

EXHIBIT 1

State of South Carolina
County of Charleston

Theodore E. Cobbs,
Applicant.

vs.

State of South Carolina,
Respondent.

IN The Court of Common Pleas

Case No.: 2012-CP-10-0684

Affidavit of Applicant

MAY 10 PM 1:50
JULIE J. ARMSTRONG
CLERK OF COURT

FILED

I Theodore E. Cobbs ("Applicant") being first duly sworn, depose and say that everything stated herein is true and correct to the best of my knowledge and belief.

Applicant forwarded his Post-Conviction Relief Application to the Charleston County Clerk of Court on or about January 2012. By order dated filed February 27, 2012, Attorney Joshua P. Cantwell was appointed. Shortly thereafter some how a Attorney named Charles T. Brooks, III, was brought into the picture & Mr. Cantwell moved out the picture. On or about May 2012 Mr. Brooks informed me he would be assisting me with my PCR Application.

Attorney Brooks has been allegedly assigned to my PCRA since May 2012. I have been unable to call him to discuss my PCRA. He has not come to visit me once, not even once to discuss my PCRA.

I wrote Mr. Brooks a letter dated August 27, 2012 asking him what issues he planned on Amending to my PCR Application, he never responded or did he Amend my PCR Application. January 28, 2013 I wrote Mr. Brooks a second letter with a Proposed memorandum of Law in support of my PCRA. I did ask Mr. Brooks to subpoena certain people to my PCR. I also asked him to obtain a expert witness to assist with my allegations. I further asked him to ascertain certain medical records with the SCDC from 2008, stored at the Kirkland Correctional Institution.

MR. Brooks has not done anything to ensure I receive due Process of law. MR. Brooks is treating this PCR as if he has no obligations what so ever to help me. There are numerous records in Berkeley County family Court and Berkeley County Sheriff's office that he needs to get & review to adequately assist me.

my lawyer from North Charleston, MR. Edwardoe Curry (trial lawyer) has documents that need to be reviewed and have not been.

At this time I would like to ask the Court to remove MR. Charles T. Brooks, III, from my PCR Application and assign another lawyer in the interest of justice.

I so state under penalty of Perjury

Theodore Cobbs

Theodore E. Cobbs, # 330717

Sworn to and Subscribed before me
This 6th day of May, 2013
Notary Michael
Exp : November 7, 2016

sl Theodore Cobbs

Theodore E. Cobbs, # 330717
Perry Correctional Institution
Q-1-B-205
430 OAKLAWS Rd.
Pelzer, S.C. 29669

2012-CP-10-0084

I Theodore E. Cobb (Applicant) Certify that I have this day Served Affidavit of Applicant; upon the Charleston County Clerk of Court; by depositing one (1) original and one (1) copy of the same in the U.S. MAIL (by & through the Perry Correctional Institution Legal Mail system).

The following was served at the below addresses:

1) Julie J. Armstrong
Charleston County Clerk of Court
100 Broad Street, Suite 106
Charleston, S.C. 29401-2258

2) Alan Wilson and Ashleigh Wilson
South Carolina Attorney General's Office
Post Office Box 11549
Columbia, South Carolina 29211-1549

FILED
2013 MAY 10 PM 1:50
JULIE J. ARMSTRONG
CLERK OF COURT
BY _____

sl Theodore Cobb

Theodore E. Cobb, # 330717
Perry Correctional Institution
Q-1-B-205
430 OAK LAWN RD.
Pelzer, S.C. 29669

SWORN TO AND SUBSCRIBED before me
This 6th day of May 2013
Notary: Jessie M. Milledale
Exp: November 7, 2016

EXHIBIT 2

STATE OF SOUTH CAROLINA)	
)	COURT OF COMMON PLEAS
COUNTY OF CHARLESTON)	
 Theodore Cobbs,)	
)	
)	
v.)	Case No. 12-CP-10-0684
)	
State of South Carolina,)	
)	
Defendant)	

TRANSCRIPT OF HEARING

The within Hearing in the above-captioned matter was held on May 20, 2013, before The Honorable Deadra Jefferson, in Courtroom 3B of the Charleston County Courthouse, 100 Broad Street, Charleston, South Carolina; attended by counsel as follows:

APPEARANCES:

Ashleigh R. Wilson, Esq.
 Karen Rataigan, Esq.
 OFFICE OF ATTORNEY GENERAL
 Appearing for State

Charles Brooks, Esq.
 P O Box 3512
 Sumter, South Carolina 29150
 ...Appearing for Applicant

Deborah Garrison
Circuit Court Reporter – 9th Judicial Circuit
 P O Box 901
 Johns Island, South Carolina 29457
dgarrison@sccourts.org

1 THE COURT: Good morning. Does Mr.
2 Cobbs want to go forward with his application
3 or does he wish to withdraw it?

4 MR. BROOKS: He wishes to go forward,
5 Judge. He does have a Motion that he'd like
6 for me to bring to your attention.

7 THE COURT: Very well. How many
8 witnesses do you have?

9 MR. BROOKS: Basically it's Mr. Cobb.

10 THE COURT: Okay. How many witnesses
11 does the State have?

12 MS. WILSON: Two witnesses, Your Honor.

13 THE COURT: I would assume that that is
14 Mr. Grant and Mr. Curry?

15 MS. WILSON: Yes, Your Honor.

16 THE COURT: All right. Mr. Brooks,
17 what Motion does your client have?

18 MR. BROOKS: He basically wants to go in
19 front of another judge because you had some
20 small involvement with some bond hearings.

21 THE COURT: I have no recollection.

22 MR. BROOKS: I understand, Judge.

23 THE COURT: I honestly have no idea or
24 how long ago that would have been.

25 MR. BROOKS: I understand. It's been a

1 while, Judge, but I think, you know, ---

2 THE COURT: When was the case ---

3 MR. BROOKS: It was disposed of in 2008.
4 September of 2008.

5 THE COURT: 2008. So bond hearings
6 would have been in 2006? Six years ago?

7 MR. BROOKS: Yes, ma'am.

8 THE COURT: I can assure you that I
9 have no independent recollection of that.

10 MR. BROOKS: I understand, Judge. But
11 -- I understand that in light of the fact
12 that it's been a goodly amount of time.

13 THE COURT: I didn't sentence him, did
14 I?

15 MR. BROOKS: No, no.

16 THE COURT: Okay.

17 MR. BROOKS: This is his one bite at the
18 apple.

19 THE COURT: Um-humm.

20 MR. BROOKS: I think that he just wants
21 it a totally clean record, that there was no
22 involvement whatsoever.

23 THE COURT: That would be hard to do in
24 this -- under the circumstances of no travel,
25 there's a one-in-four chance that he's going

1 to get a judge that did a bond hearing.

2 MR. BROOKS: And, Judge, I think that in
3 the light most favorable to my client, that
4 it would be more fair towards him if ---

5 THE COURT: I am going to ---

6 MR. BROOKS: So that my client has a
7 fair bite at the apple, just to -- I just
8 think that it's ---

9 THE COURT: What is the State's
10 position?

11 MS. WILSON: Your Honor, the State
12 strongly objects to his request for a
13 continuance. This case was filed in January
14 of 2012. The State has its witnesses
15 present, we had to use State resources to get
16 Mr. Cobbs here, and so we're ready to
17 proceed.

18 THE COURT: Mr. Brooks, I understand
19 your client's Motion. There is really no
20 basis for it. There is no independent, uh,
21 or good faith presentation that this court
22 cannot be fair, equitable and impartial.
23 I have no independent knowledge of this case.
24 I can assure you that I have absolutely no
25 recollection of the facts and circumstances

1 other than what I reviewed in the official
2 documents that were presented as a part of
3 the application and a part of the return, as
4 well as the records that the State provided
5 to the court. In addition to that, there's
6 absolutely no case law to support how the
7 court, having had some cursory bond hearing,
8 would -- there is no indication that this
9 court has any extra judi--, -- as a matter of
10 fact, actually case law says that interaction
11 that the court has with a case that
12 contributes to or has knowledge of it is not
13 a basis to ---

14 MR. BROOKS: I understand, Judge.

15 THE COURT: I understand you're between
16 a rock and a hard place. I know that, as
17 well. We will note your Motion, and it is
18 denied. In addition to the substantial
19 resources that the State has expended in
20 procuring Mr. Cobbs' presence for the purpose
21 of this hearing, the court could not justify
22 a waste of those resources in what is an
23 unjustified request for continuance. The
24 request is denied.

25 Is the Applicant ready to proceed?

1 MR. BROOKS: Beg the Court's indulgence,
2 Your Honor, (sidebar with Applicant.)

3 APPLICANT: Your Honor, may I say
4 something, please?

5 THE COURT: Briefly, yes, sir.

6 APPLICANT: I just want you to have
7 this. Can I hand this to ---

8 THE COURT: Sir, I have already
9 entertained the Motion and denied it. So
10 there will be no further argument, pursuant
11 to the Rules. The court is not going to
12 reconsider its decision. I have denied the
13 Motion because there is no basis for it.

14 Now, Mr. Brooks has indicated to the
15 court that he is ready to go forward. I
16 suggest that if there is any additional
17 information you need to provide to him so
18 that he can be ready to question the
19 witnesses, that you do that now.

20 But I am not going to belabor something
21 that I have already ruled on. The Rules
22 provide that you have counsel, he has spoken
23 for you and that once the court has ruled
24 that there is to be no further argument on
25 the issue.

1 APPLICANT: Well, Your Honor, I have --
2 this is my first time of seeing this man.
3 It's been only, what? Ten minutes? And he's
4 all ready to go to trial? I don't know what
5 he's got prepared for my case.

6 THE COURT: What witnesses did you ask
7 him to subpoena?

8 APPLICANT: Medical expert for an
9 intact hymen and herpes disease.

10 THE COURT: Why would he -- this is
11 a post-conviction relief for ineffective
12 assistance of counsel. This is not a retrial
13 of your case.

14 APPLICANT: Well, Your Honor, ----

15 THE COURT: This appeal is to present
16 evidence that your counsel was ineffective.
17 That because of that, you were prejudiced.
18 In other words that the trial would have
19 turned out differently but for those errors
20 that he made.

21 APPLICANT: I ---

22 THE COURT: So this is not a retrial of
23 your case. This court is not acting in a
24 fact-finding capacity. I am only here to
25 determine, in a threshold manner pursuant to

ATTACHMENT A

August 27, 2012 letter from Petitioner to PCR Counsel

Theodore Cobbs, #330717
Perry C.I., Q1B-205
Pelzer, S.C. 29669

August 27, 2012

To: Mr. Charles T. Brooks, III. Esquire
P.O. Box 3512
Sumter, S.C. 29151

Re: Theodore Cobbs vs. The State of South Carolina
(Pending) Post-Conviction Relief – Charleston County

Dear Mr. Brooks:

I received your "form letter" dated May 17, 2012 notifying me that you had accepted appointment to represent me at Post-Conviction Relief (PCR). As I understand the letter you sent, you stated that you had begun reviewing the information already contained in my file. I infer that means my PCR Application and whatever may be contained in the Clerk's files for the Charleston County Courts.

Nevertheless, it has been several months since your initial correspondence "form letter" and I have been awaiting further, more specific, communication from you relative to my case for PCR. If you have reviewed my PCR Application you should have noted the wide-ranging grounds for relief presented therein. It is my hope that you will communicate with me in a timely manner, your thoughts, insights, and ideas for the preparation and presentment of those grounds at the PCR evidentiary hearing. As you are certainly aware, the burden of proof is on the Applicant at PCR and I do not wish to be caught "with my pants down" as we move toward a hearing date while maybe not being sufficiently prepared.

Therefore, please as matters arise, such as the Return from the Attorney General's Office is filed, please send me a copy. More importantly though, please communicate to me your thoughts, beliefs and ideas as they relate to the grounds and issues within my PCR Application. I continue to research those grounds and issues in the law library at the institution where I am housed and I can use an guidance from you to help in that research.

I sincerely look forward to your response and to an "open door" for dialog with you as we prepare for the evidentiary hearing.

Very respectfully submitted and requested,

Theodore Cobbs, #330717
Applicant

ATTACHMENT B

January 29, 2013 letter from Petitioner to PCR counsel

Theodore Cobbs, #330717
Perry Corr. Inst., Q1B-205
430 Oaklawn Road
Pelzer, S.C. 29669

To: Mr. Charles T. Brooks
Attorney At Law

Re: Case Number and Name: 2012-CP-10-0648 - Cobbs vs. The State

(1) Proposed Supplemental "Memorandum Of Law" In Support Of
Application For Post-Conviction Relief,

and

(2) Proposed Witness & Document/Records List

Date: January 28, 2013

Dear Mr. Brooks:

1. Enclosed is my proposed supplemental Memorandum Of Law in support of Ground (b) presented in my original Application for Post-Conviction Relief. Please if the document meets your approval and standards, file and serve this pleading in my behalf with the Court of Common Pleas in Charleston County and the Office of the Attorney General. If for any reason you should decide not to file and serve this document in my behalf please notify me prior to the actual post-conviction relief hearing.

On this matter, the State will probably subpoena the Appellate Defender that actually "perfected" and argued my direct appeal. However, they may not. And so, being prudent, since the burden of proof at PCR is my responsibility, it may be wise to subpoena an experience "direct appeal" attorney to testify to and explain the substance and merits of these Ground (b) issues.

2. As you know, the Ground (a), Ineffective Assistance of Trial Counsel claims I have presented are composed of allegations related to scientific and/or medical evidence that trial counsel was unprepared to introduce to the trial jury. The substantial nature of that evidence would have resulted in a more favorable trial outcome had counsel been adequately prepared to introduce those evidentiary matters.

Of course at PCR the burden of proof is mine to bare, and so, I must present an expert witness's to substantiate and support the allegations I've made on those particular Issues (1.(b) and 1.(d)).

Accordingly, I believe there is a need to acquire the testimonial services of an expert witness. That expert should be a Medical Doctor qualified to explain and testify to the spread of the various forms of the Herpes virus during unprotected sexual activities. That same expert should be qualified to testify to and explain the gynecological matter of an intact hymen in association with the act of repeated sexual penetration.

As an aid to this point, South Carolina provides for the costs and expenses for indigent defendant's to acquire expert witness services. See S.C. Code Ann. Section 17-27-60 (2003) and S.C. Code Ann. Section 17-3-50(B), (C) (2003).

3. Also being prudent, there are Medical Records made by the South Carolina Department of Corrections just after my trial in September of 2008, that should be subpoenaed to support the issue I argued with regard to the Herpes virus.

Please therefore, take whatever steps are necessary to acquire the expert witness testimony and document records discussed above. Should you have any questions or concerns please contact me as soon as possible. Further, should you have any professional dispute with the requested assistance I have listed herein, please contact me immediately so that we may resolve such disputed matters as may exist in a timely manner.

Very respectfully submitted this 29th day of January, 2013.

Theodore Cobbs, #330717
Applicant

ATTACHMENT C

May 6, 2013 letter from Petitioner to PCR counsel

Theodore Cobbs, #330717
Perry Corr. Inst. Q1B-205
430 Oaklawn Road
Pelzer, S.C. 29669

May 6, 2013

To: Mr. Charles T. Brooks
Attorney At Law

Re: Pending PCR Hearing Currently Scheduled For May 20, 2013.
Case No.: 2012-CP-10-0648 – Cobbs vs. The State

Mr. Brooks:

Please be advised that I have received the notification of my upcoming PCR hearing date and time, and I have also received your "questionnaire" concerning information pertaining to my trial attorney and my general thoughts relative to PCR.

I must now convey my strongest concerns relative to your intent and methodology toward representing my interest at PCR. It appears that you have chosen to ignore or disregard my correspondence to you dated January 28, 2013. In that correspondence I clearly explained my belief that expert witness(s) may be needed to support the issues I raised relative to the ground of "Ineffective Assistance of Trial Counsel." Moreover, I also clearly expressed my belief that we may need Medical Records subpoenaed from the SCDC to demonstrate scientific facts that should have been presented at trial. Further, I conveyed the extent of my ground for relief argued under the context of "Ineffective Assistance of Appellate Counsel".

You responded by letter dated February 7, 2013, stating that you needed to receive and review my trial transcripts (and Appellate Briefs ??) before deciding to seek the services of expert witness(s) and issuing subpoenas.

However, your next correspondence was the notification of a PCR hearing date and subsequent "questionnaire". This leaves me no other impression than to view and question your intent and method of representing my interest at PCR. As an explanation I submit the following:

- a) It appears that you have not done any preparation whatsoever toward the successful representation of my interest at PCR. I have no knowledge that you have investigated the need for services of expert witness, or for the need to subpoena records, etc.
- b) I have no knowledge of your strategy (if any) to present and argue the grounds I raised in my PCR and in the Supplement you filed.

It seems that you are intending to represent my interest at PCR with bare minimal interest and effort toward a successful outcome, whereas, I receive Post-Conviction Relief. I do not know whether or not the State will provide you some form of financial compensation for your representation services at PCR, but even if the State does not in some way compensate you, I believe your representation to date is far below ethical standards required of attorneys in South Carolina.

Therefore, I would ask that you seek a "continuance" for the PCR hearing and apply some meaningful time and effort toward preparing for the presentation of my cause at PCR. Otherwise, I would ask that you petition the Court to be relieved as my attorney for the purpose of PCR, whereas, I will ask the Court to substitute counsel as I join in your petition to be relieved.

Please respond to this correspondence with some immediate action and inform me of your intent/action as soon as is possible.

Sincerely,

Theodore Cobbs, #330717
PCR Applicant

copy: my PCR file

ATTACHMENT D

Correspondence from PCR counsel to Petitioner

THE BROOKS LAW OFFICES, LLC

CHARLES T. BROOKS, III,
Attorney

309 Broad Street
Sumter, South Carolina 29150
Post Office Box 3512, Sumter, SC 29151
Post Office Box 291226, Columbia, SC 29229
OFFICE: (803) 418-5708
FAX: (803) 934-9618 TOLL FREE: (877) 770-8792
Email: cbrooks@ctbrooks.com

IRMA R. BROOKS
Attorney

May 17, 2012

Theodore Cobbs, 330717
Perry Correctional Institution
430 Oaklawn Road
Pelzer, South Carolina, 29669

RE: Theodore Cobbs v State of South Carolina

Dear **Mr. Cobbs:**

Please be advised that I have been appointed/substituted as your legal Counsel in reference to your pending PCR case in Charleston County. I will do my very best for you but you need to understand the nature of a PCR action and the limited relief that PCR can provide.

I would like to take this opportunity to explain several things about PCR cases in general and I hope that they benefit your understanding of the PCR process and operating process of my office.

A Post Conviction Relief Application is your official statement to the Court that you feel that your TRIAL ATTORNEY failed in his duty to you during your CRIMINAL case. You are requesting a new CRIMINAL trial based on that allegation. Many times there is a belief that you can have your sentence reduced and that you can go home immediately. Please be advised that this does not occur in a PCR case.

If your PCR is successful and any Appeal filed by the State is not granted, then you will get a new criminal trial. Your criminal case will begin again. Please be aware that it could be as much as two to three years before you get your new trial as the State does usually appeal all PCR victories by incarcerated persons. Please keep these things in mind when working on or thinking about your pending case.

If you pled guilty at your General Sessions hearing, please be aware that your PCR case will be restricted to one main issue. This issue whether or not you had a clear understanding and state of mind/mental health when you entered that guilty plea. I will not be able to make a determination on this issue until I have received a copy of your guilty plea/sentencing transcripts. If after I receive the transcripts and it appears there may be an issue in the Court determining that you were making your guilty plea properly then I will attempt to visit you and discuss this issue at length.

If you went to trial during your General Sessions case and were found guilty by a Jury of your peers then after I have received all relative documentation on your file I will try to meet with you in person to discuss your case.

As YOUR attorney I will only discuss your case with you directly. I will not speak with members of your family or friends or significant others on your behalf. If you wish to discuss your case with other persons to whom you are related or share a relationship with then that is your choice. I strongly advise against discussing details of any case with anyone other than your legal counsel.

Please feel free to correspond with my office in writing about any concerns you may have regarding your case. Do not hesitate to send to me by mail any information that you think is relevant to your application and PCR case. If there are any arguments which you wish to have raised at the time of your hearing, please feel free to forward them to my office at the address shown above.

Many clients wish to contact my offices by telephone. It is advisable to contact my office and schedule a specific date and time in which to contact me for a phone appointment. Scheduling this will ensure that you are able to speak with me directly instead of a member of my staff. As an attorney my schedule can be quite hectic at times and having a scheduled phone conference with you will in a sense guarantee your ability to contact me.

Please note that my office phone system is NOT compatible with SCDC's phone system due to the features installed in my office telephone system. There have been a few cases where my clients were not able to contact me via telephone due to this problem. If you do not have access to phone my offices due to this problem then I encourage you to call my offices collect.

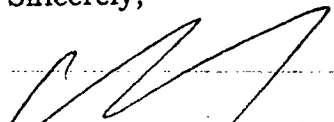
I have been practicing law for more than a decade and in recent years have dedicated a good portion of my practice to PCR cases. I have been successful on a few cases over these years in having PCR's granted.

I look forward to working on your case. I have begun reviewing the information already contained in your file.

If you have any questions, please do not hesitate to contact me.

With kind regards, I am,

Sincerely,



Charles T. Brooks, III
CTB, III/jlb

The Brooks Law Office, LLC

CHARLES T. BROOKS, III, ATTORNEY AT LAW
IRMA R. BROOKS, ATTORNEY AT LAW

309 BROAD STREET ~ SUMTER, SOUTH CAROLINA 29150
POST OFFICE BOX 3512 ~ SUMTER, SOUTH CAROLINA 29151
(803) 418-5708

FAX: (803) 934-9618 TOLL FREE: (877) 770-8792
Email: cbrooks@ctbrooks.com

February 7, 2013

Theodore Cobbs, 330717
Perry Correctional Institution
430 Oaklawn Road
Pelzer, South Carolina, 29669

RE: Theodore Cobbs v State of South Carolina

Dear **Mr. Cobbs:**

I am in receipt of your January 28, 2013 mailing which included communication and a Memorandum in Support of your PCR case pending in Charleston County.

Your letter indicated your desire for the uses of an expert specifically, a Medical Doctor. As I am not yet in possession of your transcripts I feel that it may be premature for such a request. I would like to receive and review your transcripts paying careful attention to the portions of the trial in which you feel your counsel failed and after such review I would feel more than comfortable presenting your request to the Courts for approval.

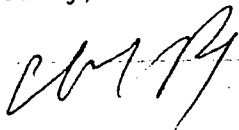
I will submit the prepared Memorandum you provided on January 28th and I will forward to you a copy of the same after it is returned to my offices by the Court.

I appreciate your attention to your pending case. If you have anything else you would like me to consider, please send it as soon as possible.

If you have any questions, please do not hesitate to contact me.

With kind regards, I am,

Sincerely,



Charles T. Brooks, III
CTB, III/jlm

The Brooks Law Offices, LLC

CHARLES T. BROOKS, III,
Attorney

309 Broad Street
Sumter, South Carolina 29150
Post Office Box 3512, Sumter, SC 29151
Post Office Box 291226, Columbia, SC 29229
OFFICE: (803) 418-5708
FAX: (803) 934-9618 TOLL FREE: (877) 770-8792
Email: cbrooks@ctbrooks.com

IRMA R. BROOKS
Attorney

April 23, 2013

Theodore Cobb, 330717
Perry Correctional Institution
430 Oaklawn Road
Pelzer, South Carolina, 29669

RE: PCR Hearing

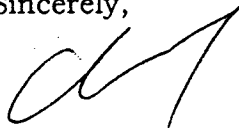
Dear Mr. Cobb:

Please be advised that your PCR hearing has been scheduled for May 20, 2013 at the Charleston County Courthouse, beginning at 9:30 AM.

If you have any questions please do not hesitate to contact me.

With kind regards, I am,

Sincerely,



Charles T. Brooks, III
CTB, III/jlb

The Brooks Law Offices, LLC

*questionnaire
that he sent me*

CHARLES T. BROOKS, III,
Attorney

309 Broad Street
Sumter, South Carolina 29150
Post Office Box 3512, Sumter, SC 29151
OFFICE: (803) 418-5708
FAX: (803) 934-9618 TOLL FREE: (877) 770-8792
Email: cbrooks@ctbrooks.com

IRMA R. BROOKS
Attorney

April 23, 2013

Theodore Cobb, 330717
Perry Correctional Institution.
430 Oaklawn Road
Pelzer, S. C. 29669

RE: Trial Letter about your PCR Application

Dear Mr. Cobb:

I am writing this letter to secure information from you concerning your case currently pending in Charleston Common Pleas. Please complete this information and return it to me at your earliest convenience.

How many time did you meet with your Attorney before trial? _____

Do you this was enough Time? _____ Yes _____ No. Please explain

Were you ever offered a plea instead of going to trial? _____ Yes _____ No.
If you were, why did you decide not to accept the plea?

Was your attorney court appointed or did you or your family retain (pay for) an Attorney? What is his/her contact information?

Please tell us what evidence the State used against you:

Should your attorney have had this evidence suppressed? ___Yes___No. If yes please explain why:

Did you have any complaints about the jury selection? ___Yes___No. If so, please explain:

Do you think that the indictment was defective and should have been quashed? ___Yes___No. If so, why?

If you had a paid attorney, how much did you pay for his/her services?

Do you think that the fee was reasonable? ___Yes___No. If not, why?

Please tell me whether you were in jail waiting for trial or whether you were out on bond. ___In Jail___On Bond. If out on bond, how much was the bond? ____. If you were in jail, please tell us whether your attorney requested a bond review hearing. ___Yes___No.

Please tell us any and all mistakes you feel your attorney made in the preparation of trial of your case:

(use the back of paper if necessary)

I look forward to receiving this information from you in the near future.

Sincerely,

A handwritten signature in black ink, appearing to read 'Charles T. Brooks, III'. The signature is stylized with a large, sweeping initial 'C' and a long, horizontal stroke extending to the right.

Charles T. Brooks, III
CTB, III/jlb

Copy

The Brooks Law Offices, LLC

CHARLES T. BROOKS, III,
Attorney

309 Broad Street
Sumter, South Carolina 29150
Post Office Box 3512, Sumter, SC 29151
Post Office Box 291226, Columbia, SC 29229
OFFICE: (803) 418-5708
FAX: (803) 934-9618 TOLL FREE: (877) 770-8792
Email: cbrooks@ctbrooks.com

IRMA R. BROOKS
Attorney

May 28, 2013

Theodore Cobbs, 330717
Perry Correctional Institution
430 Oaklawn Road
Pelzer, South Carolina, 29669

RE: Your Letter of May 24, 2013

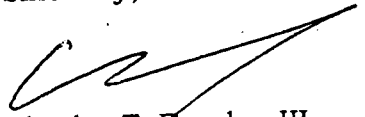
Dear Mr. Cobb:

Please be advised that we will review the written order once it is done to determine if a Motion for Reconsideration is valid.

Otherwise, we will protect your interest and file a Notice of Appeal. At that time your case will be forwarded to the Office of Appellate Defense.

With kind regards, I am,

Sincerely,



Charles T. Brooks, III
CTB, III/jlb

ATTACHMENT E

Correspondence from Petitioner
to the Clerk of the Charleston County Courts

Copy

Theodore Lobbs, # 330717
Perry Correctional Institution
Q-1-B-205
430 OAKLAWN Rd.
Pelzer, S.C. 29669

Julie J. ARMSTRONG
Clerk of Court
Charles County
100 BROAD STREET
Charleston, S.C. 29401-2258

MAY 1, 2013

Re: Lobbs v. State of South Carolina
CIA. No. 2012-CP-10-0648

Dear clerk:

February 27, 2012 Attorney Josehua P. Cantwell was assigned by order dated filed (Feb 27, 12) to represent me in my PCR Application. In May 2012 Attorney Charles T. Brooks was substituted as my PCR Counsel. Please forward me a copy of the signed "order" authorizing substitution of Counsel. See South Carolina Appellate Court Rules, Rule 608 (f)(3) & (h)(2).

Thanking you in advance.

S/ Theodore Lobbs
Theodore Lobbs

CC: Chief Justice TOA / (S.C. Sup. Ct.)

Copy

Theodore Cobbs, # 330717
Perry Correctional Institution
Q-1, B-205
430 OAKLAWN Rd.
Pelzer, S.C. 29669

MAY 23, 2013

Hon. Julie J. Armstrong
Clerk of Court
100 Broad Street
Charleston, S.C. 29401-2258

Re: Cobbs v. State of South Carolina
C/A.No.: 2012-CP-10-0648

Dear Hon. Armstrong:

Pursuant to our South Carolina Freedom of Information Act, I request you forward me a copy of the signed order authorizing substitution of counsel from Attorney Joshua P. Cantwell, who was my originally appointed PCR lawyer, by order dated & filed February 27, 2012 to Attorney Charles T. Brooks.

For purposes of clarity, I am asking for a "clock stamped and filed order for substitution of counsel, authorizing Attorney Charles T. Brooks to be substituted as my PCR lawyer in the above case".

As I am in prison and indigent, as request you please waive all possible fees or reduce as low as possible in order to keep within the spirit and letter of the F.O.I.A. Thanking you in advance.

M. E. L.

St Theodore Cobbs
P. 1 - 011 # 330717

Theodore E. Cobbs, #330717
Perry Correctional Inst
Q1-B-205
430 OAKLAWN Rd.
Pelzer, S.C. 29669

July 22, 2013

Hon. Julie J. Armstrong
Clerk of Court
100 Broad Street
Charleston, S.C. 29401-2258

Re: Theodore Cobbs v. State of South Carolina
Case No. 2012-CP-10-0684

Dear Hon. Armstrong:

On July 19, 2013 I received a order of Dismissal in my
PER Case, date July 15, 2013 - filed July 11, 2013. I also received with
it a Notice of Appeal, dated July 15, 2013.

I would like to bring it to your attention that I forwarded
A notice of motion and motion for reconsideration and rehearing to you
dated May 24, 2013 and filed May 30, 2013. There has never been
a ruling upon my motion. Please Respond accordingly.

Thanking you in advance.

Theodore E. Cobbs
Theodore E. Cobbs

CC: S.C. Sup. Ct.
If any notice of Rehearing and
if any notice of appeal have been filed on