

November 6, 2016

Richard A. Sims, #273381
Allendale C.I.
P.O.Box 1151
Fairfax, SC 29827

RECEIVED

NOV 09 2016

SC Court of Appeals

The Honorable Jenny Abbott Kitchings, Clerk
South Carolina Court of Appeals
P.O.Box 11629
Columbia, SC 29271

RE: The State v. Richard Sims
Appellate Case No.: 2016-001568

Dear Ms. Kitchings:

I have received your letter dated October 26, 2016 . Please be advised As Yet, I've not received any response back from the South Carolina Office of Appellate Defense, I was seeking for some legal assistant, since I can not appear before the Court of Appeals.

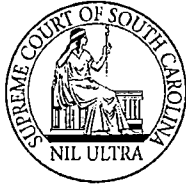
In addition, I've wrote the Court of Administration, enclosed you will find a copy of their response. Bothe Due Process and Common Sense dictate that the General Assembly funds available for indigent defendants and costs and expenses shall be made available to the extent funds are made available by the General Assembly to indigent. As a result, the transcript should be made available through the Court Administration. Right now, I'm being denied access to the Court. To defined a [Indigent] A poor person. An indigent criminal defendant is entitled to a free court-appointed lawyer. The question remeans where is the funds that General Assembly allocated for indigent defendants.

Thank you for your assistance in this matter.

Sincerely,

cc: Justin James Hunter, Esquire
Alan McCroy Wilson, Esquire
John Benjamin Aplin, Esquire

Richard A. Sims #273381
Richard A. Sims, #273381



South Carolina Court Administration
South Carolina Supreme Court
Columbia, South Carolina

ROSALYN FRIERSON
DIRECTOR

1220 SENATE STREET, SUITE 200
COLUMBIA, SOUTH CAROLINA 29201

September 19, 2016


Richard A. Sims #273381
Allendale Correctional Institution
P. O. Box 1151
Fairfax, SC 29827

Dear Mr. Sims:

Your letter was forwarded to this section for a response. In the letter dated September 12, 2016, you stated that you are indigent. If you order the transcript, you must make satisfactory payment arrangements with the court reporter. There is no provision for a free transcript. Unfortunately, we are unable to assist you further in this matter.

If you have further questions regarding court reporters and/or transcripts, please do not hesitate to contact this office again.

Sincerely,


Desiree R. Allen
Court Reporter Manager

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SG Court of Appeals

September 12, 2016

Richard Alvin Sims, #273381
Allendale C.I.
P.O.Box 1151
Fairfax, SC 29827

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SC Court of Appeals

Wanda Carter, Chief Appellate Defender
South Carolina Office of Appellate Defense
1205 Pendleton Street, Room 306
Columbia, S.C. 29201

RE: The State v. Richard Sims
Appellate Case No. 2016-001568

Dear Ms. Carter:

I hope this letter finds you doing well. I'm writing just to inquire about some legal assistant from your office. My case is pending in the Court of Appeals and my case was transfer from the South Carolina Supreme Court, the Courts should have forward a copy of my case to your Office. Here, Newberry County, Courts denied me right to Counsel in a Criminal matter. As set forth, Appointment of Counsel is authorized in Rule 71.1 (d) and 71.1 (g), SCRPC.

In addition, let me give you a insight of the issue before the Court of Appeals. However, here, evidence will establish that State unlawfully impaneled its grand jury out side the Statute 14-5-730 (4), in the Court of General Sessions. Here, the Solicitor indicted me in April Term of Court, which there is no Term of Court for April in the Court of General Sessions. The plain and unambiguous language of S 14-5-730 (4):

- The Court of Eighth Judicial Circuit shall be held as hereinafter;
- The Court of General Sessions for Newberry County shall be held at Newberry County on the Third Monday in February, in the Third Monday in May, the Third Monday in September and the forth Monday in November in each case for one week.

If Legislature intended statute to apply to April Term of Court; it could have done so by including such language.

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Richard A. Sims, #273381 F-4- A-10
Allendale C.I.
P.O.Box 1151
Fairfax, SC 29827



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OPEN BY ADDRESSEE ONLY

Attn.: Jenny Abbott Kitchings, Clerk
South Carolina Court of Appeals
P.O.Box 11629
Columbia, SC 29271

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SC Court of Appeals