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Calvin Hinton (
Applicant: CASE No. (
VS 2014-002219 (
State of South Carolina (
Respondent (

In The S.C. Appeals Court
For The State of S.C. Motion
To Amend Pursuant To S CACR/
Applicable Forman-VS- Davis
(cited omitted)

RECEIVED

JAN 20 2015

Comes Now Calvin Hinton moves to amend pursuant to SCACR Applicable, See forman - VS - Davis 371,US, 178.83 Sct 227 (1962) S.C. SUPREME COURT

Petition Calvin Hinton Here in After, petitioner moves this Honorable Court, To amend Notice of Appeal. Wherefore counsel failed to Request Competence.. Hearing at critical point of sentencing, rendering counsel Ineffective.

Counsel In addition failed to request record's prior to sentence to raise mitigating circumstances for sentencing. At this time the petitioner moves to add counsel notes pertinent portion of Mental Health Record's. To support petitioner's warranted need to modify Sentence and Reconsider.

Please Review Exhibit (A) This page Indicate page 2/ and This Information was dated on Tuesday August 12, 2014 at 11:27 Am.

This Information Is True and a accurate to the best of the Applicant Ability. Kershaw Institution mail room personal has been The Applicant's witness.

Sworn to, or Subscribed before me
This 13 Day of Jan, 2015

Cathrine A Amrose
Notary Public of South Carolina

Calvin Hinton
Calvin Hinton#

My Commission Expires: My Commission Expires December 22, 2018

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**From:** J. Christopher Shipman  
**Sent:** Tuesday, August 12, 2014 11:27 AM  
**To:** 'Hill, D. Garrison Law Clerk (Weston J. White)'  
**Cc:** Vance Eaton  
**Subject:** RE: Calvin Hinton Motion to Reconsider

Mrs. White and Mr. Eaton,

I am attaching a copy of the motion as well as the sentencing sheets. I am also in receipt of a large number of psychiatric records involving Mr. Hinton's condition. Mr. Hinton discussed his condition with me but did not tell me that the source of at least some of his symptoms was that his stepfather struck him in the head with a hammer in 2006 while Mr. Hinton was trying to defend his mother from an attack by the stepfather. I did not find this out until the records came in. I would like to submit it for the judge's consideration in sentencing. Even though Mr. Hinton discussed his condition with me and with the court, I believe because of his limited capacity, he may not have been able to fully articulate his history and that the new information should be considered.

Thank you,

*J. Christopher Shipman*  
**Assistant Public Defender**  
Richland County Public Defender  
1701 Main St.  
Columbia, S.C. 29201  
(803) 765-2592

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**From:** Hill, D. Garrison Law Clerk (Weston J. White) [<mailto:ghilllc@sccourts.org>]  
**Sent:** Wednesday, July 30, 2014 11:52 AM  
**To:** J. Christopher Shipman  
**Cc:** Vance Eaton  
**Subject:** RE: Calvin Hinton Motion to Reconsider

Mr. Shipman,

I apologize it has taken me a while to get back to you. I spoke with Judge Hill about the matter, and he requests that you please send Mr. Hinton's sentencing sheet and the motion to his office.

Thank you, and please let me know if you have any questions.

Best,  
Weston

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**From:** J. Christopher Shipman [<mailto:ShipmanJ@rcgov.us>]  
**Sent:** Friday, July 18, 2014 9:44 AM  
**To:** Hill, D. Garrison Law Clerk (Weston J. White)  
**Cc:** Vance Eaton  
**Subject:** Calvin Hinton Motion to Reconsider

I received your message. Thank you for the call. I have been busy preparing two trials and am finally able to get back to people. I am copying the Asst. Solicitor on this email, as well. As I mentioned, I'd like to reschedule the motion, but Judge Hill will not be returning to Richland County for a while. What does he think would be the best way to handle this?

Calvin Hinton 200298  
K. C. I MAG-A-43  
4848 Goldmine HWY.  
Kershaw, S.C. 29067

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

Hinton  
**LEGAL**