



# The Supreme Court of South Carolina

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June 13, 2012

Mr. Robert Mitchell, 140920  
Broad River Correctional Institution  
4460 Broad River Road  
Columbia SC 29210

Re: Robert Mitchell v. The State  
Appellate Case No. 2012-211876

Dear Petitioner:

This Court has received the notice of appeal in the above post-conviction relief action.

As you know, the circuit court dismissed this PCR by final order dated November 9, 2011, and subsequently dismissed your Rule 59, SCRCP, motion finding it was not timely filed. You then filed a Rule 60(b), SCRCP, and that circuit court denied that motion by order dated April 9, 2012. You have now served and filed a notice of appeal from the April order.

Since the order of the circuit court determined that this action is barred as being successive and as being untimely under the statute of limitations, Rule 243(c) of the South Carolina Appellate Court Rules you will need 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 make a sufficient showing may result in the dismissal of this matter.

Please provide the explanation required by Rule 243(c) within twenty (20) days of the date of this letter.

Very truly yours,



CLERK

cc: Suzanne Hollifield White, Esquire