

JACKSON, MS. 39205

OFFICE OF THE CLERK
SUPREME COURT
COURT OF APPEALS

RE: MINOR W. STATE, NO* 2007-TS-00990
CIRCUIT COURT, NO* 2005-0566

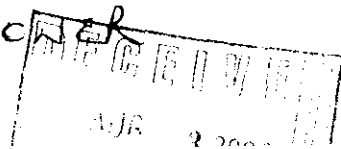
DEAR CLERK:

ENCLOSED FOR FILING, PLEASE FIND
THE ORIGINAL ALONG WITH TWO (2) COPIES
OF THE PETITIONERS "NOTICE OF PRESENT EXACT
STATUS OF THE CASE." ALSO I AM FORWARDING
A COPY OF THE SAID NOTICE TO THE MADISON
COUNTY CIRCUIT CLERK, P.O BOX 1626, CANTON, MS
39046.

YOUR KIND ASSISTANCE IS ALWAYS
APPRECIATIVE

151 Adrian Minor

PROSE / PETITIONER



HERSC MINOR

PETITIONER

vs.

CAUSE NO. 2007-TS-00990

STATE OF MISSISSIPPI

RESPONDENT

NOTICE OF PRESENT EXACT STATUS OF THE CASE

Comes now, HERSC MINOR, PROSE PETITIONER, WITHOUT THE BENEFIT OF COUNSEL, IN THE ABOVE STYLE NUMBER CAUSE., AND FILES HIS NOTICE OF PRESENT EXACT STATUS OF THE CASE IN SUPPORT THEREOF, WOULD SHOW UNTO THE HON. COURT THE FOLLOWING:

<1.> THE PETITIONER AFFIRMATIVELY ASSERTS THAT, HE RESPECTFULLY SUBMITTED HIS MOTION FOR POST-CONVICTION COLLATERAL RELIEF VIA THROUGH ANIMATE LEGAL ASSISTANCE PROGRAM, P.O BOX 1419, LEAKESVILLE, MS 39451 TO THE CIRCUIT COURT OF MADISON COUNTY.

SEE: MINOR vs. STATE, NO. 2005-0566

FOR POST-CONVICTION COLLATERAL RELIEF

SEE: EXHIBIT "A"

(3.) THEREAFTER, ON OR ABOUT 3-14-07, PETITIONER RESPECTFULLY SUBMITTED ITS NOTICE OF APPEAL, (ESTABLISHMENT OF RECORDS), CERTIFICATE OF COMPLIANCE AND APPLICATION TO PROCEED) IN FORMA PAUPERIS, WITH THROUGHT FURNISHING LEGAL ASSISTANCE PROB-
RAM, P.O. BOX 1419, LEAKESVILLE, MS 39451
TO THE CIRCUIT COURT OF MISSISSIPPI COUNTY.
SEE: EXHIBIT "B"

(4.) NEVERTHELESS, THE SAID COURT HAS NOT RULED ON THE PETITIONERS NOTICE OF APPEAL. ET AL. THEREFORE, THE PETITIONER CAN NOT PROCEED ANY FURTHER UNTIL THE SAID COURT MAKE A RULING ON THE PETITIONERS NOTICE OF APPEAL. ET AL.

STRUE THE FACTS OF THIS CASE UNDER THE AUTHORITY OF WATSON V. AULT, F. 3d 886 (5th CIR. 1976):

FERRETTA V. CALIFORNIA, 400 U.S. 806 (1975) AND HAYNES V. KERNER, 404 U.S. 519, 90 S.Ct. 594, 30 L.

ED 2d 650 (1973). IN THAT PROSE PLEADING ARE TO BE CONSTRUED WITH A LENIENT EYE AND ARE NOT TO BE HELD TO THE STRICTLY OF ATTORNEYS.

PETITIONER FURTHER PRAYS THAT THIS PETITION BE CONSTRUED UPON THE DOCTRINE OF EXCUSE-ABLE ERROR WITHOUT BEING SCRUNTINIZED FOR THE EXCELLENCE OF AN ATTORNEY.

WHEREFORE, PREMISES CONSIDER, PETITIONER RESPECTFULLY REQUEST THIS HON. COURT TO GRANT THE NOTICE OF PRESENT EXACT STATUS OF THE CASE. FURTHERMORE, THIS NOTICE IS NOT FILED FOR THE PURPOSE OF DELAY, BUT THAT JUSTICE MAY BE DONE.

AND CORRECT COPIES OF THE ABOVE "NOTICE
OF PRESENT EXACT STATUS OF THE CASE, VIA
THROUGH "T.L.A.P.", P.O. BOX 1419, LEAKESVILLE,
MS 39451 TO THE FOLLOWING:

CLERK OF COURT
P.O. BOX 249
JACKSON, MS 39205

CLERK OF COURT
P.O. BOX 1626
CANTON, MS 39046

HONE THIS THE 1st DATE OF 8 2007.

151 Madie Minor

HELYC MAJOR #118817

S.M.C. #2, C-2, B-ZONE

P.O. BOX 1419

VS.

STATE OF MISSISSIPPI

CIVIL ACTION NO. 2007-0050(C)

RESPONDENT



JUDGMENT OF DISMISSAL

THIS CAUSE is before the Court on petitioner's Motion for Post-Conviction Relief, and after the Court having reviewed the transcript of petitioner's guilty plea hearing that was conducted on February 22, 2006, which was Exhibit "B" to the above-mentioned motion and after having reviewed petitioner's entire criminal file, which is Cause No. 2005-0566 on the docket of this court, and being otherwise fully advised in the premises, the Court finds it plainly appears from the face of the above-mentioned motion that petitioner is not entitled to any relief and further finds that such motion should be dismissed pursuant to Miss. Code Ann. §99-39-11(2) (as amended).

IT IS THEREFORE ORDERED AND ADJUDGED that petitioner's Motion for Post-Conviction Relief shall be and hereby is dismissed.

SO ORDERED AND ADJUDGED this 13th day of February, 2007.



CIRCUIT JUDGE

[Signature]

ATTEST A TRUE COPY
This 13 day of February, 2007
LEE WESTBROCK, CIRCUIT CLERK
[Signature]

VS.

CAUSE NO. 2005-0566

RESPONDENT(S)

State

NOTICE OF APPEAL

Comes now, Dedric Minor, Pro Se, being aggrieved by the

Order of this Court entered on March 14, 2007, in the above numbered

cause and does desire to appeal this decision to the Mississippi Supreme Court.

The clerk of this Court is hereby requested to send up to the Mississippi Supreme

Court the complete record in this cause.

In Lieu of Appeal Bond petitioner attaches hereto an Affidavit of Poverty as

provided by Mississippi Code Annotated, Section 11-53-17.

Dedric Minor
PETITIONER

MDOC# 118817

P.O. Box 1419

Address

Leaksville, MS 39451

Address

DESIGNATION OF RECORDS

I, Dedric Minor, Appellant, Pro Se, pursuant to Mississippi Supreme Court Rule, 10(b)(1), designates the following parts of the record as being necessary to be included on appeal.

1. All Clerk's papers, trial transcripts and exhibits filed, taken or offered in this case.
2. The order entered on the 1st day of March, denying Petitioner Post Conviction Motion.

This the 14 day of March, 2007.

Respectfully Submitted,

Dedric Minor
PETITIONER
MDOC# 118817
P.O. Box 1919
Address
Lexington, MS 39454
Address

VERSUS

State of Mississippi

NO. 2005-0564

RESPONDENT(S)

CERTIFICATE OF COMPLIANCE

I, Dedric Minor, Petitioner, Pro Se, pursuant to MRAP 11(b)(1), certify that I am unable to obtain the cost of preparing the designated record on appeal because I am incarcerated in Mississippi Department of Corrections and cannot freely contact the court reporter for this information. Therefore, according to Mississippi Rules of Appellate Procedure 11, cost is estimated at the statutory rate per page for the clerk's papers and at \$300.00 per day of proceedings to be transcribed, totaling

approximately \$ _____.

This the 14 day of March, 20 07.

Dedric Minor
PETITIONER

MDOC# 118817

P.O. Box 1419
Address

Leakesville, MS 39451
Address

States Mail, postage pre-paid, a true and correct copy of the foregoing and attached

instruments to the following:

Lee Westbrook (ex)	P.O. Box 110210	3910916 - 16210	_____
_____	_____	_____	_____
Betty Sephton	Supreme Court Clerk	P.O. Box 249	Jackson, Ms 39205
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
Courthouse, 128 W. North St	_____	_____	_____

This the 14 day of March, 2007.

Dedric Minor
PETITIONER

MDOC# 118817

P.O. Box 1419
Address

Leakesville, Ms 39451
Address

I, Dedric M. Murr, an inmate within the Mississippi

Department of Corrections, request this Honorable Court to allow me to proceed without prepayment of costs and declare that I am unable to pay the fees and am entitled to

proceed as a Pauper. In support thereof, I would show the following, to-wit:

1. I receive income, if any, in the amount of \$ 23.60 per week/month year.
2. I have the amount of \$ NA in a checking and/or savings account located at NA
3. List all other assets such as real estate, bonds, notes, etc.

- a. NA
- b. NA
- c. NA

STATE OF MISSISSIPPI
COUNTY OF Greene

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for said jurisdiction, the within named Petitioner, who, after first being by me duly sworn, stated on oath that the statements set forth in the above and foregoing are true and correct as therein stated.

SWORN TO AND SUBSCRIBED before me, this the 10th day of April, 2007.

Laura Stewart
NOTARY PUBLIC



I, Dedic Maw, MDOC# 118617,
authorize the Clerk of Court to obtain, from the agency having custody of my person,
information about my institutional account, including balances, deposits and withdrawals.
The Clerk of Court may obtain my account information from the past six (6) months and
in the future, until the filing fee is paid. I also, authorize the agency having custody of
my person to withdraw funds from my account and forward payments to the Clerk of
Court, in accord with section 47-5-76 of the Mississippi Code Annotated.

Date 3/14/07

Signature of Petitioner
Debra Brown

IT IS THE PETITIONER'S RESPONSIBILITY TO HAVE THE APPROPRIATE
PRISON OFFICIAL COMPLETE AND CERTIFY THE CERTIFICATE BELOW

CERTIFICATE

(Inmate Accounts Only)
TO BE COMPLETED BY AUTHORIZED OFFICER

I certify that the Petitioner named herein has the sum of \$ 2.18
on account to his credit at med, MDOC Facility, where
he is confined. I further certify that the Petitioner has the following securities to his
credit according to the records of said institution:

I further certify that during the last six (6) months the
Petitioner's average monthly balance was \$ 23.60

I further certify that during the last six (6) months the
Petitioner's average monthly deposit was \$ 19.05

I further certify that Petitioner has made the following withdrawals within
the past thirty (30) days: 2/13 \$9.47, 2/20 \$55.94, 2/27 \$18.60,
3/6/07 \$43.97

Authorized Officer of Inmate Accounts
Debra Brown

Print Name of Authorized Officer
Debra Brown

Telephone Number
601-394-5600

Date
3/15/07

RECEIVED
MAR 15 2007
SACJ
CRIME BANKING