

Exhibit A

CATHERINE D. BADGETT

ATTORNEY AT LAW

600 THIRD AVENUE ON COURTHOUSE SQUARE
POST OFFICE BOX 2020
RIDGELAND, SOUTH CAROLINA 29936

TELEPHONE (843) 726-9553
FACSIMILE (843) 726-9556
EMAIL cbadgett@badgettlawfirm.com

CERTIFIED MEDIATOR
CIRCUIT & FAMILY COURT

November 8, 2017

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SC Court of Appeals

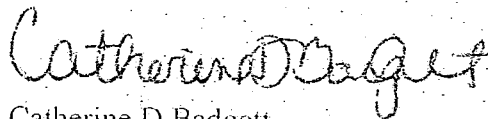
The Honorable Jenny Abbot Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: The State v. Terry Dean Swanger
2009 GS-27-000368
Appellate Case No. 2017-002023

Dear Ms. Kitchings:

As an Officer of the Court, I am unable to set forth any arguable basis for asserting any grounds for appeal in the above-captioned matter. By copy of this letter I am notifying the Defendant that he must, no later than twenty days from the date of this letter, submit a pro se explanation, should he so desire.

Sincerely,



Catherine D Badgett
Post Office Box 2020
Ridgeland, South Carolina 29936
843-726-9553
Attorney for Appellant

Cc: Terry Swanger, Appellant
SCDC ID.00214364
Perry Correctional Institute
430 Oaklawn Road
Pelzer, South Carolina 29669

CATHERINE D. BADGETT

ATTORNEY AT LAW

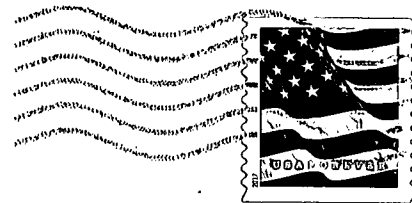
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RIDGELAND, SOUTH CAROLINA 29936

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Ferry Swanner

SCDC ID 00214364

Perry Correctional Institute

430 Oaklawn Road

Pelzer, South Carolina 29669

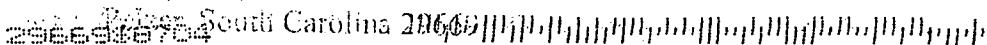


Exhibit B

STATE OF SOUTH CAROLINA)
)
 COUNTY OF JASPER)
)
 State of South Carolina,)
)
 Plaintiff,)
)
 v.)
)
 Terry Dean Swanger,)
)
 Defendant.)

IN THE COURT OF GENERAL SESSIONS

C.A. No.: 2009-GS-27-368

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AFFIDAVIT

PERSONALLY APPEARED BEFORE ME, MARION J. OWENS, who being first duly sworn, deposes and states as follows:

- 1) I make this affidavit based upon my own personal firsthand knowledge of the events;
- 2) On December 5, 2011, I was present at the Jasper County courthouse for a murder trial involving my biological son, Terry Dean Swanger, who was ultimately convicted of the murder that day at the courthouse;
- 3) Immediately following the hearing on the courthouse steps, myself, Terry's father Johnnie R. Swanger, and Terry's brother James Swanger, along with Terry's attorney Catherine D. Badgett, were gathered together talking. During that conversation, Ms. Badgett stated in no unclear terms that she would be filing an appeal in Terry's case;
- 4) It is my understanding that this document was either never filed or was misfiled;
- 5) I graciously ask that you accept an appeal on Terry Dean Swanger's behalf.

Marion J. Owens
 Marion J. Owens.

SWORN to before me this 8th day
 of August, 2017

Susan A. Sauls
 Notary Public for South Carolina
 Print Name: Susan A. Sauls
 My Commission Expires: 3-12-23

STATE OF SOUTH CAROLINA)
)
 COUNTY OF JASPER)
)
 State of South Carolina,)
)
 Plaintiff,)
)
 v.)
)
 Terry Dean Swanger,)
)
 Defendant.)

) IN THE COURT OF GENERAL SESSIONS
)
) C.A. No.: 2009-GS-27-368

RECEIVED
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 SC Court of Appeals

AFFIDAVIT

PERSONALLY APPEARED BEFORE ME, JOHNNIE R. SWANGER, who being first duly sworn, deposes and states as follows:

- 1) I make this affidavit based upon my own personal firsthand knowledge of the events;
- 2) On December 5, 2011, I was present at the Jasper County courthouse for a murder trial involving my biological son, Terry Dean Swanger, who was ultimately convicted of the murder that day at the courthouse;
- 3) Immediately following the hearing on the courthouse steps, myself, Terry's mother Marion J. Owens, and Terry's brother James Swanger, along with Terry's attorney Catherine D. Badgett, were gathered together talking. During that conversation, Ms. Badgett stated in no unclear terms that she would be filing an appeal in Terry's case;
- 4) It is my understanding that this document was either never filed or was misfiled;
- 5) I graciously ask that you accept an appeal on Terry Dean Swanger's behalf.

Johnnie R Swanger
 Johnnie R. Swanger

SWORN to before me this 8th day
 of August, 2017
Susan O Sauls
 Notary Public for South Carolina
 Print Name: Susan O Sauls
 My Commission Expires: 3-12-23

Exhibit E



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

March 06, 2014

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NOV 27 2017

SC Court of Appeals

Catherine Badgett
P.O. Box 2020
Ridgeland, SC 29936

Dear Counsel:

This Court is in receipt of a letter from your client, Terry Swanger, dated February 20, 2014, inquiring about an appeal filed with the Jasper County Clerk of Court. This Court has not received a notice of appeal in this case. Pursuant to Rule 264 of the South Carolina Appellate Court Rules, you remain counsel of record until relieved by order of the Court. If you wish for this Court to have jurisdiction over this appeal, a motion to file the notice of appeal out-of-time will have to be made. Attached is a copy of your client's letter.

Very truly yours,

CLERK

cc: Terry Swanger, 214364
Margaret Bostick
Isaac McDuffie Stone, III, Esquire