

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

CERTIORARI TO BEAUFORT COUNTY  
PERRY M. BUCKNER, CIRCUIT COURT JUDGE

**RECEIVED**

OCT 11 2013

MORRIS STEWART.

PETITIONER, S.C. SUPREME COURT

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2012-213420  
PETITION FOR LEAVE OF COURT

Petitioner, Morris Stewart request that Leave from the Appellate Court be granted, that petitioner may file a Rule 60(B)(2)(3), SCRCF. Petitioner has newly discovered evidence which by Due Diligence could not have been discovered in time to move for a new trial under Rule 59(B), SCRCF, and misrepresentation of an adverse party. Petitioner feels leave should be granted to allow the lower court on opportunity to hear and make ruling on the issues, which will also preserve the issues for appellate review at the state and federal levels.

Therefore, petitioner request that Leave of Court be granted.

Respectfully Submitted,



Morris Stewart  
Allendale Correctional Institute F3/B-49  
P.O. Box 1151  
Fairfax, SC 29827  
Pro Se

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CERTIFICATE OF SERVICE

I certify that a true copy of the petition for Leave of Court In this case have been served on  
Ashleigh R. Wilson, Esquire, at Rembert Dennis Building, 1000 Assembly Street, Room 519,  
Columbia, SC 29201, this 8<sup>th</sup> day of october, 2013.

SWORN TO BEFORE ME this day \_\_\_\_\_  
of \_\_\_\_\_, 2013.

  
\_\_\_\_\_  
Morris Stewart  
Pro Se

\_\_\_\_\_  
(L.S.)  
NOTARY Public For South Carolina

My Commission Expires: \_\_\_\_\_