

The Supreme Court of South Carolina

JESSIE JAMES ROBINSON
PETITIONER

PETITION & ARGUED
WITH SUPPORTING ISSUE
OF MY MENTAL HEALTH
AND VIOLATION OF THIS
STATE & FEDERAL CONST
ITUTION RIGHT

VS.

STATE OF SOUTH CAROLINA
RESPONDENT

APPELLATE CASE No. 2017-0001688

PETITIONER HERE BY... ON; THIS DATE JULY
09, 2018. PETITIONER FILED PRO SE RESPONSE
IS GRANTED AND EXTENDED UNTIL JULY 19, 2018.
PETITIONER'S PRESENT HIS ARGUMENT OF THE RE
SPONDENT'S DID IN FACT VIOLATE THE S.C. MENTAL
HEALTH; AND IT'S LAW. ATTACH SAID INEFFECTIVE A
SSISTANCE OF COUNSEL. WITH AMENDMENT RIGHTS.

COLUMBIA, SOUTH CAROLINA

DATE JULY 09, 2018

~~Jessie James Robinson~~

JESSIE J. ROBINSON #166280

TRC2 UNIT 10 RM 126-B

TYGER RIVER CORRECTIONAL INST.

200 PRISON RD

ESORCE, S.C. 29335

cc:

ROBERT M. PAEHAK, ESQUIRE

MEGAN HARRIGAN JAMESON, ESQUIRE

JESSIE JAMES ROBINSON, 166280

NOTARY: Paul Perry Co

DATE: 7-10-18

EXPIRES: DEC. 10, 2024

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JUL 13 2018

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA
COUNTY OF YORK

IN THE COURT OF COMMON PLEAS

JESSIE J. ROBINSON # 1166280
Applicant, Petitioner

PETITION TO SUPPORT HIS
PETITION OF COUNSEL INEFFECT-
IVENESS OF ASSISTANCE

vs.

STATE OF SOUTH CAROLINA

RESPONDENT

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S.C. SUPREME COURT

July 9, 2018

Applicant Robinson was arrested on false information
to police 098682 FSO1, RESISTING ARREST # 098683 FSO1
AND LATER CHARGE J-133425 BURGLARY (1ST DEGREE-16-11-
311, ON 8-8-2010.

STATEMENT OF FACT

Applicant argued that while he was placed into the
Police car while police officer speaking with Mr.
DEJAME JACKSON WAS INSIDE THE SAME RESIDENT. (SEE)
1108080329, TWO SEPARATE STATEMENT 8-8-2011, 9/17/91.

OFFICER RUTH HOLSTERED HIS FIREARM AND TACKLED MR. ROBINSON AND PLACED ROBINSON IN CUSTODY. AT THAT POINT SEVERAL OTHER OFFICERS ARRIVED ON SCENE TO CLEAR THE REST OF THE HOUSE. OFF. RUTH SEARCHED ROBINSON INCIDENT TO ARREST AND WAS NOT ABLE TO LOCATE AN IDENTIFICATION. OFF. RUTH ASKED ROBINSON WHAT WAS HIS NAME WAS AND HE GAVE THE NAME LARRY JORDAN WITH A DATE OF BIRTH AS 4-28-1988. OFF. COULD NOT LOCATE ANY INFORMATION FOR ANY SUBJECTS WITH THAT INFORMATION. OFF. DETERMINED THAT ROBINSON WAS HIS NAME THROUGH DEPARTMENT RECORDS AND PHOTOGRAPHS FROM PRIOR ARREST. OFF. BAILEY SPOKE WITH DRE JAME JACKSON 9/17-91 WHO STATE THAT HE OBSERVED ROBINSON KICK IN THE FRONT DOOR AND ENTER THE RESIDENCE. IT WAS LATER DISCOVERED THAT MR. ERNEST JAMES WALKER WAS BEHIND THE HOUSE DURING THE ALLEGED COMMISSION OF A CRIME. MR. JACKSON PROVIDED A WRITTEN STATEMENT OF THE EVENTS. THE HOMEOWNER PERRY SUTTON, 9-14-1964 ARRIVED ON SCENE AND STATED THAT HE HAD NEVER SEEN ROBINSON BEFORE, AND THAT HE DID NOT BELONG INSIDE THE RESIDENCE. SUTTON STATED THAT NOTHING APPEARED TO BE MISSING, BUT THE HOUSE WAS RANSACKED. ROBINSON WAS TRANSPORTED TO THE HAW CENTER WHERE HE WAS ISSUED WARRANT # J-133425, FOR BURGLARY 1ST DEGREE, CITATION # 98682 FS-S, FOR FALSE INFORMATION TO POLICE, AND CITATION # 98683 FS, FOR RESISTING ARREST. A HOLD WAS PLACE ON ROBINSON FOR DETECTIVE TO SPEAK TO HIM. THIS CASE IS CLEARED BY ARREST, NO FINGERPRINT OR DNA 1108080329.

SEE: ARREST WARRANT # J-133425, IT CLEAR THAT OFFICER OR DET. MYERS DID FILED THIS WARRANT UNDER FALSE PRETEXT BY REPORTING A CRIME WITHOUT ANY FIRST HAND KNOWLEDGE. IT'S CLEAR THAT OFFICER RUTH WAS THE ORIGINAL ARRESTING OFFICER

charging Mr. Robinson with False information to Police Cit # 99-3
098682FS \$1,000/30 - SERVING TIME IN LIEU OF FINE, AND
RESISTING Police Cit # 098683FS, \$1,000/30, it's clear that Mr.
Robinson STATE AND FEDERAL CONSTITUTIONAL right WAS VIOLATE
4th and 14th Amendment.

SEE Form 4, Judgment in a Civil case # 2013-CP-4602174.

Trial Counsel admitted this failure, after being instructed
by the Trial Judge to have his client evaluate. SEE Tr. page

5. Testified: Mr. Barrowclough believed the facts supported the
plea and that the Applicant freely and voluntarily entered the
plea. Mr. Barrowclough testified that he did NOT present any
expert testimony as to Applicant's mental status, but did
present a supportive witness on the issue. Mr. Barrowclough
testified that no evidence was presented to support sanity
but mentally ill category. see (Plea Transcript p. 22-15.
It clear that Mr. Robinson 5th Amendment rights was violated
by counsel ineffectiveness.

Petitioner argued that he was placed into a mental hospital
at the age of 15 yrs old for 30 days evaluation before being
relief.

It clear that counsel was ineffective because he failed to
honor the oath sworn that he will represent each
client as equal. see SCDMTH, South Carolina Department of Mental
Health Nov 04, 2011, see DMH, SCDMTH Nov 17, 2011, DMH case #1023.
3953 (7). The defendant needs a joint evaluation with the Department
of Disabilities and Special Needs. The DMH-FES will arrange this.
see Jan 20, 2011 SCDMTH. STATE vs. Robinson, A/WARRANT No. J-133423
STATE vs. Blair, 275 S.C. 529, 273 S.E. 2d 534 (1981) and S.C. Code Ann.
§ 44-23-410 (1976). see Order for Criminal Responsibility and Capa-
city to conform evaluation (Aug 08, 2011) pursuant to S.C. Code Ann

§ 17-24-20 (A) (1976). SEE: AIKE VS. UNITED STATES, 410 U.S. 448 (1966) 787
1087 (1985) SEE HUDGINS VS. MOORE, 337 S.C. 333, 524 S.E. 2d 105
(1999). SEE STATE VS HARDY 283 S.C. 590, 325 S.E. 2d 320 (1985).
SEE DMH, AND DASH ORDER, SCCA 201 AND SCCA 487.

PETITIONER ARGUED IT CLEAR THAT THE RESPONDENT HAS FAILED
TO PRODUCE ANY EVIDENCE THAT I WENT INTO THE RESIDENCE
WHICH I ALLEGELY BURGLARY.... (1) NO FINGER PRINT; (2) NO FOOT'S
PRINT; (3) NO DNA EVIDENCE. PETITIONER ARGUED THAT HIS STATE
AND FEDERAL CONSTITUTIONAL RIGHTS WAS VIOLATE, 1ST, 4TH, 5TH, 6TH, 8TH
AND 14TH AMENDMENT. IT CLEAR THAT COUNSEL FAILED TO PRODUCE ANY
DEFENSE FOR HIS CLIENT WHO IS A AFRICA AMERICA AND MENTAL HEALTH
ISSUE.... WHICH... ALL'S PARTIES AGREE TO LOCK ME UP... INSTEAD OF
PROVIDING ME WITH COUNSELOR AND MEDICATION.

Conclusion

PETITIONER SEEK THE RELIEF THAT THE LAW DEEM APPROPRIATE
BY BEING RELEASE FROM THE RESPONDENT'S CUSTODY.

DATE July 9, 2018
CC: CLERK OF COURT
York County
P.O. Box 649
York, S.C. 29745-0649

Jessie James Robinson
JESSIE ROBINSON # 166280
TREC UNIT 10 RM 126-B-U-K
TYGER RIVER CORRECTIONAL INST.
200 PRISON RD.
FLORENCE, S.C. 29535

STATE OF South Carolina
County of York

In The Court of Common Plea

CERTIFICATE OF SERVICE

Jessie J. Robinson #166280

PETITIONER, Applicant

vs.

STATE OF South Carolina

Respondent

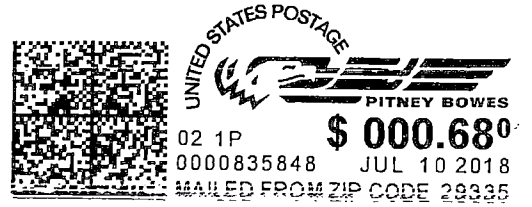
PETITIONER JESSIE J. Robinson here by submitter this
CERTIFICATE OF SERVICE on July 2018, through
THE UNITED STATES POSTAGE SERVICE TO SERVE all's
PARTIES IN THIS MATTER. ETC.

DATE: July 9, 2018

cc: Clerk of Court, York County
P.O. Box 649
York, S.C. 29745-0649

Jessie James Reikman
JESSIE J. Robinson #166280
TCRF UNIT #0 RM 126-B
TYLER RIVER CORRECTIONAL IN
200 PRISON Rd
FLORENCE, S.C. 29535

JESSIE V. ROBINSON "166080
TRCF UNIT 10 RM 126 B
TYGER RIVER CORRECTIONAL INST.
200 PRISON Rd.
FOREE, S.C. 29335



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MAIL ROOM

THE SOUTH CAROLINA SUPREME COURT
DANIEL E. SHEARLISE, CLERK OF COURT
P.O. BOX 11330
COLUMBIA, S.C. 29211

SCDC

JUL 11 2018

MAIL ROOM

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