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RECEIVED

September 20, 2017

SEP 22 2017

Hon. Daniel E. Shearouse  
The Supreme Court of South Carolina  
Post Office Box 11330  
Columbia, SC 29211

S.C. SUPREME COURT

**RE: Douglas Turner, Appellant v. State of South Carolina, Respondent**  
**Appellate Case Number: 2017-001850**  
**Lower Court Case Number: 2009-CP-42-06159**

Dear Mr. Shearouse:

In response to the letter signed by you on September 8<sup>th</sup> in the above captioned case, as an officer of the Court I cannot provide a reason as to why the PCR Court was wrong to dismiss the action as being successive other than my client testified that he did not know of his parole eligibility date at the time of the first PCR.

I am also advising Mr. Turner, by sending a copy of this letter to him, that he has twenty (20) days from the date of my letter to file an explanation in his own words as to why he believes the determination by the Circuit Court was improper. I am also providing proof of service showing that a copy of this letter has been sent to the Petitioner. I am also enclosing a cover letter that I have sent to Mr. Turner with this letter.

By copy of this letter to Mr. Turner, I am advising him that he will likely be able to respond to the Court.

Very truly yours,

Richard W. Vieth  
Henderson, Brandt & Vieth, P.A.  
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[www.hbvlaw.com](http://www.hbvlaw.com)  
RWV/kwh  
enclosure

cc: Douglas Turner



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Attorneys At Law

September 20, 2017

Douglas A. Turner #194475  
Kershaw Correctional Institute H-B-274  
4848 Goldmine Hwy.  
Kershaw, SC 29067

RECEIVED

SEP 22 2017

S.C. SUPREME COURT

**RE: Douglas Turner, Appellant v. State of South Carolina, Respondent**  
**Appellate Case Number: 2017-001850**  
**Lower Court Case Number: 2009-CP-42-06159**

Dear Doug:

I am enclosing the following:

- 1) A letter from the Clerk of Court for the Supreme Court of South Carolina dated September 8<sup>th</sup>;
- 2) My letter back to the Court;
- 3) A copy of that letter to you.

Essentially, the Judge found that your PCR hearing that I handled was successive in that you already had a PCR hearing and that you should have brought the parole eligibility issue up at that time. The question is then why the Circuit Judge in your case is wrong to rule that you should have brought it up at the first PCR and that the second PCR was successive and was dismissed for that reason.

Please note in the letter from the Clerk of Court that you, as the Petitioner, have twenty (20) days from the date of my letter to send a letter to the Court explaining why you believe that the determination by the Circuit Court was improper.

I hope everything is going well with you. I am sorry that we were not successful in the PCR case.

Very truly yours,

Richard W. Vieth  
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RWV/kwh  
enclosure

STATE OF SOUTH CAROLINA  
Before the Supreme Court

FROM SPARTANBURG COUNTY

Court of Common Pleas

The Honorable Paul Burch

Case No. 2009-CP-42-6159

RECEIVED

SEP 22 2017

S.C. SUPREME COURT

Douglas Turner, #194475, Applicant,

v.

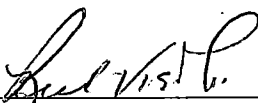
State of South Carolina, Respondent.

CERTIFICATE OF SERVICE

I, Richard W. Vieth, attorney for Petitioner, Douglas Turner, certify that I have this 20<sup>th</sup> day of September, 2017, mailed a copy of my September 20, 2017 letter to the Supreme Court of South Carolina in the following manner to the Petitioner in a duly franked envelope addressed as follows:

Douglas A. Turner #194475  
Kershaw Correctional Institute H-B-274  
4848 Goldmine Hwy.  
Kershaw, SC 29067

September 20, 2017

  
Richard W. Vieth S.C. Bar #5711  
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(864) 582-2962  
Attorney for Appellant

