

ROBERT WATKINS 293823
Pro-se Appellant

} To the SC Court of Appeals
} Circuit Case No 2002-65-23-01063
} Appellate Case No 2017-001863

The State of South Carolina
Greenville County
Respondent

Notice of Appeal
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MAR 09 2020
SC Court of Appeals

The above Pro-se Appellant comes before this court with his
Notice of Appeal. To Appeal to the SC Court
of Appeals, the enclosed November 16 2017 order denying
Motion to Vacate Sentence.

Appellant attached enclosed his ground for filing such
Notice of Appeal out of Time, due to SC Court of Appeals
Clerk of Court's mistake, error, or inadvertence; in which
she concerned that the remittor had already been sent on Oct 25 2017
when the order in which he sought an appeal wasnt issued until
Nov 16, 2017. Yet the clerk of court of Appeals denied his Notice
of Appeal timely filed and wouldnt accept any filings. See
enclosed attached letter dated 3-5-2017 to Office of the
Clerk of South Carolina Court of Appeals. 3 pages.

Proof of Service

cc Office of the Clerk of Court
General Session Court
Greenville County

cc Solicitors Office Greenville County

Robert Watkins 293823
Unit 98 Cell 120
Tiger River Corr. Inst
200 Prison Rd
Enroute SC 29335

Robert Watkins 243903
Prose Appellant

✓
The State of South Carolina
Greenville County
Respondent

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SC Court of Appeals

3-5-2020

Dear Office of the clerk of South Carolina Court of Appeals.
Jerry Abbott Kitching Clerk

In reference to Appellate Case No. 2017-001863
order dated October 9, 2017 of the S.C. Court of Appeals,
it states the following:

"The appellant included a document with his notice of appeal which he contends is the order on Appeal. This document is a letter from the office of the Solicitor to Judge Verdin inquiring whether she would like to set the pending motion for a hearing. Handwritten on the face of the letter is the following: "Denied LHV 5/23/17" Because we cannot discern whether this Motion is an indication that the motion is denied or simply a denial of the Solicitor's request to decide the motion without a hearing, this appeal is dismissed without prejudice to allow the circuit court to issue a ruling on the appellant's Motion. The remittitur will be sent pursuant to rule 22c(b), SCACR.

The clerk of Court of South Carolina Appeals Court.
prematurely sent the remittitur on October 25th, 2017.
which was for the circuit Court to make a ruling on
my Motion to vacate Sentence already served. In which

on November 16 2017 The circuit court Judge Letitia H. Verdin issued an order denying my Motion to vacate Sentence concerning circuit Court Case 2002-65-23-01/063, Appellate Case No. 2017-001863. When I filed my Notice of Appeal in reference to that November 16, 2017 order denying my Motion to vacate Sentence, The clerk of South Carolina Court of Appeals Jenny Abbott Kitchings sent me my Notice of Appeal back to me basically telling me the remittitur had already be sent on October 25, 2017 and The S.C. Court of Appeals no longer has jurisdiction to entertain my Notice of Appeal and that no action will be taken on any more filing pursuant to Wise v South Carolina Dept of Corrections 672 S.E.2d 551, 372 SC 173; McKenzie v Sifford 29 S.E. 811, 52 S.E. 324.

To deny me my constitutional Right to Appeal Judge Letitia H. Verdin November 16 2017 order denying my Motion to vacate Sentence already served, is a violation of My Due process and equal protection of Right to access to the Courts of Appeals and to judiciary review in violation of SC Const Article 1 section 3, ~~also~~ SC Const Article 1 section 22.

~~The remittitur sent on October 25, 2017.~~ The order issued on May 23 2017 ~~remittitur~~ of Judge Letitia H. Verdin, that I attempted to Appeal, The S.C. Court of Appeals ~~can~~ could not discern whether it was denial of ~~the~~ My Motion to schedule my motion for a hearing, or a denial of the Motion itself to vacate Sentence already served.

So it denied my Notice of Appeal without prejudice so I could file it again, after the SC Court of Appeals sent the remittitur on Nov 16, 2017 so that Judge Verdin could rule on my Motion to vacate Sentence already served; in which she did on November 16, 2017. I filed another Notice of Appeal to appeal Judge Verdin Nov 16, 2017 order denying my Motion to vacate Sentence.

Jenny Abbott Ketchings. wouldnt accept and file my Notice of Appeal in which I sought to appeal Judge Verdin November 16, 2017 order denying my Motion to vacate Sentence. ~~claiming~~ on ground that the remittitur had already been sent.

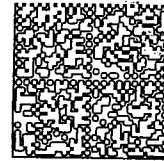
How can you the SC Court of Appeals send a remittitur on October 25, 2017 in reference to on November 16, 2017 order that has went in existence? that was was seeking to appeal? This is error on behalf of the SC Court of Appeals Clerk of Court.

enclosed you will find a copy of the November 16, 2017 order I am including my Notice of Appeal for seeking to appeal that judgment of circuit court Judge Ketchika H. Verdin, ~~and~~ Please file my Notice of Appeal. I am providing the ~~so attorneys bonds office~~ Circuit Solicitors office a copy of my Notice of appeal and the office of the clerk of Court General Sessions Court.

Robert Walthers 293803 Unit 9 cell 126
Tiger River Corr Inst
200 Prison Rd
Endore SC 29335

Robert Watkins 243803 Unit 9-cell 120
Tiger River Corr Inst
200 Prison Rd
Enoree SC 29335

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Office of the clerk of Court of South Carolina Court of Appeals
Clerk Jeremy Abbott Kitchings
Post office Box 11629
Columbia SC 29211

Legal Ment

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SC Court of Appeals

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