

SUPPLEMENT TO APPLICATION
FOR POST-CONVICTION RELIEF

APPLICANT, ROBERT WILLIAM WAZNEY, files a supplement to his complaint in this action and alleges:

1. Since the filing of the original Complaint in this action, the following facts affecting the cause of action stated in that Complaint have arisen, and Applicant supplements to such Complaint and adds under the following lines therein:

Line 10. (n) ROBERT WILLIAM WAZNEY was denied the right to equal protection - guaranteed by the Fourteenth Amendment § 1 to the United States of America Constitution and by Article I §§ 3 and 14 of the South Carolina Constitution.

(o) ROBERT WILLIAM WAZNEY was denied the right to due process of law - guaranteed by the Fourteenth Amendment § 1 to the United States of America Constitution and by Article I § 3 of the South Carolina Constitution.

(p) ROBERT WILLIAM WAZNEY was denied the right to effective assistance of appellate counsel AND TO ENJOY A TRIAL BY AN IMPARTIAL JURY - guaranteed by the Sixth and Fourteenth Amendments to the United States of America Constitution and by Article I §§ 3 and 14 AND ARTICLE V SECTION 21 OF THE SOUTH CAROLINA CONSTITUTION.

Line 11. (n) Supporting facts: The Government applied a state statute, which was found unconstitutional on its face, before Applicants conviction was finalized.

(o) Supporting facts: Government application of unconstitutional statute made accused Applicants conviction unfair.

(p) Supporting facts: Appellate counsel failed to recognize COURTS INSTRUCTING JURY ON S.C. Code 16-3-657 STATUTE, WAS UNCONSTITUTIONAL AND IS EFFECTIVE IN THIS CASE PENDING ON DIRECT APPEAL.

2. Because of this, Applicant has been further damaged.