



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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

November 3, 2016

Derrick Dupree, #272316
Lee Correctional Institution
990 Wisacky Hwy
Bishopville, S.C. 29010

Dear Mr. Dupree:

I received a voicemail from you stating that you want to take your case to the South Carolina Supreme Court. After reviewing your case and the Court's opinion, I have determined that this is not a case in which the Supreme Court is likely to grant review. Therefore, I have decided not to ask the Supreme Court for review.

However, if you would like to make such a request of the Court directly, you may do so. First, you must file a petition for rehearing in the Court of Appeals asking the Court of Appeals to re-consider your case. Along with that petition, you must file a motion to relieve me as counsel. Otherwise, the Court will tell you that it will only consider pleadings filed by counsel. You have fifteen days from the date of the opinion to file the petition for rehearing and motion to relieve. You may want to ask the Court of Appeals to give you more time to file. If the Court of Appeals denies your petition for rehearing, then you can file a petition for writ of certiorari at the Supreme Court.

You may also contact the Attorney General's Office any time you file something with the Court.

Sincerely,

Susan B. Hackett
Appellate Defender

SBH/



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RECEIVED

NOV 17 2016

SC Court of Appeals

October 28, 2016

Mr. Derrick Dupree #272316
Lee Correctional Institution
990 Wisacky Hwy.
Bishopville, SC 29010

Re: Your case

Dear Mr. Dupree:

Enclosed is a copy of the opinion of the Court of Appeals affirming your conviction. 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.

~~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,

Susan B. Hackett
Appellate Defender

SBH/smf

Enclosure: Post-Conviction Relief Application

RECEIVED

NOV 16 2016 November 17 2016

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NOV 17 2016

To Court of Appeals;

S.C. SUPREME COURT

SC Court of Appeals

I am requesting at this time my case be reheard.

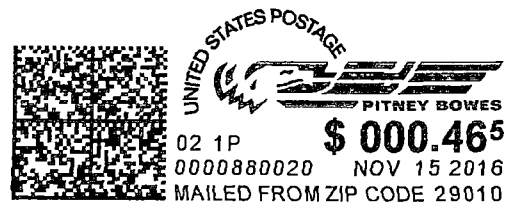
I'm sending copies of the court affirming my conviction to show that it was dated Oct. 28, 2016, I didn't receive it here into Nov. 2, 2016. After receiving, I then contact my attorney asking her was there away I could challenge the court opinion. She however said she would send a letter explaining the procedures to do so. As you see, I sent a copy of that paper as well, dated Nov. 3, 2016, I didn't receive it here into Nov. 10, 2016.

I am asking for a rehearing and I need additional time do to my learning (knowledge) me having fifteen days from the date of the opinion. Will this office please respectable grant me additional time to do my petition and motion for counsel to be relieved.

Signed.

Derrick Dupree 272316
LC1 74A 1161
990 Wisacky hwy
Bishopville, S.C. 29010

COLUMBIA
SC 290
15 NOV '16
PM 2 L



DEC 1 2016

MAIL ROOM

Supreme Court of South Carolina
Daniel E. Shearouse
Post Office Box 11330
Columbia S.C. 29211

29211-133030

