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8-9-23

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Court of APPEALS
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SC Court of Appeals

From: FRANKIE MEGEE #241658
Perry Correctional Inst - P2A-207
430-OAKLAWN, ROAD
Pelzer, S.C. #29669

FRANKIE L. MEGEE V. STATE S.C.

Lower Court Case No. 2015CP4000241
Appellate Case No. 2018-002146

PLEASE I'm Requesting TO HAVE A
Sentence Reduction or A Petition
TO HAVE MY CASE ReHeard BASED OFF
OF THE EVIDENCE USED IN TRIAL
on (8-1-11) THE Courts Convicted me
OF 1st Degree Burglary AND 1st Degree Murder
THE Incident HAPPEN IN Columbia, S.C.
on (5-3-09) I WAS sentenced TO Life
IN Prison NO Parole Plus 30 Years.

EVIDENCE - AT - TRIAL

- (1) NO D.N.A FROM F. MCGEE AT THE VICTIM HOME INSIDE NEITHER OUTSIDE.
- (2) NO D.N.A FROM F. MCGEE ON THE OBJECT USED IN THE CRIME.
- (3) ANOTHER PERSON TOUCH D.N.A WAS ON THE HANDLE OF THE OBJECT USED IN THE CRIME.
- (4) THE ONLY WITNESS PRESENT AT VICTIM HOME WHEN INCIDENT HAPPEN POSITIVELY IDENTIFIED A SUSPECT NAME (DAVID WILLIAMS) IN A POLICE DEPT SHOW UP PROCEDURE THE SAME NIGHT AND TOOK A SWORN OATH TO TELL THE TRUTH AND WROTE A AFFADAVIT OF STATEMENTS ON HIM IN DETAIL SHE SAID THE PERSON IN THE VICTIM YARD WAS (DAVID WILLIAMS) AND HE WAS WEARING BLUE JEANS AND A WHITE T-SHIRT HOLDING A LONG OBJECT IN HIS HANDS A STICK OR PIPE ON HIS HANDS WAS WHITE PLASTIC HOSPITAL RUBBER GLOVES SHE SAID IN HER WRITTEN STATEMENT THAT NIGHT IT WAS HIM (DAVID WILLIAMS) SHE ALSO DID READ HER STATEMENT DURING TRIAL ON STAND.
- (5) FRANKIE MCGEE WAS NOT PRESENT AT THE VICTIM RESIDENCE AT 11:30^{PM} WHEN INCIDENT HAPPEN NO ONE NEVER IDENTIFIED MCGEE.

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(6) During Trial The Investigator While On Stand Did Read The Hand Written Statements From The Only Witness At Victim Residence When The Incident Happen At 11:30 PM She Said It WAS (DAVID Williams) In Victim YARD With The object In His HANDS.

(7) The Only Witness At Victim House When The Incident Happen Testified on Stand To SAY She Did Not See No one Committ The Burglary Neither The Assault on Victim AND When she Left The Victim House She Did NOT see No one Inside Neither outside of Victim Residence.

(8) THE Description of Suspect WAS (DAVID Williams) 6 Foot 1" TALL AND 180 LBS She Positively Identified Him In A Police SHOW UP Procedure Minutes Within THE SAME Hour OF Incident At Victim Residence.

(9) F. McGee Is 5 Foot 7" TALL AND 230 LBS No one Never Identified McGee As A Suspect THE night OF THE Incident Neither THAT Year Neither During Trial (8-1-11) I Frankie McGee WAS Not Present At THE Victim Residence When THE Incident Happen At 11:30 PM.

(10) During Trial THE Columbia City Police DEPT officer Testified on STAND TO SAY THE 911-DESCRIPTION WAS SUSPECT Blue JEANS White T-Shirt He SAW 2 Subjects one WAS MATCHING THE 911 Description He Testified TO SAY HIS NAME WAS (DAVID Williams) He CHASED Him Home AND Found Him Hiding In A Closet THE Witness Testified TO THE SAME STATEMENTS on STAND THEY Both Positively IDENTIFIED (DAVID Williams) AS THE SUSPECT THE SAME NIGHT AT THE Victim Residence Wearing Blue JEANS AND A White Shirt. He WAS Arrested THAT NIGHT.

(11) During Trial THE Prosecutor DID Tell THE Judge THE ONLY Witness AT Victim Residence THAT night Will NOT Be Able TO DO NO In Court IDENTIFICATION OF McGee AND SHE HAS ALREADY Positively IDENTIFIED A SUSPECT NAME (DAVID Williams) THE SAME NIGHT OF THE INCIDENT AS SUSPECT AT Victim Residence WITH A OBJECT IN HIS HANDS.

(12) THE Witness Testified on STAND TO SAY SHE DID NOT IDENTIFY F. McGEE THE NIGHT OF THE INCIDENT AS A SUSPECT AT Victim Residence.

(Zuanke Magee) (8-8-23)

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PLEASE IM ASKING THE COURTS
TO PLEASE REVIEW THE PHYSICAL
EVIDENCE AND STATEMENTS
FROM THE WITNESS AT THE
CRIME SCENE THE NIGHT OF
THE INCIDENT.

I HAVE SERVED 15 YEARS IN PRISON
WITH NO S.C.D.C WRITE UPS
OR CHARGES ON ME

(8/8/23)

Frankie Magee #241658

FRANKIE MEGEE #241658
Perry Correctional, Inst - 02A-207-T
430-OAKLAWN Rd
Pelzer, S.C.

GREENVILLE SC 296
10 AUG 2023



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29201-376293