

Robert Watkins
Appellate
v

The State of South Carolina
Greenville County
Respondent

In the SC Court of Appeals
Appellate Case # 2020-000488

Date 5-26-20
RECEIVED
MAY 29 2020
SC Court of Appeals

Dear v Claire allen

I received your letter dated May 13, 2020 on
May 22, 2020 from the Tiger River Corr. Post mail room

Re: The State v Robert M. Watkins

Appellate Case No 2020-000488

In that letter you stated:

Dear Mr. Watkins:

Within ten days of the date of this letter, please
clarify the specific date you received written notice
of Judge Verdin's November 16, 2017 order and the
first date you served the state with the notice
of Appeal from Judge Verdin's order.

Well on April 27th 2017 I filed a Prose Independent Motion
to Vacate Sentence already served under Indictment
2002-65-23-0063 with the office of the Clerk of Court of
General Sessions Court Greenville County, in which the clerk
of Court provided a copy to the chief administrator Judge
and the Solicitors office.

On May 19 2017 Assistant Solicitor of the 13th Judicial Circuit
Elizabeth Major filed an Response to my Motion to vacate p 10

sentence.

On 2-20-2017 I wrote a letter to Assistant Clerk of Court Mrs. Leanda King of Greenville County with some concerns about the letter Judge Letitia H. Verdin dated May 19, 2017 which had on it denied with Judge Verdin's initials on it dated 5-23-17. which was filed with the office of the clerk of Court General Sessions Court on August 2, 2017.

I sent a copy of Judge Letitia H. Verdin's letter dated 5-23-17 with my Notice of Appeal to S.C. Court of Appeals. In which it was given Appellate case number #2017-001863.

on 10/9/17 S.C. Court of Appeals issued an order stating the appellate 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 notation 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 appellants motion

The remittitur will be sent pursuant to Rule 22.1(b), s.c.a.

On October 25th 2017 the SC Court of Appeal v. Claude Allen
Deputy clerk sent the Remittitur. in Re to The State
v Robert Watkins Lower Court Case No[#] 2002-6823-1063
Appellate Case no[#] 2017-001863

On November 16 2017 Judge Letitia H. Verdin issued an
order Denying motion to vacate Sentence.

When I attempted to Appeal Judge Letitia H. Verdin
November 16th 2017 which were entitled Circuit Case no
2002-6823-1063 Appellate Case No[#] 2017-001863
I received a letter back from Jenny A. Kitchings
that the remittitur had already been sent in the
this case. an no action will be taken on my Notice
of Appeal.

AT

After careful review of the documents I had, I
noticed that, the remittitur was sent on October 25th 2017
Before Judge Verdin issued an order denying
The motion to vacate sentence, dated November 16th 2017
and that I was right in filing my Notice of Appeal.
So what I did, I sent Jenny A. Kitchings the clerk

at S.C. Court of Appeals a letter with all my documents
as exhibits to show her that she was in error in
using the October 25, 2017 Remittitur in denying me
of my right to appeal Judge Verdine's November 16th
2017 order denying my Motion to vacate Sentence.

I heard nothing in response from Jenny & Kothring,
who kept all my documents - (exhibit) record, of proof,
and never returned them to me after I made several
attempts to recover them from her. by way of letters...

She would do from then on deny me access to the
S.C. Court of Appeals, Appellate process; in reference
to Appellate Case No # 2017 - 001863. I attempted
my first Notice of Appeal in reference to Judge
Verdine's November 16th 2017 order. I did not get a copy
of, but I did file a Notice with the office of the

clerk of Court of General Session Court, Mrs. Leanda
King the assistant Clerk of Court will have a copy
of the date that I filed my first Notice of Appeal
in reference to Judge Verdine's November 16th 2017
order denying my Motion to vacate Sentence. Because
of the 10 day from time you gave me to provide you
with the date, I wouldn't have time to obtain it by
mail from the office of the clerk of Court of
General Session Court Greenville County. You may
call or fax her and get that information. of 1/10/18 p. 4 of 10

The reason the S.C. Court of Appeals office at the clerk of Court do not have my Notice of Appeal on file is because Jenny A. Kitchings did not file it. Because she misconceived that the remittitur had already been sent for appellate Case # 2017-001863. In which it was, but before Judge Verdin issued an order on November 16, 2017. So if you are asking me of the actual date I filed my Notice of Appeal pertaining to Judge Verdin's November 16th 2017 order denying my Motion to Vacate Sentence, it was approximately around or between November 16th 2017 - November 26th 2017. because I am aware that it has to be filed within 10 days. The S.C. Court of Appeal office at the clerk of Court doesn't have the date on file because of Jenny A. Kitchings' mistake error. inadvertent.

I also offer explaining all this to Jenny A. Kitchings so she could correct her error and allow me to file my Notice of Appeal. I filed another Notice of Appeal with the office of the clerk of Court of General Sessions Court on April 22 2020 dated 3/24/20 and provided the Solicitor's Office and S.C. Court of Appeals with a copy. I served the state with a copy of my Notice of Appeal. The first time on or between November 16th 2017 and November 26th 2017 and a second time on 3/24/20. I have now complied with your p 5 of 10

request in your May 13, 2020 letter to me I received
on May 26th, 2020 with the information you requested.

I am now inquiring into 2 other Motions I filed
an Notice of Appeal concerning, that Jerry A. Kitchings
was involved in, I filed two motions with the
office of the clerk of Court of General Sessions Court
in with Case # 2019-00111, entitled under case
2007-GS 23-2063 Motion for a New trial pursuant
to Brady violation Brady v Maryland, 373 US 83 (1963)
filed on Feb 5th 2019. The Motion was
for a New trial and

filed on March 27, 2019 entitled Independent Motion
to set aside the judgment of S.C. Supreme Court Opinion
No. 27337 pursuant to S.C. Rule 60(b)(3) on grounds
of fraud upon the court and reinstate the judgment of
S.C. Court of Appeals Unpublished opinion # 2011-UP-021
State v Robert Watkins.

Judge Verdin in a letter to me informed
me that she checked the General Sessions and Court of
Common Pleas docket and no such Motions were
pending and then stated Motions denied. So
I sent a copy of that letter with my Notice of
Appeal to Jerry A. Kitchings. She sent me a
response letter back, stating no action will be

taken on my Notice of Appeal, because the reminder has already been sent. Under Appellate Case # 2017-001863. She kept that letter Judge Verdini sent to me dated, I believe, Sept 29, 2019. I wrote Judge Verdini with an attempt to try to get a copy of that letter: date 3-5 2020 see enclosed

On April 29, 2020 I received the enclosed letter dated April 27, 2020. see also the enclosed letter dated April 28 2020, when I attempted to get a copy of Judge Verdini's letter.

Judge Verdini has not issued a ruling on those two motions according to law, but just stated in a letter no attorney of GS or CP did that, no motions were pending in the Court of GS or CP and therefore my motions were denied. I sent this letter with

a Notice of Appeal to SC Court of Appeals to the Clerk Jenny H. Kitchings, she again made a mistake denying me of my right to appeal in the SC Court of Appeals, by mistake, error and inadvertence on her behalf. But if the letter is not graceful then she should have returned it back to me, or the SC Court of Appeals should have did the same thing that it did with Judge Verdini previous letter. I attempted to appeal under Appellate Case number 2017-001863, see that order issued October 9, 2017. p. 7 of 10

When I explained to her what she did inadvertently or by mistake, she wouldn't respond back to me requests of letters. claiming The S.C. Court of Appeals no longer have jurisdiction to entertain my Notice of Appeals using inadvertently, The October 25 2019 reminder to deny me access to the S.C. Court of Appeals. Now when I also explained this to Judge Verdin, Judge Verdin response was as follow I'd in enclosed letter dated April 28 2020. If those two states a forementioned isn't

pending, then where is the disposition? The Solicitor office is still practicing §1-7-330, and using that unconstitutional power to not schedule these motions on the General Session Court Docket, even as though they were filed with the office of the clerk of Court of General Session Court, and copies forwarded to the Solicitor's office. This is why Judge Verdin in that letter says no such motions are pending on the General Session Court or Court of Common Pleas docket yet denied the motions. and is now attempting to hide or conceal that letter.

Would I need Jenny A. Kitchings do with it. I sent it to her with my Notice of Appeal? Please see if Jenny A. Kitchings has assigned an appellate case number to these two motions, based on my attempt

to Appeal, the letter I sent to her, with my Notice of Appeal
in which she claims this remittitur has been sent in reference
to those 2 Motions under Appellate Case 2017-001863.
In which has nothing to do with My two Motions filed in
2019. Appellate Case 2017-001863 deals with my
appeal of Judge Verdins denial of my motion to vacate
sentence already served. dated. The S.C. Court of Appeal
has never entertained or heard and gave a ruling in response
to Appellate Case 2017-001863 November 16, 2017.
order issued by Judge Verdin denying my motion to
vacate sentence already served. : what did Jenny A. Kitchings
do with that letter I sent her with my Notice of Appeal
in reference to Judge Verdins letter dated Sept 24, 2019
in which she sent to me, informing me that a search of both
GS and CP dockets done and no such motions were
pending: and Motions denied. I sent it to Jenny A
Kitchings it should be filed somewhere, even although
she claims no action would be taken on My Notice of Appeal
in reference to those two Motions, because the remittitur
has been sent "inadvertently," by mistake or even
using Appellate Case 2017-001863 to do this. Please
check my case file under Appellate Case 2017-001863
and see if that letter I'm talking about is on file under
that Appellate Case number 2017-001863 and send me
a copy of that letter, that Judge Verdina claims she

didn't keep a copy of.

I see that you have assigned appellate case number 2020-000488 to something, what is this appellate case number on Appeal in the S.C. Court of Appeals pertaining to? is it replacing appellate case number 2017-003163? Is it the appellate case number assigned to my appeal of Judge Ventres November 16 2017 order denying my motion to Vacate Sentence already served?

Robert Wattle

I appreciate your patience and handling of my matter of concerns of appeal with the S.C. Court of Appeals.

sworn to before me on this 26th day, MAY month, 2020 year

Thank you

S.C. Notary Paul Bone
Exp. Date Dec. 10, 2024

Sincerely,
Your

Robert Wattleline 243803 Unit 9 cell 120B

Tiger River Corr. Inst.

200 Prison Road.

Enoree, S.C., 29335





State of South Carolina
The Circuit Court of the Thirteenth Judicial Circuit

Letitia H. Verdin
Judge

Greenville County Courthouse
305 East North Street, Suite 318
Greenville, SC 29601-2120
Phone: (864) 467-8448
Fax: (864) 467-8504
lverdinj@sccourts.org

20 APR 28 AM 11:55
Paul Wickensimer COC 811 SC

April 28, 2020


Mr. Robert Watkins #243803
Perry Correctional Institution
430 Oaklawn Road
Pelzer, SC 29669

RECEIVED
MAY 29 2020
SC Court of Appeals

Dear Mr. Watkins,

I am in receipt of your letter dated March 5, 2020 wherein you request a copy of my letter to you dated September 24, 2019. I did not retain a copy of that letter. However, this Court has already denied all of your previous motions filed with this Court. To the extent necessary, let this letter serve as a second denial of all motions. Let this letter also serve as denial of your Motion to Modify sentence filed with this Court on April 28, 2020.

Sincerely,


Letitia H. Verdin
Circuit Court Judge

cc: Ms. Elizabeth Major
Greenville Criminal Records



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

May 13, 2020

Robert M. Watkins, 243803
Tyger River Correctional Institution
Lower Yard
100 Prison Road
Enoree SC 29335-9308

Re: The State v. Robert M. Watkins
Appellate Case No. 2020-000488

Dear Mr. Watkins:

Within ten days of the date of this letter, please clarify the specific date you received written notice of Judge Verdin's November 16, 2017 order and the first date you served the state with the notice of appeal from Judge Verdin's order.

Very truly yours,

V. Claire Allen

CLERK

cc: William M. Blicht, Jr., Esquire
Alan McCrory Wilson, Esquire

Robert Watkins 243803 Unit 9 cell 12013
Tiger River Curv Tract
Zoo Pulsion Rd
Enoree SC 29335

Tr S.C. Court of Appeals
Office of the Clerk of Court
P.O. Box 11629
Columbia SC 29211



TYRRI MAILROOM

MAY 26 2020

RECEIVED

MAY 20 2020

SC Court of Appeals

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