

# William L. Runyon, Jr.

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June 5, 2017

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S.C. SUPREME COURT

Honorable Daniel E. Shearouse  
Clerk of South Carolina Supreme Court  
P. O. Box 11330  
Columbia, SC 29211

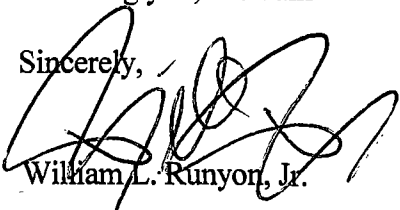
RE: Travis Ford #285740 v. State of South Carolina

Dear Mr. Shearouse:

Enclosed please find ORDER GRANTING AUSTIN REVIEW in the above referenced matter. Please file originals and return certified copies to me in the stamped-self addressed envelope for your convenience.

Thanking you, I remain

Sincerely,



William L. Runyon, Jr.

WLR, JR. / bb

Enclosure

STATE OF SOUTH CAROLINA )  
 COUNTY OF CHARLESTON )  
 TRAVIS FORD #285740 )  
 Applicant, )  
 v. )  
 STATE OF SOUTH CAROLINA )  
 Respondent. )

IN THE COURT OF COMMON PLEAS  
 FOR THE NINTH JUDICIAL CIRCUIT  
 Case No.: 2012-CP-10-2862

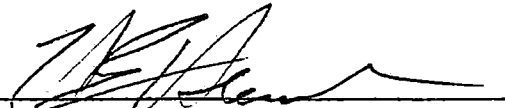
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 JULIE J. ARMSTRONG  
 CLERK OF COURT

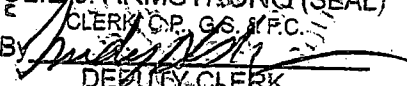
ORDER GRANTING AUSTIN REVIEW

This matter came before the Court on the 22<sup>nd</sup> day of July 2015 for a hearing on applicant's application for Post Conviction Relief. The State was represented by J. Rutledge Johnson, Senior Assistant Deputy in the office of the Attorney General. The Defendant was represented by William L. Runyon, Jr. of the Charleston Bar by appointment. The applicant sought relief on several grounds. On all grounds, saving one, the applicant sought relief on what were essentially "successive" post convection applications. These could not be reviewed and the State was entitled to have that issue decided in its favor. See *Land v. State* 262 S.E.2d 735 (1980); *Alice v. State* 409 S.E. 2d 392 (1991); §17-22-10 to 160 Code of Laws of S.C. ann. In addition the applicant was barred in this matter by the Statute of Limitations. *Peloquin v. State* 469 S.E. 2d 606 (1996). It appears from the record that the only argument available to this applicant was that he was entitled to relief as his prior post conviction relief counsel failed to file the appeal by his prior post conviction denial. *Austin v. State* 409 S.E. 2d 395 (1991).

All sides agreed that there was no appeal from this applicant's petition in Case Number 2009-CP-10-6837. The Court had the benefit in this case of the Record and prior counsel's testimony. This Court finds as a matter of fact and law that there was no appeal in the said case and that an appeal review in Case Number 2009-CP-10-6437 is warranted and same is so ordered pursuant to *Austin v. State* 409 S.E. 2d 395 (1991).

ORDERED this 16<sup>th</sup> day of May, 20 17 at Charleston,  
 South Carolina.

  
 Roger E. Henderson  
 Circuit Court Judge

ATTEST: A TRUE COPY  
 JULIE J. ARMSTRONG (SEAL)  
 CLERK OF COURT  
 By   
 DEPUTY CLERK

STATE OF SOUTH CAROLINA )  
COUNTY OF CHARLESTON )

TRAVIS FORD #285740 )

Applicant, )

v. )

STATE OF SOUTH CAROLINA )

Respondent. )

IN THE COURT OF COMMON PLEAS  
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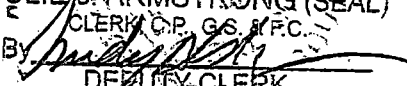
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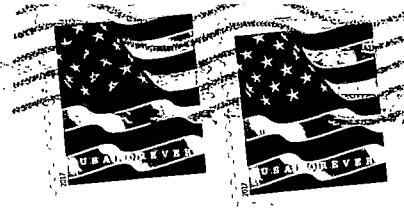
  
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06 JUN 2017 PM 11 17



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