

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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MAR 15 2024
SC Court of Appeals
RESPONDENT,

THE STATE

v.

KEVIN E. HERRIOTT

APPELLANT

APPELLATE CASE No. 2019-000969

MOTION FOR LEAVE TO
HOLD CASE IN ABEYANCE

NOW COMES Appellant Kevin E. Herrriott in pro se, in necessity, hereby, moves this Honorable Court asking for a(n) Court Order to grant Appellant's Motion to hold case in abeyance until the South Carolina Supreme Court rule on Appellant's Writ of Mandamus.

The Appellant seeks a Writ for the purpose of this Court's acceptance to hear the submitted briefs and partial record of both parties without remedy to compel Appellant's former trial

counsel's of record case(s) files to Appellant. The Appellant avers that without a complete record the Court will continue to impede Appellants Constitutional Rights causing a miscarriage of justice.

WHEREFORE UPON, the above legal premise the Appellant ask this Court to consider and rule on the facts in favor of Appellant against Respondent.

Done This 6 day of March, 2024.
Respectfully Submitted,

K-E Herrcott
Kevin E. Herrcott, # 313862
McCormick Correctional Institution
386 Redemption Way
McCormick, DC 29899

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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SC Court of Appeals

Appeal from Lee County
Honorable E. Ferrell Cothran, Jr., Circuit Judge
Appellate Case No. 2019-000969

THE STATE

RESPONDENT

v.

KEVIN E. HERRIOTT

APPELLANT.

PROOF OF SERVICE

I, Kevin E. Herrriott, do hereby, certify that I
have served the within motion to Hold Case In Abeyance
on the Clerk having one copy delivered to :

Clerk Jerry Abbott Kideghing
S.C. Court of Appeals
Clerk's Office
Post Office Box 11629
Columbia, SC 29211

I, further certify that all parties required by Rule to
be served have been served. This 4th day of March, 2024.

1st Kevin E. Herrriott
Kevin E. Herrriott
SCDC # 313362
McCormick Carr Inst
336 Redemption Way
McCormick, SC 29849

Kevin E. Herriott
SCD# 313862
McCormick Correctional Institution
386 Redemption Way
McCormick, SC 29899

March 6, 2024

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SC Court of Appeals

Clerk Jenny Abbott Kitchings
S.C. Court of Appeals
Clerk's Office
Post Office Box 11629
Columbia, SC 29211

Re: The State v. Kevin Herriott
Appellate Case No. 2019-000969
Hold Case In Abeyance

Dear Clerk:

I am writing to inform this Office to hold case in abeyance due to an incomplete record and the Appellant seeks a Writ of Mandamus to the SC Supreme Court because the former attorneys that represented Appellant has failed to disclose discovery in a timely manner in attempt to thwart the Appellant's attempt to make a colorable record demonstrating his Constitutional Rights have been violated.

Yours Truly,

K. E. Herritt
Kevin E. Herritt, Pro Se.

FILED
T. H. HERRITT

Kevin E. Herrfolt, # 313862
McCormick Correctional Institution
386 Redemptor Way
McCormick, SC 29899

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