



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
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May 29, 2013

Mr. Eric Spratt 257899
Perry Correctional Institution
430 Oaklawn Road
Pelzer, SC 29669

Re: The State v. Spratt, Eric
Appellate Case No. 2011-193948

Dear Mr. Spratt:

The Court has received your Petition for Rehearing. Because you are represented by counsel, we are returning your filings to you. *See Miller v. State*, 388 S.C. 347, 347, 697 S.E.2d 527, 527 (2010) ("Since there is no right to 'hybrid representation' that is partially *pro se* and partially by counsel, substantive documents, with the exception of motions to relieve counsel, filed *pro se* by a person represented by counsel are not to be accepted unless submitted by counsel.").

Very truly yours,

A handwritten signature in cursive script that reads "Jenny A. Kitchings".

CLERK

cc: Salley W. Elliott
LaNelle Cantey DuRant

MAY 21, 2013

Jenny Abbott Kitchings, Clerk
S.C. Court Of Appeals
1015 Sumter Street
P.O. Box 11629
Columbia, SC 29211

Re: Petition For Rehearing.

Dear Ms. Kitchings;

Enclosed please find the Original Petition for Rehearing
and Proof of Service for same for filing with your office.

Sincerely,

Eric Spratt
Eric Spratt 257899
Perry Correctional Inst.
430 Oaklawn Road
Pelzer SC 29669

RECEIVED

MAY 24 2013

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM YORK COUNTY
Court of General Sessions

Lee S. Alford, Circuit Court Judge

Case No. 2006-GS-46-1625

The State of South Carolina, Respondent,

v.

Eric Spratt, Appellant.

PETITION FOR REHEARING

The Appellant moves the Honorable Court for issuance of a Petition for Rehearing based on the following:

1. This Court may have overlooked the application of the appellant's prior uncounseled drug offense for which he was convicted and sentenced to suspended jail time, but was previously incarcerated for violating the suspension order by the court.

Wherefore, for the foregoing reason, this Honorable Court should grant a rehearing to serve the interest of fundamental fairness.

Respectfully Submitted,

Eric Spratt

Eric Spratt, 257899
Perry Correctional Inst.
430 Oaklawn Road-24A/104
Pelzer, S.C. 29669

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MAY 24 2013

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM YORK COUNTY
Court of General Sessions

Lee S. Alford, Circuit Court Judge

Case No. 2006-GS-46-1625

The State of South Carolina, Respondent,

v.

Eric Spratt, Appellant,

PROOF OF SERVICE

The Appellant, Eric Spratt No. 257899, do hereby certify that he served a true copy of the Petition for Rehearing upon the State's counsel, Sally W. Elliott, Assistant Attorney General, 1000 Assembly Street, Room 519, Columbia, SC 29201.

Eric Spratt

Eric Spratt, 257899
Perry Correctional Inst.
430 Oaklawn Road-Q4A/104
Pelzer, S.C. 29669

This 21 day
of MAY, 2013