

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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JUN 12 2023

S.C. SUPREME COURT

On Certiorari to Cherokee County

The Honorable Robin B. Stilwell, Circuit Court Judge

Lower Case No. 2016-CP-11-00293

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JUN 14 2023

SC Court of Appeals

Case No. 2017-001777

Alonzo C. Jeter, III, PETITIONER,

v

State of South Carolina RESPONDENT.

MOTION TO RECALL THE
REMITTITUR

Petitioner, Alonzo C. Jeter, comes respectfully and motions this Court that it would recall its remittitur ~~was~~ issued on May 1, 2023. Petitioner received notice and copy of this remittitur by and through the MacDougall Correctional Institution's Legal Mail System, on May 16, 2023.

Petitioner does pray that this Court would recall the remittitur albeit it would not appear that it is due to an error or inadvertence on the part of this Court or its officer. State v. Barnes, 413 S.C.1, 774 S.E.2d 454 (2015).

However, looking more closely the Court should be reminded

that Petitioner has informed this Court of the recent hardships he has experienced within the SCDC which has ultimately hindered Petitioner's access to this Court and inability to file an appeal in this case.

Petitioner asks that this Court take judicial notice of the Motion For A Temporary Restraining Order and/or Preliminary Injunction that was filed in the South Carolina Supreme Court on March 17, 2023 in Alenzo C. Jeter, III v State, Appellate Case No. 2023-000024.

In addition, Petitioner asks that this Court take judicial notice of the correspondence dated April 21, 2023, which was filed on April 26, 2023, in the South Carolina Supreme Court, in the case of Alenzo C. Jeter, III v State, Appellate Case No. 2023-000024.

Petitioner would emphasize that he has not had until recently access to his legal files. Petitioner regained access to his legal files on May 8, 2023. Notwithstanding the gained access on that date, Petitioner informs this Court that the legal files were in a disarray once returned and Petitioner is even now still attempting to make ~~some~~ sense out of the files.

Secondly, and equally of importance is the fact that Petitioner's access to legal supplies has been substantially limited. Petitioner has been transferred and is currently

Under an SCDC policy which limits the amount of legal supplies Petitioner may receive to 5 envelopes and 10 sheets of paper and one ink pen per month.

Petitioner has other pending actions which he litigates pro se, has had to provide notice of Change of mailing Address in those cases and has not had the envelopes nor paper which would allow him to file timely in the case sub Judice at bar.

Wherefore, the Petitioner, prays this Court would Recall the Remittitur issued in this case and provide opportunity for Petitioner to appeal this Court's decision to the South Carolina Supreme Court.

Respectfully submitted,



Alonzo C. Jeter, III
PETITIONER / pro se

MacDougall Correctional Institution
1516 Old Gilliard Road
Ridgeville, South Carolina 29472

June ^(at)
~~17th~~ 5th, 2023

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Alonzo C. Jeter, III, ----- PETITIONER,

v

State of South Carolina, ----- RESPONDENT.

CERTIFICATE OF SERVICE

I, Alonzo C. Jeter, III, hereby certify that I have served the Motion To Recall The Remittitur, on Respondent, by placing a copy of the same inside of a postage prepaid envelope, and placing said envelope in the hands of MacDougall Correctional Institution's mailroom personnel, on this 5th day of June 2023, for mailing via the United States Mail, addressed as follows: Megan Harrigan Jameson, Senior Assistant Deputy Attorney General, Post Office Box 11549, Columbia South Carolina 29211; The Honorable Jenny A. Kitchings, Post Office Box 11629, Columbia, South Carolina 29211.

s/ [Signature]
Alonzo C. Jeter, III
MacDougall Correctional Institution
1516 Old Gilliard Road
Ridgeville, South Carolina 29472



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

CATHERINE S. HARRISON
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

May 01, 2023

The Honorable Brandy W. McBee
PO Drawer 2289
Gaffney SC 29342-2289

REMITTITUR

Re: Alonzo C. Jeter, III, v. State
Lower Court Case No. 2016CP1100293
Appellate Case No. 2017-001777

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

A handwritten signature in cursive script that reads "Catherine Harrison, deputy".

CLERK

Enclosure

cc: Megan Harrigan Jameson, Esquire
Alonzo C. Jeter, III, 282902



South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS, CLERK
POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211

MacDougall Correctional Inst
Mailroom

MacDougall Correctional Inst
Mailroom

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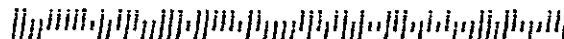
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ALONZO C. JETER, III, 282902
MANNING CORRECTIONAL INSTITUTION
502 BECKHAM DRIVE
COLUMBIA SC 29203

MacDougall
028-11A

SCDC
MAY 3 2023
MCI
MAIL ROOM

29203-320802



June 5, 2023

Alonzo C. Jeter, III, #282902
MacDougall Correctional Institution
1516 Old Gilliard Road
Ridgeville, South Carolina 29472

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

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JUN 14 2023

SC Court of Appeals

RE: Alonzo C. Jeter, III v State of South Carolina

Appellate Case No. 2017-001777

Dear Honorable Clerk, Kitchings:

Enclosed, please find for filing, the Motion To Recall The Remittitur, along with a Certificate of Service for the same.

Enclosed, please find also, an additional copy of these documents along with a self-addressed stamped envelope. Please return to me a file-stamped copy of these filings. *Please do provide me a photocopy of the provided SCDC Christmas SASE.
Thank you for your assistance in this matter.

Sincerely, 
Alonzo C. Jeter, III

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S.C. SUPREME COURT

Alonzo C. Jeter, III, #282902
MacDougall Correctional Institution
1516 Old Gilliard Road
Ridgville, South Carolina 29472

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S.C. SUPREME COURT

The Honorable Patricia A. Howard
Clerk, South Carolina Supreme Court
Post Office Box 11330
Columbia, South Carolina 29211

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JUN 14 2023

SC Court of Appeals

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