

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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JAN 09 2017

APPEAL FROM GREENVILLE COUNTY
COURT OF COMMON PLEAS

S.C. SUPREME COURT

DANIEL D. HALL, CIRCUIT COURT JUDGE
CASE NO: 2014-CP-23-5047

BOBBY JOE BARTON APPELLANT

v.

STATE OF SOUTH CAROLINA RESPONDENT

NOTICE OF APPEAL

APPELLANT APPEALS THE HONORABLE DANIEL D. HALL'S ORDER DENYING
OR RULING THAT THE POST CONVICTION TRANSCRIPT ARE ACCURATE.

APPELLANT RESPECTFULLY BRINGS TO THE ATTENTION OF THE HONORABLE COURT
EVIDENCE THAT THE COURT REPORTER OF THE P.C.R. HEARING CHERYL A. SMITH
COMMITTED PERJURY AT THE HEARING CHALLENGING THE P.C.R. TRANSCRIPT ON
DECEMBER 15, 2016.

MAILED 4th DAY OF JANUARY, 2017

Bobby Joe Barton Pro se
BOBBY JOE BARTON, Pro se
S.C.D.C. #163629
MCCORMICK CON. TRUST
386 REDEMPTION WAY
MCCORMICK, SC 29899

CC: PATRICK SCHMECKPETER, ESQUIRE
BOBBY JOE BARTON, PRO SE

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)
)
STATE OF SOUTH CAROLINA,)
)
v.)
)
BOBBY JOE BARTON,)
_____)

IN THE COURT OF COMMON PLEAS

2014-CP-23-5047

ORDER

Pursuant the Supreme Court's Order, dated November 9, 2016, a hearing was held on December 15, 2016, to determine the accuracy of the transcript prepared in the matter of Bobby Joe Barton's ("Petitioner") application for post-conviction relief. At this hearing, Petitioner provided this Court with a document ("Petition") outlining 30 errors, misspellings, and omissions he alleges the transcript to contain. Following the hearing, Petitioner was given until January 1, 2017 to submit additional exhibits which were received by mail dated December 20, 2016 ("Addendum").

This Court has considered Petitioner's Petition, Petitioner's testimony at the hearing, the Petitioner's Addendum, and testimony of the court reporter. As a result, this Court finds that the transcript prepared in this matter is accurate.

And it is so ordered.



Daniel D. Hall

Greenville, SC

York, SC

January 5, 2017

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S.C. SUPREME COURT



State of South Carolina
The Circuit Court of the Sixteenth Judicial Circuit

Daniel D. Hall
Judge

Moss Justice Center
1675-1J York Highway
York, SC 29745-7434
Phone: (803) 628-3048
Fax: (803) 628-3139
dhallj@sccourts.org

January 5, 2017

Bobby Joe Barton, SCDC #163629
McCormick Correctional Institute
386 Redemption Way
McCormick, SC 29899

RE: Bobby Joe Barton v. State of South Carolina, Case No. 2014-CP-23-5047,
Appellate Case No. 2016-000995

Dear Mr. Barton:

Please find my ruling in the enclosed order.

Sincerely,

A handwritten signature in black ink that reads "Daniel D. Hall".

Daniel D. Hall
Resident Judge
of the Sixteenth Judicial Circuit

cc: Patrick Schmeckpeper



State of South Carolina
The Circuit Court of the Sixteenth Judicial Circuit

Daniel D. Hall
Judge

Moss Justice Center
1675-1J York Highway
York, SC 29745-7434
Phone: (803) 628-3048
Fax: (803) 628-3139
dhallj@sccourts.org

January 5, 2017

Clerk of Court of the Supreme Court of South Carolina
Supreme Court Building
1231 Gervais Street
Columbia, South Carolina 29201

RE: Petitioner Bobby Joe Brown (Appellate Case No. 2016-000995)

To the Justice of the Supreme Court of South Carolina:

In a letter dated December 21, 2016, this Court informed Your Honors that Petitioner Brown was given until January 1, 2017 to submit further exhibits. Since that time, this Court has received these exhibits from Petitioner.

This Court has outlined its findings in the Order enclosed.

Sincerely,

A handwritten signature in cursive script that reads "Daniel D. Hall".

Daniel D. Hall
Resident Judge
of the Sixteenth Judicial Circuit

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JAN 09 2017

S.C. SUPREME COURT

BUBBY BARTON #163629
McCormick Correctional Institute
386 Redemption Way
McCormick, SC 29899

ATTN: DANIEL E. SHEARONKE, Esquire
CLERK of COURT, SC. SUP. Ct.
P.O. Box 11330
Col., SC 29211