

MAY 19, 2017

ATTN: THE HONORABLE DANIEL E. SHEAROUSE  
CLERK, SOUTH CAROLINA SUPREME COURT  
P.O. BOX 11330  
COLUMBIA, SC 29211

RECEIVED


MAY 22 2017

S.C. SUPREME COURT

FROM: BOBBY JOE BARTON, #163629  
: APPELLATE CA. NO. 2016-000995  
: LOWER COURT CA. NO. 2014-CP-23-5047  
: DEAR MR. SHEAROUSE,

ENCLOSED IS MY "OBJECTION" TO THE STATES  
MOTION TO THE COURT REQUESTING THAT PETITIONER BE  
COMPELLED TO FILING OF CORRECTED APPENDIX. I AM ALSO  
MOTIONING THAT IT BE DENIED BECAUSE OF ITS FRIVO-  
LOUS NATURE IN AN ATTEMPT TO GAIN A EXTENSION.  
I AM REQUESTING THAT YOUR OFFICE TO PLEASE FURNISH  
A COPY FOR THE SIX (6) JUSTICES DUE TO THE FACT THAT CHIEF  
APPELLATE DEFENDER ROBERT DUDEK HAS STATED "THEY IS NO-  
WISE WILL MAKE ANY COPIES FOR MOTIONS IN MY CASE!"  
I THANK YOU IN ADVANCE FOR ALL YOUR ASSISTANCE.

RESPECTFULLY SUBMITTED,

  
BOBBY JOE BARTON

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

---

CERTIORARI TO GREENVILLE COUNTY  
COURT OF COMMON PLEAS

THE HONORABLE DANIEL D. HALL, CIRCUIT COURT JUDGE

APPELLATE CASE NO: 2016-000995

RECEIVED

MAY 22 2017

S.C. SUPREME COURT

BOBBY JOE BARTON . . . . . PETITIONER,

v.

STATE OF SOUTH CAROLINA . . . . . RESPONDENT.

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OBJECTION AND MOTION TO DENY RESPONDENT'S MOTION

PETITIONER, THROUGH PRO SE MOTION, RESPECTFULLY PLACES A MOTION ON THE RECORD, "OBJECTING" TO THE RESPONDENT'S MOTION TO COMPEL FILING OF CORRECTED APPENDIX AND TO SUPPLEMENT APPENDIX AND "TO DENY" RESPONDENT'S MOTION BASED UPON THE FOREGOING REASONS BUT NOT LIMITED TO:

- 1.) THE PETITIONER HAS FILED ALL DOCUMENTATIONS THAT WAS TURNED OVER TO HIM BY THE APPELLATE DEFENSE COMMISSION,
- 2.) THE PETITIONER DID FILE ALL DOCUMENTS IN A CHRONOLOGICAL

... TIME LINE ORDER.

3) PETITIONER DID FILE A COPY OF THE SUPREME COURT ORDER DATED NOVEMBER 9, 2016 WITHIN THE APPENDIX,

4) PETITIONER BELIEVES HE'S IN COMPLIANCE WITH RULE 243(D) SCACR CONCERNING THE APPENDIX,

5) PETITIONER DID SUPPLEMENT THE RECORD WITH THE FINAL ORDER OF THE CHALLENGING THE ACCURACY OF THE TRANSCRIPT HEARING HELD ON DECEMBER 15, 2016 ALONG WITH AN APPEAL DATED JANUARY 9, 2017 AND JUDGE DANIEL D. HALL SIGNED THIS ORDER ON JANUARY 5, 2017 AND NOT JANUARY 12, 2017 AS RESPONDENT CLAIMS. (COPY ENCLOSED - EXHIBIT A)

6) PETITIONER ALLEGES THAT RESPONDENT IS USING STALL TACTICS IN DELAYING THE COURT FROM RULING ON HIS PETITION,

7) PETITIONER ALLEGES THAT THE RESPONDENT HAS ALREADY BEEN GRANTED THREE (30) DAY EXTENSIONS AND SEEKING ANOTHER,

8) PETITIONER ALLEGES THAT THE RESPONDENTS' DEAD LINE TO ANSWER HIS PETITION WAS MAY 19, 2017,

9) PETITIONER ALLEGES THAT RESPONDENT ARE NOT PREPARED TO ANSWER PETITION FOR WRIT-UP-PETITION OF CERTIORARI AND ARE RESULTING TO STRATEGIC DELAYS,

THE PETITIONER BELIEVES THAT HE HAS SHOWN JUST CAUSE WHY THE HONORABLE COURT SHOULD GRANT HIS MOTION AND DENY THE RESPONDENTS MOTION OF COMPELLING THE PETITIONER AND RULE ON

PETITIONER'S PETITION FOR WRIT-OF-CERTIORARI

THE PETITIONER RESPECTFULLY BRINGS TO THE ATTENTION OF THE COURT THAT HE HAS ~~SENT~~ OVER SEVEN HUNDRED (700) PAGES OR MORE TO THE HONORABLE COURT; THEREFORE IF THE COURT RULING IS UNFAVORABLE TO THE PETITIONER RESPECTFULLY REQUEST THE HONORABLE COURT TO "ORDER THE CLERK OF COURT" TO RETURN A TRUE COPY OF ALL DOCUMENTATIONS SUBMITTED TO THE COURT, APPENDIX AND SUPPLEMENTS ALSO.

IT IS WITH MANY PRAYERS AND MUCH HOPE THAT THE HONORABLE COURT WILL GRANT HIS MOTION AND DENY THE RESPONDENT'S MOTION.

RESPECTFULLY SUBMITTED,

~~Bobby Joe Barton~~  
BOBBY JOE BARTON

THE HEREBY UNDERSIGNED STATES UNDER THE PENALTY OF PERJURY THAT THE ABOVE IS CORRECT AND TRUE.

~~Bobby Joe Barton~~  
BOBBY JOE BARTON,  
PERRY CORR. INST.  
430 OAKLAWN RD.  
PELZER, SC 29669

CC: DeShawn K. Mitchell, ESQUIRE  
BOBBY JOE BARTON PRO SE

REPRESENTATION: PRO SE

STATE OF SOUTH CAROLINA )  
COUNTY OF GREENVILLE )  
STATE OF SOUTH CAROLINA, )  
v. )  
BOBBY JOE BARTON, )  
\_\_\_\_\_ )

IN THE COURT OF COMMON PLEAS

2014-CP-23-5047

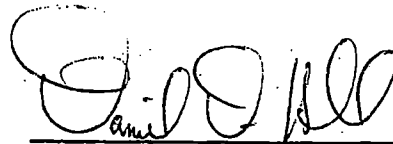
ORDER

(EXHIBIT-#A)

Pursuant the Supreme Court's Order, dated November 9, 2016, a hearing was held on December 15, 2016, to determine the accuracy of the transcript prepared in the matter of Bobby Joe Barton's ("Petitioner") application for post-conviction relief. At this hearing, Petitioner provided this Court with a document ("Petition") outlining 30 errors, misspellings, and omissions he alleges the transcript to contain. Following the hearing, Petitioner was given until January 1, 2017 to submit additional exhibits which were received by mail dated December 20, 2016 ("Addendum").

This Court has considered Petitioner's Petition, Petitioner's testimony at the hearing, the Petitioner's Addendum, and testimony of the court reporter. As a result, this Court finds that the transcript prepared in this matter is accurate.

And it is so ordered.



Daniel D. Hall

Greenville, SC

York, SC

January 5, 2017

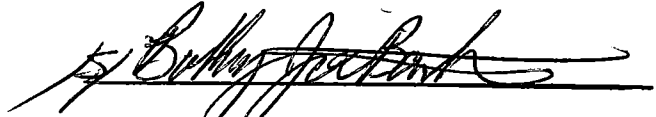
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JAN 09 2017

S.C. SUPREME COURT

CERTIFICATE - OF - SERVICE

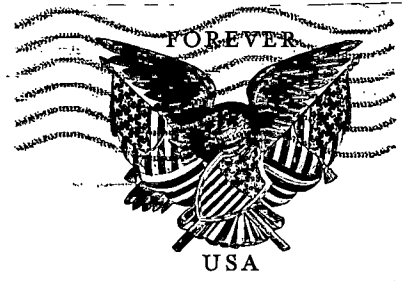
THE HEREBY UNDERSIGNED STATES UNDER THE PENALTY OF PERJURY THAT HE HAS SERVED A TRUE EXACT COPY "OBJECTING" TO THE RESPONDENTS MOTION, UPON: DESHAWN H. MITCHELL, ESQUIRE & ATTORNEY GENERAL'S OFFICE, P.O. BOX 11549, COLUMBIA, SC 29211 BY UNITED STATES POSTAL AUTHORITY ON THE 19<sup>TH</sup> DAY OF MAY, 2017.

  
BOBBY JOE BARTON, #163629  
PERRY CORR. INST.  
430 OAKLAND RD.  
PELZER, SC 29669

CC: BOBBY JOE BARTON PRO SE

BOBBY BARTON #163629  
PERRY CORR. INST. (P-2-A-121)  
430 OAKLAWN RD  
PELZER, SC 29169

GREENVILLE SC 296  
20 MAY 2017 PM 2 11



POST OFFICE  
MAY 19 2017  
P.O. MAIL - JM

“LEGAL MAIL”

DANIEL E. SHEAROUSE, ESQ. (MIRE)  
CLERK OF COURT / SC SUP. CT.  
P.O. BOX 11330  
COLUMBIA, SC 29211

29211-133030





THE DEPARTMENT OF CORRECTIONS HAS  
NOT CENSORED THIS ITEM, THEREFORE,  
THE DEPARTMENT DOES NOT ASSUME  
RESPONSIBILITY FOR ITS WRITTEN CONTENTS.  
S.C. DEPARTMENT OF CORRECTIONS

THIS ENVELOPE IS RECYCLABLE AND MADE WITH 30% POST CONSUMER CONTENT 

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