so please do not misplace them. We have not received the October 18, 2010 transcript as of today's date.

Sincerely,

Kimberly McCall
Administrative Coordinator

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APR 11 2014

SC Court of Appeals

/kam

cc: Robert M. Dudek, Esquire

Enclosures

see (attached) letter
from SCCID, msimccall,
dated Jan-6-14,
where she state
the SCCID (does)
have transcript
for 10-18-10
(trial)

BEN NABORS #233844
P.O.F., Q-3-106-B-side
430, oak LWN. Rd.
Pelzer, S.C. 29669

S.C. Appeals Court
Clerk Ct. Jeannette Barber

Q3

mailed on:
4-7-14
[Signature]

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APR 11 2014
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Col. S.C. 29211
SC Court of Appeals

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APR 08 2014
P.C.I. MAILROOM