



The Supreme Court of South Carolina

PATRICIA A. HOWARD
CLERK OF COURT

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July 21, 2021

Mr. Robert Dexter Thomas, 221038
Perry Correctional Institution
430 Oaklawn Road
Pelzer, SC 29669

Re: Robert Dexter Thomas, III, v. State
Appellate Case No. 2021-000765
Lower Court Case No. 2018CP4201046

Dear Mr. Thomas:

This Court has received three documents each entitled "brief" and a proof of service indicating these documents were sent to this Court. Since review in a post-conviction relief case is commenced by serving and filing a notice of appeal under Rule 243 of the South Carolina Appellate Court Rules (SCACR), these briefs have been construed as a notice of appeal.

This matter has been assigned the appellate case number that appears above. Please use this number on all future correspondence relating to this matter.

All parties to this matter are advised that all filings must comply with the requirements of Rule 267 of the South Carolina Appellate Court Rules (SCACR). The SCACR are available online at www.sccourts.org/courtreg. Additionally, any filings submitted by counsel admitted in South Carolina must include counsel's bar number.

The attention of the parties is directed to the order relating to the inclusion of personal data identifiers and other sensitive information in documents filed with the Supreme Court of South Carolina and the South Carolina Court of Appeals. The order can be found at www.sccourts.org/courtOrders/displayOrder.cfm?orderNo=2014-04-15-02. Please note that the responsibility for insuring that information is redacted or sealed as required by this order rests with counsel and the parties. This office will not review filings for redaction or to determine if materials should be sealed.

For this matter to proceed, you will need to provide this Court with the following within twenty (20) days of the date of this letter:

- (1) A proof of service showing that a copy of the notice of appeal (briefs) has been served on the counsel for the State as required by Rule 243(b) and 203(d)(1)(B)(i), SCACR. I have enclosed a copy of the briefs which you may use for this purpose, along with a sample proof of service.
- (2) As required by Rule 203(e)(1)(C), SCACR, a written statement indicating the date on which you received written notice of entry of the final order in this case.¹ This final order is dated June 1, 2021, and was filed with the clerk of the circuit court on June 14, 2021.
- (3) Since the order of the circuit court determined that this action is barred as being successive and/or as being untimely under the statute of limitations, Rule 243(c), SCACR, requires you to provide a written explanation as to why this determination was improper. This explanation must contain sufficient facts, argument and citation to legal authority to show that there is an arguable basis for asserting that the determination by the lower court was improper. The failure to

¹ While you did not include a copy, this Court has obtained a copy of the Conditional Order of Dismissal and the Final Order of Dismissal from the Public Case Index for Spartanburg County.

make a sufficient showing may result in the dismissal of this matter. If you would like this Court to consider your briefs as your explanation, you may simply advise this Court of that fact.

Very truly yours,

Patricia A. Howard

CLERK

Enclosures

cc: Office of the Attorney General

FORM 7
PROOF OF SERVICE OF A NOTICE OF APPEAL

THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court]

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

George E. Brown, Circuit Court Judge

Case No. 2000-CP-00-0000

Stephen L. Doe, as Personal
Representative of the Estate of
John B. Doe, Respondent,

v.

Jane C. Roe, Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Stephen L. Doe by depositing a copy of it in the United States Mail, postage prepaid, on September 15, 2000, addressed to his attorney of record, Mary P. Jones, Post Office Box 456, Greenville, South Carolina 29000 [by personally delivering a copy of it to his attorney of record, Mary P. Jones, at her office at 123 Oak Street, Greenville, South Carolina 29000, on September 15, 2000].

September 15, 2000

s/ John E. Smith
John E. Smith
Post Office Box 123
Greenville, South Carolina 29000
(864) 000-000-0000
Attorney for Appellant