

CASE NO. 17-8791 (CAPITAL CASE)
IN THE SUPREME COURT OF THE UNITED STATES

CHARLES RUSSELL RHINES,
Petitioner,

v.

STATE OF SOUTH DAKOTA,
Respondent.

On Petition for a Writ of Certiorari to
The Supreme Court of the State of South Dakota

SUPPLEMENTAL BRIEF
IN SUPPORT OF A PETITION FOR A WRIT OF CERTIORARI

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*Counsel for Petitioner, Charles Russell
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Dated: May 29, 2018

SUPPLEMENTAL BRIEF

Pursuant to Rule 15.8 of the Rules of the Supreme Court of the United States, Charles Rhines calls this Court's attention to an order from the U.S. District Court for the District of South Dakota, denying a motion Mr. Rhines had referenced in his Petition at 9 n.5 and in his Reply at 5. *See* Order Den. Mot. Amend, Den. Mot. Relief J., and Den. Mot. Expert Access, 5:00-CV-05020-KES, ECF No. 399 at 3–17, 24 (concluding that it lacked jurisdiction to rule on a motion to amend a prior federal habeas corpus petition or, alternatively, for Fed. R. Civ. P. 60(b)(6) relief), attached as Attachment A. Undersigned counsel received notice of this order shortly after filing the Reply in Support of a Petition for Certiorari.

In its order, the federal district court incidentally rejected ethical allegations the State had made against the Federal Community Defender Office for the Eastern District of Pennsylvania, similar to those the State has made in its Brief in Opposition to a Petition for a Writ of Certiorari and to which Mr. Rhines has responded in his Reply at 3 n.1. *See* Attachment A at 1 n.1 (“Respondent’s ethical allegations are stricken as scandalous.”).

Respectfully submitted,



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Counsel for Petitioner, Charles Russell Rhines

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