

Derrick Anton Young #273562
Evans Corr. Inst. / BHW-223
P.O. Box 2151202
Bennettsville SC 29512

July 26, 2016

RECEIVED

AUG 01 2016

S.C. SUPREME COURT

Sandra Thompson, Case Manager
1231 Gervais Street
Columbia SC 29201

RE: Derrick Anton Young v. State
Appellate Case No. 2014-002709

Dear Ms. Thompson:

I made an serious effort to contact your office today. I called your office and my daughter (Nadia Morris-Young) left a message on your voice mail in regards to the same issue which I am bringing forth in this letter.

In regards to the referenced case above, my counsel and myself are bumping heads about documents which I asked him to present. He failed to reference this document (see Exhibit 1-A, lines 11-16), which shows there were video recordings in this particular case underlying my guilty plea.

Mr. Varborough simply did not present this document (see Exhibits 1-B & 2-B), which shows that video and audio recordings exist in this particular case. I asked Mr. Varborough to supplement this document into the record. He stated that it is not a part of the record so he can not supplement it into the record. These documents are material to the issues in my case

and I wanted them presented.

Please view the response To ~~the~~ Return For Writ of Certiorari pages 7-8 and you will see that the documents herein should have at least be presented with the documents displayed in Petitioner's Response To Return For Writ of Certiorari pages 7-8.

I need this issue resolved because me and Mr. Varborough are in disagreement about how to go about it. He seems to view things as not serious at all. I see these documents as very serious and very vital to my case.

In the event that you can not resolve this issue can you please point me in the right direction.

Your time is greatly appreciated.

Darick Andrew Young

P.S.:

Ms. Thompson, also please view the letter which I sent to Mr. Varborough's office where I've addressed this issue to Mr. Varborough but he only presented half of the documents. I need them all presented so as not to leave out any evidence that would be fundamental to the Supreme-Courts decision in my Writ of Certiorari.

Finally, will you be able to give me a time frame on my case being reviewed? When will my case be actually reviewed and decided on the merits?

Again, appreciate your time.

1 incarcerated. He had gotten in some trouble. He
2 told me he got drugs easier in prison back then
3 than he got out on the street. And he had gotten
4 in trouble for that.

5 Judge, he's at a crossroad of his life where
6 whatever sentence you give him today, he's either
7 fixing to spend the rest of his life in prison or
8 the shock of it will finally hit him in some way
9 and let him use his talents for other than running
10 mule for somebody and selling drugs at the Economy
11 Lodge here in Greenville.

12 The only thing I'd like to address about the
13 incident in Anderson, uh, when you look at the
14 video of it, the officers and Mr. Young were
15 basically rolling down a hill, uh, once they got
16 him out of the car. Whatever he grabbed, I don't
17 think it was an intentional thing. I think
18 everybody was trying to stop rolling down this
19 hill. He never pulled the weap -- the weapon was
20 never pulled from the holster. I don't think the
21 officers were in any imminent danger of him
22 shooting from that standpoint. Once they hit the
23 bottom, the other officer pulled his gun on him and
24 he immediately.

25 Judge, I would ask you -- every sentence he's

State of South Carolina
Solicitor, Thirteenth Judicial Circuit

Telephone: 864-467-8647
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Greenville County Courthouse
305 E. North Street, Suite 325
Greenville, SC 29601-2185

Solicitor
W. Walter Wilkins

August 1, 2011

Chris Posey, Esq.
305 East North Street, Suite 123
Greenville, SC 29601

RE: STATE OF SOUTH CAROLINA vs. DERRICK ANTRON YOUNG
Trafficking In Cocaine, Trafficking in Cocaine Base and Resisting Arrest
Warrant # (s): I-433697, I-433698 and I-433699

Dear Mr. Posey:

Enclosed please find the following discoverable material, pursuant to Rule 5, South Carolina Rules of Criminal Procedure:

1. Above-referenced warrants;
2. GCSO Incident Report, Case Number 01-11-71698, by Officer James Godfrey, dated 5/20/11, 3 pages;
3. GCSO Supplemental Report by Officer Nelson Blalock, dated 5/20/11, 2 pages;
4. GCSO Vehicle Impoundment and Inventory Record, 1 page;
5. Notification of Currency, 1 page;
6. Drug Analysis Report by Sean F. Collins, dated 6/1/11, 1 page;
7. GCSO P&E Report, dated 5/20/11, 4 pages;
8. NCIC Criminal History.

Pursuant to Rule 609(b) of the South Carolina Rules of Evidence, this shall serve as advance written notice of the State's intention to use all convictions of crimes in excess of ten (10) years old to impeach the Defendant in this matter. Those crimes are listed on the Defendant's NCIC report of criminal activity. This will be the only notification in this regard.

Please note that the State may introduce video recording(s) relevant to this case, which are also available for viewing and downloading on the internet, at www.greenvillecounty.org, using the attorney log-in screen in the Solicitor's Office. Instructions for downloading and viewing video(s) can be found at the log-in screen. Please let me know if you have problems accessing this information, and

 1-B

Chris Posey, Esq.
August 1, 2011
Page 2

I will assist you. (VIDEO AVAILABLE IN GREENVILLE COUNTY CASES ONLY AT THIS TIME). There may also be a 911 recording available in this case. Please provide a blank CD to receive a copy. Otherwise, you may contact my investigator to make an appointment to listen to the recording.

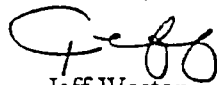
Please contact our office regarding a mutually convenient time for you to view evidence, which may be contained in the Property and Evidence Room at the Law Enforcement Center here in Greenville County. Pursuant to discovery rules, we will allow you to inspect the evidence that may be utilized at trial.

Please make every effort to protect the disclosure of any personal identifying information released to you through the discovery process. Such personal identifying information would include, but not limited to, names, addresses, date of birth, social security numbers, driver's license numbers, bank account numbers, credit card numbers and telephone numbers for any witness, victim or defendant.

Also, please find enclosed the State's Request for Reciprocal Discovery and the State's Request for Notice of Alibi and/or Insanity Defense, pursuant to Rule 5, South Carolina Rules of Criminal Procedure.

If you have any questions regarding this defendant's case(s), please do not hesitate to call me. I look forward to working with you.

Sincerely,



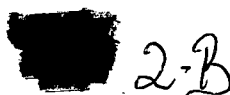
Jeff Weston
Assistant Solicitor

WJW/msk

RE: DERRICK ANTRON YOUNG

*** Please acknowledge receipt of discovery by signing here and returning a copy of this to me within 10 days. If I do not hear from you or receive a copy of this acknowledgement within the allotted time, I will assume you received the enclosed documents and have no objections.

Attorney for Defendant



Derrick Aaron Young, # 273562

Evans Corr. Inst. / F-4-B-229

P.O. Box 2951202

Bennettsville, S.C. 29512

December 17, 2015

Attn: Tracey, Secretary
Law Office of William VanBorough, III
522 Church St.
Greenville, S.C. 29601

Appellate Cas No. 2014-002709

RE: Materials To Be Supplemented Within The Record;
Order Of Dismissal (2R 2013-CP-23-4575).

Dear Bill & Tracey:

I have enclosed a copy of the materials I would like to be supplemented in the record.

First and foremost I want to show a copy of page 27 from my plea hearing herein marked as [exhibit #1]. Go down to lines 12-16 and you will see where Chris Posey made reference to a video in the Anderson County case. Judge James Barber erred in the order of dismissal, (see page 5 of order) in saying that "the applicant failed to demonstrate that any such recordings existed." On top of the record being supplemented this issue needs to be properly briefed.

Secondarily, but just as primary, herein marked as [exhibits 2-A - 2-D], is a response from a Freedom of Information Act request, the invoice therefor and a discovery disposition dated August 1, 2011, in regards to the May 20, 2011, Trafficking case. View the last paragraph

of [exhibit 2-C], thru to the second paragraph in [exhibit 2-D], and you will find where Jeff Weston references video recordings) and a 911 recording this case. The evidence is exculpatory, because had I had it prior to the entry of the guilty plea, I would have been able to show where the officer lacked probable cause to make a traffic stop and that the officer fabricated allegations in order to secure an arrest. This issue needs to be properly briefed in addition to supplementation. Also I received this info September 3-2014, subsequent to my PCH evidentiary hearing. Yet, upon revealing it to Ms. Caroline Hurlbeck she failed to 59(e) the issue, include the disposition for supplementation or brief the issue at all.

Additionally, I want to bring your attention to an "Officer Input Form," dated March 30, 2011, in regards to a March 19th, 2011, case, where the officer refers to video/media herein. I received this January 28, 2015, via your office which my Mother had you mail to me. This evidence is exculpatory due to the fact it would discredit Posey's testimony and it questions the purpose of the search of the vehicle.

Last but not least, I bring your attention to a June 2, 2010, warrant herein labeled as [exhibit #4]. Upon view of the affidavit section you will see where the officer references audio recordings. I received this July 29, 2015, from the Clerk's office. It would properly assist in refuting the officers probable cause for arrest.

You can write ~~up~~ out where I've labeled these documents in order that they are appropriate for the supplementation.

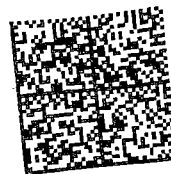
Your time and efforts are greatly appreciated.

Sincerely,

Derrick Anton Young

Derrick Anton Younger # 273562
Evans Corr. Inst. / RHT-228
P.O. Box 2951202
Bennettsville, SC 29512

COLUMBIA
SC 290
29 JUL '16
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UNITED STATES POSTAGE



PITNEY BOWES

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JUL 29 2016
MAILED FROM ZIP CODE 29512

South Carolina Supreme Court
Attn: Sandra Thompson, Case Manager
1231 Lervais Street
Columbia, SC 29201

29201-929699

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