

Sept. 12th 16

K. O. Court of Appeals
V. Claire Allen
P.O. Box 11629
Columbia S.C. 29211

RECEIVED
SEP 20 2016
SC Court of Appeals

Re. Appellate Case No. 2014-001202

Dear Ms. Allen,
I address you in regards to my appellate case above that was dismissed July 20th 16. or rather denied.

For the record I never received information pertaining to my case being denied until after August the 1st or the 2nd.

Letter was received from my appellant counsel, LaNelle Durant during the 1st week of August & can be confirmed through the mailbox here at Kershaw Con.

Furthermore enclosed is a letter from the office of K.C. Indigent Release LaNelle Durant, informing me that as of July 21st 2016 her office was closing my case.

In this letter there is nothing informing me of my right to appeal under rule 221 or or 242 or 224 Certiorari to the Court of Appeals.

I therefore request appeal be granted due to the time in which I received letter concerning my appeal & due to the fact I called & spoke to LaNelle Durant about my case & asked her to appeal & for ask for writ Certiorari both of which were denied by counsel.

I trust the contents of this letter will enable this Court to grant my request which was

sent to this office August 10th 16.

In closing I hope you & yours will be partakers of the serene nature I will come to the KNOWLEDGE of the TRUTH. (1 Tim 2:3,4)

Respectfully Submitted
Billy L Alford 285850
P.O. B-58 Kershaw Cor.
4848 Goldmine Hwy
Kershaw S.C. 29087

P.S. I also never received a copy of the correspondence & motion for appeal that was sent August 10th 16.

Ms Kitchinas some how never enclosed copy in her letter dated Aug. 25th 16.



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense
1330 Lady Street, Suite 401
Columbia, South Carolina 29201-3332
Post Office Box 11589
Columbia, South Carolina 29211-1589
Telephone: (803) 734-1343
Facsimile: (803) 734-1397

Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender

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SEP 20 2016

SC Court of Appeals

July 21, 2016

Mr. Billy Leon Alford #285850
Kershaw Correctional Institution
4848 Gold Mine Highway
Kershaw, SC 29067-8069

Re: Your case

Dear Mr. Alford:

Enclosed is a copy of the opinion of the Court of Appeals Affirming/Dismissing your appeal. Please be advised that our office will be closing your case along with this letter.

Please be aware that there is a **one year statute of limitations for filing an application for post-conviction (PCR) relief**. This is one year from the date of the enclosed opinion. This statute of limitations is **very strictly enforced**, so please be sure that **you** comply with it. Please understand *it is your responsibility alone to be sure this PCR application is timely filed*. **This application must be filed with the clerk of court in the county of your conviction**. There is also now a **one year statute of limitations for filing for federal habeas**. However, you must **exhaust your PCR claims** in state court, before raising them in federal court.

Please be aware that the time between your direct appeal becoming final, and the date your PCR application is filed **will count against your federal habeas statute of limitations in the future**. I do wish you the best. Feel free to contact me if you have any questions.

Sincerely,

LaNelle Cantey DuRant
Appellate Defender

LCD/smf

Enclosure: Post-Conviction Relief Application



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

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August 25, 2016

Billy Leon Alford, #285850
Kershaw Correctional Institution
4848 Gold Mine Hwy
Kershaw SC 29069

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SEP 20 2016
SC Court of Appeals

Re: The State v. Billy Leon Alford
Appellate Case No. 2014-001202

Dear Mr. Alford:

This responds to your recent correspondence dated August 10, 2016. Since you are represented by counsel in this matter, no action will be taken on this pro se filing. *Miller v. State*, 388 S.C. 347, 697 S.E.2d 527 (2010); *Jones v. State*, 348 S.C. 13, 558 S.E.2d 517 (2002); *State v. Stuckey*, 333 S.C. 56, 508 S.E.2d 564 (1998); *Foster v. State*, 298 S.C. 306, 379 S.E.2d 907 (1989). Furthermore, the Court issued the remittitur on August 8, 2016, and therefore, no longer have appellate jurisdiction over this case. Your correspondence is being returned with this letter.

Very truly yours,


CLERK

cc: Jimmy A. Richardson, II, Esquire
Alan McCrory Wilson, Esquire
LaNelle Cantey DuRant, Esquire
Mark Reynolds Farthing, Esquire

Billy F. Allord
285850 Pal B-58
Kershaw C. S.
4848 Holamine Hwy
Kershaw S.C. 29067

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SC Court of Appeals

Kershaw
Allord 285850
LEGAL