

THE STATE OF SOUTH CAROLINA
In The Supreme Court

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S.C. SUPREME COURT

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

Case No. 2020-001418

John Garvin Petitioner-Appellant,

v.

The State of South Carolina Respondent-Appellee.

AFFIDAVIT OF JOHN GARVIN
IN SUPPORT OF INABILITY TO PAY
FOR EXPENSE OF PCR TRANSCRIPT

I, John Garvin, being first duly sworn, deposes and says:

1. I am the Appellant in the above – captioned case, and I make this affidavit in support of the attached Motion for Authorization to have the Expense of Obtaining the PCR Transcript of *John Garvin v. State*, 2015-CP-42-4699, held on July 19 and July 31, 2019, for that PCR hearing to be paid for by the South Carolina Commission on Indigent Defense, pursuant to S.C. Code Ann. § 17-3-50(B) and (C) (1999 Supp.).
2. I am presently in the custody of Warden, Brian Kendall at Lieber Correctional Institution, pursuant to a judgment of the Spartanburg County Court of General Sessions of the State of South Carolina rendered on May 23, 2013, convicting me of drug trafficking, pursuant to S.C. Code Ann. § 44-53-370(e)(3), and sentencing me to 25 years imprisonment.
3. I am unable because of my indigence to pay the \$1,105.00 cost that’s necessary to obtain the transcript of that PCR hearing. (See Letter from Court Reporter, Exhibit – A). I am currently incarcerated and I have no income, in addition, I have no property of any worth. No other person has a beneficial interest in the outcome of this appeal.
4. During the PCR hearing I represented myself.
5. The transcript of those proceeding held in connection with Appellant’s Post-Conviction Relief (PCR) application will be required, in order to properly review the allegations raised by Appellant at the July 19, and July 31, 2019, PCR hearing, and is to be utilized for Appellant’s Petition for Writ of Certiorari in the South Carolina Supreme Court.

