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JAN 19 2021

**THE STATE OF SOUTH CAROLINA
In The Supreme Court**

**APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas
Hon. J. Derham Cole, Circuit Court Judge**

S.C. SUPREME COURT

Case No. 2020-001418

John Garvin Petitioner-Appellant,

v.

The State of South Carolina Respondent-Appellee.

**MOTION FOR AUTHORIZATION TO HAVE THE
EXPENSE OF OBTAINING PCR TRANSCRIPT — TO BE PAID
FOR BY SOUTH CAROLINA COMMISSION ON INDIGENT
DEFENSE, PURSUANT TO S.C. CODE ANN. § 17-3-50(B) & (C) —**

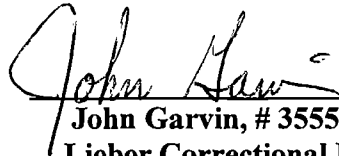
TO: THE HON DANIEL E. SHEAROUSE, CLERK OF THE S.C. SUPREME COURT

Appellant, John Garvin, proceeding as pro-se moves this court for an Order granting the authorization to have the expense of obtaining the transcript of Appellant’s PCR hearing that was held on July 19 & 31, 2019, before the Honorable J. Derham Cole, Circuit Court, for the term of the Court of Common Pleas in Spartanburg County, pursuant to S.C. Code Ann. § 17-3-50(B) and (C).

The said Motion will be made on the grounds that a copy of the July 19 & July 31, 2019, PCR hearing transcript is needed to ensure that the Judge’s order submitted by his honor, covers all the allegations raised at that hearing and that the Order ultimately entered by the court is an accurate and complete statement of the facts. See *Marlar v. State*, 375 S.C. 407, 653 S.E.2d 266 (2007).

Appellant's Motion is made and based on this notice and the attached motion, the affidavit of John Garvin's inability to pay the expense of the PCR transcript, supporting documents, copies of which are served with this notice, and on the pleadings, papers, records, and files in this action.

DATED: January 13, 2021



John Garvin, # 355509, Pro-se.
Lieber Correctional Institution
136 Wilborn Avenue
Ridgeville, S.C. 29472