

**John Garvin
Lieber Correctional Institution
136 Wilborn Avenue
Ridgeville, S.C. 29472**

**RECEIVED
MAR 24 2021
S.C. SUPREME COURT**

**ATTN: Ms. Linda D. Moffitt, Cir. Ct. Rptr.
800 Belcher Road
Spartanburg, S.C. 29316**

RE: John Garvin v. State, Case No.: 2015-CP-42-4699, Requesting Audio Recording of PCR Hearing to Challenge Accuracy of PCR Transcript Due to Errors, Pursuant to Rule – 607(i), SCACR.

Dear Ms. Moffitt:

On February 8, 2021, I received my PCR transcript from Appellant Defense via Lieber Correctional Institution's internal mail staff. I write this letter in regards to challenging the accuracy of your transcription of my July 19th, and July 31st, 2019, Post-Conviction Relief (PCR) hearing that you transcribed.

Whereas, your transcription of my PCR hearing for the above-mention dates, is not a true, accurate, and complete transcription of my PCR hearing. The transcribed portions of the PCR hearing, by you are distorted and omits certain key testimony of Scott D. Robinson, Esquire; Asst. Solicitor, James E. Hunter; Spartanburg County Sheriff Officer, Lt. Ken Hancock; Matt Hutchins; and SLED Agent, Ashley Asbill, that are substantial and significant alterations and omissions to the testimony giving by the aforementioned witnesses at the PCR hearing.

The omissions distort the facts within your transcription of the PCR hearing transcript, which deprives me of a statutory "right to produce witnesses and proofs in [my] favor," pursuant to S.C. Code Ann. § 17-23-60, your transcription specifically prejudices my ability to perfect my appeal and to prove that my constitutional rights were violated on my issues that I presented at that PCR hearing.

Now, due to the transcript errors within my PCR transcript. I am asking that you send me the audio recording and your steno notes of my July 19th, and 31st, 2019, PCR hearing, to correct the transcript errors, pursuant to Rule – 60(a), SCRCP and Rule – 607(i), SCACR.

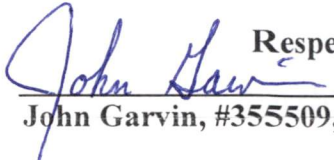
In addition, I also would like to know why I did not receive any notice of the request for the PCR transcript or any correspondences between you and the Respondents, concerning the transcription of the July 19th, and 31st, 2019, PCR hearing, pursuant to Rule – 207(a)(1) and Rule – 607(b), SCACR.

Because the failure of you and the Respondent to put me on notice of a request for the transcript, deprives me of notice and opportunity to object to the accuracy of the PCR transcript.

By copy of this letter, I am informing William H. Ray, Esquire, of the Office of the S.C. State Attorney General; the Court Reporter Manager, Desiree Allen; and Daniel E. Shearouse, Clerk of South Carolina Supreme Court, of my position to challenge the accuracy of my PCR hearing transcript.

I thank you for your cooperation and assistance in this matter.

Dated: March 18, 2021

 Respectfully,
John Garvin, #355509, Pro-se

JG/

cc: William H. Ray, Asst. Att'y. General
Hon. Daniel E. Shearouse, Clerk of S.C. Supreme Court
Desiree Allen, Court Reporter Manager

John Garvin - # 355509
Lieber Correctional Inst
136 Wilborn Ave.
Ridgeville, S.C. 29472



7019 0160 0000 1748 2828

U.S. POSTAGE
PITNEY BOWES
P 29472 \$ 004.11⁰
2 4M
000373893 MAR 18 2021

RECEIVED

MAR 18 2021

MAIL ROOM
LIEBER C.I.

Attn: Hon. Daniel E. Shearouse, Clerk
The South Carolina Supreme Court
1231 Gervais Street
Columbia, S.C. 29201

FOR LEGAL USE ONLY

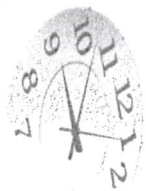
CHARLESTON SC 294

18 MAR 2021 PM 1 L

FOR LEGAL USE ONLY

MISSISSIPPI DEPARTMENT OF CORRECTIONS
S.C. DEPARTMENT OF CORRECTIONS

DEPARTMENT OF CORRECTIONS
OR CONTACT THE STATE ATTORNEY
FOR LEGAL USE ONLY



Time Sensitive Material

FIRST CLASS



PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS, FOLD AT DOTTED LINE
CERTIFIED MAIL