

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

**RECEIVED**

OCT 05 2022

Appeal from Bamberg County **SC Court of Appeals**  
Honorable Courtney Clyburn-Pope, Circuit Court Judge

THE STATE,

Respondent,

Vs,

Kelcie Ralph Gilbert,

Appellant.

Appellate Case No. 2022-000307  
Motion to hold appeal in abeyance

Now Comes Appellant Gilbert by way of this motion will this Court to respectfully request that his appeal be held in abeyance, and for this Court to grant him leave to make a motion in the Court of General sessions for a new trial based upon after discovered evidence. Pursuant to rule 29(B) of SCREP. Appellate Kelcie R. Gilbert makes this motion on the grounds that, After the trial of this Case. Several new witness has Come forward with new information that appellant feels would probably Change the result if a new trial was given.

Jeffery P. Norton Jr, and Jacaue~~l~~ie Summers, two witnesses has come forward with new information. Ms. Summers states, that she personally witness the victim in this matter "Victor Middleton" being passed a chrome and black handgun out of the black Nissan Altima. Ms. Jacaue~~l~~ie Summers further states that after Victor had the gun he sped off towards the stop sign, and it became clear to her what was about to happen. Ms. Summers states that she told the Appellant to "get us from here ASAP!" At which time the victim was at the stop sign with his gun in hand.

Appellant would request to have his appeal held in abeyance based upon Jacaue~~l~~ie Summers eye-witness account. In addition to Ms. Summers, Appellant also makes this motion on the account of Jeffery P. Norton Jr, Mr. Norton witness the shooting, and seen the victim "Victor Middleton" got up with a chrome gun in his hand, and got into the black Nissan Altima. Appellant feels in light of those facts a fundamental miscarriage of Justice will occur if this matter is not heard.

THEREFORE, based upon all of the foregoing reasons stated above. Appellant request to have his appeal held in abeyance, and his request for leave should be granted.

Respectfully Submitted,

Date: 9/22/22

---

Kelcie Ralph Gilbert  
Appellant Pro Se

P.O. Box 2039  
Ridgeland, S.C. 29936

Ridgeland, South Carolina

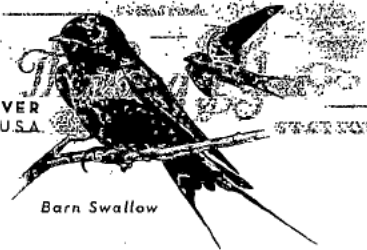
Kelde R Wilber 336623  
R.C.I  
P.O BOX 2039  
Ridgeland, S.C. 29936

CHARLESTON SC 294

RECEIVED

3 OCT 2022 PM 3

FOREVER  
L U.S.A.



OCT 05 2022

SC Court of Appeals

RIDGELAND CORRECTIONAL  
INSTITUTION

OCT 03 2022

Mailroom

JENNY A B BOTT KITCHINGS  
POST OFFICE BOX 11629  
Columbia, S.C 29234

29211-162979

