

Robert M Watkins
Appellant

The State of South Carolina
Respondent

In the S.C. Court of Appeals

Appellate Case # 2015-002191
Motion Requesting
Waiver of Fees and
of Costs for copies
of the filings of Appellate
Case 2015-002191

RECEIVED

10-26-2017

NOV 08 2017

SC Court of Appeals

The above Appellant comes before this honorable Court upon its Grace and by way of a Motion Requesting the waiver of ^{\$}287.69 for copies of the above list case on grounds, that Appellant is indigent, and the Court of Appeals never provided him copies of the filings of his and the states filings in reference to the above listed case. See attached and included sworn Affidavit in support of:

Attached Exhibits 1 and 2

Respectfully submitted by
Robert M Watkins 243853
#2A 118
Perry Corr. Inst
430 Oaklawn Rd
Polzer SC 29669

Sworn Affidavit in Support of
Motion Requesting waiver of fees and
Cost for copies of the filings of
Appellate Case noⁿ 2015-002191

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SC Court of Appeals

I appealed the denial of my PCR application, case 2014-CP23-001589
to The S.C. Supreme Court. Due to my indigency I were represented by
SCCRO Division of Appellate Defense. That agency through Appellate
Counsel, filed an Johnson Petition with the S.C. Supreme Court. Chief Justice
Beatty of S.C. Supreme Court pursuant to SCACR 293(e) transferred my
case down to the S.C. Court of Appeals. Appellate Case # 2015-002191.
I filed a hand written Pro-se Petition, with memoranda of the issues
that I believe the S.C. Supreme Court should review, also putting together
an Appendix. I was not able to obtain copies of those documents
because SCCR doesn't make copies, generated. Hand written legal
document I had, that I submitted to the S.C. Supreme Court and
the S.C. Court of Appeals, in reference to my case. The volume of those
documents that were hand written were too extensive for me to hand
write. The S.C. Court of Appeals clerk Jenny Abbott Kitchings issued
an order denying my petition for a writ of certiorari and granting
the Appellate Counsel request to withdraw pursuant to Johnson v State
294 S.C. 310, 364 S.E.2d 201 (1988). See enclosed as Exhibit #1. 2 pages
In order for me to proceed to Federal Court by way of Petition
for a Writ of Habeas Corpus, I requested from the S.C. Court

The South Carolina Court of Appeals copies of the filings in reference to my case # 2015-002191. In which The clerk of Court Jenny Abbott Kitchings informed me that the costs for copies are as follows. 1,105 pages @ \$.25 per page which equals \$ 276.25 and a postage fee of \$ 11.44 for a total of \$ 287.69. see exhibit # 2 enclosed and attached.

Under the acts of perjury, I Robert Max Watkins # 243803, hereby state that I am indigent and am unable to pay for the requested copies. I hereby pray that this Court will issue an order for the SC Court of Appeals clerk of Court or Records office to provide me with the requested copies. So that I can proceed forward to Federal Court.

sw Robert M. Watkins

Robert Max Watkins 243803

Q2A 118

Perry Carr Inst

430 Oaklawn Rd

PE120 SC 29669

sworn to before me on this 2 day

May month 2017 year

SC Notary Nancy C Merchant Exp. Date: 1-25-2023

Exhibit #1
2 pages

The South Carolina Court of Appeals

Robert Watkins, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2015-002191

ORDER

This matter is before the Court on a petition for a writ of certiorari following the denial of Petitioner's application for post-conviction relief.

Petitioner's counsel asserts that the petition is without merit and requests permission to withdraw from further representation. Petitioner has filed a pro se petition.

Based on the vote of the panel after careful consideration of the entire appendix as required by *Johnson v. State*, 294 S.C. 310, 364 S.E.2d 201 (1988), the petition for a writ of certiorari is denied and counsel's request to withdraw is granted.

FOR THE COURT

BY


CLERK

Columbia, South Carolina

cc:

Laura Ruth Baer, Esquire
DeShawn Herman Mitchell, Esquire
The Honorable Edward W. Miller

FILED

October 5, 2017

27

Robert Watkins
Justin James Hunter, Esquire



Exhibit #2

The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

October 23, 2017

Robert M. Watkins, 243803
Perry Correctional Institution
430 Oaklawn Road
Pelzer SC 29669

Re: Robert Watkins v. State
Appellate Case No. 2015-002191

Dear Mr. Watkins:

We have received your letter, dated October 17, 2017, in which you are requesting copies in the above mentioned case. It is the policy of this court to receive the fee before mailing the records. The costs for the copies are as follows: 1,105 pages @ \$.25 per page, which equals \$276.25 and a postage fee of \$11.44 for a total of \$287.69.

Please send your check or money order made payable to the South Carolina Judicial Department.

Very truly yours,

Handwritten signature of Jenny A. Kitchings in cursive script.
CLERK

cc: Laura Ruth Baer, Esquire
Justin James Hunter, Esquire
DeShawn Herman Mitchell, Esquire

Robert M Watkins 243803 Q2A118
Perry Correctional Inst
430 Oaklawn Rd
Petzer SC 29669

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NOV 06 2017

P.C.I. MAILROOM

To South Carolina Court of Appeals
Office of the Clerk of Court
P.O. Box 11629
Columbia SC, 29211

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SC Court of Appeals

LEGAL MAIL