

RE: Robert M. Watkins

Appellate Case No 2015-002191

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FEB 28 2018

2-26-2018

SC Court of Appeals

Request

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SC Court of Appeals

Dear Jenny Kitchings clerk of South Carolina Court of Appeals

I am inquiring on the status of my ~~Appellate~~ Appeal Appellate Case No. 2015-002191. I received a copy of an Order denying my petition for a rehearing. Dated December 14, 2017. I have not heard anything else since ~~that date~~ I received that order. Has the remittitur been sent in reference to this case: Appellate Case no 2015-002191 if it has please send me a copy of the remittitur; and return all my filings pertaining to this case to me. Thank you and may God Bless you.

Respectfully submitted by

Robert M. Watkins 243863 02/11/8

Perry Carr Trust.

430 Oaklawn Rd

Pelzer SC 29669

cc: Laura Ruth Barr Esquire

Proof of Service

I Robert M. Watkins, on Feb. 26, 2018 placed into P.C.I. mail room window, my letter addressed to Jenny Kitchings, the clerk at S.C. Court of Appeals, inquiring into the status of my case Appellate Case No. 2015-002191, in reference to whether or not the remittitur has been sent, to provide me a copy of the remittitur, if it has, and to send back to me all my filings concerning my case.

Robert Watkins

Served to before me
on this 26th day
February month
2018 year.

SC Notary Nancy C. Merchant

Exp. Date 1-23-2023

Robert M. Watkins 243803 GRAMS
Appellant
P. C. I.

430 Oakdown Rd

Pelzer SC 29469

P.S. Why haven't you responded to the rest of my filings such as letters, and request for copy of record at waiver of copying fees?

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FEB 26 2018

P.C.I. MAILROOM

Robert Max Watkins
Appellant
v
The State of South Carolina
Greenville County
Respondent

In The South Carolina Court of Appeals
Circuit Court Case No 2012ES231063
Appellate Case No. 2017-001863

11-28-2017

FILED-CLERK OF COURT
GREENVILLE CO. S.C.
PAUL B. WICKENHISMER
2017 DEC 7 PM 10:58

Notice of Appeal

The above appellant comes before this Honorable Court
SC Court of Appeal by way of Notice to appeal

The enclosed and attached Order Denying Motion to
Vacate Sentence. Id as Exhibit # 1 (2 pages).

Respectfully Submitted by
Appellant Robert Max Watkins 243803

- cc. Solicitors office <sup>Greenville County Courthouse
305 E. North St
Greenville SC 29601</sup> QCA 118
- cc. SC Attorney General's office <sup>P.O. Box 11549
Columbia SC
29211-1549</sup> Perry Corr. Inst
- cc. Office of the clerk of Court <sup>305 E North St
Greenville SC 29601</sup> 430 Oaklawn Rd.

General Session Greenville County

Pelzer
RECEIVED

NOV 29 2017

Robert M. Watkins

sworn to before me on this 29th day of November month 2017 year
SC Notary Public Tamara Cornwell

P.C.I. MAILROOM

Exp Date My Commission Expires
September 25, 2023

Please return a received filed copy for my records

-emailed to AJ/SO
-return copy as requested

STATE OF SOUTH CAROLINA

COUNTY OF GREENVILLE

The State of South Carolina

v.

Robert Max Watkins

IN THE COURT OF GENERAL SESSIONS
THIRTEENTH JUDICIAL CIRCUIT

Circuit Court Case No. 2002GS2301063
Appellate Case No. 2017-001863

**ORDER DENYING MOTION TO VACATE
SENTENCE**

G 865 977
G 865 788

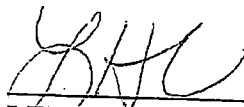
This Matter comes before the Court on remittitur from the South Carolina Court of Appeals pursuant to Rule 221(b) of the South Carolina Appellate Court Rules for clarification regarding this Court's May 23, 2017 ruling. On October 25, 2002, the defendant was convicted of armed robbery and possession of a weapon during the commission of a violent crime. The defendant filed for post-conviction relief and on January 14, 2008, the Supreme Court vacated the defendant's convictions finding his trial counsel was ineffective. The defendant was retried and convicted of the same charges on September 28, 2008. Thereafter, the defendant filed a motion to vacate his sentence and requested a hearing on the matter. In response to the defendant's motion, the State formally asked the Court to deny the motion and rule on the pleadings. In a separate letter, the State reiterated its position and requested direction as to whether the defendant's motion should be set for a hearing. After careful consideration of the pleadings, this Court issued a denial on May 23, 2017. Upon appeal, the defendant contended that the May 23, 2017 ruling applied solely to the State's request to decide the motion without a hearing. This Order clarifies that this Court denied the defendant's motion to vacate sentence on May 23, 2017.

2017 NOV 14 PM 4:30
CLERK OF COURT

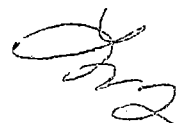
[Handwritten signature]

IT IS SO ORDERED.

November 16, 2017



LETITIA H. VERDIN
CIRCUIT COURT JUDGE



Proof of Service

On 11-29-2017 I placed in the Perry Corr Inst mailroom window my Notice of appeal with a copy of the order denying my motion to vacate sentence already served, in reference to case 2002-6523-1063 Poss of a weapon during the commission of or attempt to commit a violent crime, addressed to the SC attorney General's Office and the Solicitor's Office of Greenville County.

Robert M Watkins 243803 02A118
Perry Corr Inst
430 Oaklawn Rd
Pelzer SC, 29669

Robert Watkins

Saw me before me on

this 29 day November month 2017 year.

SC Notary Public Tamara Conwell

Exp Date **My Commission Expires**
September 25, 2023

- cc Solicitor's Office Greenville County
- cc SC Attorney General's Office
- cc Office of the Clerk of Court Greenville County

RECEIVED

NOV 29 2017

PC.I. MAILROOM

Please return a received filed copy to me for my records

RE Robert M. Watkins 243803 Q2A 118
Criminal Case 2002-6523-1063
Appellate Case 2017-001863

2-26-2018

Dear Jenny Abbott Kitchings Clerk of SC. Court of Appeals

I filed an Notice of Appeal in reference to Appellate Case no. 2017-001863 date 11-28-2017, mailed off through PCI mail room on Nov 29, 2017, it was filed with the office of the clerk of Court Paul B. Wickensimer ^{on} Dec 7, 2017. This case was prior to my appeal being filed with your office the remittitur was sent down after the SC. Court of Appeals in it judgment of this same appellate case, could not determine if the document initiated by the presiding Judge of and earlier Motion to vacate sentence already served was an dismissal of the motion or the ^{remittitur sent that} denying ^{of an} hearing, and enjoined the presiding Judge to issue a prompt under in which on November 16th 2017 Judge Letitia H Verdin issue an order which I attached to the 11-28-2017 appeal of criminal case number 2002-6523-1063; Appellate Case # 2017-001863. You never sent me any notification on my appeal or if I should use the same Appellate Case number, or if you has decided to assign another appellate Case number. Please Provide me the status of my appeal, and the appellate case number I will need to file my brief under. Its now Jan. 24, 2018 and I haven't heard anything from this Court concerning my Notice of Appeal.

Page 1 of 2

I am informing the S.C. Court Administration and SC Supreme Court Justice of my request in reference to this appeal as to why you haven't responded to my Notice of appeal, as well as to why it's so difficult in obtaining ~~records~~ A copy of the Records of my case from you pertaining to my filings to Notify me that my filings have been received and filed, as well as my request for the original documents I filed pertaining to my case as well as the opposing party once the case has been ruled upon and is a final decision, considering that I am indigent. My poverty is being used against me, where the state knows that I am indigent due to my lengthy incarceration yet requires a charging fee for copies of my own Records of personal filing in which I never receive Notice that my filing of such and such Records and Motion etc has been received and filed. Because you haven't provided me with anything concerning my appeal, ^{enclose} ~~see enclosed~~ ^{so} enclosed. I have no Idea of when I must file a brief.

- cc SC Supreme Court Justice Beatty
- cc SC Court Administration
- cc United States Department of Justice
Washington DC 20530

Respectfully submitted by
Robert M. Watkins 243803 @2118

P.C.#
430 Oklahoma Rd
Pulver SC 29669

RECEIVED

FEB 26 2018
P.C.I. MAILROOM

Robert Watkins

Sworn to before me on this 26th day
February month 2018 year

SC Notary Greg C. Merchant Exp Date 1-23-2023

Why haven't you sent me anything showing me you received and file the Notice of Appeal for Appellate Case 2017-001863?

Please return enclosed document timely Thank you
with your Response

- ① Notice of Appeal
- ② Order of Denial Motion to Vacate
- ③ Proof of Service

Page 2 of 2

Robert Watkins 243803 Q2A118
Perry Correctional Institution
430 Oaklawn Rd
Pelzer SC, 29669

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SC Court of Appeals

South Carolina Court of Appeal, Jenny Kitchings Clerk
Post office Box 11629
Columbia, South Carolina 29211

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FEB 26 2018

P.C.I. MAILROOM

LEGAL MAIL