

2014-000739

Alvin Samuels, II 351567  
MCI F-4 Rm-144  
386 Redemption Way  
McCormick, S.C. 29899

COPY SE-7 7.  
A. D. AUG 11,  
2014

July 7, 2014

Re: Letter to Appellate Counsel, Stamped, Copied Filed  
and Returned to Sender

Dear Mrs Shearouse

Enclosed is a letter I respectfully ask that you Stamp,  
Copy and File.

Upon Clock Stamping such document, I request you forward  
me a copy and also whom ever shall be my Appellate Counsel.

Respectfully Submitted,

**RECEIVED**

AUG 11 2014

Alvin S. Samuels II

Enclosure

S.C. SUPREME COURT

July 7 2014

Re: Alvin S. Samuels, II v. The State of South Carolina; Appeal: Initial Brief

**RECEIVED**

To Appointed Counsel:

AUG 11 2014

I respectfully submit this letter to you in regards to the **S.C. SUPREME COURT** case of Alvin S. Samuels, II v. State of South Carolina 2013-CP-40-01556, in which I am appealing the "ORDER OF DISMISSAL" by Judge James R. Barber. I am not currently aware of the Attorney being Appointed to me or if one has been appointed to me. Being pursuant to Austin v. State, 305 S.C. 453 (1991) an applicant has a right to an appellate counsel's assistance in seeking review of the denial of post-conviction relief. I submit this letter in regards to advising the counsel who will assist me in preparing and submitting a brief to the appellate courts, that I understand that pursuant to Ross v. Moffitt, 94 S.Ct 2434 the attorney need not advance every arguement, regardless of merit, urged by the Appellant.

So, with much understanding of the above listed law I respectfully ask that prior to you submitting or initiating a brief you contact me we can raise the meritable issues, so that you may provide me substantial equality and fair process, by you, counsel act in the role of an active advocate, Anders v. California, 87 S.Ct. 1396. I, at a minumim respectfully ask if you submit arguements in regards to the following:

- Order of Dismissal not adequately and specifically addressing appellants issues for a find of facts and conclusion of law.
- Abuse of Discretion by PCR Judge for failing to allow the Appellant to submit exhibits as evidence, denying appellant the opportunity to a Full and Fair Bite at the Apple, when he was stopped from testifing (Due Proeces)
- Issues of Failure to Invest.gate, Due Process: Breach of Plea Agreement, Involuntary Guilty Plea

I do understand that you do not have to raise every argument, on Appeal but I respectfully ask for you to raise issues in reference to these. If somehow refuse to argue relevant issues I respectfully ask that you remove yourself prior to starting or submitting a frivolous brief, and I be allowed to proceed with new counsel or "Pro Se" so that my appeal is substantial equality and a fair process.

I would like to thank-you in this matter.

Respectfully Submitted

~~Alvin S. Samuels, II~~  
Alvin S. Samuels, II 351567  
MCI F-4 Rm-144B  
386 Redemption Way  
McCormick, SC 29899

THE STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

Alvin S. Samuels, II 351567,  
Appellant,

v

The State of South Carolina,  
Respondent.

THE SUPREME COURT  
OF  
APPEALS

2013-CP-40-01556

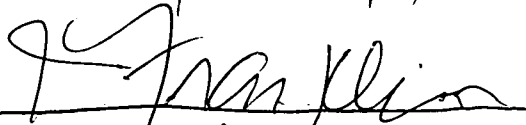
CERTIFICATE  
OF  
SERVICE

I, Alvin S. Samuels, II hereby certify that I mailed a letter to Kimberly McCall and Clerk of Court Daniel Shearouse to be forwarded to Appointed Appellant Counsel, regarding my Appeal Brief. By delivering such letter to the McCormick Correctional Mailroom Personnel on July 02, 2014 to be mailed to the below listed addresses using the U.S. Postage Prepaid Service:

Kimberly McCall  
Division of Appellate Defense  
P.O. Box 11589  
Columbia, SC. 29211-1589

Daniel Shearouse  
Clerk of Court  
P.O. Box 11330  
Columbia, SC. 29201-1330

Sworn and subscribed before me  
this 02 day of July, 2014



Notary Public of South Carolina  
My Commission Expires: 12-16-2019

Alvin S. Samuels II

Alvin S. Samuels, II 351567  
MCI F-4 Rm-144B  
386 Redemption Way  
McCormick, SC. 29899

RECEIVED

AUG 11 2014

S.C. SUPREME COURT

Alvin S. Samuels, II 351567  
MCI Lock up A33  
386 Redemption Way  
McCormick, S.C. 29899

August 5, 2014

Re: Case No: 2014-000739 Alvin S. Samuels, II v. The  
State of South Carolina

Dear Mrs. Shearone:

Enclosed is a letter I wrote to Mrs. McCall of the Division of Appellate Defense, I respectfully ask if you may clock-stamp and file this letter. So that it is preserved for the record.

Is there any way that you may correspond back to me to verify that this letter has been ~~not~~ received by the courts. I only ask this because this letter is very vital to my right to Due Process and the fact that, McCormick Correctional Institution ~~Mailroom~~ personnel are not send legal mail prepaid ~~post~~. A letter of all correspondence received that were sent by me will be fine. I would like to thank-you for your time and cooperation in this matter.

Enclosure

Your Truly

Alvin S. Samuels, II

Alvin S. Samuels, II 351567  
MCI Lock-up A-33  
386 Redemption Way  
McCormick, S.C. 29899

August 5, 2014

Re: Case No: 2014-000739 (Transcript)

Dear Mrs McCall or Appointed Counsel:

I am respectfully submitting this letter to you in regards to a letter I wrote you on July 3, 2014 in reference to me challenging the accuracy of the two transcripts in my Appeal, pursuant to South Carolina Rules of Courts Rule 603(I). All in which you have yet to respond.

Please understand that upon immediate receipt of these two transcripts I ask to be provided with copies prior to them being used for briefing purposes. So that I can review them for any inaccuracies and omissions and challenge them pursuant to Rule 603(I). Prior to the filing of any initial brief in relation to this appeal. So that I am assured Due Process under the Fifth and Fourteenth Amendment of the United States Constitution

Cc: Appointed Counsel  
Danzel Shearouse

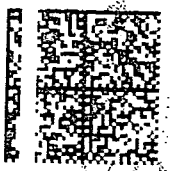
Yours Truly

Alvin S Samuels II

Alvin B. Samuels, II 35/567  
MCI Lock-up A-33  
386 Redemption Way  
McCormick, S.C. 29849

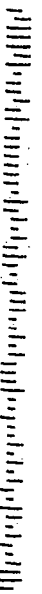
Daniel E. Shearouse  
Supreme Court of South Carolina  
Clerk of Court  
P.O. Box 11330  
Columbia, S.C. 29211

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