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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense
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Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender

S.C. SUPREME COURT

March 18, 2021

Mr. John Dwayne Garvin, #355509
Lieber Correctional Institution
PO Box 205
Ridgeville, SC 29472

Re: Your Case

Dear Mr. Garvin:

Pursuant to the Supreme Court's order dated March 9, 2021, enclosed please find the transcript of record and supporting documents in the above case. **The documents that must be included in the Appendix are:**

1. Trial Transcript dated May 21 – 23, 2013
2. Application for Post-Conviction Relief as filed with attachments
3. Return
4. Post-Conviction Relief Hearing Transcript dated July 19 and 31, 2019
5. Order of Dismissal
6. State's Exhibit No. 1 (Letter)
7. State's Exhibit No. 2 (Voluntary Statement of Defendant)
8. State's Exhibit No. 3 (Incident Report)
9. State's Exhibit No. 4 (Incident Report)
10. State's Exhibit No. 5 (Copies of Warrants)
11. Court's Exhibit No. 1 (Objections to Questions)

Also enclosed are the following documents you filed that pertain to your Post-Conviction Relief case:

- Form 4 Order filed September 11, 2020
- Petitioner's Motion to Restore Case Stricken filed August 6, 2020
- Notice of Motion for Reconsideration to Alter/Amend Judgment filed August 6, 2020

- Motion of Reconsideration of Sentence filed August 6, 2020
- Order of Dismissal filed July 10, 2020
- Motion to Quash Subpoena and/or Motion for Protective Order filed July 17, 2019
- Notice of Filing Papers Removing Action to the U.S. District filed July 12, 2019
- Certificate of Service for Motion to Amend filed July 10, 2019
- Affidavit of John Garvin filed July 10, 2019
- Motion for Leave to Amend filed July 10, 2020
- Affidavit of John Garvin and Exhibits filed July 8, 2019
- Notice of Motion to Show Cause filed July 8, 2019
- Affidavit in Support filed July 1, 2019
- Notice and Motion to Disqualify filed July 1, 2019
- Petitioner's Objection to Scott D. Robinson's Motion filed June 3, 2019
- Motion for Protective Order filed May 30, 2019 by Scott Robinson
- Order Regarding Plaintiff's Motion for Reconsideration filed May 29, 2019
- Motion to Quash Subpoena and/or Protective Order filed May 8, 2019
- Order (Continuance) filed May 8, 2019
- Motion for Discovery and Inspection filed April 8, 2019
- Motion for Reconsideration filed March 12, 2019
- Affidavit of John Garvin in Support of Motion to Show Cause filed February 27, 2019
- Motion for Relief from Judgment filed February 26, 2019
- Motion for Relief from Judgment filed February 25, 2019
- Motion for Summary Judgment filed February 25, 2019
- Order (Motion for Audio Recordings Denied) filed February 21, 2019
- Proposed Order (Audio Recordings) filed February 21, 2019
- Certificate of Service (Motion for Continuance) filed October 31, 2018
- Exhibits in Support of Motion for Continuance filed October 31, 2018
- Affidavit in Support of Motion for Continuance filed October 31, 2018
- Motion for Continuance filed October 31, 2018
- Notice and Motion for Continuance filed October 31, 2018
- Certificate of Service (Motion for Audio Recording) filed October 31, 2018
- Memorandum in Support of Motion for Audio Recordings filed October 31, 2018
- Motion for Audio Recordings filed October 31, 2018
- Affidavit in Support of Motion for Audio Recordings filed October 31, 2018
- Notice and Motion for Audio Recordings filed October 31, 2018

- Form 4 Order (59(e) Motion Denied) filed October 5, 2018
- Motion to Appoint GAL, Motion for Discovery, Motion to File Interrogatories and Request for Admission, Motion in Limine, Motion to Show Cause and Two Motions for Relief from Judgment, all filed August 24, 2018
- Motion for Advancement of Cause to Appeal Conviction filed August 10, 2018
- Remittitur and Order from Sup. Ct. received by lower court on July 30, 2018
- Notice of Appeal filed June 28, 2018
- Notice/Motion to Reconsider filed June 12, 2018
- Order (Motion for Entry of Default and Judgment; Motion for Leave to Amend Petition; Motion to Inspect Grand Jury Documents and Challenge Array of Grand Jury; Motion for Leave to File Requests for Production, Interrogatories, and Requests for Admission; Motion to Compel Defense Attorney to Produce Defense File; Motion for Pre-Trial Hearing; Motion to Subpoena Witnesses for Evidentiary Hearing) filed June 5, 2018
- Motion for Advancement of Cause to Appeal filed May 17, 2018
- Motion to Waive Filing Fee and for Order to Show Cause filed May 17, 2018
- Order Lifting Stay filed November 6, 2017
- Order (Federal Court – Denied Removal of Case and Remanded to State Court) filed August 7, 2017
- Order (Stay PCR) filed July 13, 2017
- Additional Exhibits to Petition for Writ for Mandamus filed June 15, 2017
- Certificate of Service (Notice of Removal) filed June 15, 2017
- Notice of Removal filed in State Court received by the lower court on June 15, 2017
- Exhibits filed June 7, 2017
- Memorandum in Support of Petition for Writ of Mandamus received by the lower court June 7, 2017
- Petition for Writ of Mandamus received by the lower court June 7, 2017
- Summons to Spartanburg County on Petition for Writ of Mandamus filed June 7, 2017
- Summons to Attorney General on Petition for Writ of Mandamus filed June 7, 2017
- Notice of Petition for Issuance of Preemptory Writ of Mandamus filed June 7, 2017
- Certificate of Service (Motion for Leave to Conduct Pre-Trial Hearing with Supporting Affidavits, Memorandum of Support and Proposed Order) filed March 24, 2017
- Memorandum of Support for Motion for Leave to Conduct Pre-Trial Hearing filed March 24, 2017
- Affidavits in Support of Motion for Pre-Trial Hearing filed March 24, 2017
- Notice of Motion for Leave to Conduct Pre-Trial Hearing filed March 24, 2017
- Order (Continuance and Relief of Counsel) filed March 6, 2017

- Affidavit in Support of Motion for Discovery filed January 25, 2017
- Motion to Conduct Discovery filed January 25, 2017
- Motion for Leave to Amend PCR Application filed January 25, 2017
- Affidavit in Support of Motion for Default Entry filed January 25, 2017
- Motion for Entry of Default Judgement filed January 25, 2017
- Letter from John Garvin filed June 16, 2016 with enclosures (Motion to Relieve Counsel; Motion for Leave to Amend PCR Application; Motion to Inspect Grand Jury Documents, Request for Production; Motion for Leave to Serve and File Interrogatory and Request for Admissions; Motion to Compel Attorney to Produce Client File; and Affidavits in Support of Motions)

If you would like to include other documents in your appendix in addition to the documents required to be filed, you must send them back. Please organize your documents exactly how you want them. The petition and appendix will be submitted to the Court in the exact same order as they are received.

The Petition for Writ of Certiorari and Appendix are due to be filed on April 8, 2021. If you choose to request any extensions, they must be filed directly with the Court. You may file an extension by mail with the Supreme Court at the following address:

Supreme Court of South Carolina
P.O. Box 11330
Columbia, SC 29211

Please send the petition for writ of certiorari and appendix to us for printing at least 5 days before it is due to be filed so that we can be sure to have your documents filed on time.

Since you are proceeding pro se, our office is associated with you for printing and filing the petition for writ of certiorari and appendix only. We cannot help you with legal research or to give any legal advice related to your case.

If you have any questions concerning printing, please contact me at the number listed above.

Sincerely,



Lindsey M. Matthews
Administrative Assistant

LMM

Enclosures

cc: South Carolina Supreme Court
SC Office of Indigent Defense

South Carolina Commission on Indigent Defense
Division of Appellate Defense
Post Office Box 11589
Columbia, South Carolina

NEOPOST

TRADITIONAL

03/18/2021

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CONFIDENTIAL LEGAL MAIL

The Honorable Daniel E. Shearouse
S.C. Supreme Court
PO Box 11330
Columbia, SC 29211

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