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Sept. 19, 2017

SEP 25 2017

S.C. SUPREME COURT

Dear,

The Supreme Court of South Carolina.

This is my pro se response to the petition
filed by my counsel, which includes
three envelopes

Thanks

Dane Hein

9-19-2017

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SEP 25 2017

S.C. SUPREME COURT

Trial Counsel was ineffective for not
challenging the fabricated Arrested warrant.

Trial Counsel was ineffective for failing to conduct a preliminary hearing and failing to move to quash the arrest warrant and search warrant on the basis that the information in the warrants was demonstrably false and therefore the magistrate issued the warrant base on only false information. Trial Counsel failed to challenge the fabricated arrest warrant at the preliminary hearing or in pre trial hearing. Had trial Counsel challenge the fabricated arrest and search warrant, it could've been proven that the incident report number 201200036814 and arrest warrant stated erroneous information. The arrest warrant stated that officer L H. Arrington stated that on Oct. 30, 2012, the defendant did willfully and unlawfully violate South Carolina drug laws by aiding, abetting, scheming and conspiring with another to traffic

approx. 1000g of cocaine while at 1162 Shanadoch circle, Rock Hill South Carolina. Officer L. Harreton misled the judge by fabricating information about the applicant conspiring while at 1162 Shanadoch circle. Nowhere in the discovery or testimony was it mentioned that applicant was at 1162 Shanadoch circle at any time. Nor was there any evidence that a conspiracy took place at this location. In fact on Oct. 30, 2012, the state did not know that petitioner even knew the alleged co-defendant or anyone since there was no name listed of anyone that applicant conspired. The state had no prior meeting, arrangement or any type of evidence that a conspiracy took place at 1162 Shanadoch circle. Trial counsel was ineffective when he failed to argue on the record or challenge fabricated information in arrest warrant which was not supported by the state evidence. When trial counsel abandon the applicant's suppression motion, he waived applicant right to challenge the arrest warrant and to challenge the veracity of the

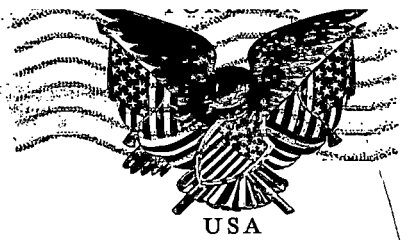
information in this statement by Officer L. Harrelson in the arrest warrant affidavit to establish probable cause for Applicant arrest, all denying applicant due process of law. Therefore trial counsel erred in refusing to investigate the adequacy of the applicant claim and make a proffer of misrepresentation in the warrant affidavit.

Had Trial Counsel challenge this information the outcome of this case would have been different, so therefore counsel was ineffective.

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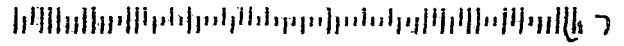
COLUMBIA SC 290

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The Supreme Court of South Carolina
PO Box 11330
Columbia SC 29211

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SEP 22 2017

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KERSHAW CORRECTIONAL INSTITUTION

U.S. DEPARTMENT OF CORRECTIONS
KERSHAW CORRECTIONAL INSTITUTION
WARDEN
THE DEPARTMENT OF CORRECTIONS HAS NEITHER
CENSORED NOR INSPECTED THIS ITEM. THEREFORE,
THE DEPARTMENT DOES NOT ASSUME RESPONSIBILITY
FOR ITS CONTENTS.



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