

The Supreme Court of South Carolina

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April 03, 2019

The Honorable R. Markley Dennis Jr.
P O Box 1800
300 B California Avenue
Moncks Corner, SC 29461-1800

Re: Derrick J. Miles v. State
Appellate Case No. 2015-001997

Dear Judge Dennis:

Enclosed is correspondence received from Mr. Derrick J. Miles.

As you will see, he asserts that the court of general sessions has not taken action on the remand ordered by the enclosed opinion of this Court. Since you are the chief judge for administrative purposes for general sessions in the 9th Judicial Circuit, I am forwarding this letter to you.

I note that the general session case is 2012GS0800255 (Warrant No. K002255).

Very truly yours,

CLERK

Enclosures

cc: Wanda H. Carter, Esquire
Office of the Attorney General
Solicitor Scarlett A. Wilson
The Honorable Mary P. Brown
Mr. Derrick J. Miles

Dear SC Supreme Court,

I have addressed this issue with you before in the matter of Appellate Case 2015-001997; the fact that Wanda Carter at the Office of Indigent Defense had not pushed this matter with Berkeley county to get me a court date, to hear the matter that the Justices remanded. (See Attachment) of the Justices order.

Mrs. Carter has since written me, & produced clock stamped documentation & emails to Berkeley County, where she has been contacting them since July 2017, but Berkeley county refuses to respond or honor our request for a hearing on this matter. My issue is that at some point your office must step in & intervene because an order of South Carolinas highest court is not being carried out. This is a break down of the South Carolina Constitution & the United States Constitution, & if I was in Berkeley Counties direct violation or any other citizen was, we would be held in contempt of court on this order & either jailed or fined serious debts for our contempt which is Criminal.

At this point I dont know if I can but I want to move forward with a federal Habeas Corpus, because Berkeley county will not respond to myself, Mrs. Carter or maybe even Jesus Christ himself. This 378 days Im requesting credit for I feel Im duly owed, because I had it ordered by a Judge, as a condition of my bond & house arrest with outlined rules of notify Solicitor Benjamin Shelton of all my locations, of work & home down to the pacific job site addresses, I was working at. I could not go to any public places but Church for 2 hours on Sunday. I had to pay \$70.00 per week non-refundable, with a \$500 down payment just to get the ankle monitor on the deposit had to be paid 1st to Robison bonding on heels Ave in Charleston SC. 1 year later on the day I went to court I had a letter which should be in my case file you have from Robison bonding stating that I had been successful on the program for 378 days.

please as you can see on the attached motion, my case is almost 2 years old with no action taken yet this has to be illegal on some ones behalf, what should I do??

RECEIVED

APR 03 2019

yours Truly

Denise J. Mills

**THIS OPINION HAS NO PRECEDENTIAL VALUE. IT SHOULD
NOT BE CITED OR RELIED ON AS PRECEDENT IN ANY
PROCEEDING EXCEPT AS PROVIDED BY RULE 268(d)(2), SCACR.**

**THE STATE OF SOUTH CAROLINA
In The Supreme Court**

Derrick J. Miles, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2015-001997

Lower Court Case No. 2013-CP-08-02847

ON WRIT OF CERTIORARI

Appeal From Berkeley County
The Honorable Roger E. Henderson, Circuit Court Judge

Memorandum Opinion No. 2017-MO-012

Submitted May 31, 2017 – Filed June 21, 2017

REMANDED

Deputy Chief Appellate Defender Wanda H. Carter, of
Columbia, for Petitioner.

Attorney General Alan Wilson and Assistant Attorney
General Alicia A. Olive, both of Columbia, for
Respondent.

PER CURIAM: Petitioner seeks a writ of certiorari from the denial of his application for post-conviction relief. The petition for a writ of certiorari is granted. We dispense with further briefing and direct the court of general sessions to determine if, in its discretion, petitioner should be given credit for time served on house arrest. *See* S.C. Code Ann. § 24-13-40 (Supp. 2016) (stating sentence credit "may be given for any time spent under monitored house arrest").

REMANDED.

BEATTY, C.J., KITTREDGE, HEARN, FEW and JAMES, JJ.,
concur.

Mr. Derrick J. Miles #307815
C2-51-B

Mailroom

Kirkland Correctional Institution
344 Broad River Road
Columbia, S.C. 29210



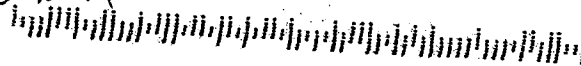
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Mr. Daniel E. Shearouse, Clerk of Court

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