

Mr. Shearouse

April 21 2020

I'm writing you today because after 5 yrs I'm hoping and praying that the Supreme Court will put an end to Aiken County has been covering up keeping me wrapped up in paperwork appeals. Its no secret but the former judge of the 2nd circuit shouldn't have allowed this case into his courtroom with the state not having an Affiant nor having the physical or circumstantial evidence to proceed forward with this case. I'd like to know how can the grand jury true bill indictments without any evidence or witnesses? how could a judge bind this case over without anything? As I have written you before many of times explaining my case, they never could place me inside of this dwelling or building in which I never entered how can this be a burglary. I didn't have any tools (the pry bar) they found somewhere on or around the property it was never in my possession they checked for latent prints) If I had this under me my prints and DNA would be all over it wouldn't it? I would have got shot by the officers if they seen anything close to that in my possession. I never possessed that vehicle that night or any night and I did not have any key or keys in my pocket whatsoever I caught a ride and ended up in prison. for

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As you read the factual background you will see. It says six weeks before the crime occurred McDaniel passed away and passed the title to her home to her sister Evelyn Clark. The home was still in probate until October. It really doesn't matter how long Clark stayed at the house. I never entered it never crossing the threshold. (FACT)

When Hess arrived he checked around the house for forced entry and noticed a window that had been forced open (why didn't he dust that location for prints) when he checked around the house why didn't he see me hiding in the bushes in the backyard? because I was nowhere near the " and there are no bushes anywhere on the premises (none) check the crime scene photos they took from me at Kirkland when I got there. And I never got them back when I left 21 days later they claimed they didn't have them anymore? (FACT)

When I walked back up Main St I noticed the officers coming around the house with their weapons drawn I hurried up and got down on the ground so I wouldn't have got shot and if I did have a pry bar "crow bar" anything like that on me or beneath me I would not be around to tell anything I would have been shot dead (FACT) officer Tyler Roberts told me as much when he cuffed me. That's the officer who saw me on the ground in the very front of the house just a few steps from main St (FACT) I never had the key or keys to the door in my pocket. In fact I told Mike

Hess that my Jacket was ^{on} the passenger side
and that ID and wallet was in my pocket.
So with my identification in the pocket of
my Jacket says that I possessed this
vehicle? I never drove it nobody saw me
in it or around it and when I got in the
car Kyle had the key and he told me it
was his brothers car he had to do some
work on. Why didn't Hess fingerprint the inside
of the car and outside. How about the items
he claimed that was taken from the kitchen
such as the butcher knife, mail, and 2 (checkbook
& used one?) Ice scoop which was all taken to
J.P.C. and checked for latent prints (none) was
found. When Hess claimed he found those items
inside the car why didn't he or one of the
officers take a photo of where they were
located? Those items was not inside this
car. (FACT)

procedural history and Allegations raised
in Aiken, Bamberg, Barnwell counties the 2nd
Judicial Circuit and Early being the Chief Admin
Judge should have known that the grand jury
while general sessions is in its only 3 months
out the year JAN. May. Oct and any other
time is not a lawful meet S.C. legislature was
not changed this unless it happened since 2015.
Unless Chief Justice Beatty had called a special
session. Also when I had my preliminary hearing
the state had no witnesses, or physical or circumst-
ential evidence to present to the Judge whatsoever.
So how can this case be binded over
to grand jury? Don't they need
evidence or witness to say whether

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or not the tax-payers want to spend their money on Jury trial? This should have been a bench trial if anything. With the help of Asst. Public defender M.B. Mcmillan, the Jury found me guilty with sham-legal indictments with no witnesses or any evidence. A Jury of ^{my} peers in which Cassie Hall selected with the help of Mcmillan they consisted of 8 white women 4 Black women 2 white men. 1 black man named Jordan blocker had his name called for a potential Juror before he could stand up Cassie Hall excused him and so did Mcmillan. He would have asked that one question "What evidence do we have against him?" When I sent my application for my PCR the Attorney General's office requested that an evidentiary hearing be held I never got that seeing as how I didn't get my direct appeal because Mcmillan planned to make it more than 10 days later the trial ended on the 8 of July he filed it August 19? so then it was sent back to the lower court as to where it ended up back on Early's desk and naturally he dismissed my PCR application with prejudice and granted me a belated direct appeal. "Conflict of Interest" He should've recused himself. He couldn't be my Criminal Judge and my PCR Judge? I've been wrapped in paperwork for 5 years and my mother passed away March 8th of this year and I couldn't attend her homegoing services because of this wrongful conviction and "this charge".

I received was violent. I've never had a violent charge in my life. It took 4 1/2 yrs to get to level 2 yard and .5 yrs to get a PCR, a hearing or anything done to get me home I'm very innocent and everybody who knows the law know that I'm not supposed to be in prison for this crime. All I ask from anybody from the Supreme Court, Court of Appeals, to read my transcript from the 1 day trial or anything about my case and if you can find a crime that I've done I'll do the time with no problems from me I'll never write anybody again. I've lost my mother my family everything. I had for a crime that I didn't do in which there is no proof or evidence to say different. My Appellate Counsel Ms. Susan Hockett prepared my briefs and she found that this trial I had was based on Hearsay? (not admissible in court) Also on Jan. 21, 2020 Mr. Arthur Aiken defended me at my first PCR he found the same issues as Ms. Hockett (Hearsay) Judge C. e. Pope said at the conclusion of the hearing that she would have her decision. It took her from the 21st of Jan. until Mar 6th. At first it was the end of the week? It was very clear that my trial counsel threw me under the bus because he had no answers for the court or Mr. Aiken (completely ineffective) and also he proved that this entire case was Hearsay. Not to mention the state not having any evidence or witnesses.

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for Burglary in the 1st degree, I've been driving trucks most of my life and I've never even thought about Burglarizing anybody's home and to give up my mother and my family for something as petty as this never. Is it true that since I've been wrongfully convicted and having to spend this time in prison that SCDC and/or the State has to pay me to help me get back on my feet? I just wanna go home.

THANK YOU FOR
needing this I know my handwriting is bad because I'm so hurt and mad because I didn't do anything to be in here and my grandbabes are growing up without me And this Corona virus is serious!

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WTHH
One other thing the two officers Mike Hess and John Hicks are the ones responsible for me being here both up and quit working in Jackson Police department?? Hess is a dog trainer and Hicks is driving for a wrecker serv. Hess stated in court that he's been doing police work for 30 years...

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