

To Whom This May Concern, inside I have enclosed a letter from my Attorney Susan B. Blackett. She has told me over the phone she would not file certain motions for me, and "specifically" in her letter she says, "there is no mechanism by which an appellate attorney requests oral argument on a case."

I strongly disagree due to a handwritten "example" that I've also enclosed in this letter. It's pursuant to Rules 215 and 217. SCAR, ~~and~~ and it moves the court to allow Oral Argument.

I continue to ask my attorney for legal help and I ask directly knowing the motions I wish to be filed "will only" be recognized in the courts if filed through her. However, she refuses to ~~do~~ request the motions asked for. ~~It's~~ Clearly these actions show she does not have my best interest and it is ineffective assistance of appellant counsel.

I also wrote a letter to the Division of Appellant Defense asking for a new "indigent" attorney to be appointed to me, but instead I was told, "I could hire an attorney or represent myself." That statement alone violated my 6th amendment right to "Ineffective Assistance of Counsel" If I could hire an attorney I would not be "Indigent" in the first place.

If I were to choose to represent myself I would not be able to accomplish much because I am not an attorney and do not possess the proper materials to do so. Let alone the prison does not allow me the proper time in the law library to attempt to represent myself.

I am receiving Ineffective Assistance of Counsel, My attorney does not have my best interest in heart and I'd like for my proof as well as everything else enclosed in this letter to be updated on the record.

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Thank you,

Malcolm Williams

JUL 02 2018

SC Court of Appeals

LEGAL MAIL

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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense
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Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender

June 5, 2018

Mr. Malcolm Antwon Williams #372578
Broad River Correctional Institution
4460 Broad River Road
Columbia, SC 29210

Re: Your voicemail message

Dear Mr. Williams:

I received a voicemail message from you today. You asked that I “put in for an oral argument” for you. There is no mechanism by which an appellate attorney requests oral argument on a case. If the Court wants to hear argument in a case, the Court will set the case for argument. If the Court does not want to hear argument in a case, the Court will not set the case for argument. There is no request that an appellate attorney needs to make in order for the Court to set a case for argument. In light of my filing a “no merits” brief, or what is also called an Anders brief, it is unlikely the Court will set your case for argument. Nevertheless, I will keep you updated on the status of your case.

Sincerely,

Susan B. Hackett
Appellate Defender

SBH/

Motion for Oral Argument and to Hrgue against Precedent

The State of SC
In the Court of Appeals

Appeal from [Name of County]

Court of Common Pleas

[Name of Judge], Circuit Court Judge

Case # [xxxxxx]

(Name of Respondent), Respondent

(Name of appellant), Appellant

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The Appellant's Motion for Oral Argument and to Argue Against Precedent

The appellant, (), pursuant to Rules 215 and 217, SCACR., Moves the Court to allow oral ~~argument~~ argument. In support of the motion, the appellant shows the following to the Court:

1) Issues in this appeal are:

a)

b)

2) The first issue is novel and complex and the appellant requests oral argument because []

3) The second issue is one which appellant is arguing against the precedent in [title of case name] [citation of case] and the appellant believes that oral argument on this issue is appropriate because [description of facts how oral argument against precedent will aid the Court].

~~Where~~ WHEREFORE, the appellant moves the Court to allow Oral Argument and to allow the appellant to argue against precedent.

This [ordinal number of day] day of [month], [year]

(Name of Attorney)
Attorney for Appellant
(Address of Attorney)
(Phone #)

(Certificate of Service)

LEGAL MAIL

Malcolm A. Williams, SCDC# 372578
BRCI, Wateree, Rm# 175
4460 Broad River Rd.
Columbia, SC 29210

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SC Court of Appeals



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