

Dear Mr. Shearouse,

Dec. 27, 2018

I hope this letter finds you well. My case was vacated on February 17, 2017, by Judge Thomas Cooper. On March 2, 2017 a motion to amend was filed by the state and Judge Cooper dismissed the motion on March 9, 2017.

The state appealed of course. On Dec. 29th, 2017 Laura Baer filed a petition to Return Writ and the state had 10 days to respond and did not. I've been asking about Rule 240 and Rule 260 with no response.

I've been told that the state has put in (3) extensions and finally put a brief in on Aug 31, 2018. Shortly after this Laura Baer has left the Appellate Division. David Alexander has been appointed. I've written both Mr. Dubeck and Mr. Alexander to see what is going on with my case. Ms. Baer had told me this appeal is "frivolous" - "ridiculous" "is what is wrong with our system" and "the Attorney General does not like to admit they are wrong." So, "they appeal and stretch it out."

I would like a record of everything that has been filed on my case. It will be (2) years this February since Judge Cooper vacated my sentence and remanded me back to Darlington County. Laura had told me she was ready to respond to the state, how ridiculous their brief was etc....

I would also like to have a copy of the rules of the Court / job responsibilities of the clerk of court etc.... The clerk of court, during a recess after the first witness took me into a back room and started telling me what I should do, not do, what my attorney was doing wrong etc... My attorney came and "found" us and asked why a third party was talking to her client. He had no court order or permission to

LEGAL MAIL
MAIL ROOM

talk to me. He admitted to what he did, that he had changed what my lawyer had planned and on and on. He left and went and discussed my case and his conversation with ex-Judge Baxley. I was told by Laura that the Supreme Court was not very happy with Judge Baxley (Fraud on the court).

This is all in my PCR transcript and it went right along with my PCR application. Even the part about when I asked Laura, "Do you want me to go back into that courtroom, LIE TO THAT JUDGE AND PLEA TO SOMETHING I DID NOT DO?" She said, "YES." Then I asked my PCR attorney why did the clerk come to me and do all of this? He said, "they knew ya'll knew each other and you would go with him - Darlington is a small town.."

Mr. Shearouse would you do what the clerk of court, Scott B. Suggs, did? Baxley knew, (2) politicians knew, my (2) public defenders, the coroner (Todd Hardee) and ex-Judge Baxley. The coroner came to see me right after the circus trial. He said, "sit down, tell me what happened..." I did and showed him. He said "... I know what Scott did...."

Please, I would like to get any and all information on my case. From Appeal - to now. And Rule 260 states that if the proper protocols are not followed, petitions etc... are not filed properly that a Dismissal goes through the clerk of courts office. Does this include the petition the state did not respond to?

And again, would you go to a defendant, during trial, in your professional capacity, a court official and without permission or a court order and give him legal advice? Is this against the rules of the court? Is this ethical? Sincerely,

Eugene A. Gardner III

RECEIVED
JAN 02 2015
S.C. SUPREME COURT

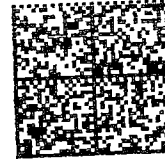
Eugene A. GARDNER III
SCDC # 351996
Unit F1-B-145
McCormick C.F.
386 Redemption Way
McCormick, S.C. 29899

RECEIVED

JAN 02 2019

S.C. SUPREME COURT

Honorable Daniel E. Shearouse
Supreme Court Building
P.O. Box 11330
Columbia, S.C. 29211



UNITED STATES POSTAGE
PITNEY BOWES
02 1P
0000879469
MAILED FROM ZIP CODE 29899
\$ 000.47⁰
DEC 31 2018

RECEIVED

DEC 31 2018

MAIL ROOM
LEGAL -

29211\$1330 BOSS

