

November 24, 2014

The Honorable Jenny Kitchings
Clerk, South Carolina Court Of Appeals
P.O. Box 11629
Columbia, South Carolina
29211

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DEC 01 2014
SC Court of Appeals

RE: State vs. Earl Graham Case # I901997,
994, 995, 996, 997 and 998 September 8, 2014
Recommitment Rule 4(b) SCRPC Violation

Dear Ms. Kitchings:

As of the writing of this Correspondence,
Judge Diane Goodstein has not signed the
Original Order of ReCommitment from the
September 8, 2014 Second hearing. Please
be advised, Attorney John Delgado who
is presently assigned as Appellants Court
Appointed Attorney, refuses to Communicate
with Appellant. Appellant filed with the
Court to have Attorney Delgado Relieved as
the Court Appointed Attorney for ineffective
assistance by Counsel. Needless to say, Appellant
is unable to receive professional representation
IAW the Rules of professional Conduct.

John Delgado Allowed A-1
Bonding the opportunity to Violate SC Rules
Of Criminal Procedure Rule 4(b) Subsequent

Application for Order After Refusal, without
rebuttal. Again, Please be advised, "If any
motion be made to any Judge and be denied,
in whole or in part, or be granted conditionally,
NO Subsequent Motion upon the same set of
facts shall be made to any other judge in that
action. If upon such subsequent motion any
order be made it shall be void

Appellants Appeal of the Referred
Case numbers are associated with the recommitment
alleged order by Judge Diane Goodstein's
September 8, 2014 Order.

John Delgado's refusal to
assist appellant with his appeal of the September
8, 2014 motion hearing centers directly around
Rule 4(b). Appellant has yet to receive a
written order signed by Judge Goodstein as
of the date of this correspondence.

In an effort to fuel the
conspiracy further, John Delgado notified Mr.
Daniel Shearouse of the South Carolina Supreme
Court for guidance. John Delgado stated the
following: "Please find enclosed an original of
a sua sponte appeal by my client Earl Graham,
from a revocation of bond proceeding held in the
General Sessions Court of Richland County on
September 11, 2014

I submit this to you for whatever
purpose Mr. Graham has in this matter and I am

Contacting him so that he will know that this has been done"

"After his revocation of bond by Judge Dixie Goodstein, MR. Graham then sent me this Original of what appears to be an appeal. MR. Graham had, After the revocation of bond by Judge Goodstein "fined" me. And I am at a loss as to understand what my responsibility are in this matter"

MR. Delgado was "fined" due to the fact he was aware of Rule 4(b) and attended the recommitment motion hearing prior to the September 8, 2014 hearing. Needless to say MR. Delgado made no attempt to contact his client concerning the alleged revocation scheduled hearing by the Solicitor Daniel E. Johnson.

During the conduct of the illegal hearing, Attorney Delgado committed serious breaches of the South Carolina Rules of Professional Conduct, particularly: Rule 1.1 Competence "A Lawyer shall provide competent representation to a client.

B. Rule 1.3 Diligence - "A Lawyer shall act with reasonable diligence and promptness in representing a client"

C. Rule 1.4 Communications
A Lawyer shall: (1) promptly inform the client of any decisions or circumstances with respect

to which the client's informed consent, as defined in Rule 1.0(f), is required by these rules.

(2) Reasonably Consult with the client about the means by which the client's objectives are to be accomplished;

(3) Keep the client reasonably informed about the status of the matter

(4) Promptly Comply with reasonable requests for information and

(5) Consult with clients about any relevant litigation on the lawyer's conduct when the lawyer knows that the client expects assistance not permitted by the Rules of Professional Conduct or other law.

(B) A lawyer shall explain a matter to the extent reasonably necessary to permit the client to make informed decisions regarding the representation"

(D) Rule 3.5(2) impartiality and Decorum of The Tribunal. "A lawyer shall not:

(a) Seek to influence a judge, juror member of the venire, or other official by means prohibited by law

(E) Rule 8.4 Professional Misconduct

It is professional misconduct for a lawyer to: (a) Violate or attempt to violate the Rules of professional conduct, knowingly assist or induce another to do so or do so through the acts of another; 4

Hence, the Accused States John Delgado has been ineffective to date. I'm requesting his action and procedures are reviewed and appropriate actions take to remedy any defect that John Delgado committed in the conduct this case.

Cordially
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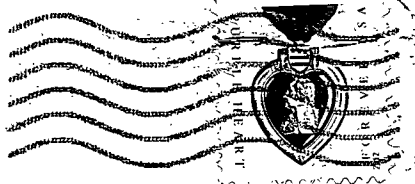
EAN O. GRAHAM

cc: Department of Justice Criminal Section
Governor Nikki Haley
Office of Disciplinary Counsel
Director, SC Court Adm Ms. Rosalyn Feierson

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