

Sept. 15, 2021

The South Carolina Court of Appeals  
Jenny Abbott Kitchings, Clerk  
P.O. Box 11629  
Columbia, SC 29211

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SEP 17 2021

SC Court of Appeals

RE: HERMAN BELTON V. STATE  
APPELLATE CASE No. 2020-001619

DEAR CLERK;

OR: TO WHOM IT MAY CONCERN;

HISTORICALLY, THERE HAVE BEEN FOUR REMEDIES AVAILABLE  
IN A POST-CONVICTION RELIEF ACTION.

- (1) VACATE THE CONVICTION AND REMAND TO THE COURT OF  
GENERAL SESSIONS FOR A NEW TRIAL.
- (2) VACATE THE CONVICTION
- (3) VACATE THE SENTENCE AND REMAND TO THE COURT OF  
GENERAL SESSIONS FOR RESENTENCING
- & (4) DISMISS THE APPLICATION

IN THIS PARTICULAR SITUATION, VACATING THE SENTENCE  
IS THE ONLY APPROPRIATE REMEDY - BECAUSE I HAVE  
BEEN FALSELY "TRIED AND CONVICTED" OF A CRIME OF;

TRAFFICKING MORE THAN 100 GRAMS BUT LESS THAN 200 GRAMS OF CRACK COCAINE, WHEN THE RECORD(S) CLEARLY SHOW THAT THE STATE IS THE REAL TRUE PERPETRATOR(S), WHICH BEGAN WITH A "UNLAWFUL STOP" FOLLOWED BY "INACCURATE INFORMATION."

I HAVE A CONSTITUTIONAL DUE PROCESS RIGHT TO BE SENTENCED UPON ACCURATE INFORMATION; IF THAT IS THE CASE, I ASK THAT YOU REFER TO THE POLICE REPORT AND THE DATE 5-11-2005; ALSO REFER TO THE RULE 6 (FORM C) WHERE THE CHAIN OF CUSTODY FORM IS NOTORIZED SWORN BEFORE ME THIS 4<sup>TH</sup> DAY OF APRIL 2006; LET IT BE KNOWN, I WAS NOT EVEN LOCKED UP ON 5-11-2005 AND 4<sup>TH</sup> DAY OF APRIL 2006. MY ARREST DATE IS MAY 3<sup>RD</sup> 2006. THOSE DATES PRE-DATES MY ARREST. A CRIMINAL SENTENCE BASED UPON MATERIALLY UNTRUE INFORMATION WHETHER CAUSED BY CARELESSNESS OR DESIGN, IS INCONSISTANT WITH DUE PROCESS AND CANNOT STAND. U.S. CONST. 5, 14. I ONLY ASK THAT YOU-ALL LET THE RECORD(S) REFLECT THE OUT-COME.

PLS; NOTE: AT TRIAL MY APPOINTED TRIAL LAWYER, OR PUBLIC DEFENDER PRETENDER, ALONG WITH THE PROSECUTOR

AND OTHERS FOR THE STATE obviously conspired  
AND by "deliberate deception" REFUSED to REVEAL  
THE DATES ATTACHED to the VARIOUS DOCUMENT(S)  
Such AS THE police report, THE Rule 6 (Form C).  
which constitutes conduct OR activities outside  
OF THE COURT PROCEEDINGS which DEPRIVED ME OF  
THE OPPORTUNITY to fully exhibit AND TRY MY CASE.  
SURELY this is "EXTRINSIC FRAUD" WARRANTING  
EQUITABLE RELIEF FROM JUDGEMENT. I HAVE HERE  
BY BEEN DEPRIVED OF LIBERTY WITHOUT DUE PROCESS  
BY PROSECUTING OFFICERS DELIBERATE USE OF  
PERJURED TESTIMONY AND THE STATE'S FAILURE THUS  
FAR TO PROVIDE CORRECTIVE JUDICIAL PROCESS RELIEF  
NOW THAT THE WRONG HAS BEEN BROUGHT TO YOU ALL'S  
ATTENTION. IT IS ALL THERE IN THE RECORD(S), AND  
THERE IS MORE. BUT, IT IS ONLY COMMON SENSE;  
IF THE INFORMATION ON THE MANY VARIOUS DOCUMENT(S)  
ARE WRONG, IT'S OBVIOUS THE CONVICTION TOO IS  
ALSO WRONG. NOW THAT THE "TRUTH" HAS BEEN REVEALED,  
I SIMPLY ASK THAT THE LAW BE APPLIED. IT IS ALL  
SELF EXPLANATORY. THERE CAN/WILL NEVER BE "TRUE  
JUSTICE" WITHOUT "TRUE INFORMATION."

I also would like to bring to your attention that both arresting officer(s) who also testified against me at trial has since been forced to resign from the Anderson City Police Dept. because they both has been caught up filing other false document(s). This show(s) a pattern and deserve to be looked into. I thank you all in advance.

Sincerely

Herman Belton

HERMAN BELTON #256396  
GOODMAN CORR. Inst.,  
4556 BROAD RIVER Rd.  
Columbia, SC 29210

cc:  
TAYLOR Z. SMITH, AAG  
P.O. BOX 11549  
Columbia, SC 29201

NOTE: I AM NOT INCARCERATED FOR A CRIME THAT WAS ACTUALLY COMMITTED; I AM INCARCERATED AS A RESULT OF A CRIMINAL JUSTICE SYSTEM MALFUNCTION.

(A BROKEN CRIMINAL JUSTICE SYSTEM)

HERMAN BELTON #256396  
GOODMAN CORR INST, B-3-40B  
4556 BROAD RIVER RD.  
COLUMBIA, SC 29210

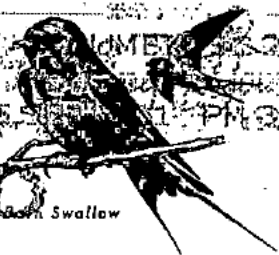
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