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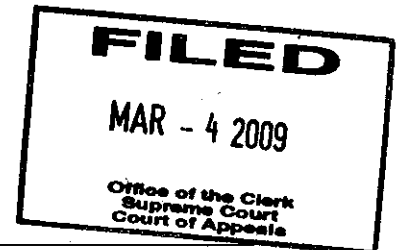
CASE NO. 2007-CP-1795-COA

IN THE COURT OF APPEALS OF MISSISSIPPI

CALVIN LEE ROBINSON  
APPELLANT/DEFENDANT

VS.

STATE OF MISSISSIPPI  
APPELLEE/PLAINTIFF



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APPEAL FROM THE CIRCUIT COURT OF  
LEFLORE COUNTY, MISSISSIPPI

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REPLY BRIEF FOR APPELLANT

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ORAL ARGUMENT NOT REQUESTED

BY: \_\_\_\_\_

*Calvin Robinson*

Calvin Robinson, Appellant

#L6862

P. O. Box 5188

Holly Springs MS 38634-5188

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REPLY BRIEF FOR APPELLANT

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The Appellee has filed its Brief in regards to this appeal. Appellant would assert to this Court that the Brief for Appellee has not fully responded to all claims set out by the Appellant's opening Brief.

I.

The Appellee in response to the claims set forth in the Brief for Appellant has asserted that the Post Conviction Motion was successive. However, as demonstrated by the Brief for Appellant, the claims raised and PCR are not successive. The present PCR, which was appealed in this instance, is the first PCR which has been properly filed. Any other PCR which was purported to be filed was not in compliance with the PCR statute and should not have been filed by the Circuit Clerk. Appellant Robinson should not be punished with the successive bar on the basis of the acts of the Circuit Clerk not complying with the Statute. To do so would allow the

CERTIFICATE OF SERVICE

This is to certify that I, Calvin Robinson, have this date served a true and correct copy of the above and foregoing Reply Brief for Appellant, by United States Postal Service, first class postage prepaid, upon:

Honorable Jim Hood  
Attorney General  
P. O. Box 220  
Jackson, MS 39205

This, the 4 day of March 2009

Respectfully submitted,

By: Calvin Robinson  
Calvin Robinson, Appellant  
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P. O. Box 5188  
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