

RECEIVED

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MAY 08 2016

S.O. SUPREME COURT

TO: University School of Law/ Law Professor/Private Investigators/
 INNOCENCE PROJECT.

RE: I Kevin Wayne McDaniels have been Wrongfully Convicted and was not even in the state when the crime of Burglary Occurred. I was arrested on March 11, 2006, and while in custody I was charged with two burglaries in Spartanburg S.C. [Case No. 2008-GS-42-1743, 1744, 1745, 1746], I demanded a Jury Trial, on August 26, 2008, day of trial, I stood in court awaiting for alibi witnesses to appear after they drove 10 hours from Florida to testify that I was on Florida on 12/27/05 & 1/14/06- when they arrived in Woodruff, S.C. 10 minutes way from the courtroom, their truck breaks down, they call my mother who was down stairs-ask her to tell my atty Robert Hall-to ask for a One Hour continuance- I along with my mother ask for a One Hour Continuance to atty Robert Hall-he refuses to ask for continuance., forcing me to enter an alford plea to 15 years. I file a PCR June 16, 2009-ignored-I file another PCR- Judge Derham Cole [Tel# 864)596-2685--E-MAIL-jcolej@sccourts.org], ISSUES AN ORDER OF DISMISSAL TELLING ME BECAUSE I AM IN FEDERAL CUSTODY I HAVE TO WAIT UNTIL 9/11/2020-THEN I CAN FILE ANOTHER APPEAL, DENYING ME ACCESS TO THE COURTS, I file Lawsuits/2254's Writ of Certiorari- only to be told I have to EXHAUST STATE REMEDIES FIRST-IF JUDGE COLE AND THE S.C. ATTY GENERALS OFFICE IS TELLING ME I MUST WAIT UNTIL I AM BACK IN STATE CUSTODY 9/11/2020- THEN I AM BEING MENTALLY AND PHYSICALLY TORTURED, A FACTUALLY INNOCENT MAN. I FILE ANOTHER PCR AND THEN ON JANUARY 11, 2016-I AM GIVEN A TELECONFERENCE, ME IN NEW YORK, WHILE COURT IS HELD IN SPARTANBURG S.C. [Tel#864)-596-2591 and Judge Ralph Cothran presided [Tel# 803)435-2450-], and Brandt Rucker esg- [Tel# 864)271-9925], at the TELECONFERENCE-ROBERT HALL WAS ASKED THE FOLLOWING: DID MCDANIELS ASK YOU FOR A ONE HOUR CONTINUANCE ON DAY OF TRIAL?? YES HE DID-BUT I DID NOT PURSUE IT: DID MCDANIELS ASK YOU TO PLACE THE PROSECUTORS OFFICE ON NOTICE OF ALIBI WITNESS DEFENSE?? YES-BUT I DID NOT DO IT.. INEFFECTIVE ASSISTANCE OF COUNSEL-SINCE AUGUST 26, 2008-AND FINALLY ROBERT HALL ADMITS THIS, AND JUDGE RALPH COTHRAN DENIED MY PCR.. A FACTUALLY INNOCENT MAN, IF JUDGE DERHAM COLE WOULD HAVE GIVEN ME ACCESS TO THE COURTS IN MY ORIGINAL 2009 PCR-ALL 16 ALIBI WITNESSES WOULD HAVE APPEARED AND TESTIFIED, THAT I WAS IN FLORIDA FROM AUGUST 2005 THROUGH JANUARY 20, 2006-EVEN THE FBI/ATF/U.S. MARSHALS CAN TESTIFY TO THESE FACTS, I PROVIDED PHOTO'S OF ME IN FLORIDA, I ALONG WITH MY FAMILY HAS BEEN MENTALLY TORTURED BY THIS, MY FATHER RECENTLY LOST HIS LEG BECAUSE OF DIABETES, MY MOTHER HAS FALLEN AND BROKE BOTH OF HER LEGS-PLATES AND SCREWS HOLD THEM TOGETHER, I AM FACTUALLY INNOCENT I WAS NOT IN THE STATE AND BECAUSE OF BEING DENIED ACCESS TO THE COURTS, AND COUNSEL BEING INEFFECTIVE I HAVE TO SUFFER, PLEASE I AM FACTUALLY INNOCENT. Call My Mother: 864)574-9597--or Cell# 864)921-7254-- I declare under penalty of perjury. April 15, 2016