

THE STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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S.C. SUPREME COURT

APPEAL FROM FLORENCE COUNTY

COURT OF COMMON PLEAS

Hon. GEORGE M. McFADDIN, JR., PER COURT JUDGE

APPELLATE CASE NO. 2021-001329

MR. TAMARQUIS ANTWAIN WINGATE,

PETITIONER,

V.

THE STATE OF SOUTH CAROLINA,

RESPONDENT.

PETITION  
FOR BAIL PENDING  
APPELLATE REVIEW

LOWER COURT CASE NO: 2014CS2101378

SC. COA APP CASE NO: 2014-002717

SC. SUP. CT. CASE NO: 2017-001211

PER COURT CASE NO: 2018CP21001038

MR. TAMARQUIS A. WINGATE  
BISHOPVILLE, S. CAROLINA 29010

SELF-REPRESENTED

OTHER COUNSEL OF RECORD:

DANIELLE DIXON  
~~D. ROBERT BARTON, JR., ESQ.~~  
COLUMBIA, S. CAROLINA 29211

RESPONDENT

SREDDY REMEDI CONSULTING

SOUTH CAROLINA SUPREME COURT RECEIVED

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A MOTION TO  
PETITION FOR BAIL PENDING  
APPELLATE REVIEW

~~EMERGENCY REMEDY REQUESTED~~

PURSUANT TO SCACH, Rule 243(k) AND OF  
S.C. CONST. ART. V, § 35; THE PETITIONER IN THIS CASE,  
MR. TAMAROUS ANTIWAN WINGATE, REQUEST THAT THE  
HONORABLE COURT, TO HEREBY ENTERTAIN THIS MOTION  
AND ITS PETITION FOR BAIL PENDING APPELLATE REVIEW.

## PROCEDURAL BACKGROUND

THE PETITIONER, (WINGATE), AN AFRICAN-  
AMERICAN, WHO IS INDIGENT, DID NOT RECEIVE  
THE QUALITIES THAT A PERSON BORN IN AMERICA, IS  
EXPECTED TO HAVE, SUCH AS PRIVILEGES AND EQUALITIES  
OF HIS CITIZENSHIP OF THE UNITED STATES, NOR HIS  
RIGHTS MANDATED AND GUARANTEED BY THE  
UNITED STATES CONSTITUTION. ESPECIALLY OF THE  
THIRTEENTH (13<sup>TH</sup>) AND FOURTEENTH (14<sup>TH</sup>) AMENDMENTS,  
BUT DID HOWEVER RECEIVE LOW BORN SERVICES  
(LASHES), MORE CLOSELY OF THE RESEMBLANCE OF  
ONE UNLAWFULLY PLACED INTO A CONDITION HARDLY  
BETTER THAN THAT OF SLAVERY.

1/16 RW

NEVERTHELESS, THE UNAUTHORIZED AND INVASION OF HIS LIFE, LIBERTY, AND THE PURSUIT OF HAPPINESS, BELONGING TO AN HUMAN BEING SUCH AS MR. TAMARQUIS ANTOA WINGATE. IN THE DECISION TO USE THE AUTHORITY GRANTED (HIM) UNDER THE EQUAL PROTECTION CLAUSE, TO TAKE A STEP, THAT UNDER OTHER CIRCUMSTANCES WOULD HAVE BEEN A VIOLATION AND COMPLETE DENIAL OF THE INTERESTS IN THE UNITED STATES LAWS AND ITS CONSTITUTION.

THEREFORE, IN THIS UNLAWFUL CONVICTION HAD BY THE STATE OF SOUTH CAROLINA, BY WAY OF THE TWELFTH (12<sup>TH</sup>) JUDICIAL CIRCUIT COURT, THE OFFICERS OF SAID COURT, THE DIRECT APPEAL PROCESS FOR INDIGENTS, AND THE COURT OF COMMON PLEAS IN THE (12<sup>TH</sup>) JUDICIAL CIRCUIT; TO INCLUDE ALL PERSONS INVOLVED, DID SO CONDEMNED, [WINGATE] A MAN WHO IS AN ACTUAL INNOCENT BEING; DID HOWEVER WITHOUT ANY REGARDS OF TRASHING AND DISPOSING (WINGATE'S) RIGHTS, GUARANTEED IN THE UNITED STATES CONSTITUTION OF THE FIFTH (5<sup>TH</sup>); SIXTH (6<sup>TH</sup>); EIGHTH (8<sup>TH</sup>); THIRTEENTH (13<sup>TH</sup>); FOURTEENTH (14<sup>TH</sup>); AND THE FIFTEENTH (15<sup>TH</sup>) AMENDMENTS.

## FACTORS TO BE CONSIDERED

IN THE PROBABILITY OF PREVAILING, PETITIONER WILL SHOW THAT THE APPEAL FILED UNDER APPELLATE CASE NUMBER [2021-001329], IS NOT FOR ANY PURPOSES OF DELAY, AND THAT THIS 'PETITION FOR BAIL' CONSIST OF MULTIPLE SUBSTANTIAL CLAIMS UPON WHICH HIGH LIABILITY OF SUCCESS ARE ABSOLUTE IN REGARDS TO JUSTICE.

## EXCEPTIONAL CIRCUMSTANCES:

THE PETITIONER, WANT TO REITERATE (HIS) COMPLETE AND HONEST ACTUAL INNOCENCE, IN THE CONVICTION OF THE STATE OF SOUTH CAROLINA, AND MOREOVER, STATES THAT UNDER NO CIRCUMSTANCE DID A SEXUAL CRIME COMMITTED IN THE FIXED CHARGES HAD. ON NUMEROUS OCCASIONS, PETITIONER TRIED BY DUE DILIGENCE, TO NOTIFY PROPER AUTHORITIES, TO FULLY LISTEN, FROM THE ORDER OF SAID CHARGES, BUT TO NO AVAIL. UNFORTUNATELY, OVER EIGHT (8) YEARS BEING IN CUSTODY ITS TIME FOR THIS COURT OF LAST RESORT TO HEAR AND UNDERSTAND, (WINGATE'S) PLEA FOR JUSTICE AND ITS UNIFORMITY WITH THE EQUAL PROTECTIONS THAT'S SAFEGUARDED. I AM ACTUALLY INNOCENT OF THESE CRIMES CHARGED.

# I. [DURING PETITIONER'S TRIAL]

HAD DECEMBER 09-10, 2014, THE TRIAL COURT INSTRUCT THE JURY WITHOUT STIPULATION FROM COUNSEL, ON EITHER SIDE, TO AN ADMONITION, THAT VERY WELL ESTABLISHED AN ESSENTIAL ELEMENT OF CRIMINAL SEXUAL CONDUCT WITH A MINOR (1ST DEGREE) § 16-03-0655(A)(2), FOR THE JURY.

THE TRIAL COURT ERRONEOUSLY, INCORRECTLY, AND UNREASONABLY ALLOWED THE FORENSIC INTERVIEWER TO TESTIFY TO THE TIME, DATE, AND THE CIRCUMSTANCES OF THE ALLEGED 'CSC W/ MINOR'. THIS IMPROPER APPLICATION AND ITS DISCRETION WAS ABUSED WHEN THE FORENSIC INTERVIEWER'S TESTIMONY SUBSTANTIALLY EXCEEDED THE LIMITATIONS OF TIME AND PLACE SET FORTH IN RULE 801(d)(1)(D), SCRE, AND IN KRAMAH, AGAINST DEFENSE OBJECTIONS.

THE TRIAL COURT THEN CHARGED THE JURY, IN THAT A: "VICTIM'S TESTIMONY NEED NOT BE CORROBORATED," IN WHICH THIS COURT RULED THAT THIS STATEMENT IS AN IMPERMISSIBLE CHARGE ON THE FACTS, INSTEAD OF INSTRUCTING THE JURY AS A MATTER OF LAW. THE TRIAL LASTED ONLY (6 1/2) HOURS; DELIBERATIONS, APPROX. (40) MINUTES. THE TRIAL COURT ABUSED ITS DISCRETION BY APPLYING CLEARLY ESTABLISHED FEDERAL AND STATE LAW ERRONEOUSLY.

## II. [DURING DIRECT APPEAL]

THE ERRORS ALREADY MENTIONED, SHOULD HAVE BEEN DECLARED EVIDENT IN ITS PRIMA FACIE SHOWING DURING THE PENDENCY OF THE APPEAL. THE APPELLATE DEFENDER QUICKLY FILED A BRIEF IN THE FORM OF AN ANDERS BRIEF, THEN FILED A MOTION TO BE RELIEVED AS COUNSEL.

PETITIONER WAS IN THE COURT OF APPEALS FROM [DECEMBER 22, 2014 - APRIL 25, 2017], WITH A TOTAL OF TWO (2) YEARS, FOUR (4) MONTHS, FIVE (5) DAYS. HOWEVER, ON MAY 04, 2016, A GROUNDBREAKING DECISION OF STATE V. STUKES, 416 S.C. 493, 787 S.E.2d 480, WAS HEARD. THE PETITIONER ATTEMPTED MULTIPLE TIMES TO BRING UPON THE APPELLATE DEFENDER, AND TO THE COURT'S ATTENTION TO THE ENTITLEMENTS TO THE PROVISIONS OF STUKES, BUT AGAIN NO RESPONSES. THE APPEAL WAS DISMISSED. AFTER PETITIONING FOR A REHEARING, IT WAS ALSO DISMISSED, TO INCLUDE THE ACTING ASSOCIATE MANDATORY RETIRED JUDGE [JAMES E. MOORE], WHO HAD CONCUR IN THE DISSENT OF THE COURT'S DECISION IN STUKES. PERHAPS THIS COULD BE A CONFLICT OF INTEREST AS WELL AS BEING CONSIDERED AS BEING INAPPROPRIATE IN NATURE.

PETITIONER PRAYED FOR RELIEF, AND ASSERTS THAT THERE'S NO WAY THE ANDERS PROCESS WAS APPLIED CORRECTLY.

5/16 @TW

### III. [DURING PCR PROCESS]

PETITIONER, WAS IN THE COURT OF COMMON PLEAS FROM THE DATES OF <MARCH 05, 2018 - OCT. 20<sup>th</sup> 2021>. A TOTAL OF (3) YEARS (7) MONTHS (2) WEEKS AND (1) DAY; ENTIRELY TOO LONG. THESE DELAYS TACTICS, AND/OR SCHEMES, DID SO PRESUDORE THE PETITIONER BECAUSE OF MULTIPLE FAMILY AFFAIRS AND DEATHS, AND TO INCLUDE FINANCIAL PROBLEMS, AS WELL AS MARITAL PROBLEMS/MISHAPS, WHEN DIVORCE WAS FINALIZED ON JANUARY 25, 2021, AFTER SEVEN (7) YRS OF MARRIAGE.

THE POST-CONVICTION COURT'S ORDER OF DISMISSAL WITH PRESUDORE WAS INSUFFICIENT DUE TO THE COURT'S FAILURE TO RULE ON EVERY ISSUE PRESENTED IN THE:

- A) PCR APPLICATION WITH ATTACHED MEMORANDUM;
- B) ISSUES THAT WERE INCLUDED IN THE MEMO;
- C) ISSUES/CLAIMS PRESENTED AT THE EVIDENTIARY HEARINGS.

TO INCLUDE BUT CERTAINLY NOT LIMITED TO THE AFTER-DISCOVERED EVIDENCE OF OTHER ALLEGED PERSONS, WHICH SHOULD HAVE BEEN RULED ON AND PRESENTED, AND THOSE FALSELY ACCUSED PERSONS BROUGHT IN, AND THE PRESENTATION OF THESE FACTS AND ITS CONCLUSION OF LAWS. UNUSUAL DELAYS IN PROCESSING AND ITS EQUAL PROTECTIONS IN RECEIVING VIABLE AND PERTINENT EVIDENCE THAT MAY WELL EXONERATE WHOEGATE. PCR COUNSEL DID NOT INVESTIGATE THE CLAIMS NOR DID HE ATTEMPT TO DO SO.

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THE NATURE OF THE RELIEF  
PETITIONER SHALL RECEIVE

TAMARQUIS ANTIWAIN WINGATE (PETITIONER), IS NOT BEING SELF-OPINIONATED IN THIS MOTION. THE PETITIONER DOES NOT WANT THE COURT TO FEEL AS IF HE KNOWS IT ALL, NOR DOES THE PETITIONER WANT TO UPSET ANY GRATITUDE TOWARDS RELIEF.

HOWEVER, BY SHOWING CAUSE AND PREJUDICE, PETITIONER HAVE/WILL/SHALL ATTEMPT TO DEMONSTRATE THIS MISARRANGE OF JUSTICE HAD HERE, e.g. HIS FULL AND COMPLETE HONEST ACTUAL INNOCENCE IN THE MATTER AT HAND; AND THE ABANDONMENT BY THE (5) FIVE APPOINTED COUNSELS BY THE RESPONDENT, AND THE UNIFORMITY OF THE 12<sup>TH</sup> JUDICIAL CIRCUIT COURTS OF GENERAL SESSIONS AND COMMON PLEAS, AND THE S.C. COURT OF APPEALS, AND ITS DEFICIENCIES IN THE ANDERS PROCEDURES.

WINGATE HAS BOUGHT RELIEF IN THE COURTS OF SOUTH CAROLINA (LISTED ABOVE), AND WAS IGNORED BY THE TURNING OF A DEAF EAR TO HIS SUPPLICATIONS TO ASSUAGE HIS DISTRESS.

THIS FINE COURT, AND ITS RULING CORRECTLY ON THE SUBSTANTIAL QUESTIONS OF LAW AND FACTS PRESENTED, THE PETITIONER WILL MORE THAN LIKELY RECEIVE PROPER TREATMENT, AND WILL ALSO RESULT

7/16 (TW)

IN THE FOLLOWING MANNER:

- (i) - REVERSAL OF CONVICTIONS; AND
- (ii) - REMAND BY ORDER FOR A NEW TRIAL; AND/OR
- (iii) - VACATED (DISMISSAL OF ALL CHARGES)

## SERIOUSNESS

PETITIONER AGREES TOTALLY THAT THE CRIMES THAT ARE CHARGED AGAINST HIM ARE SERIOUS IN NATURE, AND HAVE THOSE CRIMES HAD ACTUALLY TRANSPIRED (IN WHICH IT DID NOT), THEN AND ONLY THEN SHOULD HE BE PUNISHED ACCORDINGLY.

MR. WINGATE, HERE NOW INNOCENTLY PLEA TO THIS COURT TO FACTOR IN THE OTHER PERSONS THAT WAS ALSO FALSELY-ACCUSED BY THE SAME FAMILY. PLEASE TAKE INTO ACCOUNT THAT THE PETITIONER DID NOT, IN NO WAY, COMMITTED A CRIME AGAINST ANYONE, AT ALL IN THAT SAID FAMILY, AND ESPECIALLY IN REGARDS TO ANY CRIMINAL SEXUAL CONDUCT WITH A MINOR IN THE FIRST, SECOND, OR THIRD DEGREE, NOR DID TAMARQUIS ANTWAIN WINGATE, ATTEMPTED TO DO SUCH. THE OTHER PERSONS WERE: (1) WILLIS "COOP" BROWN; (2) T.J. DANIELS; (3) LAVERN NOOKE BARR; (4) MARVIN GRATHAM, ALL OF PAMPICO, S.C.

8/16 TW

## DANGERS ARE MINIMIZED

WINGATE WILL NOT POSE ANY DANGER OR ALL EFFECT, TO THE SAFETY OF ANY PERSON OR COMMUNITY IF RELEASED. INCLUDING THE FACT THAT (HE) WILL NOT BE IN THE SAME AREA, TOWN, COMMUNITY, CITY, COUNTY OR ANY CLOSE PROXIMITY OF WHERE THE ALLEGED FAMILY RESIDE, AND WHERE THE FALSE ACCUSATIONS ORIGINATED.

THE PETITIONER'S LIKELIHOOD THAT (HE) MAY FLEE IF RELEASED WILL BE NO ISSUE AT ALL. FOR (1) IF RELEASED WILL BE ON A GLOBAL POSITIONING SATELLITE (GPS) MONITOR, WHICH IS REQUIRED BECAUSE OF THE PRIOR < 2006 CONVICTION (YOUTHFUL OFFENDER) LEWD ACT W/ MINOR (16-15-140); (2) WILL CERTAINLY HAVE TO REGISTER ON THE SEX OFFENSE REGISTRY WITH THE SHERIFF'S OFFICE OF THE NEW COUNTY, BECAUSE OF THE PRIOR; (3) WILL BE CLOSELY MONITORED BY THE SCPPPS OF THAT NEW COUNTY, AND BY THE STATES BLEED VIA GPS.

WINGATE WILL NOT FLEE, BECAUSE DOING SO MAY NOT ONLY CONSTITUTE GUILT, IT WILL ALSO BE COMPLETELY STUPID. WINGATE WILL NOT RUN AWAY FROM, NOR WILL WINGATE ATTEMPT TO FLEE FROM

9/16 @TW

THE CRIMES CHARGED, AND WITH 1000% CERTAINTY, WILL BE AT ANY HEARINGS, PROCEEDINGS, AND/OR ANY CONFERENCES, UNTIL THE DISPOSITION OF THESE FALSE ACCUSATIONS AGAINST (HIM) ARE FINALIZED, WHETHER THERE BE AN APPEAL OR NOT.

PETITIONER ASK THE COURT TO (PARTICULARLY) UNDERSTAND THIS. THE PETITIONER'S FAMILY TIES, WORK ETHICS, AND THE ABSENCE OF A SERIOUS PRIOR CRIMINAL RECORD. ALL SHOULD SUGGEST THAT THE LIKELIHOOD THAT (WINGATE) WOULD FILE THE JURISDICTION PENDING OUTCOME OF THE ACTION IS VERY MINUSCULE AND RISKS ARE AT A MINIMAL.

## MENTAL HEALTH ISSUES

THE PETITIONER NOW ADDRESS THE REALITY AND ACTUALITY IN FACT THAT (WINGATE), DOES NOT HAVE ANY MENTAL HEALTH ISSUES. NEVER HAVE (HE) EVER, NOT IN ADULTHOOD, HAVE ANY CONCERNS PERTAINING TO MENTAL HEALTH. PETITIONER DOES NOT TAKE ANY MEDICATIONS, NOR HAD HE NO NEED OF ANY MENTAL HEALTH MEDICATIONS, WHILE HE'S INCARCERATED. GOD IS THE VERY REASON WHY PETITIONER IS CLOTHED IN HIS RIGHT MIND.

10/16 (TW)

THE PETITIONER ASSERTS THAT HIS CHARACTER AND CIRCUMSTANCES, IS OF A LAW ABIDING CITIZEN WITH GOOD INTENTIONS. WITH A GREAT FAMILY WHO BELIEVES IN THE CREATOR GOD, WHO IS THE RIGHTEOUS JUDGE, THE ONLY WISE GOD, WHO GAVE US JESUS CHRIST, HIS ONLY BEGOTTEN SON.

PETITIONER ALSO WHOLEHEARTEDLY, BELIEVES IN THIS PECULIAR FAITH, AND I, TRUST IN THE LORD, AND I KNOW THAT HE'S ABLE TO DO EXCEEDING ABUNDANTLY ABOVE ALL I ASK OR THINK OF EVEN PETITION.

WYNGATE HAVE A GREAT FAMILY SUPPORT SYSTEM, AND CONFIDENTLY ASSERTS THAT IT WILL NOT BE VERY HARD TO GAIN EMPLOYMENT. WYNGATE IS A HEALTHY PERSON WHO HAVE NO HEALTH ISSUES.

WITH ALL ABOVE THINGS  
CONSIDERED

THE PETITIONER, MR. TAMARQUE'S ANTWAN WYNGATE, WHO IS BEING HELD AGAINST HIS OWN WILL. RESPECTFULLY SEEK BAIL, BECAUSE THE CURRENT CONVICTION IS UNLAWFULLY HAD.

11/14 @TW

THE CONVICTION, SENTENCE, AND ITS CONFINEMENT, AMOUNTS TO (IN THE VERY LEAST), GROSS MISCARriage OF JUSTICE, AND THAT (HE) IS TRULY INNOCENT. NOT BECAUSE OF LEGAL TECHNICALITIES, BUT IN ALL ACTUALITY IS GUILTLess.

WHEN JUSTICE IS NECESSARY AND REQUIRED, ALL QUIBBLING SHALL END. THIS CASE AT CHIEF, MAY HAVE BEEN A CIRCUMSTANCE TO THE COURT APPOINTED COUNSEL, TO THE COURT IT SHALL BE OF ACTIONABLE INTELLIGENCE.

PETITIONER NOW HOPE AND PRAY, THAT THE COURT IN ITS FULLNESS, PLAINLY ACKNOWLEDGES THE FOLLOWING:

- (1) EXCEPTIONAL CIRCUMSTANCES; AND
- (2) THE SUBSTANTIAL CLAIMS UPON WHICH RAISES HIGH PROBABILITY OF SUCCESS; AND
- (3) SERIOUS DETERIORATION OF INMATE MORALE; AND
- (4) UNUSUAL DELAYS IN SECURING EQUAL PROTECTIONS OF LAWS IN S.C. STATE COURTS; AND
- (5) FAMILY AND COMMUNITY TIES; AND

- (6) Person Institutional Records of NO AND  
Disciplinary in almost (6) six years;
- (7) THE ABSENCE OF A SERIOUS CRIMINAL RECORD.

All suggest that the likelihood the Petitioner would flee the jurisdiction, pending outcome of the action and its disposition, was and continues to be at a maximum.

TO REITERATE WITHOUT SEEMING TO BE A NUISANCE BUT CERTAINLY BRING TO THE COURT'S ATTENTION OF THE CONSTITUTIONAL CLAIMS BASED ON EQUAL PROTECTIONS, VIOLATING PETITIONERS RIGHTS UNDER THE UNIVERSE OF CONSTITUTIONAL LAW EXISTING AT THE TIME (HIS) DIRECT APPEAL ENDED, INCLUDING A DENIAL OF FUNDAMENTAL FAIRNESS THAT SHOULD BE SHOCKING TO THE UNIVERSAL SENSE OF JUSTICE.

SUBSTANTIAL IN NATURE, AND IN THE FORM OF DANGER THATS DETRIMENTAL, THE ISSUES UPON WHICH THE PETITIONER HAVE HIGH LIABILITY OF GREAT SUCCESS, AND THEREFORE WOULD LIKE THE COURT TO BE INDULGENT IN GRANTING BAIL DURING PENDENCY OF APPEAL BY AND WITH RESPECT TO THIS COURT'S PREVIOUS DECISION OF STATE V. STUKES.

ASSERTING A SUBSTANTIVE DUE PROCESS CLAIM AND  
**EQUAL PROTECTION TO SUCH**, (AS TO OTHER  
SIMILARLY SITUATED PERSONS, [AND TO INCLUDE A  
DENIAL - FOR THE RECORD - MR. JUSTICE LAMAR McBRIDE  
APP C/A NO. \_\_\_\_\_]

PETITIONER, PLEA TO THIS HONORABLE  
COURT AND ITS JUSTICES TO THE FACT THAT  
THE:

- ① STATE COURT'S DISPOSITION (DURING TRIAL); AND
- ② DISMISSAL OF DIRECT APPEAL (DURING PENDING); AND
- ③ LOWER COURT'S ORDER OF DISMISSAL (DELAYS)

WAS CONTRARY TO A REASONABLE APPLICATION OF  
AN EXISTANT SUPREME COURT PRECEDENT, AND ON  
A DEGREE OF A CONSTITUTIONAL MAGNITUDE.  
PETITIONER SHALL BE ENTITLED TO RELIEF ON  
THE MERITS.

### INDIGENT STATUS

AN INDIGENT STATE PRISONER, IS  
IN DIRE NEED OF THE RIGHT TO LIVE IN FREEDOM,  
AND SEEKING RELEASE ON (HIS) PERSONAL RECOGNIZANCE,  
PENDING DISPOSITION OF (HIS) COURT  
ENDEAVORS. WINGATE'S CONSTRAINT TO MAKE  
ANY LARGE AMOUNT OF BAIL. WHERE OTHER RELEVANT  
FACTORS CONSIDERED, ITS MERITS, AND PREJUDICES.

# CONCLUSION & Relief Sought

WHEREFORE, ALL PREMISES CONSIDERED:

PETITIONER, HAVING SET FORTH CLEARLY IN THIS 'PETITION FOR BAIL PENDING APPELLATE REVIEW'; HERETO, WOULD RESPECTFULLY MAKE THIS GENUINE REQUEST IN A HUMBLE MANNER, TO THIS COURT, THAT AN ORDER BE ISSUED, BY GRANTING THE FOLLOWING RELIEF SOUGHT; PREFERENCE FROM SLAVERY TO FREEDOM:

(A) Release on Personal Recognizance without surety, pending appellate review and/or new trial is granted and/or its disposal;

OR

(B) Release on Personal Recognizance without surety to any written opinion of court;

OR

(C) Vacate and/or Remand; State Habeas Corpus; and/or <sup>subject</sup>

(D) For such other and further relief as this court may deem just and proper.

\* WHEREAS, Ask that this petition not be so denied arbitrarily or unreasonable (USCA 8th, 13th, 14th <sup>Amend</sup>) because of former counsel's deficiencies and other reasons and/or unfair prejudices had.

\* WINGATE SEEK TO HAVE NOTICE AND FAIR OPPORTUNITY TO BE HEARD AT BAIL HEARING, BEING THAT NO RATIONAL BASIS, CAN BE FOUND IN THE RECORD FOR THE DENIAL OF BAIL PENNING, APPELLATE REVIEW.

\* PETITIONER, ALSO REQUEST THAT THIS ACTION BE ADVANCED ON THE COURTS; AND SCHEDULED FOR A SPEEDY REMEDY IN THE INSTANT CASE OF MR. TAMARQUIS ANTIWANO WINGATE.

I, THE PETITIONER IN THIS MATTER, MR. TAMARQUIS ANTIWANO WINGATE, BEING OF A SOUND MIND, HEREBY, DECLARES UNDER THE PENALTY OF PERJURY AND SW, THAT THE AFORESAID IS TRUE AND CORRECT TO THE BEST OF COMPLETE UNDERSTANDING, KNOWLEDGE, AND BELIEF.

I DO SO RESPECTIVELY AND IN COMPLIANCE, BY SUBMITTING THIS PETITION, AS AN ACTUALLY INNOCENT MAN. AND DO SO HUMBLLY PRAY FOR RELEASE, IN THE MIGHTY NAME OF JESUS OUR LORD AND SAVIOR.

SIGNED AND DATED ON THIS  
26<sup>th</sup> DAY OF OCTOBER, 2022

I Remain In Bonds...  
Tamarquis Wingate  
MR. TAMARQUIS WINGATE  
Bristolville, SC 29010

CC: Enclosure [see see NEPHROLOGY]

Darusselle Dixon (Respondent's Counsel)  
S.C. SUP. Ct. Clerk (Howard) 10/16

PEO SE REPRESENT  
**LEGAL MAIL**  
~~SPEEDY REMEDY PROMISED~~