



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

March 26, 2015

RECEIVED

JUN 25 2015

SC Court of Appeals

Mr. C. Timothy Sullivan, Esquire
PO Box 2543
Greenville SC 29602

Re: The State v. Leon D. Crump
Appellate Case No. 2015-000532

Dear Counsel:

This Court has received your explanation for appealing.

Please forward your explanation to your client, along with a statement that your client has twenty (20) days from the date of your transmittal letter to inform this Court in writing of any arguable basis that there are issues preserved for appeal. Please provide your client with the Court's address:

South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Please send your letter to your client within ten (10) days, with a copy to this Court.

**SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
REQUEST TO STAFF MEMBER**


TO: NAME: Whom it may concern	TITLE: Law Library	DATE: Jan. 16, 2014
INMATE'S NAME: Burrell Allison		SCDC #: 325870
INSTITUTION: Kirkland R & E		LIVING QUARTERS: F1-248

I'm writing this request to staff member for use of the law library. I have questions about one of my cases that could be answered from use of the law books. I have three different statements from the same victim, isn't that inconclusive? I also have documents of the same victim being told what to say, isn't that illegal to do in a case? Plus my indictment details don't add up to the date the actual charge was supposedly committed that's not constitutional, right? I would like to look up cases similar to my own and I would also like to find out how three different statements could add up as being admissible in court!

Thank You

DISPOSITION BY STAFF MEMBER:

IN ORDER TO HAVE ACCESS TO THE LAW LIBRARY WHILE IN R & E STATUS, YOU MUST HAVE A COURT ORDER DATE (30 DAYS OR LESS-FORWARD) WITH PROOF OF PAPERWORK. OTHERWISE, YOU MUST WAIT UNTIL YOU ARE ASSIGNED TO A PERMANENT YARD.

DATE: Jan 16, 2014	SIGNATURE: 
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The South Carolina Court of Appeals

The State, Respondent,

v.

Leon Dwight Crump, Appellant.

Appellate Case No. 2015-000532

ORDER

Appellant has failed to provide a sufficient explanation as required by Rule 203(d)(1)(B)(iv) of the South Carolina Appellate Court Rules (SCACR). Accordingly, this matter is dismissed, and the remittitur will be sent as required by Rule 221(b), SCACR.


FOR THE COURT

Columbia, South Carolina

cc:

Leon Dwight Crump, 363272
C. Timothy Sullivan, Esquire
Robert Michael Dudek, Esquire
Salley W. Elliott, Esquire
Alan McCrory Wilson, Esquire

FILED
5/15/15



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

June 02, 2015

The Honorable Paul B. Wickensimer
Courthouse
305 E North St
Greenville SC 29601-2121

REMITTITUR

Re: The State v. Leon D. Crump
Lower Court Case No. 2013GS2306226
Appellate Case No. 2015-000532

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

V. Claire Allen, Deputy

CLERK

Enclosure

cc: Leon Dwight Crump, 363272
C. Timothy Sullivan, Esquire
Robert Michael Dudek, Esquire
Salley W. Elliott, Esquire
Alan McCrory Wilson, Esquire

RECEIVED

C. TIMOTHY SULLIVAN
ATTORNEY AT LAW
OFFICE HOURS BY APPOINTMENT
GREENVILLE, S.C.

JUN 25 2015

SC Court of Appeals

TELEPHONE (864)242-4055
FAX NO. (864) 242-4107

March 23, 2015

P.O. BOX 2543
GREENVILLE, S. C. 29602

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

Re: The State v. Leon Dwight Crump
Appellate Case No. 2015-000532

Dear Ms Kitchings:

In accordance to the requests made in your letters dated March 13, 2015 in the above case I am including the following:

- 1. A redacted copy of the sentence sheet from which this appeal is taken.**
- 2. Three questions to be resolved in this appeal.**

If you need anything further, please advise.

Very truly yours,

C. Timothy Sullivan SC Br # 5423
PO Box 2543
Greenville, SC 20602
(864)242-4055

cc: Sloan Ellis, Esquire
cc: Robert Michael Dudek, Esquire
cc: Salley W. Elliott, Esquire

SUPPLEMENT – LEON CRUMP APPEAL

The State, Respondent v. Leon Dwight Crump

On March 3, 2015, the appellant was sentenced to fifteen (15) years for burglary 1 first. Sentencing sheet attached. This is an appeal of that sentence. Here are three (3) possible questions to be raised.

QUESTION 1.

The defendant's charge of burglary first is based on two(2) prior burglary convictions. One of those was a North Carolina conviction for "house breaking" entered in 1988. The North Carolina statute (14-54(b) omits the requirement of "entering without permission". Does this lack of conformity with South Carolina's definition invalidate the use of the North Carolina conviction for an enhancement in this case?

QUESTION 2.

As stated above, one of the two convictions used to enhance the defendant's burglary from a second to a first, is based on a "house breaking" that occurred in 1988. When the SCRPC # 609 generally limits the use of such aged convictions for impeachment the same should apply for such a drastic measure as enhancement.

QUESTION 3.

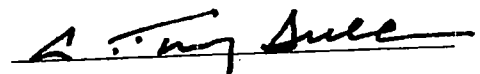
A major factor in deciding to plea was the employment of a legal threat to use the defendant's 1988 conviction BEFORE the jury as "an element" of his charge of burglary first. This is, legal as now set forth in SC appellant cases. This is an obvious end run around the defendant's rights under the Fifth Amendment of the US Constitution

and Article 1 Section five of the SC Constitution. The state is allowed to "attack" the defendant's character under the guise of proving "an element" of the current charge. This should be a matter of sentencing. Does any one believe the a jury instruction can so pinpoint the use of such testimony?

SUMMARY

Under the facts of this case the dedendant is guilty of burlary second non-violent. This would expose him to a ten year non-violent sentence. However in allowing the state to use a 1988 conviction, whose wording is different from the SC statute, combined with the use of this 27 year old sentence in the state's case in chief resulted in a coecercive atmosphere. In the forgoing, the defendant is being exposed to a possibility of a life sentence. All three of these actions by the state "may be legal" but the combination results in an assault on judicial fairness. The defendant's sentence maybe legal but it just ain't right. These matters were raised at sentencing and decided in favor of the State. The matters herein are of a jurisdictional nature and can be raised at any time.

Submitted by:



C. TIMOTHY SULLIVAN

Bar # 5425

PO Box 2543

Greenville, SC 20602

Supplement 2 - LEON CUMPO APPEAL
THE STATE RESPONDENT V. LEON DWIGHT CUMPO

In support of the presented issues preserved for Appeal, where an arguable basis may be admitted, I ask the court to examine in question the following:

Question

How can the imposed enhancement of first degree burglary, to which brings a violent offense, be legally charged in this case when no such violent offense occurred based on the facts of the actual crime?

According to police reports (see attachment) no confrontation between the victim and the defendant took place where no individual was injured during the commission of the crime, and no property of the victim was removed from the residence. Therefore, given these facts the defendant is guilty, at best, of burglary second as stipulated in Summary where the imposed charge of first degree burglary / violent is clearly by attack "excessive in punishment" and does not fit the crime.

The next question I present under this supplement to be examined is in regards to one of the prior offenses used to support the element of the burglary first charge in this case.

Question

Given the 1988 "house breaking" used here was a misdemeanor charge in severity see (attachment) How can it be used for the purpose of a felony enhancement by law?

Submitted by:

Leon D. Cump

LEON D. CUMPO SCDC # 363272

<input type="checkbox"/> Original Report	<input type="checkbox"/> Status Change	<input type="checkbox"/> Additional Victims	<input type="checkbox"/> Additional Stolen Property	Incident Type <u>S011 - Burglary</u>
<input checked="" type="checkbox"/> Supplemental Report	<input type="checkbox"/> Other Report	<input type="checkbox"/> Additional Defendants	<input type="checkbox"/> Additional Recovered Property	Patrol District <u>ECHO</u> Page <u>1</u> of <u>2</u> Pages

I. D. OVERFLOW	<input type="checkbox"/> Complainant	Subject's Name (Last, first, Middle)		Victim Relationship To Subject	Ethnicity	Resident	Race	Sex	Age	Date of Birth	
	<input type="checkbox"/> Victim	Address		City	State	Zip Code	Patrol District	Day Phone	Evening Phone		
	<input type="checkbox"/> Subject	Height	Weight	Hair	Eyes	Facial Hair, Scars, Tattoos, Glasses, Clothing, Physical, Peculiarities, Etc.					
	<input type="checkbox"/> Runaway	<input type="checkbox"/> Victim No.	<input type="checkbox"/> Visible Injury	<input type="checkbox"/> Non-Visible Injuries	Complaint of any	Victim Using Alcohol	Two-Man Veh		One Man Veh		ALONE

<input type="checkbox"/> Arrest	<input type="checkbox"/> Missing	<input type="checkbox"/> Jail	<input type="checkbox"/> Other	Explain:	Drugs <input type="checkbox"/> No <input type="checkbox"/> Yes Type:	Detective <input type="checkbox"/>	Other <input type="checkbox"/> ASSISTED <input type="checkbox"/>
---------------------------------	----------------------------------	-------------------------------	--------------------------------	----------	--	------------------------------------	--

Arrestee Armed <input type="checkbox"/> Yes <input type="checkbox"/> No	Weapon Type	<input type="checkbox"/> On View Arrest	<input type="checkbox"/> Summoned	<input type="checkbox"/> Custody
---	-------------	---	-----------------------------------	----------------------------------

Juvenile Disposition <input type="checkbox"/> Handled Released <input type="checkbox"/> Referred To Other Authority

Arrest Location

Overflow:
Latitude: 34.86316 Longitude: -82.4718

Burglary Information
ENTRY POINT: Side Window, ENTRY METHOD: Forced Window, INSTRUMENT USED: Other/Unknown,
VICTIM LOCATION: Shopping, SUSPECT ACTIONS: Other/Unknown

Ford, Andrew Owens:Victim 1 Complainant 1

DL STATE/NUMBER: SC [REDACTED]

Kendrick, William Jeffrey:Witness 1

RACE: White, Caucasian, SEX: Male, DOB: [REDACTED], RESIDENT: Primary Jurisdiction, Primary:
(864)517-9945
7 David St Greenville 29609 Echo
DL STATE/NUMBER: [REDACTED]

NARRATIVE:
On 01/28/2013 I responded to the above location in reference to a burglary in progress.

Upon arrival I spoke with the victim who stated that he left his residence at approximately 16:30 to go to the store for some items. He then stated he arrived back home at approximately 17:32 and received a phone call from his neighbor (witness) stating that he observed someone walking through his back yard. He then stated that he then began walking to his house and received another phone call from his neighbor stating that someone was walking out of the back door of his residence. He then stated that ran through his house to the back door and observed a black male wearing a blue ski jacket, blue jeans and a black hat running down David St. He then stated that he walked back in his home and observed that his guest bedroom window was busted out. He then stated that he called the Police.

I then spoke with then witness whom stated that his wife told him that she saw some one walking through the back yard of the victim's home. He then stated that he saw the victim arriving home from the store. The witness went on stating that he then called the victim and advised him that someone was in his back yard. The witness then stated after getting off of the phone with the victim he observed a black male wearing a dark blue ski jacket, blue

Status	Property Type	Quantity	Property Make	Color	Description	Serial # / OAN	Value

ADMIN	Subject Identified <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Subject Located <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Active <input checked="" type="checkbox"/> AdmIn Closed	<input type="checkbox"/> Arrested Under 18	<input type="checkbox"/> Ex-Cleared Under 18
			<input type="checkbox"/> Unfounded	<input type="checkbox"/> Arrested 18 and Over	<input type="checkbox"/> Ex-Cleared 18 and Over
	Reason For Exceptional Clearance <input type="checkbox"/> Offender Death <input type="checkbox"/> No Prosecution <input type="checkbox"/> Victim Declines Cooperation <input type="checkbox"/> Extradition Denied <input type="checkbox"/> Juvenile No Arrest				
Reporting Officer(s)	Date	Unit#/Star#	Approving Officer	Date	Unit#/Star#
CADDELL, GEORGE	01/28/2013	171 / 00713	URPS, ALIA	01/28/2013	101 / 00548
			Follow Up Investigation <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No (officer)		

<input type="checkbox"/> Original Report	<input type="checkbox"/> Status Change	<input type="checkbox"/> Additional Victims	<input type="checkbox"/> Additional Stolen Property	Incident Type <u>S011 - Burglary</u>							
<input checked="" type="checkbox"/> Supplemental Report	<input type="checkbox"/> Other Report	<input type="checkbox"/> Additional Defendants	<input type="checkbox"/> Additional Recovered Property	Patrol District <u>ECHO</u>	Page <u>2</u> of <u>2</u> Pages						
I. D. OVERFLOW	<input type="checkbox"/> Complainant	Subject's Name (Last, first, Middle)		Victim Relationship To Subject	Ethnicity	Resident	Race	Sex	Age	Date of Birth	
	<input type="checkbox"/> Victim	Address		City	State	Zip Code	Patrol District	Day Phone	Evening Phone		
	<input type="checkbox"/> Subject	Height	Weight	Hair	Eyes	Facial Hair, Scars, Tattoos, Glasses, Clothing, Physical, Peculiarities, Etc.					
	<input type="checkbox"/> Runaway	<input type="checkbox"/> Victim No. _____	<input type="checkbox"/> Visible Injury Yes <input type="checkbox"/> No	<input type="checkbox"/> Complaint of any Non-Visible Injuries Yes <input type="checkbox"/> No	Victim Using Alcohol <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unk	Drugs <input type="checkbox"/> No <input type="checkbox"/> Yes Type:	Two-Man Veh <input type="checkbox"/> Detective <input type="checkbox"/>	One Man Veh <input type="checkbox"/> Other <input type="checkbox"/>	ALONE <input type="checkbox"/> ASSISTED <input type="checkbox"/>		
	<input type="checkbox"/> Wanted	Subject No. _____		Using Alcohol <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> Unk	Using Drugs <input type="checkbox"/> No <input type="checkbox"/> Yes Type:		<input type="checkbox"/> Arrested on Current Offense				
<input type="checkbox"/> Arrest							<input type="checkbox"/> Unk <input type="checkbox"/> Cleared By Arrest on Prior Offense				
<input type="checkbox"/> Missing							<input type="checkbox"/> On View Arrest <input type="checkbox"/> Summoned <input type="checkbox"/> Custody				
<input type="checkbox"/> Jail											
<input type="checkbox"/> Other											
Arrestee Armed <input type="checkbox"/> Yes <input type="checkbox"/> No		Weapon Type									
Juvenile Disposition <input type="checkbox"/> Handled Released <input type="checkbox"/> Referred To Other Authority											
Arrest Location											

NARRATIVE

jeans and black hat walk out of the back of the victim's house. He then stated that he called the victim a second time and advised him that some one was walking out of his house. He then states that the victim ran to the back door and the suspect then began running down David St.

NO ALTERCATION

I then asked the witness if he could identify the suspect if the suspect was placed in a photo line up and he responded stating that he could. I also asked the victim if he could identify the suspect, but the victim stated that he would not be able to due to him not seeing the suspect's face.

I then walked into the victim's house with then victim and observed the victim's TV laying on the couch in the living room. I then also walked to the back guest bedroom with the victim and observed the window to be broken from the outside in.

I then asked the victim if he noticed anything missing from the residence and he replied stating that nothing was missing from the house. He then stated that the only thing that was moved was his TV that was in the living room.

Forensics was then notified.

I then completed a Victim Notification Form, and the victim did receive his appropriate copy of the form.

PROPERTY	Status	Property Type	Quantity	Property Make	Color	Description	Serial # / OAN	Value

ADMIN	Subject Identified		Subject Located		<input type="checkbox"/> Active <input checked="" type="checkbox"/> Admin Closed	<input type="checkbox"/> Arrested Under 18	<input type="checkbox"/> Ex-Cleared Under 18
	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Unfounded	<input type="checkbox"/> Arrested 18 and Over	<input type="checkbox"/> Ex-Cleared 18 and Over		
	Reason For Exceptional Clearance <input type="checkbox"/> Offender Death <input type="checkbox"/> No Prosecution <input type="checkbox"/> Victim Declines Cooperation <input type="checkbox"/> Extradition Denied <input type="checkbox"/> Juvenile No Arrest						
Reporting Officer(s)	Date	Unit#/Star#	Approving Officer		Date	Unit#/Star#	
CADDELL: GEORGE	01/28/2013	171 / 00713	URPS, ALIA		01/28/2013	101 / 00548	
Follow Up Investigation <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No (officer)							

Court Agency NC011025J BUNCOMBE CO DIST CRT-ASHEVILLE
Charge Literal BREAKING OR ENTERING (M)
Statute (14-54(B); NC)
Severity Misdemeanor
Disposition (1988-12-13; Trial By Judge; Verdict: Guilty)
Court Comment Plea: Guilty To A Lesser Degree
Court Comment Special Condition: BECOME GAINFULLY
EMPLOYED;OBT ABUSE TREAT'MT;PAY UNDER SCH
Court Comment Special Condition: OF P/O;16 DAYS CREDIT;DEF
FAIL TO PAY MONIES OWED;SENT
Court Comment Special Condition: REVOKED;16 DAYS
CREDIT;2/20/90

Sentencing (Cycle 2)
Sentencing Agency NC011025J BUNCOMBE CO DIST CRT-ASHEVILLE
Court Case Number 1988CR 022261
Charge Literal BREAKING OR ENTERING (M)
Statute (14-54(B); NC)
Severity Misdemeanor
Disposition (1988-12-13; Trial By Judge; Verdict: Guilty)
Sentence Special Condition: BECOME GAINFULLY
EMPLOYED;OBT ABUSE TREAT'MT;PAY UNDER SCH
Sentence Special Condition: OF P/O;16 DAYS CREDIT;DEF
FAIL TO PAY MONIES OWED;SENT
Sentence Special Condition: REVOKED;16 DAYS
CREDIT;2/20/90
Sentence Suspended Sentence: 2Y
Sentence Confinement: 18M
Sentence Probation Sentence: 2Y
Sentence Fine: \$200
Sentence Court Costs: \$40
Sentence Restitution: \$215.00
Sentence Judgment Satisfied: Y

=====
Tracking Number 03
Earliest Event Date 1988-12-30

Arrest Date 1988-12-30
Arrest Case Number 85668
Arresting Agency NC011013Y ASHEVILLE-BUNCOMBE BUREAU OF ID
Subject's Name CRUMP, LEON DEWIGHT
Offender Id Number C86300D
Comment(s) Arrest Provisions: INCAR BUNCOMBE CO JL \$2000 SB
Charge 01
Charge Literal LARCENY

Court Disposition (Cycle 3)
Court Case Number 1988CRS024779
Court Agency NC011035J BUNCOMBE CO SUP COURT-ASHEVILLE
Charge Literal FEL LARCENY - >\$400
Statute (14-72(A); NC)
Severity Felony
Disposition (1989-04-28; Dismissal Without Leave (By DA))
Court Comment Special Condition: VOL. DISMISSED BY D/A;
INSUFFICIENT EVIDENCE; AFTER
Court Comment Special Condition: NUMEROUS ATTEMPT TO OBTAIN

STATE OF SOUTH CAROLINA

COUNTY OF Greenville
STATE VS.

Leon Dwight Crump

AKA:

Race: BLACK Sex: M Age: 51

DOB: 1963 SS#

Address:

City, State, Zip:

DL#: 9999999999 SID#:

*CDL Yes No CMV Yes No Hazmat Yes No

In disposition of the said indictment comes now the Defendant who was TO: Burglary First Degree

in violation of § 16-11-0311 of the S.C. Code of Laws, bearing CDR Code # 0079
 NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC w/minor 1st or Lewd Act) §17-25-45

The charge is: As Indicted Lesser Included Offense, Defendant Waives Presentment to Grand Jury. (defendant's initials)
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: Ellis, Sloan 77364 SC Bar# Defendant

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center, for a determinate term of 15 days/months/years or under the Youthful Offender Act not to exceed years and/or to pay a fine of \$; provided that upon the service of days/months/years and/or payment of \$; plus costs and assessments as applicable*; the balance is suspended with probation for

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation, which are incorporated by reference.

CONCURRENT or CONSECUTIVE to sentence on:
 The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied by the State Department of Corrections. 294 days
 The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.

Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Criminal Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered
Total: \$ plus 20% fee: \$
Payment Terms:
 Set by SCDPPPS

Recipient:

*Fine:		\$
§ 14-1-206 (Assessments 107.5 %)		\$
§ 14-1-211(A)(1) (Conv. Surcharge)	\$100	\$ 100.00
§ 14-1-211(A)(2) (DUI Surcharge)	\$100	\$
§ 56-5-2995 (DUI Assessment)	\$12	\$
§ 56-1-286 (DUI Breath Test)	\$25	\$
Proviso 47.9 (Public Def/Prob)	\$500	\$
§ 14-1-212 (Law Enforce. Funding)	\$25	\$ 25.00
§ 14-1-213 (Drug Court Surcharge)	\$150	\$
§ 50-21-114(BUI Breath Test Fee)	\$50	\$
§ 56-5-2942(J) (Vehicle Assessment)	\$40/ea	\$
Proviso 90.5 (SCCJA Surcharge)	\$5	\$ 5.00
3% to County (if paid in installments)		\$ 3.90
TOTAL		\$ 133.90

Clerk of Court/ Deputy Clerk Paul B...
Court Reporter: Henry
SCCA/217 (03/2011)

IN THE COURT OF GENERAL SESSIONS 1417021

INDICTMENT/CASE#: 2013GS2306226
A/W#: 2013A2320600251
Date of Offense: 1/28/2013
S.C. Code § : 16-11-0311
CDR Code #: 0079

SENTENCE SHEET
15 years - life

CONVICTED OF or PLEADS

Attorney for Defendant A. J. Full 5425 SC Bar#

PTUP _____ days/hours Public Service Employment
Obtain GED
Attend Voc. Rehab. or Job Corp. _____
May serve W/E beginning _____
Substance Abuse Counseling
Random Drug/Alcohol testing
Fine may be pd. in equal, consecutive weekly/monthly pnts. of \$ _____ beginning _____
\$ _____ paid to Public Defender Fund
Other: _____
 Appointed PD or appointed other counsel, § 47.12 requires \$500 be paid to Clerk during probation.

Presiding Judge [Signature]
Judge Code: 2113
Sentence Date: 3-3-2015

JUNE 22, 2015

To: The Honorable Jenny Abbott Kitchinas
Clerk, South Carolina Court of Appeals

Motion to Revoke
Remittitur

Re: The State v. LEON DWIGHT CUMPTON
APPELLATE CASE NO. 2015-000532

RECEIVED

JUN 25 2015

SC Court of Appeals

Dear Ms. Kitchinas,

I respond in reference to the letter I received I received from the court filed March 15, 2015 (see attachment), where it was brought to my attention, that I failed to provide a sufficient explanation as required by said Rule 203(d)(B)(iv) of the (SCACR).

It is with humble approach that I request from the court to be excused for my lack of understanding or knowledge toward these legal procedures that resulted in my failure to provide the explanation requested by the court, to which, would seem unfair to impose upon a person unlearned in the law the same high standards of the legal art that the court might place on the members of this legal profession.

Although I am not expected to be held to the same standards as a member of the bar, I am never the less making a good faith effort to meet and comply with the rules and instructions of the court by my submission of this motion and its explanation.

In addition I find it necessary to include that while housed at Kirkland Reception & Evaluation (R&E) center for classification, I was denied access to the law library (see attachment as evidence of this denial being of common practice to inmates in classification status).

Therefore, by this action I was not allowed to seek assistance or legal evidence from law clerks or litigators to help me understand how to respond to the court's instruction. Nor was I able to contact my attorney by phone for advice or clarification regarding the correspondence I received dated March 26, 2015 instructing me to inform the court in writing of my reasonable basis that there are issues preserved for appeal within twenty (20) days (see attachment).

In light of this burden being placed upon me, I humbly request by the given amendments (CRCA 6.14) regarding "due process" that the court allow re-submission and continuation of my appeal and its explanation for examination until such remedies are exhausted that may provide some relief from my current judgment.

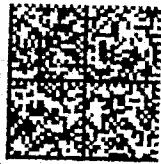
Enclosed are the explanations I believe were to be forwarded to you including additional written issues preserved for consideration in this appeal. I welcome any additional instruction to proceed on this matter should this motion to resubmit remittitur be denied.

Please amend your records to indicate my current housing address.

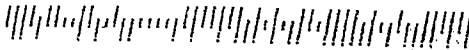
Sincerely,

LEON D CRUMP SDC # 36322
KIRKLAND CORRECTIONAL INST. PA/23
4848 GOLD MILE HWY.
KIRKLAND, SOUTH CAROLINA 29607

142



UNITED STATES POSTAGE
EAGLE
FIRST CLASS PERMIT NO. 1000 COLUMBIA SC
02 1M \$01.42⁰
0008001111 JUN 22 2015
MAILED FROM ZIP CODE 29067



POSTNET

MIKE HWY.
SOUTH CAROLINA 29069-8069

To: Honorable JEWAN Abbott Kitchiner
Clerk, South Carolina Court of Appeals
PO Box 11629
Columbia, South Carolina 29211

RECEIVED
JUN 25 2015
SC Court of Appeals

Legal mail

10/2/05
10/2/05

RECEIVED

JUN 23 2005

KACI
MILITARY