

MR. Willford Gino Ford, SCDC # 241261

Kirkland Correctional Institution

R+E CENTER, #5

4340 Broad River Rd.

Columbia, S.C. 29210

RECEIVED

NOV 30 2015

SC Court of Appeals

October 08, 2015

South Carolina Court of Appeals

Jenny Abbott Kitchings, Clerk

Post Office Box 11629

Columbia, South Carolina 29211

RE: The State v. Willford Gino Ford

Appellate Case No: 2015-002006

Dear Clerk, Jenny Abbott Kitchings,

Upon receiving your letter today, dated October 02, 2015, stating the deficiencies have been noted and must be corrected within ten (10) days of the date of letter or Appellate Appeal may be dismissed.

At this time I, Willford Gino Ford, Pre-se in the above captioned matter would like to take this time to inform you that I am a South Carolina Department of Corrections inmate acting Pre-se in the above matter.

Please note that this state agency has been operating under the state of emergency act that our state has been placed under by the Governor of the state since October 02, 2015, and up until this very moment the institution here is still not up and fully running on a normal basis.

The entire institution has been completely locked-down and all inmates here at the Reception and Evaluation Center are not allowed any movement at all.

At this time I'm going to do my best to address the deficiencies that is noted in your letter in a timely manner. Please keep in mind that I am doing this pro se and without having any access to any legal materials, nor to the law library and I have no legal adviser, but at this time I'll move forward and comply to your letter to the best of my ability. I also pray that by doing so it will preserve my right to amend to this matter on appeal if needed in the future if necessary.

#1) The district court has committed significant procedural error by enhancing the charge of (forgery) without notifying appellate of the enhancement and or new indictment, which is based on an improper presentencing report on appellate that at one time listed numerous incorrect prior incidents that has been removed from appellate sentencing report by way of legal expungement long before this matter was addressed in the court system.

In addition to that, anything that supports the increasing the penalty for a crime beyond the prescribed statutory maximum penalty for the original indictment and punishment must be submitted to the grand jury and be proved beyond a reasonable doubt.

The district court would not excuse the improper presentencing report list nor acknowledge legally certified documents that support appellate procedural safeguards of the South Carolina and United state constitutions that both ensures that all be afforded adequate due process protection. (See legal documents and court transcript to see how issues were raised and ruled on in lower court.)

#2) In effective assistance in counseling:  
counsel advise and or instructions were not on a professional level at all times throughout case as a whole. Counsel was not successful at all in his research and full investigation of appellate case entirely. Appellate

MADE NUMEROUS REQUESTS AND INFORMED COUNSEL AS WELL AS INFORMING HIM TO WHAT NEEDED TO BE ACCOMPLISHED IN ORDER TO SUPPORT THE FACT THAT APPELLATE WAS TOTALLY UNAWARE THAT THE CHECK HE RECEIVED FOR WORK DONE HAD NO DOLLAR VALUE.

ON A NUMBER OF OCCASIONS APPELLATE REQUESTED FOR ADDITIONAL TIME THROUGH COUNSEL IN ORDER TO BE ABLE TO ASSIST COUNSEL IN GATHERING INFORMATION, AS WELL AS HELPING LOCATE THE NECESSARY WITNESSES AND ALL PARTIES INVOLVED IN ORDER TO RESOLVE THIS MATTER IN THE PROPER MANNER.

ONCE AGAIN THE LOWER COURT WOULD NOT COMPLY WITH REQUEST FOR ADDITIONAL TIME THAT WAS MUCH NEEDED. PLEASE KEEP IN MIND THAT APPELLATE WAS INCARCERATED MOST OF THE TIME PRIOR TO COURT HEARING DATE.

(SEE ALL DOCUMENTS AND COURT TRANSCRIPT.)

IN EVERY CASE THAT GOES TO TRIAL AND EVEN WHEN PLEAING IN SOME CASES GATHERING INFORMATION AND BRING ALL THE NECESSARY PARTIES AND WITNESSES TOGETHER THAT IS INVOLVED IN THE CASE IS CONSIDERED THE MOST VALUABLE PART OF PREPARING A CASE FOR TRIAL OR FOR A PLEA. IF COUNSEL DO NOT OPERATE AND FUNCTION IN A PROFESSIONAL MANNER AT ALL TIMES THROUGHOUT THE CASE, THIS ALONE PUT THE APPELLATE IN THE CASE AT A BIG DISADVANTAGE.

IN ADDITION, ON SEPTEMBER 09, 2015, I RECEIVED A PHONE CALL FROM COUNSEL AT ABOUT 10:00 CLOCK AM STATING THAT THE DISTRICT COURT HAD SCHEDULED TO HEAR MY CASE IN ABOUT (2) TWO HOURS AND I NEEDED TO BE THERE OR I WOULD BE TRIED IN MY ABSENCE.

PLEASE KEEP IN MIND THAT I LIVE IN COLUMBIA, SOUTH CAROLINA AND COURT WAS HELD IN CLARENDON, SOUTH CAROLINA, THATS ABOUT (60) MILES AWAY. I ASKED COUNSEL HOW COULD THIS BE WHEN HE KNEW WE WERE NOT PREPARED FOR TRIAL. HE THEN TOLD ME I HAD ONE OUT OF TWO CHOICES. EITHER I COULD TAKE THE STATE RECOMMENDED PLEA OF (6) SIX MONTHS OR I COULD TAKE A CHANCE AND GO TO TRIAL, BUT IF FOUND GUILTY I WOULD BE LOOKING AT (10) TEN YEARS. THEN HE STATED THAT I MAY AS WELL TAKE THE PLEA DO TO THE FACT THAT

I was already guilty do to the fact that I took the check to the bank.

At that time I was naive to all of the facts of the law and not knowing what elements it takes to convict someone of the charge of forgery.

I pleaded guilty to the charge of forgery not because I'm guilty but because of the circumstances I was put in.

Now that I know better. In so many ways I've been mis-used and mis-lead.

Appellate motion for appeal is supported by the procedural safeguards of the South Carolina and United States constitutions, case laws and is completely in compliance with all applicable state and federal statutes, rules and regulations, that in a manner that ensures appellate afforded adequate due process protection.

Therefore, the state and the district court actions, decision and sentencing is not supported by preponderance of all the evidence nor is it actions in complete compliance with all state and federal statutes, rules and regulations.

The resulting errors were not harmless and very much erroneous in all areas, and such a sentence should not have been required.

yours very truly

s/ Will

Willford Bino Ford, SCDC # 391261

MR. Wilford Gino Ford, SCDC # 241261

Walden Correctional Institution, B5-82T

4340 Broad River Road

Columbia, South Carolina 29210

NOVEMBER 18, 2015

RECEIVED

NOV 30 2015

SC Court of Appeals

TO: South Carolina Court of Appeals

Jenny Abbott Kitchings, Clerk

Post Office Box 11629

Columbia, South Carolina 29211

RE: THE STATE V. Wilford Gino Ford

Appellate Case No: 2015-002006

DEAR, CLERK, Jenny Abbott Kitchings,

ON NOVEMBER 16, 2015, I Wilford Gino Ford RECEIVED A LETTER WITH DOCUMENTS FROM MR. SCOTT LAMER ROBINSON IN REFERENCE TO YOUR LETTER ADDRESSED TO HIM DATED NOVEMBER 03, 2015. FROM MY UNDERSTANDING YOU ARE IN NEED OF AN TRANSMITTAL LETTER INFORMING THE COURT OF ANY ARGUABLE BASIS THAT THERE ARE ISSUES PRESERVED FOR APPEAL.

AT THIS TIME I WOULD LIKE TO BRING TO THE COURT ATTENTION THAT ON OCTOBER 08, 2015 I Wilford Gino Ford SUBMITTED A LETTER TO THE COURT IN A TIMELY MANNER IN REPLY TO YOUR LETTER DATED OCTOBER 02, 2015 SEEKING A COPY OF MY ORDER AND/OR SENTENCING SHEET CHALLENGED ON APPEAL AND SINCE THIS IS AN APPEAL FROM A GUILTY PLEA, Nolo Contendere PLEA, OR PLEA PURSUANT TO ALFORD, RULE 203(d)(1)(B)(iv) OF THE SOUTH CAROLINA APPELLATE COURT RULES REQUIRES A WRITTEN EXPLANATION SHOWING THAT THERE ARE ISSUES WHICH CAN BE REVIEWED ON APPEAL.

Mr. Robinson stated in his letter to me that he has submitted all the documents you requested of him along with a letter requesting a (10) day extension for my response and if I did not attend to this matter immediately my case will be dismissed.

At this time I would like to update the court that I submitted a letter dated back on October 08, 2015 in a timely manner, pre-se to reserve all of my rights in the courts, and the plea negotiation was not met.

In closed you will find a copy of that letter with the information you are once again requesting that was addressed on October 08, 2015. I pray that this will help assist this case in moving forward in every way possible.

If there is anything else needed of me please feel free to contact me at any give time.

at this time I would also like to request an stamped in copy of everything in your file concerning case no: 2015-002006 for my records in case I may need the information in the future.

Your co-operation and understanding in this matter is highly appreciated in more ways then one and I look forward to hearing from you very soon.

Sincerely yours,

s/Willard

cc: Attorney Scott L Robinson  
CLarendon / Lee County PD  
Post Office Box 339  
Manning, South Carolina 29102

Mr. Willard Gino Ford, SCDC #241261  
Walden Correctional Institution, 735-82T  
4346 Broad River Road  
Columbia South Carolina 29210

Notari R Thompson

NOTARY PUBLIC OF South Carolina County of Richland

My Commission Expires September 8, 2019

DATE EXP

11/23/15

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

CASE NO: 2015-002006

THE STATE v. Willford Gino Ford

PROOF OF SERVICE

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I CERTIFY THAT I HAVE SERVED ALL INFORMATION AND DOCUMENTS TO THE STATE OF SOUTH CAROLINA BY DEPOSITING A COPY OF ALL IN THE UNITED STATES MAIL, POSTAGE PREPAID ON NOVEMBER 18, 2015, TO THE ATTORNEY ON RECORD SCOTT LAMER ROBINSON, CLARENDON / GEE COUNTY PD, POST OFFICE BOX 339, MANNING, SOUTH CAROLINA 29102 ON NOVEMBER 18, 2015

NOVEMBER 18, 2015

*Kristine R. Thompson*

*s/ Willford G. Ford*

NOTARY PUBLIC OF SOUTH CAROLINA Willford Gino Ford SIPC # 241261

My Commission Expires September 9, 2019

WALDEN CORRECTIONAL INSTITUTION, 735-82T  
4340 BROAD RIVER ROAD  
COLUMBIA, SOUTH CAROLINA 29210

DATE EXP  
COUNTY OF RICHLAND  
11/23/15

Mr. Willard Gino Ford, SCDC # 291261  
Walden Correctional Institution, 85-82T  
4340 Broad River Road  
Columbia, South Carolina 29210

COLUMBIA SC 290

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