

STATE OF SOUTH CAROLINA
COUNTY OF SUMTER

IN THE COURT OF COMMON PLEAS
THIRD JUDICIAL CIRCUIT

C.A No.: 2022-CP-43-0776

JEREL MARQUIS HERIOT, #356193,
Applicant,

v.

STATE OF SOUTH CAROLINA,
Respondent.

MOTION FOR RELIEF
OF JUDGMENT
[SCRCP 60(b)]

RECEIVED

SEP 01 2023

S.C. SUPREME COURT

ABOVE CAPTIONED APPLICANT ('Heriot') invokes Rule 60(b) of the South Carolina Rules of Civil Procedure (SCRCP) to challenge and question the integrity of Heriot's Post-Conviction Relief (PCR) process in the instant case, and to clearly assert that Heriot did not receive a complete and fair opportunity to enjoy a 'fair bite at the apple' as stated in Odom v. State, 337 S.C. 256, 261, 523 S.E. 2d 753, 755 (S.C. 1999), due to 'Excusable Neglect' and 'Fraud'.

Heriot expounds upon above-stated points in the attached 'Memorandum Supporting...' with supporting documents so referenced therein, for this Court to vacate the prospective operation of the December 9, 2022 Order of Dismissal of the instant action, in the interest of justice.

151 Jerel Marquis Heriot
Jerel Marquis Heriot, # 356193
E.C.I. F.I - 170-A
610 Highway 9 West
Bennettsville, SC 29512

25th August 2023
Suzanne Oellu
Clerk of Court
2/14/24
8-25-23
DATE