

Jerrell Brockman 312862
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Columbia, SC 29210



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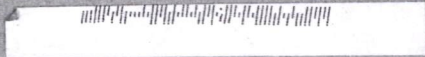
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Supreme Court of South Carolina
1231 Gervais St
Columbia, SC 29201

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S.C. SUPREME COURT



State of South Carolina
In The Supreme Court

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S.C. SUPREME COURT

Appeal From Chester County
Honorable

Jerrel Brockman petitioner

VS

State of South Carolina Respondent

Explanation

Now come the petitioner Jerrel Brockman
submit this explanation to this Honorable

Supreme Court pursuant to SCAH, Rule 243
Cas; based on the sufficient reasons under
the created legislative per filing statutory
exception procedural provision clause of
17-27-45 cas; a statutory safeguard
controlling law; this is why the petitioner
current file per application is not
successive nor untimely file; and the
petitioner did state a cognizable claim
for relief, which the petitioner asserted the
cognizable per filing procedural safeguard exception
under the discover rule of 17-27-45 cas "actual
discover;" in the petitioner per application allegations
to question 10, and question 11; the petitioner
demonstrate when he came into actual discover
of such material through due diligence.

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as it was held in the Statutory requirement and the holding outlined in *Mccoy vs State* 1737 S E2d 611 [2]; also in support of this Statutory Controlling filing exception procedural law of 17-27-45(c), which filing procedure (provision 17-27-45(c) does not apply to this PCR filing exception procedural safeguard under the discover rule; as it supra held in *Mccoy vs State* [2], [3, 4]; based on such explanation outlined the petitioner pray in the interest of justice that this Honorable Court issuance a administrative order remanding this case back to the lower court ordering that an evidentiary hearing be held under the PCR filing procedural exception under 17-27-45(c); discover rule; as it was supra *Mccoy vs State* [3, 4]; and the holding

outlined in *Leamon vs state* 611 S E2d 494
[7]; petitioner finally assert that a question
of facts and law have raise a statutory
safeguard filing procedural exception under
17-27-45(c); can only be resolve by an
evidentiary hearing be held to determine such
actual discover rule filing exception material
as it was supra held in *mccoy vs state*; as
a matter of law therein.

Dated: December 5 2023

~~Shirrell Brockman~~
Shirrell Brockman

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