

Randolph Ashford # 256638
B.R.C.I. Marion Unit - 232
4460 Broad River Rd.
Columbia, South Carolina - 29210

November 6, 2019.

RECEIVED
NOV 15 2019
SC Court of Appeals

South Carolina Court of Appeals
Clerk Of Court
Post Office Box 11629
Columbia, South Carolina - 29211

Re 2nd Letter, Randolph Ashford V. State Of South Carolina
Appellate Case No. 2019-001416
Lower Court Case No. 2012-CP-40-01053

Dear Clerk:

The court has expressly exempt jurisdiction of the lower court's order dated November 9, 2015. Due to its' order dated February 28, 2018. And because over two years has elaps.

I would respectfully request for leave pursuant to this appeal under S.C. Rules of Civil Procedure Rule 60(A) to correct the mistake with the lower court judge.

Thank you very much.

Sincerely,

Randolph Ashford

CC:

Randolph Ashford # 256638
B.R.C.I. Mont. # 260
4460 Broad River Rd.
Columbia, South Carolina - 29210

August 23, 2019.

RECEIVED
NOV 15 2019
SC Court of Appeals

The Supreme Court of South Carolina
Daniel E. Shearouse, Clerk of Court
P.O. Box 113330
Columbia, South Carolina - 29211

Re: Application for Post-Conviction Relief and Order of
Dismissal. Case No. 2012-CP-40-01053

Dear Mr. Shearouse:

Enclosed you will find a copy of both in reference noted
above. Applicant/Ashford, presents to you his un-addressed
PCR claims.

Pursuant to *Fishbourne v. State*, 2019. WL 3437787, PCR
orders must be in compliance with section 17-27-80 of the South
Carolina Code (2014), and Rule - 52 (a) of the South Carolina
Rules of Civil Procedures, See: *McCray v. State*, 305 S.C. 329,
330, 408 S.E. 2nd 241, 241, (1991) Section 17-27-80 Id.

Applicant/Ashford, raised several issues to the PCR Court
in his filing of the application Pro se, and the PCR Court's
order specifically address any of the issues raised by Applicant/
Ashford, In do so the Court claim that Applicant abandoned any
such allegations is false.

I look ford to hearing from you and hope this court will
address this matter.

Thank you very much.

Sincerely,

Randolph Ashford

CC:

Certificate of Service

Re: Case No. 2012-CP-40-01053

Application For Post-Conviction Relief and Order of Dismissal.

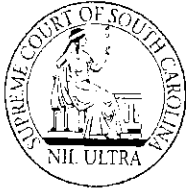
I hereby Certify that the foregoing documents has been served on the following Counsels of Records by Placing the Same in the United States Mail with Sufficient Postage affixed thereto, here at the Broad River Correctional Institution Mail-room on this 23rd day of August 2019.

August 23, 2019.

Columbia, South Carolina

Randolph Ashford
Randolph Ashford #256638

cc: United States Court of Appeals



The Supreme Court of South Carolina

DANIEL E. SHEAROUSE
CLERK OF COURT

BRENDA F. SHEALY
CHIEF DEPUTY CLERK

POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA
29211
1231 GERVAIS STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1080
FAX: (803) 734-1499
www.sccourts.org

September 16, 2019

Mr. Randolph Ashford, 256638
Broad River Correctional Institution
4460 Broad River Road
Columbia SC 29210

Re: Randolph Ashford v. State
Appellate Case No. 2019-001416

Dear Mr. Ashford:

This responds to your letter dated September 12, 2019. This Court did receive your correspondence dated August 23, 2091 [sic], and it has been assigned the Appellate Case Number that appears above. You will be advised when the Court takes action in this case.

Very truly yours,

CLERK

cc: James Clayton Mitchell, III, Esquire

The Supreme Court of South Carolina

Randolph Ashford, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2019-001416

Lower Court Case No. 2012-CP-40-01053

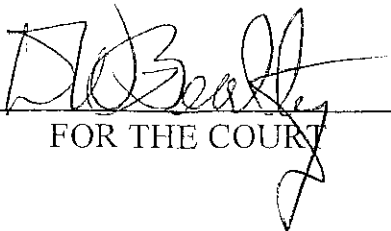
ORDER

Petitioner has sent a letter to the Clerk of Court alleging the post-conviction relief (PCR) court failed to specifically address all of the issues raised in his PCR application in its November 9, 2015 order. The court of appeals denied Petitioner's request for a writ of certiorari to review the order of the PCR court on February 28, 2018. Because over two years has elapsed since the decision of the court of appeals, this matter is not properly before this Court. *See* Rule 242(c), SCACR (stating a petition for writ of certiorari shall be served and filed within thirty days after the petition for rehearing is finally decided by the court of appeals).

Further, neither this Court nor the court of appeals has jurisdiction to review the PCR court's order after the proper sending of the remittitur on March 16, 2018. *See Wise v. S.C. Dep't of Corr.*, 372 S.C. 173, 174, 642 S.E.2d 551, 551 (2007) (holding after the remittitur has been sent, the appellate court no longer has jurisdiction over the matter unless the remittitur was sent down by mistake, error, or inadvertence of the court).

Finally, to the extent Petitioner is asking this Court to decide this matter in our original jurisdiction, Petitioner has presented no reason for this Court to do so. *See* Rule 245(a), SCACR (stating this Court may hear matters in its original jurisdiction if the public interest is involved, or if special grounds of emergency or other good reasons exist); *Key v. Currie*, 305 S.C. 115, 116, 406 S.E.2d 356, 357 (1991) (holding only if an extraordinary reason, such as a question of significant public interest or an emergency, exists will the Court determine a matter in its

original jurisdiction). Accordingly, no action will be taken on Petitioner's letter.



FOR THE COURT C.J.

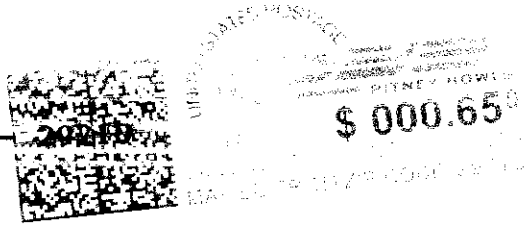
Columbia, South Carolina

September 30, 2019

cc:

James Clayton Mitchell, III, Esquire
Randolph Ashford, 256638
The Honorable Jenny Abbott Kitchings

Randolph Ashford # 256638
B.R.C.I Marion Unit - 232
4460 Broad River Rd.
Columbia, South Carolina



South Carolina Court of Appeals
Clerk Of Court
Post Office Box 11629
Columbia, South Carolina - 29211

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SC Court of Appeals

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