

# The South Carolina Court of Appeals

JUNE 7, 2019

2016-002457  
Appellate Case #

To: V. CLAUDE ALLEN  
Deputy Clerk

\* When will my Appeal Hearing  
come up? Date \_\_\_\_\_

From: Robert Campbell #131941

**RECEIVED**

JUN 12 2019

SC Court of Appeals

[Responds] to your recent correspondence dated June 4, 2019.

Dear Deputy Clerk Allen;

Your letter that's dated June 4, 2019, it states that my  
\* [Recent Correspondence] dated May 22, 2018 is wrong.  
See your letter. I wrote this Court, Court of Appeals  
on May 22, 2019, not May 22, 2018. Plus, I understand  
that you said, I am represented by counsel in my case.  
"but" [Nothing] is being done about my Action Request?  
for D.N.A. test. I been filed a application, and the  
Greenville County Courthouse Clerk file it on the  
7/3/2018. but my Appellate Counsel, Ms Joanna K. Delany  
tells me, because I only handle Appeals, I cannot be  
your attorney for purposes of your D.N.A. Application?

My [RESENTENCING HEARING] is Pending in this Court. AND i NO its  
up to me to PROVE the BURDEN of my INNOCENCE. AND the  
[ONLY] way now is FOR ME to TAKE this D.N.A. test. i CAN  
show Proff that. i WAS LOCK UP when theses CRIME HAPPEN.  
AND with taking this D.N.A. test. i will PROVE i AM INNOCENCE  
to alot of theses charges. the COUNSEL the COURT gave me -  
said. (she) CANNOT BE my ATTORNEY ON Helping me with my  
D.N.A. test. this is why i ASK this COURT, S.C. COURT of APPEALS -  
to PLEASE allow me to TAKE this D.N.A. test while my  
RESENTENCING HEARING is still PENDING there. Plus. i do  
would LIKE for the Judges who will vote ON my CASE NO  
that. i HAVE BEEN turn down FOR PAROLE (4) MORE TIMES SINCE  
my 2016 RESENTENCING HEARING. this made my (23) times.  
AND still for the SAME REASONS. QUESTION for the COURT.

Not Right  
UNCON.

→ THE CLERK SAID. SINCE i AM BEING REPRESENTED by COUNSEL.  
[NO] ACTION will BE TAKEN ON my PRO SE Filing. "but" i  
AM SENDING you AND this COURT [EVIDENCE] of my -  
COURT APPOINTED COUNSEL LETTER THAT (she) MS. DELANY STATED.  
she [CANNOT] BE my ATTORNEY FOR my D.N.A. test. why?  
NOTE i BEEN WAITING to TAKE this D.N.A. test SINCE  
it got FILED ON the 7/3/2018. who will REPRESENT ME  
ON the D.N.A. test?

DATE 6/7/2019

Robert Campbell

The South Carolina Court of Appeals

V. CLAIRE ALLEN  
Deputy Clerk

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JUN 12 2019  
SC Court of Appeals

DUE that i dont HAVE [NO] ATTORNEY to REPRESENT  
ME ON my D.N.A. Application. would you PLEASE  
File my REQUEST.

I All so REQUEST that. i would LIKE for my  
[D.N.A. test RESULT] BE REVIEWED with my PENDING -  
RESENTENCING Appeals.

ROBERT CAMPBELL



# The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
DEPUTY CLERK

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June 04, 2019

Robert B. Campbell, 00131941  
Perry Correctional Institution  
430 Oaklawn Road  
Pelzer SC 29669

Re: The State v. Robert B. Campbell  
Appellate Case No. 2016-002457

Dear Mr. Campbell:

This responds to your recent correspondence dated May 22, 2018. Since you are represented by counsel in this matter, no action will be taken on this *pro se* filing. *Miller v. State*, 388 S.C. 347, 697 S.E.2d 527 (2010); *Jones v. State*, 348 S.C. 13, 558 S.E.2d 517 (2002); *State v. Stuckey*, 333 S.C. 56, 508 S.E.2d 564 (1998); *Foster v. State*, 298 S.C. 306, 379 S.E.2d 907 (1989).

Very truly yours,

*V. Claire Allen, Deputy*

CLERK

cc: Alan McCrory Wilson, Esquire  
Joanna Katherine Delany, Esquire  
Mark Reynolds Farthing, Esquire



# SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense  
1330 Lady Street, Suite 401  
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Post Office Box 11589  
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Robert M. Dudek, Chief Appellate Defender  
Wanda H. Carter, Deputy Chief Appellate Defender

August 1, 2018

Robert Campbell #131941  
Perry Correctional Institution  
Appalachian Region  
430 Oaklawn Road  
Pelzer, SC 29669

Dear Mr. Campbell:

Thank you for your letter dated July 16, 2018. I am writing to answer the questions you asked me in your letter.

You asked what would happen if DNA tests exonerate you. I sent you a copy of the Post-Conviction DNA Testing Act in my last letter. If you look at 17-28-100, it says if the results are exculpatory, they may be used as grounds to file a motion for a new trial.

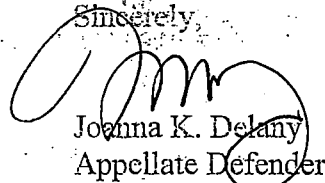
You asked how I would help you with your DNA testing. I am only representing you on the appeal from the court denying you a new sentencing hearing. Because I only handle appeals, I cannot be your attorney for purposes of your DNA application.

You asked what to do to get an attorney on your DNA application since you already filed a request for DNA testing, and did not ask for a lawyer when you filed it. Because you must request an attorney at the time you file the request, I believe you should file another application and write on the application that you request a lawyer be appointed to represent you on the case.

SEE → I have not heard from the Court of Appeals about your resentencing appeal, but will let you know as soon as I do.

Please contact me if you have any questions or concerns.

Sincerely,

  
Joanna K. Delany  
Appellate Defender

JKD/csb



# SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense  
1330 Lady Street, Suite 401  
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Robert M. Dudek, Chief Appellate Defender  
Wanda H. Carter, Deputy Chief Appellate Defender

May 24, 2019

Robert Campbell #131941  
Perry Correctional Institution  
430 Oaklawn Rd  
Pelzer, SC 29669

Re: Your Case

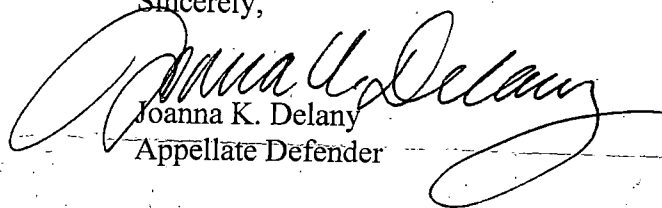
Dear Mr. Campbell:

Thank you for your letter dated May 15, 2019. I know it must be incredibly disappointing to be turned down for parole, and I am sorry to hear that has happened to you again.

I spoke with your mother last week and she said she will send me a copy of all the documents she has about your case, and I promised to forward them on to the lawyers at the Innocence Project in New York when I get them from her.

As far as your resentencing appeal, we are still waiting on a decision from the Court and hoping for the best. I will let you know when we hear anything. Please contact me if you have any questions or concerns. I hope you are doing okay.

Sincerely,



Joanna K. Delany  
Appellate Defender

JKD/csb

Robert Campbell #131941  
Perry Corr. Inst. 3B-122  
430 OAKLAWN Rd.  
PELZER S.C. 29669

RECEIVED  
JUN 10 2019  
P.C.I. MAILROOM

South Carolina Court of Appeals  
V. CLAIRE ALLEN. Deputy Clerk  
P.O. box 11629  
Columbia S.C. 292

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JUN 12 2019  
SC Court of Appeals  
LEGAL MAIL