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S.C. SUPREME COURT

ALAN WILSON
ATTORNEY GENERAL

January 17, 2019

The Honorable Paul B. Wickensimer
Clerk of Court for Greenville County
305 E. North St
Greenville, South Carolina 29601-2121

Re: Jose Alberto Maldonado v. State
Civil Action No. 2015-CP-23-04747
Appellate Case No. 2017-002092

Dear Mr. Wickensimer:

I am receipt of the various documents, including a "Motion to Correct the Case Number to the Remittitur/4th PCR Order of Dismissal to Reflect the Lower Court Case No. 2015-CP-23-04747" and a "Summons and Complaint," all of which list civil action number 2015-CP-23-04747, that Jose Maldonado has sent to your office for filing. Please note that these submissions are in direct contravention of the August 2, 2018, Order from the South Carolina Supreme Court expressly prohibiting Mr. Maldonado from "filing any further collateral actions in the circuit court, including PCR actions and habeas corpus actions, as well as any motions relating to the previously filed collateral actions, challenging indictments 2003-GS-23-04545, 2003-GS-23-004547, and 2005-GS-47-26-Counts I & IV, and the convictions and sentences thereon, or any motions in the underlying criminal cases, including a motion pursuant to Rule 29, SCRCrimP, without first obtaining permission to do so from this Court." A copy of this order was previously sent to your office and is attached to this letter for reference. I have not received any documentation or notification that Mr. Maldonado has been granted permission from the Supreme Court for the filing of these various documents, and therefore, the State requests that your office decline to file these documents based on the Supreme Court order.

Sincerely,

Megan Harrigan Jameson
Senior Assistant Attorney Deputy General

MHJ/
Enclosures

cc: Jose Maladonado, SCDC # 312648
The Honorable Perry H. Gravely, Chief Administrative Judge for Common Pleas
The Honorable Daniel Shearouse, Clerk of the South Carolina Supreme Court

The Supreme Court of South Carolina

Jose Alberto Maldonado, #312648, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2017-002092

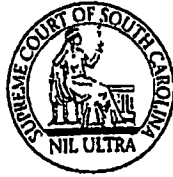
ORDER

This Court recently dismissed petitioner's notice of appeal of an order denying his fourth application for post-conviction relief (PCR). Petitioner was also given notice and an opportunity to provide reasons why this Court should not impose certain restrictions on petitioner's future filings.

Petitioner has filed a "Brief in Opposition to Order Intend to Dismiss Petition for a Writ of Certiorari." Therein, petitioner seeks reconsideration of this Court's dismissal of his notice of appeal. That request is denied.

With regard to whether restrictions should be imposed on petitioner's future filings, petitioner correctly points out the prior order erroneously referred to a murder conviction. We hereby amend the prior order by deleting reference to a murder conviction and instead referencing petitioner's prior convictions for trafficking more than 28 grams of cocaine (2003-GS-23-004547), possession of cocaine with intent to distribute within a half-mile of a school (2003-GS-23-04545), trafficking in more than 400 grams of methamphetamines, and conspiracy to traffick between 28-100 grams of methamphetamines, second offense (2005-GS-47-26-Counts I & IV).

However, we find petitioner failed to set forth a sufficient reason why this Court should not impose restrictions on petitioner's future filings relating to those drug convictions. We therefore prohibit petitioner from filing any further collateral actions in the circuit court, including PCR actions and habeas corpus actions, as well as any motions relating to the previously filed collateral actions, challenging



The Supreme Court of South Carolina

DANIEL E. SHEAROUSE
CLERK OF COURT

BRENDA F. SHEALY
CHIEF DEPUTY CLERK

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August 02, 2018.

The Honorable Paul B. Wickensimer
Courthouse
305 E North St
Greenville SC 29601-2121

REMITTITUR

Re: Jose A. Maldonado v. The State
Lower Court Case No. 2015CP2304757
Appellate Case No. 2017-002092

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

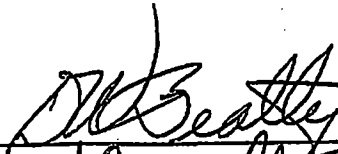
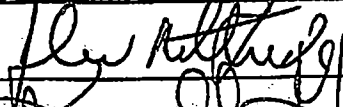
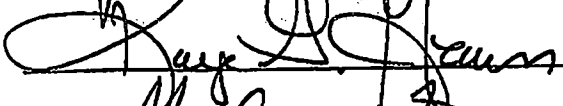

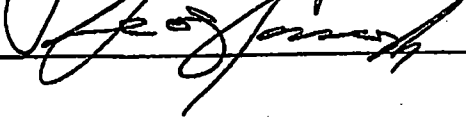
Very truly yours,

Daniel E. Shearouse
65

CLERK

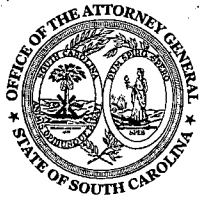
cc:
Megan Harrigan Jameson, Esquire
Jose Alberto Maldonado, 00312648

indictments 2003-GS-23-04545, 2003-GS-23-004547, and 2005-GS-47-26-Counts I & IV, and the convictions and sentences thereon, or any motions in the underlying criminal cases, including a motion pursuant to Rule 29, SCRCrimP, without first obtaining permission to do so from this Court.

	C.J.
	J.
	J.
	J.
	J.

Columbia, South Carolina
August 02, 2018

cc:
Megan Harrigan Jameson, Esquire
Jose Alberto Maldonado, 00312648
Paul B. Wickensimer



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The Honorable Daniel E. Shearouse
Clerk of the South Carolina Supreme Court
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