

March 15, 2018

SC Court of Appeals
V. Claire Allen, Deputy Clerk
P.O. Box 11629
Columbia, SC 29211

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MAR 19 2018
SC Court of Appeals

RE: Charlton Davis v. SCDPPPS, Appellate Case No. 2018-000183

Dear Ms. Allen or Ms. Kitchings:

I'm in receipt of your letter dated March 12, 2018, in which I received today on the 15th. Please note that my initial brief, and along with my designation of matter was mailed to your office on the 9th. Also be advise that your letter dated February 14, 2018, that provided me the Appellate case number, and informing that my notice of appeal was filed ~~but~~ received by me on the 16th of February, whereby making your letter dated the 12th premature.

My brief was mailed to this court on the 9th, and its beyond my control when the prison officials process outgoing legal mail. Furthermore, I'm invoking *Houston v. Lack*, 487 U.S. 266 (1988), prison mailbox rule that filing occurs when petitioner delivers his pleading to prison authorities for forwarding to the clerk of court. Also see *Mose v. State*, 803 S.E.2d 718 (2017).

Hopefully this will resolve the matter. Thank you.

Sincerely,

Charlton Davis

Charlton Davis, 231377
HC177/KER.CI
4848 Goldmine Hwy.
Kershaw, SC 29067

cc: Tommy Evans, Jr., Esq.

CHARLTON DAVIS #231377
HC # 117. KERSHAW CORR INST
4848. GOLDMINE HWY
KERSHAW, S.C.
29067

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TO: SOUTH CAROLINA COURT OF APPEALS
JENNY ABBOTT KITCHINGS, (CLERK)
P.O. BOX 11629
COLUMBIA, S.C. 29211

29211-162929

