

South Carolina  
Court of Appeals

Earnest Vaughn  
v Petitioner

C/A No. 2020-000750

pg. 1

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State of South Carolina  
Motion To Reconsider

DEC 19 2022

Respondent

SC Court of Appeals

The Petitioner named above will respectfully ask this Honorable Court to reconsider the order that was received on Dec. 8<sup>th</sup> 2022 that only included a ruling on the Johnson Petition that was filed by Writ of Cert. Lawyer Scarlett Moore.

Ms. Moore was appointed to represent the petitioner by the Supreme Court for the very purpose to raise the constitutional violations that the petitioner filed pro/se after Ms. Moore filed only the Johnson-Petition and she was suppose to raise Ineffective Assistance of Appellate Counsel Taylor Gilliam who lied under oath while testifying at the petitioners PCR Hearing, and ineffective assistance of trial counsel Jane Merrill and PCR counsel Ashley M<sup>rs</sup> Mahan.

Since Ms. Moore did not raise the issues, the petitioner has a constitutional right to raise the issues pro/se.

Ms. Moore's ineffective assistance also violates the petitioners right to Due Process of the 6<sup>th</sup> and 14<sup>th</sup> amendments of the United States Constitution. The petitioner has been denied equal protection of the law through the jury trial, suppression hearing, direct appeal and post-conviction hearing and this misconduct has obstructed justice in the petitioners case.

It is clear that, the police admitted to conducting an "unlawful traffic stop," with "false information" that Laurens County had an active warrant for the driver. Then Officer Josh Hood admitted that, he detained the petitioner without an arrestwarrant and no-one had a warrant for the petitioner and he searched the petitioner with out consent or a searchwarrant. This clearly violated the petitioners 4<sup>th</sup> amendment rights. Therefore, the trial court clearly erred by denying the motion to suppress the evidence and the petitioner has not waived this issue or any of the issues, "raised pro/se," on the, PCR hearing, or the, Writ of Cert.

Therefore, the petitioner ask this Honorable-

Court to reconsider the order in this case and make a ruling on the pro/se issues the petitioner raised in his, pro/se petition, of the 4<sup>th</sup>, 5<sup>th</sup>, 6<sup>th</sup> and 14<sup>th</sup> amendments of the United State's Constitution.

The petitioner ask this in goodfaith.

Respectfully Submitted,  
Date 12-14-22 S./Earnest Vaughn  
Earnest Vaughn

Vaughn v State  
2020-000754

Dear Clerk,

Please find enclosed for filing in your office my motion to reconsider. I would like to add to my Rule 59(e) motion, I also have pending in this case.

Would you please serve all proper parties electronically?

Thank you very much,

**RECEIVED**

DEC 19 2022

SC Court of Appeals

Date, 12-14-22

Sincerely

Ernest Vaughn

Ernest Vaughn

Earnest Vaughn - 246912

Turbeville C.I. Sn B 142

1578 Clearence Coker Hwy.

Turbeville S.C. 29162

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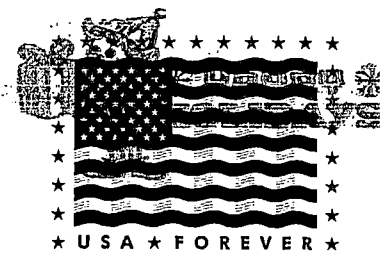
S.C. Court of Appeals

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